

Justice Agreement - Highs and Lows

The following tables list the Justice pairs with the highest and lowest agreement rates based on our three metrics for justice agreement—all cases, non-unanimous cases, and 5-4 cases only—when Justices agree in full, part, or judgment only. Non-unanimous cases are those where 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	Ginsburg - Kagan	96.0%	1	Ginsburg - Alito	58.4%
	2	Sotomayor - Kagan	95.9%	2	Thomas - Ginsburg	59.0%
	3	Ginsburg - Sotomayor	93.5%	3	Alito - Kagan	59.5%
	4	Breyer - Kagan	90.5%	4	Alito - Sotomayor	60.5%
	5	Roberts - Alito	89.6%	5	Thomas - Sotomayor	61.0%
	6	Thomas - Alito	88.3%	6	Thomas - Kagan	61.3%
	7	Ginsburg - Breyer	88.3%	7	Scalia - Breyer	62.3%
	8	Breyer - Sotomayor	86.8%	8	Roberts - Sotomayor	64.9%
	9	Roberts - Thomas	85.9%	9	Scalia - Sotomayor	64.9%
	10	Scalia - Thomas	85.9%	10	Roberts - Ginsburg	65.4%
Divided Cases	1	Ginsburg - Kagan	92.1%	1	Ginsburg - Alito	17.9%
	2	Sotomayor - Kagan	91.9%	2	Alito - Kagan	18.9%
	3	Ginsburg - Sotomayor	87.2%	3	Thomas - Ginsburg	20.0%
	4	Breyer - Kagan	81.1%	4	Alito - Sotomayor	21.1%
	5	Roberts - Alito	79.5%	5	Thomas - Sotomayor	23.1%
	6	Thomas - Alito	76.9%	6	Thomas - Kagan	23.7%
	7	Ginsburg - Breyer	76.9%	7	Scalia - Breyer	25.6%
	8	Breyer - Sotomayor	73.7%	8	Roberts - Sotomayor	30.8%
	9	Roberts - Thomas	72.5%	9	Scalia - Sotomayor	30.8%
	10	Scalia - Thomas	72.5%	10	Roberts - Ginsburg	32.5%
5-4 Cases	1	Ginsburg - Kagan	100.0%	1	Roberts - Sotomayor	0.0%
	2	Roberts - Alito	95.5%	2	Ginsburg - Alito	0.0%
	3	Ginsburg - Sotomayor	95.5%	3	Alito - Kagan	0.0%
	4	Sotomayor - Kagan	95.5%	4	Roberts - Ginsburg	4.3%
	5	Thomas - Alito	90.9%	5	Roberts - Kagan	4.3%
	6	Roberts - Thomas	87.0%	6	Scalia - Breyer	4.3%
	7	Roberts - Scalia	78.3%	7	Alito - Sotomayor	4.8%
	8	Ginsburg - Breyer	78.3%	8	Thomas - Ginsburg	8.7%
	9	Breyer - Kagan	78.3%	9	Thomas - Kagan	8.7%
	10	Scalia - Thomas	73.9%	10	Thomas - Sotomayor	13.6%