

The Judicial Branch

Early History

- Constitution
 - Article 3:
 - "the judicial power of the United States should be vested in one Supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish"
- Hamilton: "_____"
- Early in the life of the United States, the Supreme Court had _____.
- It heard very few cases each year and was the _____ of the three branches of government.
- In the early 1800's, however, the court's power increased because of Chief Justice _____.
- In 1803, the Supreme Court heard _____.
- In this case, the Court ruled that a certain law was _____.
- This meant that the law violated the Constitution and was invalid.

Judicial Review

- This power became known as the power of "_____."
- Judicial Review is the power to overturn any law or executive order which the Supreme Court decides is in conflict with the _____.
- The Supreme Court's primary power is to limit the power of the other two branches by declaring laws and executive orders _____.
- This is a key factor in the _____.

Limits on the Legislature

- The Supreme Court ruled a federal law involving federal income tax was unconstitutional.
- In _____, Congress passed a law for a federal income tax.
- In _____, however, the Supreme Court ruled that law unconstitutional.
- The income tax law was removed.

Limits on the executive branch

- President Harry Truman issued an _____ that the Supreme Court declared unconstitutional.
- In _____, America was involved in the Korean War, and Steel workers threatened to go on strike.
- Truman issued an executive order to take over the mills and keep them running.
- The owners sued. The Supreme Court ruled that Truman did not have that authority, making the order unconstitutional.

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Richard Bailey



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