WHAT
Supreme Court Institute Annual Press Briefing:
*Anticipating the Supreme Court’s October Term 2014: What to Expect*

WHEN
Tuesday, September 23, 2014
8:30 a.m.: Continental Breakfast
9:00 a.m.: Program

WHERE
Georgetown University Law Center
Gewirz Student Center, 12th Floor
120 F Street, NW
Washington, D.C. 20001

MODERATOR
Irv Gornstein, Executive Director, Georgetown Law Supreme Court Institute

PANELISTS
David Cole, Professor, Georgetown University Law Center
Martin S. Lederman, Professor, Georgetown University Law Center
Hashim Mooppan, Attorney, Jones Day
Erin Murphy, Attorney, Bancroft PLLC

TOPICS AND CASES:

Cases on the Horizon:

Topic: Marriage Equality

Topic: Affordable Care Act – Tax Subsidies
*King v. Burwell, Halbig v. Burwell* (challenges to tax subsidies for low-income purchasers of health insurance from exchanges established by the federal government under the Affordable Care Act [ACA])

Cases on the Docket:

Topic: First Amendment - Speech
*Elonis v. United States* (First Amendment challenge to a federal conviction of “making threatening communications” based on violent statements posted on Facebook)
**Topic: Religious Exercise**  
*Holt v. Hobbs* (State’s duty under the Religious Land Use and Institutionalized Persons Act [RLUIPA] to accommodate a Muslim inmate’s request to grow a half-inch beard prohibited by prison regulations)

**Topic: Recognition Power**  
*Zivotofsky v. Kerry* (Congress’s constitutional authority to require the State Department to permit U.S. citizens born in Jerusalem to request “Israel” be listed as their birthplace on passports and consular documents)

**Topic: Sarbanes-Oxley Act**  
*Yates v. United States* (challenge to conviction for violating the “anti-shredding” provision of the Sarbanes-Oxley Act by fisherman who discarded undersized fish)

**Topic: Pregnancy Discrimination**  
*Young v. UPS* (employer’s obligation under Title VII to assign employees with pregnancy-related workplace limitations to light duty)

**Topic: First Amendment - Speech**  
*Reed v. Town of Gilbert, Arizona* (First Amendment challenge to town’s restrictions on sign-posting)

**BIOGRAPHICAL INFORMATION ON PANELISTS**

**David Cole** is a professor at Georgetown Law. He is also the legal affairs correspondent for *The Nation* and a regular contributor to the *New York Review of Books*. Published widely in law journals and the popular press, he is the author of seven books. He has litigated many significant constitutional cases in the Supreme Court, including *Texas v. Johnson, United States v. Eichman, National Endowment for the Arts v. Finley, and Holder v. Humanitarian Law Project*. He has also been involved in many of the nation’s most important cases involving civil liberties and national security, including the case of Maher Arar, a Canadian citizen rendered to Syria by U.S. officials and tortured there. He has received numerous awards for his human rights work.

**Irv Gornstein** is the executive director of the Supreme Court Institute and a visiting professor at Georgetown Law. Prior to joining the Law Center, he worked at O’Melveny & Myers in the firm’s appellate practice, specializing in Supreme Court litigation. He was also a lecturer at the Harvard Law School Appellate Advocacy Clinic. Before that, he worked at the Department of Justice, first in the Appellate Section of the Civil Rights Division and then in the Solicitor General’s office. Gornstein has argued 36 cases before the Supreme Court and more than 30 cases in the courts of appeals. He was named Appellate Lawyer of the Week by the *National Law Journal* in 2010 and has been recognized as a leading appellate lawyer in *Chambers USA*.
Martin S. Lederman is a professor at Georgetown Law. He was deputy assistant attorney general in the Department of Justice's Office of Legal Counsel from 2009 to 2010, and an attorney advisor in the office from 1994 to 2002. He also previously practiced as an attorney at Bredhoff & Kaiser, where he specialized in federal litigation, including appeals, on behalf of labor unions, employees, and pension funds. Prior to rejoining the Department of Justice, he was a regular contributor to several blogs and web sites, including SCOTUSblog, Balkinization, Opinio Juris, and Slate, writing on such issues as separation of powers, torture, international law, and the First Amendment.

Hashim Mooppan is an attorney at Jones Day, focusing on appellate advocacy and dispositive motions practice. A former clerk to Supreme Court Justice Antonin Scalia, he primarily litigates cases raising complex questions of federal law. He will be arguing an antitrust state-action immunity case in the Supreme Court this October (NC State Bd. of Dental Examiners v. FTC), and he previously argued in the D.C. Circuit in successfully opposing dismissal of a constitutional challenge to the 2006 Congressional reauthorization of Section 5 of the Voting Rights Act. He has also been heavily involved in an enumerated-powers challenge to the individual health insurance mandate in the Patient Protection and Affordable Care Act, a First Amendment challenge to the Family Smoking Prevention and Tobacco Control Act, and a separation-of-powers challenge to the Public Company Accounting Oversight Board.

Erin Murphy is an attorney at Bancroft PLLC and a graduate of Georgetown Law. Her practice focuses on Supreme Court, appellate and constitutional litigation. She has worked on numerous significant matters in the Supreme Court and successfully argued McCutcheon v. FEC, in which the Court held the federal aggregate limits on campaign contributions unconstitutional. She has argued important constitutional questions before the U.S. Courts of Appeals, and briefed several high-profile Supreme Court cases, such as the landmark challenge to the Affordable Care Act, Bond v. United States, and American Broadcasting Companies v. Aereo. She clerked for Chief Justice John Roberts in the Supreme Court and Judge Diane S. Sykes of the U.S. Court of Appeals for the Seventh Circuit.

Media interested in attending should email mediarelations@law.georgetown.edu.