

**CIVIL PROCEDURE
SYLLABUS (Fall 2011)
Mueller Section (Prepared August 11, 2011)**

The text is Mueller, 21st Century Procedure (Wolters Kluwer 2011). Please also purchase the Federal Rules of Civil Procedure (Foundation 2011). You may bring to the final your copy of the Rules, so please do not write words in that book (apart from identifying information). In previous years the text has been Marcus, Redish, Sherman, Pfander, and I have also assigned Glannon as a required book. This year we will *not* be using the Marcus text, and Glannon is *not* required or assigned, although I still recommend Glannon as an excellent outside source.

Because the semester does not have enough days in it to accommodate the required number of class meetings, we will have a makeup class at 10:25AM on Thursday September 2nd (this is not the usual day to meet). On three occasions, the assigned reading for a class spans the end of one chapter and the beginning of another, so you need to look to the next line of this syllabus to get the whole assignment. These occasions are marked with the legend “assignment continues on next line.”

Chapter 1. Procedure And The System

1. Mon, Aug 22 – 21stCP 19-38
2. Tues, Aug 23 – 21stCP 38-66
3. Wed, Aug 24 – 21stCP 66-103

Chapter 2. Remedies and Costs of Civil Suits

4. Thurs, Aug 25 – 21stCP 105-129
5. *Fri, Aug 26 [Makeup for Labor Day] – 21stCP 129-163*
6. Mon, Aug 29 – 21stCP 163-188
7. Tues, Aug 30 – 21stCP 188-204 (*assignment continues on next line*)

Chapter 3. Personal Jurisdiction: The Geographical Reach of Judicial Authority

7. Tues, Aug 30 – 21stCP 205-218
8. Wed, Aug 31 – 21stCP 218-240
9. Thurs, Sept 1 – 21stCP 240-258
Mon, Sept 5: Labor Day (No Class)
10. Tues, Sept 6 – 21stCP 258-287

11. Wed, Sept 7 – 21stCP 287-306
12. Thurs, Sept 8 – 306-336
13. Mon, Sept 12 – 21stCP 336-361
14. Tues, Sept 13 – 21stCP 361-389
15. Wed, Sept 14 – 21stCP 389-397 (*assignment continues on next line*)

Chapter 4. Subject Matter Jurisdiction (The Competence of Courts)

15. Wed, Sept 14 – 21stCP 399-416
16. Thurs, Sept 15 – 21stCP 416-444
17. Mon, Sept 19 – 21stCP 444-474
18. Tues, Sept 20 – 21stCP 474-495

Chapter 5. The Right Court: Venue and Transfer

19. Wed, Sept 21 – MSRP 497-531

Chapter 6. Modern Federalism: Erie, Abstention, and Related Doctrines

20. Thurs, Sept 22 – 21stCP 533-567
21. Mon, Sept 26 – 21stCP 567-593
22. Tues, Sept 27 – 21stCP 593-621
23. Wed, Sept 28 – 21stCP 621-646
24. Thurs, Sept 29 – 21stCP 646-670
25. Mon, Oct 3 – 21stCP 670-690

Chapter 7. Stating Claims And Defenses: The Art of Pleading

26. Tues, Oct 4 – 21stCP 690-719
27. Wed, Oct 5 – 21stCP 619-747
28. Thurs, Oct 6 – 21stCP 747-776
29. Mon, Oct 10 – 21stCP 776-797
30. Tues, Oct 11 – 21stCP 797-821
31. Wed, Oct 12 – 21stCP 821-845
32. Thurs, Oct 13 – 21stCP 845-855 (*assignment continues on next line*)

Chapter 8. Shaping the Suit: Joinder of Claims and Parties

32. Thurs, Oct 13 – 21stCP 855-875
33. Mon, Oct 17 – 21stCP 875-898
34. Tues, Oct 18 – 21stCP 898-929

- 35. Wed, Oct 19 – 21stCP 929-953
- 36. Thurs, Oct 20 – 21stCP 953-987
- 37. Mon, Oct 24 – 21stCP 987-1009
- 38. Tues, Oct 25 – 21stCP 1009-1046

Chapter 9. Pretrial Discovery

- 39. Wed, Oct 26 – 21stCP 1047-1074
- 40. Thurs, Oct 27 – 21stCP 1074-1108
- 41. Mon, Oct 31 – 21stCP 1108-1130

Chapter 10. Pretrial Management

- 42. Tues, Nov 1 – 21stCP 1131-1142

Chapter 11. Summary Judgment, And A Look At Burdens

- 43. Wed, Nov 2 – 21stCP 1143-1171

Chapter 12. Trial And After: Entitlement to a Jury; Impaneling Juries; Post-Trial Challenges

- 44. Thurs, Nov 3 – 21stCP 1173-1200
- 45. Mon, Nov 7 – 21stCP 1200-1227
- 46. Tues, Nov 8 – 21stCP 1227-1248
- 47. Wed, Nov 9 – 21stCP 1248-1273
- 48. Thurs, Nov 10 – 21stCP 1273-1302

Chapter 13. Appellate Review

- 49. Mon, Nov 14 -- 21stCP 1303-1329
- 50. Tues, Nov 15 -- 21stCP 1329-1354
- 51. Wed, Nov 16 -- 21stCP 1354-1378
- 52. Thurs, Nov 17 -- 21stCP 1378-1392
- Mon, Nov 21 through Sun, Nov 27: Fall Break

Chapter 14. Binding Effect of Judgments

- 53. Mon, Nov 28 -- 21stCP 1393-1412
- 54. Tues, Nov 29 -- 21stCP 1413-1441
- 55. Wed, Nov 30 -- 21stCP 1441-1470
- 56. Thurs, Dec 1 – 21stCP 1470-1496

Exam: Friday December 9th, 8:15AM
Syllabus

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