

CACAGNY Supports Boston Parents with Supreme Court Amicus Brief

May 20, 2024

On May 20, CACAGNY and the National Association of Scholars filed an [amicus brief](#) at the Supreme Court of the United States to persuade the Court to hear the appeal by Boston Parent Coalition for Academic Excellence in their racial discrimination admissions lawsuit against the Boston school board. The lawsuit concerns three Boston exam schools, including the oldest public school in the nation, the famed Boston Latin School. It was always hoped that the case would go to the Supreme Court for a definitive decision. Now that this 2022 lawsuit has duly progressed through the District Court and the Court of Appeals, that time is here. The Supreme Court accepts only 100 to 150 cases every year, out of 7,000+ appeals. The *amicus brief* presents compelling reasons why *this case* should be one of them.

This *Boston* case is extremely significant. On one hand, it is distinct from last summer's momentous *SFFA v Harvard*: while *SFFA* was about correcting the decades-long mistake made by *Bakke* and *Grutter* that just for college admissions, a "little" racial discrimination for a "little while" could be OK, *Boston* is for *before* college, where even a little racial discrimination was never OK, so *Boston* is about *catching cheaters* at "facially race-neutral" racial discrimination. On the other hand, it is critical for the Supreme Court to hear *Boston* after *SFFA*, because colleges are openly finding ways to cheat on racial discrimination, so what better way to finish what *SFFA* started than a case about catching cheaters, especially since the Court declined in February to review the similar Thomas Jefferson High School racial discrimination admissions case?

The *Boston* case is also highly significant for [CACAGNY's own lawsuit](#) on NYC's expansion of the Discovery Program at the Specialized High Schools, which is why CACAGNY joined this *amicus brief*. Like *Boston*, CACAGNY's lawsuit is also about dismantling meritocratic admissions to "solve" the "problem" of "too many Asians" without getting caught. CACAGNY's 2018 case is still in front of the Court of Appeals, but should the Supreme Court accept *Boston* and rule sweepingly, with awareness of other similar cases like CACAGNY's, CACAGNY's case in New York could very well benefit. For such awareness, it helps that CACAGNY's law firm, Pacific Legal Foundation (PLF), is the same as *Boston's*, and PLF's appeal for *Boston* explicitly mentioned CACAGNY's case. As PLF also represents Asian families in Montgomery County, Maryland in their similar lawsuit over admissions to Gifted-and-Talented programs, *Boston* could have broad impact on all meritocratic schools and school programs. CACAGNY places high hopes on this *Boston* case.

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