

Tolan v. Cotton

Docket No.	Op. Below	Argument	Opinion	Vote	Author	Term
13-551	5th Cir.	Not Argued	May 5, 2014	N/A	Per Curiam	OT 2013

Holding: Because the Fifth Circuit failed to adhere to the fundamental principle that, at the summary judgment stage, reasonable inferences should be drawn in favor of the non-moving party, the decision below is vacated and remanded so that the Fifth Circuit can determine whether, when the evidence offered by the petitioner -- who was shot by the respondent, a police officer -- is properly credited and factual inferences are reasonably drawn in his favor, the police officer's actions violated clearly established law.

SCOTUSblog Coverage

- [Petition of the day](#) (Mary Pat Dwyer)

Date	Proceedings and Orders
Oct 29 2013	Petition for a writ of certiorari filed. (Response due December 2, 2013)
Nov 4 2013	Waiver of right of respondent Jeffrey Wayne Cotton to respond filed.
Nov 20 2013	DISTRIBUTED for Conference of December 6, 2013.
Nov 26 2013	Response Requested . (Due December 26, 2013)
Dec 19 2013	Brief of respondent Jeffrey Wayne Cotton in opposition filed.
Dec 26 2013	Motion for leave to file amicus brief filed by NAACP Legal Defense and Educational Fund, Inc.
Jan 8 2014	DISTRIBUTED for Conference of January 24, 2014.
Jan 8 2014	Reply of petitioner Robert R. Tolan filed. (Distributed)
Jan 24 2014	Record Requested .
Jan 27 2014	Record received from U.S.C.A. 5th Circuit. The record is electronic.
Jan 27 2014	Record received from U.S.D.C. Southern District of Texas. The record is electronic.
Feb 10 2014	DISTRIBUTED for Conference of February 21, 2014.
Feb 12 2014	Record received from U.S.D.C. Southern District of Texas (2 boxes).
Feb 24 2014	DISTRIBUTED for Conference of February 28, 2014.
Mar 3 2014	DISTRIBUTED for Conference of March 7, 2014.
Mar 10 2014	DISTRIBUTED for Conference of March 21, 2014.
Mar 24 2014	DISTRIBUTED for Conference of March 28, 2014.
Mar 31 2014	DISTRIBUTED for Conference of April 4, 2014.
Apr 7 2014	DISTRIBUTED for Conference of April 18, 2014.
Apr 21 2014	DISTRIBUTED for Conference of April 25, 2014.
Apr 28 2014	DISTRIBUTED for Conference of May 2, 2014.
May 5 2014	Motion for leave to file amicus brief filed by NAACP Legal Defense and Educational Fund, Inc. GRANTED.
May 5 2014	Petition GRANTED. Judgment VACATED and case REMANDED. Opinion per curiam. Justice Alito, with whom Justice Scalia joins, concurring in the judgment. (Detached Opinions)
Jun 6 2014	JUDGMENT ISSUED.

© 2017 SCOTUSblog (click for license)
[Switch to mobile site](#)