

GENERAL RULES OF LEGAL WRITING

INTRODUCTION:

What is legal writing?

Legal writing = communicating information or advice, usually in a letter to a client or to another professional, or in a report or a memorandum presenting the results of legal research.

During this module, the focus is going to be on your **legal writing skills**, rather than your knowledge of the law.

Legal writing is a skill which includes: "Non-exhaustive list"

1. The writing of a letter to your client or other parties in relation to a litigation matter.
2. The writing of a letter on behalf of your client to a company or private individual.
3. The writing of an attendance note (potentially attendance note of a conference call, meeting).
4. Drafting a research memo after having carried out research in relation to an area of law.
5. The writing of an email to another professional

The letter you write while working on a matter is a permanent record

WRITE FOR YOUR AUDIENCE:

It is essential to keep in mind who the **reader** of your document will likely be. – you should change your style accordingly.

When thinking about your audience, consider whether you are writing to a professional or lay person:

1. If you are writing to legal professionals:

- It will be appropriate to include citations of case law and statutory references.
- You are also free to adopt a more formal tone, including the law you are relying on without explaining what the law means.

Example:

The goods in question are not fit for purpose and have been returned to you by our client within the contractual period according to your return policy. If our client will not have received a refund within 10 working days in accordance with the terms of the contract, we reserve our right to issue proceedings against your client.

2. If you are writing to lay persons:

- Avoid even less citations and statutory references and

The Little On Legal Writing

Daniel J. Kornstein



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Legal Writing from the Top Down: Better Writing for Lawyers (2nd Ed.) Timothy Perrin, 2010-04-28 Legal Writing from the Top Down is the renamed and thoroughly revised second edition of Timothy Perrin's best selling Better Writing for Lawyers The original book published by the Law Society of Upper Canada Ontario in 1990 was required reading for every new lawyer in that province It has been licensed for use in courses as far afield as Singapore Hong Kong and Australia This new edition incorporates new research on how to write effectively and new tools you can use to become a better more persuasive lawyer

Legal Writing for Real Lawyers Russell T. Bowlan, J.D., M.A., 2013-06 This is not another tedious rulebook littered with unfounded gimmicks contrived at a faculty mixer Here you will find relevant advice from an attorney who has been writing trial and appellate briefs on the frontlines for two decades Amid the new material in this expanded edition Mr Bowlan subdues the oft dreaded summary judgment response And the gloves come off when he addresses legal ethics in the Epilogue Welcome to the Dark Side a must read for every law student who intends to become a practicing lawyer What do Trolls Curmudgeons and Yapping Chihuahuas have to do with legal writing Open the cover and find out

Legal Writing and the Lone Ranger Daniel J. Kornstein, 2020-09-30 This book will improve the writing of anyone connected to the legal profession Whether you are a law student a young or experienced practitioner or even a judge this book will help you write better It is filled with tips and insights that work and is written clearly and entertainingly

The Little Book on Legal Writing Alan L. Dworsky, 1992 This is an invaluable tool for students to use in conjunction with the main text The book is geared toward the kind of writing done by first year law students in a standard legal writing course memorandums and briefs The book offers the legal writer a concise easy to understand insider's introduction to the world of legal writing

Examples & Explanations for Legal Writing, **Rhetoric, Persuasion, and Modern Legal Writing** Brian L. Porto, 2020-02-11 Classical rhetorical techniques can enhance the persuasiveness of Supreme Court opinions by making their language clear lively and memorable This book focuses on three techniques invention creation of arguments arrangement organization and style word choice in the work of Oliver Wendell Holmes Jr Robert Jackson Hugo Black William Brennan and Antonin Scalia respectively The justices featured here contributed to the Court's rhetorical legacy in different ways but all five rejected the magisterial opinion style of the eighteenth and nineteenth centuries in favor of a more personal and conversational format As a result their opinions have endured and even modern readers who cannot recall the justices names understand and embrace the ideas expressed in their legal writings and apply those ideas to current debates Practicing lawyers professors and students can use this book to study legal writing techniques and make their own writing more persuasive

Expert Legal Writing Terri LeClercq, 2010-05-28 For many years Terri LeClercq's Legal Writing column in the Texas Bar Journal helped polish the prose of lawyers and law students judges and clerks paralegals writing instructors and legal secretaries This book collects all the advice she has given in her columns into one authoritative guide for expert

legal writing LeClercq covers everything a legal writer needs to know from the mechanics of grammar and punctuation to the finer points of style organization and clarity of meaning With her practical readable and often humorous advice those who prepare legal documents can rid their prose of mind numbing legalese and write with the clarity and precision that characterize the very best legal writing A Dictionary of Modern Legal Usage Bryan A. Garner,2001 A comprehensive guide to legal style and usage with practical advice on how to write clear jargon free legal prose Includes style tips as well as definitions **Legal Writing and Other Lawyering Skills** Nancy L. Schultz,Louis J. Sirico (Jr.),1998 Rev ed of Introduction to legal writing and oral advocacy Nancy L Schultz et al 2nd ed c1993 Albany Law Journal ,1887 The Petrie Papyri Francis Llewellyn Griffith,1898 **A Guide to the Law and Practice of Petty Sessions** Edward Thomas Ayers,1884 **The Eclectic Magazine of Foreign Literature, Science, and Art** ,1876 The Law Times ,1875 The American Lawyer ,1899 *The Lawyer and Credit Man* ,1893 **Chitty's Law Journal** Robert Michael Willes Chitty,1961
 The Journalist, Reformer and Philanthropist Lurton Dunham Ingersoll,1874 *A Selection of Leading Cases on Mercantile and Maritime Law* Owen Davies Tudor,1884 The popular educator Popular educator,1872

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