

**Northern Regional
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January 13, 2003

Senator Hillary Rodham-Clinton
464 Russell Office Building
United States Senate
Washington, DC 20510

Dear Senator Rodham-Clinton:

Please be advised that this organization strongly opposes the nomination of Jeffrey Sutton to the United States Court of Appeals. It is our understanding that the Court of Appeals becomes the final authority for all but a few cases that are reviewed by the U.S. Supreme Court. Their power, therefore, is formidable. Mr. Sutton is described as a pro-states' rights judicial activist and has in fact argued against the Americans with Disabilities Act. Given Mr. Sutton's statements in *University of Alabama v. Garrett* his nomination is a threat to the Americans with Disabilities Act and therefore to this country's civil rights heritage. (According to page 11 of the Garrett oral argument transcripts, Mr. Sutton characterized his position as a "challenge to the ADA across the board".)

We urge you also to oppose this nomination to the U.S. Court of Appeals. Thank you for your time and consideration.

Yours for a barrier free society,

Aileen Martin
Executive Director