



**NAME OF EVENT:** Roe v. Dobbs - The Past, Present, and Future of the Constitutional Right of Abortion

**DATE | TIME | LOCATION:** April 17, 2023 | 5:30 p.m. | Mayer Brown LLP, Chicago, IL or Online

**BRIEF DESCRIPTION:**

Join the ACS Chicago Lawyer Chapter for a discussion with Professor Geoffrey R. Stone, moderated by Lucy Holifield, regarding his forthcoming book *Roe v. Dobbs – The Past, Present, and Future of the Constitutional Right to Abortion*.

**SPEAKERS' NAMES AND BIOS:**

- **Professor Geoffrey R. Stone** University of Chicago Law School
- **Lucy Holifield**, Attorney, Mayer Brown (*moderator*)

**AGENDA OF PROGRAM:**

- **5:30-5:35:** Introduction (5 mins)
- **5:35-6:20:** Discussion of forthcoming book, the current state of reproductive access, and what the future looks like (45 mins)
  - The history of abortion from the ancient world through the ratification of the United States Constitution and the first half of the 19<sup>th</sup> century.
  - The campaign against legalized abortion from the mid-19<sup>th</sup> century until the mid-twentieth century, and the impact of the criminalization of abortion on the lives of women.
  - The Women's Rights Movement and changes in public attitudes towards abortion beginning in the 1960s.
  - The decision in *Roe v. Wade* in 1973. (Stone has special insight about this decision because he was serving as a law clerk to Supreme Court Justice William J. Brennan, Jr., at the time *Roe* was decided. Analysis of Justice Harry Blackmun's opinion in *Roe*.)
  - The public's reaction to *Roe* at the time it was decided.
  - The growth of a strong, religion-based movement opposing *Roe*, as well as women's rights and the gay rights movement.

- A campaign of the newly-founded Moral Majority and a series of Republican presidents to appoint Justices to the Supreme Court who would overrule the decision in *Roe*.
  - The Supreme Court surprising 1992 decision in *Planned Parenthood v. Casey*, which modified the holding in *Roe* but also reaffirmed it, to the dismay of the Moral Majority and the Court's increasingly conservative Justices.
  - President Donald Trump's appointment of three *very* conservative Justices.
  - The Supreme Court's 2022 decision in *Dobbs v. Jackson Women's Health Organization*, in which five very conservative Justices, including all three of the Justices appointed by President Trump, discredited the Court's almost fifty year-old decision in *Roe* and flatly overruled it.
  - An analysis of the Court's reasoning in *Dobbs* and its implications for other rights in the future.
  - The impact of *Dobbs* on the lives and liberty of women.
- 6:20-6:30: Open Q&A (10 mins)

#### READING MATERIALS:

- Mitchell, Jonathan, [Why Was Roe V. Wade Wrong?](#), March 8, 2023.
- Chemerinsky, Erwin, [Chemerinsky: Ruling in Abortion Cases Will Greatly Affect Women's Lives but Won't End Controversy](#), ABA Journal, November 30, 2021.
- Bridges, Khiara M., [Race in the Roberts Court](#), 136 Harv. L. Rev. 23, (November 10, 2022).
- Sunstein, Cass R., [Dobbs and the Travails of Due Process Traditionalism](#), (June 24, 2022).
- Balkin, Jack M., Abortion, [Partisan Entrenchment and the Republican Party](#), (September 8, 2022).
- Roberts, Dorothy E., [The Reproductive Violence of Family Policing & Separation](#), (May 9, 2022).
- Minow, Martha, [The Unraveling: What Dobbs May Mean for Contraception, Liberty, and Constitutionalism](#) (January 31, 2023).

- Huq, Aziz Z. and Wexler, Rebecca, [Digital Privacy for Reproductive Choice in the Post-Roe Era](#) (August 16, 2022).
- Goodwin, Michele, [Abortion: A Woman's Private Choice](#), 95 Tex. L. Rev. 1189 (2017) (with Erwin Chemerinsky)
- Cohen, I. Glenn, [Reproductive Technologies and Embryo Destruction After Dobbs](#) (November 22, 2022).
- Re, Richard M., [Should Gradualism Have Prevailed in Dobbs?](#) (November 16, 2022).
- Litman, Leah, Murray, Melissa and Shaw, Katherine, [The Link Between Voting Rights and the Abortion Ruling](#), (June 28, 2022).

**Biographies:**



Professor **Geoffrey R. Stone** is the Edward H. Levi Distinguished Service Professor at the University of Chicago. After serving as a law clerk to Justice William J. Brennan, Jr. of the Supreme Court of the United States, Mr. Stone joined the faculty of the University of Chicago Law School in 1973. Mr. Stone has served as dean of the University of Chicago Law School (1987-1994) and Provost of the University of Chicago (1994-2002).

Mr. Stone is the author or co-author of many books on constitutional law, including, among others, *Roe v. Wade: The Past, Present and Future of a Constitutional Right to Abortion* (forthcoming Fall 2023); *A Legacy of Discrimination: The Essential Constitutionality of Affirmative Action* (2023); *Social Media, Freedom of Speech, and The Future of Our Democracy* (2022); *Leaks, National Security and Freedom of the Press* (2021); *Democracy and Equality: The Enduring Constitutional Vision of the Warren Court* (2020); *The Free Speech Century* (2019); *Sex and the Constitution* (2017); *Top Secret: When Government Keeps Us In the Dark* (2007); *War and Liberty* (2007); and *Perilous Times: Free Speech in Wartime* (2004), which won eight national book awards.

Mr. Stone is also the co-editor of one of the nation's leading constitutional law casebooks, one of the nation's leading First Amendment casebooks, chief editor of a twenty-five volume series, *Inalienable Rights*, which is published by the Oxford University Press, and for thirty years he has been an editor of the *Supreme Court Review*.

Mr. Stone is a former Chair of the Board of the American Constitution Society, a Fellow of the American Academy of Arts and Sciences, and a Member of the American Philosophical Society, the American Law Institute, and the National Advisory Council of the American Civil Liberties Union. In 2013, President Obama appointed Mr. Stone to the five-member NSA Review Group, which produced an influential report following up on the Edward Snowden disclosures, he then served as a Senior Advisor to the Director of National Intelligence. In 2014, he chaired the faculty committee that drafted The University of Chicago's Statement on Free Expression, which has since been adopted by more than one hundred colleges and universities across the nation.



**Lucy Holifield** moved to Chicago from Arkansas in 2018 to join Mayer Brown where she now represents national and multinational clients across various industries in complex litigation. Lucy is excited to connect to her community as a new member of the Board of the Chicago Section of ACS.