

Final Examination – 2 Hours

PART I: Definitions (2 points each = 32 points total) -- Write in your blue book

For each of the following legal terms of art, state the definition and use the term in a sentence.

- (1) Stare decisis
- (2) Dicta
- (3) Golden rule
- (4) Certiorari
- (5) Rule of lenity
- (6) Dialectical reasoning
- (7) Federalism
- (8) Ratio decidendi
- (9) Syllogism
- (10) Forms of action
- (11) Literal rule
- (12) Separation of powers
- (13) Noscitur a sociis
- (14) Precedent
- (15) Legislative history
- (16) Privity

PART II: Contrasting terms (3 points each = 33 points total) -- Write in your blue book

Contrast the following pairs of legal terms of art, and give an example of each term of art.

- (1) International law and municipal law
- (2) Deductive reasoning and inductive reasoning
- (3) Quantum meruit and quantum valebant
- (4) Statutory law and case law
- (5) Substantive law and adjective law
- (6) Law and equity
- (7) Special assumpsit and general assumpsit
- (8) Horizontal separation of powers and vertical separation of powers
- (9) Common law and civil law
- (10) Code and statute
- (11) Replevin and detinue

**Introduction to Law
Prof. Belle
Final Examination – December 2013**

PART III: Essays (10 points each = 20 points total)

(1) Forms of action

- (a) Explain the original system of forms of action.**
- (b) Give at least two specific examples of forms of action.**
- (c) Explain the relationship of the forms of action to the modern common law.**

(2) Statutory construction

- (a) Explain the term “statutory construction.”**
- (b) Give at least two examples of extrinsic aids to statutory construction.**
- (c) Make an argument in favor of using extrinsic aids to statutory construction.**
- (d) Make an argument against using extrinsic aids to statutory construction.**