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Subject: Justice Roberts' Theme of Judicial Independence & The First Amendment -- Now Playing Out in the "Disruption of Congress" Case Before Him & The Court

Date: Thu, 20 Sep 2007 2:40 pm

Dear Tony & Dahlia,

Have you realized that Justice Roberts' theme of "judicial independence" as a protection of First Amendment rights -- the subject of his yesterday's speech at Syracuse University -- has been playing out before him at the Supreme Court, since May, in my two motions which he granted as Circuit justice for the District of Columbia -- motions which culminated in my August 17th cert petition, which was distributed to the Justices on August 29th?

Have you read the cert petition in the "disruption of Congress" case, posted on CJA's website, www.judgewatch.org (see top panel "Latest News")? It is a powerful test of the Court's true commitment to "judicial independence" and so basic a First Amendment right as the right of a citizen to respectfully request to testify in opposition at a public congressional committee hearing, without being arrested for doing so.

On a related subject, I have not yet been able to access the webcast of your Tuesday's presentations at Syracuse University on "Supreme Makeover: Inventing a New Model of Judicial Openness on the High Court?" I have BIG news to share with you about such "openness". It relates to my latest motion to Chief Justice Roberts -- mailed to the Court on September 17th -- asking that he &/or the Associate Justices &/or the Court "request", if not order, the U.S. Solicitor General to file the Government's response to my cert petition. The motion is also posted on CJA's website and I will be calling you about it shortly, as it is actually quite URGENT -- the cert petition being scheduled for conference this Monday, September 24th.

Thanks.

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