

Case Brief - Marking Rubric (Initial Draft)

Criteria	Level F	Level 1	Level 2	Level 3	Level 4	Marks Awarded / Available
	Mark = 0-40%	Mark = 50-59%	Mark = 60-69%	Mark = 70-79%	Mark = 80-100%	
1. Citation	The citation is either not included or is completely incorrect.	The citation is included, but it is partially incorrect.	The citation is included somewhat correctly, but the parties have been reversed.	The citation is included correctly, but certain details have been overlooked.	The citation is addressed correctly. All significant details have been included.	/ 4
2. Facts: synopsis of only the essential facts of the case.	The facts of the case are either not addressed or are completely incorrect.	The facts of the case are addressed, but they are confused with other aspects of the case.	The facts of the case are addressed somewhat correctly, but key facts have been overlooked.	The facts of the case are addressed correctly, but certain facts have been overlooked.	The facts of the case are addressed correctly. All significant facts have been included.	/ 15
3. Issue(s): general legal question(s) answered by or illustrated within the case.	The issues of the case are either not addressed or are completely incorrect.	The issues of the case are addressed, but they are confused with other aspects of the case.	The issues of the case are addressed somewhat correctly, but key issues have been overlooked.	The issues of the case are addressed correctly, but certain issues have been overlooked.	The issues of the case are addressed correctly. All significant issues have been included.	/ 6
4. Decision (<i>Ratio Decidendi</i>): rationale of the court in arriving at its decision.	The ratio decidendi is either not addressed or is completely incorrect.	The ratio decidendi is addressed, but it is quite confused with other aspects of the case.	The ratio decidendi is addressed somewhat correctly, but key facts have been overlooked.	The ratio decidendi is addressed correctly, but certain aspects of the ratio decidendi have been overlooked.	The ratio decidendi is addressed correctly. All significant aspects of the ratio decidendi have been included.	/ 15
4. Analysis: Student's own interpretation of the significance of the case and its bearing in the future.	The analysis is either not addressed or is completely unsupportable.	The analysis is addressed, but it indicates confusion regarding certain aspects of the case.	The analysis is addressed somewhat correctly, but key facts have been overlooked.	The is addressed competently, but certain aspects of the ratio decidendi have been overlooked.	The analyses is addressed competently. All significant aspects of the facts and ratio decidendi have been addressed.	/ 10
5. Holding:	The holding is either not addressed or is completely incorrect.	The holding is addressed, but it has been confused with the holding of another phase of this case.	The holding is addressed somewhat correctly, but unnecessary information has been included.	The holding is addressed correctly, but unnecessary information has been included.	The holding is addressed correctly. No unnecessary information has been included.	/ 2
Notes/Total:						/ 52