

Supreme Court

There is a pattern, a pattern of success when flotillas of dark money amici funded by a small number of wealthy right-wing donors show up, they win. The court that dark money built delivers in their favor. Exhibit A is probably the US Chamber of Commerce, where the idea for this scheme first bubbled up years ago with the Powell memo. Over the past 15 years or so, the Chamber has filed more amici briefs at the Supreme Court than almost anyone else, and it has gotten its preferred result more than 70% of the time. And no one knows what company or what interest the Chamber may be fronting for. That is hidden from the Court and from the other parties. The Chamber can even hide if one of its members wrote or funded the Chamber's amicus brief in that member's own case.

Sheldon Whitehouse, November 16, 2021