

# Appendix B:

## General Categories of the ACLU / US Supreme Court Cases

The ACLU / US Supreme Court cases generally fit the four main categories below (with the subcategories added), but given the nature of the law and litigation, a case may fit into more than one category and subcategory. For that reason, I have not attempted to categorize the cases in the following categories.

### 1. 1<sup>st</sup> Amendment

- A. Obscenity: Cases in this category deal with the limits of the freedom to engage in "obscene" and offensive speech.
- B. Defamation: Cases involving libelous publication and slanderous utterances against individuals.
- C. Religion: Cases involving the free exercise of religion and the prohibition of the establishment of an official religion.
- D. Press, Speech, Association: Cases in this category involve the freedoms of speech, the press, and association.

### 2. Criminal Justice

- A. 4th Amendment: Cases involving the limits of protection against unwarranted searches and seizures.
- B. Criminal Procedure: Includes the 5th and 6th Amendments, as well as criminal trial procedure under the 14th Amendment.
- C. 8th Amendment: Cases involving the prohibition against cruel and unusual punishment.
- D. Death Penalty: Cases involving a sentence to death.
- E. Drugs: Cases where narcotics are the issue or cause of the arrest.
- F. Prison: Cases involving inmate rights, prison conditions, and the parole process.

### 3. Civil Rights

- A. Race: Cases dealing with both state and federal racial discrimination.
- B. Gender: Cases dealing with both state and federal gender discrimination.
- C. Federal: Cases involving civil rights protected by federal law.
- D. State: Cases dealing with civil rights protected under the 14th Amendment.
- E. Voting Rights: Cases dealing with the right to vote, right against vote dilution, and redistricting.
- F. Privacy: Cases mainly dealing with reproductive rights (abortion, contraception) and the individual's right to privacy.

### 4. Governmental Authority

- A. Union: Cuts across categories, but generally cases dealing with government regulation of labor unions.
- B. Immigration/Citizenship: Cases dealing with people immigrating to this country, and citizens living abroad.
- C. Communism: Cuts across categories, but generally cases dealing with government statutes and acts, and agencies created to deal with communism.
- D. Census: Cases dealing with census count.
- E. Federalism: Cases dealing with controversy between state government and the federal government.
- F. Civil Procedure: Cases where the issue is a matter of civil trial procedure.
- G. Regulation: Cases dealing with government regulatory agencies.
- H. Immunity: Cases dealing with immunity from damages under the 11th Amendment.
- I. Military: Cases dealing with military personnel or cases under military jurisdiction.