

The Burger Court Opinion Writing Database

Landmark Communications, Inc. v. Virginia

435 U.S. 829 (1978)

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Supreme Court of the United States
Washington, D. C. 20543

OT 1977

CHAMBERS OF
THE CHIEF JUSTICE

October 17, 1979

Re: 76-1450 - Landmark Communications, Inc. v. Virginia

MEMORANDUM TO THE CONFERENCE:

At 435 U.S. 833, the Reporter suggests the meaning will be clearer if the entire paragraph of the Virginia Supreme Court opinion is quoted. On review, I agree. Accordingly, the opinion will be modified to include the following in place of the partial quote on page 833:

" . . . disclosure until the validity of the complaint has been ascertained. The Court concluded:

'Considering these matters, we believe it can be said safely, without need of hard in-court evidence, that, absent a requirement of confidentiality, the Judicial Inquiry and Review Commission could not function properly or discharge effectively its intended purpose. Thus, sanctions are indispensable to the suppression of a clear and present danger posed by the premature disclosure of the Commission's sensitive proceedings - the imminent impairment of the effectiveness of the Commission and the accompanying immediate threat to the orderly administration of justice.'"

Regards,

