

Justice Agreement - Highs and Lows

The following tables list the justice pairs with the highest and lowest agreement rates based on both metrics for justice agreement—i.e., all cases and non-unanimous cases only—when justices agree in full, part or judgment only. Non-unanimous cases are those in which at least one justice dissented; cases that produced only a majority opinion and one or more concurring opinions are not included in that measure.

	Highest Agreement			Lowest Agreement		
All Cases	1	Thomas - Alito	96.3%	1	Thomas - Sotomayor	57.4%
	2	Ginsburg - Sotomayor	96.3%	2	Alito - Sotomayor	57.4%
	3	Breyer - Kagan	96.1%	3	Thomas - Ginsburg	61.1%
	4	Ginsburg - Breyer	92.6%	4	Ginsburg - Alito	61.1%
	5	Breyer - Sotomayor	92.6%	5	Thomas - Kagan	64.7%
	6	Ginsburg - Kagan	92.2%	6	Alito - Kagan	64.7%
	7	Sotomayor - Kagan	92.2%	7	Thomas - Breyer	64.8%
	8	Roberts - Kennedy	90.7%	8	Breyer - Alito	64.8%
	9	Roberts - Gorsuch	86.5%	9	Sotomayor - Gorsuch	65.4%
	10	Kennedy - Gorsuch	86.5%	10	Ginsburg - Gorsuch	67.3%
Divided Cases	1	Thomas - Alito	92.6%	1	Thomas - Sotomayor	14.8%
	2	Ginsburg - Sotomayor	92.6%	2	Alito - Sotomayor	14.8%
	3	Breyer - Kagan	92.3%	3	Thomas - Ginsburg	22.2%
	4	Ginsburg - Breyer	85.2%	4	Ginsburg - Alito	22.2%
	5	Breyer - Sotomayor	85.2%	5	Thomas - Breyer	29.6%
	6	Ginsburg - Kagan	84.6%	6	Breyer - Alito	29.6%
	7	Sotomayor - Kagan	84.6%	7	Thomas - Kagan	30.8%
	8	Roberts - Kennedy	81.5%	8	Alito - Kagan	30.8%
	9	Roberts - Gorsuch	73.1%	9	Sotomayor - Gorsuch	30.8%
	10	Kennedy - Gorsuch	73.1%	10	Ginsburg - Gorsuch	34.6%
5-4 Cases	1	Kennedy - Thomas	100.0%	1	Kennedy - Ginsburg	0.0%
	2	Kennedy - Alito	100.0%	2	Kennedy - Breyer	0.0%
	3	Thomas - Alito	100.0%	3	Kennedy - Sotomayor	0.0%
	4	Ginsburg - Breyer	100.0%	4	Kennedy - Kagan	0.0%
	5	Ginsburg - Sotomayor	100.0%	5	Thomas - Ginsburg	0.0%
	6	Ginsburg - Kagan	100.0%	6	Thomas - Breyer	0.0%
	7	Breyer - Sotomayor	100.0%	7	Thomas - Sotomayor	0.0%
	8	Breyer - Kagan	100.0%	8	Thomas - Kagan	0.0%
	9	Sotomayor - Kagan	100.0%	9	Ginsburg - Alito	0.0%
	10	Roberts - Kennedy	88.9%	10	Breyer - Alito	0.0%