Appendices: Three Justices' Notes on the Supreme Court
Conferences On the Stop and Frisk Cases

John Q. Barrett

The Douglas, Brennan, and Fortas conference notes are reproduced here in two formats. Appendix A contains the notes verbatim, and in a physical arrangement that mirrors the handwritten originals. Appendix B contains, for each case, the notes in parallel columns. To facilitate comparisons of each notetaker's entry regarding any aspect of the conference discussion, the entries in each column have been spaced to make equivalent notes (or the absence of an equivalent note) align horizontally.

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[526] These Douglas and Brennan conference notes are in the Library of Congress, Manuscript Division. The Fortas conference notes are in the Yale University Library, Manuscripts and Archives.

Justices Douglas and Fortas took notes during the conference consideration of each stop and frisk case. Justice Brennan took notes during the Sibron and Terry conference discussions, but apparently not during the conference discussions regarding Wainwright or Peters.

[527] The Justices also discussed Wainwright again on December 13, but the discussion apparently was so brief that no one created a substantive note of it. See supra text accompanying notes 188-90.