

MBE RULES CHEAT SHEET

1. Venue
 - Refers to the proper place for a trial, even though several courts could exercise jurisdiction.
 - Is a question of convenience.
 - Is proper where the defendant reside or if more than one defendant and domicile, where the claim arose.
 - A State in which a corporation is authorized to do business but is not domiciled has jurisdiction to hear the claim.
2. Secondary evidence: cannot be used if an original exists, unless there is a good reason for the non-production of the original
3. Evidence of habits of animals
 - Admissible to prove they acted in accordance with the habit on a given occasion. E.g., the reaction of a dog trained in finding drugs when sniffing a suitcase potentially with cocaine in it.
 - Inadmissible to prove the matter asserted because a dog's bark is not an assertion, so it cannot be considered as evidence, much less hearsay or the like.
4. Prior ID as Non-Hearsay
 - The witness in the stand must be the person that identified the suspect
 - The witness on the stand cannot be anyone else, like the police officer that organized the ID line up.
5. Publication of an oral defamatory matter/slander
 - Is the communication of a defamatory matter intentionally or by a negligent to one other than the person defamed
 - For example, calling yealling at someone "you are a thief" in a private room, where the person yealling knew or should have known that other outside the room could hear
 - Unless its a public figure, neither negligence nor malice are needed to prove slander
6. Hearsay Exception of "Former Testimony"
 - Will allow hearsay evidence (a statement from someone not present in court to testify) to be admitted in court when the declarant is UNAVAILABLE to testify at the new trial;
 - The statement is a prior court statement under oath at a previous trial in which the declarant was cross-examined
 - Regardless of whether that opportunity was effectively used at that time
7. Art IV US Constitution – Powers of Congress
 - Authorizes Congress to make federal laws prohibiting the destruction or removal of wild animals from federal land without express permission of the regulatory agency
 - This power is PLENARY prevails over any contradictory state law
8. Rule 12
 - Is about defenses, objections and motions to dismiss

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Christian G. Meyer



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The Mbe Cheat Sheet David Westcott, 2013-04 Tempted It s exactly what it sounds like It s just what you ll see on the Multistate Bar Examination MBE with explanations and examples that make the law make sense For most bars you only need 60 70% of the total points available to pass Forty percent of your bar review points will come from the MBE As a result if you ace the MBE you need only about a third of the other points to pass The MBE Cheat Sheet lets you do that in less than half the time of any other method A Cheat Sheet is the only bar review product that saves you time It ll be your little secret You ll use it to stay caught up You ll use it to learn faster and do better You ll be confident on exam day and you ll smile when you get your results

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Essentials is a resource that provides the essential content tested in each subject area on the Multistate Bar Exam The material in the resource is presented in a conversational question and answer format The questions and answers are intended to teach the substantive law in a method far more effective than the way in which the law is presented in traditional subject matter outlines MBE Essentials contains chapters in each of the following subject areas Contracts Criminal Law Criminal Procedure Evidence Real Property Torts Constitutional Law and The Federal Rules of Civil Procedure

Strategies & Tactics for the MBE 2 Steven L. Emanuel,2023-03-06 With over 465 questions of which 445 were asked on actual past Multistate Bar Exams and detailed explanations of the right and wrong answers Strategies all are actual past MBE questions with detailed answers written by Steve Emanuel Students will benefit from Questions organized by subject matter subtopics so you can easily locate questions on the topics on which you need to focus Detailed step by step explanations for each of the four answer choices in each question written by Steve Emanuel Editor in Chief of the Emanuel Law Outlines the outlines that got you through law school Actual Civil Procedure Constitutional Law Contracts Criminal Law and Procedure Evidence Property and Torts questions asked on past Multistate Bar Exams plus many Civil Procedure questions in MBE format written by Steve Emanuel **Strategies and Tactics for the MBE 2** Steven L.

Emanuel,2020-04-30 A comprehensive resource created in the successful style of Strategies all are actual past MBE questions with detailed answers written by Steve Emanuel Key features include Over 375 additional questions and answers not found in Strategies plus Civil Procedure questions in MBE format written by Steve Emanuel **Mastering Multiple**

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