

WHY THE ROBERTS' COURTS NEW TAKE ON CONSTITUTIONAL LAW MAY REVOLUTIONIZE AGRICULTURAL LAW

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1. Overview of the 2019 Supreme Court Term (statistical numbers)
 - (a) Unanimous cases
 - (b) Level of agreement between Justices Kavanaugh and Gorsuch
 - (c) Any areas in which Justices Kavanaugh and Gorsuch agree with one another and Chief Justice Roberts.
2. Administrative Law
 - (a) Chief Justice Robert's Position
 - (b) Justice Kavanaugh's Position
 - (c) Justice Gorsuch's Position
3. *Gundy v. United States*
 - (a) Case background
 - (b) Nondelegation background-Sick Chicken case
 - (c) Holding
 - (d) Justice Gorsuch's Dissent
 - (e) Implications for Agriculture
4. *Kisor v. Wilkie*
 - (a) Case background
 - (b) Chevron background
 - (c) Holding
 - (d) Dissent
 - (e) Chief Justice Robert's Concurrence

- (f) Implications for Agriculture
 - (i) *Catskill Mountains Chapter of Trout Unlimited v. EPA*
 - (ii) *Georgia v. Wheeler* (S.D. Ga. August 21, 2019).
 - (iii) 2019 Proposed WOTUS Rule

5. *County of Maui, Hawaii v. Hawaii Wildlife Fund*

- (a) Background
- (b) Arguments
- (c) Implications for agriculture