

LEGAL TERMINOLOGY & DEFINITIONS

acknowledgment: the act of going before a qualified officer (e.g., Clerk) and declaring the validity of the document. The officer certifies same, whose certification is known as the acknowledgment.

acquit: the act of freeing a person from the charge of an offense by means of a decision, verdict or other legal process; to discharge.

action: a civil judicial proceeding whereby one party prosecutes another for a wrong done or for protection of a right or prevention of a wrong; requires service of process on adversary party or potentially adversary party.

actual place of business: Any location that the defendant, through regular solicitation or advertisement, has held out as its place of business (sec. 308.6 CPLR).

ad damnum: clause of a pleading alleging amount of loss or injury.

adjournment: a temporary postponement of the proceedings of a case until a specified future time.

adjudicate: to hear or try and determine judicially.

adversary: An opponent. The defendant is the plaintiff's adversary.

adversary system: the system of trial practice in the U.S. and some other countries in which each of the opposing, or adversary, parties has full opportunity to present and establish its opposing contentions before the court.

affiant: one who swears to an affidavit; deponent.

affidavit: a sworn or affirmed statement made in writing and signed; if sworn, it is notarized.

affinity: Related by marriage; family relation from one's spouse's family.

affidavit of service: an affidavit intended to certify the service of a writ, notice, or other document.

affirm: an act of declaring something to be true under the penalty of perjury by a person who conscientiously declines to take an oath for religious or other pertinent reasons.

affirmation: A solemn and formal declaration under penalties of perjury that a statement is true, without an oath.

affirmed: Upheld, agreed with (e.g., The Appellate Court affirmed the judgment of the City Court).

allegation: the assertion, declaration, or statement of a party to an action, made in a pleading, setting out what the party expects to prove.

allege: To assert a fact in a pleading.

alternate juror: a juror selected as substitute in case another juror must leave the jury panel.

amend: To change.

amicus curiae: A Friend of the Court. A non-party to a proceeding that the Court permits to present its views.

annul: to make void, as to dissolve the bonds of marriage.

answer: a paper submitted by a defendant in which he/she responds to and/or denies the allegations of the plaintiff.

appeal: a proceeding to have a case examined by an appropriate higher court to see if a lower court's decision was made correctly according to law.

appearance: the participation in the proceedings by a party summoned in an action, either in person or through an attorney.

appellant: the party who takes an appeal to a higher court.

appellee: the party against whom an appeal is taken.

arbitration: the submission voluntarily or involuntarily of a disputed matter to selected persons and the substitution of their award or decision for the judgment of a court or its confirmation by the court as a judgment of the court.

argument: a reason given in proof or rebuttal.

at issue: whenever the parties to a suit come to a point in the pleadings which is affirmed on one side and denied on the other, they are said to be "at issue."

attachment: The taking of property into legal custody by an enforcement officer (see specialty section: Recovery of Chattel).

attestation: the act of witnessing an instrument in writing at the request of the party making the same, and subscribing it as a witness.

attorney of record: attorney whose name appears in the permanent records or files of a case.

award: A decision of an Arbitrator.

bail: the security given (or posted) to ensure the future appearance of a defendant.

bar: 1. Prohibit - to bar the prosecution of an action. 2. The members of the legal profession.

bench: The Judge's seat or the judge, himself/herself, (e.g., the attorney addressed the bench).

bifurcated trial: a case in which the trial of the liability issue in a personal injury or wrongful death case is heard separate from and prior to trial of the damages in question.

bill of costs: A written statement of the itemized taxable costs and disbursements.

bill of particulars: factual detail submitted by a claimant after a request by the adverse party which details, clarifies or explains further the charges and/or facts alleged in a pleading.

brief: a written or printed document prepared by the lawyers on each side of a dispute and submitted to the court in support of their arguments - a brief includes the points of law which the lawyer wished to establish, the arguments the lawyer uses, and the legal authorities on which the lawyer rests his/her conclusions.

calendar call: the calling of matters requiring parties, or their attorneys, to appear and be heard, usually done at the beginning of each court day.



Studies In Legal Terminology

J Dewey



Studies In Legal Terminology:

Studies In Legal Terminology: Bestsellers in 2023 The year 2023 has witnessed a remarkable surge in literary brilliance, with numerous compelling novels captivating the hearts of readers worldwide. Lets delve into the realm of top-selling books, exploring the fascinating narratives that have charmed audiences this year. The Must-Read : Colleen Hoover's "It Ends with Us" This heartfelt tale of love, loss, and resilience has captivated readers with its raw and emotional exploration of domestic abuse. Hoover expertly weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can prevail. Studies In Legal Terminology : Taylor Jenkins Reid's "The Seven Husbands of Evelyn Hugo" This intriguing historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reid's compelling storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Studies In Legal Terminology : Delia Owens' "Where the Crawdads Sing" This mesmerizing coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens spins a tale of resilience, survival, and the transformative power of nature, captivating readers with its evocative prose and mesmerizing setting. These popular novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of engaging stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a brilliant and thrilling novel that will keep you guessing until the very end. The novel is a cautionary tale about the dangers of obsession and the power of evil.

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