

No.

IN THE
Supreme Court of the United States

MARK SOKOLOW, ET AL.,

Petitioners,

v.

PALESTINE LIBERATION ORGANIZATION AND
PALESTINIAN AUTHORITY (AKA PALESTINIAN INTERIM
SELF-GOVERNMENT AUTHORITY AND OR PALESTINIAN
COUNCIL AND OR PALESTINIAN NATIONAL AUTHORITY),

Respondents.

**On Petition For A Writ Of Certiorari
To The United States Court Of Appeals
For The Second Circuit**

PETITION FOR A WRIT OF CERTIORARI

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QUESTION PRESENTED

In response to terror attacks on Americans by the Palestine Liberation Organization (“PLO”), Congress established in the Anti-Terrorism Act of 1992 a federal cause of action for U.S. nationals “injured ... by reason of an act of international terrorism.” 18 U.S.C. § 2333(a). Petitioners are American victims of terrorist attacks in Israel carried out by officers, employees, and agents of the Palestinian Authority and the PLO—which together function as the government of parts of the West Bank. Petitioners sued the Palestinian Authority and the PLO under the Anti-Terrorism Act and a jury returned a verdict for petitioners. The court of appeals vacated the judgment, holding that the Palestinian Authority and the PLO are “persons” protected by the Fifth Amendment’s Due Process Clause and that due-process principles bar federal courts from asserting personal jurisdiction over the defendants for their acts of international terrorism because their attacks were not “sufficiently connected to the United States.” The question presented is:

Whether the Fifth Amendment’s Due Process Clause precludes federal courts from exercising personal jurisdiction in this suit by American victims of terrorist attacks abroad carried out by the Palestinian Authority and the PLO.

PARTIES TO THE PROCEEDING

Petitioners, who were plaintiffs-appellees/cross-appellants below, are: Mark I. Sokolow, Rena M. Sokolow, Jamie A. Sokolow, Lauren M. Sokolow, Elana R. Sokolow, Dr. Alan J. Bauer, individually and as natural guardian of plaintiff Yehuda Bauer, Revital Bauer, individually and as natural guardian of plaintiff Yehuda Bauer, Yehonathon Bauer, Binyamin Bauer, Daniel Bauer, Yehuda Bauer, minor, by his next friend and guardians Dr. Alan J. Bauer and Revital Bauer, Shmuel Waldman, Henna Novack Waldman, Morris Waldman, Eva Waldman, Rabbi Leonard Mandelkorn, Shaul Mandelkorn, Nurit Mandelkorn, Oz Joseph Guetta, Varda Guetta, Nevenka Gritz, individually, and as successor to Norman Gritz, and as personal representative of the Estate of David Gritz, Shayna Eileen Gould, Ronald Allan Gould, Elise Janet Gould, Jessica Rine, Katherine Baker, individually and as personal representative of the Estate of Benjamin Blutstein, Rebekah Blutstein, Richard Blutstein, individually and as personal representative of the Estate of Benjamin Blutstein, Larry Carter, individually and as personal representative of the Estate of Diane (“Dina”) Carter, Shaun Choffel, Dianne Coulter Miller, Robert L. Coulter, Jr., Robert L. Coulter, Sr., individually and as personal representative of the Estate of Janis Ruth Coulter, Chana Bracha Goldberg, Eliezer Simcha Goldberg, Esther Zahava Goldberg, Karen Goldberg, individually, as personal representative of the Estate of Stuart Scott Goldberg, and as natural guardian of plaintiffs Yaakov Moshe Goldberg and Tzvi Yehoshua Goldberg, Shoshana Malka Goldberg, Tzvi Yehoshua Goldberg, minor, by his next friend and guardian Karen Goldberg, Yaakov Moshe

Goldberg, minor, by his next friend and guardian Karen Goldberg, and Yitzhak Shalom Goldberg.

Respondents, who were defendants-appellants/cross-appellees below, are the Palestine Liberation Organization and the Palestinian Authority (aka Palestinian Interim Self-Government Authority and or Palestinian Council and or Palestinian National Authority).

In addition, the following were defendants before the district court but were not parties before the court of appeals: Mohammed Sami Ibrahim Abdullah, Majid Al-Masri, Hussein Al-Shaykh, Mahmoud Al-Titi, Yasser Arafat, Abdel Karim Ratab Yunis Aweis, Nasser Mahmoud Ahmed Aweis, Ahmed Taleb Mustapha Barghouti, Marwin Bin Khatib Barghouti, Estate of Said Ramadan, deceased, Estate of Mazan Faritach, deceased, Estate of Mohammed Hashaika, deceased, Estate of Muhanad Abu Halawa, deceased, Estate of Wafa Idris, deceased, Faras Sadak Mohammed Ghanem, Mohammed Abdel Rahman Salam Masalah, Munzar Mahmoud Khalil Noor, Hassan Abdel Rahman, Kaira Said Ali Sadi, Nasser Jamal Mousa Shawish, Sana'a Muhammed Shehadeh, and Toufik Tirawi.

TABLE OF CONTENTS

	Page
OPINIONS BELOW	1
JURISDICTION	1
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED	1
STATEMENT	2
REASONS FOR GRANTING THE PETITION	13
I. THE DECISION BELOW EVISCERATES THE ANTI-TERRORISM ACT AND UNDERMINES CONGRESS’S ABILITY TO PROVIDE FOR THE ENFORCEMENT OF FEDERAL LAW ABROAD	14
A. The Second Circuit’s Decision Creates A Practically Insuperable Barrier To Suits Under The Anti- Terrorism Act	14
B. The Second Circuit’s Decision Imperils Congress’s Authority To Provide For Enforcement Of Other Federal Laws	18
II. THE DECISION BELOW CONTRAVENES THE CONSTITUTION AND THIS COURT’S CASE LAW	22
A. Foreign Governments Are Not “Persons” Entitled To Due Process.....	22
B. Asserting Personal Jurisdiction Over Foreign Governments That Carry Out Terrorist Attacks That Kill Americans Comports With The Fifth Amendment.....	27
CONCLUSION	34

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