

Opinion of SCALIA, J.

SUPREME COURT OF THE UNITED STATES

No. 09–337

WANDA KRUPSKI, PETITIONER *v.* COSTA
CROCIERE S. P. A.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE ELEVENTH CIRCUIT

[June 7, 2010]

JUSTICE SCALIA, concurring in part and concurring in the judgment.

I join the Court’s opinion except for its reliance, *ante*, at 10–11, 15, n. 5, on the Notes of the Advisory Committee as establishing the meaning of Federal Rule of Civil Procedure 15(c)(1)(C). The Advisory Committee’s insights into the proper interpretation of a Rule’s text are useful to the same extent as any scholarly commentary. But the Committee’s *intentions* have no effect on the Rule’s meaning. Even assuming that we and the Congress that allowed the Rule to take effect read and agreed with those intentions, it is the text of the Rule that controls. *Tome v. United States*, 513 U. S. 150, 167–168 (1995) (SCALIA, J., concurring in part and concurring in judgment).