Dear Reporter,

Enclosed are some of the findings in *The Washington Post* concerning Supreme Court Justice Kennedy’s misstatement in his 2003 majority opinion: “The rate of recidivism of untreated offenders has been estimated to be as high as 80 percent.” Justice Kennedy also went on to say that the rate is “frightening and high”.

The source of the 80 percent was an article published in *Psychology Today* in 1986. The article was about a counseling program run by the authors. There was no evidence or elaboration given to back up their statement. It is a travesty that a Supreme Court decision was based on an article in a popular magazine that was not a scientific journal, was not peer reviewed, and was inaccurate.

Unfortunately, any such misstatements or rulings from the U. S. Supreme Court carry over into the lower courts for years.

Sincerely,