

Peer Assessments ([https://class.coursera.org/conlaw-001/human\\_grading/](https://class.coursera.org/conlaw-001/human_grading/)) / Essay 3 (Option 3)

Help ([https://class.coursera.org/conlaw-001/help/peergrading?url=https%3A%2F%2Fclass.coursera.org%2Fconlaw-001%2Fhuman\\_grading%2Fview%2Fcourses%2F970970%2Fassessments%2F11%2FpeerGradingSets](https://class.coursera.org/conlaw-001/help/peergrading?url=https%3A%2F%2Fclass.coursera.org%2Fconlaw-001%2Fhuman_grading%2Fview%2Fcourses%2F970970%2Fassessments%2F11%2FpeerGradingSets))

#### Submission Phase

1. Do assignment ☒ ([/conlaw-001/human\\_grading/view/courses/970970/assessments/11/submissions](/conlaw-001/human_grading/view/courses/970970/assessments/11/submissions))  
due in 5day 15h

#### Evaluation Phase

2. Evaluate peers ☒ ([/conlaw-001/human\\_grading/view/courses/970970/assessments/11/peerGradingSets](/conlaw-001/human_grading/view/courses/970970/assessments/11/peerGradingSets))

#### Results Phase

3. See results  ([/conlaw-001/human\\_grading/view/courses/970970/assessments/11/results/mine](/conlaw-001/human_grading/view/courses/970970/assessments/11/results/mine))

[← Return to list \(/conlaw-001/human\\_grading/view/courses/970970/assessments/11/peerGradingSets/3252\)](/conlaw-001/human_grading/view/courses/970970/assessments/11/peerGradingSets/3252)

Congratulations on finishing this assessment. To see your results, come back after the evaluation deadline has passed.

✓ Submitted

[Re-submit evaluation](#)

[+ Evaluate another student \(optional but useful\) \(/conlaw-001/human\\_grading/view/courses/970970/assessments/11/peerGradingSets/3252/next\)](/conlaw-001/human_grading/view/courses/970970/assessments/11/peerGradingSets/3252/next)

## Submission from: Student 3

*Write a short (500 – 750 word) essay answering the prompt. Be specific, using concrete examples that have been covered in the class.*

What does it mean for something to be part of America's "unwritten Constitution"? Give at least three examples of ideas, practices, or texts that can properly be considered part of America's unwritten Constitution, explain what it is about them that gives them such a status, and describe how they have influenced our understanding of the written Constitution.

To be considered part of the America's unwritten Constitution, understand that a particular idea, practice, principle and/or text that is not expressly provided in the Constitution is widely accepted as an idea, practice, principle and/or text that regulates life and daily life of people in society, as well as be an integral part of the Constitution in what concerns the interpretation of its text, its devices, or is present in various relationships of everyday life and in the application of the constitutional text, without however, be inserted in all his words in the Constitution.

I believe that the decisions taken by George Washington (the precedents set by early presidents) is perhaps the most important sources of America's unwritten Constitution. This is because, as the first President of the United States, for what he represented at the time and by the way he spend his mandate, largely by its own lack, at that time, of similar situations that could be taken as precedents in case of failure of the constitutional text, the decisions and the way he conducted his mandate were extremely important for the consolidation of some understandings, interpretations of some issues relating to the constitutional text, but whose solution was not clear in the text.

Another important principle are especially the most relevant judicial decisions, those with greater impact because of the theme. There are several trials that had so much repercussion and impact on society and on people's lives, that even after decades are still used as important precedents that guided the judgments in numerous other cases and also direct judges currently in trials dealing in similar situations, or even quite different situations, but involving principles, dogma, which were thoroughly analyzed and interpreted skillfully and thus serve as a guide for many other cases.

The third and no less important principle example that is part of America's unwritten Constitution is actually a combination of two principles, the separation of powers and checks and balances. These two principles, which complement each other and that are so interconnected, sometimes get confused in relation to its scope, its extent and its limits, are not expressly provided for in the Constitution, but are so ingrained in people's understanding and so consolidated in interpretation of the Constitution and even the composition of concepts and values inherent in American democracy, it is as if they are written clearly and indisputably in the American Constitution.

[flag \(/class.coursera.org/conlaw-001/help/flag?url=https%3A%2F%2Fclass.coursera.org%2Fconlaw-001%2Fhuman\\_grading%2Fview%2Fcourses%2F970970%2Fassessments%2F11%2Fsubmissions%2F3479\)](https://class.coursera.org/conlaw-001/help/flag?url=https%3A%2F%2Fclass.coursera.org%2Fconlaw-001%2Fhuman_grading%2Fview%2Fcourses%2F970970%2Fassessments%2F11%2Fsubmissions%2F3479)

Evaluation/feedback on the above work

Style and Organization

3: The essay is clear, concise, ai

Strength of Argument

3: The essay answers the questi

4: The essay provides ample evi

### Engagement with Course Themes and Critical Thought

4: The essay demonstrates exce

### On-topic?

4: Yes. The essay answers ALL

### Citations:

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### Overall evaluation/feedback

Please briefly explain the grade that you gave on this essay.

This person addressed all parts of the question and did so in their own words without need of quoting someone else. However, I did give 18/20 instead of 20/20, since I did notice

You've written 87 words

**+** [Evaluate another student \(optional but useful\) \(/conlaw-001/human\\_grading/view/courses/970970/assessments/11/peerGradingSets/3252/next\)](#)

