

The Center for the Study of Law & Culture at
Columbia Law School presents

The Spring 2016 Critical Race Theory Workshop Series

**Critical Race Theories of the
Law and Politics of Intimate Association**

Amicus Briefs in
Obergefell v. Hodges

the U.S. Supreme Court's recent marriage equality decision

Tuesday, March 22, 2016

4:15 p.m. – 6:00 p.m.

**Columbia Law School
JEROME GREENE ANNEX
410 West 117th Street
New York, NY 10027**



Professor Peggy Davis

NEW YORK UNIVERSITY LAW SCHOOL

The amicus brief that Professor Davis and the NYU Law School Experiential Learning Lab submitted in the *Obergefell* case drew on the convergent histories of marriage, race, slavery and emancipation. The brief argued that a broadening of state definitions of marriage and family was understood to be a necessary consequence of the ratification of the Fourteenth Amendment's Citizenship, Privileges or Immunities and Due Process Clauses.



Professor Catherine Smith

**UNIVERSITY OF DENVER
STURM COLLEGE OF LAW**

The amicus brief, cited in *Obergefell v. Hodges*, recounts a powerful body of equal protection jurisprudence that prohibits punishing children to reflect moral disapproval of parental conduct or to incentivize adult behavior.