Above The Law Biglaw



Above the Law BigLaw: Navigating the Complexities of Elite Legal Practice

The world of BigLaw – those prestigious, high-profile law firms – is often shrouded in mystery and myth. For aspiring lawyers, it represents the pinnacle of success; for those within, it's a demanding, high-stakes environment. This post delves into the realities of BigLaw, exploring its culture, challenges, and the often-discussed perception of being "above the law." We'll unpack the truth behind the headlines, analyzing ethical considerations, career paths, and the impact on both lawyers and society.

H2: The Allure and Illusion of Being "Above the Law"

The phrase "above the law" evokes images of untouchable power and impunity. While no legal entity is truly above the law, the perception persists surrounding BigLaw firms, particularly concerning their influence, resources, and the high-powered individuals they represent. This perception is fueled by several factors:

H3: High-Stakes Litigation and Powerful Clients

BigLaw firms often handle cases with significant financial or political ramifications. Representing powerful corporations, wealthy individuals, or governments naturally brings a level of influence. This can lead to accusations of leveraging resources to influence outcomes, even if those actions remain within legal boundaries. The sheer scale of their operations and the financial stakes involved often overshadow the ethical considerations involved.

H3: The Culture of Winning at All Costs

The intensely competitive environment of BigLaw can foster a culture prioritizing winning over ethical considerations. The pressure to secure lucrative deals and maintain a firm's reputation can sometimes blur the lines of acceptable conduct. This isn't to say that all BigLaw lawyers are unethical; however, the pressure cooker environment can create situations where ethical compromises are made.

H3: Access to Resources and Expertise

BigLaw firms possess vast resources, including top legal talent and extensive research capabilities. This access to expertise can be used ethically and effectively to ensure justice, but it can also be perceived as giving an unfair advantage in legal battles, perpetuating the "above the law" perception.

H2: Ethical Considerations and Accountability in BigLaw

Despite the perception, BigLaw firms are subject to the same laws and ethical regulations as any other legal entity. Professional conduct rules, disciplinary processes, and legal repercussions exist to ensure accountability. However, the enforcement of these rules within the context of BigLaw's power dynamics can be complex and challenging.

H3: Conflicts of Interest and Client Confidentiality

Navigating conflicts of interest is a constant challenge. BigLaw firms frequently represent multiple clients with potentially conflicting interests. Maintaining client confidentiality is paramount, yet sometimes conflicts arise that necessitate careful ethical navigation and, in some cases, even recusal

H3: The Role of Professional Associations and Regulators

Professional organizations like state bar associations and regulatory bodies play a vital role in overseeing the ethical conduct of lawyers. They investigate complaints, impose sanctions, and set standards for professional responsibility. While these mechanisms exist, their effectiveness in addressing ethical breaches within the powerful world of BigLaw can be debated.

H2: Career Paths and the Reality of BigLaw Life

The path to BigLaw is highly competitive. Years of rigorous academic achievement, demanding internships, and networking are prerequisites. The reality of life within these firms is often demanding, characterized by long hours, intense pressure, and a highly hierarchical structure.

H3: The Billable Hour System and its Impact

The billable hour system, a cornerstone of BigLaw compensation, significantly influences the firm's culture and the lawyers' working lives. Pressure to maximize billable hours can lead to burnout, reduced work-life balance, and potential compromises in quality of work.

H3: Opportunities for Advancement and Specialization

Despite the challenges, BigLaw offers significant opportunities for career advancement and specialization. Lawyers can develop expertise in niche areas of law, gain invaluable experience, and potentially earn substantial salaries. However, this success often comes at a significant personal cost.

H2: The Impact of BigLaw on Society

BigLaw's influence extends beyond individual cases and affects society at large. The firms play a significant role in shaping legal precedents, influencing legislation, and representing powerful interests. This influence necessitates ongoing scrutiny and discussions regarding its impact on social justice and equity.

Conclusion

The perception of BigLaw firms as "above the law" is a complex issue stemming from a confluence of factors – power, resources, and the inherent pressures of the legal profession. While no entity truly exists outside the bounds of the law, the perception remains a subject of ongoing debate and scrutiny. Understanding the intricacies of BigLaw, its ethical considerations, and its impact on society is crucial for both aspiring lawyers and the public alike. Striking a balance between ambition, success, and ethical conduct remains a vital challenge within the elite world of BigLaw.

FAQs

- Q1: Are all BigLaw lawyers unethical?
- A1: Absolutely not. The vast majority of BigLaw lawyers are ethical and dedicated to upholding the law. However, the system's inherent pressures can create situations where ethical dilemmas arise.
- Q2: What mechanisms are in place to ensure accountability in BigLaw?
- A2: State bar associations, regulatory bodies, and internal firm policies are in place to ensure accountability. However, the effectiveness of these mechanisms in addressing breaches within powerful firms can be a point of contention.
- Q3: What are the long-term consequences of the billable hour system?
- A3: The billable hour system can lead to burnout, decreased work-life balance, and potentially compromises in the quality of legal work. Alternatives are being explored, but remain a subject of ongoing discussion.
- Q4: How can BigLaw firms improve their ethical practices?
- A4: Improvements could include stronger internal ethical guidelines, increased transparency, better training for associates on ethical issues, and robust mechanisms for reporting and investigating ethical breaches.
- Q5: Is a career in BigLaw worth it?
- A5: This is a highly personal question. A BigLaw career offers high earning potential and career advancement, but it demands significant personal sacrifices. Aspiring lawyers should carefully weigh the pros and cons based on their individual values and career goals.

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Tribune, The New York times, Redbook Magazine, Good Housekeeping Magazine: 20 Best Books by Women in 2015, BuzzFeed: September Reads You Must Find Time For, San Francisco Book Review: Best Books for Sweater Weather, Sheknows.com: Most Anticipated Novels of Fall, Culturalist: Best Book Club Reads, YourTango: Incredible Books Every Smart Woman Should Read this Fall

above the law biglaw: Big Law Ron Liebman, 2017-01-10 "Big Law has it all. A locomotive drive, a fantastic, appealing, big-hearted narrative voice, and an inside and very entertaining look at the intersection of big law and big business. Smart and truly unputdownable." —John Lescroart As a young partner at Dunn & Sullivan, one of New York's most prestigious law firms, Carney Blake has represented dozens of high-profile clients. But being a pawn of Big Law often means defending the corporate dirt bags of the world—the spillers, the drillers, and the killers. Morality aside, Carney is starting to make a name for himself, despite having a father who resents his success and an unpredictable big brother bent on self-destruction. So when Carney is suddenly asked by his firm's chairman to represent the plaintiffs in a class action lawsuit—and not, as usual, the corporate bad guys—he warily accepts. Maybe they're turning a corner, he thinks. And even if they aren't, when else has a junior partner been assigned such a major case, with a possible billion dollar payout? But Carney can't fool himself for very long. As he digs deeper into the case, he uncovers corruption and maliciously orchestrated schemes that go straight to the top of Dunn & Sullivan—along with the true motives behind his placement on the case. Written by former top litigator Ron Liebman, Big Law is a thrilling, fast-paced roman à clef that exposes the secrecy, deception, and machinations underlining America's most powerful mega-firms.

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above the law biglaw: Biglaw Sarah Powell, 2013 Popular culture usually portrays the life of a junior associate in one of America's elite law firms--collectively Biglaw--either as a glamorous and lucrative (if morally dubious) adventure, or as a hellish immersion in mind-numbing servitude to psychotic senior partners, while the available advice books on being an associate usually give little insight into what Biglaw practice is really like, or why it is the way it is. In this book, Sarah Powell (herself a veteran of Biglaw associate life) gives a clear-eyed, intensely personal, and at the same time institutionally sophisticated account of what associates experience and why. Rather than being random and inexplicable, the unrelenting demands and intense hierarchy to which elite firms subject their junior lawyers are inextricably linked to the firms' chief claim to their prestige and their enormous incomes--the sometimes explicit boast that Biglaw can handle any legal issue, at any time, with superb competence and matchless speed. Powell provides the reader a unique window onto an associate's day-by-day life in an elite firm, while showing how the details make a harrowing kind of sense in the light of these firms' structure and modes of operation. Neither an expose nor a whitewash, her book employs telling anecdotes and savvy advice in crafting an informed and intensely practical guide to survival as an associate in Biglaw. But her insights into elite law practice will be of equal interest to anyone seeking to understand one of our society's most powerful

institutions.

above the law biglaw: The Curmudgeon's Guide to Practicing Law Mark Herrmann, 2006 This collection of essays written by The Curmudgeon, offers practical, honest and you need to know this advice for surviving and thriving in a law firm. The book covers the basics of law practice and law firm etiquette, from doing effective research and writing to dressing for success, dealing with staff and clients and building a law practice. Concise, humorous and full of valuable (albeit curmudgeonly) insight, this is a must-read for every newly minted law school graduate or new lawyer.

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above the law biglaw: The Happier Attorney Brita Long, 2019-05-18 The greatest threat to the integrity of the legal system is a broke and unhappy attorney. Whether you are new to the practice or have been practicing law since the Ford Administration, you should be paid- in full- for the work you perform. You should be paid for your superior judgment, your skills, your ability to negotiate, and your knowledge-not how many hours you took to draft a pleading. The Happier Attorney: A comprehensive Guide to Charging Flat Fees for Legal Services is a step by step guide that will teach you: -What hourly billing is really costing you in money and more importantly time. -Why hourly billing is bad for clients and horrible for attorneys. -Why clients love flat fees. -How you can obtain a collection rate of 100%. -How flat fees improve your work product. -How flat fees will increase your income significantly. -How flat fees will save you so much time you won't know what to do with your time. -How flat fees will decrease staff time and costs. -How to manage one's time so that you can meet your responsibilities and have lots of time outside the office. -How to ethically and easily address any issues that arise from flat fee billing. In the nearly 19 years of owning her own practice, and well over a decade of using exclusively flat fees, even for family law litigation, Brita Long is in a unique position to share everything that you would want and need to know when you are considering moving from hourly billing to flat fees. The relief of only working as many hours as you want to work and still make the money you want to make, and have earned, is only a few hours away.

above the law biglaw: Best Practices in Law Firm Business Development and Marketing Deborah Brightman Farone, 2019 Best Practices in Law Firm Business Development and Marketing is a unique resource for law firm leaders, practicing attorneys, legal marketers, consultants, and educators who want to uncover the best marketing practices in the legal profession. Find out how the most successful law firm leaders are creating and developing firm cultures to encourage business development, and how smaller firms and single practitioners are executing on marketing plans to make an impact. This book uncovers the best practices in the wide arena of legal marketing and covers topics including: the most successful ways to create long-term relationships with clientshow personalities, leadership, and collaboration contribute to a firm's culture and brandwhat characteristics management should look for when hiring a CMOhow compensation, firm culture, training, and coaching can support and incentivize business developmentsteps to take to build an individual reputation and brand, including the use of press, speaking engagements, and social mediathe essential approach to support women lawyers with business development -- including ideas on networking, mentorship versus sponsorship, and authenticity in marketing how new technologies are being applied to deliver better service, attract clients, and generate businessthe important role of legal operations, the procurement professional, and legal process outsourcing practical methods for evaluating AI solutions to business needs such as billing, e-discovery, and technology-assisted reviewCulled from scores of interviews with law firm leaders, chief marketing officers, and legal innovation visionaries, Best Practices provides actionable advice and real-world thinking. Each chapter is filled with information that can be scaled to apply to a single-person law practice as well as a large international law firm. In addition, the book features special Think Pieces from some of the nation's leading experts in legal marketing.

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above the law biglaw: Off-Ramps and On-Ramps Sylvia Ann Hewlett, 2007-05-15 With talent shortages looming over the next decade, what can companies do to attract and retain the large number of professional women who are forced off the career highway? By documenting the successful efforts of a group of cutting-edge global companies to retain talented women and reintegrate them if they've already left, Off-Ramps and On-Ramps answers this critical question. Working closely with companies such as Ernst & Young, Goldman Sachs, Time Warner, General Electric and others, author Sylvia Ann Hewlett identifies what works and why. Based on firsthand experience with these companies, along with extensive data that provides the most comprehensive and nuanced portrait of women's career paths, this book documents the actions forward-thinking companies must take to reverse the female brain drain and ensure their access to talent over the long term.

above the law biglaw: All the Beautiful People We Once Knew Edward Carlson, 2017-08-01 For fans of Don DeLillo and Joseph O'Neill, an enthralling debut about the one percent, what they'll do to stay on top, and the callous gaze they turn on those below them. Burned-out and alienated,

Kilgore associate attorney Stephen Harker spends his work days defending insurance companies against spurious litigation commenced by private soldiers who supported US military operations in Iraq and Afghanistan. Harker's charismatic, womanizing boss assigns him a case defending insurance behemoth WorldScore against a lawsuit filed by Major Mike Bud Thomas, a veteran, former contract soldier, and divorced father seeking compensation for PTSD and injuries suffered in Afghanistan. Just as Harker turns the firm's full legal power on the wounded, unstable veteran, he commences an unhealthy relationship with his boss's estranged bohemian wife, setting himself up for a downward existential spiral that almost destroys Harker, until a brutal act of violence presents him with a final shot at redemption. All the Beautiful People We Once Knew is a riveting insider's indictment of the world of the corporate elite and the savage determination with which they fight to maintain control. In a society where the very institutions that should support our returning veterans instead view them with suspicion, this stunning debut is a grim reflection on the ever-growing rift between the classes.

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above the law biglaw: The Client-Centered Law Firm Jack Newton, 2020-01-28 The legal industry has long been risk averse, but when it comes to adapting to the experience-driven world created by companies like Netflix, Uber, and Airbnb, adherence to the old status quo could be the death knell for today's law firms. In The Client-Centered Law Firm, Clio cofounder Jack Newton offers a clear-eyed and timely look at how providing a client-centered experience and running an efficient, profitable law firm aren't opposing ideas. With this approach, they drive each other. Covering the what, why, and how of running a client-centered practice, with examples from law firms leading this revolution as well as practical strategies for implementation, The Client-Centered Law Firm is a rallying call to unlock the enormous latent demand in the legal market by providing client-centered experiences, improving internal processes, and raising the bottom line.

above the law biglaw: Blood of Tyrants Logan Beirne, 2014-12-02 Blood of Tyrants reveals the surprising details of our Founding Fathers' approach to government and this history's impact on today. Delving into forgotten—and often lurid—facts of the Revolutionary War, Logan Beirne focuses on the nation's first commander in chief, George Washington, as he shaped the very meaning of the United States Constitution in the heat of battle. Key episodes of the Revolution illustrate how the Founders dealt with thorny wartime issues: How do we protect citizens' rights when the nation is struggling to defend itself? Who decides war strategy? When should we use military tribunals instead of civilian trials? Should we inflict harsh treatment on enemy captives if it means saving American lives? Beirne finds evidence in previously unexplored documents such as General Washington's letters debating the use of torture, an eyewitness account of the military tribunal that executed a British prisoner, Founders' letters warning against government debt, and communications pointing to a power struggle between Washington and the Continental Congress. Vivid stories from the Revolution set the stage for Washington's pivotal role in the drafting of the Constitution. The Founders saw the first American commander in chief as the template for all future presidents: a leader who would fiercely defend Americans' rights and liberties against all forms of aggression. Pulling the reader directly into dramatic scenes from history, Blood of Tyrants fills a void in our understanding of the presidency and our ingenious Founders' pragmatic approach to issues we still face today.

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retrospective evaluation of The Future of Law, Susskind's prediction published in 1996 about the future of legal services. -- Publisher's website.

above the law biglaw: Big Law in Latin America and Spain Manuel Gómez, Rogelio Pérez-Perdomo, 2017-11-22 This book, part of the Stanford Law School research project on the future of the legal profession, thoroughly examines the future of "big law," defined as the large and mid-size multiservice highly specialized law firms that provide sophisticated, complex and generally costly legal work to multinationals, large and mid-size domestic corporations, and other business clients. By systematically gathering, assessing, and analyzing the best available quantitative and qualitative data on the first tier of the corporate legal services market of Latin America and Spain, and interviewing a broadly representative sample of corporate legal officers, law firm partners, and other stakeholders in each of the countries covered, this book provides a nuanced perspective on changes in "big law" during the last two decades until the present. It also explores the factors that are driving these changes, and the implications for the future of legal profession, legal education and its relationship with the corporate sector and society in general.

above the law biglaw: The Anointed Jeremiah Lambert, Geoffrey S. Stewart, 2021-03-16 This is the story of how and why such powerhouse Wall Street law firms as Cravath, Swaine & Moore, Davis Polk & Wardwell, and Sullivan & Cromwell, grew from nineteenth-century entrepreneurial origins into icons of institutional law practice; how, as white-shoe bastions with the social standards of an exclusive gentlemen's club, they promoted the values of an east coast elite; and how they adapted to a radically changed legal world, surviving snobbish insularity and ferocious competition to remain at the pinnacle of a transformed profession. It is no accident these firms are found in New York, the largest city in the world's largest economy and also the nation's largest port, principal banking center, and epicenter of industry. At the dawn of the twentieth century, linked by canals, railroads, telegraph and telephone lines, transatlantic steamships and undersea cables, New York became the economic nerve center of the United States. It also wielded formidable political power and supplied every President or Vice President of the United States between the Civil War and the Great War.

above the law biglaw: Behind the Biglaw Curtain Marissa Geannette, 2020-06-19 Guidebook for junior lawyers navigating their first few years as associates in Biglaw. Advice from a former Biglaw attorney on how to succeed in the challenging legal environment that is Biglaw. Tips on how to achieve success no matter your goal. An insider's real perspective.

above the law biglaw: Surviving and Succeeding in Large Law Firms Paul McCoy, 2021-07-15 Practicing law in a law firm is challenging, to say the least. A law degree and the technical skills taught by law firms are only small parts of what you need to survive and succeed in a law firm. Most of what you need to know will take you decades of experience to learn through trial and error. As a result, new lawyers find themselves slogging through life as a firm associate unsure whether or not their efforts are really getting them anywhere in the long run. This state of perpetual uncertainty, pushing slowly forward into a black void, leaves many very unhappy with their work life and, as a consequence, their overall life suffers. There is an easier way. Imagine knowing that the steps you are taking are in fact leading to success. Imagine having a mentor who has already worked his way up the learning curve, already learned through trial and error what works and what doesn't work, who could share with you techniques and insights that could substantially increase your chances of

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helps to map the opportunities and the perils of a rapidly digitizing legal system - and provides grounded advice for a sensible path forward.

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