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in civil rights and constitutional cases of importance to the millions of people of Hispanic heritage

The 39th Congress recognized that the Thirteenth Amendment alone could not remedy the ongoing barriers preventing opportunities for Black people to meaningfully participate in the economy, and it decided to take further action. *See City of Memphis v. Greene*, 451 U.S. 100, 131 (1981) (White, J. concurring). Section 1981 and the Civil Rights Act of 1866, along with the Thirteenth Amendment and the later passage of the Fourteenth Amendment and the Enforcement Act of 1870, are eroding the remaining structural barriers in place that prevented Black citizens from having equal access to participate in the economy. *Pa.*, 458 U.S. 375, 391, 410 (1982) (Marshall, T., dissenting).

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However, it was the Black Codes enacted by southern states and the acts of private discrimination and violence against Black individuals that solidified the LILFREMHFWSödefegisl naRightvTQ(T

See Sullivan, 98 Yale L.J., at 549

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IV. Applying Section 1981 to Prohibit Remedial Philanthropy Would Hinder Black

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CERTIFICATE OF SERVICE

I hereby certify that on December 20, 2023, a true and correct copy of the foregoing *Motion of Southern Poverty Law Center National Bar Association, and Asian Americans Advancing Justice AAJC*