Codebook for "Free Exercise Cases Cert (replication).dta"

Replication Data for: Mak, Maxwell, Andrew H. Sidman, and Udi Sommer. 2013. "Is Certiorari Contingent on Litigant Behavior? Petitioners' Role in Strategic Auditing." *Journal of Empirical Legal Studies* 10: 54-75.

Variable	Description
Case Identification Variables	
case_id	Unique case ID number.
citation	Case citation.
docket	Docket number.
yeara	Year argued.
yeard	Year decided.
datea	Date argued.
dated	Date decided.
term	Supreme Court term.
circuit	Appellate circuit deciding the case.

Judge Variables

The following five variables, labeled with an asterisk, exist for each circuit judge participating on the panel. As most cases are decided by three-judge panels, most cases only have values for judges 1 through 3.

judge*	Last name of judge.
codej*	Judge's ID number from Songer's Courts of Appeals Database.
pres*	ID number for the appointing president. Presidents are assigned the number corresponding to their order of service (e.g., Clinton = 42).
appres*	Party of the appointing president (1=Democrat, 0=Republican).
ideology*	Giles, Hettinger, & Peppers (GHP) ideology score.

Dependent Variables & Ideology Variables

petition	1=circuit court decision petitioned for cert, 0=otherwise.
granted	1=Supreme Court granted cert, 0=cert denied.
libdec2	1=appellate decision supports the free exercise claimant, 0=otherwise.
libpanel	1=the median GHP score of the appellate panel is less than zero (liberal), 0=otherwise.
ideodistABS	Absolute value of the difference between the median GHP score of the judges on the appellate panel and the score of the median Supreme Court justice as measured by Martin & Quinn scores.

Contextual Factors

dissent	1=there is a dissenting opinion on the appellate panel, 0=otherwise.
amicuspart	1=at least one amicus brief filed in the circuit court case, 0=otherwise.
amicuscert	1=at least one amicus brief filed with the Supreme Court during consideration of cert, 0=otherwise.
explitapp	1=the potential petitioner is represented by a litigator that has argued at least two free exercise cases before the Supreme Court between 1943 and 2006, 0=otherwise.
unpublished	1=circuit court decision is not published, 0=otherwise.
postsmith	1=circuit court case decided after *Employment Division, Department of Human Resources of Oregon v. Smith*, 0=otherwise.

Case Facts

Case facts are all dummy variables coded 1 if the free exercise claimant alleged any of the following violations, 0 otherwise.

kosher	Limitation on diet.
sabbath	Limitation on ability to observe the Sabbath.
benefits	Denial of some monetary benefit.
righttopray	Denial of ability to pray.
criminal	Restriction carried a criminal conviction.
practice	Restrictions on material goods necessary for practice.
sense	Offends claimant's religious sensibilities.
discrimination	Discrimination between religious groups or between sectarian and nonsectarian groups.
military	Restriction justified on national security grounds.

Potential Petitioner Status

grouppet	1=interest group, 0=otherwise.
localpet	1=local government, 0=otherwise.
statepet	1=state government, 0=otherwise.
uspet	1=federal government, 0=otherwise.