

CIVIL PROCEDURE SYLLABUS (Fall 2012)

Mueller Section (Prepared August 6, 2012)

The text is Mueller, 21st Century Procedure (Wolters Kluwer 2012). Please also purchase the Federal Rules of Civil Procedure (Foundation 2012). You may bring to the final your copy of the Rules, so please do not write words in that book (apart from identifying information). The semester does not have enough days in it, so in order to meet the required number of times, we have makeup class at 10:25AM on Thursday September 2nd. 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 27 – 21stCP 1-19
2. Tues, Aug 28 – 21stCP 19-44
3. Wed, Aug 29 – 21stCP 45-65

Chapter 2. Remedies and Costs of Civil Suits

4. Thurs, Aug 30 – 21stCP 67-88
[Omit pages 88-162]

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

5. *Fri, Aug 31 [Makeup for Labor Day] – 21stCP 163-181*
Mon, Sept 3 – Labor Day (no class)
6. Tues, Sept 4 – 21stCP 181-202
7. Wed, Sept 5 – 21stCP 202-228
8. Thurs, Sept 6 – 21stCP 228-243
9. Mon, Sept 10 – 21stCP 243-261
10. Tues, Sept 11 – 21stCP 262-285
11. Wed, Sept 12 – 21stCP 285-314
12. Thurs, Sept 13 – 21stCP 314-333
13. Mon, Sept 17 – 21stCP 333-352

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

14. Tues, Sept 18 – 21stCP 353-371
15. Wed, Sept 19 – 21stCP 371-387
16. Thurs, Sept 20 – 21stCP 387-406
17. Mon, Sept 24 – 21stCP 406-426
18. Tues, Sept 25 – 21stCP 426-446

Chapter 5. The Right Court: Venue and Transfer

19. Wed, Sept 26 – MSRP 447-451 [omit 451-455] and 455-475 [omit 475-480]

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

20. Thurs, Sept 27 – 21stCP 481-500
21. Mon, Oct 1 – 21stCP 500-516
22. Tues, Oct 2 – 21stCP 516-538 [omit 538-541]
23. Wed, Oct 3 – 21stCP 541-560 [omit 560-565]
24. Thurs, Oct 4 – 21stCP 565-583 [omit 583-590]
25. Mon, Oct 8 – 21stCP 591-606

26. Tues, Oct 9 – 21stCP 606-622 [omit 623-625]

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

27. Wed, Oct 10 – 21stCP 627-645

28. Thurs, Oct 11 – 21stCP 645-679

29. Mon, Oct 15 – 21stCP 679-705

30. Tues, Oct 16 – 21stCP 705-719

31. Wed, Oct 17 – 21stCP 719-737 [omit 737-744]

32. Thurs, Oct 18 – 21stCP 745-760

33. Mon, Oct 22 – 21stCP 760-778

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

34. Tues, Oct 23 – 21stCP 779-803

35. Wed, Oct 24 – 21stCP 803-817

36. Thurs, Oct 25 – 21stCP 817-838

37. Mon, Oct 29 – 21stCP 838-855

38. Tues, Oct 30 – 21stCP 855-871

39. Wed, Oct 31 – 21stCP 871-891

40. Thurs, Nov 1 – 21stCP 891-917

41. Mon, Nov 5 – 21stCP 917-925 (assignment continues on next line)

Chapter 9. Pretrial Discovery

41. Mon, Nov 5 – 21stCP 927-940

42. Tues, Nov 6 – 21stCP 940-959

43. Wed, Nov 7 – 21stCP 959-971

44. Thurs, Nov 8 – 21stCP 971-987

45. Mon, Nov 12 – 21stCP 987-1002

46. Tues, Nov 13 – 21stCP 1002-1014 (assignment continues on next line)

Chapter 10. Pretrial Management

46. Tues, Nov 13 – 21stCP 1015-1019 [omit 1020-1026]

Chapter 11. Summary Judgment, And A Look At Burdens

47. Wed, Nov 14 – 21stCP 1027-1054

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

48. Thurs, Nov 15 – [omit 1055-1061] 21stCP 1061-1080

Sat, Nov 18 – Sun, Nov 25

49. Mon, Nov 26 – 21stCP 1081-1103

50. Tues, Nov 27 – [omit 1103-1126] 21stCP 1126-1148

51. Wed, Nov 28 – 21stCP 1148-1169

52. Thurs, Nov 29 – 21stCP 1169-1177 (assignment continues on next line)

Chapter 13. Appellate Review [omit 1185-1271]

Chapter 14. Binding Effect of Judgments

53. Thurs, Nov 29 – 21st CP 1273-1291

54. Mon, Dec 3 – 21stCP 1291-1319

54. Tues, Dec 4 – 21stCP 1319-1333

55. Wed, Dec 5 – 21stCP 1333-1349

56. Thurs, Dec 6 – 21stCP 1349-1375

Exam: Friday December 14th, 8:15AM

End of Syllabus