

Chief Justice Marshall's Court & Cases

High School US/VA History

Objectives: Students should be able to:

- analyze, interpret, and synthesize evidence from primary and secondary resources;
- analyze multiple connections across time and place; and
- access a variety of media, including online resources.

Standards

Virginia: VUS.5d The Impact of John Marshall's Precedent-Setting Decisions That Established the Supreme Court as an Independent and Equal Branch of the National Government

National: NSS-USH.5-12.4 Era 4 Expansion & Reform (1801-1861)
NSS-C.5-8.3 Principles of Democracy

Approx. Time: Two 90 minute blocks or four 45 minute blocks

HOOK: Show students the video clip (below; approx. two and one half minutes) about the Supreme Court decision to uphold the Affordable Care Act. If students are not aware of it or the details, give them some background prior to showing the clip. After viewing the clip, have students discuss whether or not they agree with the decision. Allow for as much time as you believe you need to get them all engaged in the discussion. After that, ask them a few more questions, for example:

1. Where does the Supreme Court get the power to declare a law, like the ACA, constitutional?
2. Is buying health insurance classified as "interstate commerce," and, if it is, does Congress have the right to regulate commerce within a state?

Again, allow for discussion. You may need to explain to students what "interstate commerce" is and give some examples.

If students cannot figure it out, tell them they will discover the answer today.

SCOTUS ACA Decision video clip: <https://goo.gl/Zn1H1k>

Today, you will learn about three very important Supreme Court cases decided by Chief Justice John Marshall that changed the power of the Supreme Court and the federal government FOREVER!

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Struggling Learners: If students have trouble understanding the documents or drawing conclusions, you should have them work in pairs or small groups to discuss answers. Have pairs or groups share their answers with the class to guide the others.

Post Assessment:

Struggling Learners: Matching Review—Students will identify

- (i) which case was an example of how the Supreme Court mediated disagreements between branches of government, levels of government, and competing business interests, and
- (ii) the phrase or clause associated with the case.

Advanced Learners: Have students

- (i) review the online article about Supreme Court cases every teenager should know (link below),
- (ii) select a case,
- (iii) create a poster for that case, and
- (iv) explain how it is an example of judicial review.

Have them share with the class and allow sufficient discussion about the cases. (This is great for class discussion!)

I Link: <https://goo.gl/kiVz6z>