

March 14, 2022

The Honorable Richard J. Durbin  
Chairman, Committee on the Judiciary  
United States Senate  
224 Dirksen Senate Office Building  
Washington, D.C. 20510

The Honorable Chuck E. Grassley  
Ranking Member, Committee on the Judiciary  
United States Senate  
224 Dirksen Senate Office Building  
Washington, D.C. 20510

Dear Chairman Durbin and Ranking Member Grassley:

We, the undersigned professors of law, write in support of the confirmation of the Honorable Judge Ketanji Brown Jackson. An exceptional nominee, she is eminently qualified to ascend to the U.S. Supreme Court.

Judge Jackson's credentials are stellar. A *magna cum laude* graduate of Harvard University and a *cum laude* graduate of Harvard Law School, Judge Jackson's impressive academic foundation launched a legal career that began with three prestigious federal clerkships—including a U.S. Supreme Court clerkship for the very justice, Stephen G. Breyer, whose seat she has been selected to fill.

Had Judge Jackson been content to rest on her laudable laurels and seek a myriad of prestigious, lucrative legal positions, her career at that point would have been extraordinary.

Judge Jackson, however, chose to devote her talents to the Federal Public Defender of the District of Columbia, where she lawyered in service to indigent criminal defendants. The importance of this professional choice cannot be overstated. Though the U.S. Supreme Court affirmed the singular significance of the public defender in our criminal justice system nearly sixty years ago in *Gideon v. Wainwright*, that experience and perspective have been absent on the very Court that deemed it "necessary." Judge Jackson, if confirmed, will infuse the Court with a twenty-first century opportunity to recommit to the values of *Gideon*, as well as the promise of equal justice under the law. Coupled with the fact that she has worked as a lawyer and Vice Chair of the U.S. Sentencing Commission, Judge Jackson's practice and experience as an advocate on behalf of the criminally accused and convicted would make her the first of the profession's class and kind to sit on the modern Court.

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These experiences, along with her distinguished, nearly decade-long career as a federal judge both at the district and circuit court levels, evidence her belief in and fealty to the judiciary, the American legal system, and the promises of the U.S. Constitution.

Throughout its history, the U.S. Supreme Court has been asked to meet the country's most important moments and enforce the Constitution in times of national crises. The Court—an institution that affects each of us in some of the most important and intimate areas of our lives—will be better for Judge Jackson's confirmation.

Judge Jackson is one of the most eminently qualified, fair-minded, and even-keeled candidates that the Senate could confirm. Even outside its historic nature, Judge Jackson's nomination is extraordinary.

But it is worth reflecting on that history. America did not have its first Black federal district court judge, its first Black woman federal judge, its first Black state supreme court chief justice, or its first Black U.S. Supreme Court justice until after 1960. In 2022, nearly sixty years later, Judge Jackson, if confirmed, would become just the sixth woman ever to serve on the Court, the fourth nonwhite justice, and the first African American woman.

As we teach our students about the Constitution and grapple with crises of faith in our institutions, norms, constitutional ideals, and democratic values, it is critical that they see a Court that more fully reflects the diversity of experiences and the heterogeneity of the American people. Judge Jackson's confirmation would represent an undisputed, unique, and heretofore unrealized chapter of American ideals, truth, and transformation.

Accordingly, we urge her speedy confirmation.

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