

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 - Gorsuch	100.0%	1	Sotomayor - Gorsuch	58.8%
	2	Alito - Gorsuch	94.1%	2	Ginsburg - Gorsuch	64.7%
	3	Ginsburg - Sotomayor	92.6%	3	Breyer - Gorsuch	64.7%
	4	Breyer - Kagan	92.5%	4	Kagan - Gorsuch	64.7%
	5	Thomas - Alito	91.3%	5	Thomas - Ginsburg	65.2%
	6	Roberts - Kennedy	91.2%	6	Thomas - Sotomayor	67.6%
	7	Roberts - Alito	91.2%	7	Ginsburg - Alito	68.1%
	8	Sotomayor - Kagan	91.0%	8	Thomas - Kagan	70.1%
	9	Ginsburg - Kagan	89.6%	9	Thomas - Breyer	71.0%
	10	Kennedy - Breyer	88.4%	10	Alito - Sotomayor	73.5%

Divided Cases	1	Thomas - Gorsuch	100.0%	1	Sotomayor - Gorsuch	12.5%
	2	Alito - Gorsuch	87.5%	2	Thomas - Ginsburg	21.4%
	3	Roberts - Kennedy	82.1%	3	Ginsburg - Alito	25.0%
	4	Roberts - Alito	82.1%	4	Ginsburg - Gorsuch	25.0%
	5	Thomas - Alito	82.1%	5	Breyer - Gorsuch	25.0%
	6	Ginsburg - Sotomayor	81.5%	6	Kagan - Gorsuch	25.0%
	7	Breyer - Kagan	81.5%	7	Thomas - Sotomayor	25.9%
	8	Sotomayor - Kagan	77.8%	8	Thomas - Kagan	33.3%
	9	Roberts - Gorsuch	75.0%	9	Thomas - Breyer	35.7%
	10	Kennedy - Breyer	75.0%	10	Alito - Sotomayor	37.0%

5-4 Cases	1	Roberts - Alito	100.0%	1	Roberts - Ginsburg	0.0%
	2	Roberts - Gorsuch	100.0%	2	Roberts - Breyer	0.0%
	3	Thomas - Gorsuch	100.0%	3	Roberts - Sotomayor	0.0%
	4	Ginsburg - Breyer	100.0%	4	Roberts - Kagan	0.0%
	5	Ginsburg - Sotomayor	100.0%	5	Ginsburg - Alito	0.0%
	6	Ginsburg - Kagan	100.0%	6	Ginsburg - Gorsuch	0.0%
	7	Breyer - Sotomayor	100.0%	7	Breyer - Alito	0.0%
	8	Breyer - Kagan	100.0%	8	Breyer - Gorsuch	0.0%
	9	Alito - Gorsuch	100.0%	9	Alito - Sotomayor	0.0%
	10	Sotomayor - Kagan	100.0%	10	Alito - Kagan	0.0%