INITIAL READING ASSIGNMENTS – FALL 2014

Listed below are the initial reading assignments we have received to date. (NOTE: Initial reading assignments for first-year courses are not included in this list.) Not all professors submit initial assignments, so do not be concerned if there is no listing for one or more of your fall courses. Even if a course is not listed here, materials for the course should be available in the Bookstore. This list may be updated if we receive additional assignments.

Advanced Torts - Prof. Brill
For the first class, please read pp. 43-49 and 1041-49 in Prosser, Wade & Schwartz, Torts (Foundation, 12th ed. 2010).

Affordable Care Act - Prof. Boni-Saenz
For the first class, please read:

Analysis of Software Patents in Light of Recent Developments
In preparation for our first class, please read the following cases:

3. Alice Corp. Pty. Ltd. v. CLS Bank Int'l et al., 134 S.Ct. 2347 (2014)

There will be one additional reading assignment (two cases) during the course, and, if you are looking to read ahead, that will include:


Other cases will be discussed in class but not assigned due to our compact schedule.
**Appellate Courts and Procedure - Prof. Steinman**
For the first class, please read Meador, Baker & Steinman, *Appellate Courts* (2d ed. 2006):
Chapter 1, the intro to Chapter 2, and FRCP 50, 59, 60. Please also read the materials that relate to those same pages in the 2009 Supplement to the casebook, which you can get access to via the "Study Aids" section at [http://www.lexisnexis.com/lawschool](http://www.lexisnexis.com/lawschool). I look forward to seeing you at the end of August!

**Business Legislation Practicum - Prof. P. Hablutzel**
During the week before classes begin, we will begin to exchange e-mails about what day and time we can all schedule our one-hour, weekly meetings. For the new students just joining the team, you should become familiar with the Illinois Limited Liability Company Act. The Institute is preparing a complete revision of that Act, and hopes to have it ready before the end of 2014. There are other projects of the Institute to work on.

**Business Organizations (evening section) - Prof. P. Hablutzel**
For the first class, Tuesday, August 26:
- Read Chapter One, pages 1-14. This is "background."
- Read Chapter Two on Agency, pages 15-41.
- Skim over the portions of the Restatements of Agency in the "statutes booklet."

For the second class, Thursday, August 28:
- Read in Chapter 3 on Partnerships, pages 43-83. The first case, pages 44-48, is very difficult - don't be discouraged.

**Children and Divorce - Profs. N. Hablutzel & Levin**
Please read the Illinois Marriage and Dissolution of Marriage Act before the first class. We will start our discussion there for the first class. The syllabus will be handed out in the first class.

**Commercial Law: Secured Transactions - Prof. S. Harris**
The casebook is Harris & Mooney, *Security Interests in Personal Property* (5th ed. 2011). Course information and more assignments will be posted on TWEN shortly before the start of the semester. Here are the assignments for the first two classes:

**Monday, August 25:**
- Introduction to the course and the UCC: 1-14 (background); UCC 1-103, 1-304.
- Rights of unsecured creditors; introduction to credit transactions: 15-21.

**Tuesday, August 26:**
- Rights of sellers against buyers: 21-26 (omit Problem 6).

**Complex Litigation - Prof. Steinman**
For the first class, please read Marcus, Sherman & Ericson, *Complex Litigation* (West 5th ed.), Chapter I, The Nature of Complex Litigation, pp. 1-23; and Chapter II, Joinder in a Unitary Federal Forum, pp. 24-34. I look forward to seeing you at the end of August!

**Constitutional Law - Prof. Eglit**
The casebook for the course is Chemerinsky, *Constitutional Law* (4th ed.). The first week will involve a brief history-based lecture on the genesis of the constitution, followed by a quick, superficial review of the various provisions of the Constitution. These activities will probably take
up the first 1.5 - 2 days of the first week. We will then turn to the casebook, pp. 1-13, 33-43. We may, but likely will not, get to pp. 44-52.

**Constitutional Law - Prof. Nahmod**

For our first class:
1. Please carefully read pp. 1-52 of the Stone Seidman casebook, including the historical and Federalist Papers excerpts. The case we will focus on in this class is the famous and seminal *Marbury* decision that appears on p. 25.
2. It is very important that you become familiar with my substantive blog, [http://nahmodlaw.com](http://nahmodlaw.com). The students who perform the best typically make use of the blog in connection with understanding particular con law subjects. As an introduction, please check this out: [http://nahmodlaw.com/2012/11/12/know-your-constitution-1-the-structure-of-government/](http://nahmodlaw.com/2012/11/12/know-your-constitution-1-the-structure-of-government/)
3. Also, I would like you to read my cautionary post about laptops in the classroom. Here it is: [http://nahmodlaw.com/2010/05/22/no-laptops-in-my-classroom-part-one/](http://nahmodlaw.com/2010/05/22/no-laptops-in-my-classroom-part-one/)

I am excited about learning Con Law with you and am looking forward to our first class. If any of you want to contact me via email or meet with me beforehand in person, if only to say hello, please let me know. Enjoy the rest of summer.

**Constitutional Law - Professor Rosen**

We will be using Chemerinsky, *Constitutional Law* (4th ed.), as well as the supplement. For the first class please download Handouts, Part One from the TWEN site for this course, and prepare the following:
1. Handout 1
3. Handout 1a

**Copyright Law – Prof. Balough**

Welcome to Copyright Law! We will use the casebook *Copyright in a Global Information Economy*, by Cohen et al. For the first class, please read pp. 1-32 of the casebook and skim through pp. 33-42. Come to class prepared to discuss the purpose of copyright law in the U.S. While the supplement to this casebook is not required for the course, I believe that you will find it helpful, especially as it contains a copy of Title 17 of the United States Code, the statutory framework of U.S. copyright law.

**Criminal Procedure: The Investigative Process** (day section)- Prof. Rudstein


Assignments:
Monday, August 25: Read pages 1-10 (Introduction: The Bill of Rights and Its Applicability to the States; and Ch. I, Searches and Seizures: Introduction to the Fourth Amendment and What Constitutes a "Search"?: *Katz v. United States*).

*(assignment continued on next page)*
Wednesday, Aug. 27: Read pages 10-30 (Ch. I, Searches and Seizures: What Constitutes a "Search"?: Smith v. Maryland, Notes, California v. Ciraolo, and Notes). Be prepared to discuss problems 1A-1 & 1A-2 (to be handed out at first class).


**Criminal Procedure: The Investigative Process (evening section) - Prof. Bailey**
For Wednesday, August 27: pp. 95-114.

**Employee Benefits Litigation - Prof. Soubly**
For the first class, please read the following in the Langbein casebook: Chapter 2, pp. 44-77, and Chapter 3, pp. 78-83 (Part A) and pp.104-145 (from part of Part C and Part D).

**Employment Discrimination - Prof. Eglit**
Significance of work; discussion of employment-at-will doctrine; read Balla and Jacobson cases (on TWEN and on my school website); discussion of various provisions of Title VII, which is in the casebook appendix.

**Energy Law - Prof. Tarlock**
Please read Chapter I of Bosselman et al., Energy, Economics and the Environment.

**Entrepreneurship Law - Prof. Harper**
For the first class, please read Barron & Reed, Chapter 1.

**Estates and Trusts (day section) - Prof. Boni-Saenz**
The casebook for this class is the latest edition of Dukeminier and Sitkoff, Wills, Trusts, and Estates (9th ed. 2013). For the first class, please read pp. 1-41. You may skip all the Notes except for the one on pp. 19-20.

**Estates and Trusts (evening section) - Prof. Decatorsmith**
The casebook for the class is the latest (9th) edition of Dukeminier's best-selling Wills, Trusts and Estates. For the first session, please read pp. 1-34, and be especially prepared to discuss appropriate and inappropriate governmental constraints on a testator's freedom of donation.

**Ethics and Advocacy - Judge Erickson & Prof. Muchman**
For the first class, please read the following:
- Hypothetical one-Jane Jones and Larry Lawyer
- The entire case file Salter v. HB Cline
- Model Rules 1.1-1.6, 1.14, 1.15, 1.16, 1.18 and 2.1 (Rules and comments);
- Togsted v. Vesely, Otto, Miller & Keefe
- In the Matter of MR
- In re Ring

*(assignment continued on next page)*
- In re Douglas Wayne Smith
- Estate of Powell  2014 IL 115997 (June 2014)

The case file, the hypothetical, and above cases are all in the packet of materials that will be available in the Bookstore. The Model Rules are in the supplement, which you will need to purchase and is also available in the Bookstore.

**Evidence (day section) – Judge Erickson**
For the first class, please read Lempert, *A Modern Approach to Evidence*, Chapter 1, pp.1-14; Chapter 2, pp.132-147; and Chapter 3, Section 1, pp. 210-235.

**Evidence (evening section) – Prof. R. Kling**
Required books:
- Friedland, et al., *Evidence Law and Practice* (5th ed Lexis)
- *Federal Rules of Evidence (with Committee Comments)*, 2013-2014

For the first class:
- Friedland text: read pp. 1-8; skim pp.8-29; read pp. 29-43 and 271-289.

**Famous Trials - Prof. Brill**
An email will be sent to the class before our first meeting, describing the course and assignments.

**First Amendment - Prof. Heyman**
In this class, we will be using a set of photocopied Course Materials together with my book *Free Speech and Human Dignity*. Both texts are available in the Bookstore. For our first class on Wednesday, August 27, please read the funeral-picketing problem and the First Amendment on p. 13 of the Course Materials. Our second session, on September 3, will cover pp. 14-43 of the Materials.

**Genetics and the Law – Prof. Andrews**
Welcome to Genetics and the Law! The casebook for the course is *Genetics: Ethics, Law and Policy* by Lori Andrews, Maxwell Mehlman, Mark Rothstein (West, 3d ed. 2010). For the first class, read pp. 2-14 in the casebook. In addition, before classes start, find an article in a newspaper or magazine about a new development in genetics. Then write a paragraph about the development (with a citation to the article) and write an additional speculative paragraph (no research necessary) about the potential legal impact of that development. Bring a copy of your document to the first class and be prepared to discuss it and to hand it in.

**Health Care Law: A Strategic Overview - Prof. Lebow**
For the first class, please read the documents at the following two links:
- [http://www.kentlaw.edu/depts/acadadm/poa_healthcare.pdf](http://www.kentlaw.edu/depts/acadadm/poa_healthcare.pdf)
- [http://www.kentlaw.edu/depts/acadadm/living_will.pdf](http://www.kentlaw.edu/depts/acadadm/living_will.pdf)
**Hedge Funds - Prof. Fong**

For our first class, please read Chapters One and Two of Lins, Lemke, Hoenig and Rube, *Hedge Funds & Other Private Funds: Regulations & Compliance*. This is available on WestlawNext under West's Securities Law Series.

Please also submit three questions about the materials or the course before the day of class to cfong@kentlaw.iit.edu.

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**Illinois Civil Procedure - Judge Preston**


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**Intellectual Property and Technology Licensing - Profs. Drutchas, Gattari & Woelker**

Please read all Chapter 1 in text and skim all of Chapter 2.

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**International Business Transactions - Prof. Hannay**

Our textbook will be Fellmeth, *The Law of International Business Transactions* (2d ed.). For our first class on Monday, August 25, please read Chapter 1, pp. 1-24. Also please find an article in a newspaper or magazine about some legal aspect of transacting international business. Then write a paragraph summarizing the article (with a citation to the article). Also add a second paragraph giving a brief biography of yourself and why you are taking the IBT class. Bring a copy of your paper to the first class and be prepared to discuss it and to hand it in.

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**International Intellectual Property - Prof. Lee**

1. Please sign up for this course on TWEN
2. For the 1st class, read pp. 1-4, 16-36 in the Chow & Lee casebook (2d edition).

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**International Trade Law - Prof. Cho**

Welcome to International Trade Law! Given the glaring trend of globalization, it is high time that we studied international trade law. This course will address basic laws and institutions of the World Trade Organization (WTO) that pertain to international trade law. The teaching materials can be downloaded at [http://centers.law.nyu.edu/jeanmonnet/courses/wto/materials.html](http://centers.law.nyu.edu/jeanmonnet/courses/wto/materials.html), free of charge.

For the first class discussion, read Unit I, Ch. 2-1, 2-2, 3-3 and skim pp. 14-37. You may also visit nearby supermarkets or any other stores and see how many basic goods such as food, clothing, and electronics are now produced and manufactured in the U.S. (Locate the mark of origin in each product.) Then, prepare for the following questions: Why on earth do we need international trade? Why do we need international trade law? Why are so many people against free trade and the WTO? Of course, you may also want to read some recent newspaper articles on trade and its effects on the world as well as on the American people. (For example, Is Trade the Problem?, N.Y. Times, Apr. 27, 2008, [http://www.nytimes.com/2008/04/27/opinion/27sun1.html](http://www.nytimes.com/2008/04/27/opinion/27sun1.html).)

Please email me at scho1@kentlaw.iit.edu if you have any questions. I look forward to meeting and working with each of you during the semester.
**Justice and Technology Practicum - Prof. Staudt**

In advance of the first class on August 27, please read the Introduction and the first three articles in the Chicago-Kent Law Review Symposium, "Justice, Lawyering and Legal Education in the Digital Age." [Here is a link](#) to a web page with all the articles of the symposium.

Here are links to the articles assigned for Class 1:
- [Introduction](#) by Ronald W. Staudt and Marc Lauritsen
- [Access to Justice and Technology Clinics: A 4% Solution](#) by Ronald W. Staudt and Andrew P. Medeiros
- [If Only We Knew What We Know](#) by Conrad Johnson and Brian Donnelly

**Labor Law (day section) - Prof. Rosado-Marzán**

Course Materials:
The text for the course will be [DAU SCHMIDT ET AL, LABOR LAW IN THE CONTEMPORARY WORKPLACE (2ND EDITION)](#). You will also need the Statutory Supplement, or you can download the relevant statutory sections from Internet.

The initial readings are:

Aug. 25: **I. WHY LABOR LAW?**
Skim Casebook pp. 1-122 so that you are become generally familiar with the history of American labor and the reasons behind labor law. We will reference this history throughout the semester.

However, read carefully the following material, which will be explicitly discussed in class:
* [Vegelehn v. Guntner (pp. 23-30)](#)
* [the NLRA and NLRB v. Jones & Laughlin Steel Corp. (pp. 55-71), and](#)
* [the Taft-Hartley Amendments (pp. 74-82)](#)

Aug. 27: **II. PROTECTING CONCERTED ACTIVITIES FOR “COLLECTIVE BARGAINING” AND FOR “MUTUAL AID AND PROTECTION”**

Concerted and Protected Activity Under the NLRA
Read Casebook pp. 126-145
[NLRB v. Washington Aluminum Corp.](#)
[NLRB v. City Disposal Systems, Inc.](#)

Sept. 1: **NO CLASSES. HAPPY LABOR DAY!**

Sept. 3: **Mutual Aid and Protection**
Read Casebook pp. 153-159
[Eastex, Inc. v. NLRB](#)

Unprotected Activity
Read Casebook pp. 166-181
[Timekeeping Systems, Inc.](#)
[Hispanics United of Buffalo](#)
**Labor Law (evening section) - Prof. Malin**

Book: *Labor Law in the Contemporary Workplace* by Dau-Schmidt, Malin, Corrada, Cameron & Fisk (West, 2d ed. 2014) and Statutory Supplement (or download your own copies of the relevant statutes).

For the first class, read Text pp. 1-23, 30-59. Also consider the following problem (you will want to consult the Norris-LaGuradia Act, 29 U.S.C. §§ 101 - 115, available in the Statutory Supplement).

Your client is a trucking company which transports new cars from factories in and around Detroit, Michigan to new car dealers across the country. Your client has been party to a contract with other new car transport companies and the International Brotherhood of Teamsters, Local 299. The contract has a provision prohibiting strikes during its term.

The contract was about to expire. Negotiations were progressing but a new agreement had not been reached. Your client and the other trucking companies agreed with the union to extend the old contract, including its no strike clause, and to make any increases in wages and benefits that might ultimately be agreed to in a new contract retroactive to the date the old contract was scheduled to expire. Eventually, the parties agreed on a new contract. However, the Local 299 membership rejected it in a ratification vote.

Your client and the union leadership returned to the bargaining table. They again agreed to extend the old contract and to make increases in wages and benefits that might ultimately be agreed to in a new contract retroactive. When this agreement was announced, the members of Local 299, against the directives of the local's leadership, struck your client and the other trucking companies. Their picket signs complain of sweetheart deals between the Local’s officials and the employers, corrupt Local officials, failure to prosecute grievances vigorously, and a general lack of leadership. Your client's entire operation has been shut down, as have the operations of the other new car transport companies. The auto manufacturers' inventory is piling up and they have threatened to move as much of the work as possible to the railroads. What advice can you give your client regarding its legal options?

**Law & Politics of International Economic Relations - Prof. Cho**

Welcome to the Law & Politics of International Economic Relations seminar! This seminar aims to provide law school students with interdisciplinary insights on international economic law as it deals with literature from non-legal disciplines, such as economics, political science, and sociology. Topics include trade negotiation, protectionist politics, regionalism, dispute settlement system, trade remedies, trade and climate change, and trade-related intellectual property rights.

For the first session, read the following article:

Please email me scho1@kentlaw.iit.edu if you have any questions. I look forward to meeting and working with each of you during the semester.

**Legal Writing 3 - Prof. Abrams**

Legal Writing 3 - Prof. G. Morris
For Monday, August 25, please read Krieger & Neumann, *Essential Lawyering Skills*, Chapters 1-3. Be advised that the Fall 2014 Syllabus will be available for download on TWEN starting August 18. Hardcopies will be distributed first day of class, if necessary.

Legal Writing 4 for LL.M. Students - Prof. Keller
We'll use two books in this class. One is the main text, *The International Lawyer's Guide to Legal Analysis and Communication in the United States*, by McGregor and Adams (Aspen 2008). The other is quite short, *Plain English for Lawyers*, by Wydick (the 5th edition). Before our first class, please read Chapters 1-2 in the McGregor and Adams text. (You do not need to do the exercises.) Please also read Chapter 1 in the Wydick book.

Legislation- Prof. Marder

Negotiations (evening section) - Prof. Schoenfield
You may purchase either the Course Materials available in the Bookstore, or the published text (the Course Materials are less expensive). For the first class, please read Chapters 1-3 of the Course Materials. For those students who prefer to use the published text, *Legal Negotiations: Getting Maximum Results*, instead of the Course Materials, they should read chapters 1, 2, 12 and section 3.06.

Nonprofit Law - Prof. Brody
The syllabus for the course is the first document in the photocopied materials available from the Bookstore. As indicated in the syllabus – which will also be posted to our class website – the assignments are numbered, so for the first week, please prepare the first two assignments.

Partnership Taxation 1 - Prof. Buttell
For the first class, please read:


*The problems for Chapters 1 and 2 in the accompanying *Learning the Logic of Subchapter K: Problems and Assignments for a Course in the Taxation of Partnerships*, also by Laura E. Cunningham and Noel B. Cunningham.

Patent Law - Prof. Hulbert
Please think about the following issue: Under what circumstances, if any, are a society's best interests served by granting a single entity exclusive rights to an “invention”? Please also read the following pages in the Sixth Edition of the Merges casebook, *Patent Law and Policy: Cases and Materials*: 1-16; (skim 17-23); 24-26; 49-51; 55-57; and 59-64. A Course Outline will be available on the TWEN class website before the first day of class.
Personal Income Tax (day and evening sections) - Prof. Chapman

The assignments, syllabus and handouts will be available on the class TWEN website by August 18.

Professional Responsibility - Prof. Gross
Course Material:

Week 1 Assignment:
A. Simon, Needham & Powell, Chapter 1, Creating and Maintaining a Profession, pp. 1-7.
B. Dzienkowski, Preamble and Scope only.

Remedies - Prof. S. Harris
The casebook is Douglas Laycock, *Modern American Remedies* (concise 4th ed. 2012). Course information and more assignments will be posted on TWEN shortly before the start of the semester. For the first week, please study the following in the casebook:

- Tuesday: 16-27 (Chapter 2B).
- Thursday: 28-41 (Chapter 2C).

Securities Regulation - Prof. Tucker
Suggested Reading: *Securities Regulation*, 8th ed. (Soderquist & Gabaldon), pp. 1-36.

Sexual Orientation and the Law - Prof. Samar
Significant recent developments at the national and state levels to protect gay men, lesbians, bisexuals, and transgendered persons (LGBT) from discrimination and to recognize same-sex relationships (including marriage in a growing number of states) are becoming more and more common. This is especially true in respect to marriage and child rearing as society’s attitudes toward LGBT couples has become more accepting. This course/seminar will highlight the kinds of legal work and background considerations that has produced these positive results for LGBT civil rights in areas of constitutional liberty and equality, free speech, employment, marriage, and parenting, along with what still needs to be done if the basic human rights of LGBT persons are to be protected. Because the course engages several areas of law it also provides a some review of these areas. The required text for the course is Rubenstein, Ball, Schacter & NeJaime, *Sexual Orientation and the Law* (5th ed., West Publishing). Please make sure you have the 5th edition. For our first meeting, please read: pp.1-40, 42-44 from the casebook. Welcome to what I hope you will find to be a most informative and interesting course!

Supreme Court Review - Prof. Schmidt
In preparation for our first class, please read the prologue and first chapter of Tribe & Matz, *Uncertain Justice: The Roberts Court and the Constitution* (2014).
**Workers Compensation - Prof. Garcia**

The case book is Larson, *Workers Compensation Law* (4th ed). (The text also comes in a loose-leaf version at a lower cost). A 5th edition has been issued. I prefer to use the 4th edition, unless the bookstore runs out of the 4th edition, in which case students will have to purchase the 5th edition. The 5th edition has very few substantive changes and only four new cases in the text. Hopefully, all students will be able to access the 4th edition so we will all be on the same page.

For the first class, please read in the 4th ed.: Ch.1 pp. 2-12 (Basic Features of Compensation) but skip the problems; Ch. 2 pp. 13-24 (History) ; Ch. 32 pp. 624- 634 (Conflict of Laws), and pp. 665 - 667 Skip the case that starts at pp. 671. (WC and Other Wage Loss Protection)

The comparable pages in the 5th ed. are: Ch. 1 pp.3- 12 (skip the problems); Ch. 2 (History) pp. 13- 25; (Conflict of Laws Ch. 32) pp. 694- 705 (top of page); and pp. 739- 745 (Skip the case that is at p. 745).