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But Mason and Stephenson certainly make the job easier. City has moved to dismiss the entire complaint on the following grounds: 1 the plaintiffs lack standing to challenge the tax ordinance, and 2 that, in any event, none of the alleged constitutional rights claimed by Paul and Pat were violated by City. The Constitution does not expressly grant the Supreme Court power over either of the other branches of government.

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Thornton 1995 Part 40 Alden v. For the reasons already stated, they would likely lose this argument, and thus it is not good grounds to challenge the tax. Paul and Pat would not be entitled to a hearing because they have not suffered a deprivation due to the tax.

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Therefore, the law would not be struck down on this ground. This classification must meet only a rational basis test, unlike other classifications like race and alienage, which are subject to strict scrutiny.

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