

# Making Your Case The Art Of Persuading Judges

## Antonin Scalia

Making Your Case May it Please the Court The Psychology of Judicial Decision Making Brief-Writing Masterclass Legal Persuasion Judicial Writing Legal Writing in Plain English, Third Edition Summary and Analysis of the Dialogues of Plato Aristotle's Treatise on Rhetoric Treatise on Rhetoric A Digest of Opinions of the Judge Advocate General of the Army, With Notes, By W. Winthrop, Assistant to the Judge Advocate General Aristotle's Treatise on Rhetoric, Literally Tr. with Hobbes' Analysis, Examination Questions and an Appendix Containing the Greek Definitions Successfully Persuading Judges and Jurors A Critique of Adjudication [Fin de Sicle] The Presidency of Herbert C. Hoover New York Supplement The New York Supplement Methods of Practice The Lord Advocates of Scotland The Lord Advocates of Scotland from the Close of the Fifteenth Century to the Passing of the Reform Bill Antonin Scalia Antonin Scalia David E. Klein Chinua Asuzu Linda L. Berger Chinua Asuzu Bryan A. Garner Alfred Day Aristotle Aristotle W. Winthrop Aristotle Mark Leemon Duncan Kennedy Martin L. Fausold Steven J. Kirsch George William Thomson Omond George William Thomson Omond

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Passing of the Reform Bill *Antonin Scalia Antonin Scalia David E. Klein Chinua Asuzu Linda L. Berger Chinua Asuzu Bryan A. Garner Alfred Day Aristotle Aristotle W. Winthrop Aristotle Mark Leemon Duncan Kennedy Martin L. Fausold Steven J. Kirsch George William Thomson Omond George William Thomson Omond*

in their professional lives courtroom lawyers must do these two things well speak persuasively and write persuasively in this noteworthy book two noted legal writers systematically present every important idea about judicial persuasion in a fresh entertaining way the book covers the essentials of sound legal reasoning including how to develop the syllogism that underlies any argument from there the authors explain the art of brief writing especially what to include and what to omit so that you can induce the judge to focus closely on your arguments finally they show what it takes to succeed in oral argument

over the years psychologists have devoted uncountable hours to learning how human beings make judgments and decisions as much progress as scholars have made in explaining what judges do over the past few decades there remains a certain lack of depth to our understanding even where scholars can make consensual and successful predictions of a judge s behavior they will often disagree sharply about exactly what happens in the judge s mind to generate the predicted result this volume of essays examines the psychological processes that underlie judicial decision making

an advocate submits a brief to a court or tribunal to persuade it to decide the cause or matter in favor of the advocates client or position the key word is persuade too often advocates forget this and write to please themselves they write to themselves instead of to the court they write in chest thumping prose and style advocates will do well to keep in mind that in advocacy persuasion is all that matters this book teaches persuasive written advocacy it shows advocates of all ranks in all jurisdictions in all proceedings before all courts or tribunals how to prepare and present winning and winsome arguments because of its emphasis on winning the books pedagogy blends law linguistics logic psychology rhetoric and semantics

this book develops a central theme legal persuasion results from making and breaking mental connections this concept of making connections inspired the authors to take a

rhetoical approach to the science of legal persuasion that singular approach resulted in the integration of research from cognitive science with classical and contemporary rhetorical theory and the application of these two disciplines to the real life practice of persuasion the combination of rhetorical analysis and cognitive science yields a new way of seeing and understanding legal persuasion one that promises theoretical and practical gains the work has three main functions first it brings together the leading models of persuasion from cognitive science and rhetorical theory blurring boundaries and leveraging connections between the often separate spheres of science and rhetoric second it illustrates this persuasive synthesis by working through concrete examples of persuasion demonstrating how to apply this new approach to the taking apart and the putting together of effective legal arguments in this way the book demonstrates the advantages of a deeper and more nuanced understanding of persuasion third the volume assesses and explains why how and when certain persuasive methods and techniques are more effective than others the book is designed to appeal to scholars in law rhetoric persuasion science and psychology to students learning the practice of law and to judges and practicing lawyers who engage in persuasion

to validate their institutional continuance as a branch of government writes chinua asuzu judges must make sound decisions they must also articulate and express those decisions efficiently and comprehensibly this book shows how this book will help judges arbitrators and other decision writers master the art and science of judicial writing a most welcome guide judicial writing a benchmark for the benchsets a high yet attainable standard of excellence for writing judicial decisions it will no doubt become the reference point for judging judges and their judgments chinua asuzu is that uncommon lawyer who wrote the uncommon law of learned writing his other works include anatomy of a brief and fair hearing in nigeria a versatile arbitrator asuzu served as an administrative law judge at the tax appeal tribunal in nigeria from 2010 to 2016 he is now the senior partner of assizes lawfirm a team of tax lawyers

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a critique of adjudication explores the aspects and implications of adjudication as few books have in this century with an eye to the current state of theory legal or otherwise the author includes a provocative discussion of postmodernism

this book is likely to rank as the standard source on the hoover presidency for years to come

includes decisions of the supreme court and various intermediate and lower courts of record  
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