

1. John Marshall should have recused himself in Marbury v. Madison.
2. John Marshall should not have recused himself in Marbury v. Madison.
3. The United States Supreme Court has become too powerful.
4. The United States Supreme Court has not become too powerful.
5. The best way to select judges is through appointment with confirmation.
6. The best way to select judges is through partisan election.
7. The best way to select judges is through a merit system.
8. Once in office a judge should have life tenure.
9. Once in office a judge should have one term of 15 years.
10. Once in office a judge should be subjected to periodic unopposed retention elections.
11. Once in office a judge should be subjected to partisan re-election.
12. A judge should inform a jury of its power to nullify.
13. A judge should not inform a jury of its power to nullify.
14. A jury should be the decision maker in all family law matters.
15. A judge should be the decision maker in all family law matters.
16. A jury should be death penalty qualified in cases where the death penalty is an option.
17. A jury should not be death penalty qualified in cases where the death penalty is an option.
18. Tort reform undertaken during the last two decades was needed and more reform should continue.
19. Tort reform undertaken during the last two decades was not needed and more reform should not continue.
20. Supreme Court Justices should negotiate and pressure each other to derive the Court's decision.

21. Supreme Court Justices should not negotiate nor pressure each other to derive the Court's decision.
22. The United States Constitution should be interpreted by focusing on the text.
23. The United States Constitution should be interpreted by focusing on the intent of the framers. (This is called original intent in your text.)
24. The United States Constitution should be interpreted by focusing on the purpose behind the provision.
25. The United States Constitution should be interpreted by using originalism. (This is not the original intent described in your text.)
26. The United States Constitution should be interpreted using dynamic interpretation.
27. The United States Constitution should be interpreted using a cost/benefit approach.
28. The United States Constitution should be interpreted using interest balancing.
29. Courts should be able to use scholarly and historical articles that are introduced for the first time on appeal.
30. Courts should not be able to use scholarly or historical articles that are introduced for the first time on appeal.
31. Appellate courts should allow and consider amicus briefs.
32. Appellate courts should not allow nor consider amicus briefs.
33. Diversity should be considered in the selection of judges.
34. Diversity should not be considered in the selection of judges.
35. Judges and judicial nominees should be allowed to publicly discuss prior decisions of the court.
36. Judges and judicial nominees should not be allowed to publicly discuss prior decisions of the court.
37. Every judge should be required to have a license to practice law.
38. A license to practice law should not be a requirement for a person to become a judge.

39. Before someone can become a judge, a person should be required to get an LL.M. related to the study of judicial theory and process.

40. A person should not be required to get an LL.M. (related to the study of judicial theory and process) before becoming a judge.

41) The Supreme Court should look at foreign customs and foreign court decisions as a guide to their decisions.

42) The Supreme Court should not look at foreign customs nor foreign court decisions as a guide to their decisions.

43) A centralized court system, with one court that settles constitutional issues first is preferable to the US system in which all courts decide constitutional issues, with a possible final review by the top court.

44) A decentralized court system, such as the United States' system, in which all courts decide constitutional issues is preferable to a centralized court system with one court that decides constitutional issues