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Contemporary constitutional law, in its quest for judicial restraint, has primarily focused on "the how" of judging-what interpretive methods will constrain the decisionmaker? This Article, by contrast, focuses on the "when"-if there are reasons to think that today's judicial decisions might later prove to be problematic, then are there methods that alter the timing of those decisions' impact to produce better outcomes? This Article outlines one new method for judicial decision-making in the post-gill world. Informed by pervasive legislative practices, I contend that the Supreme Court should prospectively declare that some of its national security opinions will sunset, meaning that they will lapse as binding precedent.

Read "Sunsetting Judicial Opinions"

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