

# CLOSED CHAMBERS



*The First Eyewitness Account of the Epic  
Struggles Inside the Supreme Court*

EDWARD LAZARUS

T I M E S  B O O K S

R A N D O M H O U S E

What is the <sup>Spirit</sup> legacy of Scottsboro

What is the Greenhouse effect  
P428

- ① What outside forces impact the court - e.g. the media?
- ② Does the number of amici briefs have an impact on the court?
- ③ Does oral argument have an impact?
- ④ How much practicing do attorneys do before argument (Kolbert in Casey)?
- ⑤ What's the impact of marches and pickets in front of court?
- ⑥ What's the impact of mail - Webber and Blackmun
- ⑦ How long should a Justice serve  
Brennan - gall bladder  
Marshall -

Habeas Corpus  
Due Process

P428 Anthony Kennedy's crowing for populants and Jimmy Stewart idealism

Supreme	Warren Brennan Stevens	O'Connor Kennedy Blackmun	White Powell Marshall Brennan
Now	Thomas Ginsburg	Roberts Kavanaugh Alito Sotomayor Breyer	Today

Book limited to death penalty / race discrimination / abortion

3 approaches ① Court history ② memoir ③ analysis

What is Chief J. <sup>Egid</sup> Warren "Rights Revolution"

"join memo" p24 Scalia "I would be pleased to join"

"a chambers"

log days of term - March and early April  
fewer cases - so a term

Cert pool - Bench memo  
the Friday morning conference.

Court meets Monday Tuesday Wed - 2 weeks in a row

Justice Steven flag speech

Blackmun - most empathetic in recent times maybe ever p39  
breakfast - alignous and his thinking

I had clerked for Judge William Norris - 9th Circuit

Vinogram as relates to Youkers case

Justice Powell's retirement - where did find letters p222

Bork and Reagen's appointees p228 - liberals attitude  
D.C. Court of Appeals - angry

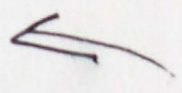
"years later I'm still glad Bork lost" but there is p248  
lasting damage that liberals approach written on court

Clarence Thomas - Bush strategy - Reverse Bork

liberals thought Senate had confirmed a felon p 455

conservative clerks - Chris Landau from Scalia

You say your biggest memory is watching the \*  
weekly recessional of justice p481



Webster

Justice Powell never  
met a gay man 386

18 amicus briefs on Webster

O'Connor's weekend conference w her clerks.

Kennedy - audio tapes from clerks

Paul Cappuccio - a Scalia protegee'

Harry Litman - had worked for T. Marshall

Webster conference - How did you get detailed  
account of what Justice said -

What are all the Thurgood Marshall papers?  
William Brennan

\* Rehnquist circulated 1st draft on Webster only  
to conservative judges - Marshall and Brennan  
papers don't have draft - You say Historian  
make a big mistake - How did you get  
the draft and letter. P 402

Who was in the "cabal"

Scalia's "brutal attack on O'Connor P 415  
Stevens wrote to O'Connor - where did you get it 417

Happy Hour for clerks dissolves into a  
shouting and shouting match.

Tim Bales v. Andrew McBride 429

Rehnquist was deceitful and surreptitious  
with Webster P 423

Stevens working "Clerk back channel" to promote his  
views w O'Connor p 433

How did you get letter from O.C. to Rehnquist 433  
O.C. circulated a memo p. 434

Stare decisis

Impact of Brennan's Resignation 1980

liberal legacy p 447

Rehnquist's "relisting" of Casey unprecedented 463

South on Casey — footnote 544 dispute on what  
happened at conf.

Another footnote — Kennedy's conservative clerks refused  
to write opinion 544

Hadson on Stare Decisis — 468 1955-71 — 16 years N.Y.

Roe to Miranda

Affirmative Action

Death Penalty

free speech

operation of church and state

federal state relations

separation of powers

taking case

P. 282

all subject  
to radical  
change

one cert. petition  
away

Day Camp of the 1980s

The Conference  
Clerk Back Channel  
Unorganized

ALSO BY EDWARD LAZARUS

*Black Hills/White Justice*

469. Edward Lazarus

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Account of the Epic Struggles Inside  
Supreme Court

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## CLOSED CHAMBERS

### The Cabal -

"Defensive denial" in cert. process what is it .267

Cert. process - lead to recrimination

"emergency death penalty stays" - most contentious

Cabal showed amazing bloodthirst over executions

We abolitionists found Cabal's attitude nauseating

Written opinions -

Stevens and Scalia only justices to write 1st drafts

Frequent files re: indigent cases p 281

BOOKNOTES  
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