

# **Supreme Court 2010-11 Term in Haiku**

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## **Leal Garcia v. Texas (July 7, 2011) (5-4 per curiam)**

**Pending death sentence**

**Vienna claim in future?**

**No reason for stay**

## **Goodyear Dunlop Tire Operations, S.A. v. Brown (June 27, 2011)**

**Accident abroad**

**Foreign tire companies**

**Cannot be sued here**

## **U.S. v. Juvenile Male (June 27, 2011)**

**Youth sex offender**

**Ex post facto law issue**

**Age makes issue moot**

**J. McIntyre Machinery, Ltd. v. Nicastro (June 27, 2011)**

**Hand hurt by machine**

**Maker did not target state**

**No jurisdiction**

**Arizona Free Enterprise Club's Freedom Club PAC v. Bennett (June 27, 2011)**

**Campaign matching funds**

**Caused by opponent spending**

**Burden on free speech**

**Brown v. Entertainment Merchants Ass'n (June 27, 2011)**

**Ban on sales to kids**

**Violent video games**

**Fails strict scrutiny**

**Sorell v. IMS Health Inc. (June 23, 2011)**

**Prescriber info**

**Can't stop sales by pharmacies**

**For marketing use**

**CSX Transp. Inc. v. McBride (June 23, 2011)**

**Railroad worker hurt**

**Need not show proximate cause**

**Not like common law**

**Freeman v. U.S. (June 23, 2011)**

**Jail time based on plea**

**Later Guidelines reduction**

**May reduce sentence**

**Pliva, Inc. v. Mensin (June 23, 2011)**

**Generic labels**

**Inadequate warning claim**

**FDA preempts**

**Stern v. Marshall (June 23, 2011)**

**Anna Nicole case**

**Tortious interference claim**

**Not bankruptcy court**

**Bullcoming v. New Mexico (June 23, 2011)**

**Confrontation Clause**

**Applies to BAC report**

**Testimonial**

**Borough of Duryea v. Guarnieri (June 20, 2011)**

**City police chief**

**Brought retaliation claim**

**No free speech issue**

**Turner v. Rogers (June 20, 2011)**

**The right to counsel**

**Applies to civil contempt**

**Long jail time in play**

**Am. Electric Power Co. v. Conn. (June 20, 2011)**

**Greenhouse gas lawsuit**

**No federal common law**

**EPA preempts**

**Wal-Mart Stores, Inc. v. Dukes (June 20, 2011)**

**Female employess**

**Claims lack commonality**

**Don't certify class**

**J.D.B. v. North Carolina (June 16, 2011)**

**Miranda warning**

**Was suspect in custody?**

**Child's age matters**

**Davis v. U.S. (June 16, 2011)**

**Search of vehicle**

**Change of law before trial**

**Gun not excluded**

**Tapia v. U.S. (June 16, 2011)**

**Alien smuggler**

**Needed drug rehab program**

**Can't lengthen sentence**

**Bond v. U.S. (June 16, 2011)**

**Scorned woman burned friend**

**Has Tenth Amendment standing**

**Caustic chemicals**

**Smith v. Bayer Corp. (June 16, 2011)**

**A federal court**

**May not enjoin a state court**

**Certifying class**

**Flores-Villar v. U.S. (June 13, 2011)**

**Born outside U.S.**

**Citizenship easier**

**Through mom than through dad**

**Janus Capital Group, Inc. v. First Derivative Traders (June 13, 2011)**

**Creator of fund**

**Not liable for statements**

**Made by fund itself**

**U.S. v. Jicarilla Apache Nation (June 13, 2011)**

**U.S. holds tribe lands**

**Not a fiduciary**

**Privilege applies**

**Nevada Comm'n on Ethics v. Carrigan (June 13, 2011)**

**Public officials**

**Conflict bars vote, lobbying**

**Not protected speech**

**Talk America, Inc. v. Michigan Bell Telephone Co.**  
**(June 9, 2011)**

**Local carriers**

**Must allow access at cost**

**Interconnection**

**Sykes v. U.S. (June 9, 2011)**

**Flight from cops in car**

**A violent felony**

**Three strikes law applies**

**DePierre v. U.S. (June 9, 2011)**

**“Cocaine base” defined**

**Not limited to just crack**

**Ten years minimum**



**Microsoft Corp. v. i4i Ltd. Partnership (June 9, 2011)**

**Patent invalid?**

**Defendant's standard of proof**

**Clear and convincing**

**Board of Trustees of the Leland Stanford Jr. Univ. v. Roche Molecular Sys. (June 6, 2011)**

**Despite Bayh-Dole Act**

**Inventor, not contractor**

**Owns their invention**

**Erica P. John Fund, Inc. v. Halliburton Co. (June 6, 2011)**

**Securities fraud**

**Need not prove loss causation**

**To certify class**

**Fox v. Vice (June 6, 2011)**

**Civil rights action**

**Fees just for frivolous claims**

**Not for the whole case**

**McNeill v. U.S. (June 6, 2011)**

**Three strikes sentencing**

**Seriousness determined**

**At time of priors**

**Global-Tech Appliances, Inc. v. SEB S.A. (May 31, 2011)**

**Patented fryers**

**Willful blindness sufficient**

**Induced infringement**

**Ashcroft v. Al-Kidd (May 31, 2011)**

**Terrorist suspect**

**Warrant validates arrest**

**Motive matters not**

**Camreta v. Greene (May 26, 2011)**

**State actor prevails**

**Qualified immunity**

**May appeal merits**

**U.S. v. Tinklenberg (May 26, 2011)**

**Speedy Trial Act**

**Seventy Days Exceptions**

**Motions and travel**

**Fowler v. U.S. (May 26, 2011)**

**Witness tampering**

**Must have been a likelihood**

**Victim would call Feds**

**Chamber of Commerce of the U.S.A v. Whiting  
(May 26, 2011)**

**Immigration laws**

**Arizona penalties**

**No Fed preemption**

**General Dynamics Corp. v. U.S. (May 23, 2011)**

**Navy stealth bomber**

**Need to protect state secrets**

**No relief from courts**

**Brown v. Plata (May 23, 2011)**

**Overcrowded jails**

**Poor medical, mental care**

**Set prisoners free**

**CIGNA Corp. v. Amara (May 16, 2011)**

**Company pension**

**Annuity changed to cash**

**Court may prevent harm**

**Schindler Elevator Corp. v. U.S. ex rel Kirk (May 16, 2011)**

**False Claims Act *qui tam***

**FOIA responses**

**“Report” exception**

**Kentucky v. King (May 16, 2011)**

**A warrantless search**

**Drug scent and destruction sounds**

**Exigent? Perhaps**

**Bobby v. Mitts (May 2, 2011)**

**Murder sentencing**

**Jury given chance to choose**

**Life in lieu of death**

**Montana v. Wyoming (May 2, 2011)**

**Yellowstone River**

**Water rights and new sprinklers**

**Montana all wet**

**AT&T Mobility LLC v. Concepcion (Apr. 27, 2011)**

**Sales tax on “free” phone**

**Classwide arbitration sought**

**FAA preempts**

**U.S. v. Tohono O’odham Nation (Apr. 26, 2011)**

**Tribe assets in trust**

**No Federal Claims Court case**

**As other claim pends**

**Sossamon v. Texas (Apr. 20, 2011)**

**Inmates kept from church**

**Sovereign immunity**

**No money from state**

**Virginia Office for Protection and Advocacy v. Stewart (Apr. 19, 2011)**

**State agencies fight**

**Federal court may command**

**“Heed federal law”**

**Cullen v. Pinholster (Apr. 4, 2011)**

**Habeas review**

**Just mom for mitigation**

**Counsel competent**

**Arizona Christian School Tuition Org. v. Winn**  
**(Apr. 4, 2011)**

**Church school scholarships**

**Arizona tax credits**

**No taxpayer suits**

**Connick v. Thompson (Mar. 29, 2011)**

**Lab report withheld**

**Not persistent and widespread**

**D.A. not to blame**

**Astra USA, Inc .v Santa Clara County (Mar. 29,**  
**2011)**

**Public health clinics**

**Cannot sue drug companies**

**To enforce price caps**

**Matrixx Initiatives, Inc. v. Siracusano (March 22, 2011)**

**Securities fraud**

**Cold drug linked to loss of smell**

**Part of “total mix”**

**Kasten v. Saint-Gobain Performance Plastics Corp. (Mar. 22, 2011)**

**Retaliation**

**Term “filed any complaint”**

**Includes oral claims**

**Felkner v. Jackson (Mar. 21, 2011) (per curiam)**

**State Batson rulings**

**Get “highly deferential”**

**Federal review**

**Wall v. Kholi (Mar. 7, 2011)**

**Habeas deadline**

**Sentence reduction request**

**Collateral? Yes**



**Milner v. Dept. of Navy (Mar. 7, 2011)**

**For FOIA**

**Navy munitions storage**

**Not “personnel rules”**

**Skinner v. Switzer (Mar. 7, 2011)**

**DNA testing**

**Federal civil rights claim**

**Not just habeas**

**Pepper v. U.S. (Mar. 2, 2011)**

**Post-appeal rehab**

**Supports downward variance**

**On resentencing**

**Snyder v. Phelps (March 2, 2011)**

**Church so full of hate**

**Pickets soldier’s funeral**

**Protected discourse**

**Henderson v. Shinseki (Mar. 1, 2011)**

**Deadline for appeal**

**Is not jurisdictional**

**Vet benefits claim**

**Staub v. Proctor Hospital (Mar. 1, 2011)**

**Reservist fired**

**Middle managers' actions**

**Can give rise to claim**

**FCC v. AT&T, Inc. (March 1, 2011)**

**FOI request**

**No "personal privacy"**

**For corporations**

**Michigan v. Bryant (Feb. 28, 2011)**

**Confrontation Clause**

**Ongoing emergency**

**I.D. not hearsay**

**Walker v. Martin (Feb. 23, 2011)**

**State timeliness test**

**An independent state grounds**

**Habeas denied**

**Williamson v. Mazda Motor of America, Inc. (Feb. 23, 2011)**

**State wrongful death suit**

**Minivan backseat lap belt**

**No tort preemption**

**Bruesewitz v. Wyeth LLC (Feb. 22, 2011)**

**Childhood vaccines**

**Unavoidable effects**

**No action in tort**

**CSX Transportation, Inc. v. Alabama Dept. of Revenue (Feb. 22, 2011)**

**Railroad may challenge**

**Alabama diesel tax**

**Rivals do not pay**

**Swarthout v. Cooke (Jan. 24, 2011)**

**Habeas corpus**

**Cannot be used to address**

**Error of state law**

**Chase Bank USA, N.A. v. McCoy (Jan. 24, 2011)**

**Regulation Z**

**Charge card default fee increase**

**Notice not needed**

**Ortiz v. Jordan (Jan. 24, 2011)**

**After full trial**

**Denied summary judgment**

**May not be appealed**

**Thompson v. North American Stainless, LP (Jan. 24, 2011)**

**Retaliation**

**Whether claim was made by you**

**Or your fiance´**

**NASA v. Nelson (Jan. 19, 2011)**

**NASA background check**

**Government as employer**

**Drug questions fair game**

**Premo v. Moore (Jan. 19, 2011)**

**Police confession**

**Other murder admissions**

**Supression futile**

**Harrington, Warden v. Richter (Jan. 19, 2011)**

**Blood pool on the floor**

**Expert not hired to test**

**Lawyer effective**

**Ransom v. FIA Card Services, N.A. (Jan. 11, 2011)**

**Bankruptcy means test**

**No car expense deduction**

**If car owned outright**

**Mayo Foundation for Medical Education and Research v. United States (Jan. 11, 2011)**

**Doctor residents**

**Employees, not just students**

**FICA taxes due**

**Madison County, New York v. Oneida Indian Nation of New York (Jan. 10, 2011)**

**Oneida Nation**

**Sovereign immunity?**

**Waived by tribe in case**

**Costco Wholesale Corp. v. Omega, S.A. (Dec. 13, 2010)**

**Kagan is recused**

**Copyright, first sale doctrine**

**Court splits four to four**

**Los Angeles County v. Humphries (Nov. 30, 2010)**

**Civil rights action**

**No lawyers' fees from county**

**Prospective relief**

**Abbott v. United States (Nov. 15, 2010)**

**Drugs or violence**

**Five years added to sentence**

**When gun is carried**

**Wilson v. Corcoran (Nov. 8, 2010) (per curiam)**

**Habeas corpus**

**Not in federal court if**

**No federal claim**