

Supreme Court Term, Dow, Spring 2014, Syllabus and Course Description.

The reading material for this course consists primarily of Supreme Court opinions handed down during the October 2012 Term. You must acquire copies of these opinions for yourselves and are required to have a copy of the opinion with you in class when we are discussing it. The opinions are reported in volume 133 of the Supreme Court Reporter, and page numbers listed next to the cases below refer to page numbers in those volumes.

In addition to opinions, we will also read some non-judicial writing. These materials will be available online (Westlaw or Lexis), or from my assistant, Charlette, who sits outside my office, which is room 120, of BLB. (Charlette's email address is cmjeffer@central.uh.edu; her direct dial is 713-743-2120.)

Your grade will be based on class participation, which includes three short papers, and a final exam. Each short paper paper will be worth 15 percent of the final grade; the final exam will be worth 50 to 55 percent of the final grade. I will discuss the requirements for the three short papers in the first class. Rules concerning the short papers are as follows:

- (1) With exceptions noted below, papers are due by the beginning of class on Monday; *absolutely no late papers will be accepted*. For grading purposes, a late paper is equivalent to no paper.
- (2) Papers must be delivered in hard copy; no email or email attachments will be accepted. They can be delivered to my office or to my assistant, Charlette Jefferson, who sits outside my office, or they can be placed in my mailbox or handed to me at the beginning of class.
- (3) Papers cannot exceed two double-spaced pages, with reasonable margins, and a font size of twelve or larger.
- (4) Content of the papers, and how many you must write, will be covered during the first class.
- (5) On weeks when multiple opinions are assigned, papers are required to discuss only one case (though they may discuss more than one).
- (6) Grading will be on the following scale: a, a/m, m, m/b, b.

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GROUP 1.

Week of Jan. 13:

AID v. Alliance Open Soc., 2321-35 (compelled speech).

Week of Jan 20:

No class on Mon Jan 20.

Maracich v. Spears, 2191-2222 (driver license privacy).

Week of Jan 27:

Shelby County v. Holder, 2612-52 (voting rights act).

Week of Feb 3:

Missouri v. McNeely, 1552-78 (warrantless blood draw);

Maryland v. King, 1958-90 (buccal swab DNA).

Week of Feb 10:

Mutual Pharm. v. Bartlett. 2466-96 (drug defects / preemption);

Arizona v. Inter Tribal Council, 2247-75 (voter regis / preemption).

GROUP 2.

Week of Feb 17:

Trevino v. Thaler, 1911-24 (habeas);

McQuiggen v. Perkins, 1924-43 (innocence).

Week of Feb 24:

Clapper v. Amnesty Int'l, 1138-65 (standing / surveillance).

Week of Mar 3:

Kirtsaeng v. John Wiley, 1351-91 (copyright / first sale).

Week of Mar 10:

No class, spring break.

Week of Mar 17:

UT Southwestern v. Nassar, 2517-47 (Title VII retaliation);

Vance v. Ball State, 2434-66 (Title VII supervisor).

GROUP 3.

Week of Mar 24:

Fisher v. UT, 2411-34 (race conscious admissions).

Week of Mar 31:

Florida v. Jardines, 1409-26 (dog sniff searches);

Florida v. Harris, 1050-58 (dog drug detection).

Week of Apr 7:

Salinas v. Texas, 2174-91 (right to silence);

Peugh v. US, 2072-95 (ex post facto).

Week of Apr 14:

TBA.

Week of Apr 21:

US v. Windsor, 2675-2720 (DOMA);

Hollingsworth v. Perry, 2652-75 (Calif. Prop. 8).

maybe:

Alleyne v. US, 2151-73 (judicial fact finding and punishment);

FTC v. Actavis, 2223-47 (antitrust and reverse payment);

Koontz v. St. John's River, 2586-2612 (unconstitutional conditions);

Adoptive Couple v. Baby Girl, 2552-86 (native American / child welfare).