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Urbanity as an ethical duty and instrument for the effectiveness of justice: the role of OAB commissions in pacifying the forensic environment.

Urbanity as an ethical duty and instrument of justice effectiveness: the role of OAB commissions in pacifying the forensic environment

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Summary

This scientific article proposes an in-depth analysis of civility in the practice of law, not only as a rule of social etiquette, but as an essential ethical-legal imperative for the administration of justice and procedural efficiency. Through a bibliographic and documentary review, the concept of civility is investigated in light of the Statute of the Brazilian Bar Association (Law No. 8.906/94) and the Code of Ethics and Discipline, contrasting theory with the conflict-ridden reality of courts and tribunals. The study addresses the legal nature of the duty of courtesy, the non-existence of hierarchy between lawyers, judges, and members of the Public Prosecutor's Office, and the direct impact of aggressive litigation on judicial delays and the mental health of legal professionals. The institutional role of the OAB Commissions in mediating interprofessional conflicts and promoting a culture of mutual respect is highlighted centrally. It is concluded that civility is an indispensable technical tool for the effectiveness of judicial protection and that strengthening the instances of ethical control is vital for the preservation of the Democratic Rule of Law.

Keywords: Urbanity. Professional Ethics. Advocacy. Prerogatives. OAB Commissions. Civil Procedure.

Abstract

This scientific article proposes an in-depth analysis of urbanity in the practice of law, not merely as a rule of social etiquette, but as an essential ethical-legal imperative for the administration of justice and procedural speed. Through a bibliographic and documentary review, the concept of urbanity is investigated in light of the Statute of Advocacy and the OAB (Law No. 8.906/94) and the Code of Ethics and Discipline, contrasting theory with the conflicting reality of forums and courts. The study addresses the legal nature of the duty of courtesy, the absence of hierarchy between lawyers, magistrates, and members of the Public Prosecutor's Office, and the direct impact of aggressive litigation on judicial delays and the mental health of legal practitioners. Ideally, the institutional role of the OAB Commissions in mediating interprofessional conflicts and promoting a culture of mutual respect is highlighted. It is concluded that civility is an indispensable technical tool for the effectiveness of judicial protection and that strengthening ethical control instances is vital for the preservation of the Democratic Rule of Law.

Keywords: Urbanity. Professional Ethics. Advocacy. Prerogatives. OAB Commissions. Civil Procedure.

1. Introduction

The legal profession, historically conceived as an essential function in the administration of justice, as stipulated in Article 133 of the 1988 Federal Constitution, faces in Contemporary challenges transcend technical-legal knowledge and enter the sphere. behavioral and ethical issues. The forensic environment, by its adversarial nature, is fertile ground for... heightened tensions, where the dispute between the parties often contaminates the relationship between them. patrons and court officials. In this context, the concept of urbanity — understood as the



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The duty to treat everyone with respect, kindness, and civility—ceases to be a mere recommendation of Good manners become a prerequisite for ethical validity and procedural efficiency. The lack of Urbanism not only degrades the image of the legal profession in the eyes of society, but also creates obstacles. real delays in the progress of the processes, generating unnecessary incidents, disciplinary complaints and a climate of hostility that ultimately harms the individual seeking legal protection. rights.

This article stems from the urgent need to revisit the deontological foundations of profession, especially at a time of social and professional polarization. The research seeks to answer how the strict observance of the duty of civility can act as a catalyst for justice and what is the role of professional associations, specifically the OAB Commissions, in monitoring and promoting this practice. The relevance of the topic is justified by the exponential increase in cases of disrespect for professional prerogatives and reciprocal ethical violations among the actors of The justice system presents phenomena that demand a robust and educational institutional response.

The methodology employed consists of a qualitative approach, based on the analysis of relevant legislation, including the 2015 Code of Civil Procedure, which reinforces the duty of cooperation, and in classical and contemporary doctrine on forensic ethics. The following will be examined. control mechanisms and educational initiatives promoted by the Bar Association of Brazil, aiming to demonstrate that civility is a technical skill that must be trained and required. The study is structured around six fundamental topics that dissect everything from the legal basis of From urban life to the psychology of forensic conflict, culminating in a reflection on the future of... Advocacy from the perspective of humanizing procedural relationships.

2. The legal nature of urbanity in the statute of the legal profession

Urbanity in Brazilian law is not an abstract or purely moral concept; it possesses normative density and binding force, being enshrined in Article 44 of the Code of Ethics and Brazilian Bar Association (OAB) regulations impose on lawyers the duty to treat the public, colleagues, and authorities with respect. The court officials treat the court staff with respect, discretion, and independence. This is different from social courtesy, which is... Although optional, courteous conduct is a legal duty, the non-compliance of which may result in sanctions. severe disciplinary measures, ranging from censure to suspension from professional practice. The positive enactment reflects the legislator's understanding that justice cannot operate in an environment of Relational chaos or verbal violence, requiring a standard of conduct that elevates the legal debate. above the personal passions of the litigants.

Legal doctrine, when analyzing the nature of urbanity, classifies it as an ancillary duty. or a side effect of conduct, stemming from the principle of objective procedural good faith. This means that, Regardless of the merits of the case or the defense strategy adopted, the lawyer must maintain



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a collaborative and respectful attitude. Violation of this duty therefore constitutes an ethical offense and procedural. Authors such as Paulo Lôbo emphasize that the professional immunity of the lawyer, which gives him It guarantees freedom of expression in the defense of its constituents, but does not encompass the right to offend or to... Disrespect, finding its exact limit in urbanity.

It is essential to understand that urbanity does not imply submission or weakness in defending the client's interests. On the contrary, the lawyer's firmness and combativeness are enhanced when exercised with elegance and technical precision. The lawyer who resorts to attacks Personal attacks or disrespectful language often demonstrate the weakness of their arguments. Legal matters. Civility, therefore, is a powerful rhetorical weapon, as it lends credibility to the speaker. and predisposes the judge to listen more attentively to the arguments presented, creating a conducive environment. for rational persuasion.

The Statute of the Legal Profession (Law 8.906/94) also establishes, in its article 6, the non-existence of hierarchy and subordination between lawyers, judges and members of the Public Prosecutor's Office, Everyone should treat each other with consideration and mutual respect. This provision is the cornerstone of Institutional civility. It dispels any claim of superiority of one career over another. establishing a system of checks and balances where mutual respect guarantees independence. of each procedural actor. A breach of civility on the part of a magistrate, for example, is not not just a lack of manners, but a direct violation of the lawyer's professional prerogative and of the federal law itself.

The jurisprudence of the Ethics and Discipline Courts (TEDs) of the Brazilian Bar Association (OAB) has been firm in punishing... Excessive language in petitions and hearings. Offensive expressions, unnecessary irony, and... Frivolous accusations against the opposing party or their lawyer are considered criminal offenses that violate the law. nobility of the profession. The analysis of these judgments reveals that the OAB (Brazilian Bar Association) does not tolerate the judicial process. be used as a stage for personal vendettas or emotional outbursts, reaffirming that the Legal technique demands composure and politeness, even in the most adverse or provocative situations.

Beyond its punitive aspect, the norm that imposes civility has an educational character and... preventive. It signals to the young lawyer and to society that law is a profession. of an intellectual and moral elite. The requirement of appropriate attire, punctuality at hearings, and the use Formal language is an outward manifestation of this intrinsic urbanity, which aims to maintain the solidity and respectability of judicial institutions. Without these rituals and norms of conduct, the Justice would lose its aura of authority and resemble an ordinary business counter.

Courtesy also extends to the lawyer's relationship with the client. The duty to inform, Transparency in accountability and honesty about the chances of success of the claim are Forms of respect and civility. The lawyer who promises impossible results or who abandons the case. Giving notice without prior notice is, in essence, a breach of contractual courtesy and ethics. Therefore,



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The concept permeates all spheres of professional activity, serving as a guiding thread that unites technique with... morality.

Finally, the positive affirmation of urbanity serves as a shield against arbitrariness. When the law defines the expected standard of treatment; it offers the lawyer who has been assaulted or disrespected the... legal basis for reacting, whether through public reprimands or through complaints in court. internal affairs offices. Urbanity, therefore, ceases to be a favor and becomes a subjective right of A lawyer, required before any authority, guaranteeing that the exercise of the defense is not... diminished by authoritarian or disrespectful attitudes.

3. The absence of hierarchy and mutual respect.

The principle of the non-existence of hierarchy between lawyers, judges and prosecutors, enshrined Article 6 of Law 8.906/94 is one of the most important and, paradoxically, most challenged pillars. in everyday Brazilian forensic practice. Urbanity demands a deep understanding that, although there are distinct roles in the process — who judges, who accuses, and who defends. —, They are all equally essential and possess the same constitutional dignity. There is no, in a Democratic State of Law, a "supercareer" that overshadows all others. The lawyer is not an assistant to the judge, but a An indispensable agent in the administration of justice, with full autonomy and technical independence.

However, legal practice often reveals a reality of tacit submission or veiled authoritarianism. It is common to observe judges treating lawyers with disdain, restricting the use of speech, hindering access to case files, or imposing unjustified waiting times in The corridors of the courthouses. Such attitudes are not merely a lack of courtesy; they are blatant violations of the law and of... Urbanity. Civility demands that treatment be horizontal, based on collaboration and not on... subordination. The lawyer who behaves with pride and demands to be treated with the dignity inherent to... His public role is, in fact, to defend the very citizens he represents.

Mutual respect is a two-way street. Just as a lawyer demands... He must extend the same dignified treatment to judges and members of the Public Prosecutor's Office. Consideration. Criticism of judicial decisions, an inalienable right of lawyers, must be made within the legal proceedings. through appropriate channels, and using technical language, never resorting to personal insults. Honor of the judge. Civility dictates that disagreement should be intellectual, not personal. Attacking the The figure of the judge weakens the institution of the Judiciary and, consequently, weakens the institution itself. The legal profession depends on a strong and respected judiciary to operate.

The OAB's (Brazilian Bar Association) Prerogatives Committees play a crucial role in maintaining... This balance. They act not to seek privileges, but to ensure the equality foreseen. The rule of law must be respected in practice. When a lawyer is prevented from speaking by the bar association, their rights are violated. When a word is unjustly silenced or one is treated rudely, the violation of civility affects the entire class.



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Institutional intervention serves to restore order and remind the authorities that respect for

The practice of law is a professional duty, subject to correction and administrative sanctions.

The internal administrative hierarchy of the courts, which places employees under the leadership of
This obligation does not extend to lawyers, but judges. A lawyer is not a court employee and is not bound by such obedience.
administrative to the magistrate. This distinction is fundamental to civility, as it establishes that the
The procedural relationship is triangular and equidistant. Respect must also prevail in the relationship with the...
court officials, who are the gears that move the judicial machine. Civility with
The notary, the bailiff, and the intern are a sign of ethical greatness and greatly facilitate the process.
procedural steps.

The "Doctor" culture, so deeply ingrained in the Brazilian legal field, often serves as
an instrument of distancing and false hierarchy, rather than a sign of academic respect. A
True urbanity doesn't reside in titles or archaic forms of address, but in attitude.
listening, punctuality, procedural loyalty, and empathy. The modernization of justice depends on
democratization of these relationships, where respect is earned through competence and ethics, not
imposed by robes or official credentials.

In hearings and oral arguments, a tense atmosphere is natural, but civility should prevail.
like a shock absorber. A lawyer must know how to be firm without being aggressive, incisive without being...
Disrespectful. The judge must exercise the power to regulate the hearing calmly, without humiliating the...
The parties or their lawyers. When this dynamic works, justice is swift and effective. When it fails, the
The process becomes a battleground of egos, where the truth of the facts is lost amidst insults.
and the administration of justice becomes flawed and slow.

Finally, the absence of hierarchy is a guarantee for the citizen. If the lawyer felt
inferior to the judge or the prosecutor, he would be afraid to defend his client with the necessary force.
especially in unpopular cases or those against the State. Civility and equal treatment.
They ensure that lawyers can raise their voices against injustices without fear of reprisals.
ensuring full defense. Therefore, fighting for civility and against the hierarchization of
A career in law is about fighting for one's own freedom and for democracy.

4. The impact of incivility on procedural delays

The lack of urbanity and incivility in the forensic environment have a tangible cost and
high: procedural delays. Processes marked by aggressiveness, bad faith litigation, and lack of...
Cooperation efforts tend to drag on for years, bogged down in unnecessary petitions and incidents.
dilatatory proceedings and appeals that aim only to attack the opposing party or the judge, without discussing the merits of the case.
The merits of the case. The "war of egos" replaces rational legal debate, transforming the process.
as an end in itself, disconnected from resolving the real conflict that originated it.



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Studies on judicial management indicate that procedural cooperation, a principle enshrined in law,

According to Article 6 of the Brazilian Code of Civil Procedure (CPC/2015), efficiency is directly proportional to speed. When lawyers and judges act...

With civility, procedural acts are more objective, hearings are more productive, and...

The possibilities for agreement increase significantly. Incivility, on the other hand, creates a climate...

due to mutual distrust. The judge begins to issue rulings with excessive formalism to protect himself from

attacks; the lawyer files excessive petitions to avoid imaginary preclusions or to provoke the party.

adverse. This vicious cycle consumes precious time from the judicial system.

Predatory and aggressive litigation, often mistakenly sold as "legal practice"

"Combative" is one of the biggest obstacles to the efficiency of justice. Petitions full of adjectives.

Derogatory remarks, accusations of fraud without evidence, and vulgar language require the magistrate to spend time.

streamlining the process, striking out offensive expressions, and deciding on incidents of suspicion or

unfounded impediments. If that energy were channeled into the technical discussion of the law.

Materially, the sentence would be delivered in a fraction of the time. Urbanity, therefore, is a

instrument of procedural economy.

Furthermore, the lack of civility in conciliation and instruction hearings frequently

This makes amicable settlements impossible. When a lawyer adopts a hostile stance from the start, he

It closes the doors to dialogue and self-composition. Urbanity is the tool that allows...

Even when parties are in litigation, maintaining an open channel of communication is essential for building consensus.

of agreements that bring the process to a swift and satisfactory end for both parties. The urban lawyer

He is a social peacemaker; the uncivil lawyer is a fomenter of eternal conflict.

The impact of incivility is also reflected in the mental health of legal professionals.

which, in turn, affects productivity. Toxic work environments, marked by shouting,

Disrespect and workplace harassment generate high rates of stress, *burnout*, and medical leave among...

Lawyers, judges, and court staff. A sick or stressed professional produces less and with less...

Quality. Promoting urbanity is therefore a measure of occupational health and management.

Human resources within the justice system are essential to keep the machinery running.

The Ethics Committees of the Brazilian Bar Association (OAB) have observed an increase in complaints that have as their purpose...

The origin lies in a lack of civility. Each disciplinary process initiated to investigate offenses between colleagues.

It's yet another process that the institution needs to manage, consuming resources that could be invested.

In defending prerogatives or in empowering the class, incivility generates an institutional cost.

This is a high priority for the Order and the Judiciary, diverting attention from their main constitutional missions.

Technology and electronic processes have brought new challenges to urban life.

The impersonal nature of the computer screen often encourages an aggressiveness that is not...

I would demonstrate in person. Rude emails, inappropriate WhatsApp messages, and sloppy virtual oral arguments

are new faces of incivility that hinder justice. It is necessary



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reclaiming digital forensic etiquette, ensuring that technological modernization does not mean the behavioral barbarity.

In short, urbanity is not an aesthetic adornment of the process, but a *sine qua non* condition. *not* for its effectiveness. The process time should be the time necessary for the maturation of Justice, not the time spent managing offenses and vanities. Lawyers who understand this and act accordingly. With straightforwardness and objectivity, they deliver faster results to their clients and contribute to the... Relieving the burden on the Judiciary. Civility, from this perspective, is synonymous with efficiency and intelligence. procedural.

5. The pedagogical and disciplinary role of the OAB commissions.

The OAB Commissions, whether they are for Prerogatives, Ethics or Civility, They play a dual and fundamental role in maintaining forensic civility: the pedagogical and the disciplinary aspect. The pedagogical function is perhaps the most strategic in the long term. Through courses, Through lectures, pamphlets, and awareness campaigns, these commissions work to instill this into the culture. The legal idea is that civility is not a sign of weakness, but of competence. The achievement of Public redress, for example, serves not only to repair the honor of the offended lawyer, but to educate the offending authority and society about the limits of state power and inviolability of the legal profession.

In disciplinary matters, the commissions act as filters and mediation bodies. Many conflicts that could escalate to formal complaints to the ombudsman's office or the Ethics Tribunal are resolved. These issues are resolved through institutional dialogue promoted by the committees. When a lawyer... reports a lack of civility on the part of a court official or magistrate, prompting the Commission's intervention. The Prerogatives Committee often resolves the impasse through a meeting with the court's leadership. restoring dignified treatment without the need for administrative litigation. This action "Diplomacy" is essential to maintain the fluidity of institutional relations.

However, when pedagogy and mediation fail, the disciplinary role must be exercised rigorously. The Brazilian Bar Association (OAB) has a legal duty to punish lawyers who repeatedly violate the duty of... urbanity. Impunity in these cases generates a devastating ripple effect, as it sends the wrong message. that the "quarrelsome" or disrespectful lawyer is tolerated or even encouraged. The committees of The instruction of ethical proceedings should be swift and technical, guaranteeing full defense rights, but not... allowing procedural trickery to take root within the very house of the legal profession.

The committees' work also extends to protecting young lawyers. The professional Those starting their careers are, statistically, the biggest victims of a lack of civility, often being... treated condescendingly or disrespectfully by senior judges or opposing counsel. The Young Lawyers Commissions, in partnership with the Prerogatives Commissions, create a protection network.



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and mentoring, teaching the young colleague to behave with dignity and to demand proper treatment.

appropriate, breaking the cycle of abuse.

Another area of focus is interfacing with the Schools of Magistrates and the Public Prosecutor's Office.

The Brazilian Bar Association (OAB), through its committees, should seek a seat in the training courses for new judges and prosecutors to teach modules on prerogatives and civility. Interinstitutional dialogue in

The training phase is more effective than the confrontation in the professional phase. Teaching the future judge that...

A lawyer is a partner in the administration of justice, not a hindrance; it is an institutional mission of...

first magnitude.

Thematic committees also function as observatories of the quality of

forensic assistance. Through "blitzes" in forums and the application of evaluation questionnaires (the

Using "thermometers of justice," the Brazilian Bar Association (OAB) collects concrete data on where the bottlenecks of urbanity are.

— whether at the service counter, in the hearing rooms, or in the offices. This data provides the basis for

Specific requests made to the courts for the improvement of working and treatment conditions.

Managing conflicts between lawyers is another sensitive area. Disputes over fees,

Instance suppression or "customer theft" often generates animosity that spills over into...

the case files. The mediation and arbitration commissions of the Brazilian Bar Association (OAB) offer a safe and confidential environment.

so that these conflicts can be resolved civilly, preserving the image of the class before the...

The customer and society. "Dirty laundry" should be washed at home, with ethics and respect.

Finally, strengthening the political power of the committees is vital. They need to have autonomy and

support from the Sectional Board to act independently, even when the offender

Urbanity is for a renowned lawyer or a powerful authority. The institutional courage of

The Brazilian Bar Association's defense of civility is what legitimizes its voice in the defense of democracy. Without order in

In Brazil, there is no moral authority to demand order from the State.

6. The psychology of forensic conflict and emotional management

Urbanity in law is not merely a normative issue; it is profoundly psychological.

The judicial process is, by definition, the management of a crisis or a conflict of interests. The parties

Those involved are almost always under severe emotional stress, dealing with financial losses.

Threatened freedom or family dissolution. The lawyer acts as a lightning rod for these emotions. If

Because he lacks the emotional intelligence and psychological tools to filter this burden, he tends to

Projecting the client's aggressiveness onto the process undermines civility.

Studies in legal psychology demonstrate that "projective identification" is a phenomenon.

Commonly, the lawyer begins to feel the client's anger as if it were their own. This leads to a loss of technique.

...and to the beginning of personal insults. Civility requires a healthy technical distance. The lawyer

One must be empathetic, but not so sympathetic as to lose objectivity. Emotional management is...



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therefore, a professional skill that should be developed from graduation onwards, preventing passionate litigation.

Incivility is also fueled by narcissism and vanity, traits that are unfortunately... Common in the legal field. The desire to "win" the debate at any cost, humiliating the opponent. Intellectually, it's a distortion of the lawyer's role. The legal process is not a duel of wits. It's not about seeing who is the brightest, but rather a dialectical method of seeking truth. Urbanity works. like a brake on ego, reminding everyone that the focus is on the rights of those under the jurisdiction, not on the glamour of the... patron.

The physical and organizational environment of the forums also influences the psychology of conflict. Crowded corridors, unjustified delays in hearings, lack of infrastructure, and excessive heat are... Stressors that lower the tolerance threshold and promote the explosion of behaviors. uncivil. The OAB's fight for better forensic structures is, indirectly, a fight for civility. Because dignified environments foster dignified behavior.

Burnout syndrome in the legal profession is closely linked to a lack of civility. The strain of having to "kill a lion a day" not only in legal matters, but also in personal interactions. Dealing with notaries and judges is exhausting for the professional. Civility acts as a protective factor for health. mental. A work environment where "good morning," "please," and respect for prerogatives prevail. It is a psychologically safe environment where lawyers can practice their profession with peace of mind. and health.

Academic training in Law fails by not addressing the psychology of conflict and... Nonviolent Communication (NVC). The curriculum focuses on litigation and adversarial argumentation. creating professionals trained for war, but unprepared for peace or debate. civilized. The inclusion of disciplines such as mediation, negotiation, and forensic psychology is urgent for to train lawyers who understand that civility is a more effective tool of persuasion than... aggressiveness.

The judge, in turn, plays a leading role in the psychology of the courtroom. He is the maestro. If the judge is tense, authoritarian, or impatient, he contaminates everyone present. If he is serene, Firm and urbane, he "lowers the temperature" of the conflict and forces the lawyers to behave appropriately. same level. Leading by example is the most effective way to instill civility.

It can be concluded that urbanity is a collective state of mind that needs to be cultivated. No. It is not enough for the law to impose it; it is necessary for legal professionals to internalize a culture of respect. The lawyer who shouts isn't necessarily the one who's right; he's simply the one with the least control. The evolution of Justice depends on the emotional sophistication of its agents.



7. Urbanity in the digital age and virtual trials

The transition to electronic proceedings and the holding of hearings via videoconference, The accelerated pace of change brought about by the COVID-19 pandemic has created new challenges for urban forensics. The environment The virtual world creates a false sense of informality and distance that often results in Inappropriate behavior. Lawyers participating in hearings in inappropriate attire, lying down. Networking or noisy environments are examples of how liturgy and respect for the judicial act can... getting lost in digital translation.

Legal "Netiquette" has become a new chapter in deontology. Digital civility. It requires the lawyer to prepare the environment for the virtual hearing with the same care as they would prepare for it in person. Your trip to the forum. Attention to framing, lighting, silence, and internet connection. It's a way of showing respect to the judge, the opposing party, and the solemnity of the justice system. Technical glitches happen. But negligence is an affront to urbanity.

The use of instant messaging applications (WhatsApp) for communication with Notary offices and chambers facilitated access, but also generated abuses. Messages outside of business hours formality, excessively long audio messages, use of inappropriate emojis, or colloquial language. Excessive violations of civility are a sign of disrespect. The lawyer should remember that WhatsApp is functional. The notary's office is an extension of the court counter, requiring the same formality and objectivity. in-person service.

Virtual oral arguments also require adaptation. The impossibility of reading Full body audio and the "delay" in audio transmission require greater patience and discipline to avoid Interrupting the magistrate or colleague is not recommended. Respect for speaking time and focused attention should be maintained. Using a camera (avoiding checking your phone or emails during the session) are the new signs of respect and affability.

On the other hand, the digital environment has democratized access to the courts, allowing that Lawyers from the interior of the country can argue their cases in higher courts without travel costs. Urbanity here is manifested in the guarantee of digital inclusion. It is the duty of the courts and the Brazilian Bar Association (OAB) to ensure that... lawyers with fewer technological resources should not be disadvantaged or ridiculed for their Hardware or connection limitations. Digital solidarity is a modern face of urban life.

The virtual trial (in a virtual plenary session), where there is no synchronous debate, but only the The filing of votes and recorded arguments challenges the principle of procedural dialectics. Civility demands that... that the judges actually watch the videos sent by the lawyers and that the votes reflect the confronting oral arguments. The digital "pretending to listen" is a very serious lack of civility. and judicial ethics.

The complete recording of virtual hearings brought unprecedented transparency to the conduct. of judges and lawyers. Episodes of abuse of authority or loss of control that were previously restricted



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The four walls of the courtroom are now going viral on social media. This social control, although sometimes cruel, it acts as a powerful deterrent to incivilities. The awareness of being recorded raises the standard of behavior for everyone involved.

In short, technology has changed the medium, but not the message. The dignity of justice is independent of whether it is analog or digital. Urbanity in the legal metaverse demands the adaptation of classic forms of respect for new interfaces, ensuring that the machine serves the humanization of the process, and not its trivialization.

8. Conclusion

The trajectory followed throughout this article demonstrates that urbanity, far from being a mere accessory concept or a matter of social etiquette, it constitutes the ethical and functional backbone of the system of justice. It is concluded, firstly, that the codification of the duty of civility in the Statute of the Bar and the Code of Ethics is not an invitation to submission, but a tool of...

Professional empowerment. The lawyer who masters the art of civility protects their prerogatives, securing qualified listening from judges and raising the level of legal debate, transforming the process into an instrument of social pacification and not of war.

Secondly, it has been demonstrated that there is no hierarchy among magistrates, Prosecutors and lawyers are bound by a constitutional principle that depends on civility to be realized. Equal treatment is not given; it is built daily through the dignified and respectful attitude of each individual legal practitioner. The OAB Commissions play a vital role in overseeing this balance, acting not only to punish violations, but to educate institutions about the importance of parity of arms and mutual respect for the health of democracy.

The analysis of the impact of incivility on procedural delays revealed a direct correlation. Between aggressiveness and inefficiency, bad-faith litigation and lack of cooperation are hindering the judicial system, generating incalculable financial and social costs. The logical conclusion is that investing in Urbanity means investing in judicial management and efficiency. Civility acts as a lubricant in the gears of justice, reducing friction and allowing the focus to remain on the substantive law of jurisdiction.

It was also observed that urbanity is an occupational public health issue. A toxic forensic environment makes its operators sick. Promoting a culture of respect is therefore essential. A measure to preserve the mental health and quality of life of lawyers and staff. The practice of law does not need to involve suffering or psychological violence; it can and should be firm, yet serene.

In the field of education, it is concluded that there is a gap in law schools, which still prioritize litigation over negotiation and emotional intelligence. The Brazilian Bar Association (OAB), through



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Its Higher Education Institutions and Commissions have a duty to remedy this deficiency by training professionals who Understand that ethics and politeness are competitive advantages in the modern job market.

The digital age has brought new challenges, but also new opportunities for transparency.

Digital forensic labeling is the new frontier of urbanity, requiring adaptation and common sense so that...

Technology should not dehumanize procedural relationships. The recording of hearings and public exposure

Judicial acts function as a necessary form of social *accountability* to curb abuses of all kinds.

parts.

Finally, it is reiterated that the legal profession is, in essence, a noble profession. This nobility

It does not reside in titles or academic robes, but in the ability to deal with the most complex human conflicts.

Civility is the expression of serious behavior while maintaining dignity, composure, and respect for others.

external to this inner nobility.

Without civility, justice is merely bureaucratic brute force. With civility, it becomes...

It comes closer to his ideal of giving each person what is theirs, with respect for the human condition of all.

involved. The future of the legal profession depends on us reclaiming this fundamental value, otherwise we risk losing our lives.

to become irrelevant or mere technicians in a failed system.

References

BRAZIL. **Constitution of the Federative Republic of Brazil of 1988**. Brasília, DF: Presidency of the Republic, 1988.

BRAZIL. Law No. 8,906, of July 4, 1994. **Provides for the Statute of the Legal Profession and the Brazilian Bar Association (OAB)**. Brasília, DF: Presidency of the Republic, 1994.

BRAZIL. Law No. 13.105, of March 16, 2015. **Code of Civil Procedure**. Brasília, DF: Presidency of the Republic, 2015.

Brazilian Federal Council of the Brazilian Bar Association (OAB). **Code of Ethics and Discipline of the OAB**. Resolution No. 02/2015. Brasília, DF: OAB, 2015.

LÔBO, Paulo. **Comments on the Statute of the Legal Profession and the Brazilian Bar Association (OAB)**. 13th ed. São Paulo: Saraiva Educação, 2020.

MAMEDE, Gladston. **The Legal Profession and the Brazilian Bar Association**. 8th ed. São Paulo: Atlas, 2019.

NALINI, José Renato. **General and Professional Ethics**. 13th ed. São Paulo: Revista dos Tribunais, 2016.

NERY JUNIOR, Nelson; NERY, Rosa Maria de Andrade. **Annotated Code of Civil Procedure**. 17th ed. São Paulo: Revista dos Tribunais, 2018.

RAMOS, André de Carvalho. **Course on Human Rights**. 8th ed. São Paulo: Saraiva Educação, 2021.

SILVA, José Afonso da. **Course on Positive Constitutional Law**. 43rd ed. São Paulo: Malheiros,



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