

Jurisprudence

Date

What kind of jurisprudence?

- ❖ Answer either “analytical j.,” “interpretive normative j.,” or “critical normative j.”
 - A. What is a tort?
 - B. What is the Supreme Court’s reason for overturning state restrictions on abortion in the first trimester?
 - C. When is it permissible for the court to set a high bail amount?
 - D. What is enforcement of law?
 - E. Should “consent of the victim” be a legal defense to charges of murder?
 - F. What is the reason that the Supreme Court holds the Obamacare health insurance mandate to be constitutional?
 - G. What is a contract?

Could these be laws? Why or why not?

- ❖ Red is the best color
- ❖ xoxidfdagftkfsk
- ❖ no one shall think about tomatoes without also considering peppers
- ❖ Police in free states must arrest anyone alleged to be a runaway slave, even if the only evidence is the testimony of someone claiming ownership. Alleged slaves are to be returned to those claiming ownership and are not permitted a trial or even to give their own testimony

Truisms about law

- ❖ All legal systems have judges
- ❖ Courts interpret the law
- ❖ Legal authorities have the power to obligate even when their judgments are wrong
- ❖ In every legal system, some person or institution has supreme authority to make certain laws.
- ❖ A law is something that can be followed (i.e. always normative)
- ❖ Not all legal procedure can be embodied in written law