

**State Bar of California Practice Analysis
October, 2019**

Guide to the Traditional Survey Ratings Summary

Data were collected in the traditional survey for Areas of Responsibility, Competencies, Tasks, and Legal Topics and Subtopics. The rating scales used were Frequency, Criticality, and Performance Expectation.

Frequency Scale:

On average, how frequently did you perform this work activity or apply the legal topic in your practice during the last 12 months?

- 0 = Not applicable to my practice
- 1 = Never
- 2 = Rarely (once per year)
- 3 = Sometimes (once per month)
- 4 = Often (once per week)
- 5 = Repeatedly (daily)

Criticality Scale:

What degree of harm may result for clients and/or the general public if an attorney is not proficient in the areas of responsibility, competencies, tasks, areas of knowledge, and topics? [Harm may be legal, financial, psychological, or emotional.]

- 0 = Not applicable in my practice
- 1 = No harm at all will result
- 2 = Minimal harm will result
- 3 = Moderate harm will result
- 4 = Substantial harm will result
- 5 = Extreme harm will result

Performance Expectation

When were you first expected to perform the task?

- 0 = Not applicable in my practice
- 1 = 0 to 6 months of practice
- 2 = 7 to 12 months of practice
- 3 = Years 2 to 3 of practice
- 4 = Years 4 to 5 of practice
- 5 = After the fifth year of practice

Column Headings

N	Number of respondents providing the rating
Mean	Average
Standard Deviation	Distribution of ratings around the mean, such that ± 1 standard deviation (SD) from the mean accounts for approximately 68% of the ratings for that item
W/in Prop F	The proportion that the Frequency Mean represents within the Legal Topic [allows comparison across all respondents who indicated the Legal Topic was relevant to their practice]
Overall Prop F	The proportion that the Frequency Mean represents across all Legal Topics [allows comparison across all respondents for all Legal Topics]
W/in Prop C	The proportion that the Criticality Mean represents within the Legal Topic [allows comparison across all respondents who indicated the Legal Topic was relevant to their practice]
Overall Prop C	The proportion that the Criticality Mean represents across all Legal Topics [allows comparison across all respondents for all Legal Topics]

Tables 1 and 2:

Descriptive statistics for the four Areas of Responsibility. Generally speaking, Frequency means indicate attorneys work in these areas at least once per week, with some averaging almost daily. If attorneys are not proficient in these Areas, substantial harm can result.

Tables 3 and 4:

These tables provide detail about the statistics provided in Tables 1 and 2. Tables 3 and 4 give a breakout according to different levels of experience. Means are similar for each Area of Responsibility for all of the experience levels.

Table 5:

Establishing and Maintaining Relationships is the first Area of Responsibility, and it contains three competencies, shown in bold in the table. Each of the competencies has a set of tasks. Respondents were asked to indicate the Performance Expectation only for the tasks.

Table 6:

Practice Management and Administration is the second Area of Responsibility, and it contains three competencies, shown in bold in the table. Each of the competencies has a set of tasks. Respondents were asked to indicate the Performance Expectation only for the tasks.

Table 7:

Factual and Legal Analysis is the is the third Area of Responsibility, and it contains three competencies, shown in bold in the table. Each of the competencies has a set of tasks. Respondents were asked to indicate the Performance Expectation only for the tasks.

Table 8:

Resolutions is the is the fourth and last Area of Responsibility, and it contains four competencies, shown in bold in the table. Each of the competencies has a set of tasks. Respondents were asked to indicate the Performance Expectation only for the tasks. This table spans two pages.

Table 9:

There were 19 Legal Topics in the survey, and respondents were asked to identify each of the topics that pertain to their practice. Some respondents chose only one, while others chose many. This table provides number of respondents selecting each topic along with the corresponding percentage, given the total number of respondents (N = 5237) for this item.

Tables 10 through 28

The survey branched based on the Legal Topics selected in order for respondents to assess the Frequency and Criticality of the Legal Topic(s) they marked as pertinent to their practice. Respondents rated the Legal Topic and the subtopics within it. The Means and Standard Deviations are based on the number of respondents marking a 1, 2, 3, 4, or 5. Given that respondents could indicate that a subtopic did not pertain to their practice, we computed the Proportion within the Legal Topic based on the number of respondents who indicated the Legal Topic pertained to their practice. Also, because respondents often marked several Legal Topics (see Table 9), we computed the Overall Proportion to permit comparison across all Legal Topics and Subtopics.

Table 29:

The survey included several non-legal topics that respondents were asked to evaluate using the Frequency and Criticality scales.

**State Bar of California
Traditional Survey Ratings Summary**

October 3, 2019

Table 1: Frequency (Mean and Standard Deviation) of Areas of Responsibility

Area of Responsibility	N	Mean	Std
Establishing and Maintaining Relationships	11,033	4.3	1.0
Practice Management and Administration	10,333	3.9	1.2
Factual and Legal Analysis	11,215	4.6	0.8
Resolutions	10,626	4.1	1.0

Table 2: Criticality (Mean and Standard Deviation) of Areas of Responsibility

Area of Responsibility	N	Mean	Std
Establishing and Maintaining Relationships	10,709	3.6	1.2
Practice Management and Administration	10,076	3.6	1.2
Factual and Legal Analysis	11,038	4.4	0.8
Resolutions	10,465	4.0	1.0

Table 3: Frequency [Mean (Standard Deviation)] of Areas of Responsibility by Years of Experience

N	0 to 1 year 476	2 to 3 years 626	4 to 5 years 657	6 to 10 years 1344	> 10 years 7904
Establishing and Maintaining Relationships	4.1 (1.1)	4.1 (1.1)	4.2 (1.0)	4.4 (0.9)	4.4 (0.9)
Practice Management and Administration	3.6 (1.3)	3.6 (1.3)	3.7 (1.3)	3.9 (1.2)	4.0 (1.2)
Factual and Legal Analysis	4.4 (1.0)	4.5 (0.9)	4.7 (0.7)	4.6 (0.7)	4.6 (0.8)
Resolutions	3.8 (1.2)	3.9 (1.1)	3.9 (1.1)	4.1 (1.0)	4.1 (1.0)

Table 4: Criticality [Mean (Standard Deviation)] of Areas of Responsibility by Years of Experience

N	0 to 1 year 457	2 to 3 years 612)	4 to 5 years 645	6 to 10 years 1304)	> 10 years 7666
Establishing and Maintaining Relationships	3.5 (1.2)	3.5 (1.2)	3.5 (1.2)	3.6 (1.2)	3.6 (1.2)
Practice Management and Administration	3.6 (1.1)	3.6 (1.2)	3.5 (1.2)	3.6 (1.2)	3.6 (1.2)
Factual and Legal Analysis	4.2 (1.0)	4.4 (0.9)	4.5 (0.8)	4.5 (0.8)	4.4 (0.8)
Resolutions	4.0 (1.1)	4.0 (1.1)	4.0 (1.0)	4.0 (1.0)	4.0 (1.0)

Table 5: Mean (Standard Deviation) of Competencies and Tasks in Establishing and Maintaining Relationships

Competency or Task	Frequency Ratings			Criticality Ratings			Performance Expectation Ratings (Tasks Only)		
	N	Mean	SD	N	Mean	SD	N	Mean	SD
Establishing or declining a Client Relationship	6715	3.6	1.2	6581	3.9	1.2			
Identify the client(s)	7101	3.8	1.2	6826	3.8	1.3	6553	2.4	1.6
Assess potential conflicts of interest	7794	3.5	1.3	7590	4.1	1.1	7250	2.3	1.6
Determine the client's goals and expectations	7842	4.3	1.0	7673	4.2	1.0	7396	2.3	1.6
Evaluate competence to represent the client's interests	7240	3.8	1.2	7087	4.2	1.0	6790	2.4	1.6
Manage referrals to and from other attorneys	6191	2.9	1.3	5914	3.0	1.3	5729	2.7	1.5
Define the scope of the attorney-client relationship	6972	3.5	1.3	6834	3.8	1.2	6566	2.5	1.6
Explain the client's obligations and responsibilities	7240	3.7	1.2	7098	3.9	1.1	6819	2.5	1.6
Manage third-party involvement in representation of the client(s)	6533	3.1	1.3	6375	3.5	1.2	6161	2.6	1.5
Document the engagement (e.g., engagement letter, arbitration agreement, fee agreement, conflict waiver)	6577	3.6	1.3	6415	3.9	1.2	6141	2.6	1.6
Document the decision to decline representation	5563	2.8	1.4	5369	3.6	1.4	5101	2.7	1.6
Manage conflicts throughout representation	7166	3.4	1.3	6968	4.0	1.1	6693	2.5	1.6
Maintaining the Client Relationship	6981	4.2	1.0	6855	4.0	1.2			
Update the client(s) throughout the matter (verbal or written)	7123	4.2	0.9	7023	3.9	1.1	6798	2.1	1.5
Respond to client inquiries	7131	4.4	0.9	7031	4.0	1.0	6772	2.1	1.5
Resolve disputes with clients (e.g., fees, potential resolutions)	5719	2.7	1.3	5593	3.8	1.2	5384	2.8	1.6
Document termination of the representation	5232	2.7	1.4	5112	3.7	1.3	4886	2.7	1.7
Communicating with others	6565	4.2	1.0	6475	4.0	1.1			
Determine disclosure or notice obligations	5670	3.5	1.2	5555	4.0	1.1	5369	2.3	1.5
Determine confidentiality obligations	6132	3.7	1.2	6042	4.2	1.0	5805	2.1	1.5
Communicate with opposing counsel or parties	6137	4.1	1.1	6020	4.0	1.0	5799	2.1	1.4
Communicate with other interested persons (e.g., media, regulatory bodies, insurers)	5449	3.1	1.3	5301	3.4	1.2	5109	2.4	1.5
Manage communications with other interested persons (e.g., media, regulatory bodies, insurers)	5131	3.0	1.3	4993	3.4	1.2	4802	2.5	1.5
Communicate with witnesses, consultants, or experts	5623	3.4	1.2	5519	3.8	1.1	5326	2.2	1.4
Manage communications with witnesses, consultants, or experts	5414	3.3	1.2	5311	3.8	1.1	5137	2.4	1.5

Table 6: Mean (Standard Deviation) of Competencies and Tasks in Practice Management and Administration

Competency or Task	Frequency Ratings			Criticality Ratings			Performance Expectation Ratings (Tasks Only)		
	N	Mean	SD	N	Mean	SD	N	Mean	SD
Practice Management	5590	3.8	1.2	5492	3.7	1.2			
Determine necessary staffing	4195	2.9	1.3	3995	3.3	1.2	3806	3.2	1.5
Manage staff members	4382	3.8	1.3	4228	3.5	1.2	4065	3.0	1.6
Comply with State Bar licensing and reporting requirements	5662	2.8	1.4	5452	3.9	1.3	5123	2.1	1.6
Create the practice's budget	3705	2.7	1.3	3500	3.3	1.3	3239	3.3	1.6
Manage the practice's finances	3824	3.3	1.5	3611	3.5	1.4	3352	3.3	1.7
Manage client trust accounts	3149	3.2	1.5	3013	4.3	1.1	2754	3.2	1.8
Manage appropriate insurance coverage	3528	2.4	1.2	3389	3.7	1.2	3135	3.2	1.7
Manage IT requirements and resources	3745	2.8	1.2	3572	3.3	1.3	3319	3.0	1.7
Manage service vendors	3558	2.7	1.2	3402	2.9	1.2	3193	2.9	1.6
Market the practice in compliance with requirements relating to attorney advertising	2762	2.7	1.4	2608	3.1	1.4	2458	3.0	1.7
Manage files and records	5527	4.1	1.2	5414	4.0	1.1	5123	2.1	1.5
Maintain calendar	5510	4.4	1.0	5425	4.3	1.1	5101	2.0	1.6
Case or Matter Management	5499	4.0	1.1	5409	3.8	1.2			
Establish the budget for the case or matter	3621	3.1	1.2	3513	3.4	1.1	3370	2.9	1.6
Calendar deadlines	5305	4.2	1.1	5195	4.4	0.9	4938	2.0	1.5
Record time spent on the case or matter	4499	4.4	1.1	4402	3.7	1.3	4192	1.8	1.5
Manage client billing	3751	3.7	1.2	3647	3.7	1.2	3499	2.7	1.7
Supervision and Collaboration	5191	3.8	1.1	5092	3.5	1.2			
Seek advice from senior attorney(s) and other staff	4876	3.7	1.1	4760	3.5	1.1	4573	1.6	1.3
Delegate tasks	4694	3.8	1.2	4568	3.3	1.2	4451	2.5	1.5
Oversee delegated tasks	4602	3.9	1.2	4483	3.6	1.1	4369	2.6	1.5
Define expectations and scope of responsibilities between co-counsels	3605	3.1	1.2	3479	3.4	1.2	3383	2.9	1.6

Table 7: Mean (Standard Deviation) of Competencies and Tasks in Factual and Legal Analysis

Competency or Task	Frequency Ratings			Criticality Ratings			Performance Expectation		
	N	Mean	SD	N	Mean	SD	N	Mean	SD
Issue-Spotting and Fact-Gathering	5573	4.3	0.9	5504	4.2	1.0			
Interview the client	4980	3.8	1.0	4903	4.1	1.0	4751	2.1	1.5
Obtain documents and evidence from the client	5101	3.9	1.0	5024	4.2	1.0	4844	2.0	1.4
Obtain public information about the client and the matter	4663	3.4	1.2	4580	3.5	1.2	4423	1.9	1.4
Review the documents collected	5419	4.2	0.9	5347	4.2	0.9	5153	1.9	1.4
Identify legal and factual issues	5584	4.5	0.8	5527	4.4	0.8	5305	1.9	1.5
Identify other persons with relevant information or interests	5133	3.9	1.1	5064	4.0	1.0	4888	1.9	1.4
Prepare a summary of the interview and initial assessment of the client	4393	3.5	1.2	4300	3.5	1.2	4152	2.0	1.4
Research and Investigation	5447	4.1	1.0	5384	4.0	1.1			
Determine governing laws	5399	4.1	1.0	5315	4.4	0.9	5107	1.9	1.4
Research laws and precedents	5409	4.0	1.0	5320	4.3	0.9	5115	1.8	1.4
Consult with attorneys who have more experience or expertise	5241	3.4	1.1	5139	3.6	1.2	4937	1.6	1.3
Evaluate exemplars, forms, and models	4695	3.5	1.1	4606	3.4	1.2	4437	1.8	1.3
Search for relevant records and documents	5146	3.8	1.1	5066	3.9	1.1	4870	1.7	1.3
Review relevant records and documents	5314	4.2	1.0	5223	4.1	1.0	5008	1.8	1.4
Determine the need for non-attorney consultants or experts	4625	3.2	1.2	4559	3.6	1.1	4410	2.2	1.4
Confer with non-attorney consultants or experts	4657	3.1	1.1	4586	3.6	1.1	4451	2.2	1.4
Interview persons with possibly relevant information or interests	4580	3.2	1.2	4510	3.7	1.1	4372	2.0	1.4
Prepare internal working analysis of the case or matter	4837	3.7	1.2	4739	3.7	1.2	4591	1.9	1.4
Drafting and writing	5293	4.3	0.9	5229	4.1	1.0			
Draft correspondence	5230	4.3	1.0	5131	3.8	1.1	4941	1.8	1.4
Use exemplars, forms, and models	4695	3.8	1.1	4585	3.4	1.2	4448	1.7	1.3
Draft pleadings, motions, statements, or briefs	4221	3.8	1.1	4129	4.2	1.0	4013	1.8	1.4
Draft formal legal instruments (e.g., liens, claims, title documents, estate or incapacity plans, settlement agreements)	3972	3.4	1.2	3891	4.1	1.0	3741	2.1	1.4
Draft discovery requests or responses	3589	3.3	1.2	3518	3.9	1.1	3402	1.8	1.3
Draft legal memoranda	4474	3.4	1.2	4381	3.7	1.2	4214	1.7	1.3
Draft contracts and other transactional documents	3654	3.4	1.3	3568	4.1	1.1	3418	2.2	1.5
Redline transactional documents	3365	3.4	1.3	3304	3.8	1.2	3138	2.2	1.5
Edit drafts or documents	4999	4.2	1.0	4893	4.0	1.0	4736	2.0	1.5

Table 8: Mean (Standard Deviation) of Competencies and Tasks in Resolutions

Competency or Task	Frequency Ratings			Criticality Ratings			Performance Expectation		
	N	Mean	SD	N	Mean	SD	N	Mean	SD
Counsel/Advice	4888	4.2	0.9	4832	4.1	1.1			
Advise the client regarding the benefits, risks, and consequences of a course of action	4830	4.2	0.9	4774	4.4	0.8	4636	2.3	1.5
Advise the client about behavioral expectations	4179	3.4	1.2	4120	3.7	1.1	3985	2.4	1.5
Advise the client on specific legal questions and rules	4797	4.0	1.0	4749	4.2	1.0	4605	2.2	1.5
Document communications and advice given to the client	4735	4.0	1.0	4684	3.9	1.1	4542	2.1	1.4
Conduct necessary follow up	4781	4.1	1.0	4731	4.0	1.0	4585	2.1	1.4
Negotiation and Closing	4353	3.6	1.1	4281	3.9	1.1			
Explain the terms, conditions, and status of negotiations	4266	3.7	1.1	4204	4.0	1.0	4078	2.4	1.5
Coordinate the roles and authority of participants in negotiations	3672	3.3	1.2	3601	3.7	1.1	3468	2.6	1.5
Participate in negotiations	4331	3.7	1.1	4256	4.1	1.0	4130	2.5	1.5
Represent the client in mediation of transactional disputes	2723	3.0	1.3	2656	4.0	1.1	2585	2.7	1.5
Coordinate closing of a transaction	3054	3.2	1.2	2967	4.0	1.1	2877	2.7	1.5
Alternative Dispute Resolution	3145	2.9	1.2	3069	3.6	1.2			
Evaluate options for alternative dispute resolution	3169	3.0	1.1	3094	3.5	1.1	3003	2.7	1.5
Evaluate potential neutrals	2743	2.8	1.1	2674	3.5	1.1	2589	2.8	1.5
Communicate with neutrals	2718	2.7	1.1	2653	3.4	1.2	2572	2.8	1.5
Prepare for alternative dispute resolution proceedings	2925	2.8	1.1	2854	3.7	1.1	2767	2.7	1.5
Represent the client in alternative dispute resolution proceedings	2786	2.7	1.1	2711	3.9	1.1	2621	2.9	1.5
Litigation	3520	3.4	1.3	3466	4.2	1.1			
Analyze jurisdictional issues	3973	3.1	1.2	3878	4.0	1.1	3771	2.0	1.4
Analyze proper venue and statute of limitations	3926	3.2	1.2	3838	4.2	1.0	3734	2.0	1.4
Research local rules	3871	3.2	1.2	3797	3.9	1.1	3676	1.9	1.4
Identify parties' legal names and capacities	3584	3.2	1.2	3518	3.8	1.2	3398	1.9	1.4
Comply with statutory notice and service requirements	3739	3.6	1.2	3663	4.2	1.0	3556	1.9	1.4
Analyze discovery needs	3350	3.6	1.2	3276	4.0	1.0	3190	2.1	1.4
Develop discovery plan	3145	3.4	1.2	3082	3.9	1.1	2999	2.2	1.4
Implement discovery plan	3129	3.4	1.2	3079	4.0	1.0	2989	2.1	1.4
Analyze e-discovery requirements and obligations	2802	2.9	1.2	2730	3.8	1.1	2640	2.4	1.6
Instruct the client regarding the preservation of evidence	3282	3.0	1.2	3213	4.1	1.1	3101	2.3	1.5

Table 8 Continued:**Litigation (continued)**

Instruct the client regarding the production of evidence pursuant to discovery requests	3104	3.2	1.2	3028	4.0	1.0	2930	2.2	1.4
Review evidence for production	3280	3.3	1.2	3207	4.1	1.0	3130	2.0	1.4
Prepare for depositions	2841	3.0	1.2	2781	4.0	1.0	2700	2.3	1.4
Prepare witnesses to testify	3282	3.0	1.2	3209	4.1	1.0	3106	2.3	1.4
Attend depositions	2854	2.9	1.2	2792	3.9	1.1	2691	2.3	1.4
Review deposition transcripts	2974	2.9	1.1	2900	3.6	1.2	2824	2.0	1.4
Summarize deposition transcripts	2607	2.6	1.2	2533	3.3	1.3	2439	1.9	1.3
Determine motion strategy and file relevant motions	3182	3.3	1.2	3134	4.0	1.0	3048	2.2	1.4
Appear at hearings	3503	3.5	1.2	3450	4.2	1.0	3358	2.1	1.4
Prepare for trial (e.g., subpoenas, exhibits, motions in limine, jury instructions)	3224	3.0	1.3	3159	4.4	0.9	3077	2.3	1.5
Appear at trial (includes administrative bodies)	3303	2.8	1.2	3208	4.5	0.9	3117	2.6	1.6
Prepare post-trial motions	2888	2.4	1.1	2781	4.2	1.0	2693	2.5	1.5
Appear at post-trial hearings	2800	2.4	1.2	2689	4.2	1.1	2589	2.6	1.5
Evaluate potential appeal	2980	2.5	1.1	2882	4.1	1.1	2801	2.7	1.5
File notice of appeal	2707	2.2	1.1	2611	4.2	1.1	2507	2.6	1.5
Review preliminary hearing record	2200	2.9	1.3	2116	3.7	1.2	2046	2.2	1.4
Consider mediation and/or settlement	3266	3.3	1.2	3201	3.8	1.1	3123	2.4	1.5

Table 9: Legal Topics Survey

	N	Percent
Administrative Law and Procedure	1556	29.7%
Business Associations	1386	26.5%
Civil Procedure	2552	48.7%
Constitutional Law	1239	23.7%
Contracts	2642	50.4%
Criminal Law and Procedure	984	18.8%
Environment and Land Use	485	9.3%
Estate Planning, Trusts, and Probate	941	18.0%
Evidence	2019	38.6%
Family Law	771	14.7%
Finance	629	12.0%
Labor and Employment	1478	28.2%
Legislation and Government	1130	21.6%
Professional Responsibility	1784	34.1%
Real Property	1531	29.2%
Secured Transactions	507	9.7%
Securities	428	8.2%
Tax	708	13.5%
Torts	1473	28.1%
Total	5237	100.0%

Subtopics within Legal Topics

Table 10: Administrative Law and Procedure

	Frequency			Criticality			W/in	Overall	W/in	Overall
	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Administrative Law and Procedure	1540	3.4	1.2	1494	3.9	1.0	3.4	6.5	2.0	7.2
Rule Making	950	2.7	1.3	909	3.5	1.3	1.6	3.1	3.3	3.9
Interpretation	1375	3.5	1.2	1328	3.9	1.1	3.1	6.0	2.6	6.3
Regulatory Enforcement	1103	3.2	1.2	1064	3.8	1.2	2.2	4.3	3.0	5.0
Agency Claims and Hearings	1217	3.1	1.2	1187	3.9	1.1	2.5	4.7	3.0	5.7
Judicial Review and Appeals	1207	2.9	1.2	1171	4.0	1.1	2.3	4.3	2.0	5.8

Table 11: Business Associations

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Business Associations	1365	3.3	1.1	1323	3.8	1.1	3.2	5.5	3.6	6.2
Types of Business Entities	1279	3.3	1.1	1248	3.7	1.1	3.0	5.2	3.3	5.7
Formation and Governing Documents	1195	3.1	1.2	1173	3.7	1.1	2.7	4.6	3.2	5.4
Stock, Membership Interests	1094	3.0	1.2	1071	3.7	1.1	2.4	4.0	2.9	4.9
Governance	1137	3.1	1.2	1114	3.7	1.1	2.5	4.3	3.0	5.1
Fiduciary Duties	1173	3.1	1.2	1146	3.9	1.1	2.6	4.5	3.2	5.5
Corporate Powers, Ultra Vires	1111	2.8	1.2	1086	3.7	1.1	2.2	3.8	2.9	4.9
Limitations of Liability/Piercing Corporate Veil	1190	2.8	1.2	1169	3.8	1.1	2.4	4.2	3.2	5.6
Merger and Acquisition, Dissolution, Winding Up	1087	2.7	1.2	1063	3.7	1.1	2.1	3.6	2.9	4.9

Table 12: Civil Procedure

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Civil Procedure	2499	3.8	1.1	2467	4.2	0.9	3.7	11.7	4.1	12.9
Jurisdiction	2385	3.2	1.2	2339	4.1	1.1	3.0	9.4	3.7	11.8
Pleadings	2353	3.7	1.1	2307	4.1	1.0	3.4	10.8	3.7	11.8
Motions	2348	3.6	1.1	2305	4.1	1.0	3.3	10.5	3.7	11.8
Discovery	2284	3.6	1.1	2230	4.1	1.0	3.3	10.3	3.6	11.2
Trials	2210	2.8	1.2	2158	4.4	0.9	2.4	7.6	3.7	11.6
Appeals	2011	2.4	1.2	1956	4.2	1.0	1.9	6.1	3.2	10.1
Enforcement of Judgments	1884	2.5	1.2	1809	3.9	1.1	1.9	5.8	2.8	8.7

Table 13: Constitutional Law

	Frequency			Criticality			W/in	Overall	W/in	Overall
	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Constitutional Law	1203	3.5	1.1	1186	4.1	1.0	3.4	5.1	3.9	6.0
First Amendment	944	2.8	1.2	904	3.9	1.2	2.1	3.3	2.8	4.3
Separation of Powers	664	2.4	1.2	623	3.6	1.3	1.3	2.0	1.8	2.8
Federalism	683	2.5	1.2	639	3.5	1.3	1.4	2.1	1.8	2.8
Due Process and Equal Protection	1116	3.5	1.2	1076	4.2	1.1	3.1	4.8	3.6	5.5
Sovereign Immunity	644	2.5	1.3	600	3.6	1.3	1.3	2.0	1.8	2.7
Fourth Amendment	846	3.2	1.4	805	4.2	1.1	2.2	3.3	2.7	4.1
Fifth Amendment	873	3.1	1.4	834	4.2	1.1	2.2	3.4	2.8	4.3
Sixth Amendment	704	3.0	1.5	654	4.1	1.2	1.7	2.6	2.1	3.3
Eighth Amendment	687	2.6	1.4	647	3.9	1.3	1.5	2.2	2.0	3.1
Commerce Clause	581	2.2	1.2	541	3.5	1.3	1.0	1.6	1.5	2.3

Table 14: Contracts

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Contracts	2581	3.6	1.1	2526	4.0	0.9	3.5	11.6	3.9	12.6
Offer and Acceptance	2342	3.2	1.2	2309	3.9	1.1	2.9	9.3	3.4	11.1
Modification, Amendment, Novation	2380	3.3	1.1	2352	3.9	1.0	3.0	9.6	3.5	11.3
Performance	2399	3.4	1.1	2363	3.9	1.0	3.1	10.0	3.5	11.5
Interpretation	2478	3.6	1.1	2442	4.0	1.0	3.4	11.0	3.7	12.1
Consideration	2310	3.0	1.2	2261	3.7	1.2	2.6	8.5	3.2	10.4
Enforceability	2426	3.4	1.1	2391	4.0	1.0	3.1	10.1	3.6	11.7
Breaches and Remedies	2435	3.5	1.1	2392	4.1	1.0	3.2	10.5	3.7	12.0
Effectiveness, Term, and Termination	2396	3.5	1.1	2342	4.0	1.0	3.1	10.2	3.5	11.5

Table 15: Criminal Law and Procedure

	Frequency			Criticality			W/in	Overall	W/in	Overall
	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Criminal Law and Procedure	957	3.8	1.3	928	4.3	1.0	3.7	4.5	4.1	4.9
Crimes (e.g., person, property)	899	4.0	1.2	865	4.4	1.0	3.7	4.5	3.8	4.7
Criminal Procedure	871	4.0	1.3	839	4.4	1.0	3.5	4.3	3.7	4.5
Sentencing	798	3.8	1.3	765	4.4	1.0	3.0	3.7	3.4	4.1
Pre-Trial Writs	639	2.6	1.3	609	3.9	1.3	1.7	2.1	2.4	2.9
Plea Negotiation	701	3.8	1.4	674	4.4	1.0	2.7	3.3	3.0	3.6
Trial	702	3.1	1.4	666	4.5	1.0	2.2	2.7	3.0	3.7
Appeal and Post-Trial Writs	627	2.9	1.5	593	4.2	1.1	1.8	2.2	2.5	3.1

Table 16: Employment

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Employment	1437	3.5	1.1	1416	4.0	1.0	3.4	6.2	3.8	6.9
Classification of Employee	1281	3.1	1.1	1246	4.0	1.1	2.7	4.9	3.3	6.1
Wage and Hour	1165	3.0	1.2	1130	3.9	1.1	2.4	4.4	3.0	5.5
Discrimination and Harassment	1279	3.2	1.2	1248	4.1	1.0	2.8	5.1	3.5	6.3
Hiring and Termination	1295	3.3	1.1	1257	4.0	1.0	2.9	5.2	3.4	6.2
Human Resource Policies	1215	3.1	1.2	1189	3.8	1.1	2.5	4.6	3.0	5.5
Labor Organizations	855	2.5	1.3	796	3.5	1.3	1.4	2.6	1.9	3.5

Table 17: Environment and Land Use

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Environment and Land Use	468	3.1	1.1	458	3.9	1.0	3.0	1.8	3.7	2.2
Due Diligence for Acquisition	295	2.7	1.2	283	3.9	1.2	1.6	1.0	2.3	1.4
Environmental Impact Statements	368	2.7	1.2	356	3.9	1.1	2.1	1.2	2.9	1.7
Eminent Domain	304	2.1	1.0	286	3.6	1.3	1.3	0.8	2.1	1.3
Remediation	324	2.5	1.1	310	3.9	1.1	1.6	1.0	2.5	1.5
Regulatory Compliance	403	3.2	1.2	390	4.0	1.1	2.6	1.6	3.2	1.9
Entitlements	316	2.8	1.3	307	3.8	1.2	1.8	1.1	2.4	1.4
Water Rights	309	2.4	1.1	289	3.7	1.2	1.5	0.9	2.2	1.3

Table 18: Estate Planning, Trusts, and Probate

	Frequency			Criticality			W/in	Overall	W/in	Overall
	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Estate Planning, Trusts, and Probate	916	3.4	1.2	900	4.0	1.1	3.3	3.9	3.8	4.4
Estate Planning	796	3.6	1.2	770	4.1	1.0	3.0	3.5	3.4	3.9
Guardianship and Probate Conservatorship	634	2.6	1.2	605	3.9	1.1	1.8	2.0	2.5	2.9
Administration of Trusts	745	3.2	1.2	725	4.0	1.0	2.6	3.0	3.1	3.6
Administration of Decedents' Estates	728	3.1	1.3	715	4.0	1.0	2.4	2.8	3.0	3.5
Nonprobate Transfers	738	3.1	1.2	709	3.9	1.1	2.4	2.8	2.9	3.4

Table 19: Evidence

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Evidence	1983	3.9	1.0	1958	4.3	0.9	3.8	9.5	4.1	10.3
Admissibility	1944	3.7	1.1	1918	4.3	0.9	3.5	8.8	4.0	10.1
Privileges	1921	3.5	1.1	1900	4.2	1.0	3.3	8.3	3.9	9.8
Documents	1952	3.8	1.0	1926	4.2	0.9	3.7	9.2	4.0	10.0
Burdens and Presumptions	1924	3.5	1.1	1887	4.1	1.0	3.4	8.4	3.8	9.6

Table 20: Family Law

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Family Law	746	3.7	1.3	732	4.1	1.1	3.5	3.4	3.9	3.7
Division of Property	580	3.7	1.2	566	4.2	1.0	2.8	2.6	3.1	2.9
Support	588	3.7	1.3	571	4.1	1.1	2.8	2.7	3.0	2.9
Custody	622	3.6	1.3	605	4.2	1.1	2.9	2.8	3.3	3.1
Adoption	403	2.6	1.3	381	3.8	1.3	1.3	1.3	1.9	1.8
Domestic Partnership	463	2.6	1.3	443	3.8	1.3	1.5	1.5	2.2	2.1
Marriage and Dissolution	597	3.7	1.3	580	4.1	1.2	2.8	2.7	3.1	2.9

Table 21: Finance

	N	Mean	Std	N	Mean	Std	W/in Prop F	Overall Prop F	W/in Prop C	Overall Prop C
Finance	612	3.3	1.1	597	3.8	1.1	3.2	2.5	3.6	2.8
Principles of Finance and Valuation	489	3.2	1.2	478	3.7	1.1	2.5	1.9	2.8	2.2
Capital Structure	465	3.1	1.2	455	3.7	1.1	2.3	1.8	2.7	2.1
Financial Instruments	504	3.2	1.2	488	3.8	1.0	2.6	2.0	3.0	2.3
Fixed Income Markets	291	3.4	1.3	309	2.4	1.3	1.6	1.2	1.2	0.9
Bankruptcy	448	2.8	1.3	430	3.7	1.2	2.0	1.5	2.5	2.0
Securities and Securities Markets	413	2.9	1.3	397	3.8	1.2	1.9	1.5	2.4	1.8
Financial Reporting and Disclosure	428	3.0	1.2	418	3.9	1.1	2.1	1.6	2.6	2.0
Fraud, Corruption, and Regulatory Risk	437	3.0	1.2	426	4.0	1.1	2.1	1.6	2.7	2.1

Table 22: Legislation and Government

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Legislation and Government	1097	3.2	1.2	1079	3.6	1.2	3.1	4.4	3.4	4.8
Legislative Process	837	3.0	1.2	811	3.4	1.2	2.2	3.1	2.5	3.4
Legislative History	940	2.9	1.1	909	3.3	1.2	2.4	3.4	2.7	3.7
Lobbying	478	2.4	1.3	453	3.1	1.4	1.0	1.4	1.2	1.7
Constitutional Bases	810	2.9	1.2	789	3.5	1.2	2.1	2.9	2.5	3.4
Government	926	3.5	1.2	903	3.7	1.2	2.9	4.0	2.9	4.1
Municipal Law	772	3.1	1.3	750	3.6	1.3	2.1	3.0	2.4	3.3

Table 23: Professional Responsibility

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Professional Responsibility	1744	4.0	1.0	1716	4.4	0.9	3.9	8.6	4.2	9.2
Competence	1639	3.9	1.2	1619	4.4	0.9	3.6	7.8	4.0	8.8
Confidentiality	1696	4.1	1.1	1678	4.4	0.9	3.9	8.6	4.2	9.2
Conflicts of Interest	1651	3.6	1.2	1629	4.3	1.0	3.3	7.3	3.9	8.6
Fees, Billing, and Trust Accounting	1261	3.6	1.3	1235	4.1	1.1	2.5	5.6	2.8	6.3
Advocacy	1519	4.0	1.2	1498	4.2	1.0	3.4	7.5	3.5	7.8

Table 24: Real Property

	N	Mean	Std	N	Mean	Std	W/in Prop F	Overall Prop F	W/in Prop C	Overall Prop C
Real Property	1473	3.3	1.1	1451	3.9	1.0	3.2	6.0	3.7	7.0
Estates, Easements, and Future Interests	1169	2.8	1.1	1142	3.8	1.1	2.2	4.1	2.8	5.3
Landlord Tenant	1224	3.1	1.2	1196	3.8	1.1	2.5	4.7	3.0	5.6
Conveyances	1230	3.0	1.2	1199	3.8	1.1	2.4	4.6	3.0	5.7
Title	1277	3.1	1.2	1246	4.0	1.1	2.6	4.9	3.2	6.1

Table 25: Secured Transactions

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Secured Transactions	489	3.1	1.2	480	3.9	1.1	3.0	1.9	3.7	2.3
Real Property Liens	437	3.2	1.1	434	4.0	1.0	2.8	1.7	3.5	2.2
Personal Property Liens	420	2.9	1.2	415	3.9	1.1	2.4	1.5	3.2	2.0
Enforcement and Foreclosure	407	3.0	1.2	400	4.0	1.0	2.4	1.5	3.2	2.0

Table 26: Securities

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Securities	414	3.1	1.2	402	4.0	1.1	3.0	1.6	3.7	2.0
Definition of Security	357	2.9	1.2	345	3.8	1.2	2.4	1.3	3.1	1.6
Public Offerings	264	2.6	1.2	254	3.9	1.1	1.6	0.9	2.3	1.2
Exemptions and Private Offerings	328	3.1	1.2	321	4.0	1.1	2.4	1.3	3.0	1.6
Securities Markets and Professionals	295	2.9	1.3	291	3.7	1.2	2.0	1.1	2.5	1.3
Insider Trading	272	2.5	1.2	263	4.0	1.1	1.6	0.8	2.5	1.3
Reporting and Regulatory Compliance	321	3.0	1.3	312	4.0	1.1	2.2	1.2	2.9	1.6

Table 27: Tax

	Frequency			Criticality			W/in	Overall	W/in	Overall
	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Tax	685	3.4	1.2	675	3.9	1.1	3.3	2.9	3.7	3.3
Income Taxation	571	3.4	1.2	561	4.0	1.0	2.8	2.4	3.2	2.8
Corporate and Partnership Taxation	536	3.2	1.2	523	3.9	1.1	2.4	2.1	2.9	2.5
Property Taxation	521	3.1	1.2	508	3.8	1.1	2.3	2.0	2.7	2.4
Estate and Gift Taxation	426	3.0	1.4	410	3.9	1.2	1.8	1.6	2.3	2.0

Table 28: Torts

	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Torts	1421	3.7	1.1	1404	4.1	0.9	3.6	6.5	3.9	7.2
Negligence	1384	3.8	1.1	1365	4.2	0.9	3.6	6.5	3.9	7.0
Intentional Torts	1321	3.2	1.2	1293	4.0	1.0	2.9	5.3	3.5	6.4
Strict Liability	1221	2.9	1.2	1197	4.0	1.1	2.4	4.4	3.2	5.9
Products Liability	1067	2.7	1.3	1030	3.9	1.1	2.0	3.6	2.7	5.0
Remedies	1340	3.6	1.2	1319	4.1	1.0	3.2	5.9	3.6	6.6

Table 29: Non-Legal Topics

Non-Legal Topics	N	Mean	Std	N	Mean	Std	Prop F	Prop F	Prop C	Prop C
Accounting and Budgeting	3345	3.2	1.2	3224	3.4	1.2	2.0	13.2	2.1	13.5
Artificial Intelligence Technology	1875	2.3	1.2	1730	2.7	1.3	0.8	5.4	0.9	5.9
Computers and Other Technology	3784	3.6	1.3	3646	3.4	1.3	2.6	16.7	2.4	15.3
Research Design (e.g., developing hypothesis, sampling plan, generalizability)	1832	2.4	1.3	1716	2.8	1.3	0.9	5.5	0.9	6.0
Statistics (e.g., descriptive statistics, hypothesis testing)	1826	2.3	1.1	1721	2.7	1.3	0.8	5.1	0.9	5.8
Supervisory Practices	2830	3.2	1.3	2737	3.3	1.3	1.8	11.3	1.7	11.2
Time Management	3957	4.0	1.2	3892	3.6	1.3	3.1	19.8	2.7	17.4