

## **INITIAL READING ASSIGNMENTS – FALL 2015**

*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 fall courses. Even if a course is not listed here, materials for the course should be available in the Bookstore. Initial reading assignments for first-year courses are not included in this list. This list may be updated again if we receive additional assignments.*

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### **Assignments added 8/10/15:**

Legislation - Prof. Sowle  
Patent Claim Construction - Prof. Reilly  
Patent Law (day section) - Prof. Reilly

### **Assignment revised 8/10/15:**

Constitutional Law - Prof. Rosen  
Entrepreneurship Law - Prof. Harper

### **Assignments added 8/17/15:**

Legal Writing Seminar for IIP LL.M. Students - Prof. Lee  
Seventh Circuit Review Honors Seminar - Prof. Morris

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### **Accounting for Lawyers - Prof. Aidasani**

The textbook for this class is Cunningham, Introductory Accounting, Finance, and Auditing for Lawyers (6th ed.). Before the first class, please read pp. 3-23. Please also make sure that you have access to the course's TWEN site. The syllabus will be distributed in class and posted on TWEN by the first day of class.

### **Affordable Care Act - Prof. Boni-Saenz**

For the first class, please read and be prepared to discuss the following:

- Health Insurance Explained – The YouToons Have it Covered,

<https://www.youtube.com/watch?v=-58VD3z7ZiQ>

- Kaiser Family Foundation, The Uninsured: A Primer (2015),

<http://files.kff.org/attachment/the-uninsured-a-primer-key-facts-about-health-insurance-and-the-uninsured-in-america-primer>

- Kaiser Family Foundation, Summary of the Affordable Care Act (2013),

<http://files.kff.org/attachment/fact-sheet-summary-of-the-affordable-care-act>

- Allison K. Hoffman, Three Models of Health Insurance: The Conceptual Pluralism of the Patient Protection and Affordable Care Act, 159 U. Pa. L. Rev. 1873 (2011),

[https://www.law.upenn.edu/journals/lawreview/articles/volume159/issue6/Hoffman159U.Pa.L.Rev.1873\(2011\).pdf](https://www.law.upenn.edu/journals/lawreview/articles/volume159/issue6/Hoffman159U.Pa.L.Rev.1873(2011).pdf) . Read Part I, Part II.A.1, Part II.B.1, and Part II.C.1. Skip the footnotes.

### **Business Organizations (evening section) - Prof. Dill**

Please read the following assignments for the first two classes.

Aug. 25: Introduction: Nature of Agency; Casebook: 1-12

Aug. 27: Liability of Principal in Contract; Casebook: 12-18, 22-31

### **Civil Procedure - Prof. Perritt**

Access the course syllabus at <http://www.kentlaw.edu/perritt/courses/civpro>, do the assignment for the first class, and come to class prepared to do an exercise related to it.

### **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: pp. 1-14 (background); UCC 1-103, 1-304.
- Rights of unsecured creditors; introduction to credit transactions: pp. 15-21.

Tuesday, August 26:

- Rights of sellers against buyers: pp. 21-26 (omit Problem 6).

### **Complex Litigation - Prof. Steinman**

For the first class, please read Marcus, Sherman & Erichson, 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. Nahmod**

For the first week, please read the following in the current Chemerinsky constitutional law casebook (with 2015 Supplement):

1. Read the Constitution quickly to get a sense of its structure.
2. Pages 1-top 13 (intro and Marbury); 115-129 (McCulloch); 152-177 (Comstock and Commerce Cause cases).

For Monday in particular: after you read the Constitution, please read pages 1-13 (intro and Marbury). A word of advice for this course: you should not read too far in advance.

Please check out my blog, [nahmodlaw.com](http://nahmodlaw.com), because it will be useful to you. And if you're already on Twitter, I invite you to follow me @NahmodLaw.

I very much look forward to learning constitutional law with you. And please feel free to contact me before the semester begins.

### **Constitutional Law - Prof. Rosen**

We will be using Chemerinsky, Constitutional Law (4<sup>th</sup> edition) (*not* the 5<sup>th</sup> edition, as previously announced - the 5<sup>th</sup> edition will not be available in time for the Fall). For first class please download Handouts, Part One from my Kentlaw website (under "Related Links," at <http://www.kentlaw.iit.edu/faculty/full-time-faculty/mark-d-rosen>), and prepare the following:

1. Handout 1
2. Marbury v. Madison, pp 1-9.
3. Handout 1a

### **Constitutional Law - Prof. Schmidt**

Read the U.S. Constitution. Repeat. Read *District of Columbia v. Heller* (2008) and accompanying material in our casebook (Chemerinsky, *Constitutional Law*, 4th ed. (Aspen, 2013), pp. 13-33). Read the Constitution again.

### **Copyright Law – Prof. Balough**

Welcome to Copyright Law! We will use the casebook *Copyright in a Global Information Economy*, 4th ed., by Cohen et al. For the first class, please read pp. 6-34 of the casebook. Come to class prepared to discuss the purpose of copyright law in the U.S.

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

Required Materials: David S. Rudstein, *Criminal Procedure: The Investigative Process* (2d ed. Vandeplass 2012), plus 2015 Supplement (photocopied handout); and David S. Rudstein, *Criminal Procedure: The Investigative Process—Problems* (2015) (photocopied handout).

Assignments:

- Monday, August 24: 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*).
- Tuesday, August 25: 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).
- Thursday, August 27: Read pages 30-55 (Ch. I, Searches and Seizures: What Constitutes a "Search"?: *Kyllo v. United States*, *United States v. Jones*, Note (supplement), *Florida v. Jardines*, and Note). Be prepared to discuss problems 1A-3 & 1A-4.

### **Criminal Procedure: The Investigative Process (evening section) - Prof. Godfrey**

Please read pages 9-44 and 57-63 of the assigned text, *Criminal Procedure: Investigating Crime* by Dressler and Thomas, and any corresponding material in the supplement.

### **Disability Law - Prof. Kraus**

For the first class, read pages 1-7 in the textbook, *Disability Rights Law* (2nd Edition 2014) by Samuel R. Bagenstos.

### **Employment Discrimination - Prof. Malin**

Book: *Employment Discrimination Law: Cases and Notes* by Player & Malin (West 2012).

Read pp. 1 - 28; also read Title VII of the 1964 Civil Rights Act (on the class TWEN site). Consider and come prepared to discuss the following problems:

1. An Italian restaurant is known for its pizza for which it offers free delivery. The restaurant is expanding with two new locations and needs to hire delivery drivers. A priority for the restaurant is to hire safe drivers. Based on its experience, the restaurant knows that almost all applicants will be between the ages of 18 and 25. As a group, men in this age group have much worse driving records and higher accident rates than women. The company received an overwhelming number of applications. Rather than examine each application in individual

detail, a task that would consume way too many hours of valuable time, the restaurant decides to exclude all male applicants. It realizes that by doing so, it is excluding some very safe drivers but the use of sex as a proxy for safe driving makes a good first cut. The restaurant knows that the pool of women applicants is so large that it will still have enough applicants to fill its openings with safe drivers. The restaurant will therefore focus on the individual applications of women only. Is this a rational business policy? Is it illegal? Should it be? Why or why not?

2. An insurance agency employs a sales staff that generates many of its sales by making cold calls on consumers. The racial and ethnic composition of the company's sales staff and their supervisors and the company's executives mirrors the racial and ethnic composition of the metropolitan area where the agency does business. The residential pattern in the metropolitan area is highly segregated by race. The company has decided that consumers are likely to either not be influenced by the race of the sales representative or are likely to be turned off when approached by a sales representative of a different race. Consequently, the company has decided to assign its sales representatives by race with African American sale reps assigned to predominantly African American areas and white sales reps assigned to predominantly white areas. In the few areas that are racially or ethnically diverse, the company assigns equal numbers of African American and white sales reps. Is this a rational business policy? Is it illegal? Should it be? Why or why not?
3. The Leisure Club, Inc., (LCI) owns and operates luxury resorts throughout North America. It is headquartered in Dallas, Texas. The company operates by selling memberships to individuals, families and corporations. Members pay a steep initiation fee. The amount varies by type of membership. Thereafter, members may reserve luxury rooms at Leisure Club resorts at prices substantially below the rates of comparable hotels and resorts in the area. Members also may take advantage of deep discounts on airfare, rental cars and other amenities that Leisure Club has been able to negotiate. Almost all Leisure Club facilities are in major vacation areas.

Mary Manager began working for LCI after earning a bachelor's degree in hotel management from Cornell University. Cornell's hotel school is generally regarded as the top program in the United States. Mary was hired as assistant housekeeping manager at LCI's resort in Vale, Colorado. After 14 months, she was promoted to housekeeping manager. She remained in Vale for another eight months. Then she was transferred to LCI's much larger resort at Maui, Hawaii.

The housekeeping department in Maui was in very poor shape when Mary arrived. There were major personnel problems, including very high turnover and absenteeism rates. Within six months, Mary had completely turned the department around. Her success caught the attention of the LCI corporate office which transferred her to the Dallas headquarters as Corporate Manager - Quality Assurance. Her new position required her to trouble-shoot problems in the LCI resorts in reservations, front office, housekeeping and concierge. When there appeared to be a problem, she would investigate, recommend ways to correct the problem and follow up, taking direct action where necessary. She also developed training classes and training manuals

and computer software. She traveled extensively. She was very successful in her position. She also assisted several other corporate managers with their projects and was praised by the head of her department for her skill and flexibility. Her performance was rewarded with numerous pay raises that greatly exceeded the average raise within the company.

LCI was headed by a president - CEO. There were three senior vice-presidents. Under them were vice-presidents. Under the vice-presidents were department heads. The corporate managers reported to the department heads.

The president, all senior vice-presidents and all vice presidents are men. There are twenty department heads at the corporate office. Nineteen are men. There are 70 resorts, each headed by a general manager. The general managers are at the same level as corporate department heads, in that they report to vice presidents in charge of the regions where their resorts are located. Of the 70, 67 are men.

LCI has 70 corporate managers, 35 of whom are women. Mary is one of five managers who report to the same department head. Three of the five (including Mary) are women.

Mary's department head, two other male department heads, and the vice-president to whom they report work closely together. They often get together after work. They generally invite the corporate managers who work for them to join them. Mary joined them the first two times they invited her. However, she felt very uncomfortable for several reasons. First, she was the only woman who went. Second, there was a good deal of heavy drinking. Third, the conversation was not very appealing. Consequently, Mary stopped joining the after-work get together.

No one ever commented negatively about Mary's failure to join the after-work get togethers. For two years, her superiors praised and rewarded her work. Then, a vice-president retired and Mary's department head was promoted to the vice-presidency. There were rumors that Mary would be promoted to department head. Many people remarked that she was the logical choice because she was so good at her job and because she was always helping her fellow corporate managers. Some said that she knew their jobs better than they did.

Mary's former department head, now vice-president asked her out to lunch. Mary was sure that it was to discuss her promotion. Unfortunately, the vice-president advised her that the company had decided not to fill the department head position from within. He said that it was the consensus of the vice-presidents and other department heads that if they were to fill the position from within, Mary would get it. However, he explained, it was also the consensus view that the company could benefit even more by bringing in an outsider with a fresh perspective. Therefore, they decided to hire Homer Hotshot to fill the vacancy.

Homer was an employee of a consulting firm who had been working on several projects for LCI. Mary had worked with him and considered him to be very capable. She also noticed that Homer would often join the vice-president, department heads and mostly male managers in their after-work get togethers. Homer has an MBA from the University of Pennsylvania's Wharton School. He has six years of management consulting experience, but only six months

experience in the hospitality industry -- all of it for LCI.

Mary is considering filing a charge of sex discrimination with the Equal Employment Opportunity Commission. What advice would you give her?

### **Employment Relationships - Prof. Strubbe**

Please read Chapter 1 of our text, Employment Law, by Rothstein, Liebman, and Yuracko (8th Ed. Foundation Press).

### **Energy Law - Prof. Tarlock**

Please read Chapter 1 in Eisen et al., Energy, Economics, and the Environment (4th edition 2015). PLEASE NOTE THE FOLLOWING TWO ITEMS: (1) The August 25th class will meet from 12:00-1:00 in a room to be announced when I email the syllabus. Rooms cannot be reserved before August 17th. There will be no class on August 27th. (2) The 4th edition of the casebook is a complete revision of earlier editions and thus it will be very difficult use the 3rd (2010) edition for the class. Sorry but energy law is an uber dynamic area of law.

### **Entertainment Law (seminar) - Prof. Perritt**

1. Access the course syllabus at <http://www.kentlaw.edu/perritt/courses/seminar>
2. Read and understand the "rules" posted there
3. Browse the papers from the seminar in previous semesters, posted on the website
4. Review the possible topics and come to the first class prepared to select a topic for your seminar paper (you are not limited to the ones on the list)

### **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 and be prepared to discuss 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, 2013) edition of Dukeminier's best-selling Wills, Trusts and Estates. For the first session, please read pp. 1-34, and be prepared to discuss and evaluate appropriate governmental constraints on a testatrix's freedom to dispose of her property according to her desires.

### **Ethics and Advocacy - Judge Erickson and Prof. Muchman**

The course materials are available in the bookstore, as is the supplement, Ethical Problems in the Practice of Law, Lerman, Schrag and Gupta, Wolters Kluwer 2015-2016.

For the first class:

Please be prepared to discuss an article, blog, tv series, movie or facts from any other source, that you believe involves an issue of legal ethics.

Please read the entire case file of Salter v. H.B. Cline.

Please read the Preamble and Scope to the ABA Model Rules of Professional Conduct.

### **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**

The basic text for this course is Evidence, Law and Practice by Friedland, Bergman and Taslitz (Lexis 6th ed.). You also MUST have a copy of the 2014-2015 Federal Rules of Evidence, with Committee Comments, and Illinois Rules of Evidence Color Coded Guide by Divito.

For the first class, please read:

- pages 1-28 in the text (you can skim pp. 8-28) and Illinois and Federal Rules 101, 102, 106;
- pages 29-43 in the text and Illinois and Federal Rules 103, 104; and
- pages 243-266 in the text and Illinois and Federal Rules 601, 602, 603, 611, 612, 613, 614.

### **First Amendment (Speech and Press) - Prof. Nahmod**

For the first week (two classes), please read the following in the current Chemerinsky constitutional law casebook (with 2015 Supplement):

1. Read the First Amendment.
2. Pages 1197-1204; 1304-1337.

Please check out my blog, [nahmodlaw.com](http://nahmodlaw.com), because it will be useful to you. And if you're already on Twitter, I invite you to follow me @NahmodLaw.

I very much look forward to learning First Amendment (Speech and Press) with you. And please feel free to contact me before the semester begins.

### **First Amendment (seminar) - Prof. Heyman**

In this class, we will be using a set of photocopied Course Materials, which is available in the Bookstore. For our first class on Monday, August 24, please read the funeral-picketing problem and the First Amendment on p. 13 of the Materials. Our second session, on Monday, August 31, will cover pp. 14-43 of the Materials.

### **Food and Drug Law - Prof. E. Greenberg**

For the first class on August 26, please read:

- Federal Food, Drug and Cosmetic Act [FFDCA] Section 201 [21 USC § 321]
- Ostroff speech April 2015
- Kind, LLC Warning Letter
- Article: “FDA’s muddle of nutrition label rules”
- Tummino v. Hamburg Memorandum and Order

You can find the first item above on your own or find it in the statutory book assigned for the class. The final 4 assigned readings are available on TWEN.

### **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, 4th ed. 2015). For the first class, read pp. 1-20 in the casebook. In addition, over the summer, 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.

### **Illinois Civil Procedure - Judge Preston**

For Class 1 (Introduction): Michael, Civil Procedure Before Trial (Illinois Practice Series), Vol. 3, Chapters 1 and 2; Illinois Code of Civil Procedure: 735 ILCS 5/1-101 through 1-109; and Illinois Constitution, Article VI (the Judicial Article). The Michael books are available free online through Westlaw.

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

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

### **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 24, 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.

### **International Commercial Arbitration - Prof. P. Hablutzel**

There are copies of the Course Syllabus on the desk of the Instructor's assistant, Nicole Leshuga, outside office 829.

For the first class, Tuesday, Aug. 25, read the first 17 pages of the new, Sixth Edition (2015) of the casebook. The first class will also cover the 1958 Convention, attached to the Course Syllabus.

### **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).
- Be prepared to discuss: What is national treatment? Why is it important?

### **International Law - Prof. Cho**

For the first class, please read pp. 1-2, 4-11 in Dunoff, Ratner & Wipmman, International Law: Norms, Actors, Process (4th ed., 2015) ISBN: 9781454849513.

### **Justice and Technology Practicum - Prof. Staudt**

In advance of the first class on August 26, 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

*(continued next page)*

[-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

[-Thinking Like a Lawyer, Designing Like an Architect: Preparing Students for the 21st Century Practice](#) by Tanina Rostain, Roger Skalbeck, and Kevin G. Mulcahy.

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

These assignments cover the first two weeks of class. Supplement these readings with the 2015-16 casebook supplement where relevant. A full syllabus is also already available in the course's TWEN website.

#### 1. August 24: I. WHY LABOR LAW?

Skim Casebook pp. 1-122 so that you 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:

-Vegeahn 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)

#### 2. August 27: NO LIVE CLASS.

PLEASE READ MATERIAL. THEN WATCH LECTURE ONLINE, OR ATTEND EVENING CLASS ON AUG. 26th AT 7:35 pm (Room TBA).

### 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.

#### 3. August 31: 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

#### 4. September 3: Interference, restraint and coercion of concerted activity

Read Casebook pp. 181-197

-D.R. Horton

-DirectTV U.S. DirectTV Holdings LLC

### **Labor Law (evening section) - Prof. Rosado**

These assignments cover the first two weeks of class. Supplement these readings with the 2015-16 casebook supplement where relevant. A full syllabus is also already available in the course's TWEN

website.

1. August 24: I. WHY LABOR LAW?

Skim Casebook pp. 1-122 so that you 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:

-Vegeahn 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)

2. August 26: 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.

3. August 31: 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

4. September 2: Interference, restraint and coercion of concerted activity

Read Casebook pp. 181-197

-D.R. Horton

-DirectTV U.S. DirectTV Holdings LLC

**Land Use – Prof. Stern**

Welcome! I will distribute installment 1 of the syllabus in class. For the first day of class please read in your textbook (Land Use Controls by Ellickson et al., 4<sup>th</sup> ed.):

*Demographics and Land Use*: pp. 1-10

*The Housing Product*: pp. 23-30

*The Legal Structure of Local Government*: pp. 45-59.

**Legal Writing 3 - Prof. Abrams**

The textbook for the course is: Espenschied, *Contract Drafting: Powerful Prose in Transactional Practice*, Second Edition (ABA 2015).

The reading assignments for the first week of class are:

August 25: Espenschied, Pages xvii-xviii; 1-14; 22-29; 39-41.

August 27: Espenschied, Pages 53-66; 74-80.

### **Legal Writing 4 for LL.M. Students - Prof. Keller**

We'll use one book in this class: *The International Lawyer's Guide to Legal Analysis and Communication in the United States*, by McGregor and Adams (Aspen 2008). (We will use the 2008 edition, not the new edition that just came out.) Before our first class, please read chapters 1-2. (You do not need to do the exercises.) For this class, you will also need to purchase a subscription to *Core Grammar for Lawyers*, an online program, but that can wait until we discuss it in class. I'm looking forward to meeting you!

### **Legal Writing 4 for LL.M. Students - Prof. Schwartz**

We'll use one primary book in this class: *The International Lawyer's Guide to Legal Analysis and Communication in the United States*, by McGregor and Adams (Aspen 2008). Note, this is the 2008 edition, not the new edition that just came out. The bookstore will have the 2008 edition available for purchase. Before our first class, please read chapters 1-2. The exercises are optional. I may also have you purchase a grammar guide, but will provide those details later.

### **Legal Writing Seminar for IIP LL.M. Students - Prof. Lee**

1. Sign up for the Legal Writing Seminar for IIP LLM class on Westlaw TWEN. Click on "Handouts and Reading Assignments" and download the paper, "GOOGLE AND THE THUMBNAILEDILEMMA – "FAIR USE" IN GERMAN COPYRIGHT LAW?" by Florian Poetzlberger. (Please ask a Westlaw representative or one of our reference librarians for help if you are having trouble accessing TWEN.)

2. Read pp. 1-13 (Intro and Part I) of Florian's paper.

3. Type and print out a response to the following questions: (1) What is the thesis or main argument of this paper? (2) What effect or purpose do you think the author wanted the Introduction (pp. 1-3) to have on the readers of his paper? What do you think Florian hoped to achieve in writing the Introduction (pp. 1-3)? We will collect your answers in class, so please print out a copy.

### **Legislation (day section) - Prof. Sowle**

For the first class, please read Eskridge, Frickey, Garrett & Brudney, *Cases and Materials on Legislation and Regulation* (5th ed. 2014), pp. 1-21.

### **Legislation (evening section) - Prof. Marder**

For the first class please read Eskridge, Frickey Garrett & Brudney, *Cases and Materials on Legislation and Regulation* (Fifth edition), pp. 1 - 34. (Please note that we'll be using the Fifth edition, which is the most recent edition of this book).

### **Negotiations - 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.

### **Patent Claim Construction - Prof. Reilly**

Tuesday, August 25, 2015: Introduction to Claim Construction

Please register for the TWEN site for this class. All readings and assignments for this seminar will be posted on TWEN. The TWEN site will be open for registration, and the Class 1 reading and syllabus posted, no later than Tuesday, August 18.

Reading (\*\*ON TWEN, IN CLASS READING/CLASS 1 FOLDER\*\*):

- Excerpts of Phillips v. AWH Corp., 415 F.3d 1303 (Fed. Cir. 2005) (en banc)
- Excerpts of Greg Reilly, Judicial Capacities & Patent Claim Construction: An Ordinary Reader Standard, 20 MICH. TEL. & TECH. L.R. 243 (2014) [Part I.A is optional background on the patent document. The rest is required.]
- Excerpts of Dan L. Burk & Mark A. Lemley, Fence Posts or Sign Posts?: Rethinking Patent Claim Construction, 157 U. PENN. L. REV. 1743 (2009)
- U.S. Patent No. 6,071,062 (focus on claim 29 and use of "carrier frame" in patent)

### **Patent Law (day section) - Prof. Reilly**

The casebook for this class is Robert Patrick Merges & John Fitzgerald Duffy, Patent Law and Policy: Cases and Materials (6th ed. 2013) (hereinafter, "Merges & Duffy"). Please register for the TWEN site for this class. The syllabus, supplemental readings, assignments etc. will be posted on TWEN. The TWEN site will be open for registration, and the syllabus posted, no later than Wednesday, August 19.

For the first week, please read as follows:

Monday, August 24, 2015: The Patent System & The Patent Document

Required Reading: Merges & Duffy, p. 49-55 ("D. Overview of Patent System"); p. 1039-1042 ("C. Reexamination"); p. 1044-1045 (n.2 and n.3); 1046-1052 (Start with "2. Inter Partes Reexamination" and stop after "a. Coordination of IPRs with Litigation"); p. 13-26 ("B. The Architecture of a Modern Patent")

Optional Reading: Merges & Duffy, p. 1-13 ("Historical Overview of Patent Law")

Wednesday, August 26, 2015: Claims and Claim Drafting

Required Reading: Merges & Duffy, p. 26-36; Excerpts of Oskar Liivak, Rescuing the Invention from the Cult of the Claim, 42 Seton Hall L. Rev. 1 (2012) [posted on TWEN in "Class Readings/Class 2" folder]

Assignment: Pencil Claim Drafting Exercise [posted on TWEN in "Class Assignments" folder]

### **Patent Law (evening section) - 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**

Class on Monday, August 24 is cancelled.

Casebook: Burke & Friel, Taxation of Individual Income (11th ed. 2015)

Code: Lathrope, Selected Federal Taxation Statutes and Regulations (2016 ed.).

Download the assignments, syllabus, and handouts from the class TWEN website after August 16.

### **Professional Responsibility - Prof. Gross**

- A. Course Material: Simon, Needham & Powell, *Lawyers and the Legal Profession: Cases and Materials* (Lexis Nexis, Fourth Edition)
- B. Dzienkowski, *Professional Responsibility Standards, Rules & Statutes*, (West, 2013-2014 Abridged Edition)

#### Week 1 Assignment:

- A. Simon, Needham & Powell, *Lawyers and the Legal Profession: Cases and Materials* Chapter 1, Creating and Maintaining a Profession, pp. 1-7
- B. Dzienkowski, *2014 ABA Model Rules of Professional Conduct (ABA Model Rules)* Preamble and Scope only

**NOTE:** There will be no classes on August 25 and August 26, the first week of the semester. Instead, the first class will be on Tuesday, September 1, 2015.

### **Reasons, Values, and Legal Decisionmaking - Profs. Cho & Warner**

For the first class, read Edward Rubin, Rational Choice and Rat Choice: Some Thoughts on the Relationship among Rationality, Markets, and Human Beings, 80 Chi.-Kent L. Rev. 1091 (2005).

### **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:

- Monday: xxiii-xxvi (Preface) & 1-15 (Chapters 1 & 2A).
- Tuesday: 16-27 (Chapter 2B).
- Thursday: 28-41 (Chapter 2C).

### **Sales and Exchanges (LL.M. class) - Profs. Pryor & Schaff**

The initial reading assignment is the first chapter of the class photocopied materials.

### **Securities Regulation - Prof. P. Hablutzel**

The first class, Monday, August 24 will be a general introduction to the law of securities regulation. Students should start reading Chapter One (pages 3-101) of the new, 13th edition of the casebook, 2015, by Coffee, Sale, and Henderson. For the second class, Wednesday, August 26, read Sec. 5 of the Securities Act of 1933.

There are copies of the Course Syllabus on the desk of the Instructor's assistant, Nicole Leshuga, outside office 829.

### **Sexual Orientation and the Law - Prof. Samar**

The text for this course is Rubenstein, Ball, Schacter & NeJaime, *Sexual Orientation and the Law*, 5th ed. (St. Paul: West Publishing), available in the Bookstore. For the first day's reading assignment, please read pp. 1-40, 42-44. I look forward to meeting all of you. Welcome to the class!

### **Software Patents (intersession course) - Prof. Sutton**

Please read the following for the first day of class:

1. In re Gleizer, 356 Fed.Appx. 415 (Fed. Cir. 2009) (obviousness under Supreme Court's KSR decision in 2007)
2. Alice Corp. Pty. Ltd. v. CLS Bank Int'l et al., 134 S.Ct. 2347 (2014)
3. Interval Licensing LLC v. AOL, Inc., 766 F.3d 1364 (Fed. Cir. 2014) (indefiniteness under Supreme Court's Nautilus decision in 2014)
4. Akamai Technologies, Inc. v. Limelight Networks, Inc., 786 F.3d 899 (Fed. Cir. 2015) (indefiniteness under Supreme Court's Limelight decision in 2014)

Before the third day, students should also read:

5. DDR Holdings, LLC v. Hotels.com, L.P., 773 F.3d 1245 (Fed. Cir. 2014) (patentable subject matter under Alice)

### **Taxation of Business Enterprises - Prof. Brody**

The syllabus for the course is the first document in the photocopied materials to be available from the Bookstore – and will be posted to our course webpage. As indicated in the syllabus, we meet twice a week for two hours each, but the assignments are numbered for one-hour classes. Thus, in the first week, please prepare the first four numbered assignments.

### **Trademarks and Unfair Competition - Prof. Piatt**

The casebook for the class is Dinwoodie and Janis, Trademarks and Unfair Competition Law and Policy, 4th edition, and supplement if there is one. For August 24, please have read: Chapter 1 and Chapter 2 to page 90.

### **Workers Compensation - Prof. Garcia**

The case book is Larson, Workers Compensation Law (4th ed or 5th ed). (The text also comes in a loose-leaf version at a lower cost). The 5th edition is the most recent edition. There is almost no difference between the 4th edition and 5th edition. In fact it is exactly the same except for four new cases in the 5th ed. which I will not assign, and the page numbers are not exactly the same. Consequently, if you can get a 4th edition that is fine as it is likely to cost less, but probably the 4th ed will be scarce. In any event, I will have a syllabus for each edition on the first day of class.

For the first class, please read Ch.1 (Basic Features of compensation), 5th ed., 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).

The same text in the 4th ed. is pp. 2-12 (Basic Features of Compensation), (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).