

INITIAL ASSIGNMENT-CONTINUING STUDENTS SPRING 2022

Course/Section	INITIAL ASSIGNMENT DUE FIRST DAY OF CLASS
Adjudicatory Crim. Pro. §261.1 Temple/Nomanati	Students must make sure they can access the assigned book, and can contact the library with any questions
Administrative Law §250.1 Templin	Look for the TWEN or NEO page to sign up or Contact the professor
ADR Society §425.1 Carter	NONE
Advanced Contracts §172.1 Wezelman	Assignment for the First Week (i.e., for both sessions of the first week): Casebook, READ pages 1-54 (up to Ellig case on page 54). READ Problems 1 through 5 [found at various points in pages 1-54]. Code Book Sections: 1-102; 103; 1-201 (b), subsections (3), (10), (12), (20), (37) and (43); 1-203 and its "Official Comment" at "2."; 1-204; 1-205; 1-304; 2-102; 2-104; 2-105; 2-107; 2-201. READ ALSO: <i>Filmservice Laboratories, Inc. v. Harvey Bernhard Enterprises, Inc.</i> (1989) 208 Cal. App. 3d 1297-- <i>focusing on the "goods" versus "services" discussion in the case.</i> Filmservice Laboratories, Inc. v. Harvey Bernhard Enterprises, Inc. Citation: 208 Cal.App.3d 1297
Bar Exam Fundamentals §646.1 Israel	<ul style="list-style-type: none"> - Access Matrix online classroom using link sent by BARBRI - Read course syllabus
Business Associations §115.1 Templin	Look for the TWEN or NEO page to sign up or Contact the professor

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CA Civil Procedure §202.1 Dowling, D	NONE
California Evidence §225.1 McCoy	Look for the TWEN or NEO page to sign up or Contact the professor
Civil Motion Practice §229.1 Ramey	NONE
Civil Procedure §103.1 & 103.2 Wildenthal	<p>NOTES</p> <p>Handouts 01 to 06 will be distributed during the first or second week. You need not read them before then. But if you want to obtain copies or have any other questions, please feel free to email Professor Wildenthal (bryanw@tjssl.edu). The professor will announce when the course “NEO” webpage is available (this course will use NEO instead of TWEN).</p> <p>GPR = Glannon, Perlman & Raven-Hansen, <i>Civil Procedure: A Coursebook</i> (4th ed. 2021) E&E = Glannon, <i>Civil Procedure: Examples & Explanations</i> (8th ed. 2018)</p> <p>Those exact editions must be purchased or rented (hardcopy or ebook). Also, you must obtain the version of GPR that includes the “Practice Perfect” and “Connected Quizzing” electronic supplements. The publisher offers a “bundle” that includes (at a combined price) the hardcover and ebook versions with both of those supplements: https://www.aspenpublishing.com/Bundle-Glannon-CivilProcedure4e-CQ-PP</p> <p>The version of the hardcopy <i>Coursebook</i> available on Amazon is NOT the correct one (does NOT come with the required “Practice Perfect” or “Connected Quizzing” supplements). Thus, please order GPR either directly from the publisher (at the URL above) or via Legal Books. The correct ISBN for the “bundled” <i>Coursebook</i> is 978-1543844801.</p> <p>The <i>Example & Explanations</i> (E&E) supplement is NOT part of the <i>Coursebook</i> “bundle” but is available under its own separate ISBN 978-1454894025 here: https://www.aspenpublishing.com/Glannon-EE-CivPro8 You may also be able to obtain E&E at a discounted price on Amazon: https://www.amazon.com/dp/1454894024</p> <p>WEEK 1 (January 10, 12, 14) Class 1 (Monday, January 10):</p> <p style="padding-left: 40px;">Introduction to the American court system; pleadings (complaint, answer, etc.); pre-answer motions.</p> <p style="padding-left: 40px;">GPR: pp. 3-19 (ch. 1), pp. 421-23 (ch. 13, pt. I), pp. 435-37 (ch. 13, pt. III, notes 6-7), pp. 439-40 (ch. 13, pt. III, note 10), pp. 477-78 (ch. 14, pt. I). FRCP 3, 7, 8(a)-(b), 8(d)-(e), 12(a)(1), 12(a)(4), 12(b)-(c), 12(e)-(f).</p>

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<p>Civil Procedure §103.3 Bettwy</p>	<p>Create account on NEO: https://tjsl.neolms.com/home Register for Civil Procedure course in “Catalog” on NEO Go to course “Dashboard” For links to assigned readings, videos and quizzes, go to “Syllabus” or “Lessons” Students are individually assigned to brief cases: In navigation panel, see “Syllabus” or “List of case assignments” under “Assignments” Go to “Resources” for link to PowerPoint deck for Week One</p> <p>Contact either professor if you have any questions! Rebecca Church rebecca.g.church.11@gmail.com Sam Bettwy sbettwy@tjsl.edu</p>
<p>Community Property §167.1 Klueck</p>	<p>Mon. Jan. 10 I. Introduction to Cal. CP CPC pps. 53-66</p> <p style="text-align: center;">III. Definitional and Tracing Issues</p> <p style="text-align: center;"><u>Code & Notes (67-68)</u> _____</p> <p style="text-align: center;"><u>Clark</u> _____</p> <p style="text-align: center;"><u>Downer</u>_____</p>
<p>Constitutional Law II §136.1 & 136.2 Vandavelde</p>	<p>a. Defining Freedom of Speech Barnette - 1608; Wooley - 1609; Johnson - 1587</p> <p>b. Justifications for Abridgement</p> <p>1) In General: Strict Scrutiny Alvarez – 1446; Citizens United – 1671</p> <p>2) Incitement to Illegal Activity Schenk - 1255; Abrams - 1256; Whitney - 1262; Brandenburg - 1278</p> <p>1/13</p>
<p>Contracts Drafting §465.1 Casalins</p>	<p>Class 1 -Jan 14</p> <p>Chapter 1 – A Few Words</p> <p>Chapter 2 – The Building Blocks of Contracts</p> <p>Chapter 3 – Translating the Business Deal – Part 1</p> <p>Chapter 4 – Translating the Business Deal – Part 2</p> <p>Chapter 5 – A Contract’s Parts § 5.1-5.9</p>

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<p>Criminal Law §105.1 Kaye</p>	<p><u>Assignments For Thursday, January 13</u></p> <p>Topic 1: Background Reading</p> <p>Notes [regarding criminal justice actors], Notes 2, 3, 4, 5, 6, pp. 10-13 Criminal Justice Procedures – Notes, pp. 14-18 Note on Formal Trial Procedure, pp. 23-25 <i>In re Winship</i> and Notes, pp. 38-43 The Burden of Production Versus The Burden of Persuasion, p. 47-48 Presumptions, pp. 52-53</p> <p><i>Note: the readings above are background reading. We will not discuss these readings in depth during our first class, but I will expect you to know the information covered in these readings as we work through the rest of the course material for this semester.</i></p> <p>Topic 2: Elemental Analysis In The Criminal Law</p> <p>Reading and Exercises: <i>Elemental Analysis In The Criminal Law</i> (Handout available on our course website by Friday, January 7).</p> <p><i>Please be prepared to discuss the exercises in this handout during our first class session.</i></p> <p><u>Assignments for Friday, January 14</u></p> <p>Topic 3: Analyzing The Mental State Element – The Basics</p> <p>Model Penal Code, § 2.02, pp. 1274-75 Note on the Model Penal Code Reforms, pp. 272-73 Exercise: <i>Model Penal Code Mental States</i> (Handout available on our course website by January 7) Dressler §§ 10.01, 10.04[A][1], [A][3][A], [E], 10.06 [defining various mental states]</p>
<p>Criminal Law §105.2 Landon</p>	<p>Jan.12 Nature and Purposes of Criminal Law pp. 3-4, 18-23</p> <p>Moral and Constitutional Limitations</p> <p>Jan. 14 Moral and Constitutional Limitations (continued) pp. 39-70, 113-116</p> <p>Classification and Collateral Consequences</p>

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<p>Criminal Law §105.3 Keller</p>	<p>(1) Read or watch as background information for the course:</p> <ul style="list-style-type: none"> • Criminal Law and Its Processes [Casebook], pp. 1 - 25 (stop at “The Presentation of Evidence”) • Dressler, Understanding Criminal Law, Seventh Edition, §§3.01 to 3.03 • Washington Post article on systemic racism in the criminal justice system at https://www.washingtonpost.com/graphics/2020/opinions/systemic-racism-police-evidence-criminal-justice-system/ • ABA summary of California Criminal Justice Reform package at https://www.americanbar.org/groups/committees/death_penalty_representation/project_press/2020/fall-2020/california-criminal-justice-reform-package/ • Introduction to the Course Video, posted on the Neo class* for Criminal Law Sp22 – Prof. Keller. <p>(2) Read and be prepared to discuss:</p> <ul style="list-style-type: none"> • Casebook, pp. 38- 43 (“Proof Beyond Reasonable Doubt” through note 4) • Readings on Theories of Punishment, in Casebook: <ul style="list-style-type: none"> A. Introduction: 81-89; Why Punish? 96-97 B. Utilitarian View: 97-99 C. Retribution: 99-106 (through Note on Retribution as Constraint) D. Deterrence: 118-122 E. Rehabilitation: Vitiello and Moore, 122- 124; Note – Does Rehabilitation Work?, 125-126 F. Incapacitation: 128-132 <p>(3) Prepare your answers for the <i>Worksheet on Theories of Punishment</i>, posted on Neo* (see Lesson 1, Overview).</p> <p><i>* If you are already part of the Neo learning management system for TJSL (meaning you used it in Fall 2021 for one of your classes), then you can enroll in Criminal Law Sp22 – Prof. Keller by going to Neo for TJSL, going to classes, and clicking on Catalog to select and enroll in the course. If you did not use Neo in Fall 2021, you will receive instructions on enrollment by the first week of classes – keep an eye out for emails about this.</i></p> <p><i>Note – Neo is different from TWEN. You may have used TWEN in prior semesters. You will not find a Spring 2022 TWEN page for our criminal law class.</i></p>
<p>Evidence §138.1 Tafoya</p>	<p>Look for the TWEN or NEO page to sign up or Contact the professor</p>

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<p>Evidence §138.2 Kaye</p>	<p><u>For Thursday, January 13</u></p> <p>Topic 1: Trials and Trial Structure</p> <p>The Process of Proof, pp. 79 The Adversary System, pp. 80 The Roles of the Trial Participants, pp. 80-81 The Structure of the Trial, pp. 82-90</p> <p><i>Note: This is required background reading, and I will assume you are familiar with it throughout the semester and all tests and problem sets. We will not discuss it extensively during our first class meeting.</i></p> <p>Topic 2: Relevance</p> <p>FRE 401, 402 Relevancy – The Basic Concept, pp. 121-31 Key Points, p. 135</p> <p><u>Problems</u>: Problem 1 [<i>Note: assigned problems are from our problem set handout, <u>not</u> from the coursebook. The problem set handout will be posted on our course website on Friday, January 7.</i>]</p> <p><i>Note: We will talk about several of the problems contained in Problem 1, so please be prepared to discuss your answers during class.</i></p> <p><u>For Friday, January 14</u></p> <p>Topic 3: Relevance and Prejudice — Identifying Prejudice; Balancing</p> <p>FRE 403 Probative Value and the Rule 403 Dangers, pp. 140-51 Notes and Questions and Key Points pp. 151-55</p> <p><u>Problems</u>: Problems 2, 3 [<i>Note: assigned problems are from our problem set handout, <u>not</u> from the coursebook. The problem set handout will be posted on our course website on Friday, January 7.</i>]</p> <p>Topic 4: Relevance and Prejudice — The Special Case of Character Evidence</p> <p>FRE 404, 405</p>
<p>Externship Seminars ALL SECTIONS Tropp</p>	<p>NONE</p>

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Federal Income Taxation §204.1 Madwatkins	Look for the TWEN or NEO page to sign up or Contact the professor
Immigration & Crimes §122.1 Hartzler	Look for the TWEN or NEO page to sign up or Contact the professor
Introduction to IP Practice §517.1 Blazer	1/10 Course Introduction 1-40, Problem I-2 Introduction to Trade Secret Law 41-79, Problems II-1, II-2, II-3
Judicial Seminar §702.1 Tropp	NONE
Legal Writing, II §199 All Sections	Dernbach Ch. 2-4 Opinion Letter Problem Assigned
Mastering the Performance Test ALL SECTIONS	<p>1. Enroll in the course on TWEN for your correct section.</p> <p>2. Prewrite and write the <i>In Re Lisa Peel</i> performance test. To access the materials, go to the Assignment Dropbox on the TWEN page or Google it. If you google it, <i>In Re Lisa Peel</i> is the <u>second</u> PT in the February 2008 packet. Print out pages 25-43 from the materials (these are numbered pages 17-35). Your prewrite can be typed or in hard copy.</p> <p>3. Complete the task explained in the Memorandum in <i>In Re Lisa Peel</i>. (In other words, write the PT.) This should be your own, independent work. Upload the completed PT to the TWEN dropbox before the start of class.</p> <p>4. Print out a hard copy of the PT, your prewrite, and your finished draft for the first class. You will need this in order to participate in class.</p>
MBE Mastery §533.1 Israel	NONE
Mock Trial §363.1 Brisbane	NONE
Moot Court §355.1 Carter	NONE

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Patent & Trademark Clinic §596.1 Blazer	NONE
Professional Responsibility §140.1 Dowling	Look for the TWEN or NEO page to sign up or Contact the professor
Professional Responsibility §140.2 Madwatkins	Look for the TWEN or NEO page to sign up or Contact the professor
Professional Sports Law §530.1 Grossman	Chapter 5: Coaches, contracts... Pages up to, but not including 339-373
Trial Practice §170.1& 170.2 Grossman	Read chapters 1-3, Pages 1-63. Exercise: Case Memorandum
Veteran's Legal Assistance Clinic §429.4 D'Ambrogi	Introduction to Clinical Legal Education; Introduction to the TJSJL Veterans Clinic. Read Epstein, Chapter 1, pp. 1-11. Read VLAC Policies (TWEN).
Wills & Trusts §171.1 Martindill	<p><u>1. Introduction and Class 1 of Wills and Trusts Course Outline.</u></p> <p>(Course Outline for Classes 2-18 will be posted to the class TWEN account before start of Classes) Course Outline for Classes 19-28 will be posted to the TWEN account later in the semester.)</p> <p><u>2. California Probate Code</u> Read Sections 6400 and 6401(a)(b). Purchase of a hard copy of the California Probate Code is not required. Students must, however, have access to the Probate Code and read the assigned Sections prior to class.</p> <p><u>3. Introductory Definitions:</u></p> <p>A) Will or Testament- a written document that is a lawful, voluntary disposition of assets upon death.</p> <p>B) Codicil-a written supplement or amendment to a Will</p> <p>C) Testator/trix (Transferor) one who makes a Will</p> <p>D) Devise-gift of real property</p> <p>E) Bequest-gift of personal property</p> <p>F) Legacy-gift of money</p>

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Wills & Trusts-cont'd	<p>G) Heir/Heir-at-law - those persons designated by statute as being next in line to inherit</p> <p>H) Beneficiary (Transferee)-those persons named in the Will to inherit</p> <p>I) Issue- lineal descendants of the decedent to all generations, ie., Children, grandchildren, great-grandchildren, etc.</p> <p>J) Probate, Surrogate, Orphan's Court-Court having jurisdiction to hear matters arising from decedent's estates or trusts.</p> <p>K) Testate-Decedent dies leaving a valid Will which directs disposition of the estate.</p> <p>L) Intestate-Decedent dies without a Will and estate is distributed according to state law.</p> <p>M) Decedent-Person who died and whose estate distribution is in question</p>
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