THE LAW STUDENTS' GUIDE TO EFFECTIVE LEGAL WRITING

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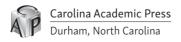
LAW STUDENTS' GUIDE

TO

EFFECTIVE LEGAL WRITING

Edward H. Telfeyan

McGEORGE SCHOOL OF LAW



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Preface

This textbook is the result of over two decades of teaching legal writing to students at the University of the Pacific's McGeorge School of Law. It draws heavily from the "white-glove inspection," which I developed a few years after beginning my work at McGeorge in 2000.

The writing and research topics I cover in the book are those that my colleagues and I teach in our Global Lawyering Skills classes at McGeorge. Over the years, however, I have added some of my own concepts to the material, which is largely why I chose to author this textbook. The book is intended to supplement the material presented by my colleagues in our "Legal Writing and Global Lawyering Skills" textbook, now in its third edition (West Publishing), and in any other of the fine basic legal writing textbooks that are currently in use. To the extent that what I offer in this textbook differs from anything presented in those publications, I only intend to provide other ways to consider and understand the basic principles of effective legal writing and analytic reasoning.

The book is structured in line with the ten steps of the white-glove inspection. Thus, after introducing the specific steps of the inspection in Chapter One, I explain the ways to organize legal documents in Chapter Two. In Chapter Three, I discuss the way paragraphs need to be crafted and how they can be understood within the basic paradigms for objective and persuasive legal writing.

In Chapter Four, I explain the purpose and value of headings and umbrella paragraphs in legal documents. In that chapter, I also describe the organizational devices that lawyers use in legal documents and how organizational impediments can appear in legal documents. In Chapter **xiv** Preface

Five, I explain the importance of well-written sentences in legal documents. In that chapter, I also review the ways in which sentences can be effectively constructed, the barriers to effective construction, and the value of perfectly constructed rule statements and headings.

In Chapter Six, I review all of the basic rules of grammar and punctuation that students need to know to avoid the kinds of errors in legal documents that can badly influence a reader's impression of a document's potential impact. In Chapter Seven, I provide a guide to effective legal research and explain the general citation methods that must be part of a completed legal document.

And, finally, in Chapter Eight, I explain how each of the ten steps of the white-glove inspection should be conducted, what possible errors can be found by conducting each step, and the value of "cleaning as you go" in drafting any legal document.

Throughout the book, I stress the importance of precision, clarity and brevity in all legal documents. My goal is to impress on students the dedication to professionalism that should be evident in all of their written communications as attorneys. That professionalism will then be evidenced by their reader-friendly, error-free legal documents.

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In addition to my excellent research assistant, Sharon Witkin, I am indebted to many of my past students who helped me conceptualize this project. In particular, I thank Joshua Bailey (JD, McGeorge 2020) for his invaluable assistance on the drafts of several chapters. And for last edits and final white-gloving, Dan Croxall and Jeri Paik were as diligent as I

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hope I was in putting it all together. Any remaining white-glove glitches are wholly mine and serve as proof that perfect error-free writing is always worth another inspection.