AMERICAN CONSTITUTIONALISM

Volume II: Rights and Liberties

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 - c. Salazar v. Buono
 - d. Prescott v. Oklahoma Capitol Preservation Committee (OK, 2015)
 - e. American Legion v. American Humanist Association

iii. Free Exercise

- 1. The Religious Freedom Restoration Act
 - a. Gonzales v. O Centro Espiria Beneficiente Uniao Do Ve
- 2. Cutter v. Wilkinson
- 3. Hosanna-Tabor Evangelical Lutheran Church and School v. E.E.O.C.
- 4. Parker v. Hurley
- 5. Stormans Incorporated v. Selecky (W.D. Wash., 2012)
- 6. Burwell v. Hobby Lobby Stores
- 7. Holt v. Hobbs
- 8. Ken Paxton, Right of Government Officials Involved with Issuing Same-Sex Marriage Licenses
- 9. Sam Brownback, Preservation and Protection of Religious Freedom
- 10. Debate over Exemptions from the Affordable Care Act
- 11. Stormans Inc. v. Wiesman
- 12. Craig v. Masterpiece Cakeshop (CO 2015)
- 13. Trinity Lutheran Church v. Comer
- 14. Masterpiece Cakeshop, Ltd v. Colorado Civil Rights Commission
- 15. Morris County Board of Chosen Freeholders v. Freedom From Religion Foundation
- 16. Legacy Church v. Kunkel (D.NM 2020)

- 17. *Roberts v. Neace* (6th Cir. 2020)
- iv. Establishment and Free Exercise (and Free Speech)
 - 1. Locke v. Davey
 - 2. Rosenberger v. Rector and Visitors of University of Virginia
 - 3. Calvary Chapel Dayton Valley v. Sisolak
 - 4. South Bay United Pentecostal Church v. Newsom

C. Guns

- i. Moore v. Madigan (7th Cir., 2012)
- ii. City of Seattle v. Evans (WA 2014)
- iii. Drake v. Jerejian (3rd Cir., 2013)
- iv. Caetano v. Massachusetts
- v. Friedman v. City of Highland Park, Illinois
- vi. Kolbe v. Hogan (3rd Cir., 2016)
- vii. Peruta v. California
- viii. Silverster v. Beccera
- ix. Duncan v. Beccera (9th Cir. 2020)
- x. Interest Groups on Gun Control and the Second Amendment
 - 1. National Rifle Association, the Constitution, Bill of Rights, and Firearm Ownership in America
 - 2. Brady Center to Prevent Gun Violence, Unintended Consequences: "What the Supreme Court's Second Amendment Decision in D. C. v. Heller Means for the Future of Gun Laws"
- xi. Heller v. District of Columbia (the 2011D.C. Cir. Case on assault rifles)
- xii. Federal and State Court Decisions on the Right to Bear Arms after District of Columbia v. Heller
- D. Personal Freedom and Public Morality
 - i. Zadvydas v. Davis
 - ii. Troxel v. Granville
 - iii. Kansas v. Hendricks
 - iv. *Smith v. Avino* (11th Cir. 1996)
 - v. State of Texas v. Acosta (TX, 2005)
 - vi. Reliable Consultants, Inc. v. Earle (5th Cir., 2008)
 - vii. In re William Taylor (CA, 2015)
 - viii. Best v. St. Vincents Hospital (SDNY 2003)
 - ix. In re Snyder (KS 2018)
 - x. Abortion
 - 1. Gonzales v. Carhart
 - 2. Texas Medical Providers Performing Abortion Services v. Lakey
 - 3. Pain-Capable Unborn Child Protection Act
 - 4. Texas Medical Providers Performing Abortion Services v. Lakey (5th Cir., 2012)
 - 5. Stuart v. Camnitz (4th Cir., 2014)
 - 6. McCormack v. Herzog (9th Cir., 2015)
 - 7. Whole Woman's Health v. Cole (5th Cir., 2015)
 - 8. Whole Woman's Health v. Hellerstedt
 - 9. Whole Woman's Health v. Hellerstedt (USDC WDist TX, 2017)
 - 10. Abortion and Abortion (?): Harris v. West Alabama Women's Center and Gee v. Planned Parenthood of Gulf Coast, Inc.

11. Box v. Planned Parenthood of Indiana and Kentucky, Inc.

- xi. Gay Rights
 - 1. Gay Rights Introduction
 - 2. Perry v. Brown
 - 3. Windsor v. United States (DOMA)
 - 4. States Debate Same-Sex Marriage
 - a. States Debate Same-Sex Marriage Introduction
 - b. In re Marriage Cases
 - c. Conaway v. Deane
 - d. Brady v. Dean (VT, 2001)
 - e. Goodridge v. Department of Public Health
 - f. State Constitutions and Laws on Same-Sex Marriage
 - g. The Defense of Marriage Act
 - h. Same-Sex Marriage and LGBT Rights in the Year after Windsor
 - i. Baskin v. Bogan (7th Cir., 2014)
 - j. DeBoer v. Snyder (6th Cir., 2014)
 - 5. Obergefell v. Hodges
 - 6. Pavan v. Smith
- xii. Right to Die (and Right to Life)
 - 1. Right to Die Introduction
 - 2. The Terri Schiavo Affair
 - 3. Washington v. Glucksberg

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- A. Free Speech
 - i. Advocacy
 - 1. Virginia v. Black
 - 2. Republican Party of Minnesota v. White
 - 3. Holder v. Humanitarian Law Project
 - 4. Brown v. Entertainment Merchants Association
 - 5. United States v. Alvarez
 - 6. McCullen v. Coakley
 - 7. Planned Parenthood of Columbia/Willamette Inc. v. American Coalition of Life Activists (9th Cir.2002)
 - 8. Elonis v. United States
 - 9. Reed v. Town of Gilbert, Arizona
 - 10. Lozman v. City of Riviera Beach, Florida
 - 11. McKee v Cosby
 - 12. Nieves v. Bartlett
 - 13. United States v. Miselis (4th Cir. 2020)
 - ii. Public Property, Subsidies, Employees and Schools
 - 1. New York Magazine v. Metropolitan Transportation Authority (2nd Cir., 1998)
 - 2. Schenck v. Pro-Choice Network of Western New York
 - 3. Pleasant Grove City, Utah v. Summum
 - 4. Urofsky v. Gilmore (4th Cir. 2000)
 - 5. Saxe v. State College Area School District (3rd Cir. 2001)
 - 6. Hardy v. Jefferson Community College (6th Cir. 2001)

- 7. Ridley v. Massachusetts Bay Transportation Authority (1st Cir., 2004)
- 8. Rumsfeld v. Forum for Academic and Institutional Rights, Inc.
- 9. Legal Services Corporation v. Velazquez, et al.
- 10. United States v. American Library Association
- 11. Pro-Life Cougars v. University of Houston (S.D. Tex. 2003)
- 12. Axson-Flynn v. Johnson (10th Cir. 2004)
- 13. ACLU-University of Maryland v. Mote (4th Cir. 2005)
- 14. Klein v. San Diego County (9th Cir. 2006)
- 15. Bowman v. White (8th Cir. 2006)
- 16. Nuxoll v. Indian Prairie School District No. 204 (7th Cir. 2008)
- 17. Morse v. Frederick
- 18. Agency for International Development v. Open Society International
- 19. Lane v. Franks
- 20. Walker v. Texas Div. Sons of Confederate Veterans
- 21. Christian Legal Society Chapter v. Martinez
- 22. McCauley v. University of Virgin Islands (3rd Cir. 2010)
- 23. Adams v. University of North Carolina-Wilmington (4th Cir. 2011)
- 24. Demers v. Austin (9th Cir. 2014)
- 25. People v. Marquan (NY 2014)
- 26. Keefe v. Adams (8th Cir., 2016)
- 27. Matal v. Tam
- 28. Davison v, Loudon County Board of Supervisors (E.D. Va., 2017)
- 29. McAdams v. Marquette University (WI 2018)
- 30. Morgan v. Bevin (E.D. Ky. 2018)
- 31. Knight First Amendment Institute v. Trump (S.D.N.Y., 2018)
- 32. Trump v. Knight First Amendment (2nd Cir., 2019)
- 33. Felkner v. Rhode Island College (RI 2019)
- 34. Janus v. American Federation of State, County and Municipal Employees, Council 31
- 35. Iancu v. Brunnetti

iii. Campaign Finance

- 1. McConnell v. Federal Election Commission
- 2. Randall v. Sorrell
- 3. Arizona Free Enterprise Club's Freedom Club PAC v. Bennett
- 4. Federal Election Commission v. Wisconsin Right to Life, Inc.
- 5. Colorado Education Association v. Rutt (CO 2008)
- 6. Bluman v. Federal Election Commission (D.C. Cir. 2011)
- 7. American Traditional Partnership, Inc. v. Bullock
- 8. McCutcheon v. Federal Election Commission
- 9. Williams-Yulee v. Florida Bar

iv. Media

- 1. Media Introduction
- 2. Denver Area Educational Telecommunications Consortium, Inc. v. FCC
- 3. Reno v. American Civil Liberties Union
- 4. Rice v. Paladin Enterprises

5. Department of Justice Report on the Availability of Bombmaking Information

v. Obscenity

- 1. Obscenity Introduction
- 2. Ashcroft v. Free Speech Coalition
- 3. Ashcroft v. American Civil Liberties Union

vi. Other Free Speech Issues

- 1. Commercial Speech Introduction
- 2. Harris v. Quinn
- 3. City of Ladue v. Gilleo
- 4. Grider v. Abramson (6th Cir. 1999)
- 5. City of Erie v. Pap's A.M.
- 6. American Amusement Machine Association v. Kendrick (7th Cir. 2001)
- 7. University Cities Studio, Inc. v. Corley (2nd Cir. 2001)
- 8. Conant v. Walters (9th Cir., 2002)
- 9. City of Los Angeles v. Alameda Books
- 10. Eldred v. Ashcroft
- 11. Sorrell v. IMS Health Inc.
- 12. Boehner v. McDermott (D.C. Cir. 2007)
- 13. United States v. Rosen (E.D. Va., 2007)
- 14. Anderson v. City of Hermosa Beach (9th Cir., 2010)
- 15. United States v Stevens
- 16. Glik v. Cunniffe (1st Cir., 2011)
- 17. Pickup v. Brown (9th Cir., 2013)
- 18. Friedrichs v. California Teachers Association (C.D. Cal., 2013)
- 19. Wollschlaeger v. Florida (11th Cir., 2014)
- 20. Rideout v. Gardner (1st Cir, 2016)
- 21. Defense Distributed v. United States Department of State (5th Cir., 2016)
- 22. Packingham v. North Carolina
- 23. In re National Security Letter (9th Cir. 2017)
- 24. Minnesota Votes Alliance v. Mansky
- 25. National Institute of Family and Life Advocates v. Becerra
- 26. State of Connecticut v. Baccala (CT 2017)
- 27. State of Connecticut v. Parnoff (CT 2018)
- 28. State of Connecticut v. Liebenguth (CT 2020)

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- i. One Person, One Vote
 - 1. Harris v. Arizona Independent Redistricting Commission (D. Az., 2014)
 - 2. Harris v. Arizona Independent Redistricting Commission
 - 3. Baten v. McMaster (4th Cir. 2020)
- ii. The Voting Rights Acts
 - 1. The Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006
 - 2. Northwest Austin Municipal Utility District No. 1 v. Holder
 - 3. Shelby County, Ala v. Holder
- iii. Gerrymandering

- 1. Vieth v. Jubelirer
- 2. Evenwel v. Perry (W.D. Tex., 2014)
- 3. Evenwel v. Abbott
- 4. Cooper v. Harris
- 5. Abbott v. Perez
- 6. Gill v. Whitford
- 7. North Carolina v. Covington
- iv. Majority-Minority Districts
 - 1. Easley v. Cromartie
 - 2. Alabama Legislative Black Caucus v. Alabama
- v. Regulating Elections
 - 1. California Democratic Party v. Jones
 - 2. Applewhite v. Commonwealth
 - 3. North Carolina Debates on Voter Identification
 - 4. Frank v. Walker (7th Cir., 2014)
 - 5. League of Women Voters of Wisconsin Education Network v. Walker (WI, 2014)
 - 6. NAACP v. Walker (WI, 2014)
 - 7. *Martin v. Kohls* (Ark., 2014)
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 - ii. Saenz v. Roe
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 - ii. Elane Photography, LLC v. Willock
 - iii. Kitchen v. Herbert
 - iv. Vergara v. California
 - v. Retail Industry Leaders Association v. Fielder
 - vi. Hug v. Henstock (Neb., 2008)
 - vii. Sensational Smiles, LLC v. Mullen (2nd Cir., 2015)
 - viii. Ledezma-Cosino v. Lynch (9th Cir., 2016)
 - ix. Morales-Santana v. Sessions
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 - 1. Gratz v. Bollinger
 - 2. Ricci v. DeStefano
 - 3. Fisher v. University of Texas at Austin
 - 4. Coalition to Defend Affirmative Action v. Regents of the University of Michigan
 - 5. Schuette v. Coalition to Defend Affirmative Action
 - 6. Fisher v. University of Texas at Austin (5th Cir., 2014)
 - 7. Fisher v. University of Texas
 - 8. Fisher v. University of Texas (2016)
 - C. Gender

- i. State ERAs
 - 1. New Mexico Right to Choose/NARAL v. Johnson
 - 2. Bell v. Low Income Women of Texas
- ii. Federal Power to Promote Gender Equality
 - 1. United States v. Morrison
 - 2. Nevada Department of Human Resources v. Hibbs
- D. Native Americans
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 - ii. State v. Madsen
 - iii. United States v. Lara
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 - i. Due Process
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 - 2. Caperton v. A. T. Massey Coal Co., Inc.
 - 3. Wearry v. Cain
 - 4. Williams v. Pennsylvania
 - 5. Nelson v. Colorado
 - 6. Class v. United States
 - 7. Sessions v. Dimaya
 - 8. United States v. Davis
 - 9. Al Hela v. Trump (DC Cir. 2020)
 - 10. Excessive Force
 - a. Saucier v. Katz
 - b. City of Escondido v. Emmons
 - 11. Double Jeopardy
 - a. Currier v. Virginia
 - b. Gamble v. United States
 - ii. Habeas Corpus
 - 1. The Antiterrorism and Effective Death Penalty Act
 - a. Felker v. Turpin (expanded on the web)
 - 2. Davila v. Davis
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 - i. Knowles v. Iowa
 - ii. Board of Education of Independent School District No. 92 of Pottawatomie County v. Earls
 - iii. Arizona v. Gant
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 - vi. Ferguson v. City of Charleston
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- xv. City of Los Angeles v. Patel
- xvi. Heien v. North Carolina
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- xix. United States v. Martin (8th Cir., 2005)
- xx. United States v. Stepp (6th Cir., 2012)
- xxi. Florence v. Board of Chosen Freeholders of County of Burlington
- xxii. Birchfield v. North Dakota
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 - 8. Chaplains at Executions: Dunn v. Ray and Murphy v Collier

- 9. Dunn v. Price and Price v. Dunn
- 10. Madison v. Alabama
- 11. Reynolds v. Florida
- ii. Juvenile Offenders
 - 1. Graham v. Florida
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- iii. Proportionality
 - 1. Ewing v. California
- iv. Prison Conditions
 - 1. Brown v. Plata
- F. Infamous Crimes and Criminals
 - i. The War on Terror
 - 1. Koh, "The Obama Administration and International Law"
 - 2. Hamdan v. Rumsfeld
 - 3. United States v. Awadallah
 - 4. Ashcroft v. al-Kidd
 - 5. Tabbaa v. Chertoff
 - 6. Electronic Surveillance
 - a. Department of Justice, Paper on National Security Agency Activities
 - b. Congressional Research Service, Presidential Authority to Conduct Warrantless Electronic Surveillance to Gather Foreign Intelligence Information
 - c. Dworkin, "On NSA Spying: A Letter to Congress"
 - d. House Hearings on FISA Reauthorization
 - e. House Hearings on the Disclosure of NSA Intelligence Gathering
 - f. House Hearings on FISA Reforms
 - g. American Civil Liberties Union v. Clapper (2nd Cir., 2015)
 - 7. Enhanced Interrogation
 - a. Memoranda on Standards of Conduct of Interrogation ("Torture Memos")
 - (i) Bybee, Memo to Albert R. Gonzales, Counsel to the President
 - (ii) Yoo, Memo to William J. Haynes II, General Counsel of the Department of Defense
 - (iii) Levin, Memo to James B. Comey, Deputy Attorney General