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Introduction to Classical Legal Rhetoric Michael H. Frost, 2017-03-02 Lawyers law students and their teachers all too frequently overlook the most comprehensive adaptable and practical analysis of legal discourse ever devised the classical art of rhetoric Classical analysis of legal reasoning methods and strategy is the foundation and source for most modern theories on the topic Beginning with Aristotle's Rhetoric and culminating with Cicero's De Oratore and Quintilian's Institutio Oratoria Greek and Roman rhetoricians created a clear experience based theoretical framework for analyzing legal discourse This book is the first to systematically examine the connections between classical rhetoric and modern legal discourse It traces the history of legal rhetoric from the classical period to the present day and shows how modern theorists have unknowingly benefited from the classical works It also applies classical rhetorical principles to modern appellate briefs and judicial opinions to demonstrate how a greater familiarity with the classical sources can deepen our understanding of legal reasoning

Research

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The Lawyer's Guide to Writing Well Tom Goldstein, Jethro K. Lieberman, 2003-01-13 This eminently practical volume demystifies legal writing outlines the causes and consequences of bad writing and prescribes straightforward easy to apply remedies that will make your writing readable Complete with usage notes that address lawyers most common errors this well organized book is both an invaluable tool for practicing lawyers and a sensible grounding for law students This much revised second edition contains a set of editing exercises and a suggested revision key with explanations to test your skill This book is a definitive guide to becoming a better writer and a better lawyer

Essentials of Lawyering Skills in Africa Festus Emiri, Ernest Owusu-Dapaa, 2020-07-01 In twenty two chapters divided into six parts for convenience the authors not only lay bare the art of lawyering but also provide invaluable nuggets of perfecting and excelling as a solicitor and advocate There is little doubt that the contents of this book dramatically make a lawyer especially the lawyer in Africa to be more effective more skilful and a proper lawyer useful to the client and society

Narrative and Metaphor in the Law Michael Hanne, Robert Weisberg, 2018-02-08 It has long been recognized that court trials in the common law system both criminal and civil operate around pairs of competing narratives told by opposing advocates In recent years however it has increasingly been argued that narrative flows in many directions and through every form of legal theory and practice Interest in the part played by metaphor in the law including metaphors for the law and for many standard concepts in legal practice has also been strong though research under the metaphor banner has been much more fragmentary In this book for the first time a distinguished group of legal scholars collaborating with specialists from cognitive theory journalism rhetoric social psychology criminology and legal activism explore how narrative and metaphor are both vital to the legal process Together they examine topics including concepts of law legal persuasion human rights law gender in the law innovations in legal thinking legal activism creative work around the law and public debate around crime and punishment

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method and process Edwards reveals techniques and strategies with the help of concrete examples and explicit explanations of the analytical process step by step instruction incorporating a building block approach abundant skill strengthening exercises helpful checklists in every chapter sample brief and office memoranda in the appendices for clear and coherent guidance on everything from drafting working headlines to overcoming writers block and recognizing the value of storytelling turn to Legal Writing Process Analysis and Organization This impressive paperback prepares a foundation for professional success *Legal Writing* ,2004 **Brief-Writing Master Plan** Chinua Asuzu,2022-08-23 As much a sword as a shield Brief Writing Master Plan offers an unparalleled and unprecedented curriculum of written advocacy It s a sparkling alchemical blend of doctrine ethics and skills It recruits linguistics logic psychology rhetoric and semantics into the arsenal of learned advocacy It contains the rhetorical wisdom of ages pages and sages An advocate files a brief to persuade the judge to decide the lawsuit in favor of the advocate s client The keyword is persuade Too often advocates forget this and write to please themselves They address themselves instead of the court They write in chest thumping prose and style Advocates will do well to keep in mind that in advocacy all that counts is persuading the judiciary Hence Brief Writing Master Plan responds to the judicial wish list for advocates writing style and substance This book is a transformative resource with the potential to accelerate court proceedings by easing judicial burdens and caseloads A sober reflection on the advocate s duty to the court Brief Writing Master Plan encourages professional candor decency and honesty Writing as taught in this book will surely propel you to the top 1% of the global legal profession and secure your legacy **Advanced Legal Writing** Michael R. Smith,2008 With a practical focus on persuasive writing strategy Michael R Smith identifies and explores three processes of persuasive writing logos pathos and ethos and provides a thorough introduction To The elements of rhetorical style Using detailed how to guides and plenty of examples The author s distinctive approach to persuasive writing examines technical aspects of rhetorical style metaphor literary allusion figures of speech and graphic design three basic processes of persuasive legal writing strategy Logos logic and rational argument Pathos value based argument Ethos establishing credibility interdisciplinary contributions to persuasive writing from fields such as cognitive psychology classical rhetoric and morality theory effective strategies that extend beyond the trial or appellate brief to a broad range of documents and settings in the Second Edition The reader will find a new organization that puts a greater emphasis on practice and relatively less on theory for each of the three processes of persuasive writing strategy a new six Part organization I Introduction II Logos Strategies III Pathos Strategies IV Ethos Strategies V Rhetorical Style VI The Ethics and Morality of Persuasion coverage of new developments in cognitive psychology Pathos persuasion And The role of metaphor in persuasive legal writing the same manageable length For a complete examination of the technique and strategy behind persuasive writing Smith s text strikes the right balance of depth and scope for upper level legal writing courses **Teacher's Manual, Legal Writing** Linda Holdeman Edwards,2003 **The Legal Studies Forum** ,1996 **Searching the Law, 3d Edition** Frank Bae,Edward

Bander, Francis Doyle, Joel Fishman, Paul Richert, 2021-12-13 **When Dissents Matter** Pamela C. Corley, Amy Steigerwalt, Artemus Ward, 2023-09-26 The ability of US Supreme Court justices to dissent from the majority to formally register and explain their belief that a case has been wrongly decided represents a time honored tradition of perhaps the most august American institution Yet the impact of these dissents which allow justices to engage in a dialogue over law and policy has seldom if ever been the focus of dedicated study Analyzing the influence of past dissents on later Supreme Court majority opinions this book presents the first comprehensive study of the effects of dissenting opinions and illuminates which types of dissents successfully influence legal and policy debates which ones fail to make a difference and why Drawing on the private papers of the justices and original data this book demonstrates that court majorities engage with dissents posing a particular threat to their opinions and that they can be persuaded by thoughtful and careful dissenting arguments **Legal Writing** Diana Volkmann Pratt, 1989 Newsletter Association of American Law Schools. Section on Legal Writing, Reasoning and Research, 1988

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