

Judicial Branch in a Flash

It's All About the Robes

Actually, it's not. The cool black robes judges wear are the first things a lot of people think of when they hear the word "judicial." But the first thing you really need to know is how courts were created. The only court the United States Constitution actually creates is the Supreme Court—the highest court in the country. The Constitution also allows Congress to create other courts. When Congress created those courts, the federal court system was born.



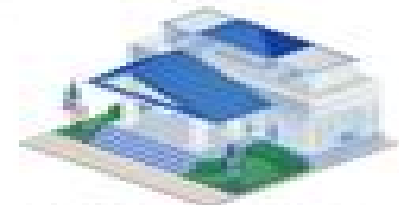
The federal system is divided into 12 districts called circuits.

Two Court Systems

Here's the confusing part: There are two systems of courts in the United States. The federal court system deals with disputes about laws that apply to the entire United States. State court systems mostly deal with disputes about state laws. Each state has its own court system created by its own state constitution. Whether people take their case to a federal or state court depends on the laws involved in the case. The good news is that state court systems usually work just like the federal court system.

Which Court to Use

Each court system deals with certain kinds of cases. Federal courts hear cases involving federal laws, the U.S. Constitution, or disputes between citizens of different states. State courts hear cases involving state laws or the state's constitution. They also deal with disagreements between citizens of the state. State courts normally resolve the kinds of issues you hear about in everyday life, such as family matters, accidents, crimes, and traffic violations.



Most legal issues that people have get resolved in the state court system.

Civil

relating to the rights of citizens

Criminal

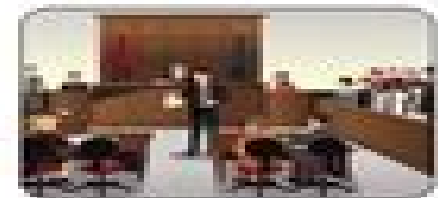
relating to crime

Criminal v. Civil

Most trials you see on TV involve a person who has been accused of a crime. But criminal cases are not the only kind of cases that go to trial. Sometimes people have a disagreement that they can't resolve on their own. Often, one side feels that the other side violated their rights in some way. This kind of case is called a civil case. The goal of a civil case is not to find out whether someone is innocent or guilty, but to decide which side's version of the story is correct.

You're On Trial!

The trial court is the first court to hear a case. Both the state and federal systems have trial courts. In the federal system, the trial court is called a District Court. In the trial court, lawyers use evidence to try to prove that their client's side of the story is what really happened. Evidence can be almost anything—witnesses, videos, photographs, a letter, a piece of fabric, or even a murder weapon! In a jury trial, a group of twelve people listen to the evidence and decides who wins the case. That decision is called the verdict. In a bench trial there is no jury, so the judge gives the verdict.



Which side did you support?

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Philip Roden



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Table of Contents Unit 4 The Judicial Branch Answers

1. Understanding the eBook Unit 4 The Judicial Branch Answers
 - The Rise of Digital Reading Unit 4 The Judicial Branch Answers
 - Advantages of eBooks Over Traditional Books
2. Identifying Unit 4 The Judicial Branch Answers
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Unit 4 The Judicial Branch Answers
 - User-Friendly Interface
4. Exploring eBook Recommendations from Unit 4 The Judicial Branch Answers
 - Personalized Recommendations
 - Unit 4 The Judicial Branch Answers User Reviews and Ratings
 - Unit 4 The Judicial Branch Answers and Bestseller Lists
5. Accessing Unit 4 The Judicial Branch Answers Free and Paid eBooks
 - Unit 4 The Judicial Branch Answers Public Domain eBooks
 - Unit 4 The Judicial Branch Answers eBook Subscription Services
 - Unit 4 The Judicial Branch Answers Budget-Friendly Options

6. Navigating Unit 4 The Judicial Branch Answers eBook Formats
 - ePub, PDF, MOBI, and More
 - Unit 4 The Judicial Branch Answers Compatibility with Devices
 - Unit 4 The Judicial Branch Answers Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Unit 4 The Judicial Branch Answers
 - Highlighting and Note-Taking Unit 4 The Judicial Branch Answers
 - Interactive Elements Unit 4 The Judicial Branch Answers
8. Staying Engaged with Unit 4 The Judicial Branch Answers
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Unit 4 The Judicial Branch Answers
9. Balancing eBooks and Physical Books Unit 4 The Judicial Branch Answers
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Unit 4 The Judicial Branch Answers
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Unit 4 The Judicial Branch Answers
 - Setting Reading Goals Unit 4 The Judicial Branch Answers
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Unit 4 The Judicial Branch Answers
 - Fact-Checking eBook Content of Unit 4 The Judicial Branch Answers
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements

-
- Interactive and Gamified eBooks

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