

IV

The ACLU's Wins and Losses at SCOTUS

(Alphabetically by Case Title)

The following chart lists the 1,193 decided ACLU/SCOTUS cases alphabetically, showing where each case can be found in this three-volume set. For example, on page 11, in Columns G / H, the case summary for *Abrams v. Johnson*, case number 2, is found in Vol. 2 as case number 829.

During the years of putting this data together, I was asked, on numerous occasions, how many times the ACLU was a party in its SCOTUS cases. Column D, also on page 11, shows that the ACLU was a party in seven of the 1,193 cases. The Xs in that column mark those cases.

In addition to Columns E / F on page 11 showing which cases were considered ACLU wins or losses, the chart in columns B, C, and D also shows the ACLU's category of involvement in these 1,193 ACLU/SCOTUS cases:

- 975 cases or 81.73% of the 1,193 cases were amicus filings

- 211 cases, or 17.69%, were as "Attorney of Record / ACLU Attorney" (see footnote number 2 on page 11)
- Seven cases or .59% were when the ACLU was a party in a case

N.B. Column C, Attorney of Record/ACLU Attorney, is probably not complete as it would take years to complete if it ever could be accurately compiled. Completing that column would entail at least tracking each lawyer listed on each SCOTUS brief and those attorneys contributing to those briefs, as well as researching which of those attorneys met this work's criteria to be counted as an ACLU attorney.

Chart: The ACLU's Wins and Losses at SCOTUS (Alphabetically by Case Title)¹

¹ The cases in Column A are listed in alphabetical order, with cases beginning with a number being listed first. The cases that have the exact same name are listed by earliest date first. The year the case was decided is in parentheses only for the cases with the same name; full dates are added if they also share the same year and are put in order from earliest to most recent date.

ACLU's Case Involvement								
	Case Name	Amicus	Attorney of Record / ACLU Attorney	As A Party	Wins	Losses	Vol #1,#2, or #3	Case # in Volume
	A	B	C	D	E	F	G	H
	Total	975	211¹	7	640	553		
1	44 Liquormart, Inc. v. Rhode Island	x			√		2	797
2	Abrams v. Johnson		x			√	2	829
3	Adams v. Williams	x				√	1	272
4	Adarand Constructors, Inc. v. Mineta	x			√		3	915
5	Aday v. United States	x			√		1	194
6	Adler v. Board of Education	x				√	1	69
7	Adoptive Couple v. Baby Girl	x				√	3	1115
8	Advocate Health Care Network v. Stapleton	x				√	3	1158
9	Agency for Int'l Dev. v. Alliance for Open Society Int'l	x			√		3	1113
10	Agostini v. Felton	x				√	2	830
11	Aguilar v. Felton	x			√		2	570
12	Alabama State Federation of Labor v. McAdory	x				√	1	33
13	Alabama v. Pugh		x			√	1	417

² There are 231 cases shown with Xs for "Attorney of Record / ACLU Attorney." Twenty of those cases were with the "Amicus" or with "As a Party" cases. So as not to double the count, the 20 were grayed out in Column C for ease of viewing.