

ST. MARY'S UNIVERSITY SCHOOL OF LAW

AMERICAN LEGAL HISTORY LW 6707  
Professor Michael Ariens

FINAL EXAMINATION  
SPRING 1992

INSTRUCTIONS

1. This examination consists of one (1) page, excluding this page, and two equally weighted questions. Please write your examination number on your bluebook immediately.
2. This examination must be completed within three (3) hours. If you do not hand in the examination when the proctor informs you that the examination period is completed, the proctor has my permission to leave without collecting your examination, in which case you will receive a failing grade.
3. If you identify yourself in any way in this examination, you will receive a failing grade, and you will be in violation of the Code of Student Conduct.
4. You may use your assigned or recommended texts, your notes, any outline or any other materials you believe may be helpful. You must use black or blue ink when writing your answers, and your answers must be contained in one (1) sixteen (16) page bluebook which will be provided to you at the examination. You may write on every line on one side of the page, or every other line on both sides of the page.
5. At the end of the examination, please return your bluebook and this cover page to the proctor. You may keep your examination if you wish.

I HAVE NEITHER GIVEN NOR RECEIVED UNAUTHORIZED AID IN TAKING THIS EXAMINATION, NOR HAVE I SEEN ANYONE ELSE DO SO.

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EXAM NUMBER

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QUESTION I

"The 'moral-formal' dilemma which Northern anti-slavery judges faced in the antebellum United States is evidence that judging must be based in part on legal formalism, and any kind or form of legal thought which fails to recognize this is doomed to fail." Discuss.

QUESTION II

"To understand the history of American law, there is nothing more important than understanding the importance of the legal institutions protecting the private ownership of property." Discuss.

END OF EXAM