

Lawyers

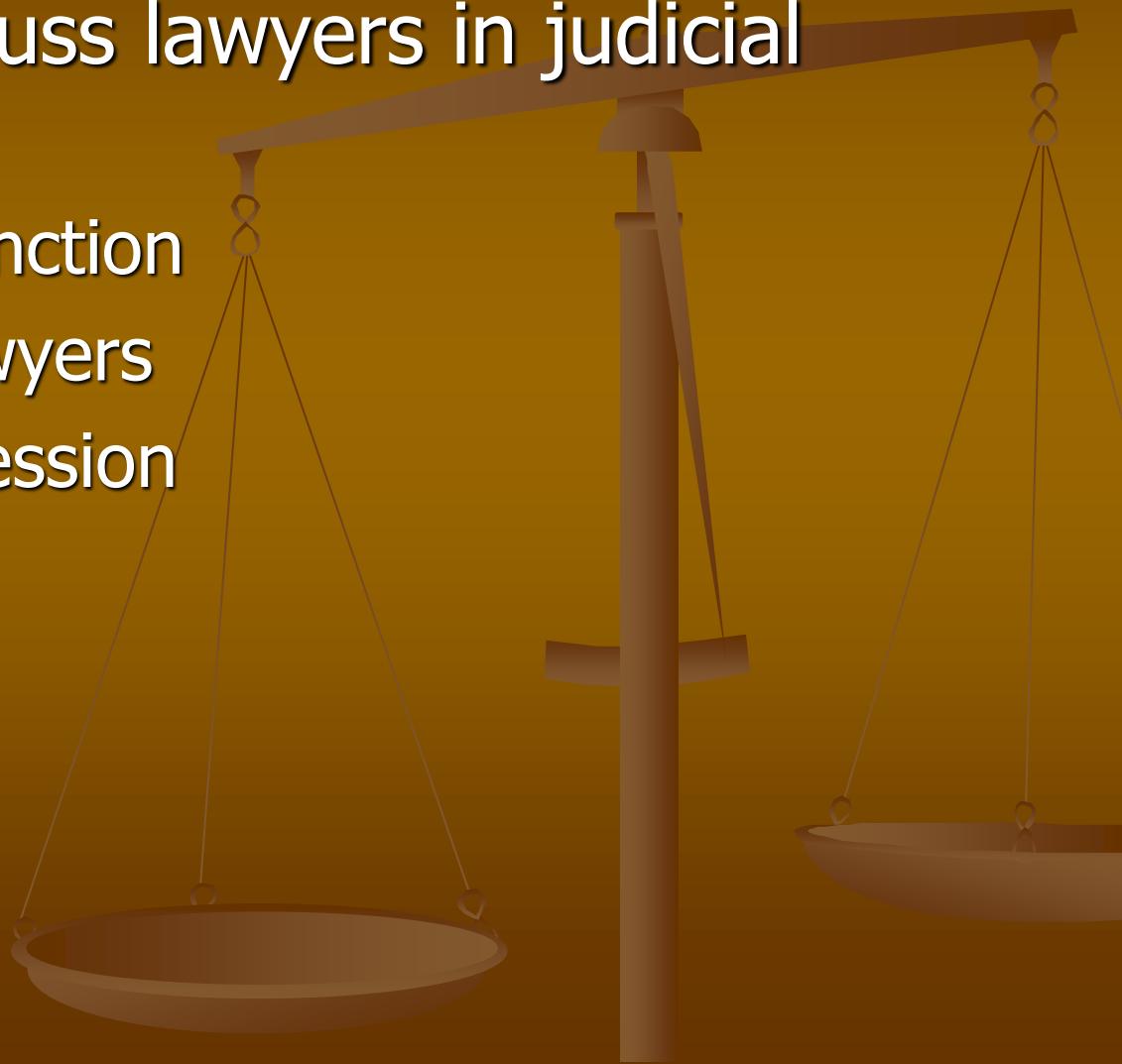
Judicial Process



Lawyers

■ Why do we discuss lawyers in judicial process?

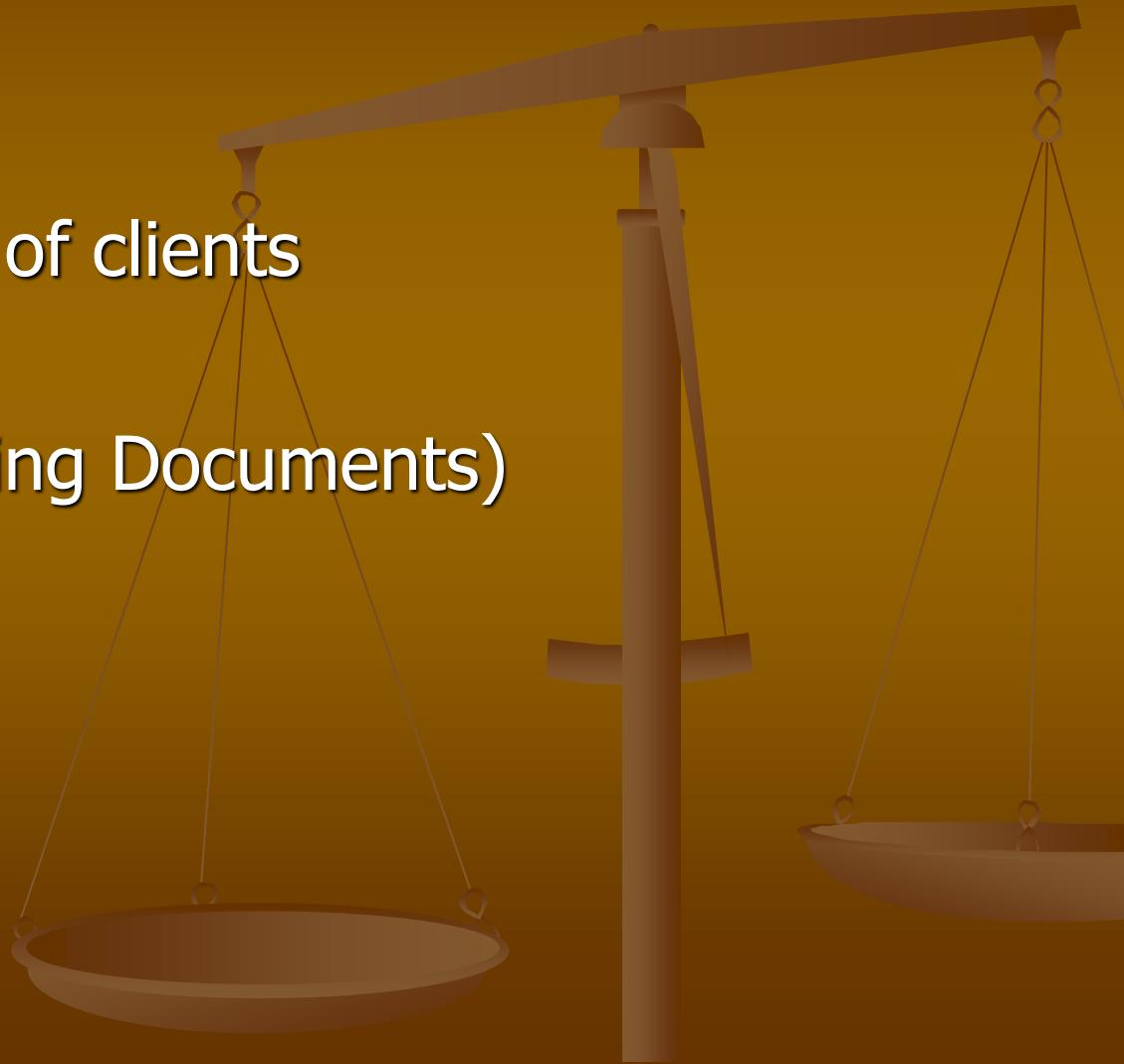
- Gatekeeping function
- Necessity of lawyers
- Influential profession



The Legal Profession

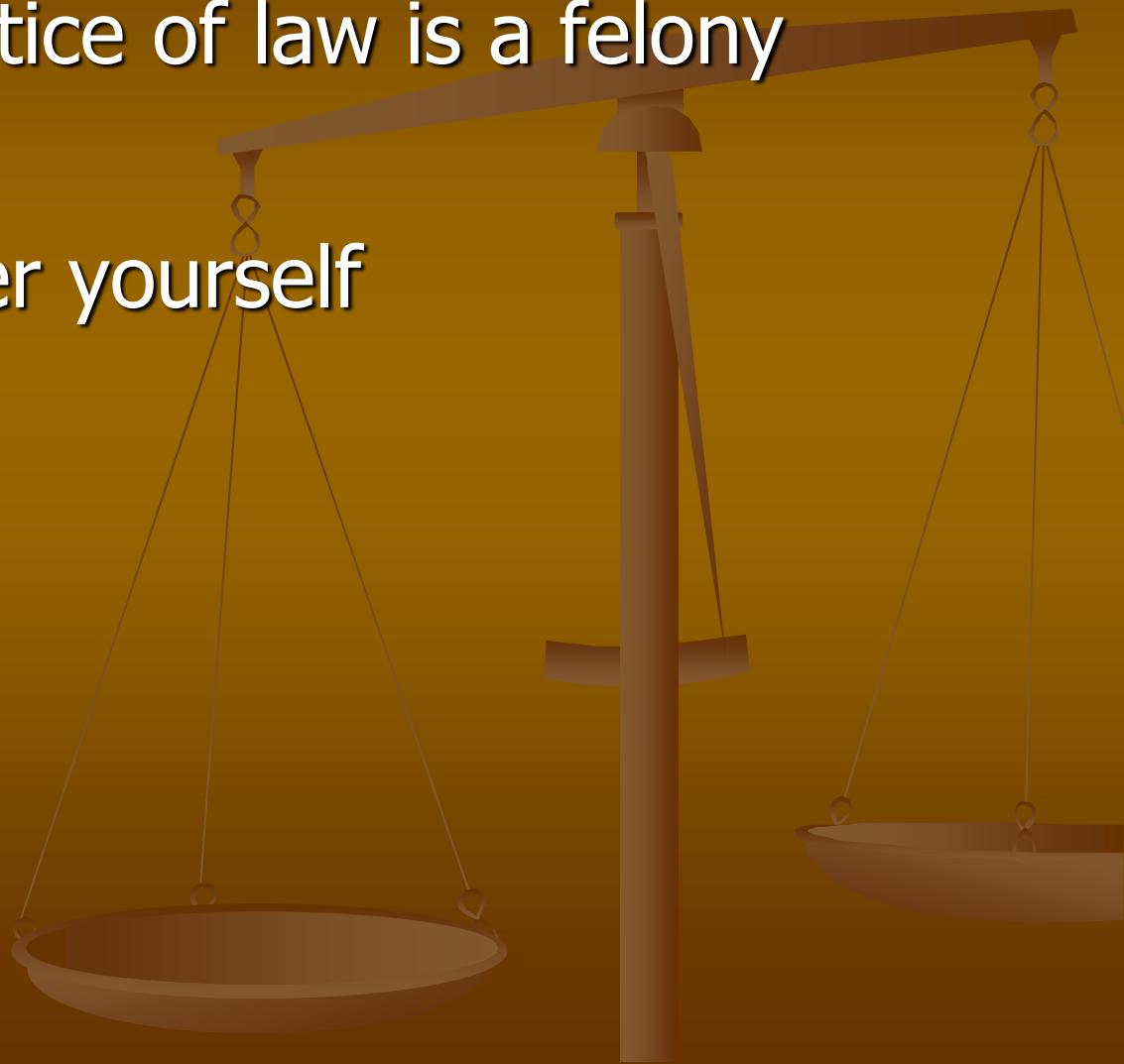
■ Lawyers' Work

- Litigation
- Representation of clients
- Negotiation
- Securing (Drafting Documents)
- Counsel



Alternatives?

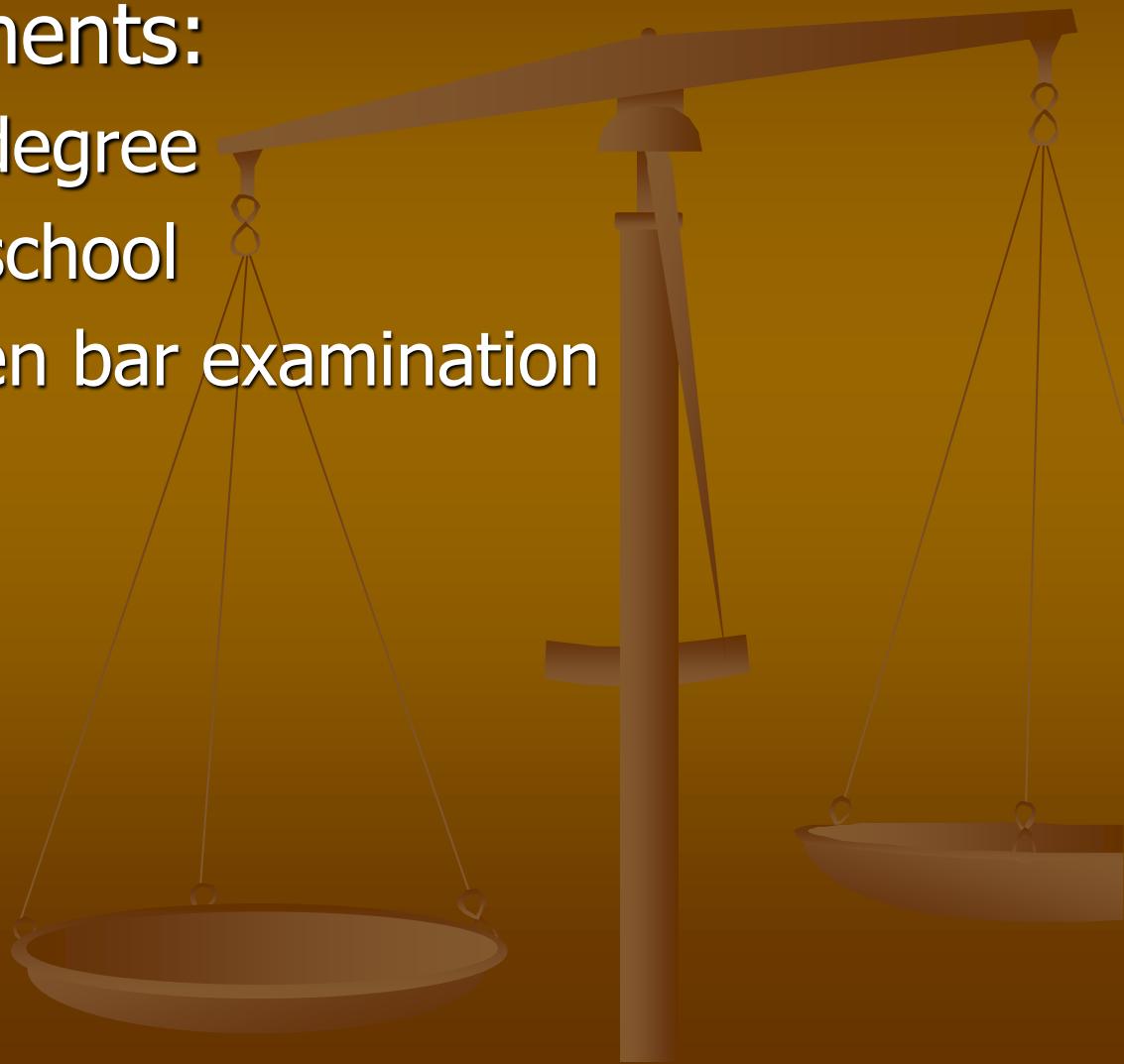
- Unlicensed practice of law is a felony
- Pro se
- Become a lawyer yourself



Entry into the Legal Profession

■ Formal requirements:

- 4-year college degree
- 3 years of law school
- Passing a written bar examination
- Variation



Law School

■ Acceptance Criteria

- GPA
- Law School Admission Test
- Quality of Undergraduate Institution
- Letters of Recommendation
- Personal Statement
- Prior Work Experience
- Personal interview

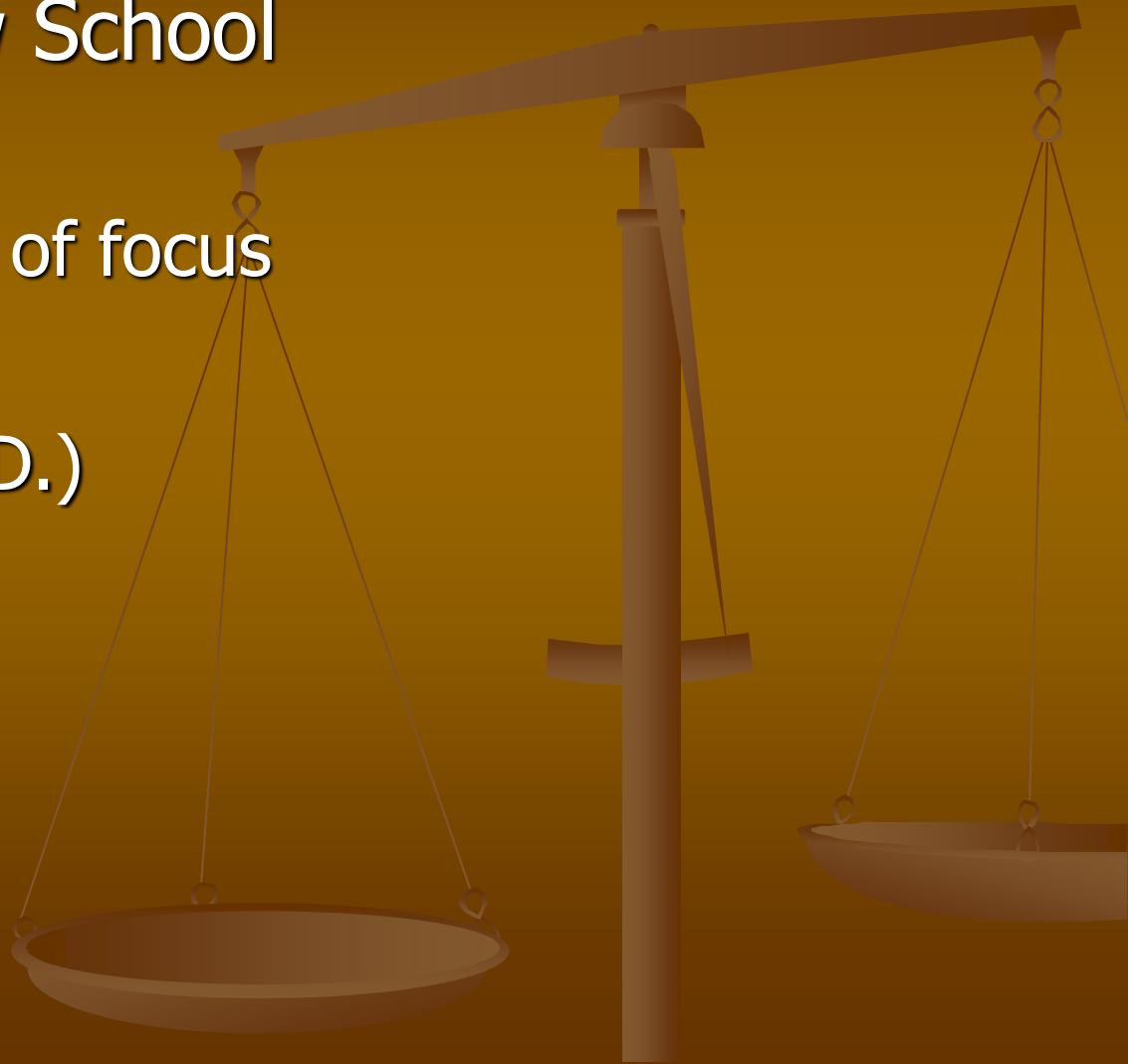
■ Picking a School

- ABA accredited
- U.S. News & World Reports Law School Rankings

Law School

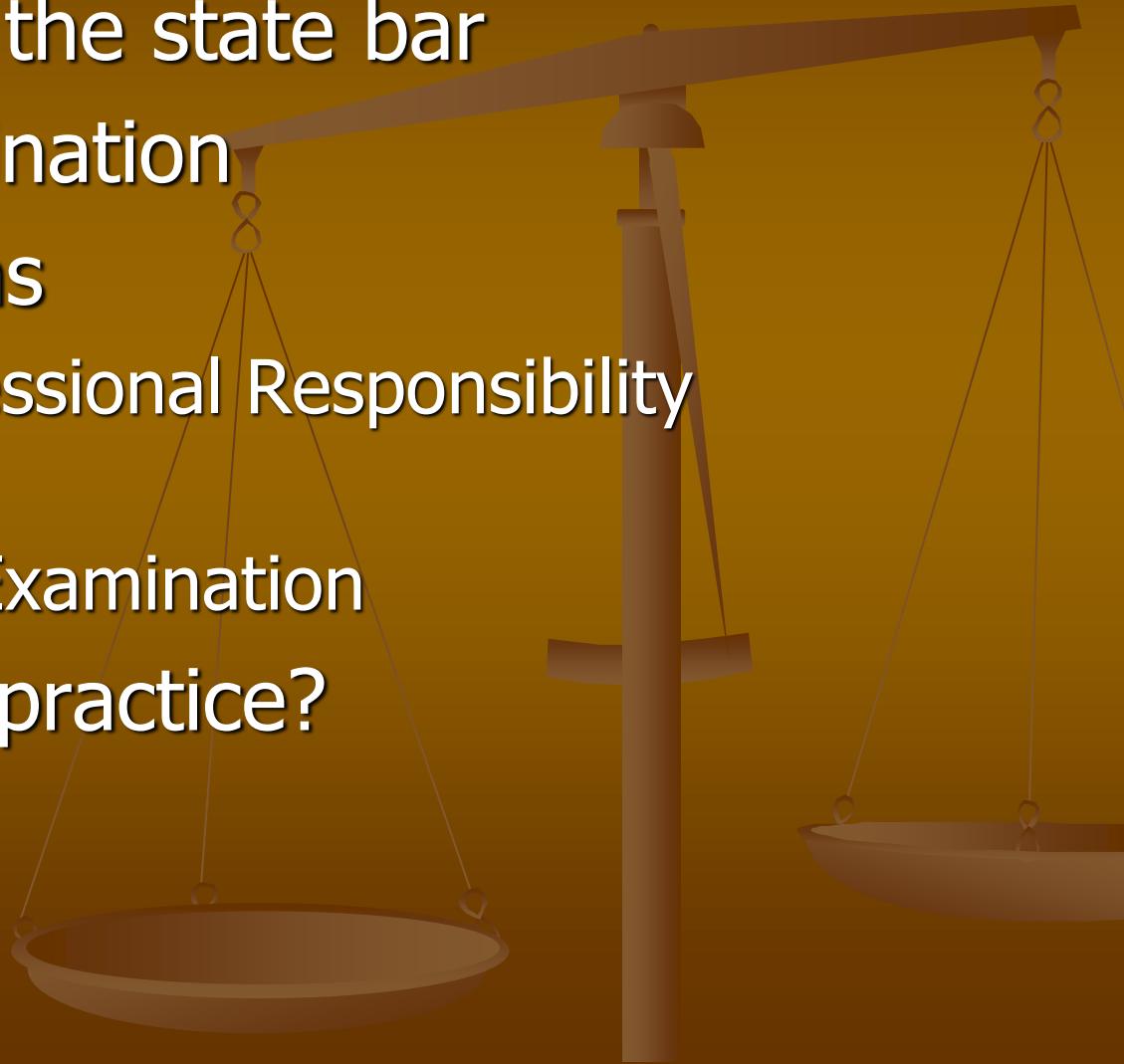
■ Studying at Law School

- The first year
- Picking an area of focus
- Lithwick
- Juris Doctor (J.D.)



Becoming Licensed

- Must be part of the state bar
- State Bar Examination
- Additional Exams
 - Multistate Professional Responsibility Examination
 - Multistate Bar Examination
- Where can you practice?



Where Will You Work Now?

- Private Practice (78%)
 - 18% Large Law Firms
- Business (9%)
- Government (11%)
 - 1/3 federal
 - 2/3 state and local



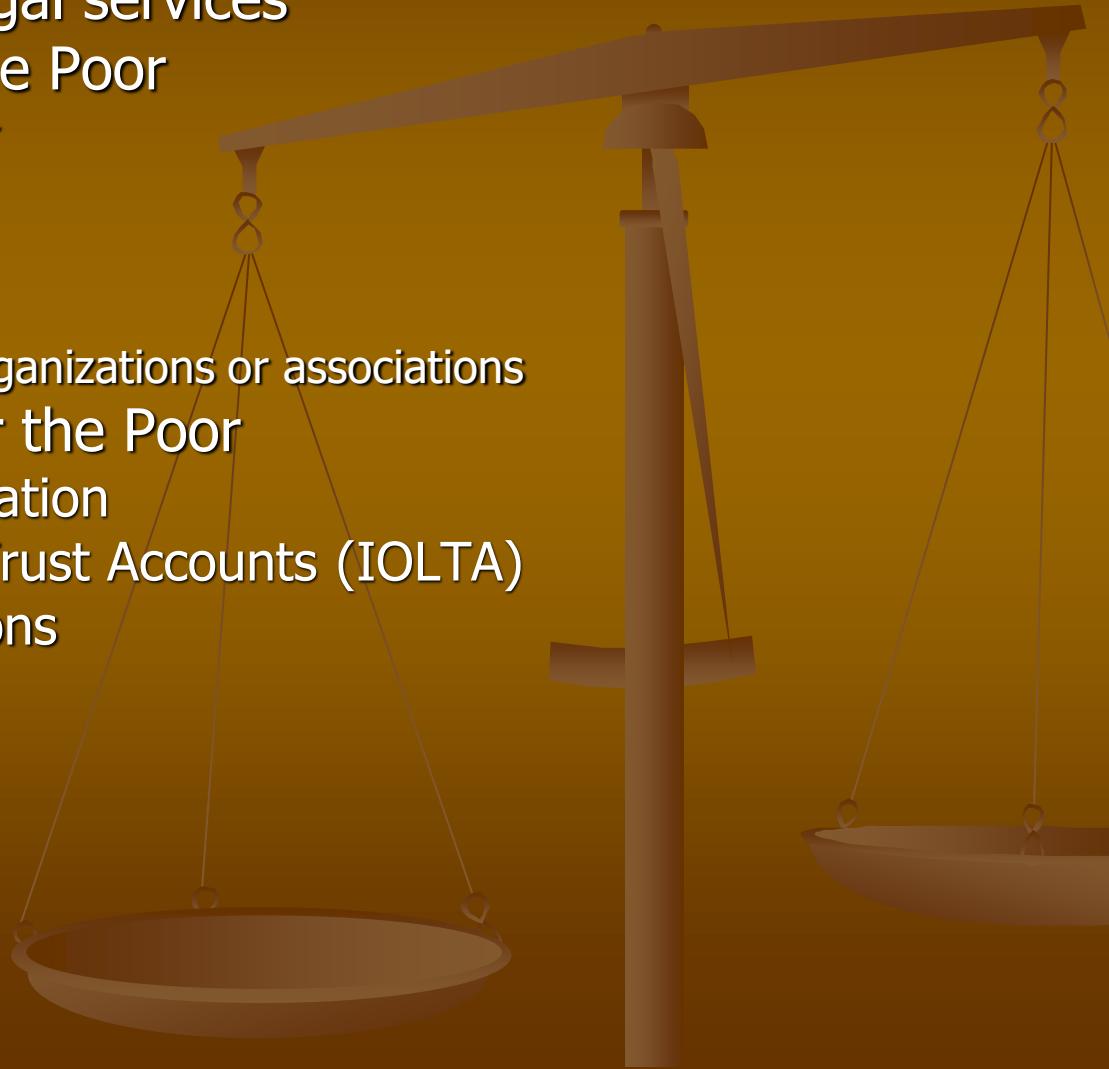
What Will You Do?

- Specialization
 - By activity
 - By legal issue
 - By client



The Provision of Legal Services

- Barriers to access of legal services
- Criminal Defense for the Poor
 - *Gideon v. Wainwright*
 - Three systems:
 - Public Defender
 - Assigned Counsel
 - Contracts with bar organizations or associations
- Civil Representation for the Poor
 - Legal Services Corporation
 - Interest of Lawyers' Trust Accounts (IOLTA)
 - Non-traditional solutions
 - Advertising
 - Legal Services Plans
 - Contingent Fees



The Lawyer-Client Relationship

- Competence
- Faithful Representation
 - Fees and Fee Structures
 - Hourly
 - Per Job
 - Contingency
 - Retainer
 - Conflicts of Interest



Remedies

- Malpractice Suits
- Disciplinary Action
 - Process:
 - Complaint
 - Investigation
 - Formal charges
 - Hearing
 - Disciplinary Action

