

Obergefell v. Hodges

United States Supreme Court
576 U.S. ____ (2015)

Rule of Law

Under the Due Process and Equal Protection Clauses of the Fourteenth Amendment, states must issue marriage licenses and recognize lawful out-of-state marriages for same-sex couples.

Facts

In response to some states legalizing same-sex marriage, various states enacted laws and constitutional amendments defining marriage as between one man and one woman. When James Obergefell's (plaintiff) partner, John Arthur, became terminally ill, the pair decided to marry. The couple wed in Maryland, where same-sex marriage was legal. After Arthur died, however, the couple's home state of Ohio refused to list Obergefell as Arthur's surviving spouse on the death certificate. April DeBoer and Jayne Rowse (plaintiffs), a same-sex couple living in Michigan, adopted three children. Because of a state ban on adoptions by same-sex couples, DeBoer and Rowse could not both be legal parents to their children. Ipje DeKoe and Thomas Kostura (plaintiffs) got married in New York before DeKoe was deployed to Afghanistan with the army reserve. They later moved to Tennessee, which refuses to recognize the union. These and similarly situated plaintiffs separately sued state officials (defendants) charged with enforcing state marriage laws in federal courts in Michigan, Kentucky, Ohio, and Tennessee, alleging violations of their rights under the Fourteenth Amendment. The district courts found for the plaintiffs in each instance, but the state officials appealed to United States Court of Appeals for the Sixth Circuit. The court of appeals consolidated the cases and reversed, holding that states were under no constitutional duty to license or recognize same-sex marriages. The plaintiffs petitioned the United States Supreme Court for certiorari, which was granted.

Issue

Obergefell V Hodges The Attack On American Religious Liberty An Essay

Wallace Swan



Obergefell V Hodges The Attack On American Religious Liberty An Essay:

Religious Freedom and Gay Rights Jack Friedman, 2016-05-31 In the United States and Europe an increasing emphasis on equality has pitted rights claims against each other raising profound philosophical moral legal and political questions about the meaning and reach of religious liberty Nowhere has this conflict been more salient than in the debate between claims of religious freedom on one hand and equal rights claims made on the behalf of members of the lesbian gay bisexual and transgender LGBT community on the other As new rights for LGBT individuals have expanded in liberal democracies across the West longstanding rights of religious freedom such as the rights of religious communities to adhere to their fundamental teachings including protecting the rights of conscience the rights of parents to impart their religious beliefs to their children and the liberty to advance religiously based moral arguments as a rationale for laws have suffered a corresponding decline Timothy Samuel Shah Thomas F Farr and Jack Friedman s volume Religious Freedom and Gay Rights brings together some of the world s leading thinkers on religion morality politics and law to analyze the emerging tensions between religious freedom and gay rights in three key geographic regions the United States the United Kingdom and continental Europe What implications will expanding regimes of equality rights for LGBT individuals have on religious freedom in these regions What are the legal and moral frameworks that govern tensions between gay rights and religious freedom How are these tensions illustrated in particular legal political and policy controversies And what is the proper way to balance new claims of equality against existing claims for freedom of religious groups and individuals Religious Freedom and Gay Rights offers several explorations of these questions [The Routledge Handbook of LGBTQIA Administration and Policy](#) Wallace Swan, 2018-10-26 The Lesbian Gay Bisexual Transgender Queer Intersex Asexual and Allies community abbreviated LGBTQIA or LGBT is responding to a radically changed social and political environment While a host of books have analyzed legal dimensions of LGBT public policy this authoritative Routledge handbook is the first to utilize up to the minute empirical data to examine and unpick the corrosive post factual changes undermining LGBT public policy development Taking an innovative look at a wide range of social and policy issues of broad interest including homelessness transgender rights healthcare immigration substance abuse caring for senior members of the community sexual education resilience and international policy through contributions from established scholars and rising stars this comprehensive and cutting edge volume will be a landmark reference work on LGBT administration and policy for decades to come **When Islam Is Not a Religion** Asma T Uddin, 2019-07-09 American Muslim religious liberty lawyer Asma Uddin has long considered her work defending people of all faiths to be a calling more than a job Yet even as she seeks equal protection for Evangelicals Sikhs Muslims Native Americans Jews and Catholics alike she has seen an ominous increase in attempts to criminalize Islam and exclude Muslim Americans from those protections Somehow the view that Muslims aren t human enough for human rights or constitutional protections is moving from the fringe to the mainstream along with the claim Islam

is not a religion This conceit is not just a threat to the First Amendment rights of American Muslims It is a threat to the freedom of all Americans Her new book reveals a significant but overlooked danger to our religious liberty Woven throughout this national saga is Uddin s own story and the stories of American Muslims and other people of faith who have faced tremendous indignities as they attempt to live and worship freely Combining her experience of Islam as a religious truth and her legal and philosophical appreciation that all individuals have a right to religious liberty Uddin examines the shifting tides of American culture and outlines a way forward for individuals and communities navigating today s culture wars **Defiant Hope** Michael Gerson,2024-11-19 Defiant Hope is his writings about the things he loved humanity God his dog and his boys Essays feature the immensely complicated sadness when you drop your children off at college for the first time Another is about his public battle of depression He also includes chapters about men and women who formed this great procession of Christian Reformers John Wesley Jonathan Edwards William Wilberforce and Olaudah Equiano and the great causes to which they were devoted from abolitionism to civil rights Americans for Religious Liberty Americans for Religious Liberty,1983*

Obergefell V Hodges The Attack On American Religious Liberty An Essay: Bestsellers in 2023 The year 2023 has witnessed a remarkable surge in literary brilliance, with numerous compelling novels captivating the hearts of readers worldwide. Lets delve into the realm of popular books, exploring the engaging narratives that have charmed audiences this year. Obergefell V Hodges The Attack On American Religious Liberty An Essay : Colleen Hoover's "It Ends with Us" This touching tale of love, loss, and resilience has captivated readers with its raw and emotional exploration of domestic abuse. Hoover skillfully weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can prevail. Obergefell V Hodges The Attack On American Religious Liberty An Essay : Taylor Jenkins Reid's "The Seven Husbands of Evelyn Hugo" This intriguing historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reid's compelling storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Discover the Magic : Delia Owens' "Where the Crawdads Sing" This evocative coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens weaves a tale of resilience, survival, and the transformative power of nature, entrancing readers with its evocative prose and mesmerizing setting. These popular novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of engaging stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a brilliant and suspenseful novel that will keep you speculating until the very end. The novel is a warning tale about the dangers of obsession and the power of evil.

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web his theory gave a generalized explanation of acids and bases based on structure and bonding through the use of the lewis definition of acids and bases chemists are now able to predict a wider variety of acid base reactions lewis theory used electrons instead of proton transfer and specifically stated that an acid is a species that accepts

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