

Legal Research: A Guide to Case Law

Case law is law based on judicial decisions. This guide cites resources for locating and identifying judicial decisions from the U.S. courts using primary and secondary sources of case law.

Introduction

Federal Court Decisions

State Court Decisions

Citations

Decisions by Topic (Digests)

Databases and Online Resources

Introduction

Each [branch of government](#) produces a different type of law. **Case law** is the body of law developed from judicial opinions or decisions over time (whereas statutory law comes from legislative bodies and administrative law comes from executive bodies). This guide introduces beginner legal researchers to resources for finding judicial decisions in case law resources. Coverage includes brief explanations of the court systems in the United States; federal and state case law reporters; basic [Bluebook citation style](#) for court decisions; digests; and online access to court decisions.

COURT SYSTEMS AND DECISIONS

The United States has parallel court systems, one at the federal level, and another at the state level. Both systems are divided into trial courts and appellate courts. Generally, trial courts determine the relevant facts of a dispute and apply law to these facts, while appellate courts review trial court decisions to ensure the law was applied correctly.

Stare Decisis (Precedent)

U.S. Supreme Court

One court that creates binding precedent on all courts below.

U.S. Courts of Appeals

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politics of the judicial process and offer unique insight into cutting edge and highly relevant issues In its distinctive boxes Contemporary Controversies over Courts and In Comparative Perspective the text examines topics such as the dispute pyramid the law and morality of same sex marriages the hardball politics of judicial selection plea bargaining trends the right to counsel and pay as you go justice judicial decisions limiting the availability of class actions constitutional courts in Europe the judicial role in creating major social change and the role lawyers juries and alternative dispute resolution techniques play in the U S and throughout the world Photos cartoons charts and graphs are used throughout the text to facilitate student learning and highlight key aspects of the judicial process

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International and Foreign Legal Research Marci Hoffman, Mary Rumsey, 2012-04-19 International and Foreign Legal Research A Coursebook second edition by Hoffman and Rumsey now in a second edition is designed for classes in foreign and international legal research Topics covered in the book range from treaty research to chapters on particular subjects of international law Coverage also includes chapters on researching foreign and comparative law as well as major international organizations including the UN and the EU

Law and Identity in Colonial South Asia Mitra Sharafi, 2014-04-21 This book explores the legal culture of the Parsis or Zoroastrians an ethnoreligious community unusually invested in the colonial legal system of British India and Burma Rather than trying to maintain collective autonomy and integrity by avoiding interaction with the state the Parsis sank deep into the colonial legal system itself From the late eighteenth century until India s independence in 1947 they became heavy users of colonial law acting as lawyers judges litigants lobbyists and legislators They de Anglicized the law that governed them and enshrined in law their own distinctive models of the family and community by two routes frequent intra group litigation often managed by Parsi legal professionals in the areas of marriage inheritance religious trusts and libel and the creation of legislation that would become Parsi personal law Other South Asian communities also turned to law but none seems to have done so earlier or in more pronounced ways than the Parsis

The Yale Law School Guide to Research in American Legal History John B. Nann, Morris L. Cohen, 2018-06-19 The study of legal history has a broad application that extends well beyond the interests of legal historians An attorney arguing a case today may need to cite cases that are decades or even centuries old and historians studying political or cultural history often encounter legal issues that affect their main subjects Both groups need to understand the laws and legal practices of past eras This essential reference is intended for the many nonspecialists who need to enter this arcane and often tricky area of research

Direct Jurisdiction Anselmo Reyes, Wilson Lui, 2021-08-26 The second thematic volume in the series Studies in Private International Law Asia looks into direct jurisdiction that is the situations in which the courts of 15 key Asian states Mainland China Hong Kong Taiwan Japan South Korea Malaysia Singapore Thailand Vietnam Cambodia Myanmar the Philippines Indonesia Sri Lanka and India are prepared to hear a case involving cross border elements For instance where parties are habitually resident abroad and a dispute has only some little or no connection with an Asian state will the courts of that state accept jurisdiction and hear the case and if so on what conditions More specifically the book s chapters explore the circumstances in which different Asian states assume or decline jurisdiction not just in commercial matters but also in other types of action such as family consumer and employment disputes The Introduction defines terminology and identifies similarities in the approaches to direct jurisdiction taken by the 15 Asian states in civil and commercial litigation Taking its cue from this the Conclusion assesses whether there should be a

multilateral convention or soft law instrument articulating principles of direct jurisdiction for Asia The Conclusion also discusses possible trajectories that Asian states may be taking in respect of direct jurisdiction in light of the COVID 19 pandemic and the political tensions currently besetting the world The book suggests that enacting suitable rules of direct jurisdiction requires an Asian state to strike a delicate balance between affording certainty and protecting its nationals At heart direct jurisdiction involves sometimes difficult policy considerations and is not just about drawing up lists of jurisdictional grounds and exceptions to them

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