

ASSOCIATE JUSTICE OF THE
SUPREME COURT OF THE UNITED STATES

SONIA SOTOMAYOR

THE ANNOTATED BOBBLEHEAD

"[C]ollege pride has not been the only source of controversy between Texas and Oklahoma regarding the Red River." *Tarrant Regional Water Dist. v. Herrmann*, 569 U.S. 614 (2013).

"The crucial question . . . is not whether an interest is important in the abstract; it is whether deferring review until final judgment so imperils the interest as to justify the cost of allowing immediate appeal of the entire class of relevant orders." *Mohawk v. Carpenter*, 558 U.S. 100 (2009).

"You tell your scouts to find a defensive catcher, a quick-footed shortstop, or a pitcher from last year's World Champion Kansas City Royals. It would be natural for your scouts to confine their search for a pitcher to last year's championship team, but to look more broadly for catchers and shortstops." *Lockhart v. U.S.*, 136 S.Ct. 958 (2016).

"Contractors are responsible for knowing the size of the pie, not how the agency elects to slice it." *Salazar v. Ramah Navajo Chapter*, 567 U.S. 182 (2012).

"[T]he Court today turns aside petitioners' plea that they at least be allowed a stay of execution while they seek to prove midazolam's inadequacy. . . . As a result, it leaves petitioners exposed to what may well be the chemical equivalent of being burned at the stake." *Glossip v. Gross*, 576 U.S. 863 (2015) (Sotomayor, J., dissenting).

Why a map background here (and on the box)? "Professors have long asked law students to interpret a hypothetical ordinance that prohibits bringing 'a vehicle into the park.' The debate usually centers on what counts as a 'vehicle.' Is a moped forbidden? How about a baby stroller? In this case, we can all agree that John Sturgeon's hovercraft is a vehicle. But now we ask whether he has brought it 'into the park'—and, if not, how a river's designation as 'outside the park' will affect future attempts to regulate there." *Sturgeon v. Frost*, 139 S.Ct. 1066 (2019) (Sotomayor, J., concurring) (note omitted).

"... the apples-to-oranges comparison of the conduct proscribed under customary international law and the forms of liability available under domestic law." *Jesner v. Arab Bank, PLC*, 138 S.Ct. 1386 (2018) (Sotomayor, J., dissenting).

"In the case of a design for a single-component product, such as a dinner plate, the product is the 'article of manufacture' to which the design has been applied. In the case of a design for a multicomponent product, such as a kitchen oven, identifying the 'article of manufacture' . . . is a more difficult task." *Samsung v. Apple*, 137 S.Ct. 429 (2016).

"Under that rubric, I agree with Justice Alito that, at the very least, 'longer term GPS monitoring in investigations of most offenses impinges on expectations of privacy.'" *U.S. v. Jones*, 565 U.S. 400 (2012) (Sotomayor, J., concurring) (see also the *Scialabba* case on the Justice Alito bobblehead).

"At best, the majority offers a half-a-loaf policy rationale that cannot justify departing from the best reading of the statute's text." *Mont v. U.S.*, 139 S.Ct. 1826, (2019) (Sotomayor, J., dissenting); see also 137 S.Ct. 1144 (2017) (Sotomayor, J., concurring) ("This quarter-loaf outcome is worse than none.").

