

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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