

**Civil Procedure – Law 112**  
**Syllabus**  
**Spring 2022**

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*\*This four-credit course will meet from 9:50-11:50 a.m. on Mondays and Wednesdays. The final exam is scheduled for May 5 at 12:00 p.m.*

**Office Hours:** Mondays & Wednesdays from 8:45-9:45 a.m. or by appointment

**Course Objectives:** In this course we will continue to study skills for reading and distilling the significant legal principles from judicial opinions. This course also focuses heavily on learning the Federal Rules of Civil Procedure. To that end, we will spend time on the skills of reading and comprehending complex legal text and combining requirements in the text of rules with principles from case law to understand and learn a complete body of current governing law. This course will also cover federal court jurisdiction more generally and several constitutional principles that govern procedure in the Article III court system. By the end of this course, students should understand the general procedures for bringing and managing a case in federal court from the pleading stage through a final judgment. We will begin the semester by studying the general jurisdiction of federal courts and then proceed to cover pleadings, discovery, trials, post-trial motions, and appeals. In addition to general subject matter jurisdiction and personal jurisdiction, we will also cover more advanced concepts of jurisdiction such as supplemental jurisdiction in federal courts. The course will also cover service of process, venue, and the application of state law in federal courts.

For each class session there will be required readings. Students should come prepared to discuss the materials each class period. I reserve the right to raise or lower a student's grade by one step based on class participation. Class participation will be on a randomly generated cold-call basis. Each student should expect to be called on at least several times over the course of the semester. Class discussion will include an in-depth discussion of each case and rule that we study as well as hypothetical questions building on that law and relevant principles from the Constitution and the Federal Rules of Civil Procedure.

Please make sure that you have access to the course's TWEN page, which will be used to email students and to post updates to reading assignments. You may also use TWEN to start discussions relating to the class.

**Required Materials**

**Civil Procedure: A Coursebook (4<sup>th</sup> Edition)** by Glannon, Perlman, Raven-Hansen;  
ISBN: 978-5438-2625-8

**Federal Rules of Civil Procedure (2022 Edition):** The rules are available online at <https://www.federalrulesofcivilprocedure.org/frcp/> or for purchase on Amazon for less than \$20.00.

**Grades/Final Exam:** Grades will be based primarily on the final examination, which is scheduled for Thursday, May 5, at noon. The exam will be “open book.” Although grades will be based primarily on the final examination, class participation can also impact a student’s final grade. Based on the quality of class participation, I reserve the right to adjust a student’s final grade up or down by one step (e.g., from “B” to “B+” or “A” to “A-”). All students should be prepared for each class and are expected to provide high-quality participation. In accordance with mandatory law school policy, class attendance also is required. As required by the law school, students missing more than 20 percent of class sessions, for any reason, will not receive credit for the course. Students missing more than 25 percent of any particular class session are counted as absent on that date.

**In-Class Procedure:** Per law school rules, no portion of the class may be recorded without express permission of the instructor. Laptops are permitted, but no student may use cell phones or access social media or personal email accounts during class. The class discussion will move quickly, and students are advised to spend in-class time mentally and orally participating in the discussion, taking notes, and following along with the relevant legal materials. Class will be available live on Zoom for students unable to attend due to the university’s COVID-related mandates.

### **Reading Assignments**

<b>Class 1</b>	American Courts & Litigation 1-40
<b>Class 2</b>	Subject Matter Jurisdiction: Diversity 43-89
<b>Class 3</b>	Subject Matter Jurisdiction: Federal Question 91-125
<b>Class 4</b>	Removal & Intro to Personal Jurisdiction 127-160
<b>Class 5</b>	Personal Jurisdiction: Modern Doctrine & Specific In Personam Jurisdiction 161-200
<b>Class 6</b>	Personal Jurisdiction, Contacts, & the Internet 200-246
<b>Class 7</b>	Personal Jurisdiction: General & In Rem Jurisdiction 251-287
<b>Class 8</b>	Personal Jurisdiction: “Transient Presence” & Long-Arm Statutes 288-328

<b>Class 10</b>	Venue 369-373, 375-376, 378-385, 387-394, 398-417
<b>Class 11</b>	Pleading 421-446, 449-469
<b>Class 12</b>	Response Strategy 477-494, 497-520
<b>Class 13</b>	Candor, Rule 11, Amendments 529-534, 540-552, 553-571, 574-580, 583-590
<b>Class 14</b>	Joinder 601-621, 625-638, 641-648
<b>Class 15</b>	Intervention, Interpleader, & Class Actions 652-672, 675-707
<b>Class 16</b>	Supplemental Jurisdiction & Discovery 711-739, 749-755, 760-768
<b>Class 17</b>	Work Product & Discovery Mechanics 773-783, 785-791, 793-796, 799-826, 831-838, 845
<b>Class 18</b>	Choice of Law 871-878, 881-889, 891-908, 911-922
<b>Class 19</b>	Choice of Law & Rule 16 922-950, FRCP 16
<b>Class 20</b>	Dismissal & Summary Judgment 969-1011
<b>Class 21</b>	Judgment As A Matter of Law & Introduction to Jury Trials, 1053-1073, 1019-1039, 1042-1049
<b>Class 22</b>	Jury Verdict & Post-Trial Motions 1083-1108, 1109-1118, 1121-1139
<b>Class 23</b>	Appeals 1143-1188
<b>Class 24</b>	Claim Preclusion 1189-1221
<b>Class 25</b>	Issue Preclusion 1223-1263
<b>Class 26</b>	Review