

# THE GREEN BAG

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*[A]s a Democratic Member of Congress once said, “In the Senate, you can’t go to the bathroom without 60 votes.”*

146 Cong. Rec. s4174 (daily ed. May 18, 2000)  
(statement of Sen. Feingold)

*After receiving the unanimous vote of his cabinet ... , Lincoln announced: “The vote has been taken. Seven noes, one aye – the ayes have it.”*

*Meyer v. Bush*, 981 F.2d 1288, 1297 n.9 (D.C. Cir. 1993)  
(citing Richard F. Fenno, Jr., *THE PRESIDENT’S CABINET* 29 (1963))

*At some point early in their clerkships, Brennan asked his clerks to name the most important rule in constitutional law. ... Brennan would reject each answer, in the end providing his own by holding up his hand with the fingers wide apart. This, he would say, is the most important rule in constitutional law.*

Mark Tushnet, *Themes in Warren Court Biographies*,  
70 N.Y.U. L. Rev. 748, 763 (1995)



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**EXCEPTIONS.** Maybe. Maybe not. Why don't you ask Mr. Ho?

**HO-HUM.** "I don't find Mr. Ho's story plausible." *United States v. Ho*, 94 F.3d 932, 942 (5th Cir. 1996) (Barksdale, J., dissenting) (quoting district court).

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