

A

AMERICAN LEGAL HISTORY  
EXAMINATION

Prof. Ariens  
April 30, 1990  
9:00 a.m.-12:00 noon

This examination is for the students in American Legal History who opted not to write a paper. It consists of two essay questions of equal weight. You are to discuss both questions within the limitations of the three (3) hour examination period. You are limited to one (1) 8x10" sixteen (16) page bluebook. This examination is an open book examination. You are permitted to bring to the exam anything you think will be helpful in discussing the questions posed. Your exams will be graded anonymously, and you are not to identify yourself in your bluebook in any manner. Please write clearly, in black or blue ink.

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EXAMINATION

QUESTION I

"The attempt in Reasoned Elaboration to reconstruct a wall separating law and politics was destined to fail for both jurisprudential and 'law-related' reasons." Discuss.

QUESTION II

"The notion that there is a difference between what we call 'private' law and what we call 'public' law is based on propaganda originally disseminated during the American Industrial Revolution of the late 19th century. The purposes of those propagandists were both economic and ideological." Discuss.

END OF EXAM