

Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Date: Friday, September 8, 2017 at 10:57:10 AM Eastern Daylight Time

From: Angela Frank

To: 'Hebert,Mark Richard'

CC: Gregg II.,Gary L., gary.gregg@louisville.edu, Kathy Arberg, Patricia McCabe Estrada, Annie Stone, Tyler Lopez

Hi Mark,

I don't see that you were copied on past correspondence regarding Justice Gorsuch's upcoming visit to the McConnell Center. You may find it helpful to review the guidelines established through Gary in mid-August. The text of my message to him follows:

Thank you for your email regarding Justice Gorsuch's visit to the McConnell Center on September 21. As discussed, should you wish to open the lecture to media coverage the Justice would like to follow these guidelines: Still camera, pencil and pad coverage only. Recording devices are permitted for note taking purposes and not for broadcast. We have no objections to the public lecture being livestreamed to an overflow location (but not recorded for broadcast). Still photographers should be limited to the first 1-2 minutes and last 1-2 minutes of the program. Reporters should be seated in a separate section and should not participate in any Q&A with the audience. The Justice will not be available for any interviews or press availabilities during his visit. Photos taken at the public lecture by the McConnell Center may be used in association with news coverage of the event on the Center's website and social media platforms. Photos taken by the McConnell Center at any other locations during the Justice's visit, including his meeting with the McConnell Scholars, may be used for personal mementos only and not for publication. Because Justice Gorsuch considers his meeting with the McConnell Scholars to be private, we ask that it not be open to coverage. As Jessica mentioned previously, we suggest that your photographer take group photos with the Justice and eight students at a time to keep any photos to a manageable number. As previously mentioned, the Justice's name and image may not be used in association with fundraising or in a manner that may suggest endorsement.

There are no objections to your telling the McConnell Scholars that Justice Gorsuch will meet with them. If there are written materials that mention the Justice (invitations, email notices, website postings, releases, etc.) we ask that you send us drafts for review and approval prior to publication or release. Please let us know if you have any questions.

If questions remain we would prefer that they be sent via email but remain happy to speak if you like.

Best regards,
Angela

Angela Frank
Public Information Specialist
Supreme Court of the United States
(202)479-3050

From: Hebert,Mark Richard [mailto:mark.hebert@louisville.edu]

Sent: Thursday, September 07, 2017 5:05 PM

To: Angela Frank

Cc: Gregg II.,Gary L.

Subject: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Hi Angela,

We're looking forward to having Justice Gorsuch on UofL's campus on Sept. 21st. The director of the McConnell Center, Dr. Gary Gregg, his staff and I are working on details of the visit and have some questions about materials for a news advisory and news release. We also have some questions about electronic media coverage of Justice Gorsuch's public speech which is scheduled for a 500 seat auditorium in our School of Music – Comstock Hall. Can you give us a call or is there a time when you're available to chat on a conference call tomorrow morning (Friday) or sometime Monday? Gary's office number is (502) 852-3306 and his cell is [REDACTED] My numbers are (o) (502) 852-3133 or cell – [REDACTED] We look forward to hearing from you.

Mark Hebert
Director of University Programming and Production
2323 S. Brook St.
University of Louisville
Louisville, Ky. 40292

(502) 852-3133
[REDACTED]

Subject: RE: Justice Gorsuch Itinerary - Sept 21

Date: Tuesday, August 1, 2017 at 5:25:01 PM Eastern Daylight Time

From: Jessica Bartlow

To: gary.gregg@louisville.edu

Thanks. Here is the flight information:

Thursday Sept 21

American

#4465

Depart DCA 9:59

Arrive SDF 11:46am

Return

Friday Sept 22

#4465 (same number)

Depart SDF 12:16

Arrive DCA 1:55

Name: Neil M Gorsuch

Please book an aisle seat.

Yes, the US Marshals will transport the Justice.

Best,
Jessica

Sent with Good (www.good.com)

From: gary.gregg@louisville.edu <gary.gregg@louisville.edu>

Sent: Tuesday, August 1, 2017 4:49:22 PM

To: Jessica Bartlow

Subject: Re: Justice Gorsuch Itinerary - Sept 21

Thanks Jessica. Just talked with Terry.

We can probably book the flight directly here from the University if you tell us the flight and give us the necessary personal information to book it. Or, we can reimburse him later, but it will be easier on everyone if we just book it, I think, before we risk losing the seat.

I can have my Jessica be in touch with you as she books flights.

I assume the Marshalls will take care of ground transportation?

GLG

-- Gary L. Gregg, Ph.D.
Director, McConnell Center
Mitch McConnell Chair in Leadership
Lead Faculty and Director, Strategic Broadening Seminar for U.S. Army

From: Jessica Bartlow <jbartlow@supremecourt.gov>
Date: Monday, July 31, 2017 at 5:36 PM
To: Gary Gregg <gary.gregg@louisville.edu>
Subject: RE: Justice Gorsuch Itinerary - Sept 21

11:46am

Sent with Good (www.good.com)

From: gary.gregg@louisville.edu <gary.gregg@louisville.edu>
Sent: Monday, July 31, 2017 4:07:55 PM
To: Jessica Bartlow
Subject: Re: Justice Gorsuch Itinerary - Sept 21

Jessica,

Can you remind me of when you expect the flight to land in Louisville on the 21st?

-- Gary L. Gregg, Ph.D.
Director, McConnell Center
Mitch McConnell Chair in Leadership
Lead Faculty and Director, Strategic Broadening Seminar for U.S. Army

From: "Gregg II., Gary L." <glgreg01@exchange.louisville.edu>
Date: Monday, July 31, 2017 at 1:23 PM
To: Jessica Bartlow <jbartlow@supremecourt.gov>
Subject: Re: Justice Gorsuch Itinerary - Sept 21

Sounds like a good summation to me. Many thanks.

-- Gary L. Gregg, Ph.D.
Director, McConnell Center
Mitch McConnell Chair in Leadership
Lead Faculty and Director, Strategic Broadening Seminar for U.S. Army

From: Jessica Bartlow <jbartlow@supremecourt.gov>
Date: Thursday, July 27, 2017 at 2:49 PM
To: Gary Gregg <gary.gregg@louisville.edu>
Subject: Justice Gorsuch Itinerary - Sept 21

Dear Gary:

Thanks again for your time today. Here is the itinerary, per our conversation. Please review and let me know of any changes/corrections.

12:15-1:30pm

Speech, then Q & A with McConnell Scholars (32 students) at the Ekstrom Library. Photos with students in groups of eight. Participants in the SBS program invited, but will not participate in the Q & A.

2:00-3:00pm

Speech, then Q & A at the Chao Auditorium. 500+ expected. Limited Q & A (Participants must submit questions on cards).

~3:30pm

Depart for Lexington

I've contacted Stefanie Muchow in Senator McConnell's office to get more details on the Heyburn Initiative portion of the trip. I have also emailed our Press Information Office and gave them an update on our conversation, so expect to hear from them soon.

Enjoy the rest of your time in DC!

Best,
Jessica

Subject: Re: From McConnell Center in Louisville
Date: Monday, July 31, 2017 at 1:03:28 PM Eastern Daylight Time
From: gary.gregg@louisville.edu
To: Angela Frank, 'gary.gregg@louisville.edu', g0grid01@louisville.edu
CC: Kathy Arberg, Patricia McCabe Estrada, Annie Stone, Tyler Lopez

Dear Angela,

Thanks for this note. I copy GlyptusAnn Grider Jones on this note. She is our own McConnell Center media person, though she will be leaving [REDACTED] sometime toward the end of August so will not be around to execute on the day of event. The University will have their own media people engaged and overseeing this event closer to the actual event.

On Photography: Our normal practice is to photograph everything while our guests are here. We have hosted two Justices in the past, including the Chief. We make those photographs available on a Flickr site for anyone's enjoyment. We produce posed photographs for those in the photos for their own use. We have publications (we don't currently raise funds with any of them) showing our events, including one document showing a picture of all 50 Major Speakers we have hosted. We use these notices to show what we have done, not to create any image that our guests somehow endorse our program—unless they express a gem of a quote in their public remarks. We would, of course, like permission to treat Justice Gorsuch's visit as we have those previous speakers, but will look for your guidance.

On Videography: The meeting with McConnell Scholars is considered "off the record" and no videos or recordings are made. We do like to video the public lecture of our guests and make it available on our website where we have lots of other videos from previous speakers. We would also like to consider live streaming this lecture in order not to disappoint too many people who cannot get tickets.

On Media: We would do a media notice and accommodate any local or national media who have credentials at the public event.

Timeline: I have a Retreat next week with the McConnell Scholars and would love to share with them that this is happening. Can I tell them? Can we start telling a wider group of partners on campus that this event will occur? When can we start inviting guests and taking ticket requests?

Questions: Our plan is to take questions on cards from the audience and then have two trusted people ask the Justice a selection of those questions.

We look forward to working with you on this important visit.

Gary

-- Gary L. Gregg, Ph.D.
Director, McConnell Center
Mitch McConnell Chair in Leadership
Lead Faculty and Director, Strategic Broadening Seminar for U.S. Army

From: Angela Frank <afrank@supremecourt.gov>
Date: Friday, July 28, 2017 at 9:48 AM
To: Gary Gregg <gary.gregg@louisville.edu>
Cc: "karberg@supremecourt.gov" <karberg@supremecourt.gov>, Patricia McCabe Estrada <pmccabe.estrada@supremecourt.gov>, Annie Stone <astone@supremecourt.gov>, Tyler Lopez <TLopez@supremecourt.gov>
Subject: FW: From McConnell Center in Louisville

Dear Gary,

As Jessica mentioned, I am now in the Court's Public Information Office. Our office will review drafts of materials that may mention the Justice, such as web posts, invitations, programs, or press releases prior to their publication or release. We also review communications plans and proposals regarding media coverage and photography.

We understand that Justice Gorsuch has agreed to meet with the McConnell Scholars and that your in-house photographer will take group photos with the Justice and eight students at a time. These photos are approved for personal memento use for attendees. Please let us know if you propose any other use of these photos or have any other plans for photography. Please note that the Justice's image may not be used for any promotional or fundraising purpose or in any way that might suggest endorsement.

We also understand that the Justice has agreed to a larger event at the Chao Auditorium where he will speak and participate in a Q&A, for which questions will be submitted in advance. Please provide us with any proposal for press coverage or photography, including the Center's usual practices for this type of event. Does the McConnell Center propose any video, photography, or coverage for its own use? If so, please provide details and proposed uses.

We look forward to working with you on this event. Please let us know if we may be of any assistance.

Best regards,
Angela

Angela Frank
Public Information Specialist
Supreme Court of the United States
(202)479-3050

From: gary.gregg@louisville.edu [mailto:gary.gregg@louisville.edu]
Sent: Thursday, July 20, 2017 1:23 PM
To: Jessica Bartlow; 'gary.gregg@louisville.edu'
Cc: Kathy Arberg; Patricia McCabe Estrada
Subject: Re: From McConnell Center in Louisville

Jessica and all. Very sorry for the delay. This is very important for us, but I was on vacation last week and somehow must have hit a delete button. I remembered getting some message like this and have spent the moments I could this week seeking a mysterious message I thought I had a shadowing vacation recollection of. Found it!

That itinerary looks confused to me as it doesn't seem to account for the fact that the two bases of operation are in different cities. The McCONNell Center is at the University of Louisville in Louisville and the Heyburn events are at the University of Kentucky in Lexington. They are about 1.5 hours apart.

I don't have anything to do with the Lexington portion, but would like to propose the following for the McConnell Center/ Louisville portion:

FYI: 8:53 am – 10:42 am, DCA to SDF, American Airlines Flight, Leader may be on this

11:15 am – 12:15 pm, Tour of McConnell/Chao Archives and Lunch with Leader McConnell, Gary Gregg, Terry Carmack, Nan Mosher, Deborah Skaggs Speth (Archives)

12:15 pm – 1:00 pm, Discussion with McConnell Scholars (Chao Auditorium)

1:05 pm-1:15 pm, Photos (Chao Auditorium)

1:15 pm Transport

1:30 pm – 2:30 pm, Justice Gorsuch public event at University of Louisville McConnell Center (Comstock Music Hall)

Depart as necessary for Lexington or meet with SBS Soldiers

I understand Lexington would like to have an event at UK about 6 PM and will work around his time with us at the McConnell Center.

If the Justice has time, we have 30 U.S. Army Officers here with us for 30 days of “strategic broadening”. They come from all over the world for this intense month of education, including studying the Constitution. I would love to get him some private time with those soldiers after the public lecture and would propose something like 2:45-3:30. That would get the Justice in Lexington by 5 PM with an hour to spare before his lecture. But, I understand he might need more down time than that and so we can live with the above schedule, too.

So far we have kept this pretty under wraps here on campus. When can we be allowed to widen the circle? IN particular, I would like to be able to tell our McConnell Scholars the first week of August when we have our annual Retreat where I lay things like this out for them and get them ready for the semester.

We would then need to know when we can go public with it and invite press and start inviting our VIPs.

I look forward to working with you all and will be in DC, I think maybe touring the Court one day, actually, next week and so might be able to say hello and discuss in person. I am not yet sure of my schedule. I am bringing a group of teachers to DC and Senator McConnell's office is arranging our afternoon tours.

All best, and hoping for cooler weather next week!

GLG

-- Gary L. Gregg, Ph.D.
Director, McConnell Center
Mitch McConnell Chair in Leadership
Lead Faculty and Director, Strategic Broadening Seminar for U.S. Army

From: Jessica Bartlow <jbartlow@supremecourt.gov>
Date: Wednesday, July 12, 2017 at 4:39 PM
To: Gary Gregg <gary.gregg@louisville.edu>
Cc: "karberg@supremecourt.gov" <karberg@supremecourt.gov>, Patricia McCabe Estrada <pmccabe.estrada@supremecourt.gov>
Subject: FW: From McConnell Center in Louisville

Good afternoon Gary,

Angela is now working on the Court's Press Information Office, and, going forward, I will be working for the Justice as his assistant. She's given me the file on this event, which includes the proposed itinerary for Sept 21-22. I've attached the version I have – is this the latest?

I have copied Kathy Arberg and Patricia McCabe Estrada, who can provide guidelines on the press for this event.

Looking forward to working with you.

Best regards,
Jessica

From: gary.gregg@louisville.edu [<mailto:gary.gregg@louisville.edu>]
Sent: Wednesday, June 28, 2017 12:54 PM
To: Angela Frank
Subject: From McConnell Center in Louisville

Angela,

This is Gary Gregg, director of the McConnell Center in Louisville. We are really looking forward to our visit with Justice Gorsuch on September 21.

We have been playing this very close to the vest here, but was wondering how widely we can make it known and when. There are people on campus that will need to know at some point. In early August I have a retreat when I would like to tell all the McConnell Scholars, if possible (the forty students he will be meeting privately with) and I have a schedule I am putting together of fall events that I would like to put it on and my designers would see it in the next couple of weeks if I am permitted to go that far.

I will come back to you soon with an idea of a plan of action for the day he is here, but I wanted to ask that question about when we might be able to share this as follows:

- Internally to key people on campus
- To the McConnell Scholars
- To the invited VIP lists and outside constituents
- To the public for public tickets (there will be limited public seating so this could be done fairly late for this one, unless we move to a bigger venue.

I know the Justice is newly installed and a routine for his preferences and your comfort-level has not been developed I am sure.

Has the Justice done any such events yet/ do you anticipate any between now and September 21? Just curious (and hoping to be the first!)

I look forward to working with you.

Gary

Subject: Questions from the McConnell Center
Date: Wednesday, July 5, 2017 at 7:32:25 PM Eastern Daylight Time
From: Gregg II., Gary L.
To: afrank@supremecourt.gov
CC: Terry_carmack@mcconnell.senate.gov, Hagar, Stefanie (McConnell)

Angela,

My name is Gary Gregg and I am the Director of the McConnell Center at the University of Louisville. We are very excited about Justice Gorsuch's upcoming visit and now that your term is over I wanted to see if we could move that a bit further down the road toward September 21.

First, let me say that we are still holding this pretty close to the vest here in Louisville and would like to know when your chambers would be comfortable with us sharing with constituents here on campus who would help us put this together. If I had my way, I would like to let people in my immediate circle here on campus know in the next week and then a wider group on campus, including my students by the end of the first full week in August.

Then we would want to know when we would be permitted to tell people and make public this event so that we could start taking ticket requests. I think we would like to be free to take ticket requests and make this public by August 28 when we at the McConnell Center begin a month-long program of which this would be on the schedule.

The McConnell Scholars are 40 top undergraduates who are studying political leadership and who have won scholarships to be part of our program. The Justice will meet privately with them (and he will have a great time, they are great kids) while he is here. We will also be hosting a group of 30 top-performing mid-career Army officers (Capatins, mostly) for a Strategic Broadening Seminar while he is here. We would at least like to get permission for those soldiers to be in the room when he meets with the McConnell Scholars. And, if he happens to have the time, we would love for him speak to those soldiers, too, though that was not part of his original discussions with the Senator and I know the Justice needs to get to Lexington at some point.

I wanted to propose a schedule to get us all at least thinking about this and what might work, so let me propose we start with the following, which is an amendment of one originally created by Stef:

FYI: 8:53 am – 10:42 am, DCA to SDF, American Airlines Flight, Leader may be on this

11:15 am – 12:15 pm, Tour of McConnell/Chao Archives and Lunch with Leader McConnell, Gary Gregg, Terry Carmack (Archives)
12:15 pm – 1:00 pm, Discussion with McConnell Scholars (Chao Auditorium)
1:05 pm-1:15 pm, Photos (Chao Auditorium)
1:30 pm – 2:30 pm, Justice Gorsuch public event at University of Louisville McConnell Center (Comstock Music Hall)
Depart as necessary for Lexington or meet with SBS Soldiers.

Sent to Justice
Gorsuch's
Chamber

11:46 Justice Gorsuch Arrives at SDF

11:45 McConnell Scholars (32) and Strategic Broadening Seminar soldiers (29) arrive and find seats in Chao Auditorium, Ekstrom Library

- McConnell Scholars down front/center (starting second row)

- Soldiers behind Scholars

- Only Scholars will engage in question and answer program with the Justice

12:05 Arrival at University of Louisville, Ekstrom Library

- Met at Loading Dock by Gary Gregg and Senator McConnell

12:10 Justice Arrives in Hold Room (or Directly into Chao Auditorium if running behind schedule)

12:20 Private Session with McConnell Scholars begins in Chao Auditorium

- Two stools set up in front of the room

- Two personalized baseball bats sit on high table in front of the room

- Senator McConnell introduces Justice Gorsuch

- Justice Gorsuch offers opening remarks and then takes questions from Scholars (or, since he has the questions, does he just read them and then answer them?)

1:10 Dr. Gary Gregg calls last question

1:20 Robert Gassman, Chair of the McConnell Scholars, presents Justice Gorsuch with a personalized Louisville Slugger baseball bat, asking him to sign one for our collection and giving him one to take home as a souvenir of his time with us.

1:25 Students and soldiers rise as classes (8-10 students), stand with Justice Gorsuch and get a class photo and move on out of the room. 4 student photos. One group soldier photo.

- Students and soldiers move immediately to the Music School and get seated for public event.

1:30 Senator McConnell and Justice Gorsuch leave Chao Auditorium and move through McConnell-Chao Archives and on then to loading dock and toward the Music School.

1:50 Senator and Justice move to Music School

- Arrive at Loading Dock

- Met by Dr. Greg Postel, UL President

- Met by Dr. Gary Gregg, McConnell Center Director

- Justice will be asked to sign a VIP guest book for the School of Music by Angela Keene.


-Snapple tea, snack bars, and water will be available.


- 1:59 Platform party lined up and ready to enter Comstock Music Hall
- Dr. Gary Gregg
 - Dr. Greg Postel
 - Senator McConnell
 - Justice Gorsuch
- 2:00 Gary Gregg crosses stage and welcome audience.
- 2:02 Gary Gregg asks all to rise and welcome the platform party led by President Postel
- Postel goes directly to podium
 - Gregg helps McConnell and Gorsuch find their seats, stage left of podium


 - Postel introduces McConnell
 - McConnell introduces Gorsuch
 - Gorsuch delivers remarks
- 2:55 Justice Gorsuch ends his remarks and invites questions from the audience
- 3:00 When Gorsuch has completed his remarks, Gregg will take the podium and thanks the Justice by presenting him with an SBS Challenge Coin
- 3:05 As Gregg thanks everyone for coming, President Postel leads McConnell and Gorsuch out of the auditorium and out to cars.
- Snapple iced tea and snack bars available


Sent to Gorsuch's
Chaplin

McConnell Center Student Questions for Justice Gorsuch

- 
- How does Natural Law impact your interpretation of the American legal system?

- 
- To what extent can judicial precedence encompass every issue that appears before the Supreme Court? At what point does a constitutional question merit a new amendment?
 - Should judiciary appointments have term limits? Why or why not?
 - When considering which cases SCOTUS should take up, what factors or continuations lead you to choose a specific case?
 - What do you think is the most consequential Supreme Court case that people often overlook?

- 
- What are some experiences from your education or personal experiences that led you to your textualist approach to interpreting the Constitution?
 - One of my biggest aspirations is to pursue a clerkship in a federal court. Could you talk about your experience clerking for Judge Sentelle and the influence it had on your career?
 - What piece of writing or book did you find most influential in your life? Is there a book or work that you think all college-age students interested in public service should read?
 - Is there a specific Justice that you admire most or aspire to emulate during your time in the Supreme Court?

- 
- Like former Justice Scalia, the press has described you as an "originalist" when interpreting the Constitution- going based on the provisions of the law at the time. Would you consider yourself an originalist, and if not, how would you describe your process of interpreting the Constitution?

- How would you describe your relationship with the other eight Supreme Court justices, both personally and professionally?

[REDACTED]

- As a strong advocate of originalism, what is one issue that you wish that the founders had elaborated on when writing the constitution?

[REDACTED]

- In one of his notes from 1936, Charles Hughes wrote that Roosevelt's strong re-election forced the court to depart from "its fortress in public opinion" and severely weakened its capability to base its rulings on personal or political beliefs. This belief by Hughes and arguably Roberts ended the Lochner court. Many judges have been swayed by public opinion to censure their decisions as to please the public or protect the image of the court in the eyes of the public. Could you see yourself being easily swayed by public opinion? If not, how does one make continuously unpopular decisions without succumbing to outside pressure?

[REDACTED]

- What parameters for time, place, and manner restrictions do you believe are appropriate for speech regarded as hate speech on college campuses?
- Could you clarify your position on the endorsement test of the Establishment clause, especially regarding your decisions in *American Atheists v. Davenport* and *Green v. Haskell County Board of Commissioners*?

[REDACTED]

- It's clear you have an extensive history of working in the judicial system. Could you speak to your favorite role or your favorite part of some of your lower court work?
- Did you have similar experiences when you clerked for Justice White and Justice Kennedy?

[REDACTED]

- How can it be expected of justices in the Supreme Court to make decisions on their cases on anything other than political lines when the process for

their selection is so political? Presidents appoint people they view as being in line with their party. There are well known "wings" of the court. Senators on both sides will run out the clock on a president in order to enable their party to appoint the justice. It doesn't inspire much faith in the system.

- Is there anything you think should be added or changed in the Constitution?

- What are the most important characteristics of an effective political leader in the contemporary United States?

- What are your thoughts regarding the ban on certain refugees and the limits put in place overall? Do you believe that when the SCOTUS reviews the ban that those policies will change or will they remain virtually the same?

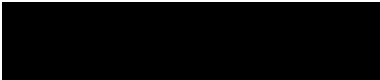
- How do you reconcile originalism with the swiftly evolving times of today? Where do questions like digital search and seizure fit into the original document?
- What has been the most significant case you've made a ruling on so far?

- Chapter one of Title 4 in US code dictates very clear guidelines for how the flag of the United States is to be treated and respected. First, do you believe that *Texas v. Johnson* was valid in its ruling that flag burning is a form of free speech? Second, if one accepts that the intent behind flag burning cannot be distinguished from a proper burning of a flag that is no longer fit to fly, what would you say about all the other forms of 'protest' (e.g. standing on the flag) in regard to the US Code, especially hanging it upside down, which is codified as a sign of extreme distress on the part of the individual or group flying it as such that requires immediate aid?

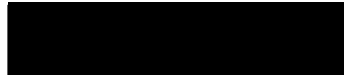
- The US code is the only federal statute that I am aware of; but Texas's legislation had passed a more specific ban against any degradation of a venerated object. It seems possible to say that the definition is too broad, so what would you say of the constitutionality of any law, state or federal, that explicitly criminalized flag desecration, were it to be written?



- On a scale from 1 to 10, how would you evaluate President Trump's knowledge of the Constitution?
- What is the worst decision, in your opinion, the Supreme Court has made and stood by in the past 75 years?



- What past supreme court justice do you admire the most and why?



- The authors of the Fourteenth Amendment, which was adopted in 1868 and guarantees the equal protection of the law, almost certainly believed that racially segregated schools were permissible. Does that mean that *Brown v. Board of Education* was incorrectly decided? If Brown was correct, doesn't that suggest that the meaning of the Constitution can change over time?
- Are there opinions you've written that you now regret?
- Nearly all previous courts have blocked President Trump's Travel Ban, yet the Supreme Court has allowed some aspects of it. What did the previous courts get wrong?
- Should Justices consider political dynamics in controversial cases? If he asks for an example, the Travel Ban is an excellent reference.
- Earlier this month, the Supreme Court put a lower court's decision on hold that would have struck down Texas electoral maps as intentional racial gerrymandering. However, the Supreme Court will completely review the case in the near future. With this in mind, do you think it should be legal to have a congressional district only one party can win because of partisan gerrymandering? If not, where do you draw the legal limit to partisanship in map drawing?

- In the near future, the Supreme Court will hear *Masterpiece Cakeshop v. Colorado Civil Rights Commission*, which is seen as the next logical step to examine how the principles of *Obergefell v. Hodges* reach both the law and society as a whole. Do you believe that people have a constitutional right, whether rooted in speech or religion, to discriminate who they bake cakes for?
- Some House Republicans have demanded Ginsburg's recusal from the Trump Travel ban case, saying that she has already shown she cannot be an impartial jurist when it comes to Mr. Trump. Do you agree with this statement?

Subject: Re: McConnell Scholars - Questions
Date: Wednesday, September 20, 2017 at 3:43:52 PM Eastern Daylight Time
From: Gregg II., Gary L.
To: Jessica Bartlow
Attachments: McConnell Center Student Questions for Justice Gorsuch.docx, Gorsuch schedule.docx

Got it.

We are planning for a lav mic in our private student program, so he can move around if he wants. We will have a podium and a stool, in case he wants to use either.

In the public event, we will only have a stand microphone on the podium and no questions from the audience. Gregg will wrap up by presenting the Justice with a small gift.

See attached questions from students and draft itinerary.

Let me know if you need anything at all. My cell is [REDACTED]

Gary

-- Gary L. Gregg, Ph.D.
Director, McConnell Center
Mitch McConnell Chair in Leadership
Lead Faculty and Director, Strategic Broadening Seminar for U.S. Army

From: Jessica Bartlow <jbartlow@supremecourt.gov>
Date: Wednesday, September 20, 2017 at 12:34 PM
To: Gary Gregg <gary.gregg@louisville.edu>
Subject: RE: McConnell Scholars - Questions

Dear Gary,

I spoke to the Justice regarding questions for his Chao Auditorium speech, and upon further thought, he would like to decline taking questions from the audience. Thanks and please let me know if you have any questions.

Best,
Jessica

From: Gregg II., Gary L. [mailto:gary.gregg@louisville.edu]
Sent: Tuesday, September 19, 2017 9:23 AM
To: Jessica Bartlow
Subject: Re: McConnell Scholars - Questions

We have never asked students for questions in advance, but if it's what the Justice wants, I can do my best to get them together. But, I will need to have that formal request in short order. We have very little time left, obviously.

On Questions at the public event, I will have two alumni go through the questions and pick the best, weeding out any unworthy of the occasion. We have done that process many times in the past and it has worked well.

GLG

-- Gary L. Gregg, Ph.D.
Director, McConnell Center
Mitch McConnell Chair in Leadership
Lead Faculty and Director, Strategic Broadening Seminar for U.S. Army

From: Jessica Bartlow <jbartlow@supremecourt.gov>
Date: Tuesday, September 19, 2017 at 9:12 AM
To: Gary Gregg <gary.gregg@louisville.edu>, "Gregg II., Gary L." <glgreg01@exchange.louisville.edu>
Subject: RE: McConnell Scholars - Questions

Also, from my notes, the participants to the speech will be allowed to write questions on cards, and then submit. Will you be picking the questions?

If easier to chat about logistics, my direct dial is (202) 479-3198.

Best,
Jessica

From: Jessica Bartlow
Sent: Tuesday, September 19, 2017 9:07 AM
To: 'Gregg II., Gary L.'; gary.gregg@louisville.edu
Subject: McConnell Scholars - Questions

Hello Gary,

Would it be possible to get the questions from the McConnell Scholars in advance of the Justice's visit on Thursday?

Best regards,
Jessica

Jessica Bartlow
Chambers of Justice Gorsuch
U.S. Supreme Court
One First Street, N.E.
Washington, D.C. 20543
(202) 479-3198
jbartlow@supremecourt.gov

Allen, Sherry L.

From: Angela Frank <afrank@supremecourt.gov>
Sent: Thursday, September 14, 2017 12:40 PM
To: 'Hebert, Mark Richard'
Cc: Gregg II., Gary L.; Allen, Sherry L.; Kathy Arberg; Patricia McCabe Estrada; Annie Stone; Tyler Lopez
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Hi Mark,

Thank you for making the requested changes and for sending us a copy of the news release.

The established media guidelines do not allow livestreaming to a website. Again, we appreciate your checking.


Best regards,
Angela

From: Hebert, Mark Richard [mailto:mark.hebert@louisville.edu]
Sent: Wednesday, September 13, 2017 2:00 PM
To: Angela Frank
Cc: Gregg II., Gary L.; Allen, Sherry L.
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Angela,

Here's the final copy of the news release which went out this afternoon with Gorsuch's official photo attached. One more question – the University of Louisville would like to live stream his speech. Is that a possibility as an alternative to allowing TV cameras in?

Mark Hebert
Director of University Programming
2323 S. Brook St.
University of Louisville
Louisville, Ky. 40292

(502) 852-3133


From: Angela Frank [mailto:afrank@supremecourt.gov]
Sent: Tuesday, September 12, 2017 5:47 PM
To: 'Hebert, Mark Richard' <mark.hebert@louisville.edu>; Hebert, Mark Richard <mrhebe01@exchange.louisville.edu>
Cc: Gregg II., Gary L. <glgreg01@exchange.louisville.edu>; Gregg II., Gary L. <glgreg01@exchange.louisville.edu>; Kathy Arberg <karberg@supremecourt.gov>; Patricia McCabe Estrada <pmccabe.estrada@supremecourt.gov>; Annie Stone <astone@supremecourt.gov>; Tyler Lopez <TLopez@supremecourt.gov>; Allen, Sherry L. <slalle01@exchange.louisville.edu>
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Hi Mark,

On the news release please add the Justice's middle initial, M, to the heading and the first line of the second paragraph. With that change the release will be approved. We would appreciate a copy of the final version for our files.

We ask that you adhere to the media guidelines as established for the upcoming event at the McConnell Center. Thank you for checking, and please let us know if you have additional questions.

Best regards,
Angela


From: Hebert, Mark Richard [<mailto:mark.hebert@louisville.edu>]
Sent: Monday, September 11, 2017 1:45 PM
To: Angela Frank; 'Hebert, Mark Richard'
Cc: Gregg II., Gary L.; gary.gregg@louisville.edu; Kathy Arberg; Patricia McCabe Estrada; Annie Stone; Tyler Lopez; Allen, Sherry L.
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Angela and Co.,
Couple of things:

- Attached is the final draft of the news release announcing Justice Gorsuch's visit to Louisville
- If you have a high res photo of Gorsuch, please send it to me and we will attach to the release
- We plan to send the news releases tomorrow - Tuesday, Sept. 12
- We will send an advisory to news media next Monday with details for parking, credentialing and other specifics just for the media. Please let us know if we can lift the restrictions on electronic media coverage and recordings detailed in the previous e-mail request.

Thanks.

Mark Hebert
Director of University Programming
2323 S. Brook St.
University of Louisville
Louisville, Ky. 40292

(502) 852-3133


From: Hebert, Mark Richard
Sent: Friday, September 08, 2017 5:22 PM
To: 'Angela Frank' <afrank@supremecourt.gov>; 'Hebert, Mark Richard' <mark.hebert@louisville.edu>
Cc: Gregg II., Gary L. <ggreg01@exchange.louisville.edu>; gary.gregg@louisville.edu; Kathy Arberg <karberg@supremecourt.gov>; Patricia McCabe Estrada <pmccabe.estrada@supremecourt.gov>; Annie Stone <astone@supremecourt.gov>; Tyler Lopez <TLopez@supremecourt.gov>
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Angela,

The main question we have is about the restrictions on electronic media recordings and coverage of Justice Gorsuch's visit. We've never had a guest speaker at the McConnell Center ask us to bar TV and radio recordings, including Chief Justice John Roberts (2009) and Associate Justice Clarence Thomas (2000). [Here's the list](#) of past speakers. Obviously,

we're excited Justice Gorsuch is coming and would like to get as much positive media coverage of Gorsuch, the University of Louisville and the McConnell Center as possible and we fear the event will be ignored by electronic media if the restrictions remain in place.

We would respectfully ask Justice Gorsuch and/or your office to reconsider those restrictions.

Everything else in your email is fine and I've attached a first draft of the news release that is scheduled to be edited and go out Monday afternoon. The quote from Gary Gregg is a placeholder and he will likely come up with something more profound and enlightening to say 😊. Let me know if there's anything we should add or take out.

Let me know ASAP on the media restrictions. We will send the media a follow up advisory with details on set up, parking and any restrictions requested by the speaker closer to Sept. 21.

Thanks!

Mark Hebert
Director of University Programming and Production
2323 S. Brook St.
University of Louisville
Louisville, Ky. 40292

(502) 852-3133
[REDACTED]

From: Angela Frank [<mailto:afrank@supremecourt.gov>]
Sent: Friday, September 08, 2017 10:57 AM
To: 'Hebert, Mark Richard' <mark.hebert@louisville.edu>
Cc: Gregg II., Gary L. <ggreg01@exchange.louisville.edu>; gary.gregg@louisville.edu; Kathy Arberg <karberg@supremecourt.gov>; Patricia McCabe Estrada <pmccabe.estrada@supremecourt.gov>; Annie Stone <astone@supremecourt.gov>; Tyler Lopez <TLopez@supremecourt.gov>
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Hi Mark,

I don't see that you were copied on past correspondence regarding Justice Gorsuch's upcoming visit to the McConnell Center. You may find it helpful to review the guidelines established through Gary in mid-August. The text of my message to him follows:

Thank you for your email regarding Justice Gorsuch's visit to the McConnell Center on September 21. As discussed, should you wish to open the lecture to media coverage the Justice would like to follow these guidelines: Still camera, pencil and pad coverage only. Recording devices are permitted for note taking purposes and not for broadcast. We have no objections to the public lecture being livestreamed to an overflow location (but not recorded for broadcast). Still photographers should be limited to the first 1-2 minutes and last 1-2 minutes of the program. Reporters should be seated in a separate section and should not participate in any Q&A with the audience. The Justice will not be available for any interviews or press availabilities during his visit. Photos taken at the public lecture by the McConnell Center may be used in association with news coverage of the event on the Center's website and social media platforms. Photos taken by the McConnell Center at any other locations during the Justice's visit, including his meeting with the McConnell Scholars, may be used for personal mementos only and not for publication. Because Justice Gorsuch considers his meeting with the McConnell Scholars to be private, we ask that it not be open to coverage. As Jessica mentioned previously, we suggest that your photographer take group photos with the Justice and eight students at a time to keep any photos to a

manageable number. As previously mentioned, the Justice's name and image may not be used in association with fundraising or in a manner that may suggest endorsement.

There are no objections to your telling the McConnell Scholars that Justice Gorsuch will meet with them. If there are written materials that mention the Justice (invitations, email notices, website postings, releases, etc.) we ask that you send us drafts for review and approval prior to publication or release. Please let us know if you have any questions.

If questions remain we would prefer that they be sent via email but remain happy to speak if you like.

Best regards,
Angela

Angela Frank
Public Information Specialist
Supreme Court of the United States
(202)479-3050

From: Hebert, Mark Richard [<mailto:mark.hebert@louisville.edu>]
Sent: Thursday, September 07, 2017 5:05 PM
To: Angela Frank
Cc: Gregg II., Gary L.
Subject: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Hi Angela,

We're looking forward to having Justice Gorsuch on UofL's campus on Sept. 21st. The director of the McConnell Center, Dr. Gary Gregg, his staff and I are working on details of the visit and have some questions about materials for a news advisory and news release. We also have some questions about electronic media coverage of Justice Gorsuch's public speech which is scheduled for a 500 seat auditorium in our School of Music – Comstock Hall. Can you give us a call or is there a time when you're available to chat on a conference call tomorrow morning (Friday) or sometime Monday? Gary's office number is (502) 852-3306 and his cell is [REDACTED] My numbers are (o) (502) 852-3133 or cell – [REDACTED] We look forward to hearing from you.

Mark Hebert
Director of University Programming and Production
2323 S. Brook St.
University of Louisville
Louisville, Ky. 40292

(502) 852-3133
[REDACTED]

Sept. 13, 2017

Mark Hebert, 502-852-3133
mark.hebert@louisville.edu

Justice Neil M. Gorsuch to speak at UofL

LOUISVILLE, Ky. --- The newest member of the U.S. Supreme Court will visit the University of Louisville's McConnell Center Thursday, Sept. 21.

As part of the center's Distinguished Speakers Series, Justice Neil M. Gorsuch will talk and answer questions at a public event. He is also expected to meet privately with McConnell Scholar students.

"We're honored that Justice Gorsuch has agreed to share his thoughts and insights at UofL" said Gary Gregg, director of the McConnell Center. "This is a terrific opportunity for the people of Kentucky, Indiana and our students to get to know one of our country's most influential citizens."

Gorsuch's speech will be 2 p.m. in Comstock Hall, School of Music. Those wishing to attend can request tickets from the McConnell Center.

A Colorado native, Gorsuch was nominated to the nation's highest court by President Donald Trump. He was confirmed by the U.S. Senate and took his seat on April 10, 2017.

Immediately prior to joining the high court, Gorsuch was a judge for the 10th Circuit Court of Appeals for 11 years. Gorsuch also spent 10 years in private practice and a year in the U.S. Department of Justice as principal deputy associate attorney general. He is a graduate of Harvard Law School and clerked for two U.S. Supreme Court justices, Byron White and Anthony M. Kennedy.

The McConnell Center has hosted two other U.S. Supreme Court justices as part of its Distinguished Speakers Series – Chief Justice John Roberts in 2009 and Associate Justice Clarence Thomas in 2000.

###

EDITORS: Gorsuch photo attached

Allen, Sherry L.

From: Angela Frank <afrank@supremecourt.gov>
Sent: Monday, September 11, 2017 3:47 PM
To: 'Hebert, Mark Richard'; Hebert, Mark Richard
Cc: Gregg II., Gary L.; Gregg II., Gary L.; Kathy Arberg; Patricia McCabe Estrada; Annie Stone; Tyler Lopez; Allen, Sherry L.
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Hi Mark,

We appreciate that you are excited to publicize Justice Gorsuch's visit. However, please do not distribute either the media advisory or news release until we are able to get back to you. Thank you for your patience.


Best regards,
Angela

From: Hebert, Mark Richard [mailto:mark.hebert@louisville.edu]
Sent: Monday, September 11, 2017 3:06 PM
To: Angela Frank; 'Hebert, Mark Richard'
Cc: Gregg II., Gary L.; Gregg II., Gary L.; Kathy Arberg; Patricia McCabe Estrada; Annie Stone; Tyler Lopez; Allen, Sherry L.
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Hi Angela,

Thanks for the photo. We will attach to the release. I'm assuming you meant "hold off" on distributing the Media Advisory with details of media coverage, not the news release which includes only the date of his visit, a few details about his agenda (speech and meeting with students) and some background on Justice Gorsuch?????? We have to send the release tomorrow to coincide with the invitations and notifications to our donors, key administrators and others which is already scheduled for Tuesday. Thanks!

Mark Hebert
Director of University Programming
2323 S. Brook St.
University of Louisville
Louisville, Ky. 40292

(502) 852-3133


From: Angela Frank [mailto:afrank@supremecourt.gov]
Sent: Monday, September 11, 2017 2:45 PM
To: 'Hebert, Mark Richard' <mark.hebert@louisville.edu>; Hebert, Mark Richard <mrhebe01@exchange.louisville.edu>
Cc: Gregg II., Gary L. <glgreg01@exchange.louisville.edu>; Gregg II., Gary L. <glgreg01@exchange.louisville.edu>; Kathy Arberg <karberg@supremecourt.gov>; Patricia McCabe Estrada <pmccabe.estrada@supremecourt.gov>; Annie Stone <astone@supremecourt.gov>; Tyler Lopez <TLopez@supremecourt.gov>; Allen, Sherry L. <slalle01@exchange.louisville.edu>
Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

Hi Mark,

Attached please find Justice Gorsuch's official photograph for your use regarding his upcoming visit to the University of Louisville. The credit line on the Justice's photograph should read "The Collection of the Supreme Court of the United States."

We will get back to you soon as possible on the remaining items. Until then please hold off on distributing the release.

Best regards,
Angela

From: Hebert, Mark Richard [mailto:mark.hebert@louisville.edu]

Sent: Monday, September 11, 2017 1:45 PM

To: Angela Frank; 'Hebert, Mark Richard'

Cc: Gregg II., Gary L.; gary.gregg@louisville.edu; Kathy Arberg; Patricia McCabe Estrada; Annie Stone; Tyler Lopez; Allen, Sherry L.


Subject: RE: Gorsuch visit to University of Louisville's McConnell Center - 9/21

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Thanks.

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Director of University Programming
2323 S. Brook St.
University of Louisville
Louisville, Ky. 40292

(502) 852-3133


From: Hebert, Mark Richard

Sent: Friday, September 08, 2017 5:22 PM

To: 'Angela Frank' <afrank@supremecourt.gov>; 'Hebert, Mark Richard' <mark.hebert@louisville.edu>

Cc: Gregg II., Gary L. <glgreg01@exchange.louisville.edu>; gary.gregg@louisville.edu; Kathy Arberg <karberg@supremecourt.gov>; Patricia McCabe Estrada <pmccabe.estrada@supremecourt.gov>; Annie Stone <astone@supremecourt.gov>; Tyler Lopez <TLopez@supremecourt.gov>

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To: 'Hebert, Mark Richard' <mark.hebert@louisville.edu>
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Angela

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Sent: Thursday, September 07, 2017 5:05 PM
To: Angela Frank
Cc: Gregg II., Gary L.
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Louisville, Ky. 40292

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