

## Supreme Court Thematic Essay Outline- period 1

Cases	Historical Circumstances	Explain Court's Decision	Impact of decision
Schenck vs. US	<p>During world war 1 Espionage and sedition acts were in effect</p> <p>Schenck protested against the draft, and for this he was arrested and imprisoned</p>	<p>Rule against Schenck</p> <p>Stating that freedom of speech is not absolute</p> <p>In times of war the safety of citizens must come first</p> <p>“clear and present danger” clause</p> <p>Ex. Cannot yell fire in a crowded theatre</p>	<p>In times of war we lose some of our civil liberties (freedom of speech, press)</p> <p>Expanded the power of the national government</p>
Korematsu vs. US	<p>During World War 2 Pearl harbor is bombed by Japan causing our government to be suspicious of Japanese Americans</p> <p>Japanese Americans put into camps</p> <p>Possessions, houses, business were lost. Could only take what they could carry</p> <p>Korematsu arrested for refusing to go to camps</p>	<p>Rules that the internment was constitutional.</p> <p>During wartime protecting the safety of everyone outweighed the internment of the Japanese Americans.</p>	<p>In the 1980's survivors got 20,000 dollars from the government.</p> <p>Power of the national government increases during times of war.</p> <p>Sets precedent for Patriot act, NSA data gathering.</p>

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Mapp vs. Ohio	Ms. Mapp ran a gambling ring in her house Police performed a search without legal warrant. Search uncovered gambling and pornography.	Court ruled in Mapp's favor. Evidence was thrown out due to illegal warrant. Violated 4 <sup>th</sup> amendment rights.	Expanded rights of those accused of crimes. Ensures that a clear, legal, and specific search warrant is used.
Miranda vs. Arizona	Mr. Miranda arrested for rape, and kidnapping Interrogated without an attorney Forced to sign confession that he was guilty Led to conviction	Court ruled that his conviction was invalid Miranda was not provided his 5 <sup>th</sup> amend right against self-incrimination, 6 <sup>th</sup> amendment right to an attorney.	Police are required to inform suspect of their "Miranda Rights"  Expands rights of those accused of crimes