

SLLC Amicus Briefs 2016-2017

Case Name	Case Description	Signatories	Brief Author(s)	Firm(s)	Result	Comments
<u>Murr v. Wisconsin</u>	No taking occurred where state law and local ordinance “merged” nonconforming, adjacent lots under common ownership	CSG, NACo, NLC, USCM, ICMA, IMLA	Stuart Banner	UCLA School of Law Supreme Court Clinic	5-3 in favor	Justice Kennedy cited the SLLC’s brief two times in his majority opinion
<u>Packingham v. North Carolina</u>	A state statute making it a felony for a registered sex offender to access social networking sites where minors can create profiles violates the First Amendment	CSG, ICMA, IMLA	John C. Neiman, Jr., Braxton Thrash	Maynard Cooper & Gale	8-0 opposed	
<u>Town of Chester v. Laroe Estates</u>	An intervenor must possess Article III standing to intervene in a lawsuit as a matter of right if he or she wishes to pursue relief not requested by the plaintiff	NACo, NLC, USCM, IMLA	Sarah M. Shalf	Emory Law School Supreme Court Advocacy Program	9-0 in favor	
<u>County of Los Angeles v. Mendez</u>	Police officers can't be liable for the use of reasonable force under the "provocation rule"	NACo, NLC, USCM, ICMA, IMLA, CA State Association of Counties, League of CA Cities, National Sheriffs’ Association	Daniel P. Collins, Mark R. Yohalem, Seth Fortin	Munger, Tolles & Olson	8-0 in favor	
<u>Bank of America v. City of Miami</u>	Local governments have standing to sue banks under the Fair Housing Act for economic harm caused to them by discriminatory lending practices	NACo, NLC, USCM, ICMA, IMLA	Deepak Gupta, Rachel S. Bloomekatz, Matthew Spurlock	Gupta Wessler	5-3 in favor	

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<i>Coventry Health Care of Missouri v. Nevils</i>	The Federal Employees Health Benefits Act preemption clause overrides state laws prohibiting subrogation and reimbursement; the preemption clause is consistent with the Supremacy Clause	NGA, NCSL, CSG, NACo, NLC, USCM, ICMA	William R. Stein, Scott M. Christensen, Sam Cowin, Eleanor Erney, Stephen R. Halpin III	Hughes, Hubbard & Reed		The Court didn't address the issue the SLLC briefed, whether <i>Chevron</i> deference applies when an agency is construing the scope of a statute's preemption provision, absent Congress's assent
<i>Expressions Hair Design v. Schneiderman</i>	A state statute prohibiting vendors from advertising a single price and a statement that credit card customers must pay more regulates speech under the First Amendment	NGA, NACo, NLC, USCM, ICMA, IMLA	Charles A. Rothfeld, Andrew J. Pincus, Paul W. Hughes, Michael B. Kimberly	Mayer Brown	8-0 opposed	
<i>Manuel v. City of Joliet</i>	Even after "legal process" has occurred a person may bring a Fourth Amendment claim challenging pretrial detention	NACo, NLC, USCM, ICMA, IMLA	Lawrence Rosenthal	Chapman University Fowler School of Law	6-2 opposed	The majority of the Court didn't address the question presented, may malicious prosecution claims be brought under the 4 th Amendment
<i>Direct Marketing Association v. Brohl</i>	Does a Colorado law requiring remote sellers to inform Colorado purchasers annually of their purchases and send the same information to the Colorado Department of Revenue discriminate against interstate commerce	NGA, NCSL, CSG, NACo, NLC, USCM, ICMA, IMLA, GFOA	Eric F. Citron; Ronald A. Parsons, Jr.	Goldstein & Russell; Johnson, Janklow, Abdallah, Reiter & Parsons		The SLLC <i>amicus</i> brief opposed the granting of certiorari, the Court denied cert
<i>Ivy v. Morath</i>	When are state and local governments responsible for ensuring that a private actor complies with the Americans with Disabilities Act	CSG, NACo, NLC, USCM, ICMA, IMLA	Richard A. Simpson, Tara L. Ward, Emily S. Hart	Wiley Rein		Dismissed as moot