

INITIAL READING ASSIGNMENTS – SPRING 2023

Listed below are the initial reading assignments we have received to date. Not all professors submit initial assignments, so do not be concerned if there is no listing for one or more of your courses. Even if a course is not listed here, materials for the course should be available in the Bookstore.

Administrative Law – Prof. Krent

The casebook is Gellhorn & Byse's Administrative Law (12th edition 2018). For the first class, please read pages 20-31; 791-813 and the Gundy case on Blackboard.

Business Entity Formation and Transactions – Prof. Gieseke

For the first class, please read the Drake textbook, Preface (v-viii) and pp. 1-5, 15-18.

Business Organizations (day section)– Prof. Mulligan

The casebook for this course is Stephen M. Bainbridge, Business Associations, 11th Ed. Please read pages 1-13 for the first class.

Business Organizations (evening section) – Prof. Harris

For Tuesday, January 17, please read pages 1–13 in the casebook, Bainbridge, Business Associations (11th Edition).

Civil Procedure – Prof. Reilly

The casebook for this class is STEPHEN C. YEAZELL & JOANNA C. SCHWARTZ, CIVIL PROCEDURE, **10th edition** (Yeazell & Schwartz). You are not required to have “on-line access” for *Yeazell & Schwartz* – all you need is the casebook itself (but it must be the 10th edition, not the 11th edition). All materials other than the casebook will be posted on Blackboard. Please access the Blackboard site for this class before the first class. The Blackboard site contains the syllabus, additional readings beyond the casebook, class powerpoints, etc. The Blackboard site will be operational by Tuesday, January 10.

Class 1, Tuesday, January 17: The Context of Civil Procedure

- Read: (1) *Yeazell & Schwartz* p. 1-5 (stop before “B. Where Can the Suit Be Brought?” on p.5); p. 16-18 (“Note: Reading the Rules”); and p. 293-299 (“A. Litigation in the United States at the Start of the Twenty-First Century”); (2) Excerpts of Miller, *Reflections & Fitzpatrick*, *Twombly* articles (on Blackboard/Class Materials); (3) Review the syllabus (on Blackboard/Syllabus), which includes the course policies and tentative schedule
- Watch: “Before Class Video 1” (link on Blackboard/Class Materials)

(continued next page)

Class 2, Thursday, January 19: The Goals of Civil Procedure & The Concept of Forum Choice

- Read: (1) FRCP 1 (on Blackboard/Statutes & Rules); (2) *Yeazell & Schwartz* p. 5-7 (Start with “B. Where Can Suit Be Brought?” on p.5 and stop before the Hawkins case on p.7) and p. 290-291 (“B. Choosing Procedure”); (3) Excerpts of Spencer, *Restrictive Ethos* & Lahav, *Roles of Litigation* articles (on Blackboard/Class Materials)
- Do: “Case Simulation Memo” (on Blackboard/Class Materials) [***Review carefully. We will be referring to the Ronaldson simulation throughout the semester***]

Class 3, Friday, January 20: Federal Question Jurisdiction

- Read: (1) U.S. Constitution, Article III, Sections 1-2 and 28 U.S.C. § 1331 (on Blackboard/Statutes & Rules); (2) *Yeazell & Schwartz* p. 62-66 and p. 205-218 [stop before “C. Diversity Jurisdiction”]
- Watch: “Before Class Video 2” (link on Blackboard/Class Materials)
- Think: *Is Ronaldson’s trademark claim subject to federal question jurisdiction under Section 1331? Why or why not? What about her contract claim?*

Civil Procedure – Prof. Rosen

Welcome to Civil Procedure. I love this class and hope you will too. The casebook is *Yeazell & Schwartz, Civil Procedure* (10th ed.). The supplement is *Yeazell, Federal Rules of Civil Procedure, with Selected Statutes, Cases and Other Materials* (Supplement). I also have collected together additional materials that I’ve labeled Handouts, which I will electronically provide to you for free at the start of the semester. For first class, please prepare the following materials very carefully:

1. CB 1-20 (CB=Casebook) (*Hawkins v. Masters Farms*, *Bridges v. Diesel*, *Bell v. Novick*)
2. Read U.S. Const. Art. III (found in the Supplement).
3. Also, in Supplement, skim 28 U.S.C. §§41, 133, 1331, 1332(a), 1333, 2072; and Federal Rules of Civil Procedure 3-4, 7, 12.

Commercial Law: Secured Transactions – Prof. Spak

There are two required books: *Understanding Secured Transactions*, and a reasonably current book version of the Uniform Commercial Code.

For the first class, please be prepared to discuss the following problem: A client consults you, saying that he is loaning \$500,000 for six months to a Chicago resident who owns various valuable property, including a large home, bank accounts, certificates of deposit, shares in his corporation, jewelry, and an automobile collection. The borrower has a cash flow problem, leading to the loan, but the assets have a substantial net worth. Your client asks that if the borrower defaults on the loan and refuses to pay, how can he collect from the borrower’s substantial assets. Your client further asks what would happen should the borrower file for bankruptcy. Please be prepared to discuss the available judicial procedures, starting with section 2-1402 and Article XII of the Illinois Code of Civil Procedure, 735 ILCS 5/.

Computer and Network Privacy and Security – Profs. Warner and Sloan

For the first class, please read *Kline v. 1500 Mass. Ave.*, and *Dittman v. UPMC*.

Conflict of Laws – Prof. Rosen

Welcome to Conflicts of Law. The casebook is Kay, Kramer, Roosevelt & Franklin, *Conflicts of Laws* (11th ed.), together with any supplement that may be available. For the first class, please prepare the following materials very carefully:

- a. Introduction (first three pages in casebook)
- b. Review *Pennoyer v. Neff* (from Civil Procedure)
- c. *Alabama Great Southern R.R. Co. v. Carroll*, + notes
- d. *Milliken v. Pratt* -- you can skip the notes after the case
- e. Review two other cases you've studied in other courses:
 1. *Erie RR Co v. Tompkins* (from Civil Procedure)
 2. Justice Jackson's concurrence from *Youngstown Sheet and Tube Co. v. Sawyer* (from Constitutional Law). If you've not yet taken Constitutional Law, you need not look at this case.

Constitutional Law – Prof. Heyman

In this course, we'll use three kinds of materials. (1) The first is a custom Constitutional Law casebook that I've pulled together from four different books published by Wolters Kluwer. (All royalties go to the casebook editors, not to me!) The custom casebook is available from the Chicago-Kent bookstore (but not from other sources, since it was put together especially for this course). (2) The second is a short Supplement, which I've sent to everyone by email (if you haven't received it, please let me know.) (3) Finally, in order to review the various parts of the course, I'll ask you to take a very useful series of online Connected Quizzes that have been formulated by Wolters Kluwer.

There are two different ways in which you can purchase the casebook and the Connected Quizzes. If you buy the casebook with the access code, you'll get the two bundled together at one price. Alternatively, you can buy the casebook without the access code and then purchase access to the Connected Quizzes directly from the publisher's website for \$49. (Instructions for how to do that will be provided in the Syllabus, which I'll distribute on the first day of class.)

During our first class on Tuesday, January 17, we'll discuss the Supreme Court's landmark decision in *Obergefell v. Hodges* (2015), which held that the Constitution protects the right of same-sex couples to marry. For that class, please read (a) section 1 of the Fourteenth Amendment on p. xxvi of the Casebook (of course, you can also find the text of the Constitution online); (b) the *Obergefell* case on pp. 1-26 of the Casebook; and (c) the Questions on *Obergefell* on pp. 1-4 of the Supplement.

For our second class on Thursday, January 19, we'll explore the origins of the Constitution. For that session, please read (a) Casebook pp. 27-45 (through paragraph d); (b) the reading from Gordon S. Wood on p. 5 of the Supplement; and (c) Casebook 56-61.

Contracts – Prof. Walters

Before our first class, please do the following:

Acquire the textbook, Michael Hunter Schwartz & Adrian Walters, Contracts: A Context and Practice Casebook (Carolina Academic Press, 3e). Read the "preface to the first edition" (pages xxxvii to xlii) and Chapter 1, and attempt Exercise 3 and Questions 1 and 3 in Exercise 1-4.

Familiarize yourself with the Blackboard site and, in particular, review the syllabus.

Complete the online survey linked below. (The information you provide is to help me get to know you and it will only be used for this purpose; you will need to log into your Chicago-Kent account to complete it.)

<https://docs.google.com/forms/d/e/1FAIpQLScSGlXYPdVkYzkD0BsIVKG3ZrV5deM5glbekOu2zq9Xii1U2w/viewform>

Watch the video linked below, which provides a brief introduction to our subject of contract law. (I've uploaded the video to a shared google drive so again you will need to be logged into your Chicago-Kent account to view it.)

https://drive.google.com/file/d/1rDp1-Qph75VliRt3V29DuBg5Qd_kqG6D/view

Copyright Law– Prof. N. Kim

Read Cohen, Loren, et.al., Copyright in a Global Information Economy, Fifth Edition, pages 3-35; skim pages 35-44.

Criminal Procedure: The Adjudicative Process (day section) – Judge Erickson

For week one, please read Chapter 5, Right to Counsel, in the Israel, Lafave casebook (2018 edition); and 6th amendment U.S. Constitution.

E-Commerce – Prof. Warner

For the first class, please read Steve v. Fidelity and Casualty; Lefkowitz v. Great Minne. Surplus; and ProCD v. Zeidenberg.

Employment Discrimination – Prof. Porter

Sperino & Gonzales, Employment Discrimination, pages 3-16 (skip exercise 1.2) and 19-32

Employment Relationships – Prof. Gonzalez

For the first class, please read Casebook pages 3-16; Summers v. State Farm, 864 F2d 700; Wallace v. Dunn, 62 F3d 374; and McKennon v. Nashville Banner, 513 U.S. 352.

Estates and Trusts – Prof. Decatorsmith

Please read pages 1-40 of the casebook (Wills, Trusts and Estates – Sitkoff and Dukeminier, 11th Edition) for the first class.

Evidence – Prof. Bailey

For Tuesday, January 17th: Mueller, Kirkpatrick, & Richter, Evidence Under the Rules: Text, Cases, and Problems (Ninth Edition), pp. 1-26, and Michigan Courts Given Leeway to Force Veil Removal (in Course Materials on Blackboard);

For Thursday, January 19th: Mueller, Kirkpatrick, and Richter, pp. 26-67 (please note that this is an unusually long reading assignment for this course).

Federal Courts – Prof. Krent

The casebook is Jonathan Siegel, Federal Courts (2d ed. 2019). For the first class, please read pages 20-26 and 29-47.

GDPR Practicum – Prof. Goldstein

Since this course is a practicum, actual source materials will be used. Each week, I will assign certain Recitals and Articles of the European Union General Data Protection Regulation (GDPR) to read. The course is scenario based, and each week's scenario will provide the basis of discussion of that and subsequent classes. For the first class, which will be on January 25 (see below), please read the following:

(1) The fourth anniversary of the GDPR: How the GDPR has had a domino effect:

<https://www.technologylawdispatch.com/2022/05/privacy-data-protection/the-fourth-anniversary-of-the-gdpr-how-the-gdpr-has-had-a-domino-effect/>

(2) GDPR Recitals 1- 37, 80, 97: <https://gdpr-info.eu/recitals/>

(3) GDPR Articles 1-4, 27, 37-39: <https://gdpr-info.eu/>

(4) EDPB Guidelines 3/2018 on the territorial scope of the GDPR (Article 3):

https://edpb.europa.eu/sites/default/files/files/file1/edpb_guidelines_3_2018_territorial_scope_after_public_consultation_en_1.pdf

Please note that the first class will be Wednesday, January 25 (there will be no class on Wednesday, January 18). If you have any questions about the first assignment, my email address is lynn.goldstein@implementumcorp.com.

Genocide & Crimes Against Humanity – Prof. Weber

For the first class, please read How do you Define Genocide?, BBC, March 17, 2021; and Genocide in International Law: the Crime of Crimes by William Schabas, pp. 1 to 42. These are available on the Blackboard site for the class.

International Business Transactions – Prof. Harris

For Wednesday, January 18, please read pages 3-34 in the coursebook, Folsom, et. al., International Business Transactions (13th Edition).

International Law – Prof. Cho

Today is high time that we studied and even agonized over international law. This survey course will address various issues, aspects and implications of international law and institutions ranging from the Iraqi War to the World Trade Organization. The textbook (TB) for the course is

Dunoff, Ratner & Wippman, International Law: Norms, Actors, Process (5th ed., 2020). You may use older versions of the same TB.

For the first session, read the following:

- Read John R. Bolton, U.S. Isn't Legally Obligated to Pay the U.N., WALL ST. J. (Nov. 17, 1997), <https://www.wsj.com/articles/SB879698865506918500>
- Skim International Law: 100 Ways it Shapes Our Lives, <https://www.asil.org/sites/default/files/100Ways/100Ways.pdf>

International Trade – Prof. Cho

The teaching materials can be downloaded at <http://jeanmonnetprogram.org/resources/the-law-of-the-world-trade-organization-through-the-cases/teaching-materials/>, free of charge.

Topic 1: Introduction

Read Unit I, Ch. 2-1; Jeanna Smialek et al., Trump's Trade War Escalation Will Exact Economic Pain, Adviser Says, NY Times (May 13, 2019) (available at Westlaw or LexisNexis); Sungjoon Cho, Trade Wars Call for a Cool-Headed Arbiter, Fin. Times (May 1, 2019) (available at Westlaw or LexisNexis).

Skim Unit I, Ch. 3-2

Watch the following short video clips:

- The 21st Century Production Revolution (OECD)
https://www.youtube.com/watch?v=ktx2_Dzy3tM
- McKinsey Report on Post-COVID-19 GVCs
<https://www.mckinsey.com/Videos/video?vid=6178100385001&plyrid=HkOJqCPWdb&aid=A5810978-3F29-4A99-9975-6FDB36DCF957>

Optional Reading:

Adam S. Posen, The Price of Nostalgia: America's Self-Defeating Economic Retreat, 100 FOREIGN AFF. 28 (2021) (available at HeinOnline).

Labor Law – Prof. Porter

For the first class, please read Harris, Slater, et al., Modern Labor Law, pages 6-30, 39-53.

Law, Literature & Feminism – Prof. Marder

For the first class, please read the short story "A Jury of Her Peers" by Susan Glaspell. It is eighteen pages in length and will be available on the Law, Literature & Feminism site on Blackboard.

Law of Privacy – Prof. De Armond

Welcome to Law of Privacy! The textbook is Daniel J. Solove and Paul Schwartz, Information Privacy Law (7th ed. Aspen Pub. 2021). For the first class, please read Ch. 1, pp. 1-40 and Ch. 2, pp. 41-55.

Legal Writing 2 – Prof. De Armond

Welcome back! For the first class, please read Chapter 25 ("Motion Memoranda") in the text we used for Legal Writing I, Richard K. Neumann et al., Legal Reasoning and Legal Writing (8th ed. 2017).

Legal Writing 2 – Prof. Debush

No initial reading assignment.

Legal Writing 2 – Prof. Gieseke

For the first class: Neumann textbook, Ch. 25 (Motion Memoranda).

Legal Writing 2 – Prof. Mulligan

For the first class, please read: Neumann textbook, Chapter 25 (Motion Memoranda), pages 265-268 as well as the fact pattern for the semester, which will be uploaded to Blackboard.

Legal Writing 2 – Prof. Nagel

Please read Neumann, chapter 27, for the first class.

Legal Writing 2 – Prof. Rips

Welcome back! We will be using Joan Malmud Rocklin et al., An Advocate Persuades (Carolina 2d ed. 2022) as our textbook this semester. For our first class, please read the introduction and Chapter 1 from An Advocate Persuades, as well as the opinion from Walker v. Birmingham, which is posted to Blackboard under "Readings, Exercises, and Small Assignments by Week" > "Week 1." Please don't hesitate to reach out if you have any difficulty obtaining the required text.

Legal Writing 4 for IIP LL.M. Students– Prof. Sodetz

For the first class, please read:

American Lawyering: An Introduction to American Legal Research & Writing for International Lawyers, Cherish Keller, August 2019, distributed electronically and available on Blackboard. Please read Sections 1.1-1.3.

Nelson v. Lewis, 344 N.E.2d 268 (Ill.App.Ct. 5th Dist. 1976).

Legislation – Prof. Marder

For the first class, please read pp. 1 - 28 in Cases and Materials on Legislation and Regulation (Sixth Edition) by Eskridge, Brudney, Chafetz, Frickey & Garrett. (Please note that we'll be using the Sixth edition, which is the most recent edition of this casebook).

Legislation – Prof. Sowle

The casebook for the class is Eskridge, Brudney, Chafetz, Frickey & Garret, Cases and Materials on Legislation and Regulation (6th ed. 2020). For the first class, please read pp. 1-18.

National Security Law – Prof. Geiringer

For the first class, please read National Security Law: Principles and Policy (Second Edition, 2019) by Corn, Gurule, Jensen and Margulies: Separation of Powers and Original Understanding, pg. 1-42.

Patent Law – Prof. Reilly

This class will use two open-access casebooks, electronic versions of which will be posted for free on Blackboard: (1) Masur & Ouellette, *Patent Law* (2nd edition 2022); and (2) Burstein, Rajec & Sawicki, *Patent Law*. Hard copies of these books are not required, but if you prefer a hard copy, the authors make hard copies of these open-access casebooks available at cost (approximately \$30/book). The syllabus contains further information. Please access the Blackboard site for this class before the first class. The Blackboard site contains the syllabus, the casebooks, additional readings beyond the casebook, class powerpoints, etc. The Blackboard site will be operational by Tuesday, January 10.

For Class 1, Tuesday, January 17: The Nature and Purpose of Patent Rights and the Patent System

- Read: (1) Masur & Ouellette p. 10-22 [stop before “C. Locating Patent...” on p. 22] and p. 33-42; (2) Excerpts of *Oil States Energy Servs., LLC v. Greene’s Energy Group, LLC* 138 S.Ct. 1365 (2018) (on Blackboard/Class Materials); (3) Steve Brachman, *The Rise and Fall of the Company that Invented Digital Cameras*, IP WATCHDOG (Nov. 1, 2014) (on Blackboard/Class Materials); (4) Review the syllabus (on Blackboard/Syllabus), which includes the course policies and tentative schedule
- Watch: “Before Class 1” Video (link on Blackboard/Class Materials)

For Class 2, Thursday, January 19: The Patent Document and Patent Claims

- Read: (1) Masur & Ouellette p. 22-31 [you do not need to read the *Durand* patent (or its prosecution history) referred to on page 22-23; just skim it to see the parts of a patent and read the Masur & Ouellette description of those parts)]; (2) Excerpts of Oskar Liivak, *Rescuing the Invention from the Cult of the Claim*, 42 SETON HALL L. REV. 1 (2012) (excerpts) (on Blackboard/Class Materials); (3) ’831 Patent (on Blackboard/General Readings) [read carefully – we will refer frequently to the ’831 Patent over the course of the semester]
- Watch: “Before Class 2” Video (link on Blackboard/Class Materials)
- Do: Patent Search & Claim Drafting Assignment (on Blackboard/Class Materials)
must be submitted before class – information on syllabus

Patent Office Practice – Prof. Hulbert

Before the first class, please confirm you can access the Supplementary Material for the course found on the Blackboard site. Please also read pages 1-43 in the Fullmer casebook and think about what presumption of correctness, if any, should attach to Patent Office determinations.

Personal Income Tax – Prof. Goldsher

Please read Chapter 1 of the Federal Income Tax textbook.

Also read this article: <https://taxfoundation.org/history-of-taxes/>

Finally, go to IRS.gov and download the form 1040 for 2022 along with Schedule A and Schedules 1, 2 and 3.

Professional Development and Identity -- Faculty

For the first class, please read Chapter 1 in The Law Student's Guide to Doing Well and Being Well: The Law Student's Guide to Meaningful Employment.

Also read Chapter 1 in The Formation of Professional Identity: The Path from Student to Lawyer.

Finally, complete the following form prior to the first day of class (you will need to log into your Chicago-Kent account to complete it):

https://docs.google.com/forms/d/e/1FAIpQLSdWA-EzeXP_OYsofXfDL2GZByCs_rJIvzW2os3Q1-yidA5v2g/viewform

Professional Responsibility: Business Ethics – Jenifer Robbins

Welcome to Professional Responsibility: Business Ethics! This course will provide a practical, interactive look at legal ethics with some focus on issues that confront those who practice in a business or organizational setting. Along the way, we will try to understand our profession on a deeper level and (I hope) have a little fun! There is no textbook to purchase; I will provide reading materials via Blackboard. However, there is an advance reading assignment for our first class. You will find it on the course Blackboard site (which I expect to have ready by mid-week in the second week of January). In addition to the material listed for the first class, please also review the syllabus. I look forward to meeting you on Thursday, January 19 at 4pm! Enjoy the rest of your break!

Property (sections B & C) – Prof. Baker

Welcome to Property. Your casebook for this class is SINGER ET AL, PROPERTY LAW: RULES POLICIES AND PRACTICES, 8th ed.. Most of the assignments are in the casebook, but some are separate documents on Blackboard. All page references are to the casebook.

Your assignment for the first class is to read Pierson v. Post, pp. 150-154 in the casebook, an excerpt from Professor Patricia Williams, Alchemical Notes, which is posted to Blackboard in the Reading Material Folder (the subject matter of this excerpt is hard; if you find it too troubling, you can skip it), and In re Baby M, pp. 188-194. We are not likely to get through all of

that on the first day, but if you finish it for the first day, you won't have very much for the second class!

For the second class, please read *Elliff v. Texon Drilling*, pp. 161-164 and *Friendswood Dev. v. Smith-Southwest*, 436-443.

Property (evening section) – Prof. Boni-Saenz

The casebook for this class is the 7th edition (2017) of Singer et al., *Property Law: Rules, Policies & Practices*. The 8th edition (2021) is also fine, though you will need to do the extra work of translating page numbers on the syllabus between the 7th and 8th editions.

For the first class, please read and come prepared to discuss Chapter 2, §5 on Possession. If you are unable to obtain the casebook before the first class, a PDF of the first reading assignment will be available on the Blackboard course website in the "Readings" folder.

The panels and panel schedule for the class will be posted on Blackboard before our first class session. I will be calling primarily (though not exclusively) on those who are on Panel 1 for our first class session.

Public Interest Law and Policy – Prof. Shapiro

Welcome to Public Interest Law and Policy. Please see the course Blackboard page for the first day reading assignment. In addition, for the first day of class, please write 1-2 pages (about 500-800 words) about why you are taking the class and/or why you are in the public interest certificate program (if you are), and about the type of work you would ideally like to be doing 5-10 years after law school and why. If you don't have a clear idea of the work you want to be doing, that is fine, but give it some thought. These mini-essays will not be graded or shared with the class, but we will have some discussion in class about those topics. Please email a copy of your statement to me before class on January 17, 2023.

Public Sector Employment Seminar – Prof. H. Kim

For the first class, please read pp. 1-21 and 349-370 of the textbook, *Public Sector Employment: Cases and Materials* by Malin, Hodges, Slater & Hirsh, and be prepared to discuss Note 2 on p. 20 and Note 2 on p. 360.

Remedies – Prof. Debush

Welcome to Remedies! Our textbook for this course is *Remedies: Cases and Problems* (7th ed.) by Tabb, Janutis, and Main. For our first class, please read pages 3-11, Note 1 on pages 31-32, and pages 33-37, ending with Note 5. Please spend some extra time with The Waste Lagoon problem on pages 8-11 and come to class ready to discuss how you might respond to the questions it raises. I'm looking forward to meeting all of you on January 17th.

The Role of State Attorneys General – Profs. Shapiro and Raoul

Please see the course Blackboard page for the first day reading assignment.