

# Congress Creates the Federal Court System

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## Worksheet 3: Analyzing Sections 27 - 35 of the Federal Judiciary Act (1789)

**Group 3 Instructions:** Study the following sections of the Federal Judiciary Act and answer the questions as a group. *Source: For the full document visit <https://www.ourdocuments.gov>.*

SEC. 27. And be it further enacted, That a marshal shall be appointed in and for each district for the term of four years, but shall be removable from office at pleasure, whose duty it shall be to attend the district and circuit courts when sitting therein, and also the Supreme Court in the District in which that court shall sit. And to execute throughout the district, all lawful precepts directed to him, and issued under the authority of the United States, and he shall have power to command all necessary assistance in the execution of his duty, and to appoint as there shall be occasion, one or more deputies, who shall be removable from office by the judge of the district court...

SEC. 30. And be it further enacted, That the mode of proof by oral testimony and examination of witnesses in open court shall be the same in all the courts of the United States... as of actions at common law...

SEC. 35. ... And there shall be appointed in each district a meet person learned in the law to act as attorney for the United States in such district... And he shall receive as compensation for his services such fees as shall be taxed therefor in the respective courts before which the suits or prosecutions shall be.

And there shall also be appointed a meet person, learned in the law, to act as attorney-general for the United States, who shall be sworn or affirmed to a faithful execution of his office; whose duty it shall be to prosecute and conduct all suits in the Supreme Court in which the United States shall be concerned, and to give his advice and opinion upon questions of law when required by the President of the United States...

### Questions:

1. What are the duties of a marshal?
2. How is guilt proven in a Federal court?
3. What are the duties of a U.S. Federal district attorney?
4. What are the duties of the U. S. Attorney General?

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