

United States Senate

WASHINGTON, DC 20510

March 22, 2018

The Honorable Chief Justice John Roberts
Supreme Court of the United States
1 First Street NE
Washington, D.C. 20543

Dear Chief Justice Roberts:

Due to the heightened national interest in upcoming case 17-965, *Trump v. Hawaii*, we urge the U.S. Supreme Court to make an audio recording of oral arguments immediately available on the Court's website after the arguments have concluded on April 25, 2018. Releasing same-day audio has proven to be a valuable resource for individuals who are interested in listening to the arguments, as demonstrated in cases such as *Obergefell v. Hodges* and *D.C. v. Heller*.

According to a Reuters article that was published last February, more than 2.6 million people listened to the *Hawaii v. Trump* oral arguments in the Ninth Circuit, either via the court's website or the various news outlets that livestreamed the arguments. Likewise, the Fourth Circuit livestreamed the oral arguments in *Trump v. IRAP* in May due to intense interest.

The U.S. Supreme Court press office acknowledged the considerable public attention that issues in cases such as *Trump v. Hawaii* raise when it posted a media advisory on September 6, 2017, noting that press seating would be limited for an earlier version of this case, just as it was for other high-profile arguments involving popular issues such as cloud computing, public sector unions, the First Amendment, sports betting, cell tower data, and gerrymandering.

Giving the public access to a primary source of information as soon as possible allows more citizens to participate in our democratic system and illustrates the care with which the Court considers the issues that matter to the people of the United States.

Thank you for your consideration of this request.

Sincerely,



Ted Cruz
Chairman
Subcommittee on the Constitution
Senate Committee on the Judiciary



Mazie Hirono
Ranking Member
Subcommittee on the Constitution
Senate Committee on the Judiciary