

7th GUIDED ESSAY: Is the American Jury System Still a Good Idea?

I. INTRODUCTION

A. Grabber (An interesting fact, question, quote)

B. Background information

C. Restatement of the question:

D. Thesis and Roadmap: There are three main reasons jury trials _____ (should/should not) still be an option:

Civics Dbq Jury System

Robert E. Litan



Civics Dbq Jury System:

We, the Jury Jeffrey B. Abramson, 2000 This magisterial book explores fascinating cases from American history to show how juries remain the heart of our system of criminal justice and an essential element of our democracy No other institution of government rivals the jury in placing power so directly in the hands of citizens Jeffrey Abramson draws upon his own background as both a lawyer and a political theorist to capture the full democratic drama that is the jury We the Jury is a rare work of scholarship that brings the history of the jury alive and shows the origins of many of today's dilemmas surrounding juries and justice

The Jury and Democracy John Gastil, E. Pierre Deess, Philip J. Weiser, Cindy Simmons, 2010 Alexis de Tocqueville John Stuart Mill and the U S Supreme Court have all alleged that jury service promotes democratic civic attitudes and political engagement The Jury and Democracy is the first book to link jury service and political engagement demonstrating how this institutionalized form of deliberation can contribute to democratic society not only in the United States but also in the many other countries using or experimenting with juries The authors look at court and voting records for over thirteen thousand empanelled jurors from across the United States and draw from interviews with thousands more jurors to show that serving on a jury can trigger changes in how citizens view themselves their peers and their government In fact the study shows that this experience can significantly increase electoral turnout among infrequent voters Partly as a result of these changing attitudes jury service also sparks long term shifts in media use political action and community group involvement The original findings presented in this research advance modern theories of democracy deliberation and the law Whereas Robert Putnam's Bowling Alone brought attention to informal social networks and voluntary associations The Jury and Democracy demonstrates the importance of institutionalized state sponsored deliberative opportunities for citizens to meet and make legally binding decisions Legal debates over the proper use of the jury system have failed to account for the hidden civic costs of circumscribing jury service opportunities The Jury and Democracy suggests how the jury's power might influence newer deliberative visions of democracy and promote the transition to democracy in more autocratic societies

The Jury System Detroit Public Library, 1929 Jury System, 1928 *Jury System in America* Rita James Simon, 1975-09

Trial Juries and Grand Juries Jeremy Morlock, 2019-07-15 Regular citizens have a crucial role in the justice system Serving on a jury is a civic responsibility and jurors make some of the most important decisions in the legal process Members of grand juries decide if there is probable cause for cases to go to trial Members of trial juries decide the verdicts in criminal and civil cases This book explores the principles of the jury system and historic changes in an interesting and accessible way Readers will learn about the right to an impartial jury the deliberation process groundbreaking cases and much more

The American Jury System Randolph N. Jonakait, 2008-10-01 How are juries selected in the United States What forces influence juries in making their decisions Are some cases simply beyond the ability of juries to decide How useful is the entire jury system In this important and accessible book a prominent expert on

constitutional law examines these and other issues concerning the American jury system Randolph N Jonakait describes the historical and social pressures that have driven the development of the jury system contrasts the American jury system to the legal process in other countries reveals subtle changes in the popular view of juries examines how the news media movies and books portray and even affect the system and discusses the empirical data that show how juries actually operate and what influences their decisions Jonakait endorses the jury system in both civil and criminal cases spelling out the important social role juries play in legitimizing and affirming the American justice system

The Missing American Jury Suja A. Thomas, 2016-06-16 Criminal civil and grand juries have disappeared from the American legal system Over time despite their significant presence in the Constitution juries have been robbed of their power by the federal government and the states For example leveraging harsher criminal penalties executive officials have forced criminal defendants into plea bargains eliminating juries Capping money awards legislatures have stripped juries of their power to fix damages Ordering summary judgment judges dispose of civil cases without sending them to a jury This is not what the founders intended Examining the Constitution's text and historical sources the book explores how the jury's authority has been taken and how it can be restored to its rightful co-equal position as a branch of government Discussing the value of juries beyond the Constitution's requirements the book also discusses the significance of juries world wide and argues jury decision making should be preferred over determinations by other governmental bodies

Beyond a Reasonable Doubt Melvyn Bernard Zerman, 1981 An account of how the American jury system works and where it sometimes fails

The Jury in America Dennis Hale, 2016-02-09 The jury trial is one of the formative elements of American government vitally important even when Americans were still colonial subjects of Great Britain When the founding generation enshrined the jury in the Constitution and Bill of Rights they were not inventing something new but protecting something old one of the traditional and essential rights of all free men Judgment by an impartial jury would henceforth put citizen panels at the very heart of the American legal order And yet at the dawn of the 21st century juries resolve just two percent of the nation's legal cases and critics warn that the jury is vanishing from both the criminal and civil courts The jury's critics point to sensational jury trials like those in the O J Simpson and Menendez cases and conclude that the disappearance of the jury is no great loss The jury's defenders from journeyman trial lawyers to members of the Supreme Court take a different view warning that the disappearance of the jury trial would be a profound loss In *The Jury in America* a work that deftly combines legal history political analysis and storytelling Dennis Hale takes us to the very heart of this debate to show us what the American jury system was what it has become and what the changes in the jury system tell us about our common political and civic life Because the jury is so old continuously present in the life of the American republic it can act as a mirror reflecting the changes going on around it And yet because the jury is embedded in the Constitution it has held on to its original shape more stubbornly than almost any other element in the American regime Looking back to juries at the time of America's founding and forward to the fraught

and diminished juries of our day Hale traces a transformation in our understanding of ideas about sedition race relations negligence expertise the responsibilities of citizenship and what it means to be a citizen who is good and true and therefore suited to the difficult tasks of judgment Criminal and civil trials and the jury decisions that result from them involve the most fundamental questions of right and so go to the core of what makes the nation what it is In this light in conclusion Hale considers four controversial modern trials for what they can tell us about what a jury is and about the fate of republican government in America today

Jury Duty Michael Singer, 2012-07-06 Written by a legal scholar for the general reader this book demystifies the institution of the jury and validates its political power providing valuable insights for the more than 30 million Americans who receive a jury summons each year *Jury Duty Reclaiming Your Political Power and Taking Responsibility* presents an accessible account of the origins and development of the jury system as well as a comprehensive stage by stage description of a jury trial and of the sentencing procedure in a criminal trial The work also provides a unique estimate of the cost of the jury system which is particularly relevant in this continuing era of budget constraints Rejecting the justifications usually given for the jury system the work explains how the political roles of the jury constitute the chief value of the jury system The basis of these political roles is the unquestionable power of the jury to acquit even a guilty criminal defendant which allows juries to prevent the enforcement of unjust laws and the imposition of unjust punishments Accordingly the book challenges a range of practices that the judiciary has developed to obstruct the jury's exercise of this power Most people even including many lawyers remain unaware of these practices but they undermine the value of the jury system to our society Finally the book offers an original thought provoking analysis of the responsibilities imposed on criminal trial jurors in cases of compelling injustice

Beyond a Reasonable Doubt Melvyn Bernard Zerman, John Caldwell, 1981 *The Importance of Jury Service* Kaisa Walker, 2017-12-15 The U S Constitution guarantees citizens the right to fair trials by jury However without people to participate in jury service these fair trials would be impossible Jurors and judges work together to determine the fate of criminal and civil cases The people chosen to serve on a jury come from all backgrounds to provide a proper representation of the U S population This book explains every aspect of jury service from juror selection to juror duties Information about the history of U S trials by jury aids readers in understanding the importance of this civic duty

Serving on a Jury Terri DeGezelle, 2005 Describes the jury system the trial process and how a jury reaches a decision in a court case

Verdict Robert E. Litan, 2011-09-01 The right to a jury trial is a fundamental feature of the American justice system In recent years however aspects of the civil jury system have increasingly come under attack Many question the ability of lay jurors to decide complex scientific and technical questions that often arise in civil suits Others debate the high and rising costs of litigation the staggering delay in resolving disputes and the quality of justice Federal and state courts crowded with growing numbers of criminal cases complain about handling difficult civil matters As a result the jury trial is effectively being challenged as a means for resolving disputes in America Juries have been reduced in

size their selection procedures altered and the unanimity requirement suspended For many this development is viewed as necessary For others it arouses deep concern In this book a distinguished group of scholars attorneys and judges examine the civil jury system and discuss whether certain features should be modified or reformed The book features papers presented at a conference cosponsored by the Brookings Institution and the Litigation Section of the American Bar Association together with an introductory chapter by Robert E Litan While the authors present competing views of the objectives of the civil jury system all agree that the jury still has and will continue to have an important role in the American system of civil justice The book begins with a brief history of the jury system and explains how juries have become increasingly responsible for decisions of great difficulty Contributors then provide an overview of the system s objectives and discuss whether and to what extent actual practice meets those objectives They summarize how juries function and what attitudes lawyers judges litigants former jurors and the public at large hold about the current system The second half of the book is devoted to a wide range of recommendations that will both improve citizens access to jury determinations and help resolve disputes in a more effective and efficient manner Among their many suggestions the authors call for changes in trial procedures and techniques that would improve the ability of jurors to understand the lay and evidence a reduction in administrative costs and delays and a change in the way juries are chosen The authors also recommend shorter hours and more pay for jurors greater flexibility in court schedules and elimination of alternate jurors In the final chapter the civil jury is considered in the broader context of how society resolves or manages civil disputes

The Jury System in the Federal Courts, 1961 *Verdict* Morris J. Bloomstein, 1972 Democracy in Action New York (State). Unified Court System, 2006*
The Historical Development of the Jury System Maximus A. Lesser, 1894 **Facets of the Jury System** National Center for State Courts. Research and Information Service, 1976

The Enigmatic Realm of **Civics Dbq Jury System**: Unleashing the Language is Inner Magic

In a fast-paced digital era where connections and knowledge intertwine, the enigmatic realm of language reveals its inherent magic. Its capacity to stir emotions, ignite contemplation, and catalyze profound transformations is nothing short of extraordinary. Within the captivating pages of **Civics Dbq Jury System** a literary masterpiece penned by a renowned author, readers set about a transformative journey, unlocking the secrets and untapped potential embedded within each word. In this evaluation, we shall explore the book's core themes, assess its distinct writing style, and delve into its lasting effect on the hearts and minds of those that partake in its reading experience.

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Civics Dbq Jury System Introduction

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