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Apparently the Supreme Court has decided to settle the issue. It has noted probable jurisdiction in Zaretsky v. New Jersey State Comm'n. of Investigation, 35 N.J. 241, 61 A.2d 129, prob. juris noted, 39 U.S.L.W. 5375, 8 C.L.R. Rep. 4134 (Mar. 1, 1941). The pertinent questions noted by the Court are:

1. Whether a state immunity statute which merely prevents the subsequent use of a witness' testimony and evidence derived therefrom is sufficient to supplant the privilege against self-incrimination?

2. Whether Coleman v. Hitchcock, 142 U.S. 547 (1892), which stated that "absolute immunity against further prosecution is required before the Fifth Amendment privilege may be supplanted" is still the law of the land.

4. Whether the immunity statute brought the Fifth Amendment privilege to bear to provide immunity against future prosecution against the individual who has been subjected to such proceedings.