

Guide to Kathryn Kolbert Planned Parenthood v. Casey Records SC08

Finding aid prepared by Shannon O'Neill

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Describing Archives: A Content Standard

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Summary Information

Repository	Barnard Archives and Special Collections
Creator - Creator	Kolbert, Kathryn
Title	Kathryn Kolbert Planned Parenthood v. Casey Records
Date [inclusive]	1981-2008
Extent	9.38 Linear feet ; 22 document boxes, 1 half document box
Physical Location	This collection is stored offsite and advance notice is required for access. To use this collection, please contact the Barnard Archives and Special Collections at 212.854.4079 or archives@barnard.edu.
Language	English
Abstract	This collection consists of records, related to the Supreme Court case Planned Parenthood v. Casey, that were collected and created by lawyer and educator Kathryn (Kitty) Kolbert.

Preferred Citation

Kathryn Kolbert Planned Parenthood v. Casey Records, 1981-2008; Box and Folder; Barnard Archives and Special Collections, Barnard Library, Barnard College.

Biography and Historical Background

Born in 1952, Kathryn (Kitty) Kolbert, is a lawyer and educator. Currently the Constance Hess Williams Director of Barnard College's Athena Center for Leadership Studies, Kolbert has been a public interest lawyer specializing in reproductive rights since obtaining her Juris Doctor from Temple University in 1977. From 1977 through 1979, Kolbert was an attorney with Community Legal Services in Philadelphia. Following that, she served as an attorney at the Women's Law Project, from 1979-1988. During this time Kolbert co-founded and acted as the Policy Director for Women's Agenda in Philadelphia. She has also served as the former President of the People for the American Way, as the State Coordinating Counsel of the American Civil Liberty Union's Reproductive Freedom Project, and as a Co-Founder and Vice President of the Center for Reproductive Law and Policy.

Between 1988 and 1989, the Pennsylvania legislature amended its Abortion Control Act, authored by Stephen F. Friend in 1982. The new provisions required a twenty-four hour waiting period and informed consent prior to the procedure. Minors seeking an abortion would necessitate the consent of at least one guardian and married individuals would be required to notify spouses. In 1992, Kolbert argued *Planned Parenthood v. Casey* 505 U.S. 833 (1992) before the United States Supreme Court. The case challenged the constitutionality of these abortion regulations in Pennsylvania. In a decision written by Justices Sandra Day O'Connor, Anthony Kennedy, and David Souter, the Supreme Court upheld the provisions of twenty-four hour waiting periods and informed consent for minors, but struck down the provision for spousal consent. Ultimately, the ruling reaffirmed *Roe v. Wade*, prohibiting states from disallowing abortions, but it overruled the *Roe* decision's legal distinction of the trimester and the use of strict scrutiny for juridical review of government regulation of abortions.

Collection Scope and Content Summary

The bulk of the collection is comprised of court documents and research files created by Kathryn Kolbert as she prepared her arguments for *Planned Parenthood v. Casey*. These records include court transcripts, correspondence and memoranda, and documentation of related court cases. A number of periodicals appear throughout the collection, most notably several volumes of *Reproductive Freedom News*. Additional periodicals chronicle publicity surrounding the case and take the form of newspaper and magazine clippings. Other publicity materials include the text of speeches made by Kolbert on the topic of reproductive justice. This collection also includes records of Kolbert's work with multiple reproductive justice advocacy organizations including the Pro-Choice Public Education Project and the Center for Reproductive Law and Society.

Collection Arrangement

The records are arranged into six series and the original order of the collection has been maintained. The series arrangement is as follows:

- Series 1, Planned Parenthood v. Casey Court Records
 - Series 2, Planned Parenthood v. Casey Correspondence and Memoranda
 - Series 3, Advocacy Work and Speeches Given by Kathryn Kolbert
 - Series 4, Related Court Cases
 - Series 5, Kathryn Kolbert Research Files and Notes
 - Series 6. Newsletters and News Clippings
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Administrative Information

Publication Information

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Access

This collection has no restrictions.

Publication Rights

Permission to publish material from the collection must be requested from the Barnard Archives and Special Collections. The Barnard Archives and Special Collections approves permission to publish that which it physically owns; the responsibility to secure copyright permission rests with the patron.

Reproductions Restrictions

Photocopies or scans may be made for research purposes.

Accruals

Accruals are not expected.

Acquisition Information

Gift of Kathryn Kolbert, 2013. The collection was delivered to the Barnard Archives in three deposits beginning in 2013.

Processing History

This collection was processed and the finding aid written by Shannon O'Neill in February, 2017.

Appraisal note

A number of attorney client work privilege documents were identified in the collection. At the request of Kathryn Kolbert and her clients, these materials have been removed from the collection and returned to Kolbert. In the place of each removed record, a separation slip describing the removed item has been put in its place. In total, 22 documents contained in 1 document box, or .4 linear feet, were transferred out of the collection.

Related Materials

Related Collections

Related collections include SC.15 Maggie Leigh Groff Abortion Control Act Records.

Controlled Access Headings

Subject(s)

- Abortion--Government policy--United States
- Abortion--Law and legislation--United States
- Abortion--Political aspects--United States
- Women's health services
- Women's rights
- Women--Social conditions

Planned Parenthood v. Casey Court Records,

Collection Inventory

<p>Series 1. Planned Parenthood v. Casey Court Records, 1981-1998</p> <p>Series Scope and Contents Note</p> <p>Includes district court trial transcripts, notes for arguments, and briefs.</p>	<p>Box 1, 6, 8-17</p>
<p>Series 2. Planned Parenthood v. Casey Correspondence and Memoranda, 1990-2008</p> <p>Series Scope and Contents Note</p> <p>Types of correspondence include letters and notes between Kathryn Kolbert and other legal counsel, and clerk memoranda and notes.</p>	<p>Box 1, 3, 17</p>
<p>Series 3. Advocacy Work and Speeches Given by Kathryn Kolbert, 1994-2008</p> <p>Series Scope and Contents Note</p> <p>Documents of Kolbert's advocacy work for organizations and movements such as: Pro-Choice Public Education Project, People for the American Way, International Women Leaders Global Security Summit, the Center for Reproductive Law and Policy, Center for the Policy Alternative, and the 2008 Supreme Court campaign.</p>	<p>Box 3, 17</p>
<p>Series 4. Related Court Cases, 1987-2008</p> <p>Series Scope and Contents Note</p> <p>Includes court transcripts, clippings, and notes for cases including: Hart v. Shalala, records related to the Hyde Amendment, Webster v. Reproductive Health Services, Hartford Accident and Indemnity Company v. Insurance Commissioner of the Commonwealth of</p>	<p>Box 2, 3, 6, 7, 17</p>

Kathryn Kolbert Research Files and Notes,

Pennsylvania, Fischer v. Department of Public Welfare, and Thornburgh v. American College of Obstetricians and Gynecologists.

Series 5. Kathryn Kolbert Research Files and Notes, 1989-2008

Box
2-4, 6, 17

Series Scope and Contents Note

Research on reproductive laws and policies and notes from courses taught by Kolbert.

Series 6. Newsletters and News Clippings, 1992-2008

Box
2, 15-17

Series Scope and Contents Note

Publicity clippings of Kolbert's work related to reproductive justice legislation and copies of Reproductive Freedom News, volumes I-VII.