

ORAL HISTORY OF ROBERT KOPP
Table of Cases and Statutes

Cases

Armstrong v. Bush, 924 F.2d 282 (D.C. Cir. 1991); *Armstrong v. Executive Office of the President*, 1 F.3d 1274 (1993); *Armstrong v. Executive Office of the President*, 90 F.3d 553 (D.C. Cir. 1996); *Armstrong v. Executive Office of the President*, 97 F.3d 575 (D.C. Cir.); *see also Public Citizen v. Carlin*, 184 F.3d 900 (D.C. Cir. 1999), 213-214

Bivens v. Six Unknown Named Agents, 403 U.S. 388 (1971), 140-41

Bowers v. Hardwick, 478 U.S. 186 (1986), 243

Brown v. Board of Education, 347 U.S. 483 (1954), 34

Butz v. Economou, 438 US 478, 98 S. Ct. 2894, 57 L. Ed. 2d 895 (1978), 144-45, 147

Cobell v. Norton, 240 F.3d 1081 (2001); *Cobell v. Norton*, 334 F.3d 1128 (2003); *In re Brooks*, 383 F.3d 1036 (2004); *Cobell v. Norton*, 391 F.3d 251 (2004); *Cobell v. Norton*, 392 F.3d 461 (2004); *Cobell v. Norton*, 428 F.3d 1070 (2005); *In Re Kempthorne*, 449 F.3d 1265 (2006); *Cobell v. Kempthorne*, 455 F.3d 301 (2006); *Cobell v. Kempthorne*, 455 F.3d 317 (2006); *Cobell v. Salazar*, 573 F.3d 808 (2009), 206

Commonwealth of Massachusetts v. Laird, 400 U.S. 886 (1970), 107, 110

Commonwealth of Massachusetts v. U.S. Dept. of Health and Human Services, 698 F. Supp. 2d, 234 (D. Mass. 2010), 247

Commonwealth of Pennsylvania v. Lynn, 501 F.2d 548 (D.C. Cir. 1974), 123

Dalton v. Specter, 511 U.S. 462 (1994), 206

Davis v. United States, 670 F.3d 48, (1st Cir. 2012), 203

Dickerson v. United States, 280 F.3d 470 (5th Cir. 2002), 201

Flynt v. Rumsfeld, 355 F.3d 697 (D.C. Cir. 2004), 230

Food and Drug administration v. Brown & Williamson, 529 U.S. 120 (2000), 226

Gill v. Office of Personnel Management, 699 F. Supp. 2d, 374 (D. Mass. 2010), 247

Goldman v. Weinberger, 475 U.S. 503 (1986), *affirming* 734 F.2d 1531 (D.C. Cir.), 229

Helvering v. Davis, 301 U.S. 619 (1937), 29

Hoffman v. Bethlehem Steel, 477 F.2d 860 (3d Cir. 1973), 94

Holmes v. Laird, 459 F.2d 1211 (D.C. Cir. 1972), 113

Lawrence v. Texas, 539 U.S. 558 (2003), 243

Limone v. United States, 579 F.3d 79 (1st Cir. 2009), 203

Log Cabin Republicans v. U.S., 658 F.3d 1162 (9th Cir. 2011), 245

Mainstream Marketing v. Federal Trade Commission, 358 F.3d 1338 (10th Cir. 2004), 231

Marsh v. Chambers, 463 U.S. 783 (1983), 230

McDonnell Douglas v. United States, 182 F.3d 1319 (Fed. Cir. 1999), 204

Meinhold v. United States Department of Defense, 34 F.3d 1469 (9th Cir. 1994), 54

Nader v. Federal Aviation Administration, 440 F.2d 292 (D.C. Cir. 1971), 111

Narenji v. Civiletti, 617 F.2d 745 (1979), certiorari denied, 446 U.S. 957 (1980), 163

Norton v. Macy, 417 F. 2d 1161 (D.C. Cir. 1969), 82

Obergefell v. Hodges, 135 S.Ct. 2071 (2015), 252

Quiban v. U.S. Veterans administration, 928 F.2d 1154 (D.C. Cir. 1991), 200

Scheuer v. Rhodes, 416 U.S. 232 (1974) , 141-42, 144-45, 183-84

Schism v. United States, 316 F.3d 1259 (Fed. Cir. 2002 *en banc*), 204

Shelley v. Kraemer, 334 U.S. 1 (1948), 33-34

Sherley v. Sebelius, 644 F.3d 388 (D.C. Cir. 2011); *Sherley v. Sebelius*, 689 F.3d 776 (D.C. Cir. 2012), 237

Steward Machine Co. v. Davis, 301 U.S. 548 (1937), 29

Two v. U.S., 471 F.2d 287 (9th Cir. 1972), 112

United States v. California, 332 U.S. 19 (1947) amended by *United States v. California*, 332 U.S. 804, 46, 33

United States v. Nixon, 418 U.S. 683 (1974), 137

United States v. Philip Morris USA, 566 F.3d 1095 (D.C. Cir. 2009), 227

United States v. Rogan, 517 F.3d 449 (7th Cir. 2008), 211

United States v. Snapp, 595 F.2d 926 (4th Cir. 1979), 157

United States v. The Progressive, 467 F. Supp. 990; 486 F. Supp. 5 (W.D. Wis. 1979); appeals dismissed, 610 F.2d 819 (7th Cir.), 159

United States v. United Continental Tuna, 425 U.S. 164 (1976), 151

United States v. Windsor, 570 U.S. ___, 133 S.Ct. 2675 (2013), 251

Windsor v. United States, 699 F.3d 169 (2d Cir. 2012), 250

Wisconsin v. City of New York, 517 U.S. 1 (1996), 212

Wood v. Moss, 572 U.S. ___, 134 S.Ct. 2056 (2014), 230

Statutes

Affordable Care Act (Patient Protection and Affordable Care Act), (P.L. 111-148), 29, 235-239

Defense of Marriage Act (DOMA), (Pub.L. 104–199, 110 Stat. 2419, 1 U.S.C. § 7 and 28 U.S.C. § 1738C), 246

Don't Ask, Don't Tell Act, 10 U.S.C. § 654 (2007), 240-44, 246

False Claims Act, 31 U.S.C. §§ 3729–3733, 210-211

Federal Advisory Committee Act (FACA), Pub.L. 92–463, 86 Stat. 770, 233

Federal Records Act, 44 U.S.C. Ch. 31 § 3101 et seq., 214-15

Federal Tort Claims Act, 28 U.S.C. Ch. 171, 80, 85, 201, 202
Food and Drug Act, 34 Stat. 768, Ch. 3915, 225, 232
Freedom of Information Act (FOIA), 5 U.S.C. § 552, 71, 214, 215

Hatch Act, 5 U.S.C. §7321 et seq., 105, 106

Presidential Records Act (PRA), 44 U.S.C. §§ 2201–2207, 214
Public Vessels Act, 46 U.S.C. Ch. 311 §§ 31101-31113, 151

Social Security Act (SSA), Pub.L. 74–271, 49 Stat. 620, 29
Suits in Admiralty Act (SIAA), 46 U.S.C. 30901, et seq., 151

Tucker Act, Ch. 359, 24 Stat. 505, 28 U.S.C. § 1491, 204