

10-699 ZIVOTOFSKY V. CLINTON

DECISION BELOW: 571 F.3d 1227

LOWER COURT CASE NUMBER: 07-5347

QUESTION PRESENTED:

Whether the “political question doctrine” deprives a federal court of jurisdiction to enforce a federal statute that explicitly directs the Secretary of State how to record the birthplace of an American citizen on a Consular Report of Birth Abroad and on a passport.

IN ADDITION TO THE QUESTION PRESENTED BY THE PETITION, THE PARTIES ARE DIRECTED TO BRIEF AND ARGUE THE FOLLOWING QUESTION: "WHETHER SECTION 214 OF THE FOREIGN RELATIONS AUTHORIZATION ACT, FISCAL YEAR 2003, IMPERMISSIBLY INFRINGES THE PRESIDENT'S POWER TO RECOGNIZE FOREIGN SOVEREIGNS."

CERT. GRANTED 5/2/2011