

Race-conscious admissions plans (“RCAPs”) in higher education have had a fraught legal history. Supreme Court cases adjudicating RCAPs have often been decided by razor-thin margins; and despite the Court’s now repeated approval of the use of race in college and university admissions, the possibility of reversal always seems imminent. Author Vernon Francis chronicles this tortured history in his article *Living with Uncertainty: Fisher v. University of Texas and Race-Conscious College Admissions*. The most recent episode in this ongoing saga is the Supreme Court’s 2016 decision in *Fisher v. Texas* (“*Fisher II*”). Although the Supreme Court once again upheld the use of race in higher education admissions, the outlook remains uncertain.