Note: all page references are to Friedenthal, Miller, Sexton & Hershkoff, *Civil Procedure*, Ninth Edition (2005) or to the 2006 supplement to the casebook.

Chapter 1 (Survey of the Civil Action):

Read and absorb the textual material on pp. 1-21. It gives you an overview of the entire course. We will devote class time only to Capron, p. 22, and Tickle, p. 23.

Chapter 2 (Jurisdiction Over Persons and Property):

We will focus on all of the cases. The substance of Bellino, p. 135, Pennington, p. 145, and Harris, p. 145, will be covered by class discussion.

Chapter 3 (Notice and Opportunity to Be Heard):

We will examine Mullane, p. 183 and Szukhent, p. 203, very carefully. Also read Fuentes, p. 221, and Doehr, p. 234, with care, although they will not be dealt with by case presentation in class.

Chapter 4 (Subject-Matter Jurisdiction):

Class discussion will focus on Mottley, p. 273, Merrell Dow, p. 281, and Gibbs, p. 291, but pay attention to the entire Chapter. It will be the focus of considerable class discussion during the remainder of the course.

Chapter 5 (Venue, Transfer, and Forum Non Conveniens):


Chapter 6 (Ascertaining the Applicable Law):

The first four principal cases will be given considerable attention in class. Pages 417 through 443 will be handled by lecture.

Chapter 7 (Development of Modern Procedure):

This is valuable historical material. You should try to get the sense of it, but we will not spend any class time on it.
Chapter 8 (Modern Pleading):

Only the following cases will be dealt with formally in class: Gillispie, p. 499, Dioguardi, p. 502, Garcia, p. 506, Denny, p. 512, Świerkiewicz, p. 517, Ziervogel, p. 524, Bail, p. 527, Zielinski, p. 541, Oliver, p. 545, Worthington, p. 557, and Surowitz, p. 563. The entire chapter must be read, however.

Chapters 9 (Joinder) and 10 (Class Actions):

Read the entirety of these chapters, although the material will be covered through classroom discussion rather than case presentation. The emphasis during our class meetings will be on the joinder materials in Chapter 9 and the class action materials in Chapter 10. No classroom time will be spent on interpleader and intervention.

Chapter 11 (Depositions and Discovery):

Concentrate on Kelly, p. 740, Seattle Times, p. 751, Holder, p. 784, and Hickman, p. 800 for classroom discussion but read the entire chapter.

Chapter 12 (Pretrial Management and the Pretrial Conference):

These matters will be integrated into classroom discussion.

Chapter 13 (Adjudication Without Trial or by Special Proceedings):

Focus on Lundeen, p. 860, Cross, p. 865, and Celotex, p. 870. You need not read the material on dismissal of actions, pp. 882-885.

Chapter 14 (Trial):

Read and absorb the textual matter on pages 953 through 961. Prepare the following cases for class: Beacon, p.897, Curtis, p. 912, Markman, p. 932, Dobson, p. 935, and Galloway, p. 961.

Chapter 17 (Binding Effect):

Classroom discussion will focus on Rush, p. 1115, Jones, p. 1126, Mitchell, p. 1130, Cromwell, p. 1135, Russell, p. 1140, Rios, p. 1142, Bernhard, p. 1163, Parklane, p. 1169, and Martin, p. 1179. If there is time, we will also discuss Semtek, p. 1198.

-- August 16, 2006