

Abstract

Decided in June of 2006, *Brigham City, Utah v. Stuart* has bred a series of outrages from people of America. The decision of the Supreme Court of United States seems to suggest a different understanding that stands apart from the long history of seldom-mistaken notion on which the Bill of Rights is founded. The Fourth Amendment's rights of privacy within one's home became extremely vulnerable to the hands of the Government. The aftermaths of the case made the size of the imposed charges at stake seem almost nothing. Even more dumbfounding is that the Court unanimously decided the case. This decision reached by the Court definitely triggered interests to review the case thoroughly.

To analyze the case critically, the central question was laid out: Was the Supreme Court in *Brigham City, Utah v. Stuart* correct in reaching its decision? Would it fulfill the purpose which the Bill of Rights is designed and laid out to serve? The 'yes' answer to the questions above derives, of course, from the unanimous opinion drawn in the Supreme Court of the United States in *Brigham City, Utah v. Stuart* as well as the opinion of Justice Durrant who filed an opinion concurring in part and dissenting in part in the Supreme Court of Utah's decision. On the other hand, the 'no' answer comes from the opinion of the Supreme Court of Utah. To fully understand the case, recognizing the milieu where the decision came into being was essential as well as the opinions and transcripts themselves. Furthermore, manifold of published law reviews were referred to in order to examine the case deeply. Every argument was reviewed; the past precedents were the major source of interpreting the Supreme Court decision.

The conclusion answers the central question; the answer is no. The Supreme Court was wrong in reaching their decision. More precise and careful application was necessary to preserve the well-deserved rights of the people of America. The Supreme Court made the mistakes interpreting the precedents as well as the Constitution. The composition of the Court under the Chief Justice Roberts greatly influenced the decision. American people are left with shattered belief in privacy and protection which at one time was so secure.