

**Introduction To Constitutional Law**  
**(Law 6314 01)**  
**Professor Diane Messere Magee**  
**Winter Term 2019-2020**

**SAMPLE QUESTION**

The school district of Freetown in the State of Utopia allows its high school classrooms to be used after school hours by not-for-profit community groups. The Religious Liberty Choir (“RLC”), a Christian group, requested use of one of the high school’s rooms at 6:00 pm every Wednesday evening. The school district denied RLC’s request stating as its basis their belief that to allow RLC use of the room would be an unconstitutional establishment of religion. RLC sued the school board of the district in federal district court, asserting denial of free exercise rights of RLC. After suit was instituted, the Freetown School District issued a statement reversing its policy of prohibiting religiously affiliated non-profit community groups. But RLC wants to continue with its suit in an effort to obtain a favorable judicial opinion which could be used as precedent for them in other school districts.

- A. Can the United States Supreme Court hear this case?
- B. What defense should the Freetown District’s School Board raise?
- C. Will this defense succeed?