

The Constitution of the United States

[T]he proliferation of the language of “history and tradition” is turning originalism from an ideology of constitutional interpretation into something more like a legal requirement.

Judges are expected to do historical analysis — not rigorous analysis, but the kind that a Fox News host will agree with.

Conservative originalists seem to see themselves as the true heirs of the Founders, and therefore, when they examine the Founders, they can see only themselves, as if looking in a mirror.

**Adam Setwer,
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