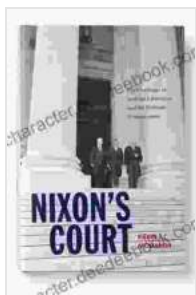


# His Challenge To Judicial Liberalism And Its Political Consequences

Neil Gorsuch, appointed to the Supreme Court in 2017, has emerged as a leading conservative voice on the Court. His judicial philosophy, known as textualism, emphasizes the importance of interpreting the text of the Constitution and statutes according to their plain meaning. Gorsuch has argued that this approach is necessary to protect individual liberty and limit the power of the government.

Gorsuch's textualist approach has been controversial, with critics arguing that it is too rigid and fails to take into account the purpose and history of the law. However, Gorsuch's supporters contend that his approach is the best way to ensure that the law is applied fairly and impartially.



## Nixon's Court: His Challenge to Judicial Liberalism and Its Political Consequences by Kevin J. McMahon

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In this article, we will explore Gorsuch's challenge to judicial liberalism and its political consequences. We will examine his textualist approach, his views on the role of the judiciary, and the impact of his appointment on the Supreme Court.

## **Neil Gorsuch's Textualist Approach**

Neil Gorsuch's textualist approach to statutory interpretation is based on the belief that the meaning of a statute is determined by its plain text. This approach emphasizes the importance of the text of the law itself, rather than the legislative history or the intent of the legislature.

Gorsuch has argued that textualism is necessary to protect individual liberty and limit the power of the government. He believes that when judges engage in purposive interpretation, they are essentially making law from the bench and usurping the role of the legislature.

In his book "The Future of Assisted Suicide and Euthanasia," Gorsuch wrote that "the role of the judge is not to improve upon the work of the legislature, but to interpret and apply the law as it is written." He argued that "when judges depart from the text, they are not simply filling in gaps or resolving ambiguities. They are rewriting the law."

Gorsuch's textualist approach has been controversial, with critics arguing that it is too rigid and fails to take into account the purpose and history of the law. However, Gorsuch's supporters contend that his approach is the best way to ensure that the law is applied fairly and impartially.

## **Gorsuch's Views on the Role of the Judiciary**

Neil Gorsuch believes that the role of the judiciary is to interpret and apply the law, not to make law. He has argued that judges should be cautious about exercising their power and should defer to the other branches of government whenever possible.

In his book "The Future of Assisted Suicide and Euthanasia," Gorsuch wrote that "the role of the judge is not to make policy, but to interpret and apply the law as it is written." He argued that "when judges become policymakers, they are no longer acting as judges, but as legislators."

Gorsuch's views on the role of the judiciary have been praised by conservatives, who believe that he is a strong defender of judicial restraint. However, Gorsuch's critics have argued that he is too willing to defer to the other branches of government, even when they are acting unconstitutionally.

## **The Impact of Gorsuch's Appointment on the Supreme Court**

Neil Gorsuch's appointment to the Supreme Court has had a significant impact on the Court. He has been a consistent conservative voice on the Court, and his textualist approach has shifted the balance of power on the Court to the right.

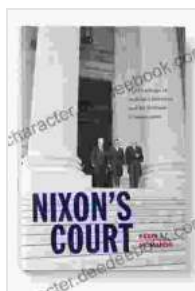
Gorsuch's appointment has also led to a number of high-profile decisions, including the Court's decision to uphold the travel ban on citizens from several Muslim-majority countries and its decision to overturn the abortion rights established in *Roe v. Wade*.

Gorsuch's appointment has been praised by conservatives, who believe that he is a strong defender of the Constitution. However, Gorsuch's critics

have argued that he is too conservative and that his appointment has tilted the balance of power on the Court to the right.

Neil Gorsuch's challenge to judicial liberalism has had a significant impact on the Supreme Court and American law. His textualist approach to statutory interpretation has shifted the balance of power on the Court to the right, and his views on the role of the judiciary have led to a number of high-profile decisions.

Gorsuch's appointment is likely to have a lasting impact on the Supreme Court and American law. His textualist approach is likely to continue to be a source of controversy, but it is also likely to be influential in the years to come.



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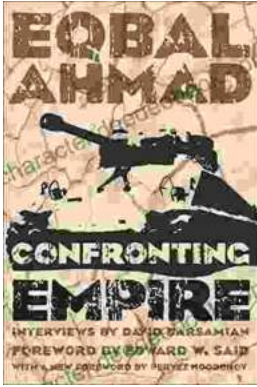
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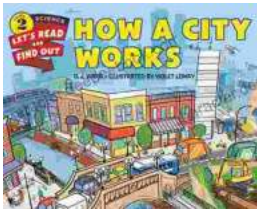
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