

## The importance of law

A The law influences all of us virtually all the time, it governs almost all aspects of our behavior, and even what happens to us when we are no longer alive. It affects us from the embryo onwards. It governs the air we breathe, the food and drink we consume, our travel, family relationships, and our property. It applies at the bottom of the ocean and in space.

Each time we examine a label on a food product, engage in work as an employee or employer, travel on the roads, go to school to learn or to teach, stay in a hotel, borrow a library book, create or dissolve a commercial company, play sports, or engage the services of someone for anything from plumbing a sink to planning a city, we are in the world of law.

B Law has also become much more widely recognised as the standard by which behavior needs to be judged. A very telling development in recent history is the way in which the idea of law has permeated all parts of social life. The universal standard of whether something is socially tolerated is progressively becoming whether it is legal, rather than something that has always been considered acceptable. In earlier times, most people were illiterate.

Today, by contrast, a vast number of people can read, and it is becoming easier for people to take an interest in law, and for the general population to help actually shape the law in many countries. However, law is a versatile instrument that can be used equally well for the improvement or the degradation of humanity.

C This, of course, puts law in a very significant position. In our rapidly developing world, all sorts of skills and knowledge are valuable. Those people, for example, with knowledge of computers, the internet, and communications technology are relied upon by the rest of us.

There is now someone with IT skills or an IT help desk in every UK school, every company, every hospital, every local and central government office. Without their knowledge, many parts of commercial and social life today would seize up in minutes. But legal understanding is just as vital and as universally needed. The American comedian Jerry Seinfeld put it like this, 'We are all throwing the dice, playing the game, moving our pieces around the board, but if there is a problem, the lawyer is the only person who has read the inside of the top of the box.' In other words, the lawyer is the only person who has read and made sense of the rules.

D The number of laws has never been greater. In the UK alone, about 35 new Acts of Parliament are produced every year, thereby delivering thousands of new rules. The legislative output of the British Parliament has more than doubled in recent times from 1,100 pages a year in the early 1970s, to over 2,500 pages a year today. Between 1997 and

2006, the legislature passed 365 Acts of Parliament and more than 32,000 legally binding statutory instruments. In a system with so much law, lawyers do a great deal not just to vindicate the rights of citizens and organizations but also to help develop the law through legal arguments, some of which are adapted by judges to become laws. Law courts can and do produce new law and revise old law, but they do so having heard the arguments of lawyers.

E However, despite their important role in developing the rules, lawyers are not universally

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**Ying-Ying Zheng**



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The Study of Law Katherine A. Currier, Thomas E. Eimermann, Marisa S. Campbell, 2020-02-02 Proven effective in the classroom The Study of Law A Critical Thinking Approach now in its Fifth Edition brings real world perspective to understanding basic legal concepts and the mechanics of the American legal system The authors acclaimed critical thinking approach actively engages students in the process of legal reading analysis and critical thinking The text offers a thorough introduction to core topics and concepts including sources and classifications of law the structure of the court system civil litigation and its alternatives analyzing and interpreting the law and substantive law New to the Fifth Edition Streamlined with the student in mind For example an enhanced explanation of how to brief a case in Chapter 1 Introduction to the Study of Law and a clearer discussion of executive orders and memoranda in Chapter 2 Functions and Sources of Law Chapter 5 on Civil Litigation and Its Alternatives is edited to focus on the key topics Updated throughout including Chapter 6 Constitutional Law *Packingham v North Carolina* regarding First Amendment rights as they relate to the internet Masterpiece Cakeshop Ltd v Colorado Civil Rights Commission addressing the balancing act between giving states the right to legislate for the general public good and the individual right to express religious beliefs *American Legion v American Humanist Association* with examples of how the Supreme Court applies the Lemon test and an enhanced discussion of the internet and the U S Constitution Chapter 7 Torts Contemporary torts related to the MeToo movement cyberbullying and cybertorts Chapter 9 Property and Estate Law *Matal v Tam* and expanded discussion of cases related to the Lanham Act Chapter 10 Laws Affecting Business New coverage of public benefit corporations and the Family Medical Leave Act Chapter 11 Family Law expanded discussion of *Obergefell v Hodges* *Terrell v Torres* and new discussion of DNA testing and its impacts on family law Chapter 12 Criminal Law *Commonwealth v Carter* Chapter 13 Criminal Procedure *Mitchell v Wisconsin* regarding blood testing without a warrant *Carpenter v U S* regarding use of cell site locations without a search warrant New co author Marisa Campbell brings her extensive teaching experience to the book Professors and students will benefit from Critical thinking approach introduces students to the study of law encouraging them to interact with the materials through hypothetical scenarios and exercises realistic examples discussion questions and legal reasoning exercises Strong pedagogy reinforces well written text presented in an accessible and well organized format Edited cases in every chapter teach students how to read and analyze the law Thorough introduction to substantive law with chapters on torts contracts property and estate law business law family law and criminal law and procedure and professional responsibility and ethics **An Introduction to Law, Law Study, and the Lawyer's Role** James E. Moliterno, Fredric I. Lederer, 2004 In this newly updated volume Moliterno and Lederer take a fresh and innovative look at the subject of law and what law study and the practice of law entail by combining a traditional academic viewpoint with elements of law practice and ethics as it continues to be widely used in orientation and introductory courses The American legal system can be hard to understand Going to law

school is both difficult and anxiety producing Introduction to Law is designed to help in both areas Written by two highly experienced legal educators at America s oldest law school Introduction to Law provides the reader with a written equivalent of William Mary Law School s famous introductory law school week Often light hearted this useful and pragmatic book combines an innovative introduction to the American legal system with material on how to read and understand court cases and critically the lawyer s interaction with the client All too often legal texts ignore people especially the client whose need for legal advice first engages the legal system The text shows the reader how a lawyer must ascertain facts and goals from a client and then apply what the new lawyer or law student has learned about law and its interpretation to solve the client s problem Revised in 2004 to be fresher more readable and more timely in its current events references Introduction to Law is an ideal book for a soon to be law student or for anyone who wants a better understanding of how our legal system and lawyers function A teacher s manual is available an excellent book Different students learn in different ways Some learn best by reading an abstract analysis while others learn best by studying examples The authors have created a range of materials that will appeal to various types of students I especially enjoyed the teacher s manual s transcripts of class discussions This is an innovative technique that gives tremendous food for thought on the first edition Roy D Simon Hofstra University School of Law

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