

Unit 6 - Study Guide - The Judicial Branch

Directions:

- Read the text to review the topics.
- Answer all of the questions **highlighted in yellow**.
- Review the slides and other resources as needed.
- If you need help, please send me an email.
- The test may include items NOT on this study guide.

Vocabulary: Review the Unit 6 Vocabulary ([link](#)).

Landmark Supreme Court Cases ([link](#)):

Study the cases below. Know the holding/outcome for each case.

- ***Marbury v. Madison (1803)***: Judicial Review.
 - The judicial branch can overturn the actions of the other branches.
- ***Miranda v. Arizona (1966)***: Due Process.
 - Someone under arrest must be made aware of his or her rights before police questioning.
- ***Tinker v. Des Moines (1969)***: 1st Amendment, Freedom of Speech.
 - Students retain free speech rights while at school, so long as their speech is not substantially disrupting the school's function.
- ***New Jersey v. T.L.O. (1985)***: Probable Cause; 4th Amendment; privacy.
 - School officials do NOT need to obtain a warrant before searching a student who is under their authority. School officials only need to have probable cause to search a student.
- ***McDonald v. Chicago (2010)***: 2nd Amendment.
 - The 2nd Amendment also applies to the states, not just the federal government. States cannot ban the ownership of handguns for self defense.
- ***United States v. Nixon (1974)***: Separation of Powers; Rule of Law.
 - Executive privilege is a limited power and can't be used to avoid subpoenas.
- ***Brown v. Board of Education (1954)***: Equal Protection.
 - Schools cannot discriminate on the basis of race. Separate schools are inherently unequal.
- ***Baker v. Carr (1962)***: 14th Amendment; Equal Protection.
 - When redistricting, each district within a state must be of virtually equal population.

Organization of the Judicial Branch ([slides](#))

The role of courts in society is to settle disputes. Instead of settling disputes based on who is more powerful or who has more money, we use the legal system. By using courts to settle disputes we uphold the **rule of law**.

Rule of law is the principle that no individual, group, organization, or governmental entity is above the law and that laws are applied fairly.

The United States has what is called a [dual court system](#) (click link). This means there are both national and state courts. Cases begin at trial courts, where decisions on the facts of the case are made. When a party to a case is not happy with the outcome, they may be entitled to an appeal. Each state has an appeals court and a supreme court. The final court of appeal in all cases is the U.S. Supreme Court.

Unit 5 The Judicial Branch Study Guide

Russell S. Spindler



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[A Reference Guide for English Studies](#) Michael J. Marcuse, 1990-01-01. This text is an introduction to the full range of standard reference tools in all branches of English studies. More than 10,000 titles are included. The Reference Guide covers all the areas traditionally defined as English studies and all the field of inquiry more recently associated with English studies. British and Irish, American and world literatures written in English are included. Other fields covered are folklore, film, literary theory, general and comparative literature, language and linguistics, rhetoric and composition, bibliography and textual criticism, and women's studies.

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[Social Studies for Secondary Schools](#) Alan J. Singer, 2008-10-26. This popular text advocates an inquiry and activity-based view of social studies teaching that respects the points of view of students and teachers. Based in practice and experience, it offers systematic support and open, honest advice for new teachers. It is conversational, not pedantic, and provides lots of examples. While the structure and most of the topics remain largely the same as before, this Third Edition presents new lesson ideas in every chapter, especially designed to help

new teachers to address learning standards to work in inclusive settings and to promote literacy and the use of technology in social studies classrooms puts a heavier focus on what is important to know and why includes new essays on the politics of social studies education responds to opponents of project or activity based social studies instruction and multicultural education with a sharpened defense of both of these approaches throughout the book Intended as a text for undergraduate and graduate pre service social studies methods courses this text is also useful for in service training programs as a reference for new social studies teachers and as a resource for experienced social studies educators who are engaged in rethinking their teaching practice **Study Guide to Accompany West's Legal Environment of Business** Roger LeRoy Miller,2001 *Latin American History I* Russell S. Spindler,1962 The Road to the White House ,2003 The Road to the White House Electing the American President

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