

ACTION ALERT: OPPOSE ELENA KAGAN FOR SUPREME COURT JUSTICE

TO: State and Territorial Court Regents and Legislative Chairs

FROM: Margaret Sitte, National Legislative Chair, Catholic Daughters of the Americas

DATE: July 26, 2010

Action Requested: The confirmation vote on Supreme Court nominee Elena Kagan is expected next week. Call your two U.S. Senators this week urging them to vote no on her confirmation. Contact members of the U.S. Senate through e-mail, phone calls, FAX or in person. Call the U.S. Capitol switchboard at 202-224-3121, or call their local offices. Full contact information can be found at www.senate.gov.

Message: “Vote no on Supreme Court nominee Elena Kagan. Her record proves that she is an activist who will use the court to implement her own agenda, especially in promoting abortion and gay marriage.”

Background: Several important people and organizations have stepped forward to question her qualifications to serve in this lifetime appointment on the Supreme Court.

- C. Everett Koop, President Ronald Reagan’s surgeon general wrote an open letter to senators referring to Kagan’s changing medical testimony from the American College of Obstetricians and Gynecologists so that she could justify partial-birth abortion. “Medical science should not have been twisted in 1997 for political or legislative gains,” wrote Koop. “This is unethical, and it is disgraceful, especially for one who would be tasked with being a measured and fair-minded judge.”
- Brian Brown, president of the National Organization for Marriage wrote in a press release, “A vote for Elena Kagan as Supreme Court Justice will be a vote for imposing gay marriage on all 50 states.”
- Phyllis Schlafly wrote, “When Kagan was dean of Harvard Law School, she presented a guest speaker who is known as the most activist judge in the world: Judge Aharon Barak, formerly president of the Israeli Supreme Court. ...Barak has written that a judge should ‘make’ and ‘create’ law, assume ‘a role in the legislative process’ and give statutes ‘new meaning that suits new social needs.’”
- Americans United for Life reports, “Kagan has contributed money to the National Partnership for Women and Families, a pro-choice organization with strong ties to Emily’s List and NARAL.” “Kagan has publicly and repeatedly criticized *Rust v. Sullivan*, a Supreme Court decision ... that ensured Americans’ tax dollars did not support programs that promote or counsel for abortion. Despite the fact that the majority of Americans do not want their tax dollars to fund abortion providers, Kagan objected to this Supreme Court decision and even argued that the regulations amounted to the subsidization of “anti-abortion” speech.”

So far 16 senators have committed to vote “no”; 25 have committed “yes.”

Reminder: Make contact as an individual citizen, not as a Catholic Daughter.

Approved: Libby Ramirez, National Regent