

Chapter 21 Test

Key Terms

From the box below, choose the term that matches each definition.
Write the letter of the answer in the space provided.

a. equity	c. deposition	e. subpoena	g. compensation	i. answer
b. injunction	d. arbitration	f. mediation	h. damages	j. lawsuits

- ___ 1. a court order to produce a witness or document
- ___ 2. the use of a third person to make a legal decision that is binding on all parties
- ___ 3. a process by which people agree to use a third party to help them settle a conflict
- ___ 4. the record of answers to questions asked of a witness before a trial
- ___ 5. a payment that is meant to make up for the harm caused by another's acts
- ___ 6. money paid in an effort to compensate a loss
- ___ 7. a court order to do or not do a certain act
- ___ 8. the use of general rules of fairness to settle conflicts
- ___ 9. cases in which a court is asked to settle a dispute
- ___ 10. defendant's written response to a complaint

Main Ideas

Write the letter of the correct answer in the space provided.

- ___ 11. A legal document that charges someone with having caused harm is called
 - a. an answer.
 - b. a discovery.
 - c. a complaint.
 - d. an assault.
- ___ 12. When might people choose to settle a dispute at a small claims court?
 - a. when the dispute involves a fairly small amount of money
 - b. when the dispute has already been settled in a criminal court
 - c. when the two sides do not want to use a judge
 - d. when the federal government is involved with the dispute
- ___ 13. What are contracts?
 - a. legal agreements between mediators and defendants
 - b. legal agreements between defendants and judges
 - c. legal agreements between tenants and landlords
 - d. legal agreements between buyers and sellers

- ____ 14. What is the purpose of discovery?
 - a. to let the plaintiff, defendant, and lawyers know of all evidence that might be presented at a trial
 - b. to allow the judge to know what charges are being filed
 - c. to record the answers to questions asked of a witness before a trial
 - d. to charge someone with having caused harm to another person
- ____ 15. Which of the following is *not* an alternative to a civil trial?
 - a. mediation
 - b. arbitration
 - c. injunction
 - d. "rent-a-judge"
- ____ 16. A defendant learns that he or she is involved in a civil lawsuit when
 - a. the court presents an answer to the complaint.
 - b. the process of discovery begins.
 - c. the defendant receives a copy of the complaint and a summons.
 - d. a court reporter takes the defendant's deposition.
- ____ 17. Which is a problem in taking a civil case to trial?
 - a. It is lengthy and expensive.
 - b. You risk the death penalty.
 - c. The decision is not legally binding.
 - d. There is no jury to hear the case.

Critical Thinking

Answer each of the following questions in the space provided. Write your answers in complete sentences.

18. **Evaluate Information** In what kind of civil case would compensation be the best form of settlement? In what kind of case would equity be better?

19. **Summarize** Explain the different methods used by lawyers to gather evidence before a trial.

20. **Solve Problems** Think about the problems that result from large awards in civil lawsuits. What do you think might be a solution to these problems?
