

Justices concurring: Kennedy, Stevens, Souter, Ginsburg, Breyer

Justices dissenting: Roberts, C.J., Scalia, Thomas, Alito

177. Act of December 20, 2006 (Pub. L. 109–437, § 3, 120 Stat. 3266, 18 U.S.C. § 704)

Stolen Valor Act, which penalizes any false claim of having been awarded a military decoration or medal, is invalidated on First Amendment grounds by four Justices for failure to be shown to be actually necessary to meet compelling governmental interests (strict scrutiny), and by two additional Justices for failure to achieve legitimate objectives through less restrictive ways (intermediate scrutiny).

*United States v. Alvarez*, 567 U.S. \_\_\_, No. 11–210, slip op. (2012).

Justices concurring: Kennedy, Roberts, C.J., Ginsburg, Sotomayor

Justices concurring specially: Breyer, Kagan

Justice dissenting: Alito, Scalia, Thomas