

**NAME OF EVENT:**

**The Supreme Court Preview 2020-2021**

(This event has been approved for 1.5 hours of California MCLE credit.)

**DATE | TIME | LOCATION:** September 24, 2020 | 12:30 p.m. to 2:00 p.m. ET | Online

**BRIEF DESCRIPTION:**

ACS will host its annual panel discussion at which a diverse group of experts will offer their insights previewing the Supreme Court Term that will begin October 5th.

**SPEAKERS' NAMES AND BIOS:**

*Welcome Remarks:*

**Russ Feingold**, ACS President

*Panelists:*

**Kimberly Atkins**, Senior Opinion Writer, *The Boston Globe*, Moderator

**Katherine Franke**, James L. Dohr Professor of Law and Director, Center for Gender and Sexuality Law, Columbia Law School

**Abbe Gluck**, Professor of Law and Faculty Director, Solomon Center for Health Law and Policy, Yale Law School

**Elbert Lin**, Partner, Hunton Andrews Kurth LLP, and former Solicitor General of West Virginia

**Jeannie Rhee**, Partner, Paul Weiss

**Paul Smith**, Vice President, Litigation & Strategy, Campaign Legal Center

**AGENDA OF PROGRAM:**

5 minutes welcome and introductions

5 minutes introductory remarks

65 minutes speaker presentations and moderated conversation

15 minutes Q&A

**MATERIALS FOR CALL:**

Ian Millhiser, [Ruth Bader Ginsburg's Legacy, and the Future of the Supreme Court, Explained](#), VOX (Sept. 18, 2020).

Marcia Coyle, [On Balance: What's to Come in the New SCOTUS Term](#), NAT'L L. J. (Aug. 31, 2020).

Steve Vladek, [The Supreme Court's Most Partisan Decisions Are Flying Under the Radar](#), SLATE (Aug. 11, 2020).

## ***California v. Texas***

[Texas v. United States](#), 945 F.3d 355 (5th Cir. 2019) cert. granted sub nom. California v. Texas, 140 S. Ct. 1262, 206 L. Ed. 2d 253 (2020), and cert. granted sub nom. Texas v. California, 140 S. Ct. 1262, 206 L. Ed. 2d 253 (2020).

[Petition for Writ of Certiorari](#), *California v. Texas*, 140 S. Ct. 1262 (No. 19-840).

[Brief for Jonathan H. Adler, Nicholas Bagley, Abbe R. Gluck, and Ilya Somin as Amici Curiae Supporting Petitioners](#), *California v. Texas*, No. 19-840 (U.S. May 13, 2020).

David Gans, [Severability, Robocalls, and the Legacy of Marbury v. Madison: Why the Challenge to the ACA Must Fail](#), ACS BLOGS (July 7, 2020).

Abbe R. Gluck, Mark Regan & Erica Turret, [The Affordable Care Act's Litigation Decade](#), 108 GEO. L. J. 1471 (2020).

Julie Rovner, [The Future Of The Affordable Care Act In A Supreme Court Without Ginsburg](#), NPR (Sept. 21, 2020).

## ***Carney v. Adams***

[Adams v. Governor of Delaware](#), 922 F.3d 166 (3d Cir. 2019).

[Petition for Writ of Certiorari](#), *Carney v. Adams*, 140 S.Ct. 602 (No. 19-309).

[Brief of Campaign Legal Center as Amicus Curiae for Petitioner](#), *Carney v. Adams*, 140 S.Ct. 602 (No. 19-309).

Lisa Soronen, [SCOTUS Will Hear Case Regarding Governors' Authority to Appoint Judges](#), NATIONAL CONFERENCE OF STATE LEGISLATURES (Dec. 28, 2019).

## ***Dept. of Just. v. House Comm. on the Judiciary***

[House Comm. on the Judiciary v. Dept. of Just.](#), 951 F.3d 589 (D.C. Cir. 2020).

[Petition for Writ of Certiorari](#), *Dept. of Just. v. House Comm. on the Judiciary*, No. 19-1328, 2020 WL 3578680 (U.S. July 2, 2020).

Amy Howe, [Justices Block Release of Secret Mueller Grand Jury Materials](#), SCOTUSBLOG (May 20, 2020).

Josh Gerstein & Kyle Cheney, [Supreme Court to Rule on House Access to Mueller Grand Jury Secrets](#), POLITICO (July 2, 2020).

Neil Kinkopf, [Judicial Legitimacy and the Future of Congress's Impeachment Power: The Mueller Report Goes to Court](#), ACS BLOGS (July 7, 2020).

### **Ford Motor Co. consolidated cases**

[Bandemer v. Ford Motor Co.](#), 931 N.W.2d 744 (Minn. 2019).

[Ford Motor Co. v. Mont. Eighth Jud. Dist. Ct.](#), 443 P.3d 407, 395 Mont. 478 (2020).

[Petition for Writ of Certiorari](#), *Ford Motor Co. v. Bandemer*, 140 S. Ct. 916 (No. 19-368).

[Petition for Writ of Certiorari](#), *Ford Motor Co. v. Mont. Eighth Jud. Dist. Ct.*, 140 S. Ct. 917 (No. 19-368).

[Brief of Amicus Curiae Institute of International Bankers for Petitioner](#), *Ford Motor Company v. Montana Eighth Judicial District Court & Ford Motor Company v. Bandemer*, Nos. 19-368 & 19-369 (U.S. Mar. 6, 2020).

Martina Barash, [Ford Will Get High Court Input on Where It Can Be Sued](#), BLOOMBERG NEWS (Jan. 17, 2020).

### **Fulton v City of Philadelphia**

[Fulton v. City of Philadelphia](#), 922 F.3d 140 (3d Cir. 2019).

[Petition for Writ of Certiorari](#), *Fulton v. City of Philadelphia*, 140 S. Ct. 1104 (No. 19-123).

[Brief of Church-State Scholars as Amicus Curiae for Respondents](#), *Fulton v. City of Philadelphia*, 140 S. Ct. 1104 (No. 19-123) ([signatories](#)).

Amy Howe, [Justices to Take Up Case Involving Faith-Based Adoption Agencies and Same-Sex Couples](#), SCOTUSBLOG (Feb. 24, 2020).

Jimmy Hoover, [Supreme Court Eyeing Major Change In First Amendment Law](#), LAW360 (Aug. 25, 2020).