



Written by [Rebecca Terrell](#) on May 6, 2022

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The New Justice

Major media are gushing with news that the U.S. Senate has confirmed the first black woman in history to the nation's highest court, the blatant racism and sexism of that statement notwithstanding. They praise Joe Biden for fulfilling his overtly discriminatory campaign pledge to make race and sex primary considerations in seeking a replacement, should a vacancy occur in the Supreme Court.

Biden's chance arrived as Clinton-appointed Associate Justice Stephen Breyer, the court's oldest member, conveniently announced his retirement before the midterm elections this year. Breyer's former clerk, Ketanji Brown Jackson, fit the mold. She was one of several black women considered; anyone male, Caucasian, or Asian, no matter how capable or deserving, was disqualified on the basis of race and sex.

The supreme irony of Biden's pick is that Jackson is a woman who declares herself unable to define exactly what a woman is. During Senate confirmation hearings in March when Marsha Blackburn (R-Tenn.) asked Jackson if she could provide a definition for the word "woman," the 51-year-old federal judge answered, "No, I can't.... I'm not a biologist," in a gratuitous salute to the contemporary sexual perversion euphemistically excused as gender dysphoria. Eagle Forum stated that her dodge "leads us to believe that she will rule in favor of broadening that definition, allowing biological men to insert themselves into women's private spaces, domestic abuse shelters, and sports."

Not that Biden would have chosen anyone but a progressive, regardless of physical attributes. As Carrie Severino, president of the Judicial Crisis Network, told CNN during media speculation following Breyer's announcement, "The Democrat short listers are ones who are going to be uniform in the way they are going to vote on the court."

Potential nominees included California Supreme Court Justice Leondra Kruger, praised and promoted during her career by leftists including President Barak Obama and California Governor Jerry Brown. Other contenders were federal appeals court judges Candace Jackson-Akiwumi and Eunice Lee, both Biden appointees.

All have impressive though far-left *curricula vitae*, yet as candidates their résumés took a back seat to skin color and two X chromosomes. Should those who clamor for equality have been insulted? On the contrary, liberals rejoiced as Lady Justice had her blindfold stripped and scales tipped with brazen discrimination dictated by race-obsessed extremists. Jackson, herself, in biased remarks at the White House following her confirmation, complained about how long it has taken for a black woman to rise to



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the nation's highest court. "But we've made it," she reveled. "We've made it, all of us. All of us."

One of the representatives of Jackson's "us," Aimee Allison, founder of the feminist alliance She the People, told Bloomberg Law that the first black woman justice "can't help but influence the way that the law is interpreted." Allison complained that the Supreme Court has been interpreting laws "for Black women without the voice of Black women."

She has Joe Biden and U.S. Senator Chuck Schumer (D-N.Y.) to thank in part for that. Both publicly vowed in 2005 to block Janice Rogers Brown (a black woman) when rumors flew that President George W. Bush was considering her to replace retiring Associate Justice Sandra Day O'Connor. At the time, Brown served on the powerful U.S. Court of Appeals for the District of Columbia Circuit, but only after a vicious two-year filibuster by Democrats in the Senate, including Biden and Schumer. In his floor speech opposing Brown's nomination, then-Senator Barack Obama (D-Ill.) called her a "political activist who happens to be a judge."

Once in the White House, Obama did not hesitate to promote political activists to the bench. Case in point: He considered Ketanji Brown Jackson to replace Justice Antonin Scalia, who died in 2016. Obama had already appointed her to a federal judgeship in 2013, and last year Biden promoted her to the Washington, D.C., circuit of the U.S. Court of Appeals (the same body for which he opposed Janice Brown's nomination). "That court is widely considered the second-most prestigious in the country and a feeder of Supreme Court nominees, including two of the last three chief justices," wrote Severino for *National Review* in 2021, accurately forecasting Jackson's appointment as a mere steppingstone.

Now it is Republicans' turn to complain. Hours after Jackson's confirmation, Senator Lindsey Graham (R-S.C.) launched a campaign ad touting his "nay" vote. "She's a judicial activist," he charged. "She gets outcomes she wants no matter how the law is written. When it comes to crime, her record is very, very dangerous." He crowed, "I voted no to Judge Jackson."

That was a first. He was one of only three Republicans who supported her nomination last year to the D.C. appeals court. He was also there in 2010 when the Senate confirmed her by unanimous consent to become vice chair of the U.S. Sentencing Commission. Why did he not consider her soft-on-crime record dangerous until now?

Critical Race Theory

On the other hand, Texas Republican Ted Cruz voted against Jackson's appointments both this year and last, having known her progressive appetite since their Harvard Law School days in the mid-1990s. During confirmation hearings he cornered her as an outspoken proponent of critical race theory (CRT), citing evidence such as a 2020 speech at the University of Michigan law school. In it she praised the controversial 1619 Project and its founder, radical activist Nikole Hannah-Jones, who stumps for slavery reparations and erroneously asserts that Colonials fought the American Revolution primarily to defend slavery. Cruz noted that even *The New York Times* has admitted that baseless idea to be revisionist history.

Jackson brushed off her prior comments, admitting that she was merely pandering to her MLK-Day audience, assuring Cruz that CRT is not "something that I've studied or relied on, and it wouldn't be something that I would rely on if I was on the Supreme Court." When he pressed, defining CRT as a Marxist-derivate philosophy that frames all historical conflicts as racially motivated, she insisted that



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she has never studied CRT. “It doesn’t come up in the work that I do as a judge,” she repeated (under oath).

“With respect, I find that a curious statement,” he answered, “because you gave a speech in April of 2015 at the University of Chicago, in which you described the job that you do as a judge.” She said her work was interesting because sentencing “melds together myriad types of law,” and then she listed them: criminal, administrative, constitutional, negotiations, contracts and critical race theory.

Her duplicitous answer: The quote in question referred to “sentencing policy” rather than “sentencing.” When he pointed out the fact that this particular speech came only four months after she ended her five-year tenure as vice chair of the U.S. Sentencing Commission, which sets federal sentencing guidelines (i.e., policy), she inexplicably repeated, “None of that relates to what I do as a judge.”

Cruz also noted that Jackson serves on the board of Georgetown Day School (GDS), a private preparatory institute in D.C. He called its curriculum “filled and overflowing with critical race theory.” Among assigned or recommended texts for older students, he displayed *Critical Race Theory: An Introduction* by CRT co-founder Richard Delgado, and *The End of Policing* by Alex Vitale, who argues for the abolition of local police. The school indoctrinates pre-K through second-graders with *Anti-Racist Baby*, teaching children that they must “confess” their racism. Third- through fifth-graders are subjected to *Stamped (For Kids)*, which illogically equates ignoring differences in skin color with ignoring racism, and provocatively asserts that native Americans and blacks throughout history “must have wished about their White oppressors: Can we send White people ‘back’ to Europe?” Both of these titles are by Ibram X. Kendi, the radical agitator who criticized Justice Amy Coney Barrett for her two interracial adoptions.

GDS had already come up in Senator Blackburn’s opening statement, when she quoted Jackson’s praise of “the transformative power of progressive education.” Blackburn charged:

You serve on the board of a school that teaches kindergartners — five-year-old children — that they can choose their gender and teaches them about so-called white privilege. This school has hosted an organization called Woke Kindergarten and pushes an anti-racist education program for white families. Your public endorsement of this type of progressive indoctrination of our children causes one great concern when it comes to how you may rule on cases involving parental rights.

Blackburn then rhetorically asked, “Is it your personal hidden agenda to incorporate critical race theory into our legal system?” Her reference was to Jackson’s senior thesis, in which as a Harvard student she criticized “various court professionals” for their likelihood to serve “personal hidden agendas.”

Personal Agenda?

Jackson’s own record certainly reveals an agenda, though it does not seem she has done much to hide it. Both in the past and during confirmation hearings, she bragged that she does not have a judicial philosophy, for which Blackburn criticized her by observing that without one, “a judge is legally adrift and will be inclined to consider policy rather than law.”

For example, several senators asked Jackson about her views on *Roe v. Wade*, the landmark 1973 Supreme Court decision legalizing abortion — timely questions considering the upcoming *Dobbs v.*



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Jackson Women's Health Organization that promises to topple the so-called precedent set fewer than 50 years ago. In answer, Jackson confirmed her dedication to abortion by calling it "settled law" based on prior Supreme Court decisions, as if those are binding and can never be overturned regardless of constitutional principles. Hence, the America Rising PAC told the Daily Wire that Jackson "is the abortion lobby's dream" for the Supreme Court, having earned "endorsements of the nation's most prominent abortion groups," which advocate the brutal murder of the innocent unborn.

Nor is Jackson's record solicitous of children outside the womb, evincing extreme leniency toward child-pornography offenders. "These horrific videos of sex torture of little kids, including babies — and after Judge Jackson hears this evidence, she nonetheless finds every excuse she can to give the lowest sentence possible," Mike Davis of The Article III Project (A3P) told Steve Bannon on Real America's Voice.

A3P's website displays its incredible dossier of her 25-year history of shielding perverts, documentation that, Davis says, Senate Judiciary Republicans used to "build their case" against Jackson's nomination. She claimed during law school that sex-offender registries are unconstitutionally punitive. Throughout her tenure on the federal sentencing commission, she argued that child pornographers are not dangerous pedophiles and that congressionally mandated five-year minimum sentences are too harsh.

Most damning are federal felony cases over which Jackson presided with sentencing discretion during her years as a district judge. U.S. Senator Josh Hawley (R-Mo.) tried to warn his colleagues before they confirmed her for life to the nation's highest court, tweeting summaries of each instance. All involved adults who possessed and, in most cases, publicly distributed multiple images and videos of child rape and other sexual torture of young children. Two cases included intent to travel to engage in illicit sexual conduct with minors, and one offender even involved his own 10-year-old daughter in his crimes.

An incredulous Hawley quoted Jackson apologizing to a convicted child-porn criminal. Before sentencing him, she lamented, "This is a truly difficult situation. I appreciate that your family is in the audience. I feel so sorry for them and for you, and for the anguish this has caused all of you." Hawley wondered aloud who she considered the victims in this case.

"Every single case — 100 percent of them ... you sentenced the defenders to substantially below" the range of federal guidelines, Cruz charged. He calculated that her sentences averaged 47.2 percent lighter than liberal prosecutors' requests, which were themselves much reduced from federal guidelines.

Jackson defended her record, saying that the senators' arguments did not take into account all factors involved, but she also absolved the criminals, excusing some of them on the unjustified basis that they are not sexually motivated, but simply "in this for either the collection, or the people who are loners and find status in their participation in the community." In an understated response, Senator Thom Tillis (R-N.C.) told her that level of empathy is "beyond what some of us would be comfortable with in administering justice."

Cruz summed up the problem with Jackson's confirmation when he recounted the hearings to Fox News' Sean Hannity. "It's a little bit of a game, unfortunately, that we've seen from Biden judicial nominees, where they claim to have no philosophy," the senator observed, "and then they get on the bench and they vote hard, hard left." He predicted that Jackson will be "very possibly the furthest left" on the Supreme Court, "particularly on criminal justice issues."



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Demand Justice

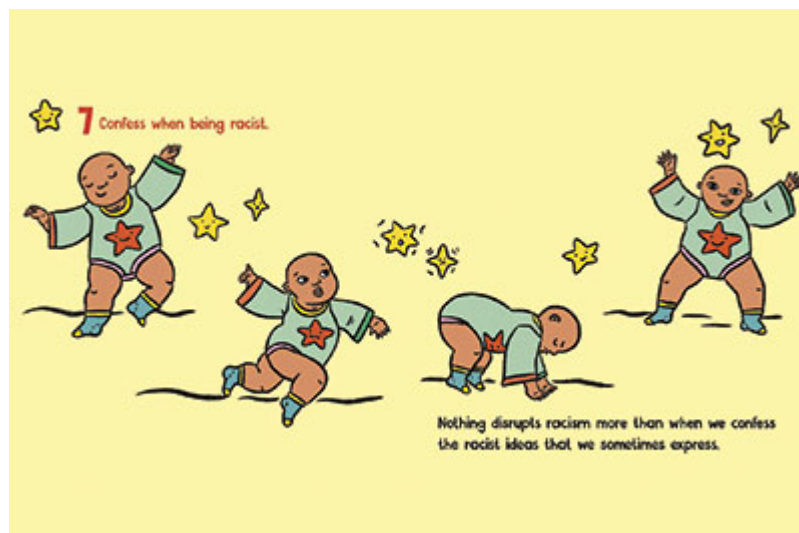
His forecast is almost certainly accurate, considering the radical extremists who lobbied in support of her nomination. “Jackson has been on the Supreme Court short list of Demand Justice, to which prospects do not make the cut unless they are far to the left,” Severino warned *National Review* last year.

George Soros’ Open Society Policy Center seed-funded the advocacy group Demand Justice (DJ) in 2018 with \$2.5 million to oppose Brett Kavanaugh’s Supreme Court nomination, according to a special report issued by Capital Research Center (CRC) in 2020. DJ went on last year to spearhead a push by progressive organizations — including Black Lives Matter and Justice Democrats — calling for Breyer’s retirement. Reminding him that the upcoming midterm elections spell doom for Democrats, the group’s June 2021 press release remonstrated, “For the good of the country, now is the time to step aside.”

Jackson ranked at the top of DJ’s short list to take Breyer’s place. In February it announced a \$1 million-plus ad campaign to promote her nomination. Since that goal is achieved, DJ’s focus will now be fixed on adding four seats to the Supreme Court to “restore balance” and “depoliticize” it, according to its website. Court-packing has been pinging madly on the radar since Biden created his left-leaning commission last year to analyze “contemporary public debate” on the Supreme Court’s size and term limits for its members.

“I intend to explore why groups that are waging political war against the Court as an institution decided Judge Jackson was their special favorite,” Senate Minority Leader Mitch McConnell (R-Ky.) remarked after meeting with her in March. About their discussion he told CBS’s *Face the Nation*, “I asked her to defend the court. Ruth Bader Ginsburg and Justice Breyer both publicly opposed court-packing, that is, trying to increase the number of court members in order to get an outcome you like.” He said it “would have been an easy thing for her ... to defend the integrity of the court. She wouldn’t do that.”

Likewise, when Senate Majority Whip Dick Durbin (D-Ill.) asked Jackson her opinion on the subject under oath, she evasively sidestepped with: “I agree with Justice Barrett,” referencing the 2020 confirmation hearings. The Senate Republican Communications Center later tweeted a fact-check that Barrett was never asked her opinion on court-packing, but simply whether the size of the Supreme Court is dictated by the Constitution. Barrett affirmed that it is not.





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Reverse psychology: Jackson serves on the board of Georgetown Day School in Washington, D.C., which promotes critical race theory even among kindergartners and teaches them to “confess” their racism.

“Every group that wants to pack the court, that believes this court is a bunch of right-wing nuts who are going to destroy America, that considered the Constitution trash, all wanted you picked,” Graham told Jackson, with a specific reference to DJ board member Elie Mystal, who on March 4 told *The View* that the U.S. Constitution is “trash” because it “was written by slavers and colonists and white people willing to make deals with slavers.”

Mystal’s colleagues include DJ director and former Hillary Clinton campaign spokesman Brian Fallon, and DJ chief counsel Christopher Kang. Both served as Obama administration staffers. Demand Justice and its financiers are part of a “dark money” network run by Arabella Advisors, a consulting company “formed with funding from ACORN and other far-left groups.” CRC calls Arabella “the Left’s best-kept secret in Washington, D.C.,” as it “created and actively manages four non-profits” to carry out far-left agendas in areas such as education, healthcare, climate change, abortion, gun control, and America’s courts.

The Takeaway

Americans for Limited Government (ALG) issued a statement on April 7 expressing dismay over Jackson’s appointment. ALG president Rick Manning quoted McConnell, who said “the Biden Administration let the radicals run the show” in choosing what Manning described as “the most radical nominee in American history.” He quipped, “For the sake of America, I hope the radical left is ultimately as disappointed in Justice Ketanji Brown Jackson as conservatives are with Chief Justice John Roberts.”

Americans can do little in the judicial sphere beyond praying that their new justice will fulfill that hope and more, once she joins the court after Breyer’s retirement goes into effect at the beginning of July. However, the spotlight should be on the U.S. Senate, which confirmed a judge zealously promoted by groups that label the Constitution as garbage and that are backed by billionaire globalist George Soros and other socialists who seek to fundamentally transform America into a collective dystopia. As ALG pointed out, the Senate “rushed” Jackson’s confirmation through in a 53-47 vote, with the support of all Democrats as well as Republicans Susan Collins of Maine, Mitt Romney of Utah, and Alaska’s Lisa Murkowski. Graham also had a hand in promoting her through the ranks last year, and the entire Senate launched her federal career in 2010.

The takeaway for voters is that the U.S. Senate is failing every American in its duty to protect us from socialist usurpers. We are proof positive of the 18th-century warning issued by Irish judge John Philpot Curran: “It is the common fate of the indolent [lazy] to see their rights become a prey to the active. The condition upon which God hath given liberty to man is eternal vigilance; which condition if he break, servitude is at once the consequence of his crime and the punishment of his guilt.”

More than one-third of U.S. Senate seats will be contested in this fall’s mid-term elections. Let’s fill them with patriotic Americans ready to defend the Constitution against all enemies, foreign *and domestic*.



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