

## Twitter Thread by Kate Kelly, Juris Doctor



**Kate Kelly, Juris Doctor**

**@Kate\_Kelly\_Esq**



The case **#RoeVWade** was decided January 22, 1973.

But, "Roe" aka Norma McCorvey never actually had an abortion.

Ever.

In 1973 Sarah Weddington, the young lawyer who argued the case, called Norma & said "We won!"

She replied: "No, you won. Why would I be excited? I had a baby."



The fact that Roe was no longer pregnant was an issue before SCOTUS.

But, Sarah Weddington had already modified the case to a class action— so even if Roe wasn't pregnant there was some woman somewhere in Texas pregnant who didn't want to be.

Fantastic move on her part!

Sarah Weddington, who argued *Roe v. Wade* before the Supreme Court at age 26, brought her parents & husband to oral argument.

Just like any mom— Sarah's asked if she could bring a camera & tape recorder. She had to tell her mom they weren't allowed in the courtroom.



Years before *Roe v. Wade*, Sarah Weddington, who remains the youngest person ever to have argued a successful Supreme Court case— had an illegal abortion herself, in Mexico.

No one knew this at the time. She said, "I secretly resolved to find a way to fix things in the future."

At the time, so many single women were on flights to El Paso, TX to cross the border to terminate their pregnancies, they called them "abortion flights."



After her illegal abortion, the idea for Roe v. Wade started at a garage sale in Texas.

It was a fundraiser for a local abortion referral group. In the driveway the women asked Sarah Weddington the initial legal questions they wanted answered— which eventually led to the case.

We now know "Roe" was Norma McCorvey... but, who was "Wade"?

Henry Wade was a Texas politician elected District Attorney in Dallas County. He was DA for 35 years & sent 29 people to death row.

So... not exactly "pro-life." ˘(■)˘



They initially won Roe v. Wade in federal district court, but luckily, Henry Wade was arrogant— he publicly stated that he refused to obey the decision & would keep prosecuting women & doctors for abortion in Texas.

His arrogance helped fast-track the case to the Supreme Court.

As the Roe v. Wade lawyers prepared for the Supreme Court, they debated whether some facts were *\*too obvious\** to even include.

The Largest  
Daily Newspaper  
Printed in Texas

TWENTY-SECOND YEAR.      HOUSTON, TEXAS, WEDNESDAY, MAY 2, 1906.      PRICE 5 CENTS

## A FIERCE WINDSTORM DID MUCH DAMAGE

There Were Three Distinct Disturbances Near Decatur, Wise County, During Tuesday Afternoon.

## ONE WOMAN KILLED

Only Three Policemen Killed  
During the Day.  
(Associated Press Report.)

A TORRENTIAL RAIN ALSO

A Number of People Were Injured  
Near Red Oak.

WAS A CLOUDBURST NEAR CHICO

NEW YORKERS WILLING TO LOAN  
SAN FRANCISCO MONEY.

(Houston Post Special.)

(Associated Press Report)

SAN FRANCISCO, May 12.—It was decided today that the citizens' committees would accept all offers of aid from foreign countries. This decision was reached when a communication was received through Japanese officials that the Japanese government would relieve the contribution of \$100,000 made by the emperor of Japan and declined by the United States government. The finance committee held that San Francisco, being required to care for many destitute foreigners, and that it would be proper in these circumstances to accept all outside tenders of aid and relief.

The local money stringency was somewhat delayed by the banks resuming business in a small measure through the branch United States mint. Well known depositors were given certified checks for small sums to take care of their health, and business of commercial banks were accommodated to

The relief of the institute was continued today under the new system devised by Dr. Lathrop of the National Red Cross and the local authorities, and it is reported that all unworthy and undeserving persons within a few days will be eliminated from the list of those entitled to assistance.

Plans for establishing and maintaining a large free employment bureau here have been perfected and will be speedily put into operation. Through this means it is hoped to afford another chance for assistance and to disencumber the able adult who is willing

James D. Phelan, chairman of the finance committee, today received a telegram from secretary of War Taft, notifying him that only \$200,000 remained out of the \$2,500,000 appropriated by congress, and that this sum could be expended for supplies, etc.

## CAVALRY ESCORT CURTAILED.

**Troops Can Accompany Father Sherman Only Short Distance.**

(Associated Press Report.)

WASHINGTON, May 1.—The president has issued orders curtailing the movement of the Twelfth cavalry as escorts of General Sherman's army. The movement of the Twelfth cavalry as an escort of General Sherman's army, on a march over part of the line of General Sherman's famous march to the sea, may be made from Fort Oglethorpe as far as the mouth of the Savannah river, a distance of about thirty miles, to Fort Oglethorpe, when the cavalry detachment is to return to the latter place. Orders to this effect were issued following the receipt of long-distance telegraphic messages from the president to the commander of the Twelfth cavalry, General Ord, commanding the

**WESSEN TESTIFYING**

Time.  
(Associated Press Report.)  
NEW YORK, May 1.—Expert testimony was heard today at the hearing of Albert T. Strick on the motion for a new trial, as to the effects of embalming fluid in concealing evidence of death by strangulation.

nyman, testified in Patrick's behalf and said that he had injected emulsified fluid into the bodies of twelve persons before making an incision in the lungs and that he was satisfied that the fluid made entry into the lungs and would make it difficult to determine whether death had been caused by anything in an irritant vapor, chloroform included.

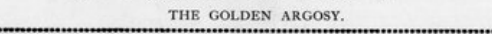
**WHOLESALE ARRESTS.**  
**Eight Hundred Labor Leaders Taken**

FAHIE, May 1.—(AP p. 38).—The arrests are now estimated to number 200 to 300. The secretary of the printers' union is among those taken into custody. Prefect of Police Lapeyre has announced that Paris is calm outside of the labor district and the Place de la République.

**May Day Observed in Germany.**  
(Associated Press Report.)  
BERLIN, May 1, 1900 p. m.—May day assemblies of workmen were larger in Berlin and the industrial centers of Germany today than for years.  
Sixty-two meetings of workmen were held in Berlin.

[illegible]

lawyers prepared



## MONEY IS WITHHELD | SUMMARY OF NEWS | DROPPED WITH CRAS

SECRETARY TAFT WILL DO BUY- ING FOR SAN FRANCISCO.	THE WEATHER: East Texas—Scattered fresh southwest winds.	showers; RISE IN CALL MONEY CAUSED DECLINE IN STOCKS.
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**Informed Relief Committee that He Could Not Turn Congress Appropriation Over to It**

WASHINGTON, May 1.—In reply to a tele-

the finance committee of the red and Red Cross funds committee at San Francisco, as to the extent his committee may expect to handle the settlement, especially in view of loans on stocks, precipitated near heavy liquidation in the stock market. The decline once established, there was heavy throwing over of speculative assets.

BY advising him that more than \$1 million in cash and half million dollars had already been expended in the purchase of subelement, quartermaster's and medical stores and transportation.

of troops to San Francisco and that there is still available \$700,000 of the appropriation for the purchase of supplies, etc., and which can only be expended by the law.

**ARMORE HOMES BLOWN DOWN.**  
(Houston Post Special.)

distribution, but I can not endorse a payment of money out of the treasury of the United States to your committee for any purpose. My disposition is to be exercised

Specific purposes mentioned in the congressional resolutions and those limited by law.

"As president of the Red Cross I have already directed the remittance to you by tele-

**Foreign.**

**BOHEM THROWING** marked the disorders in the French strike.

A **CLASH** between troops and rioters at Warsaw.

**GRENADE** beat out Jennie McCabe in the race at Jamaica.

**THE KENTUCKY** derby is to be run today.

**HOPE** in the strike against the

**TEXAS.** A RISE in oil prices has taken up the Memphis gold standard.

telegrams that you have on hand for supplies, tentage, blankets and clothing enough for present needs.

"William H. Taft.

**TOKEN FROM SOLDIERS.**—The body of the man found dead near Bryan, Tex., showed in that of William Walton of

**co During War Sent Relief Funds.**  
(Associated Press Report.)  
SAN FRANCISCO, May 1.—The Tenth reg-

only money that the officers would want a donation of \$10,000 to the relief committee. A note the officers told how well they were treated by the people of San Francisco during their tour, which was the first time they had been to the city.

THIRTY-EIGHT carloads of strawberries were shipped out of Tyler, the Cotton Belt handling them in two trains.

**People Going from Central America to  
Seek Relatives.**  
(Associated Press Report.)

sample, some fifty-two in all, have reached here from Central American countries on their way to San Francisco, where they had friends or relatives. They showed great

communication with them. By tilting the Tychsenette railway and connections to the side off the travelers saved time and also days over the water route.

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for the Supreme Court, they debated whether a

One, in footnote 96, became one of the most important parts of the brief.

**"Section 1 of the 14th Amendment of the United States Constitution refers to 'all persons born or naturalized in the United States.' There are no cases which hold that fetuses are protected by the 14th Amendment."**

The lawyers for Roe v. Wade argued that property rights were contingent on being born alive.

And, no benefits were given to fetuses for things like workman's comp where benefits are normally allowed for "children."

So... a fetus was \*not\* actually a child under the law.

Sarah Weddington, the attorney behind Roe v. Wade & the one who argued it before the Supreme Court, was 25 years old when she first argued it in federal court— she had never before argued a single contentious case in her life.

Her age & gender led to a lot of discrimination.





Roy Lucas, a New York attorney, stepped in to help prepare Roe v. Wade for the Supreme Court— but, he sent a letter to the Court, BEHIND THE BACKS of the female attorneys who filed the case, saying HE would argue the case at the SCOTUS, in an attempt to steal it from them.

Luckily, the clients in the case have the final say about who argues it.

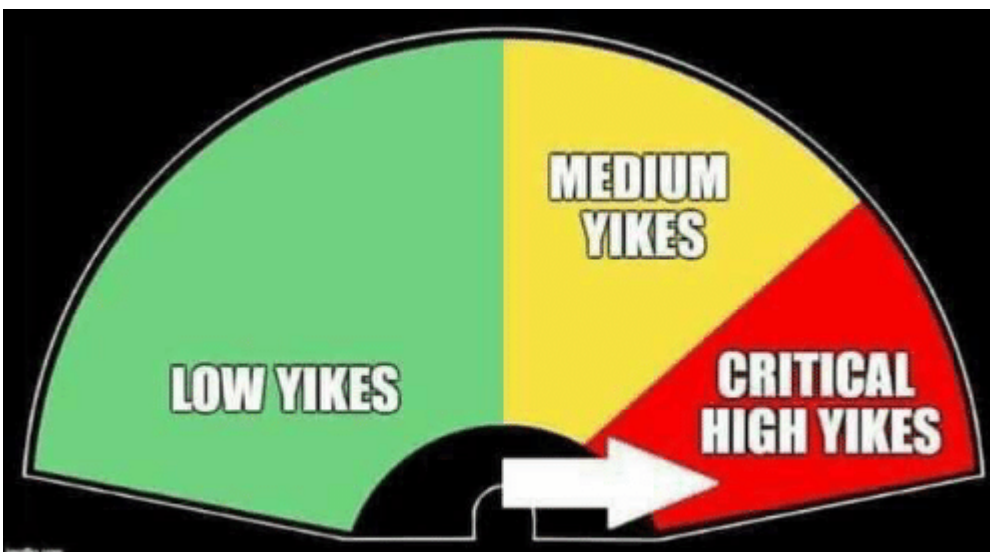
Linda + John Doe (the companion case) & Jane Roe wrote a letter to the Court informing them Sarah Weddington (not Roy Lucas who they had never met) would be presenting the oral argument in Roe v. Wade.



There were 2 cases December 13, 1971— a Texas case (Roe v. Wade) & a Georgia case (Doe v. Bolton).

3/4 attorneys arguing were women bc Georgia chose Dorothy Beasley, an assistant AG, to argue against abortion.

Supreme Court personnel referred to it as, "Ladies' Day."





These instructions were given to the attorneys arguing Roe v. Wade.

The Supreme Court only used male pronouns when referring to Counsel.

(This is from Sarah Weddington's book, "A Question of Choice"—where I'm getting all this trivia from. It's a fascinating read!)

Remain seated at reserved table behind Counsel's table throughout the argument of the case immediately preceding your case on the calendar, unless special arrangements have been made with the Clerk.

When Counsel's turn comes for argument **he** will proceed to the rostrum without being called. **He** should not begin until he has been recognized by the Chief Justice, then [should] open his argument with the usual, "Mr. Chief Justice, and may it please the Court—"

Counsel should compute their remaining time during argument. *Do not* make inquiry of the Chief Justice.

The lawyer for Wade (TX) in Roe v. Wade, Jay Floyd, started his oral argument before the Supreme Court w a "joke."

"When a man argues against two beautiful ladies like this— they're going to have the last word." ■

Literally no one in the courtroom laughed & it unnerved him. ■

In June 1972, Roe v. Wade was scheduled by the Supreme Court for RE-argument, which is extremely unusual.

Yep, Roe was argued TWICE.

A rumor as to why was Nixon did not want the Court— sometimes called "The Nixon Court"— to decide the case WHILE he was running for a 2nd term.

In 1971 & 1972 when she argued the case (twice) they didn't even have a women's bathroom in the Supreme Court "lawyer's lounge" & Sarah Weddington said when she went back in 1992— over 20 years later— they STILL DIDN'T.

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