

**ANTI-DEFAMATION LEAGUE  
&  
NATIONAL CONSTITUTION CENTER**



**19<sup>th</sup> ANNUAL  
SUPREME COURT REVIEW**

**National Constitution Center, Philadelphia  
July 10, 2018**

## Agenda 12:00-1:30 EDT

- I. Welcome, Background, & Introductions
- II. Supreme Court 2018 Term
  - Term Overview
  - Immigration: *Trump v. Hawaii*; *Jennings v. Rodriguez*; lower court challenges related to DACA, “sanctuary” cities, TPS, family separation, and detention.
  - Voting Rights: *Jon Husted v. A. Philip Randolph Institute*; *Abbott v. Perez*; *Gill v. Whitford*; lower court challenges of note.
  - First Amendment/Free Speech: *Masterpiece Cakeshop v. Colorado Civil Rights Commission*; *NIFLA v. Becerra*; *Janus v. AFSCME Council 31*.
  - Privacy/Criminal Procedure: *Carpenter v. United States*.
  - Additional lower court challenges to watch/The State of the Judiciary.
    - i. The “wall” between politics and the law (federal court appointments)
    - ii. The future of the Supreme Court (possible retirements)
- III. Questions

## Featured Speakers



### Erwin Chemerinsky

Erwin Chemerinsky became the 13th Dean of Berkeley Law on July 1, 2017, when he joined the faculty as the Jesse H. Choper Distinguished Professor of Law. Prior to assuming this position, from 2008-2017, he was the founding Dean and Distinguished Professor of Law, and Raymond Pryke Professor of First Amendment Law, at University of California, Irvine School of Law, with a joint appointment in Political Science. Before that he was the Alston and Bird Professor of Law and Political Science at Duke University from 2004-2008, and from 1983-2004 was a professor at the University of Southern California Law School, including as the Sydney M. Irmas Professor of Public Interest Law, Legal Ethics, and Political Science. He also has taught at DePaul College of Law and UCLA Law School. He teaches Constitutional Law, First Amendment Law, Federal Courts, Criminal Procedure, and Appellate Litigation. He is the author of ten books, including *The Case Against the Supreme Court*, published by Viking in 2014, and two books published by Yale University Press in 2017, *Closing the Courthouse Doors: How Your Constitutional Rights Became Unenforceable* and *Free Speech on Campus* (with Howard Gillman). He also is the author of more than 200 law review articles. He writes a weekly column for the Sacramento Bee, monthly columns for the ABA Journal and the Daily Journal, and frequent op-eds in newspapers across the country. He frequently argues appellate cases, including in the United States Supreme Court. In 2016, he was named a fellow of the American Academy of Arts and Sciences. In January 2017, National Jurist magazine again named Dean Chemerinsky as the most influential person in legal education in the United States. Chemerinsky holds a law degree from Harvard Law School and a bachelor’s degree from Northwestern University.



## Frederick M. Lawrence

Frederick M. Lawrence is the 10<sup>th</sup> Secretary and CEO of the Phi Beta Kappa Society, American's first and most prestigious honor society, founded in 1776. Lawrence is a Visiting Professor at the Georgetown Law Center and the McCourt School of Public Policy at Georgetown University, and has previously served as president of Brandeis University, Dean of the George Washington University Law School, and Visiting Professor and Senior Research Scholar at Yale Law School.

An accomplished scholar, teacher and attorney, Lawrence is one of the nation's leading experts on civil rights, free expression and bias crimes. Lawrence has published widely and lectured internationally. He is the author of *Punishing Hate: Bias Crimes Under American Law* (Harvard University Press 1999), examining bias-motivated violence and the laws governing how such violence is punished in the United States. He frequently contributes op-eds to various news sources, such as Newsweek, The Boston Globe, the Observer, The Hill, the NY Daily News and The Huffington Post, and has appeared on CNN among other networks.

Lawrence's legal career was distinguished by service as an assistant U.S. attorney for the southern district of New York in the 1980s, where he became chief of the Civil Rights Unit. Lawrence received a bachelor's degree in 1977 from Williams College magna cum laude where he was elected to Phi Beta Kappa, and a law degree in 1980 from Yale Law School where he was an editor of the Yale Law Journal.



## Dahlia Lithwick

Dahlia Lithwick is a senior editor at Slate, and in that capacity, writes the "Supreme Court Dispatches" and "Jurisprudence" columns. Her work has appeared in the *New York Times*, *Harper's*, *The New Yorker*, *The Washington Post*, and *Commentary*, among other places.

She won a 2013 National Magazine Award for her columns on the Affordable Care Act. She has been twice awarded an Online Journalism Award for her legal commentary and was the first online journalist invited to be on the Reporters Committee for the Freedom of the Press. Ms.

Lithwick has testified before Congress about access to justice in the era of the Roberts Court. She has appeared on CNN, ABC, The Colbert Report, and is a frequent guest on *The Rachel Maddow Show*.

Ms. Lithwick earned her BA from Yale University and her JD degree from Stanford University. She is currently working on a book about the four women justices of the United States Supreme Court.