

The Role of the Supreme Court

SS.912.CG.3.2 Explain how the U.S. Constitution safeguards and limits individual rights.

Is That Right?

187 students were arrested during a peaceful protest at the South Carolina State Government. They ignored orders by police to disperse.

Is That Right?

A Mexican-American is on trial for murder. All potential jurors that were Mexican-American were excluded from serving on the jury for his trial.

Is That Right?

Paddling a student's buttocks with a wooden paddle as a form of discipline is cruel and unusual punishment.

Is That Right?

The leader of the Ku Klux Klan (KKK) is arrested after making a very hateful speech.

Is That Right?

Burning the American flag during a protest is protected speech.

Is That Right?

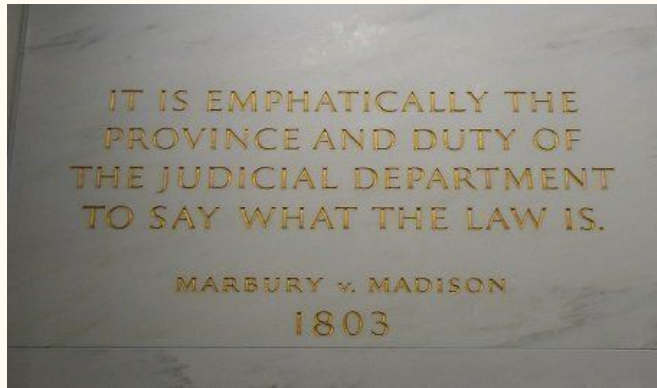
A football coach wants to kneel and pray at mid-field after a game. Students voluntarily start to join him.

Is That Right?

A city government can take private property and turn it over to private developers if the new development would result in greater revenue and benefits to the city.

Supreme Court Review

What are the responsibilities and powers of the Supreme Court?



- Article III, Section I establishes the Supreme Court
 - *Marbury v. Madison* (1803) grants the Supreme Court the power of “judicial review”
 - Supreme Court determines constitutionality of laws and actions
 - State and national laws
 - 14th Amendment provided for selective incorporation of the Bill of Rights to the states
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Right vs Right: The Pentagon Papers Case (1971)

New York Times Company v. United States - Whose Right?

The Pentagon Papers Case (1971)

Form a consensus - Together, determine one answer as a group.

Then sustain your argument, choose a side together and justify your stance. *Did the government's attempt to censor the press violate the First Amendment? Why, or why not?*

Did the government's attempt to censor the press violate the First Amendment? Why, or why not?

The Pentagon Papers Case (1971)

In the end, the Court ruled 6-3 in favor of the New York Times. The Court safeguarded the right of freedom of the press against the argument of prior restraint to protect national security. The opinion argued that freedom of the press is a crucial check on the government which is supposed to operate transparently, or “function in the daylight”.