

US Supreme Court Validates Appointment of Members of the Puerto Rico Financial Oversight and Management Board

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Today, in [Financial Oversight and Management Board for Puerto Rico v. Aurelius Investments, LLC, et al.](#), 590 U.S. ___ (2020), the Supreme Court of the United States upheld the manner in which the members of the Puerto Rico Financial Oversight and Management Board were appointed.

With seven votes in favor of the opinion, and the remaining two concurring with the outcome, the Supreme Court held that the Appointments Clause of the US Constitution, which requires appointment by the President and consent by the US Senate, is not applicable to the members of the Oversight Board because they are not “Officers of the United States” as their duties are “primarily local.” Thus, the US Supreme Court reversed the US Court of Appeals for the First Circuit, which had invalidated the Oversight Board’s appointment structure.

You may access the Court’s full opinion **here**.

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