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An Introduction to Legal Reasoning Edward Hirsch Levi, 1965 **An Introduction to Legal Reasoning** Edward H. Levi, 2022-12-22 An updated edition of the classic text by the former US attorney general and University of Chicago Law School dean Originally published in 1949 *An Introduction to Legal Reasoning* is widely acknowledged as a classic text As its opening sentence states This is an attempt to describe generally the process of legal reasoning in the field of case law and in the interpretation of statutes and of the Constitution In elegant and lucid prose Edward H Levi does just that in a concise manner providing an intellectual foundation for generations of students as well as general readers This updated edition includes a substantial new foreword by leading contemporary legal scholar Frederick Schauer that helpfully places this foundational book into its historical and legal contexts explaining its continuing value and relevance to understanding the role of analogical reasoning in the law This volume will continue to be of great value to students of logic ethics and political philosophy as well as to members of the legal profession and everyone concerned with problems of government and jurisprudence An Introduction to Law and Legal Reasoning Steven J. Burton, 1985 Advanced Introduction to Legal Reasoning Larry Alexander, Emily Sherwin, 2021-05-28 This insightful and highly readable *Advanced Introduction* provides a succinct yet comprehensive overview of legal reasoning covering both reasoning from canonical texts and legal decision making in the absence of rules Overall it argues that there are only two methods by which judges decide legal disputes deductive reasoning from rules and unconstrained moral practical and empirical reasoning **How to Brief a Case** John Delaney, 1987 Thinking Like a Lawyer Kenneth J. Vandevelde, 2018-04-19 Law students law professors and lawyers frequently refer to the process of thinking like a lawyer but attempts to analyze in any systematic way what is meant by that phrase are rare In his classic book Kenneth J Vandevelde defines this elusive phrase and identifies the techniques involved in thinking like a lawyer Unlike most legal writings which are plagued by difficult virtually incomprehensible language this book is accessible and clearly written and will help students professionals and general readers gain important insight into this well developed and valuable way of thinking Updated for a new generation of lawyers the second edition features a new chapter on contemporary perspectives on legal reasoning A useful new appendix serves as a survival guide for current and prospective law students and describes how to apply the techniques in the book to excel in law school *An Introduction to Legal Reasoning, 13. Impression* Edward H. Levi, 1970 An Introduction to Legal Reasoning Edward H. Levi, 1951

Thinking Like a Lawyer Frederick F. Schauer, 2009-04-27 Aimed at law students and upper level undergraduates this primer on legal reasoning is also an original exposition of basic legal concepts that scholars and lawyers will find stimulating Schauer's analysis of what makes legal reasoning special will be a valuable guide for students and a challenge to a wide range of current academic theories A Theory of Precedent Raimo Siltala, 2000-11-25 In this study the author identifies six types of judicial precedent ideology and are tests them against judicial experiences in various countries **Legal**

Reasoning and Legal Writing Richard K. Neumann, 1998 A revision of Neumann's very successful basic legal writing text this edition continues to give a strong foundation in legal analysis and to writing while refining and further improving the text based on user's responses The text focuses on constructing a proof of a conclusion of law and teaches format style and grammar alongside the reasoning skills Chapter 9 How to Organize Proof of a Conclusion of Law Is widely regarded as the best explanation of this topic in any legal writing text The goal is to help students learn how to make writing decisions based on the need to prove analysis Of special interest are chapters on client interviewing and client letters sample client letters An updated citation quotation chapter to reflect changes in the 16th Edition of the Blue Book sections that show students how to convert their raw materials into an organized first draft and explanations on the process of writing in detail and in many contexts Combining clear readable text with effective sample documents and exercises Neumann has succeeded in creating a sophisticated yet accessible text carefully crafted for beginning legal writers Table of Contents Preface Acknowledgments PART I INTRODUCTION TO LAW AND ITS STUDY 1 An Introduction to American Law 1 1 the Origin of Common Law 1 2 How American Courts Are Organized 1 3 an Overview of the Litigation Process 1 4 the Importance of Understanding Procedure 1 5 the Adversary System 2 Rule Based Reasoning 2 1 the Inner Structure of a Rule 2 2 Organizing the Application of a Rule 2 3 Some Things to Be Careful About with Rules 2 4 Causes of Action and Affirmative Defenses 2 5 Where Rules Come From Sources of Law 3 An Introduction to Judicial Opinions 3 1 the Anatomy of an Opinion 3 2 the Interdependence Among Facts Issues and Rules 4 Briefing Cases 4 1 Introduction 4 2 How to Brief a Case PART II INTRODUCTION TO LEGAL WRITING 5 The Art of Legal Writing 5 1 the Language as a Professional Tool 5 2 Your Writing and Your Career 5 3 Predictive Writing and Persuasive Writing 5 4 the Art Forms of Legal Writing 6 The Process of Writing 6 1 Writing in Four Stages 6 2 Analyzing 6 3 Organizing 6 4 the First Draft 6 5 Rewriting 6 6 Some General Advice about Writing PART III OFFICE MEMORANDA 7 Office Memoranda 7 1 Office Memorandum Format 7 2 Writing an Office Memorandum 8 Initially Obtaining the Facts Client Interviewing 8 1 Introduction 8 2 Lawyers and Clients 8 3 How to Interview 9 Predictive Writing 9 1 How to Predict 9 2 How to Test Your Writing for Predictiveness 10 How to Organize Proof of a Conclusion of Law 10 1 A Paradigm for Structuring Proof 10 2 Why Readers Prefer This Type of Organization 10 3 How to Vary the Paradigm to Suit Your Needs 10 4 How to Start Working with the Paradigm 10 5 How to Test Your Writing for Effective Organization 11 Selecting Authority 11 1 Introduction 11 2 the Hierarchy of Authority 11 3 How Courts Use Dicta 11 4 How Courts React to Foreign Precedent 11 5 How to Use Foreign Precedent and Other Nonmandatory Authority to Fill a Gap in Local Law 11 6 How to Select Nonmandatory Precedent 11 7 How to Work Effectively in the Library 12 Working with Precedent 12 1 Eight Skills for Working with Precedent 12 2 Formulating a Variety of Rules from the Same Precedent 12 3 Analogizing and Distinguishing 12 4 Eliciting Policy from Precedent 12 5 Synthesis and Reconciliation 12 6 Testing for Realism and Marketability 12 7 Pulling it All Together 13 Working with Statutes 13 1 Ten Tools of Statutory Interpretation 13 2 How to Pull Together

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A Short Introduction to Judging and to Legal Reasoning Geoffrey Samuel, 2016-08-26 This Short Introduction looks at judging and reasoning from three perspectives what legal reasoning has been what legal reasoning is from the view of judges and jurists themselves the internal view and what legal reasoning is from the view of a social scientist epistemologist or humanities specialist the external view Combining cases and materials with original text this unique concise format is designed for students who are starting out on their law programmes as well as for students and researchers who would like to examine judging and legal reasoning in more depth **Advanced Introduction to Legal Research Methods** Ernst H.

Ballin, 2020-10-30 Written by Ernst Hirsch Ballin this original Advanced Introduction uncovers the foundations of legal research methods an area of legal scholarship distinctly lacking in standardisation The author shows how such methods differ along critical empirical and fundamental lines and how our understanding of these is crucial to overcoming crises and restoring trust in the law Key topics include a consideration of law as a normative language and an examination of the common objects of legal research **Law and Legal Reasoning** Henry B. Reiling, 2003 **An Introduction to Legal Reasoning** The Univ. of Chicago Press Edward H. Levi, 1950 Thinking Like a Lawyer - a New Introduction to Legal Reasoning Frederick Schauer, 2021-05-24 *Fundamentals of Legal Argumentation* Eveline T. Feteris, 2017-07-10 This book is an updated and revised edition of *Fundamentals of Legal Argumentation* published in 1999 It discusses new developments that have taken place in the past 15 years in research of legal argumentation legal justification and legal interpretation as well as the implications of these new developments for the theory of legal argumentation Almost every chapter has been revised and updated and the chapters include discussions of recent studies major additions on topical issues new

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perspectives and new developments in several theoretical areas. Examples of these additions are discussions of recent developments in such areas as Habermas theory, MacCormick's theory, Alexy's theory, Artificial Intelligence and law, and the pragma-dialectical theory of legal argumentation. Furthermore, it provides an extensive and systematic overview of approaches and studies of legal argumentation in the context of legal justification in various legal systems and countries that have been important for the development of research of legal argumentation. The book contains a discussion of influential theories that conceive the law and legal justification as argumentative activity. From different disciplinary and theoretical angles, it addresses such topics as the institutional characteristics of the law and the relation between general standards for moral discussions and legal standards such as the Rule of Law. It discusses patterns of legal justification in the context of different types of problems in the application of the law and it describes rules for rational legal discussions. The combination of the sound basis of the first edition and the discussions of new developments make this new edition an up-to-date and comprehensive survey of the various theoretical influences which have informed the study of legal argumentation. It discusses salient backgrounds to this field as well as major approaches and trends in the contemporary research. It surveys the relevant theoretical factors both from various continental law traditions and common law countries.

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