

How to Brief a Case Using the “IRAC” Method

When briefing a case, your goal is to reduce the information from the case into a format that will provide you with a helpful reference in class and for review. Most importantly, by “briefing” a case, you will grasp the problem the court faced (the issue); the relevant law the court used to solve it (the rule); how the court applied the rule to the facts (the application or “analysis”); and the outcome (the conclusion). You will then be ready to not only discuss the case, but to compare and contrast it to other cases involving a similar issue.

Before attempting to “brief” a case, read the case at least once.

Follow the “IRAC” method in briefing cases:

*Facts**

Write a brief summary of the facts as the court found them to be. Eliminate facts that are not relevant to the court’s analysis. For example, a business’s street address is probably not relevant to the court’s decision of the issue of whether the business that sold a defective product is liable for the resulting injuries to the plaintiff. However, suppose a customer who was assaulted as she left its store is suing the business. The customer claims that her injuries were the reasonably foreseeable result of the business’s failure to provide security patrols. If the business is located in an upscale neighborhood, then perhaps it could argue that its failure to provide security patrols is reasonable. If the business is located in a crime-ridden area, then perhaps the customer is right. Instead of including the street address in the case brief, you may want to simply describe the type of neighborhood in which it is located. (Note: the time of day would be another relevant factor in this case, among others).

*Procedural History**

What court authored the opinion: The United States Supreme Court? The California Court of Appeal? The Ninth Circuit Court of Appeals? (Hint: Check under the title of the case: The Court and year of the decision will be given). If a trial court issued the decision, is it based on a trial, or motion for summary judgment, etc.? If an appellate court issued the decision, how did the lower courts decide the case?

Issue

What is the question presented to the court? Usually, only one issue will be discussed, but sometimes there will be more. What are the parties fighting about, and what are they asking the court to decide? For example, in the case of the assaulted customer, the issue for a trial court to decide might be whether the business had a duty to the customer to provide security patrols. The answer to the question will help to ultimately determine

* This applies to case briefs only, and not exams. Use the IRAC method in answering exams: Issue/Rule/Analysis/Conclusion.

Brief A Case Using The Irac Method

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Doorn, William R. Slomanson**



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Table of Contents Brief A Case Using The Irac Method

1. Understanding the eBook Brief A Case Using The Irac Method
 - The Rise of Digital Reading Brief A Case Using The Irac Method
 - Advantages of eBooks Over Traditional Books
2. Identifying Brief A Case Using The Irac Method
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Brief A Case Using The Irac Method
 - User-Friendly Interface
4. Exploring eBook Recommendations from Brief A Case Using The Irac Method
 - Personalized Recommendations
 - Brief A Case Using The Irac Method User Reviews and Ratings

- Brief A Case Using The Irac Method and Bestseller Lists
- 5. Accessing Brief A Case Using The Irac Method Free and Paid eBooks
 - Brief A Case Using The Irac Method Public Domain eBooks
 - Brief A Case Using The Irac Method eBook Subscription Services
 - Brief A Case Using The Irac Method Budget-Friendly Options
- 6. Navigating Brief A Case Using The Irac Method eBook Formats
 - ePub, PDF, MOBI, and More
 - Brief A Case Using The Irac Method Compatibility with Devices
 - Brief A Case Using The Irac Method Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Brief A Case Using The Irac Method
 - Highlighting and Note-Taking Brief A Case Using The Irac Method
 - Interactive Elements Brief A Case Using The Irac Method
- 8. Staying Engaged with Brief A Case Using The Irac Method
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Brief A Case Using The Irac Method
- 9. Balancing eBooks and Physical Books Brief A Case Using The Irac Method
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Brief A Case Using The Irac Method
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Brief A Case Using The Irac Method
 - Setting Reading Goals Brief A Case Using The Irac Method
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Brief A Case Using The Irac Method
 - Fact-Checking eBook Content of Brief A Case Using The Irac Method
 - Distinguishing Credible Sources

13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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