



APPELLATE ADVOCACY RESOURCES

Appellate advocacy includes both oral arguments and written appellate briefs. For further information, research this topic on LegalTrac, an electronic periodicals index for over 800 law reviews, journals, newspapers, etc. (<http://www.law.du.edu/library/databaserd.asp>. Click GO, scroll to, and click LegalTrac.)

BOOKS:

- Berry, Carole C. Effective Appellate Advocacy: Brief Writing and Oral Argument. 3rd ed. American casebook series. St. Paul, MN: Thomson/West, 2003. **Level 3 KF 251 .B43 2003.**
- Continuing Legal Education in Colorado. Appellate Advocacy. Denver, CO: CLE in Colorado, 1992. **Level 3 KFC 2355 .Z9 C63 1992.**
- Fontham, Michael R., et al. Persuasive Written and Oral Advocacy in Trial and Appellate Courts. New York, NY: Aspen Law and Business, 2002. **Level 3 KF 251 .F658 2002.**
- Frederick, David C. Supreme Court and Appellate Advocacy. St. Paul, MN: West Group, 2003. **Level 3 KF 9050 .F74 2003.**
- Gaubatz, John T. The Moot Court Book: A Student Guide to Appellate Advocacy. 3rd ed. Charlottesville, VA: Michie Co., 1994. **Level 3 KF 281 .A2 G38 1994.**
- Hornstein, Alan D. Appellate Advocacy in a Nutshell. 2nd ed. Nutshell series. St. Paul, MN: West Group, 1998. **Level 3 KF 9050 .Z9 H668 1998.**
- Oates, Laurel C. Just Briefs. New York, NY: Aspen Publishers, 2003. **Level 3 KF251 .O18 2003.**
- Potuto, Josephine R. Winning Appeals: Persuasive Argument and the Appellate Process. Notre Dame, IN: National Institute for Trial Advocacy, 1992. **Level 3 KF9052 .P67 1992.**
- Re, Edward Domenic. Brief Writing & Oral Argument. 9th ed. Dobbs Ferry, NY: Oceana Publications, 2005. **Level 3 KF251 .R4 2005.**

ARTICLES:

- Barksdale, Rhesa Hawkins. "The Role of Civility in Appellate Advocacy," (The Art of Advocacy Symposium) 50 South Carolina Law Review 573 (1999). **Level 1 (bound) K23 .O541 & HeinOnline**
<http://0-www.heinonline.org.pacman.law.du.edu/HOL/Index?index=journals/sclr&collection=journals>.

- Butzos, Fotios M. "Common Sense Rules for Oral Argument," 26 Colorado Lawyer 71 (1997). **Level 1 (bound) K3 .O39; Level 2 MICROFORMS K3.O39; Level 3 KFC 1869.C62.**
- Herman, G. Nicholas. "Practice Pointers for Appellate Brief Writing: Arguing the Law and the Facts," 28 Trial 122 (1992). **Level 1 (bound) K24 .R43.**
- Herman, G. Nicholas. "Practice Pointers for Appellate Oral Arguments: Staying Flexible to Persuade the Court," 28 Trial 64 (1992). **Level 1 (bound) K24 .R43.**
- Miner, Roger J. "Twenty-five 'Dos' for Appellate Brief Writers," 3 Scribes Journal of Legal Writing 19 (1992). **Level 1 (bound) K23 .C74 & HeinOnline**
<http://0-www.heinonline.org.pacman.law.du.edu/HOL/Index?index=journals/scrib&collection=journals>.
- Pierce, Lawrence W. "Appellate Advocacy: Some Reflections from the Bench," 61 Fordham Law Review 829 (1993). **Level 1 (bound) K6.O64 & HeinOnline**
<http://0-www.heinonline.org.pacman.law.du.edu/HOL/Index?index=journals/flr&collection=journals>.
- Rychlak, Ronald J. "Effective Appellate Advocacy: Tips from the Teams," 66 Mississippi Law Journal 527 (1997). **Level 1 (bound) K13 .J82 & HeinOnline**
<http://0-www.heinonline.org.pacman.law.du.edu/HOL/Index?index=journals/mislj&collection=journals>.
- Sasso, Gary L. "Appellate Oral Argument," 20 Litigation 27 (Summer 1994). **Level 1 (bound) K12 .I62 (1975-date) & HeinOnline (1975-1982)**
<http://0-www.heinonline.org.pacman.law.du.edu/HOL/Index?index=journals/laba&collection=journals>.
- Spence, Gerry. "Beyond the Shouting," 81 ABA Journal 68 (1995). **Level 1 (bound) K1 .B22 & Level 2 MICROFORM K1.B22 & Business Source Premier & Academic Search Premier** (search for article title "Art of the argument").

COURT RULES:

- Colorado Court Rules (state and federal). 2 vols. St. Paul, MN: Thomson West, current editions. **Level 3 and Level 3 Reference Desk KFC 1830.5 .W4 A7** or Westlaw (fee-based): <http://www.law.du.edu/library/count2.cfm?LinkURL=http://lawschool.westlaw.com>. Enter password and click GO; at next screen, click Research Now on Westlaw. In left frame "Search these Databases" dialog box, type CO-RULES and click GO.
- Colorado Revised Statutes. Newark, NJ: LexisNexis, current edition. See "Court Rules – Books 1 and 2." **Level 3 and Level 3 Reference Desk KFC 1830 1997.A2** or <http://198.187.128.12/colorado/lpext.dll?f=templates&fn=fs-main.htm&2.0>.
In left frame, click + before Colorado Court Rules and select pertinent rule(s) from drop-down menu.
- West's Colorado Revised Statutes Annotated. St. Paul, MN: Thomson West, current edition. **Level 3 and Level 3 Reference KFC 1830 1989.A2** or Westlaw (fee-based):

<http://www.law.du.edu/library/count2.cfm?LinkURL=http://lawschool.westlaw.com>. Enter password and click GO; at next screen, click Research Now on Westlaw. In left frame “Search these Databases” dialog box, type CO-ST-ANN and click GO.