

9. Define the following terms:

- Stare decisis (same decisions)
- allows judges decisions based off of similar cases from the past
- In forma pauperis (poor law)
- allows a lower SC court fees to someone below a certain income
- Amicus curiae briefs (friend of the court)
- facts / arguments brought to court by someone not directly involved in a lawsuit
- Vote of confidence (rule of 4)
- 4 out of 9 judges agree to hear a case in the Supreme Court
- Per curiam
- just a majority agreeing with the court's decision
- Opinion of the court - majority opinion + establishes precedent
- Concurring opinion - agree with the decision but for different reasons
- Dissenting opinion - minority opinion + disagreement of the constitutional decision
- Original jurisdiction
- case is being introduced + heard for the 1st time (most cases start in district courts)
- Appellate jurisdiction
- case has already been heard + is being appealed (wants to be heard again)
- Civil action suit
- suit that is brought on behalf of multiple people
- Fee shifting
- allows the plaintiff to shift the court fees to the defendant if the plaintiff wins
- Standing
- qualifying to file a lawsuit (actual controversy + the harm has been done)

Q. How does Congress check the courts?

- Article advice + consent power for fed. judges
- power of purse (allows congress funding for courts)
- impeachment

Q. How does the President check the courts?

- appoints the fed. judges
- has power not to enforce SCOTUS decision

- majority opinion that gets into a decision

SCOTUS has both

Judicial Branch Review Guide Answers

Doris Henley Fort



Judicial Branch Review Guide Answers:

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Unfortunately there are no shortcuts to make a community better than its members The only road to better outcomes is the long participatory road that is taken when citizens forge a collective will by changing one another s hearts and minds However difficult the process of justifying political decisions to one another may be skipping it cannot get us any closer to the democratic ideal Starting from this conviction the book defends a conception of democracy without shortcuts This conception sheds new light on long standing debates about the proper scope of public reason the role of religion in politics and the democratic legitimacy of judicial review It also proposes new ways to unleash the democratic potential of institutional innovations such as deliberative minipublics

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Monthly Catalogue, United States Public Documents, 1994

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