

Pretrial Discovery and the Adversary System

Glaser, William A.

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Pretrial Discovery And The Adversary System

William A. Glaser



Pretrial Discovery And The Adversary System :

Pretrial Discovery and the Adversary System William A. Glaser, 1968-12-31 Presents the results of the first national field survey of how lawyers use pretrial discovery in practice Pretrial discovery is a complex set of rules and practices through which the adversaries in a civil dispute are literally allowed to discover the facts and legal arguments their opponents plan to use in the trial with the purpose of improving the speed and quality of justice by reducing the element of trickery and surprise Dr Glaser examines the uses problems and advantages of discovery He concludes that it is in wide use in federal civil cases but that while the procedure has produced more information in some areas it has failed to bring other improvements favored by its original authors Pretrial discovery and the adversary system, foreword by E. Warren William A. Glaser, *Pretrial discovery and the adversary system* [by] William A. Glaser. Foreword by Chief Justice Earl Warren William A. Glaser, Crime, Law and Society Malcolm M. Feeley, 2017-07-05 Malcolm Feeley's work is well known to scholars around the world and has influenced two generations of criminologists and legal scholars He has written extensively on crime and the legal process and has published numerous articles in law history social science and philosophy journals two of his books *The Process is the Punishment* and *Court Reform on Trials* have won awards This volume brings together many of his better known articles and essays as well as some of his lesser known but nevertheless important contributions all of which share the common theme of the value of the rule of law albeit a more sophisticated concept than is commonly embraced The selections also reveal the full range of his interests and the way in which his research interests have developed The New Palgrave Dictionary of Economics and the Law Peter Newman, 2016-04-30 A great deal of economics is about law the functioning of markets property rights and their enforcement financial obligations and so forth yet these legal aspects are almost never addressed in the academic study of economics Conversely the study and practice of law entails a significant understanding of economics yet the drafting and administration of laws often ignore economic principle The New Palgrave Dictionary of Economics and the Law is uniquely placed by the quality breadth and depth of its coverage to address this need for building bridges Drawn from the ranks of academics professional lawyers and economists in eight countries the 340 contributors include world experts in their fields Among them are Nobel laureates in economics and eminent legal scholars First published in 1998 and now available in paperback for the first time The New Palgrave Dictionary of Economics and the Law has established itself as a classic reference work in this important field Inventing American Exceptionalism Amalia D. Kessler, 2017-01-10 A highly engaging account of the developments not only legal but also socioeconomic political and cultural that gave rise to Americans distinctively lawyer driven legal culture When Americans imagine their legal system it is the adversarial trial dominated by dueling larger than life lawyers undertaking grand public performances that first comes to mind But as award winning author Amalia Kessler reveals in this engrossing history it was only in the turbulent decades before the Civil War that adversarialism became a defining American practice and ideology

displacing alternative more judge driven approaches to procedure By drawing on a broad range of methods and sources and by recovering neglected influences including from Europe the author shows how the emergence of the American adversarial legal culture was a product not only of developments internal to law but also of wider socioeconomic political and cultural debates over whether and how to undertake market regulation and pursue racial equality As a result adversarialism came to play a key role in defining American legal institutions and practices as well as national identity

Hearings, Reports and Prints of the Senate Committee on the Judiciary United States. Congress. Senate. Committee on the Judiciary, 1968

The Supreme Court United States. Congress. Senate. Committee on the Judiciary. Subcommittee on Separation of Powers, 1968 Assesses role of present day Supreme Court in relation to its constitutional mandate and limitations and its historically accepted role Includes Legislative Reference Service report Supreme Court Decisions 1953 68 Which Have Modified Prior Interpretations or Established New Constitutional Principles Aug 7 1968 p 253 337 Complete Handbook on the Administration of Justice David Zarefsky, Thomas B. McClain, Douglas Andrews, 1971 **The Supreme Court** United States. Congress. Senate. Committee on the Judiciary, 1968 **Nilsen V. DeRicco**, 1978 1973 National Science Foundation Authorization, Hearings Before...and the Subcommittee on Sciences, Research, and Development..., 92-2, on H.R. 12753 (superseded by H.R. 14108), February 9, 22, 23, 24, 29; March 1, 2, 7, 8, 1972 United States. Congress. House. Science and Astronautics, 1972 1973 National Science Foundation Authorization United States. Congress. House. Committee on Science and Astronautics. Subcommittee on Science, Research, and Development, 1972 Mertens V. Hummell, 1978 *Domako v. Roke*, 438 MICH 347 (1991), 1991 89257 **Abuse of Procedural Rights: Comparative**

Standards of Procedural International Association of Procedural Law, 1999-11-25 In a very meaningful way the health of a judicial system may be judged by the care with which its procedural rights are observed Now in a book that takes stock of this important element as it is currently used or abused in a number of the world's legal systems eighteen outstanding scholars approach the subject through an analysis of the following factors the theoretical and moral implications of procedural abuses the subjects who commit them the typologies of abusive practices the consequences of abusive practices Several authors report on practices in their own countries revealing distinct evidence of a significant degree of lowered procedural standards in the United States several European countries Australia Japan and Latin America General and final reports provide a comparative framework for an analytical study that will repay the study of anyone concerned with the fairness of our legal institutions **Advanced Introduction to Empirical Legal Research** Herbert M. Kritzer, 2021-02-26

Herbert Kritzer presents a clear introduction to the history methods and substance of empirical legal research ELR Quantitative methods dominate in empirical legal research but an important segment of the field draws on qualitative methods such as semi structured interviews and observation In this book both methodologies are explored alongside systematic data analysis Offering an overview of the broad ELR literature the institutions of the law the central actors of the

law and the subjects of the law are each addressed in this highly readable account that will be essential reading for legal researchers **Reconstructing Justice** Franklin Stier,1996-05-15 In this lively and persuasive critique Franklin Stier doesn't simply describe problems with the American trial system he proposes reforms He offers a detailed blueprint of how to improve our basic adversarial system while blunting its excesses and inequities Stier points out that the jury system was originally intended to diffuse the power of the government but criticizes the method by which jurors are selected patronized and manipulated Among his suggestions eliminate peremptory challenges give jurors the authority and judges the responsibility to ask questions of witnesses and use neutral expert witnesses Civil Procedure Richard L. Marcus,Martin H. Redish,Edward F. Sherman,1995 **Official Reports of the Supreme Court** United States. Supreme Court,1987

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