

# 東吳大學 111 學年度博士班招生考試試題

第1頁，共2頁

系級	法律學系博士班	考試時間	100 分鐘
科目	法學英文	本科總分	100 分

※一律作答於答案卷上(題上作答不予計分)；並務必標明題號，依序作答。

一、名詞解釋: 請以 50 字以內之中文解釋下列名詞 (每題 3 分，共 30%)

1. *amicus curiae*
2. referendum
3. unanimous decision
4. fiduciary duty
5. bicameralism
6. quorum
7. disparate impact
8. compulsory license
9. right to rectification
10. patent ambush

二、英翻中 (每題 25 分，共 50%)

1. “Do echo chambers actually exist on social media? By focusing on how both Italian and US Facebook users relate to two distinct narratives (involving conspiracy theories and science), we offer quantitative evidence that they do. The explanation involves users’ tendency to promote their favored narratives and hence to form polarized groups. Confirmation bias helps to account for users’ decisions about whether to spread content, thus creating informational cascades within identifiable communities. At the same time, aggregation of favored information within those communities reinforces selective exposure and group polarization. We provide empirical evidence that because they focus on their preferred narratives, users tend to assimilate only confirming claims and to ignore apparent refutations.”

2. “Oral arguments at the Supreme Court are important — they affect case outcomes and constitute the only opportunity for outsiders to directly witness the behavior of the justices of the highest court. This Article studies how the justices compete to have influence at oral argument, by examining the extent to which the Justices interrupt each other; it also scrutinizes how advocates interrupt the Justices, contrary to the rules of the Court. We find that judicial interactions at oral argument are highly gendered, with women being interrupted at disproportionate rates by their male colleagues, as well as by male advocates. Oral argument interruptions are also highly ideological, not only because ideological foes interrupt each other far more than ideological allies do, but we show that conservatives interrupt liberals more frequently than vice versa.”

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第2頁，共2頁

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三、學術電梯簡報 (academic elevator pitch) (20%) (答案中不得出現姓名)

You are a doctorate candidate of Soochow Law. After an international academic conference, you escort a world-renowned Canadian scholar to a luncheon in her honor. She is now looking for a researcher to join her team and you believe that you are a perfect fit. In the elevator, you have 30 seconds to impress her with your research work and hope that she will talk with you further at the luncheon about the researcher position. Please fill in the \_\_\_\_\_ below and finish the following elevator pitch with **no more than 70 words**:

*“I’m a doctorate candidate here at Soochow Law, now working on my dissertation...*

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*(Ding!) Ah, this is our floor. Please come with me. I hope you will enjoy the luncheon!”*