*Marbury v Madison* Step by Step

1. Thomas Jefferson becomes president in 1801. John Adams, a Federalist, loses.
2. Adams and his administration create new judge positions and attempt to fill them with loyal Federalists before they have to leave office.
3. Adams does not get all the commissions delivered before Jefferson takes office.
4. Jefferson tells his Secretary of State, James Madison, not to deliver the commissions. One of these undelivered commission is for William Marbury
5. Marbury sues Madison and says he has to deliver the commission. Marbury cites a section of the Judiciary Act of 1789 to justify his argument
6. SCOTUS, under Chief Justice John Marshall, says that section of the Judiciary Act is in violation of the Constitution. Through **Judicial Review** the act is deemed unconstitutional and Marbury loses.