



2011

# Supreme Court Institute Annual Report, 2010-2011

Georgetown University Law Center, Supreme Court Institute

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**Georgetown Supreme Court Institute  
Annual Report  
U.S. Supreme Court OT 2010 / GULC 2010-11 Academic Year**

***Executive Summary:***

During the 2010-2011 academic year – corresponding to the U.S. Supreme Court’s October Term (OT) 2010 – the Supreme Court Institute (SCI) provided moot courts for advocates in over 93% of the cases heard by the Court this Term; sponsored a range of programming related to the Supreme Court; and hosted delegations of lawyers and judges visiting from Britain, Rwanda, Kosovo, Korea, China, and Germany. A list of all SCI moot courts held in OT 2010, listed by sitting and date of moot and including the name and affiliation of each advocate and the number of student observers, follows the narrative portion of this report. Some facts and figures about SCI moot courts this Term:

**SCI MOOT COURT JUSTICES:**

Number of **JUSTICE SEATS: 366**

Number of **UNIQUE JUSTICES: 215**

Number of **External/non-GULC** Justices: **185**

External repeaters: **47** {**42** served twice; **5** served more than twice}

External single-timers: **138**

**Most frequent EXTERNAL Justice: Steve Vladeck (4)**

Number of **GULC** Justices: **30**

GULC repeaters: **18**

GULC single-timers: **12**

**Most frequent GULC Justice (SCI Staff excluded): Mike Gottesman (6)**, member of SCI Faculty Advisory Committee

**STUDENT ATTENDANCE AT SCI MOOT COURTS:**

**Total Student Attendance: 1,173** {1,281 signed up to attend}

**Best-Attended Moot Court: Wal-Mart v. Dukes – 107 attendees**

**SCI MOOT COURT ADVOCATES:**

**Cases Mooted – Number: 73** (of 78 total arguments in OT 2010) / **Percent: 93.6%**

**First-Time Supreme Court Advocates Mooted – Number: 32 / Percent: 43.8%**

Mooted Advocates representing **Petitioners** – Number: **39 / Percent: 53.5%**

Mooted Advocates representing **Respondents\*** – Number: **34 / Percent: 46.5%**

\*(includes defendant in MT v. Wyo/orig. & appellees in Schwarzenegger v. Plata/direct appeal)

**Female Advocates Mooted – Number: 7 women in 8 cases / Percent: 9%**

{Lisa Blatt (twice), Jamesa Drake, Caitlin Halligan, Judith Mizner, Danielle Spinelli, Kathleen Sullivan, & Barbara Underwood}

**Male Advocates Mooted – Number: 66 men in 65 cases / Percent: 91%**

{1 moot of two advocates with divided argument – Jim Ryan & David Horan in Abbott/Gould v. US}

**Former U.S. SGs Mooted: 2**

{Paul Clement and Seth Waxman}

**State AGs Mooted: 3**

{S.C. AG Roy Cooper, Ore. AG John Kroger (mooted **twice**), & Peter Michael/Wyo. Sr. Ass't AG}

**State SGs Mooted: 4**

{Corey Maze/AL, Barbara Underwood/NY, Ben Mizner/OH, & Kyle Duncan/LA DOJ App Chief}

**Number of State and Federal Public Defenders Mooted: 10**

{Van Hoek, Kennedy, Hubachek, Mizner, Bigelow, Marsh, Drake, Heft, Gordon & Cahn}

**Number of Solo Practitioners Mooted: 5**

{Christopher Burke, Stephen Bruce, Jonathan Willens, Bill Dunnegan, Stephen Crawford}

**Number of Law Firms Affiliated with Mooted Advocates: 27 firms**

**Small/Boutique firms: 12**

**Larger Firms: 15**

**Most Frequent Law Firm Affiliation of Mooted Advocates: Kellogg Huber**

**{4 times – Frederick twice, Angstreich, & Klineberg}**

**Number of Advocates Mooted More than Once: 5**

{Blatt, Frederick, Fisher, Kroger & Schnapper – twice each}

**Number of Non-Profits Affiliated with Mooted Advocates: 4**

{Public Citizen, Prison Law Office, ACLU, Institute for Justice}

**Number of Law Professors Mooted: 8**

{Ryan, Schnapper, Rbt Owen, Bender, Fisher, Ortiz, Kerr, & Bibas}

***SCI Moot Courts:***

The SCI mooted advocates in 73 of the 78 cases the U.S. Supreme Court heard in OT 2010 – 93.6% of the Court’s docket. A record number of “Justices” – private practitioners and professors with significant Supreme Court experience – volunteered to serve on SCI moot court panels this Term: 215 Justices filled 366 seats, averaging almost exactly to an optimal five Justices on each panel. Thirty-two of the advocates we mooted – nearly 44% - were preparing for their first Supreme Court argument. Others – including former U.S. Solicitors General (SG) Seth Waxman and Paul Clement – were far more experienced. The affiliations of these advocates were as varied as the Court’s docket. We mooted attorneys from five non-profit organizations; 27 different law firms – large and small; four solo practitioners; ten state or federal public defenders; and the offices of the Attorney General (AG) or SG representing Alabama, Louisiana, Ohio, New York, Oregon, South Carolina, and Wyoming. The moots were nearly evenly split between advocates representing petitioners (39) and those representing respondents (34).

***Student Attendance at SCI Moot Courts:***

Student attendance at SCI moots increased dramatically this Term. A total of 1,173 student observers attended a moot court. For the first time this year, the SCI worked with faculty in the Legal Research and Writing (LRW) program to integrate SCI moot courts into the LRW curriculum, enabling every full-time first-year J.D. student to observe the argument preparation of an advocate about to appear before the U.S. Supreme Court. A member of the SCI staff (SCI Faculty Director Steve Goldblatt, SCI Executive Director Irv Gornstein, or SCI Deputy Director Dori Bernstein) provided case materials (briefs and opinions) with suggested reading assignments, and visited each LRW class before the class

was scheduled to attend a moot court. During the LRW class visit, SCI staff described our moot court program, discussed preparation for oral argument, and reviewed the factual and legal background of the assigned case. At the conclusion of each moot court, students had an opportunity to ask questions of the mooted advocate. Over the course of the year, advocates responded to students' questions about their professional background or experience; methods of preparing for oral argument; the history of the particular case; their litigation strategy; the legal issues at stake; and Supreme Court advocacy generally.

The SCI also coordinated with various professors to include moot courts as part of their subject matter curricula. As with the moot courts attended by LRW classes, counsel answered students' questions at the conclusion of each moot. On occasion, an Assistant or Deputy to the SG observing the moot in preparation to argue for the United States as *amicus curiae* also participated in the post-moot exchanges with students.

In several instances, student attendance at moot courts was so large that the moots were held in Hart Auditorium, rather than the smaller SCI moot courtroom (Hotung 2003), or simultaneously cable-cast to a satellite classroom in Hotung. First-year students in Professor Marty Lederman's course in *Lawmaking: Introduction to Statutory and Regulatory Interpretation* observed the moot court of Andrew Pincus, counsel for petitioner in DePierre v. United States, No. 09-1533, and Professor Nina Pillard's 1L *Civil Procedure* class attended the moot court of Joseph Sellers, counsel for respondents in Wal-Mart Stores v. Dukes, No. 10-277; both of these moots were conducted in Hart. The moot court of Oregon Attorney General John Kroger, counsel for petitioners in Camreta v. Greene, 09-1454, was cable-cast to a satellite classroom (Hotung 2000) to accommodate student observers from Professors Gornstein's and David Cole's first-year *Criminal Justice* classes.

Professor Sue Low Bloch's *Supreme Court Seminar* students attended the moot courts of Sean Summers, counsel for petitioner in Snyder v. Phelps, No. 09-751; Paul Smith, counsel for respondents in Brown (formerly Schwarzenegger) v. Entertainment Merchants Association, No. 08-1448; and Don Spector, counsel for appellees in Brown (formerly Schwarzenegger) v. Plata, No. 09-1233. Students in Professor Sherman Cohn's *Civil Procedure* class attended the moot court of Ohio SG Benjamin Mizer, counsel for respondents in Ortiz v. Jordan, No. 09-737, and several Fellows in the Women's Law and Public Policy Fellowship Program accompanied Director Julia Ernst to the moot court of Federal Defender Steven Hubachek, counsel for petitioner in Flores-Villar v. United States, No. 09-5801. Professor Mike Gottesman's *Evidence* students were invited to observe the moot court in Bullcoming v. New Mexico, No. 09-10876, and his students in *Constitutional Law II: Individual Rights and Liberties* observed the moot court of William Maurer, counsel for petitioners in Arizona Free Enterprise Freedom Club v. Bennett, No. 10-238. Professor David Simmons' class in *Employment Discrimination* attended the moot courts in Staub v. Proctor Hospital, 09-400, and Thompson v. North American Stainless, 09-291. Students in the *Environmental Law in the Supreme Court Seminar*, taught by Professor Richard Lazarus, and students and fellows in Professor Vicki Arroyo's *Advanced Environmental Law: Climate Change Experiential Learning Seminar*, observed the moot court of New York Solicitor General Barbara Underwood, counsel for respondents in American Electric Power Co. v. Connecticut, No. 10-174.

Two seminars focusing on Supreme Court practice were taught in tandem with SCI moots. During the fall semester, students in Professor (and former SCI Executive Director) Pam Harris's *Supreme Court Workshop* attended the moot courts of Sean Summers in Snyder v. Phelps, No. 09-751; Oregon AG John Kroger, counsel for petitioner in Premo v. Moore, No. 09-658; Tim Coates, counsel for petitioner in Los Angeles County v. Humphries, No. 09-350; and Public Defender Sean Kennedy, counsel for

respondent in Cullen v. Pinholster, No. 09-1088. In the spring semester, students in the *Supreme Court Litigation Seminar* taught by Professors Gornstein and Jim Feldman observed the moot courts of Jeffrey Fisher, counsel for respondent in United States v. Tinklenberg, No. 09-14981; Stephanos Bibas, counsel for respondent in Turner v. Rogers, No. 10-10; and Tom Goldstein, counsel for respondents in Sorrell v. IMS Health, No. 10-779. In addition, each student in Professor Goldblatt's *Appellate Litigation Clinic* attended at least three SCI moots, of his or her choosing, during the year, and members of the Barristers' Council – students with a particular interest in appellate advocacy – observed the argument preparation of two highly experienced Supreme Court advocates: former SG Seth Waxman, counsel for respondent in Microsoft v. i4i Limited Partnership, No. 10-290; and Tom Goldstein, counsel for respondents in Sorrell v. IMS Health, No. 10-799.

Finally, prospective, accepted, and newly enrolled GULC students were introduced to the SCI's moot court program via mock moot courts, in which Professor Gottesman and SCI Faculty Director Goldblatt took on the respective roles of counsel for petitioner and respondent in two cases on the Supreme Court's OT 2010 docket (Syder v. Phelps, No. 09-751, and Camreta v. Greene, No. 09-1454), and were mooted by a panel of faculty Justices, including SCI Executive Director Gornstein and Professors Pillard, Jeff Schulman, and Mike Seidman.

### ***SCI Programming:***

SCI sponsored a variety of Supreme Court-related programs during the past year.

1. September 20, 2010: SCI Annual Press Briefing: Anticipating the Supreme Court's October Term 2010: What to Expect. Panel discussion of upcoming Supreme Court Term, moderated by former SCI Executive Director Pam Harris, and featuring Professors Peter Edelman, Mike Gottesman, Marty Lederman, Sue Low Bloch, and Brian Wolfman, followed by question-and-answer session with members of the Supreme Court press corps. Distribution of SCI OT 2010 Supreme Court Preview, a report summarizing all merits cases pending before the start of OT 2010.
2. October 8, 2010: "The Finest Legal Mind": A Symposium in Celebration of Justice John Paul Stevens, co-sponsored by SCI and the Georgetown Law Journal. In the first of two panels, moderated by Princeton University Professor Deborah Pearlstein, four former law clerks to Justice Stevens (Professor Justin Driver, Univ. of Texas School of Law; Christopher Eisgruber, Provost, Princeton University; Professor Jeffrey Fisher, Stanford Law School; and Professor Jamal Greene, Columbia Law School) presented academic papers discussing various aspects of Justice Stevens' jurisprudence. The second panel, moderated by former SCI Executive Director Harris, featured a conversation among practitioners (Preeta Bansal, Paul Clement, Greg Garre, and Sri Srinivasan) who had clerked for or argued before Justice Stevens and recalled his role on the Court and his manner on the Bench. Following the panels, featured speakers Dean William Treanor and Acting SG Neal Katyal, shared their own experiences with Justice Stevens, who attended the entire event.
3. October 15, 2010: Panel discussion for GULC alumni of significant cases pending before the Supreme Court in OT 2010. Moderated by SCI Faculty Director Steve Goldblatt; panelists included SCI Executive Director Gornstein and Professors Bloch and Gottesman.

4. October 19, 2010: Discussion with Professor Steven Wermiel, author of "Justice Brennan: Liberal Champion," co-sponsored by SCI and Center for the Study of the Legal Profession. Book talk by Professor Steven Wermiel, American University Washington School of Law, followed by audience questions and book signing.
5. October 27, 2010: Appellate Advocacy: From Desk to Podium, A Panel Discussion with Washington's Finest Appellate Advocates, co-sponsored by the Barristers' Council and SCI. Panel discussion, moderated by SCI Executive Director Gornstein, of oral and written appellate advocacy; panelists included David Frederick of Kellogg Huber; Cate Stetson of Hogan Lovells; Deepak Gupta of Public Citizen; Acting Principal Deputy SG Leondra Kruger; and SCI Deputy Director Bernstein.
6. November 12, 2010: SCI Justice Recruitment Breakfast for recent law clerks to U.S. Supreme Court Justices. Presentation by SCI Faculty Director Goldblatt, SCI Executive Director Gornstein, and Former SG Clement.
7. March 28, 2011: Post-Argument Panel Discussion of Arizona Free Exercise Club v. Bennett, No. 10-238, moderated by Professor Gottesman and featuring panelists William Maurer of the Institute for Justice and Nicholas Dranias of the Goldwater Institute, counsel for respondents; and Bradley Phillips of Munger Tolles & Olson and Arizona SG Mary O'Grady, counsel for petitioners.
8. March 29, 2011: Post-Argument Panel Discussion of Wal-Mart Stores v. Dukes, No. 10-277, moderated by Professor Pillard and featuring panelists Mark Perry of Gibson Dunn, representing petitioner, and Jenny Yang of Cohen Milstein, representing respondents.
9. April 19, 2011: Post-Argument Panel Discussion of American Electric Power Co. v. Connecticut, No. 10-174, moderated by SCI Faculty Director Richard Lazarus and featuring panelists Jonathan Massey of Massey Gail and Tristan Duncan of Shook Hardy & Bacon, counsel for amici curiae supporting petitioner; New York SG Barbara Underwood, counsel for respondents; and Professor Lisa Heinzerling.
10. April 28, 2011: Annual End-of-Term Reception, marking the completion of Supreme Court arguments in OT 2010, to thank SCI volunteer moot court Justices and honor a person of significance to the Supreme Court Bar. This year, the SCI honored Acting SG (and Georgetown Law Professor) Neal Kumar Katyal; featured speakers were Hon. Elena Kagan, Deputy SG Edwin Kneedler, and former SG Clement.

***SCI Programming for Foreign Visitors:***

SCI also hosted and arranged programming for jurists and attorneys visiting from Britain, Rwanda, Kosovo, Korea, China, and Germany.

1. October 7, 2010: British Barristers and Pegasus Scholars Samantha Singer and Olivia Magennes; visit requested by Cindy Dennis, Awards & Scholarships Coordinator, American Inns of Court, and GULC Prof. Sherman Cohn. Ms. Singer and Ms. Magennes observed the moot court of Oregon Attorney General John Kroger in Premo v. Moore, No. 09-658, and attended post-moot

court discussion conducted by Professor Pam Harris for students in her *Supreme Court Workshop*.

2. October 19, 2010: Chief Justice Aloysia Cyanzayire, President of the Supreme Court of Rwanda, accompanied by Mira Gur-Arie, Director of International Judicial Relations at the Federal Judicial Center. Discussion with SCI Faculty Director Goldblatt, SCI Executive Director Gornstein, Professor Bloch, and SCI Deputy Director Bernstein.
3. November 8, 2010: President Enver Hasani and members of the Constitutional Court of Kosovo. Introduction by Dean Treanor, speech by President Hasani, question-and-answer session with students and faculty, followed by a reception.
4. January 6, 2011: Judge Jinhan Kim, of the Constitutional Court of Korea, accompanied by Ryan Rowberry, Supreme Court Fellow at the Federal Judicial Center. Meeting and discussion with SCI Faculty Director Goldblatt and SCI Executive Director Gornstein, followed by attendance at moot court in Goodyear Luxembourg Tires v. Brown, No. 10-76.
5. March 23, 2011: Delegation of 14 Chinese Foreign Service Officers, sponsored by the National Committee on U.S.-China Relations (NCUSCR) and accompanied by NCUSCR Program Director Katherine Forshay. Lecture by Professor Bloch, and talk by Jialue "Charles" Li, Fellow in the Asia Institute, followed by question-and-answer session.
6. April 19, 2011: Delegation of 53 attorneys and judges affiliated with the Federal Constitutional Court of Germany, accompanied by Matthias Dantlgraber, of the Embassy of the Federal Republic of Germany, Legal and Consular Section. Attended panel discussion of the Supreme Court oral argument of American Electric Power Co. v. Connecticut, No. 10-174, moderated by SCI Faculty Director Lazarus, and reception.
7. April 21, 2011: Delegation of seven Judicial Assistants visiting from Britain (Tetyana Nsterchuk, Rowena Moffatt, Catherine Dobson, Russell Hopkins, Hugh Flanagan, and Peter Webster); requested by Cindy Dennis, Awards & Scholarships Coordinator, American Inns of Court, and Professor Sherman Cohn. SCI Deputy Director Bernstein spoke with the visitors for around one hour, describing the SCI's moot court program and answering questions about U.S. Supreme Court oral argument. Following the question-and-answer session, the visitors observed the moot court of Tom Goldstein, counsel for respondents in Sorrell v. IMS Health, No. 10-779.

## **OT 2010 SCI MOOTS**

(first-time Supreme Court advocates are highlighted)

### **October Sitting**

NASA v. Nelson (9/28 – Resp/Dan Stormer, Hadsell Stormer Keeny Richardson & Resnick)  
Student Observers: 16

Mich v. Bryant (9/29 – Resp/**Peter Van Hoek**, State App defender)  
Student Observers: 6

Connick v. Thompson (9/29 – Pet/**Kyle Duncan**, App Chief La DOJ)  
Student Observers: 30

Abbott/Gould v. U.S. (9/30 – Pets/James Ryan, UVa & **David Horan**, Jones Day)  
Student Observers: 3

Snyder v. Phelps (9/30 – Pet/**Sean Summers**, Barley Snyder)  
Student Observers: 23

Ransom v. MBNA (10/1 – Pet/**Chris Burke**, solo)  
Student Observers: 27

L.A. County v. Humphries (10/1 – Pet/Tim Coates, Greines Martin)  
Student Observers: 30

Bruesewitz v. Wyeth (10/6 – Resp/Kathleen Sullivan, Quinn Emmanuel)  
Student Observers: 5

Skinner v. Switzer (10/6 – Pet/Rob Owen, U of TX)  
Student Observers: 30

Kasten v. St.-Gobain Performance Plastics (10/7 –Pet/**James Kaster**, Nichols Kaster)  
Student Observers: 11

Premo v. Moore (10-7 – Pet/**John Kroger**, Oregon AG)  
Student Observers: 14

### **November Sitting**

Sossamon v. Texas (10/27 – Pet/Kevin Russell, Goldstein, Howe & Russell)  
Student Observers: 13



Ortiz v. Jordan (10/28 – Pet/Ben Mizer, OH SG)

Student Observers: 23

U.S. v. Tohono O’odham Nation (10/28 – Resp/Danielle Spinelli, WilmerHale)

Student Observers: 18

Williamson v. Mazda Motors (10/29 – Pet/**Martin Buchanan**, Niddrie Fish Buchanan)

Student Observers: 29

Brown (formerly Schwarzenegger) v. Entertainment Merchants Assoc. (10/28 – Resp/Paul Smith, Jenner)

Student Observers: 28

Az Christian School Tuition Org. v. Winn (10/29 – Resp/Paul Bender, AZ State Univ L.S.)

Student Observers: 19

Staub v. Proctor Hospital (10/29 – Pet/Eric Schnapper, U. of Washington L.S.)

Student Observers: 34

AT&T Mobility v. Concepcion (11/3 – Resp/**Deepak Gupta**, Public Citizen)

Student Observers: 23

Costco v. Omega (11/4 – Pet/Roy Englert, Robbins Russell)

Student Observers: 4

Cullen v. Pinholster (11/4 – Resp/**Sean Kennedy**, Fed Defender)

Student Observers: 20

Flores-Villar v. U.S. (11/5 – Pet/Steve Hubachek, Fed Defender)

Student Observers: 33

CSX Transp. v. AL Dept. of Revenue (11/5 – Resp/Corey Maze, SG Ala)

Student Observers: 31

### **December Sitting**

CIGNA v. Amara (11/22 – Resp/**Stephen Bruce**, solo)

Student Observers: 1

Wall v. Kholi (11/22 – Resp/Judith Mizner, Fed Defender)

Student Observers: 1

Walker v. Martin (11/23 – Resp/**Michael Bigelow**, solo)

Student Observers: 1

VOPA v. Stewart (11/23 – Pet/Seth Galanter, MoFo)

Student Observers: 0

Brown (formerly Schwarzenegger) v. Plata (11/23 – Appellees/Don Specter, Prison Law Office)

Student Observers: 13

Janus Capital Group v. First Derivative Traders (12/1 – Resp/David Frederick, Kellogg Huber)

Student Observers: 0

Henderson v. Shinseki (12/1 – Pet/Lisa Blatt, Arnold & Porter)

Student Observers: 1

Chase Bank v. McCoy (12/1 – Pet/Greg Beck, Public Citizen)

Student Observers: 31

Pepper v. United States (12/3 – Pet/Al Parrish, Parrish Kruidenier Dunn Boles Gribble Parrish Gentry & Fisher)

Student Observers: 6

Thompson v. North American Stainless (12/3 – Pet/Eric Schnapper, Univ. of Washington L.S.)

Student Observers: 37

### **January Sitting**

Sykes v. United States (1/5 – Pet/William Marsh, Fed Defender)

Student Observers: 1

J. McIntyre Machinery v. Nicastro (1/5 – Resp/Alex Ross, Rakoski & Ross)

Student Observers: 10

Matrixx Initiatives v. Siracusano (1/6 – Pet/Jon Hacker, O'Melveny)

Student Observers: 1

Goodyear Luxembourg Tires v. Brown (1/6 – Pet/Meir Feder, Jones Day)

Student Observers: 12

Kentucky v. King (1/7 – Resp/Jamesa Drake, Ky Defender)

Student Observers: 14

Montana v. Wyoming (1/7 – Def/Peter Michael, Sr. Ass't AG for Wyo)

Student Observers: 0

Astra USA v. Santa Clara County (1/12 – Pet/Lisa Blatt, Arnold & Porter)

Student Observers: 8

Smith v. Bayer (1/12 – Pets/**Richard Monahan**, Masters Law Firm)  
Student Observers: 2

FCC v. AT&T (1/13 – Resp/**Geoffrey Klineberg**, Kellogg Huber)  
Student Observers: 0

Stern v. Marshall (1/14 – Pet/Kent Richland, Greines Martin)  
Student Observers: 6

### **February Sitting**

Bond v. United States (2/16 – Pet/Paul Clement, King & Spaulding)  
Student Observers: 38

Global-Tech Appliances v. SEB S.A. (2/18 – Pet/**William Dunnegan**, solo)  
Student Observers: 22

Freeman v. United States (2/18 – Pet/Frank Heft, Fed Defender)  
Student Observers: 3

United States v. Tinklenberg (2/18 – Resp/Jeff Fisher, Stanford Univ. L.S.)  
Student Observers: 9

Ashcroft v. Al-Kidd (2/23 – Resp/**Lee Gelernt**, ACLU)  
Student Observers: 17

Stanford v. Roche (2/24 – Pet/Don Ayer, Jones Day)  
Student Observers: 14

Schindler Elevator v. U.S., ex rel Kirk (2/25 – Resp/**Jonathan Willens**, solo)  
Student Observers: 30

Camreta/Alford v. Greene (2/25 – Pets/John Kroger, Ore. AG)  
Student Observers: 50

DePierre v. United States (2/25 – Pet/Andy Pincus, Mayer Brown)  
Student Observers: 63

Bullcoming v. New Mexico (2/28 – Pet/Jeff Fisher, Stanford Univ. L.S.)  
Student Observers: 12

### **March Sitting**

Borough of Duryea v. Guarnieri (3/16 – Pet/Dan Ortiz, U. Va. L.S.)  
Student Observers: 0

Davis v. United States (3/16 – Pet/Orin Kerr, George Washington Univ. L.S.)  
Student Observers: 7

J.D.B. v. North Carolina (3/17 – Resp/Roy Cooper, SC AG)  
Student Observers: 4

Tolentino v. New York (3/17 – Resp/Caitlin Halligan, Gen Counsel of NY County DA’s Office)  
Student Observers: 1

Fox v. Vice (3/18 – Pet/Josh Rosenkranz, Orick)  
Student Observers: 1

Turner v. Rogers (3/18 – Resp/Stephanos Bibas, U. Penn. L.S.)  
Student Observers: 9

PLIVA v. Mensing (3/21 – Resp/Lou Bograd, Center for Constitutional Litigation)  
Student Observers: 4

Wal-Mart Stores v. Dukes (3/23 – Resps/Joe Sellers, Cohen Milstein)  
Student Attendance: 107

Az Free Enterprise Club/McComish v. Bennett (3/24 – Pets/William Maurer, Institute for Justice)  
Student Attendance: 24

Talk America/Isiogu v. Mich. Bell Telephone (3/24 – Resp/Scott Angstreich, Kellogg Huber)  
Student Attendance: 0

CSX Transp. v. McBride (3/25 – Resp/David Frederick, Kellogg Huber)  
Student Attendance: 22

Fowler v. United States (3/25 – Pet/Stephen Crawford, solo)  
Student Attendance: 33

### **April Sitting**

Erica P. John Fund v. Halliburton (4/13 – Pet/David Boies, Boies Schiller)  
Student Attendance: 8

American Electric Power Co. v. Connecticut (4/14 – Resps/Barbara Underwood, NY SG)  
Student Attendance: 31

United States v. Jicarilla Apache Nation (4/14 – Resp/Steven Gordon, Holland & Knight)  
Student Attendance: 5

Tapia v. United States (4/15 – Pet/Reuben Cahn, Fed Defender)  
Student Attendance: 4

Microsoft v. i4i Limited Partnership (4/15 – Resp/Seth Waxman, WilmerHale)  
Student Attendance: 13

McNeill v. United States (4/21 – Pet/Stephen Gordon, Fed Defender)  
Student Attendance: 0

Sorrell v. IMS Health (4/21 – Resps/Tom Goldstein, Goldstein, Howe & Russell)  
Student Attendance: 22

Nevada Commission on Ethics v. Carrigan (4/22 – Pet/John Elwood, Vinson & Elkins)  
Student Attendance: 5