

SLLC Amicus Briefs 2020-2021

Case Name	Case Description	Signatories	Brief Author(s)	Firm(s)	Result	Comments
<i>Uzuegbunam v. Preczewski</i>	To have a “redressable injury” required to bring a lawsuit a plaintiff need only ask for nominal damages	NCSL, CSG, NACo, NLC, USCM, ICMA, IMLA, GFOA, and the National School Boards Association	Patrick M. Kane, Kip D. Nelson, and Christopher McNamara	Fox Rothschild	8-1 opposed	
<i>B.P. v. Mayor and City Council of Baltimore</i>	A federal court of appeals may review any grounds the district court considered for trying to remove a case to federal court where one of the grounds was federal officer or civil rights removal	NCSL, CSG, NACo, NLC, USCM, ICMA, and IMLA	Robert S. Peck	Center for Constitutional Litigation	7-1 opposed	
<i>Caniglia v. Strom</i>	Police community caretaking duties don’t justify warrantless searches and seizures in the home	NACo, NLC, USCM, ICMA, and IMLA	John Korzen	Wake Forest University School of Law Appellate Advocacy Clinic	9-0 opposed	Narrow ruling
<i>City of San Antonio, Texas v. Hotels.com</i>	Federal district courts may not alter a court of appeals’ allocation of appellate costs	NACo, NLC, USCM, ICMA, IMLA	Rick Simpson and Emily Hart of Wiley Rein and Andrew Hessick and Luke Everett of UNC School of Law		9-0 opposed	
<i>Fulton v. City of Philadelphia</i>	City violated the First Amendment when it refused to contract with	NLC, ICMA, IMLA, and the National Public	John Korzen	Wake Forest University School of	9-0 opposed	All the SLLC brief asked the Court to do was not overturn

	Catholic Social Service to certify foster care families because CSS refuses to work with same-sex couples	Employer Labor Relations Association		Law Appellate Advocacy Clinic		<i>Employment Division v. Smith</i> , which it didn't do
<i>Torres v. Madrid</i>	A person may be "seized" by a police officer per the Fourth Amendment even if the person gets away	NACo, NLC, USCM, ICMA, IMLA, National Sheriffs Association	Elizabeth B. Prelogar, Allegra Flamm, Barrett J. Anderson, and Jeanne Detch	Cooley	5-3 opposed	Held over from last term; Roberts cited to the SLLC brief—disagreeing with it—in the majority opinion
<i>City of Chicago v. Fulton</i>	City didn't violate the Bankruptcy Code's automatic stay provision by holding onto a vehicle impounded after a bankruptcy petition was filed	NACo, NLC, USCM, ICMA, IMLA, GFOA	Scott Burnett Smith, Alexandra E. Dugan, and Stephen C. Parsley Bradley	Arant Boult Cummings	8-0 in favor	Held over from last term
<i>Carney v. Adams</i>	May the Delaware Constitution require that three state courts be balanced between the two major political parties	NCSL, NACo, NLC, USCM, ICMA, IMLA	Kirti Datla and Kristina Alekseyeva	Hogan Lovells	8-0 decided on standing	Held over from last term
<i>Cedar Point Nursery v. Hassid</i>	A regulation allowing union organizers access to agriculture employers' property to solicit support for unionization up to three hours a day, 120 days a year is a per se physical taking	NACo, NLC, USCM, ICMA, IMLA and GFOA	Matthew Littleton and David T. Goldberg	Donahue, Goldberg, Weaver & Littleton	6-3 opposed	SLLC asked for and the Court said temporary intrusions by government officials to do police work, conduct inspections, etc. aren't per se takings
<i>PennEast Pipeline Co. v. New Jersey</i>	Congress may constitutionally grant	CSG, NLC, USCM, ICMA, and IMLA	Jennifer Selendy, Erica Iverson,	Selendy & Gay	5-4 opposed	

	pipeline companies the authority to condemn necessary rights-of-way in which a state has an interest		Vivek Tata, and Adam Hersh			
<i>City of Portland v. FCC</i>	Whether the Small Cell Order, which limits fees local governments can charge for use of public land to build 5G, violates the Telecommunications Act	NACo, USCM, and GFOA	John Korzen	Wake Forest University School of Law Appellate Advocacy Clinic	Cert. denied	<i>Certiorari</i> stage <i>amicus</i> brief