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from another state but we can't manufacture it from our own plant.

SENATOR SCHMIT: Now you said there is a current case then, pending in court on this issue.

SENATOR LABEDZ: Yes, Falstaff has filed a suit against the Liquor Commission saying there was no violation of the law as it stands now.

SENATOR SCHMIT: Well then, specifically, does your amendment deal with that question?

SENATOR LABEDZ: Yes, it makes it very, very clear that there would not be any violation as Falstaff is working its process now.

SENATOR SCHMIT: Well this amendment would solve the problem then.

SENATOR LABEDZ: It definitely would, yes.

SENATOR SCHMIT: I see. You do not see any problem with that, the fact that the issue is already in the court and we are taking action on the floor at the time that the issue is before the court?

SENATOR LABEDZ: No, Senator Schmit, because I do not see any problem because we have had several attorneys working both from the Liquor Commission and the attorneys in Omaha that I had working on it and they see no problem. The court case can go ahead.

SENATOR SCHMIT: What would be the impact if we would pass this? Will that have an impact upon the court case?

SENATOR LABEDZ: No. They claim it will not.

SENATOR SCHMIT: It will not.

SENATOR LABEDZ: No, definitely not.

SENATOR SCHMIT: Well then, Mr. President, I would just like to say that I also support the amendment. I agree with Senator Labedz and Senator Hefner and Senator Beutler. The issue is of vital importance. I think that sometimes these things come to our attention by virtue of the fact that a case is filed perhaps and I think maybe in the long run it does us all a service by the very fact that as a Legislature, and as Senator Hefner pointed out, we probably should have done it last year but without the urgency of a court action