



The University of New Mexico

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Comparative and Historical Perspectives of Law

Semester I, 1999

UNM School of Law
Final Examination
Two Credits

Professor Hall
Friday, December 10, 1999
1:30 to 3:30 p.m.

Instructions

1. This is a **CLOSED BOOK EXAMINATION**. No notes or other materials may be used.
2. There are two parts to the exam. Part One consists of two focusing-like questions and Part Two consists of one broader essay question.
3. Both parts of the exam are equally weighted, so you should allocate approximately thirty minutes for each question in Part One (for a total of one hour) and approximately one hour for Part Two.
4. On each blue book, write the subject, professor's name, and your exam number. **DO NOT WRITE YOUR NAME ON THE BLUE BOOKS.**
5. For students typing their exams: Type or write the information that would appear on the front of the blue book at the top of the first page of your answer. Put your exam number on each typed page.

Good luck and have a Happy Holiday season!

Part One (one hour)

1. In what ways do recent developments in Mexican law reflect a melding of the civil and common law traditions and in what ways is Mexico still a civil law country?
2. How and to what extent does the ADR (alternative dispute resolution) movement represent a shift away from the traditional role of lawyers as advocates of a client's cause and what, if any, are the problems with that movement?

Part Two (one hour)

Imagine, if you will, a world in which time has been erased. Justinian, as ever the imperial ruler of a fast-fading empire, gives up feeding at the public trough. He decides to earn an honest living by going to law school and becoming a lawyer. He presents himself to the only law school around, The Duncan Kennedy School of Law. Dean Kennedy doesn't want to let Justinian in. To his mind Justinian is not a promising law student. In the interests of fairness, however, Kennedy establishes an independent hearing panel. Justinian will speak on his vision of law, lawyers and law schools and can bring one other historical or current figure to speak in favor of Justinian's position and admission. Kennedy will do likewise, arguing against Justinian's position. Please summarize the positions of the four speakers and in one sentence, the decision of the panel.