

# How to Draft Good Findings of Fact and Conclusions of Law

---

## 31st Annual Conference on State and Federal Appeals

June 10-11, 2021



1

## Overview

---

- Findings of Fact - the Basics
- Findings of Fact - Advanced
  - Practical problems
  - Other strategy considerations

2

# The Basics

3

## What are FF and CL?

### **Findings of fact:**

- Take the place of a jury verdict
- Provide the factual framework for the judgment

### **Conclusions of law:**

- Legal basis for the judgment

4

## **What are the purposes of FF?**

- Narrow issues for appeal
- Provide basis to attack judgment
- Critical for preserving certain errors
- Pretrial and trial tool

5

## **How are FF unique from other post-judgment motions?**

- Shorter deadline
- Preservation requires filing multiple docs
- Preservation obligation falls on both parties

6

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](https://utcle.org/elibrary)

## Title search: How to Draft Good Findings of Fact and Conclusions of Law

Also available as part of the eCourse

[2021 eConference on State and Federal Appeals](#)

First appeared as part of the conference materials for the  
31<sup>st</sup> Annual Conference on State and Federal Appeals session  
"Findings of Fact and Conclusions of Law"