



354 South Broad Street, Trenton, New Jersey 08608  
 Voice (609) 392-4004 • Fax (609) 392-3505  
 Toll free (866) 522-1918 • TTY (609) 392-7044  
 www.cpojr.org

Many Faces. All Disabilities. One Agency.  
 CEREBRAL PALSY OF NEW JERSEY

President, Joanne M. Ventura, Esq.  
 Executive Director, Myra Ryan, M.B.A.

January 14, 2003

The Honorable George W. Bush  
 The White House  
 Washington, DC 20500

Dear President Bush,

On behalf of Cerebral Palsy of New Jersey, I am writing to urge you to oppose the re-nomination of Jeffrey Sutton to the Sixth U.S. Circuit Court of Appeals.

Jeffrey Sutton's record shows that he does not support the civil rights of people with disabilities or racial minorities. For example, in *Garrett v. University of Alabama*, Mr. Sutton argued that Congress did not have the authority under the Constitution to apply the Americans with Disabilities Act to states in employment discrimination suits for damages. In the *L.C. v. Olmstead*, he argued that unnecessarily keeping people with disabilities in institutions was not discrimination. Fortunately, the Supreme Court did not agree, and reversed the decision.

Sutton has also successfully argued against civil rights in the following cases: *Sandoval v. Alabama* (holding that there is no private right of action under Title VI of the 1964 Civil Rights Act's disparate impact regulations.) and *United States v. Morrison* (holding that the civil remedy provisions of the Violence Against Women Act was beyond Congress's power to enact).

In each of these cases, Mr. Sutton holds extremely negative views on civil rights both for persons with disabilities and racial minorities. People with disabilities are fully deserving of the federal civil rights protections included in Section 504 of the Rehabilitation Act, Individuals with Disabilities Education Act (IDEA), and the Americans with Disabilities Act.

For these reasons, I kindly urge you to reject Mr. Sutton's nomination. Thank you for your time and consideration.

Sincerely,

  
 Myra Ryan  
 Executive Director

1040 North Kings Highway, Cherry Hill, New Jersey 08034 (856) 321-0220 • 173 Essex Avenue, Metuchen, New Jersey 08840 (732) 546-1110  
 109 East Pine Street, Hackettstown, New Jersey 07840 (908) 813-8292 • 202 Route 50, Camden City, New Jersey 08270 (609) 628-0040  
 160 East Main Street, Little Falls, New Jersey 07424 (973) 237-0983

Cerebral Palsy of New Jersey is an Accredited Community Transformation Provider.  
 Cerebral Palsy of New Jersey has been recognized by the New Jersey Department of Education as a "recognized New Jersey Professional Development Provider."  
 Cerebral Palsy of New Jersey is a 501(c)(3) not-for-profit corporation.