



Supreme Courts Constitution

John V. Orth

Supreme Courts Constitution:

Supreme Courts Under Pressure Pablo Bravo-Hurtado,Cornelis Hendrik van Rhee,2021-03-13 This book discusses civil litigation at the supreme courts of nine jurisdictions Argentina Austria Croatia England and Wales France Germany Italy Spain and the United States and focuses on the available instruments used to keep the caseload of these courts within acceptable limits Such instruments are necessary in order to allow supreme courts to fulfil their main duties that is the administration of justice in individual cases private function and providing for the uniformity and development of the law within their respective jurisdictions public function If the number of cases at the supreme court level is too high the result is undue delays which are mainly problematic with regard to the private function It may also put the quality of the court's judgments under pressure which can affect its public and private function alike Thus measures aimed at avoiding excessive caseloads need to take both functions into account Increasing the capacity of the court to handle larger numbers of cases may result in the court being unable to adequately fulfil its public function since large numbers of court decisions make it difficult to guarantee the uniformity of the law and its development Therefore a balanced approach is needed to safeguard capacity and quality As shown by the contributions gathered here the nature of reform in this area is not the same

everywhere There are a variety of reasons for this heterogeneity ranging from different understandings of the caseload problem itself local conceptions regarding the purpose of the Supreme Court and strong entitlements concerning the right to appeal to budgetary restrictions and extremely rigid legislation The book also shows that the implementation of similar solutions to case overload such as access filters may have different effects in different jurisdictions The conclusion might well be that the problem of overburdened courts is multifactorial and context dependent and that easy one size fits all solutions are hard to find and perhaps even harder to implement

Commitment and Cooperation on High Courts Benjamin

Alarie,Andrew J. Green,2017-07-25 Judicial decision making may ideally be impartial but in reality it is influenced by many different factors including institutional context ideological commitment fellow justices on a panel and personal preference Empirical literature in this area increasingly analyzes this complex collection of factors in isolation when a larger sample size of comparative institutional contexts can help assess the impact of the procedures norms and rules on key institutional decisions such as how appeals are decided Four basic institutional questions from a comparative perspective help address these studies regardless of institutional context or government framework Who decides or how is a justice appointed How does an appeal reach the court what processes occur Who is before the court or how do the characteristics of the litigants and third parties affect judicial decision making How does the court decide the appeal or what institutional norms and strategic behaviors do the judges perform to obtain their preferred outcome This book explains how the answers to these institutional questions largely determine the influence of political preferences of individual judges and the degree of cooperation among judges at a given point in time The authors apply these four fundamental institutional questions to

empirical work on the Supreme Courts of the US UK Canada India and the High Court of Australia The ultimate purpose of this book is to promote a deeper understanding of how institutional differences affect judicial decision making using empirical studies of supreme courts in countries with similar basic structures but with sufficient differences to enable meaningful comparison *State Court Organization, 1998 ,2000*

How Many Judges Does it Take to Make a Supreme Court? John V. Orth,2006 Through six accessible essays the author invites students of the law to look beyond accepted American legal practices One learns why appellate courts always have an odd number of judges why the power of judges depends partly on accurate court reporting and unitary opinions of the court how common law rules can be unconstitutional and many other pressing legal issues

Constitutional Law: Rights, Liberties and Justice 8th Edition

Lee Epstein,Thomas G. Walker,2013 Judicial decisions never occur in a vacuum they are influenced by a myriad of political factors From lawyers and interest groups to the shifting sentiments of public opinion to the ideological and behavioral inclinations of the justices Epstein and Walker show how all these dynamics play an integral part in the overall development of constitutional doctrine Drawing deeply from the spheres of political science and legal studies the excerpted case material is skillfully analyzed and presented for today's students Known for fastidious revising and streamlining the authors account for the latest scholarship in the field and offer rock solid analysis of recent landmark cases including as all the important opinions handed down through 2011 Building on the successes of the 7th edition the book's clean layout and design clearly distinguishes between commentary and opinion excerpts Not only does the design make the book an easier read for students it effectively showcases photos justice biographies and the Aftermath and Global Perspective sidebars And based on positive user feedback the authors have added even more Aftermath boxes in this new edition New cases in the 8th edition Hosanna Tabor Evangelical Lutheran Church and School v Equal Employment Opportunity Commission 2012 Snyder v Phelps 2011 Brown v Entertainment Merchants Association 2011 United States v Jones 2012 Citizens United v Federal Election

Commission **The Constitution of the United States, the Ordinance of 1787, the Organic Act, Act authorizing a state government, the State Constitution, the Act of Admission into the Union, and sections 1 to 4821 of the general statutes** Minnesota,1894

Cases Argued and Decided in the Supreme Court of the United States United States. Supreme Court,1886

Reports of Cases in Law and Equity in the Supreme Court of the State of New York Oliver

Lorenzo Barbour,1870 **Reports of Cases in Law and Equity, Determined in the Supreme Court of the State of**

Iowa Iowa. Supreme Court,1888 *Federal Register ,2000-10-11* Courts, Law, and Justice William J. Chambliss,2011-05-03 The 20 chapters in Courts Law and Justice cover a wide range of sharply contested topics including drug and gun control laws as well as the ins and outs of the criminal justice system as encountered by arrested suspects during the trial process and during the sentencing phase This volume looks closely at Miranda rights and the impact of polygraphs and DNA testing legal and procedural issues during prosecution including exclusionary rules and double jeopardy

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