

# Mock Supreme Court Confirmation Hearing

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Senate Judiciary Committee  
Monday, October 19, 2011  
Room E346

## Participants

- Supreme Court Nominee
- Presidential Aide(s) assigned to Nominee
- Chair, Senate Judiciary Committee
- Ranking Member
- Committee Members
- Members of the Media

## Focus

For our class, the mock hearing will focus almost exclusively on federalism.

- *How much power belongs to the national government? For what purposes?*
- *How much power belongs to the state governments? For what purposes?*
- *Should this relationship change over time? Explain*

## Scope of Questions

Same-sex marriage

Immigration (and Arizona)

Involvement of national government in education, health, morals, police powers, elections

Federalism & Environment

Federalism

Fiscal federalism – categorical and block grants

10<sup>th</sup> Amendment

Supremacy Clause

Commerce Clause

Necessary & Proper Clause

Denied Powers

Inherent Powers

Enumerated Powers

Implied Powers

The New Deal (very broad questions)

Civil War (very broad questions)

Civil Rights (*Heart of Atlanta Motel*, *Brown v. Board*)

Tea Party

*Gonzales v. Raich*

*U.S. v. Morrison*

*U.S. v. Lopez*

*U.S. v. Darby*

*Gibbons v. Ogden*

*McCulloch v. Maryland*

SCOTUS cases from the last couple of terms

NOTE -- The Chair & Ranking Member should apprise nominee of any additional cases or topics.

Refer to the Senate Judiciary Committee's website for more information.