

[Send this motion, when completed, to Supreme Court Clerk Scott Harris, sharris@supremecourt.gov, and be sure to follow the Court's rules on length, page numbers/size, available [here](#). Where there are brackets below, fill in details specific to the justice/case/relevant facts.]

Case number

IN THE SUPREME COURT OF THE UNITED STATES

[Petitioners]

v.

[Respondents]

ON WRIT OF CERTIORARI
TO [name of court the appeal is coming from]

MOTION TO RECUSE

[Name, address, phone number
and email address of counsel]

[Name, address, phone number
and email address of additional counsel]

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Pursuant to Supreme Court Rule 21, [name of party filing the motion to recuse] respectfully moves for the recusal of Justice [X] from this matter in order to redress an appearance of impropriety and to restore public confidence in the integrity of our nation’s highest court.

[Highlight here which section of the federal recusal statute a justice is violating for not recusing from a case; for example, if it’s 28 U.S.C. § 455(a):]

The federal recusal statute, 28 U.S.C. § 455(a), requires that “any justice [...] shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned.”

Justice [X’s] impartiality has been so questioned [in Y manner by Z ethics scholars, other jurists, etc.], and there has been an outpouring of public concern over this matter.

[Name of party] respectfully submits that, by the objective standard required by federal law, Justice [X’s] impartiality has reasonably been called into question, and he must be recused.

FACTS

This litigation involves [subject matter of the litigation]. Petitioner [P] did [action Q] and respondents [R] have said action [S].

ARGUMENT

I. JUSTICE [X'S] ACTION [A] HAS LED TO REASONABLE QUESTIONS ABOUT THE JUSTICE'S IMPARTIALITY.

[Here we refer you to p. 2 of the Sierra Club's [motion](#) to recuse in *Cheney v. U.S.D.C.*, which lays out the recusal standard in good detail — feel free to cherry-pick; it's fair use.]

II. JUSTICE [X] SHOULD BE RECUSED BECAUSE [POINT 2]

III. JUSTICE [X] SHOULD BE RECUSED BECAUSE [POINT 3]

CONCLUSION

For the reasons given above, Justice Scalia should be recused from this matter.

Respectfully submitted,

/s/ of counsel of record

[Name, address, phone number
and email address of counsel]

[Name, address, phone number
and email address of additional counsel]

Dated: Month Day, Year

[page break]

CORPORATE DISCLOSURE STATEMENT

[FILER] has no parent corporation, and no publicly held corporation owns 10% or more of [FILER].

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CERTIFICATE OF SERVICE

I certify that on [DATE], copies of the foregoing Motion to Recuse were served on all parties required to be served, by email and first class mail, postage prepaid, at the following addresses:

NAME OF ATTORNEY

[Name, address,
And phone number
of counsel]

Counsel for [Petitioners]

NAME OF ATTORNEY

[Name, address,
And phone number
of counsel]

Counsel for [Respondents]

/s/ of counsel of record

[Name, address, phone number
and email address of counsel]