

Empathy as A Professionally Significant Quality in The Activities of a Lawyer

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Abstract

This article examines empathy as one of the key professionally significant qualities of a lawyer. It analyzes the psychological and communicative aspects of empathy in legal practice, its impact on the effectiveness of client interactions, the quality of legal assistance, and professional ethics. The need to develop empathic skills during the professional training and practice of lawyers is substantiated.

Keywords: Empathy, advocacy, professional competence, legal communication, professional ethics, psychological qualities of a lawyer.

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1. Introduction

Modern legal practice places high demands on lawyers not only in terms of legal knowledge and professional skills, but also the need to possess developed psychological and communicative skills. A lawyer, being a subject-subject classification profession, is performed under conditions of increased socio-psychological demands and is often associated with psycho-emotional and intellectual stress.

Making and implementing adequate legal decisions also requires a high degree of mental flexibility, emotional intelligence, stress resistance, and legal agility. To adequately assess a current situation and predict its future development, and to maintain psycho-emotional health, lawyers must develop stress-resistance and empathy skills.

One of the most important professional qualities of a lawyer is empathy. Empathy is generally understood as a person's ability to understand another person's emotional state, to empathize with them, to consider their psychological characteristics during interactions, and to perceive the situation from their perspective. This quality is particularly important in the work of a lawyer, as professional work with clients often involves constant communication under emotional tension, stressful, conflict-ridden, and psychologically challenging situations.

The impact of empathy on professional effectiveness: Developed empathic abilities allow a lawyer to: more accurately identify the client's needs, conduct effective negotiations, reduce the client's psychological stress, formulate a convincing legal position, and improve the effectiveness of judicial interactions.

Empathy contributes to the strengthening of professional and psychological competence, as well as authority, and improves the quality of legal assistance, while fostering trusting relationships between lawyer and client. Clients, sensing the lawyer's attention, understanding, and interest, are more open about the circumstances of the case, allowing the lawyer to objectively assess the situation and develop an effective legal position. Insufficient empathy, on the other hand, can lead to communication barriers, decreased trust, and professional errors. and deterioration in the quality of legal assistance. Furthermore, empathy plays a crucial role in litigation. A lawyer who understands the psychological state of the parties to a trial can more effectively formulate a defense, argument, and communication strategy. Being sensitive to the emotional nuances of clients, witnesses, and other individuals contributes to achieving professional goals and improving work performance.

The psychological characteristics of legal work have some complexities; a lawyer's work requires establishing a trusting relationship with the client, understanding the motives of the participants in the process, and the ability to perceive hidden emotional reactions. managing your own emotions in conflict situations.

According to many researchers, empathy is the ability to understand the client's emotional state and see the situation from his point of view.

The ability to empathize, but at the same time maintain a professional distance, manage one's emotions, control negative experiences, dysfunctional emotions and maintain inner balance and psychological stability in difficult situations.

Empathy is a key component of effective communication in the work of a lawyer. It manifests itself in the ability to decenter oneself—the ability to mentally put oneself in the shoes of the client, judge, or jury to accurately understand their hidden motives, fears, and expectations. This skill has an integrative structure;

Establishing trust with the client: Allows the person to reveal sensitive details of the case that he would otherwise conceal in a dry, formal approach.

Anticipating the opponent's actions: Helps "calibrate" the other side (prosecutor, plaintiff, witness), anticipating their strategy and reaction.

Persuasiveness in court: Allows you to tailor your legal

position so that it resonates with the jury or judge, making your argumentation lively and understandable.

Protection from emotional burnout: Allows the lawyer to genuinely empathize, but maintain a cool head to develop the most winning tactics.

It's worth noting that empathy is closely linked to a lawyer's professional ethics. A lawyer's code of professional ethics requires respect for their clients and adherence to the principles of humanism, propriety, and confidentiality. Empathy helps a lawyer adhere to these principles not just formally, but through an intimate understanding of their needs and experiences. At the same time, excessive emotional involvement can negatively impact a lawyer's professional objectivity. Therefore, it is important to maintain a balance between empathy and professional distance. A lawyer must be able to control their emotions and maintain the ability to rationally analyze the legal situation.

Empathy is one of the basic personality traits, acting as a constitutionally determined holistic phenomenon in the personality structure. Empathic abilities, expressed the ability to understand one's own and others' emotions makes it possible to manage existing and developing conflicts and anxiety. The specificity of empathic manifestations in individuals with different psychotype structures is characterized by a certain level of empathy, the adequacy of expression, and the degree of expression of structural components. Empathy as the ability to understand feelings (experiences) of another person can be formed and -developed.

It should be noted that many studies currently highlight the need to enhance empathic competence. For example, according to I.A. Yaskova, the degree of empathy, along with other components of the communication process, directly influences its productivity. Researchers have concluded that "emotional and sensory experiences are an effective psychological mechanism for optimizing the communication process" [1].

Sobolnikov points to the importance and complexity of empathy as a means of nonverbal communication in influencing an individual during communication. The empathic effect not only determines listening but also ensures a targeted impact on a person. Empathic management, among other nonverbal means of communication, represents a special type of psychological influence. Its use allows one to recognize the true motives of a partner's behavior and aspirations,

predict mental states, and develop interpersonal communication tactics [2].

Most people seeking qualified legal assistance are in a crisis or stressful psycho-emotional state associated with the threat of violation of their rights, freedoms or legitimate interests. Clients of a lawyer typically experience increased situational anxiety and emotional tension, which arise under conditions of high stress factors.

Thus, empathy is a crucial, professionally significant quality in the work of a lawyer. It promotes effective communication, builds trust, maintains professional ethics, and improves the quality of legal assistance. In today's environment, developing empathy should be considered a necessary element of the professional training and professional development of lawyers.

Empathy is the ability to sense another person's emotional state. If a lawyer understands a client's fear, anxiety, or psychological distress, they can establish a trusting relationship with them.

Empathy (from the Greek pathos - "a strong and deep feeling, close

"towards suffering"? em is a prefix meaning "direction inward") comprehension of the emotional state, penetration, empathy into the experiences of another person [3].

Empathy can manifest itself in two ways forms of empathy and sympathy. Empathy is the subject's experience of the same feelings that is experienced by another [4].

Sympathy a responsive, sympathetic attitude towards the experiences and misfortune of another (expression of regret, condolences, etc.) [5].

Legal empathy is the lawyer's crucial ability to understand the client's emotional state, motivation, and human situation without losing professional objectivity and legal accuracy.

This isn't "empathy instead of law," but a skill that helps build trust with the client, more accurately identify the facts of the case, understand the client's real interests rather than just formal demands, reduce conflict in negotiations, and more effectively present the client's position in court or mediation. Several levels of legal empathy can be distinguished:

1. Cognitive empathy; Understanding how the client perceives and how objectively they analyze the situation, their level of self-reflection: what they fear, what they consider fair, why they make certain decisions.

2. Communicative empathy; the ability to explain legal risks in understandable language and listen to the client without pressure. The ability to bring the client into a state of psychological flexibility at the right time.

3. Strategic empathy; Understanding the emotions of the other party in the process—the judge, investigator, or opponent—to select more effective tactics and strategies.

4. Professional distance. A lawyer must not "merge" with the client's emotions. Otherwise, the quality of decisions deteriorates, burnout occurs, and objectivity is lost. The ability to maintain professional boundaries is a prerequisite for a sustainable and ethical legal practice. Maintaining professional boundaries is the ability to adhere to the legally established boundaries of professional relationships, preventing the confusion of personal and professional roles, conflicts of interest, and other circumstances that could negatively impact the independence and quality of professional activity. Furthermore, maintaining professional boundaries is a professionally significant competency, representing the specialist's ability to consciously regulate the nature and extent of interactions with clients, colleagues, and other parties to legal relations in accordance with the norms of professional ethics, legal requirements, and the principle of the independence of legal practice, ensuring objectivity, impartiality, and effectiveness in the provision of legal assistance. From the standpoint of professional psychology and legal ethics, maintaining professional boundaries is considered a component of professional competence and professional identity of a lawyer, ensuring compliance with ethical standards, maintaining professional autonomy and effectively performing the functions of legal protection and representation.

Methods for developing empathy in lawyers.

The main methods for developing empathic skills in the work of lawyers include both specially organized educational events and practical professional experience aimed at developing the ability to understand the emotional state of the client, perceive their needs, and build effective professional interactions.

First and foremost, developing active listening skills plays a crucial role. This involves focusing on the content

of the other person's statements, considering the emotional context of communication, and using clarifying questions and feedback. Active listening facilitates a deeper understanding of the client's position and the development of trusting relationships. Training in communication competence and emotional and adaptive intelligence, aimed at developing the ability to recognize others' emotions, interpret nonverbal cues, and respond appropriately to frustrations and emotional expressions, as well as professional case analysis, supervision, and professional reflection, are essential. Furthermore, training in the fundamentals of legal psychology is essential.

Such programs help develop the cognitive and emotional components of empathy. One effective method for developing empathic skills is the use of situational modeling and professional case analysis. Analyzing real or simulated legal situations helps develop the ability to view a problem from the perspectives of various participants in legal relations, which expands the capabilities of empathic understanding. Reflective practice, including self-analysis of professional behavior, assessment of one's own emotional reactions, and reflection on experiences interacting with clients, is an important factor. Developed professional reflection facilitates a more conscious use of empathy in legal practice and prevents burnout. Practical experience directly interacting with clients under the guidance of experienced mentors is particularly important. Observing the professional activities of qualified attorneys, receiving feedback, and participating in supervision help develop effective models of empathic interaction and refine professional skills.

Thus, the development of a lawyer's empathic skills is a complex process that includes the development of communication skills, emotional intelligence, reflection, and practical experience of professional interaction.

An effective combination of these methods helps improve the quality of legal assistance and strengthen the professional competence of the lawyer.

Incorporating psychological training into legal education is effective. In modern legal practice, empathy is considered part of a lawyer's soft skills, along with: negotiations, emotional intelligence, conflict management, and communication ethics. Legal empathy is especially important in: family disputes, criminal defense, violence cases, labor disputes, migration and humanitarian issues. However, empathy does not mean:

Agreeing with the client on everything, justifying illegal actions, violating professional ethics, and promising impossible results. A good lawyer combines: empathy for a person, objective analysis of facts, independence of professional judgment.

Thus, developing empathy is essential for improving the effectiveness of a lawyer's professional work. Empathic skills improve communication, build trust between lawyer and client, and ensure a more effective legal defense. In today's legal environment, psychological competence is becoming an essential element of a lawyer's professionalism.

The analysis suggests that empathy is a key professional and psychological skill for a lawyer, significantly impacting their effectiveness. The ability to understand a client's emotional state and perceive their experiences and needs while maintaining objectivity and professional distance helps establish trusting relationships, improve communication, and more accurately determine a lawyer's legal position in a case. Empathy is an important factor in a lawyer's professional interactions not only with clients but also with other participants in the legal process. It facilitates constructive dialogue, reduces conflict, and increases the effectiveness of legal support. At the same time, professional work requires the development of not only emotional sensitivity but also self-regulation skills, which help maintain professional boundaries and prevent burnout.

It should be noted that empathy in legal practice is not limited to emotional empathy. It is a complex, integrative personality trait, encompassing cognitive, emotional, and behavioral components that enable understanding of another person's inner world and an appropriate response within the context of one's professional role. An optimal level of empathy contributes to the improvement of the quality of legal assistance, strengthening trust in the legal profession, and the implementation of humanistic principles in law enforcement. Empathy can be considered an essential component of a lawyer's professional competence, requiring targeted development during professional training and further refinement through practice.

References

1. Yaskova I.A., Votchin I.S. Optimization of the communication process as a form of communication: scientific and experimental study. Gorno-Altai: RIO GAGU, 2001. 139 p. V.V.

2. Sobolnikov V.V. Ethics and Psychology of Business Communication. Moscow: Yurait, 2018. 204 p.
3. Dictionary of a Practical Psychologist
4. Ilyin E. P. Psychology of communication and interpersonal relations. P. 78–101.
5. Large Psychological Dictionary / Edited by B. G. Meshcheryakov, Academician V. P. Zinchenko. Moscow: Prime-EVROZNAK, 2003.