

Guide to the Stephen Reinhardt Papers

MS 2096



compiled by Eric Sonnenberg

August 2023

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Collection Overview

REPOSITORY: Manuscripts and Archives
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CALL NUMBER: MS 2096

CREATOR: Reinhardt, Stephen R., 1931-

TITLE: Stephen Reinhardt papers

DATES: 1966–2018

PHYSICAL DESCRIPTION: 52.17 linear feet (126 boxes)

LANGUAGE: English

SUMMARY: The Stephen Reinhardt papers document Reinhardt's service as a judge on the U.S. Court of Appeals for the Ninth Circuit, as well as his work as a legal writer and speaker. Materials primarily document his judicial career, and include only a small amount of material from his career prior to his appointment to the Ninth Circuit. Personal material is not included.

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Key to the container abbreviations used in the PDF finding aid:

b. box
f. folder

Administrative Information

Immediate Source of Acquisition

Gift of Mark Reinhardt, Dana Reinhardt, and Justin Reinhardt, 2018.

Conditions Governing Access

Series II is open for research. Series I is closed until September 27, 2023.

Conditions Governing Use

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Preferred Citation

Stephen Reinhardt Papers (MS 2096). Manuscripts and Archives, Yale University Library.

Processing Information

All materials were reboxed and refoldered, and materials were arranged as described in the description for each series. Duplicate materials were removed. Notepad pages were detached from notepad backings and foldered individually during processing. Some fragile newsprint materials were replaced by photocopies for preservation purposes.

Biographical / Historical

Stephen Roy Reinhardt was a federal judge, lawyer, and writer. Reinhardt was born Stephen Shapiro on March 27, 1931, in New York City. He changed his surname after his mother remarried in his childhood. He received an undergraduate degree from Pomona College in 1951, and an LL. B from Yale Law School in 1954. After graduating, Reinhardt served in the Air Force general counsel's office before going into private practice in 1957, focusing on entertainment and labor law. Reinhardt was politically active, and served on the Democratic National Committee from California. He served on the California Advisory Committee of the United States Commission on Civil Rights from 1962 to 1974, and on the Los Angeles Police Commission from 1975 to 1980.

Reinhardt was appointed to the United States Court of Appeals for the Ninth Circuit by President Jimmy Carter in November 1979, and confirmed by the Senate in September 1980. During his long career on the bench he was an outspoken figure in the federal courts, known as a "liberal lion" whose decisions were often at odds with a more conservative Supreme Court. Reinhardt's opinions included widely-debated decisions on capital punishment (*Thompson v. Calderon*), assisted suicide (*Compassion in Dying v. Washington*), same-sex marriage (*Perry v. Brown*), separation of church and state (*Newdow v. United States Congress*), and many other topics. During his judicial career he spoke and wrote regularly on legal and judicial topics, both in legal journals and in the popular press.

Reinhardt married three times, and had three children, Dana, Justin, and Mark. He served on the Ninth Circuit until his death on March 29, 2018.

Scope and Contents

The Stephen Reinhardt papers document Reinhardt's service as a judge on the U.S. Court of Appeals for the Ninth Circuit, as well as his work as a legal writer and speaker. Materials primarily document his judicial

career, and include only a small amount of material from his career prior to his appointment to the Ninth Circuit. Personal material is not included.

The papers consist of case files from Reinhardt's judicial career, as well as files related to articles and speeches by or about Reinhardt. The case files include opinion drafts, memoranda, and other internal court documents, and date from throughout Reinhardt's tenure on the Ninth Circuit. The papers include only those cases for which Reinhardt wrote an opinion. The papers also include files on articles and speeches written by Reinhardt. Reinhardt's writings discuss a range of legal topics including the federal judiciary and Supreme Court, civil rights and civil liberties, and liberal jurisprudence and constitutional interpretation.

Arrangement

The papers are arranged in two series: I. Case Files. II. Writings and Speeches.

Collection Contents

Series I: Case files, 1981–2018

The series contains draft and published opinions, memorandum dispositions, correspondence, memoranda, notes, and other material related to cases for which Stephen Reinhardt wrote an opinion during his career as a judge on the U.S. Court of Appeals for the 9th Circuit.

Series I is closed until September 27, 2023 per donor agreement.

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Judge Lawrence K. Karlton memorial remarks

2015

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Subjects

Appellate courts -- United States
Judges -- United States
Law -- United States
United States. Court of Appeals (9th Circuit)

Names

Reinhardt, Stephen R., 1931-

Acquired From

Reinhardt, Mark, donor
Reinhardt, Justin, 1966-, donor
Reinhardt, Dana, donor