

Bar Exam Essay Writing Using IRAC

Professor Klare

The purpose of essay exam writing is to test your knowledge of the law but more importantly to test your ability to analyze by applying the facts to the law. This is no different then the problem solving which is required of practicing lawyers.

1. **Passing the Bar Exam:** Preparation, Preparation, Preparation: Know the legal principles/law and practice taking the exams. Review the answers even if you get them correct.

2. **Tips For Taking the Exams.**

a. Read the Instructions Very Carefully. A number of lost points are from failure to follow the instructions. For example, on the MPT you may be asked to draft a memo. Or you may be asked to write a will. Or you may be asked to decide whether the court's ruling on a motion to dismiss is correct. Therefore, to get points you must draft a memo or write a will.

b. Read the Question Carefully and Understand the Question. What is the question asking you to do? What are you asked to resolve? For example, discuss the criminal liability of A B and D. Is X liable for Y's negligence? How should the appellate court rule? Was the court's ruling for excluding the testimony of A correct? How should the court rule on C's motion to dismiss?

c. Read the Facts Carefully. Who are the parties? What are the legal theories/rules that apply? Which facts are relevant to the issue(s)? Do not assume facts and do not restate them as you would in a memo. Take facts at face level. For example, Dan had a blood alcohol of .20. Do not say assuming Dan was legally drunk.

USE the facts and weave them into your answer.

e. Organize your Answer. A common problem is lack of organization. Make a brief outline or notes in order not to forget. For example, list issue(s) and material facts in the margin. Do not make an extensive outline; it takes too much time. Label the parts of your answer. For example, Ruling 1, Ruling 2. Leave space in case you want to add to your answer later.

f. Answer the Question Completely. Identify and write each rule that corresponds to the question. Apply the rule to the facts and state a conclusion.

Do not cut the application/analysis short. Do not state the conclusion immediately after the rule because you may tend to forget the explanation as to why you have reached that conclusion. Make sure you offer the rule and the analysis. Apply the facts to the rule/law. State why these facts are relevant and support your conclusion. Repeat for each issue.

Remember do not be over inclusive and do not be conclusory. Analyze/Apply the facts to the law.

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Mary Basick, Tina Schindler

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What Not to Write Tania N. Shah, Melissa A. Gill, 2009 No lecture on technique or the substantive law prepares you for writing bar exam essays like reading and critiquing actual scored essays and performance tests All of the sample essays and performance test in What NOT to Write have been written by bar candidates Nothing not even grammar or spelling has been changed Through step by step instruction examples and critiques What NOT to Write gives you insight into and practice writing consistently strong bar exam answers in the allotted amount of time Authored by the founder and head instructor for LawTutors a highly respected bar exam preparation program What NOT to Write features Real essay answers to real bar exam questions Real performance tests answers to real bar exam questions Step by step guidance on how to successfully write the answer to a bar exam essay question Opportunities to practice writing bar exam answers and performance tests Exercises in critiquing sample essays both good and bad ones Self critiquing exercise The authors critical analysis of both high scoring and low scoring essays Critiques highlight similarities between all bad essays and all good essays Exam taking advice and suggestions A flexible organization from top scoring essays to lowest scoring essays which can alternatively be covered from back to front Rules of law are signposted and explained where applicable *Examples of Passing Bar Essays* Californiabarhelp com, 2015-08-31 Examples Of Passing Bar Essays authored by Gregorian Law Library books Written By An Experienced Bar Exam Expert LOOK INSIDE **Essay Exam Writing for the California Bar Exam** Mary Basick, Tina Schindler, 2012 Based on the authors proven effective methodology Essay Exam Writing for the California Bar Exam contains everything you need to pass the essay portion of the California bar exam Your roadmap to success it combines instruction and practice in essay writing fact analysis and issue spotting with a remarkably efficient review of substantive law Along the way you ll learn how to manage your time develop a strategy for improving your testing performance and ensure the consistent quality of your answers Essay Exam Writing for the California Bar Exam From beginning to end it s all here The elements of a passing essay Format Issues Rules Analysis Conclusion How to spot the issues and cite the rule correctly How to use the facts to craft effective analysis Making it easy for the exam grader to locate your analysis of the issues Practice Essays and Answer Grids based on analysis of previous California bar exams Sample essay answers that provide a model of a passing answer Self assessment and strategy how much time to spend on each issue in light of time constraints Troubleshooting tips to improve exam performance An efficiently condensed user friendly review of substantive law Focusing on the relationships among the rules Prioritizing most frequently tested topics Issues Tested Matrix a detailed graph that analyzes the questions asked in each subject over the past 25 years broken down by sub topic frequency Issues Checklist a one page list of the issues tested in each subject organized to aid issue spotting Memorization Attack Sheet a bulleted list of the rules that apply to the Issues Checklist a tool for memorization that also reinforces issue spotting skills Annotated Rule Outline a more complete version of the rules in grammatically correct language annotated with fact triggers where helpful to

assist with issue spotting **Passing the Baby Bar Means Solutions** Obi Jideifo Barrister-at-law, Obi Jideifo, 2014-10-23
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