

# SUPREME COURT CASES

UNIT 3

#### MARBURY V MADISON

- 1803
- JUDICIAL REVIEW = THE SUPREME COURT CAN LOOK OVER LAWS AND DECIDE IF THEY ARE CONSTITUTIONAL
- SUPREMACY CLAUSE

# MCCULLOCH V MARYLAND

- CANNOT TAX FEDERAL INSTITUTIONS
- SUPREMACY CLAUSE



#### **GIBBONS V OGDEN**

- ONLY THE FEDERAL GOVERNMENT CAN REGULATE INTERSTATE TRADE
- SUPREMACY CLAUSE, COMMERCE CLAUSE



# MAPP V OHIO

- INFORMATION HAS TO BE IN THE WARRANT
  - EXCLUSIONARY RULE = IF IT IS NOT IN THE WARRANT, IT IS EXCLUDED (OMITTED, LEFT OUT) FROM TRIAL
- 4<sup>TH</sup> AMENDMENT



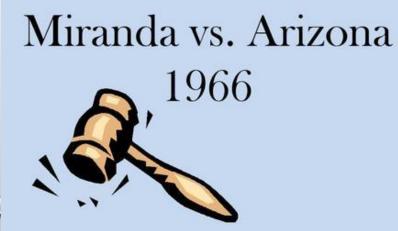
# **GIDEON V WAINWRIGHT**

- EVERYONE GETS A COUNSELOR (LAWYER) IN A CRIMINAL TRIAL,
  EVEN IF YOU CAN'T AFFORD ONE
- 6<sup>TH</sup> AMENDMENT





- YOU HAVE TO BE INFORMED OF YOUR RIGHTS OR THEY CAN'T USE INFORMATION AGAINST YOU
  - YOU MAY STILL BE ARRESTED AND YOU STILL MAY BE TRIED IN A
     COURT OF LAW
- 5<sup>TH</sup> AND 6<sup>TH</sup> AMENDMENTS



#### NEW JERSEY V TLO

- STUDENTS CAN BE SEARCHED BY STAFF
- 4<sup>TH</sup> AMENDMENT



# FURMAN V GEORGIA

- DEATH PENALTY IS CRUEL AND UNUSUAL
- 8<sup>TH</sup> AMENDMENT



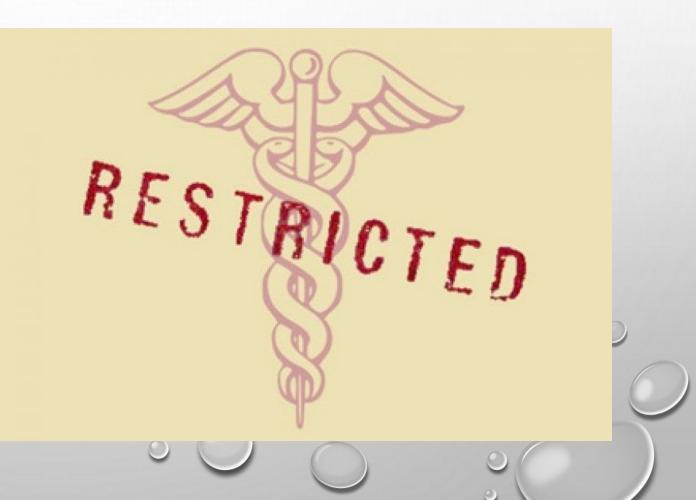
# GREGG V GEORGIA

- DEATH PENALTY IS CONSTITUTIONAL
  - REVISED STATE LAWS
  - AUTOMATIC APPEALS
- 8<sup>TH</sup> AND 14<sup>TH</sup> AMENDMENTS





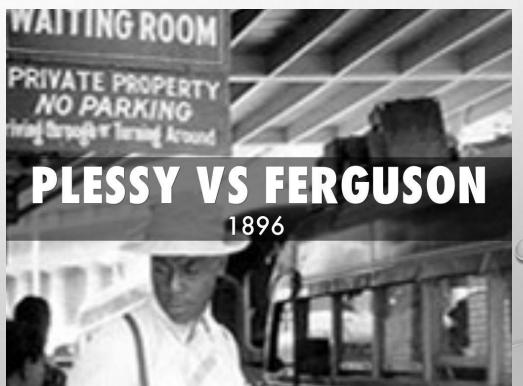
- ABORTIONS ARE LEGAL
- 9<sup>TH</sup> AMENDMENT
  - PRIVACY





# PLESSY V FERGUSON

- SEPARATE BUT EQUAL IS CONSTITUTIONAL
- 14<sup>TH</sup> AMENDMENT





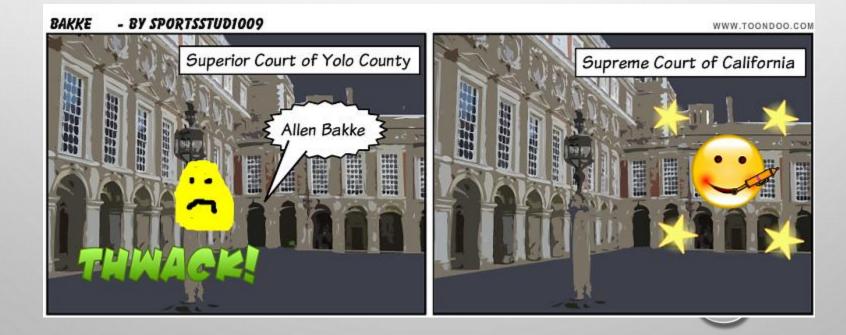
# BROWN V BOARD OF ED

- OVERTURNED PLESSY V FERGUSON
- SEPARATE BUT EQUAL NOT CONSTITUTIONAL



# **REGENTS OF UC V BAKKE**

- NO QUOTAS IN AFFIRMATIVE ACTION
- 14<sup>TH</sup> AMENDMENT





- NO FORCED PRAYER IN SCHOOL
- 1<sup>ST</sup> AMENDMENT



# HAZELWOOD V KUHLMEIER

- SCHOOL CAN CENSOR SCHOOL PUBLICATIONS
- 1<sup>ST</sup> AMENDMENT





- STUDENTS MAY PROTEST AS LONG AS THEY DO NOT DISRUPT THE
   EDUCATIONAL ENVIRONMENT
- 1<sup>ST</sup> AMENDMENT





# **TEXAS V JOHNSON**

- BURNING THE FLAG IS LEGAL
- 1<sup>ST</sup> AMENDMENT (EXPRESSION)



# **US V NIXON**

- EVEN THE PRESIDENT IS NOT ABOVE THE LAW
- ARTICLE 2 (EXECUTIVE PRIVILEGE)





## SWANN V CMS

- FORCED BUSSING TO DESEGREGATE SCHOOLS
- 14<sup>TH</sup> AMENDMENT



# KOREMATSU V US

- YOUR RIGHTS CAN BE INFRINGED UPON DURING A TIME OF
   NATIONAL CRISIS
   WESTERN DEFENSE COMMAND AND FOU
- EXECUTIVE ORDER (9066)



# DRED SCOTT V SANFORD

- A SLAVE REMAINS A SLAVE NO MATTER WHERE A MASTER TAKES
   THEM
- 14<sup>TH</sup> AMENDMENT

#### Scott V Sandford



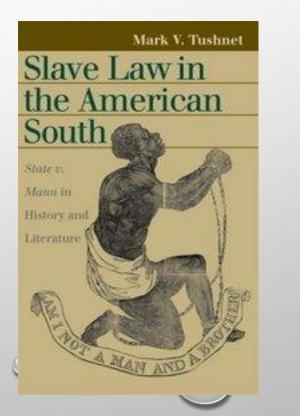
The Plaintiff

The Accused

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- CAN'T GET IN TROUBLE FOR HURTING YOUR OWN PROPERTY
- 5<sup>TH</sup> AMENDMENT



# LEANDRO V NC

- EVERY STUDENT GETS A "SOUND BASIC EDUCATION"
  - QUALIFIED TEACHERS
  - QUALIFIED LEADERS
  - SAFE ENVIRONMENT
- 14<sup>TH</sup> AMENDMENT

