



# Decision Time

The U.S. Supreme Court is poised to decide several landmark cases by the end of June.

## **LGBTQ Discrimination**

*R.G. & G.R. Harris Funeral Homes v. EEOC & Aimee Stephens*

*Altitude Express, Inc. v. Zarda*

### **Can someone be fired for being transgender or gay?**

Five years after the Court established marriage equality, the justices will decide two more cases interpreting whether federal civil rights statutes prohibit discrimination against LGBTQ individuals in the workplace. Both plaintiffs, who are now deceased, are represented by ACLU attorneys. Aimee Stephens was fired by a Michigan funeral home for being transgender, while skydiving instructor Don Zarda was terminated after telling a customer he was gay.

## **Immigrants' Rights**

*Department of Homeland Security v. Regents of the University of California*

### **Did the Trump administration legally end the Deferred Action for Childhood Arrivals ("DACA") program and can the Court review that decision?**

While the questions raised in this case are technical, the stakes are high for the more than 10,500 Utahns who live and work under the protection of the DACA program. After the Trump administration ended the DACA program in 2017, multiple states and institutions sued to reverse the action and to protect the rights of DACA recipients. Last month, advocates submitted additional briefing to the Court highlighting the 27,000 healthcare workers with DACA status fighting the COVID-19 pandemic.

## **Abortion**

*June Medical Services v. Gee*

### **Can states require doctors who perform abortions to have hospital admitting privileges?**

Although the Court answered "no" in an identical Texas case three years ago, the U.S. Court of Appeals for the Fifth Circuit upheld a Louisiana law requiring admitting privileges for abortion providers, leading to this legal do-over with two new justices—Kavanaugh and Gorsuch—on the Court. Of local interest, our legal challenge to Utah's 18-week abortion ban is on hold until the justices answer another issue associated with the case—whether Louisiana's abortion clinics have standing to challenge laws on behalf of their clients.