

# Unit 01: Nature and Sources of Law

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## 1. Unit 01: Nature and Sources of Law

## 4. Chapter: Unit 01: Nature and Sources of Law

### 1. Unit 01: Nature and Sources of Law Questions

#### 4.1.1. A writ of certiorari is:

Author: Kevin Moquin

A writ of certiorari is:

Please choose only one answer:

- a petition filed with a supreme court arguing why the case should be heard.
- a written decision of the United States Supreme Court.
- a unanimous decision of a supreme court with written opinions from each justice.
- a brief filed by nonlitigants with permission of the court to inform and persuade.

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#### 4.1.2. According to the doctrine of stare decisis:

Author: Kevin Moquin

According to the doctrine of stare decisis:

Please choose only one answer:

- lower courts must follow precedent set by higher courts whenever possible.
- the Supreme Court is free to ignore its own previous decisions.
- the decisions of American courts are required to be in writing.
- Congress is required to follow decisions of the courts when passing legislation.

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### 4.1.3. In the United States, judicial review is:

Author: Kevin Moquin

In the United States, judicial review is:

Please choose only one answer:

- the process by which courts can review a law before it is passed.
- the power of courts to declare legislative or executive acts unlawful.
- the power of appeals courts to overturn decisions of lower courts.
- the process by which the legislature can overturn court decisions.

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#### 4.1.4. International customary law:

Author: Kevin Moquin

International customary law:

Please choose only one answer:

- has been established by the United Nations.
- is composed of long-standing international practices that have the force of law.
- is a body of law created by treaties between various nations.
- has no real legal effect.

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#### 4.1.5. Law created by legislative bodies is known as:

Author: Kevin Moquin

Law created by legislative bodies is known as:

Please choose only one answer:

- regulations.
- statutory law.
- secondary law.
- common law.

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#### 4.1.6. The authority of federal courts to hear cases involving plaintiffs ...

Author: Kevin Moquin

The authority of federal courts to hear cases involving plaintiffs and defendants from different states in cases with claims exceeding \$75,000 is called \_\_\_\_\_ jurisdiction.

Please choose only one answer:

- federal question
- original jurisdiction
- diversity jurisdiction
- general jurisdiction

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#### 4.1.7. The philosophy of law is also known as:

Author: Kevin Moquin

The philosophy of law is also known as:

Please choose only one answer:

- legal positivism.
- jurisprudence.
- legal realism.
- natural law.

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#### 4.1.8. To ensure fundamental fairness and decency in government actions, g...

Author: Kevin Moquin

To ensure fundamental fairness and decency in government actions, governments must guarantee:

Please choose only one answer:

- complete equality.
- local control.
- freedom of trade.
- due process.

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#### 4.1.9. Vice laws would include all of the following EXCEPT:

Author: Kevin Moquin

Vice laws would include all of the following EXCEPT:

Please choose only one answer:

- a law prohibiting gambling.
- a law criminalizing prostitution.
- a law banning the consumption or production of alcohol.
- a law imposing a time limit within which a suit can be brought.

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#### 4.1.10. Which of the following would be considered a primary source of law?

Author: Kevin Moquin

Which of the following would be considered a primary source of law?

Please choose only one answer:

- A treatise on torts.
- A legal encyclopedia.
- A government regulation.
- A law review article.

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