

OUTLINE

PREFACE	V
Chapter 1. Introduction	1
Chapter 2. Preparing to Enter Law School.....	7
A. Readings	7
1. Nonfiction	8
2. Fiction.....	10
B. Visit Your Law School	10
C. Other Preparations	11
D. Arriving at Law School.....	12
E. Computers	14
Chapter 3. The American Legal System.....	17
A. English Roots: The Beginnings of the Common Law.....	17
B. Other Influences on the American Legal System	24
C. The Modern American Legal System	26
1. Judicial Branch.....	26
2. Legislative Branch.....	31
3. Executive Branch.....	35
Chapter 4. What Do Lawyers Do?	39
A. Generalist Training	39
B. The Practice of Law	40
C. Specialization	41
D. Corporate Law Office.....	46
E. Government.....	46
F. Law-Related Institutions.....	48
G. Business Career	48

H. Other Career Paths.....	49
I. Fluidity of Law Degree	50
J. Pro Bono Commitment	50
Chapter 5. The Study of Law	53
A. Thinking Like a Lawyer	53
B. Socratic Method	54
C. Case Method.....	55
D. Other Law School Instruction.....	57
Chapter 6. First-Year Curriculum.....	59
A. First-Year Courses.....	59
1. Civil Procedure.....	60
2. Constitutional Law	62
3. Contracts	64
4. Criminal Law	65
5. Criminal Procedure	66
6. Legislation.....	67
7. Property.....	68
8. Torts.....	70
B. Legal Research and Legal Writing	70
C. First-Year Sections	72
D. Grading.....	72
E. A Reminder.....	73
Chapter 7. Finding Your Way Around the Law Library	75
A. Your Law Librarian	77
B. Case Law	77
C. Case Law Research.....	83
1. Online Keyword Searching	84
2. Case Digests.....	85

D. Legislation and Constitutions	89
1. Federal.....	90
2. State.....	93
3. Municipal.....	94
E. Legislative History.....	94
F. Administrative Law	96
G. Legal Periodicals	97
H. Treatises	99
I. Legal Encyclopedias.....	101
J. American Law Reports	102
K. Restatements of the Law	103
L. Law Dictionaries and Thesauri.....	104
M. Citators	104
Chapter 8. Preparing for Class.....	107
A. Case Method.....	107
B. Reading Cases	109
C. Briefing Cases	113
D. Case Brief Format.....	115
1. Caption	115
2. Facts	115
3. Procedural History.....	116
4. Issues	117
5. Holdings	118
6. Rationale	119
7. Disposition.....	121
8. Concurring and Dissenting Opinions	121
E. Sample Case Brief.....	122
Chapter 9. Classroom Experience	129
A. Socratic Method	129
B. Class Attendance	135

C. Class Participation.....	136
D. Class Notes.....	139
Chapter 10. Learning After Class	143
A. Daily Review.....	143
B. Outlining	145
C. Sample Outline	149
D. Study Groups.....	156
Chapter 11. Study Aids.....	159
A. Hornbooks.....	161
B. Subject Summaries	163
C. Subject Outlines.....	164
D. Case Briefs.....	165
E. Computer-Based Exercises.....	166
F. Exam Reviews	167
G. Flashcards	169
Chapter 12. Exams.....	171
A. Preparing for the Exam	172
1. Substance of the Course	172
2. Form of the Exam	174
3. Study Schedule	176
4. Law School Policies.....	177
5. Anxiety and Procrastination	178
B. Taking the Exam.....	179
1. The Night Before the Exam	179
2. During the Exam	179
a. Reading the Instructions.....	180
b. Reading the Questions	180
c. Taking Notes.....	184
d. Other Common Errors.....	184
i. Misreading the Question	185

ii. Ignoring Facts.....	185
iii. Assuming Facts	186
iv. Answering Questions That Have Not Been Asked	187
e. Thinking Through and Organizing Your Answer	189
i. Identifying Issues	190
ii. Identifying the Legal Rule	192
iii. Analyzing the Problem.....	193
iv. Reaching a Conclusion	195
f. Writing the Exam Answer	195
i. Common Errors	196
g. Form of the Answer	198
C. After the Exam	199

Chapter 13. Other Activities During the

First Year	201
A. Law Student Organizations	201
B. Athletic Activities	203
C. Lectures and Special Events	204
D. Field Trips	204
E. Law School Employment	205
F. Take Time for Yourself	206
G. Pro Bono Activities.....	207
H. Values	208

Chapter 14. Beyond the First Year..... 209

A. Law Journals.....	209
B. Clinical Education.....	211
C. Moot Court.....	213
D. Course Selection.....	214
E. International Programs	217
F. Joint Degree Programs	217

G. Summer Clerkships	218
H. New Adventures.....	220
Sample Exam Questions and Answers	221
Civil Procedure I.....	223
Civil Procedure II.....	233
Constitutional Law I.....	241
Constitutional Law II.....	252
Contracts I.....	259
Contracts II.....	269
Criminal Law I.....	282
Criminal Law II.....	294
Property I.....	303
Property II	309
Torts I.....	317
Torts II.....	357
INDEX.....	363