

Judicial Branch Study Guide

Key Concepts

1. The judicial branch is the branch of Government responsible for Judging Laws and the circumstances of the laws of the United States
2. The Judicial Branch is built up a hierarchy, meaning that there are lower courts that build up to the higher courts that have more power.
3. The very top of the Judicial Branch's hierarchy is the Supreme Court
4. The Judicial Branch has the ability to rule a law Unconstitutional, and therefor, invalid as a law (so people do not have to follow it when this occurs)
5. The Supreme Court hears cases that involved the constitution, usually brought to them from lower courts.
6. Some cases can only be tried by the supreme court, such as when 2 states bring lawsuits against each other. This is called Original Jurisdiction
7. Lower Courts include Civil Courts (where people deal with personal disputes, such as business deals) as well as Criminal Court (where criminal acts are dealt with, such as murder and grand theft)
8. Appeals courts are courts where Civil and Criminal cases can potential be overturned due to issues with their original cases. Appeals courts rise up in the hierarchy all the way to the Supreme Court
9. There are 9 Justices on the supreme court. They are nominated by the President, and must be approved by the Senate by 51% of the votes of all Senators.
10. The Supreme court only hears about 90 Cases per year out of hundreds of potential cases. The request for a case to be heard is called "Writ of Certiorari" , and 4/9 Justices must agree to hear the case for the Supreme Court to grant a trial to said case.

VOCAB:

1. Tribunal= a court where justice is served, with a judge (to rule on the outcome of the cases brought forward) a prosecution (those who are filing the case) and the defense (the party being sued)
2. Judicial Review= The Judicial Branch's ability to rule on whether laws are Constitutional or not
3. Jurisprudence= the philosophy of law (influences the way in which Judges rule on cases)
4. Moot= when a case has little to no merit to be heard, and therefor, is not heard by the courts
5. Majority Opinion= The winning side in a Supreme court case, where a majority of Justices agree on the outcome of their ruling
6. Dissenting opinion= the minority opinion(s) of the Justices who's side does NOT win in a supreme court case.

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Table of Contents Judicial Branch Study Guide Answers

1. Understanding the eBook Judicial Branch Study Guide Answers
 - The Rise of Digital Reading Judicial Branch Study Guide Answers
 - Advantages of eBooks Over Traditional Books
2. Identifying Judicial Branch Study Guide Answers
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Judicial Branch Study Guide Answers
 - User-Friendly Interface
4. Exploring eBook Recommendations from Judicial Branch Study Guide Answers
 - Personalized Recommendations
 - Judicial Branch Study Guide Answers User Reviews and Ratings
 - Judicial Branch Study Guide Answers and Bestseller Lists
5. Accessing Judicial Branch Study Guide Answers Free and Paid eBooks

- Judicial Branch Study Guide Answers Public Domain eBooks
 - Judicial Branch Study Guide Answers eBook Subscription Services
 - Judicial Branch Study Guide Answers Budget-Friendly Options
6. Navigating Judicial Branch Study Guide Answers eBook Formats
- ePub, PDF, MOBI, and More
 - Judicial Branch Study Guide Answers Compatibility with Devices
 - Judicial Branch Study Guide Answers Enhanced eBook Features
7. Enhancing Your Reading Experience
- Adjustable Fonts and Text Sizes of Judicial Branch Study Guide Answers
 - Highlighting and Note-Taking Judicial Branch Study Guide Answers
 - Interactive Elements Judicial Branch Study Guide Answers
8. Staying Engaged with Judicial Branch Study Guide Answers
- Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Judicial Branch Study Guide Answers
9. Balancing eBooks and Physical Books Judicial Branch Study Guide Answers
- Benefits of a Digital Library
 - Creating a Diverse Reading Collection Judicial Branch Study Guide Answers
10. Overcoming Reading Challenges
- Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Judicial Branch Study Guide Answers
- Setting Reading Goals Judicial Branch Study Guide Answers
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Judicial Branch Study Guide Answers
- Fact-Checking eBook Content of Judicial Branch Study Guide Answers
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
- Utilizing eBooks for Skill Development

- Exploring Educational eBooks

14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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