

MULTISTATE PERFORMANCE TEST

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LIBRARY MATERIAL—OVERVIEW

2022–2023

CriticalPass
MPT FLASHCARDS

LIBRARY MATERIAL—OVERVIEW

Types of Material

Federal and state statutory material includes:

- Statutes and administrative regulations
- Rules—Evidence, criminal/civil procedure, professional conduct
- *Rules*—treatises, restatements

Federal and state case law includes:

- Mandatory authority—Franklin, Fifteenth Circuit, SCOTUS
- Persuasive authority—Olympia, Columbia
- Ethics Advisory Opinions

Order of Material

Statutes always before cases because cases interpret statutes

- Statutory structure provides context and moves to specific provisions

Cases usually in order of legal issues

- Complex or in-depth issues will have two cases
- Cases work together, they do not contradict each other