ARTIFICIAL INTELLIGENCE:

Thinking About Law, Law Practice, and Legal Education

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COZEN O'CONNOR
OK Google, Will Artificial Intelligence Replace Human Lawyering?

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A.I. Is Doing Lawyer Work. But It Won’t Replace Lawyers, Yet.

What Lawyer Work Remains?

WISDOM
- Strategy
- Creativity
- Judgment
- Empathy
Lawyers will be relevant as long as humans make the decisions.
Lawyers (before they were U.S. Supreme Court Justices) Telling Hidden Stories
Brown v. Board of Education
EQUAL?

LOWER COURTS SAID YES

From: The Virginia Museum of History & Culture
Mamie and Kenneth B. Clark
Doll Studies, 1939-1940
"Under these conditions, the minority group child is thrown into a conflict with regard to his feelings about himself and his group. He wonders whether his group and he himself are worthy of no more respect than they receive. This conflict and confusion leads to self-hatred and rejection of his own group."
“To separate them from others of similar age and qualifications solely because of their race generates a feeling of inferiority as to their status in the community that may affect their hearts and minds in a way unlikely ever to be undone.”

From Supreme Court opinion

*Brown v. Board of Education*
Ruth Bader Ginsburg: empowering the “submissive majority”


Eliminate “Sex-role pigeon-holing”
Frontiero v. Richardson
Call to “enlightened courts”

Myth and legend

“Benign legislation”

Reality

“Women saw it differently”
“There can be no doubt that our Nation has had a long and unfortunate history of sex discrimination . . .” a “paternalistic attitude.”

“As a result of notions such as these, our statute books gradually became laden with gross, stereotyped distinctions between the sexes . . . .”
John Roberts telling the hidden story (thanks to Ross Guberman)
Alaska v. EPA
What hidden story will persuade?
Determining the “best” control technology is like asking different people to pick the “best” car. Mario Andretti may select a Ferrari; a college student may choose a Volkswagen Beetle; a family of six a mini-van. A Minnesotan’s choice will doubtless have four-wheel drive; a Floridian’s might well be a convertible.
Imagination is more important than knowledge. Knowledge is limited. Imagination encircles the world.

Albert Einstein
Questions/comments
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