***AJEI Conference***

**“To Concur or Dissent: That is The Question” Panel Discussion**

**Saturday, November 4, 3:45-4:45 p.m.**

*Participants:*

Presiding Justice Dennis M. Perluss, California Second District Court of Appeal

Prof. Elizabeth Francis, University of Nevada, Reno

Prof. Harry Litman. Esq., UCLA School of Law

Presiding Judge Christopher J. McFadden, Court of Appeals of Georgia (moderator)

*Learning Objectives:*

A normative discussion of separate writings, addressing the decisions to write and what to write.

*Topical outline:*

The decision to write separately

Purpose

Reasons to write, and not to write

Incentives to write, and not to write

Persuasiveness to other judges

Other objectives

What to write

Tone

Norms

Language and rhetorical choices

Various criteria for distinguishing passable from good and good from excellent

Influence of separate writings

Within the court

Other courts

The public: effect on the judiciary’s image