**WHAT HAPPENED? WHAT IS THE STORY BEHIND THE CASE?**

**The New York legislature passed the Labor Law, which applied to workers in any biscuit, bread or cake baker or confectionery establishment, limiting their work hours no more than 60 hours in a week and 10 hours a day**

**Lochner was arrested and fined twice for allowing employees to work more than the lawful number of hours in a week, and was sent to jail until the $50 fine was paid**

**He appealed to thee State Supreme Court, claiming the law had infringed on his right to make employer/employee contracts**

**HOW DID THE SUPREME COURT RULE IN THE CASE?**

The Court held that even though states have the power to regulate the areas of health, safety, morals and public welfare, the law was not with the limits of these police powers of the Senate

The law violated the right and liberty of an individual to make a contract

This decision marked the beginning of the substantive due process era in which the Court struck down number fo state laws that interfered with an idnividual’s economic an property rights

**NAME OF CASE**

Lochner v. N.Y.

**YEAR OF CASE**

**1905**

**INVOLVED (ex. people, states, amendments, laws)**

Bakeshop Act of 1897, 14th Amendment, Joseph Lochner, New York’s Labor Law

**WHAT IS THE CONSTITUTIONAL ISSUE IN THIS CASE?**

Whether a law which limited the number of hours bakery employees could work interfered with the bakery owner’s right to make a contract with his employees