



Members of 2 Live Crew appeared on the cover of *As Clean As They Wanna Be* (the album on which they parodied Roy Orbison's "Oh, Pretty Woman" with great success in both the music market and the Supreme Court) wearing matching black outfits and gold jewelry. Now Justice Souter matches the Crew too – a caricature of the caricaturists. *Campbell v. Acuff-Rose Music*, 510 U.S. 569 (1994).

In *Faragher v. City of Boca Raton*, 524 U.S. 775 (1998), the city was held vicariously liable for the sexual harassment of lifeguards by their supervisors because it failed to exercise reasonable care to prevent the harassing conduct.

The packaging for the Justice Souter doll features, on two sides, the sunny, sandy Florida background against which some of these cases developed, and, on the other sides, an excerpt in black-and-white from the juror-selection proceedings in a Texas courtroom. *Miller-El v. Dretke*, 545 U.S. 231, 242 (2005), Joint Lodging 14.

"[O]ne who distributes a device with the object of promoting its use to infringe copyright . . . is liable for the resulting acts of infringement by third parties." That includes "the latest release by Modest Mouse," which is lawfully reproduced in part in the device annotated here. Just press the button on the side of Justice Souter's lifeguard chair, and "Float On" in good conscience. *MGM v. Grokster*, 545 U.S. 913, 919, 926 (2005).

"It would, indeed, have been madness for respondents to have engaged in these transactions with no more protection than the Government's reading would have given them . . . [T]he United States is liable to respondents for breach of contract." *U.S. v. Winstar*, 518 U.S. 839, 910 (1996).

# Justice David H. Souter

## The Annotated Bobblehead