

Students for Life Action Scoring Alert: Vote NO on the Nomination of Judge Ketanji Brown Jackson to Supreme Court Justice

March 18th, 2022

Members of the United States Senate:

On behalf of our more than 1,250 active groups and tens of thousands of trained student activists across the nation, Students for Life Action (SFLAction) urges you to vote NO on the nomination of Judge Ketanji Brown Jackson to the U.S. Supreme Court. Your vote will be included in our Pro-Life Generation Scorecard for the 117th Congress.

As we approach the potential reversal of *Roe v. Wade*, President Joe Biden has chosen another proabortion extremist to advance his agenda of abortion on demand for any reason and through all nine months of pregnancy. Judge Ketanji Brown Jackson poses a significant threat to the Pro-Life Generation due to her track record of supporting radical abortion policies, attacking the free speech rights of students, and wielding her power against Americans she ideologically disagrees with.

Judge Jackson's disregard for the First Amendment was made apparent when she opposed <u>student-initiated prayer</u> as a clerk for Supreme Court Justice Stephen Breyer in the *Santa Fe Independent School District v. Doe* case. After this clerkship, Judge Jackson accepted an associate role at Goodwin and Procter, where she worked on a "friend of the court" brief in support of a Massachusetts law preventing pro-lifers from <u>peacefully gathering outside</u> <u>of abortion facilities</u>. Clients in the *McGuire v. Reilly* case included NARAL Pro-Choice America's Massachusetts affiliate and the Abortion Access Project of Massachusetts.

The First Amendment is an invaluable protection for groups like SFLAction, providing an equal playing field where all Americans can make their voices heard. Our students and supporters frequently engage in free speech activities like sidewalk counseling at abortion facilities and praying for the end of abortion. These are methods in which pro-life Americans peacefully express their beliefs, as well as help women in crisis. Should Judge Ketanji Brown Jackson be confirmed, our constitutional rights would be in grave danger.

Furthermore, Judge Jackson's pro-abortion bias can be inferred not only by the intense <u>lobbying campaigns</u> of abortion extremists supporting her, but by her legal track record, which includes opposing <u>late-term abortion</u> <u>limits</u>. During her <u>clerkship</u> for Justice Breyer, she worked on the *Stenberg v. Carhart* case, which struck down a Nebraska law banning barbaric partial-birth abortions. To commit a "<u>dilation and extraction</u>" abortion, also known as "partial-birth abortion", an abortionist will force a breech birth, puncture the baby's skull and suction out its contents, before fully removing the deceased child from the mother. This is a gruesome procedure that was committed during second and third trimester pregnancies at the time but is now illegal under <u>U.S. Code § 1531</u>.

Pro-life Americans are more involved in the law-making process than ever before. Across the nation, state legislators are working with their constituents to pass a <u>record number</u> of pro-life laws. In fact, <u>76% of Americans</u> want significant restrictions on abortion, and that includes a majority of people who self-identify as pro-choice. Judge Ketanji Brown Jackson would undermine these efforts, acting as a legislator in a judge's robe.

Some have questioned Judge Jackson's lack of <u>judicial philosophy</u>, but the Pro-Life Generation is much more concerned about her propensity for overlooking the U.S. Constitution in pursuit of a private agenda. This is exactly what President Joe Biden intended when he nominated the judge as political payback for the abortion extremists who supported his candidacy for president. In fact, <u>The Hill</u> noted that, "President Biden stressed that his nominee must follow a 'living constitution' approach, including a broad view of 'enumerated rights'."

The role of a judge, especially one serving on the highest federal court in the country, is to uphold existing law, **not legislate from the bench**. Instead, Judge Ketanji Brown Jackson's record indicates that she is willing to usurp the boundaries of her role and twist the law to appease the abortion radicals championing her throughout her career. Judge Jackson's attacks on free speech and free exercise of religion should disqualify her from the prestigious and influential position of Supreme Court Justice, and we fully anticipate further prejudice against the American people whose ideology does not align with her own should she gain this power.

Senators, you will soon be asked to determine whether Judge Ketanji Brown Jackson is fit to serve this nation as a Supreme Court Justice. Although she may have significant experience that appears to make her qualified, Judge Jackson is not loyal to the original Constitution, which is equally, if not more important than her career accomplishments. An activist judge who attempts to make laws rather than follow them has no place on the Supreme Court.

Please protect the U.S. Constitution and the rights of pro-life Americans fighting on behalf of the preborn and their mothers. We are the Pro-Life Generation, so we **ask that you vote NO on the nomination of Judge Ketanji Brown Jackson to the U.S. Supreme Court.** Your vote will be part of our scorecard that will be shared with our activists in all 50 states and the pro-life community.

Sincerely,

Kristan Hawkins

President, Students for Life Action

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