

The Chief Justice

Underlying question presented may not have been preserved but I'd reach it "deliberate indifference" would include mere neglect to train. Inadequate training is not a policy unless deliberately decided upon

White, J.

only written policy here seemed OK - not incorrect. But it is found they had complete discretion yet not trained I'd remand to Ct of Ap

Marshall, J.

Affirm - This is a causal case

Blackmun, J.

D/G - argument on something out in cert petition

Stevens, J. Can inadequate training ever be a policy? There's room for liability if there's deliberate indifference or reckless disregard. Could go with WJTS

O'Connor, J. City had a written policy + had to find fault with it or with its administration even without medical training. No custom here. I'd reverse + remand articulating standard of deliberate indifference

Scalia, J. Agree with deliberate indifference. We ought say don't need medical training

Kennedy, J. Agree with AS