

## INITIAL READING ASSIGNMENTS – FALL 2020

*Listed below are the initial reading assignments for upper-level courses we have received to date. (Please note: Initial assignments for first-year courses are not included in this list; they were provided separately and are available by [clicking here](#).)*

*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 from [the Bookstore](#). This list may be updated if we receive additional assignments; you may find the most current version of this document on the [Fall 2020 Quick Guide page](#).*

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### **Business Entity Formation & Transactions (319-81) – Prof. Gieseke**

For the first class, please read Drake, Preface (v-viii) and pp. 1-5, 15-18; and Sepinuck and Hilson, pp. 5-8.

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### **Civil Procedure (258-51) – Prof. Reilly**

The casebook for this class is STEPHEN C. YEAZELL & JOANNA C. SCHWARTZ, CIVIL PROCEDURE, **10th edition** (*Yeazell & Schwartz*). Please access the Blackboard Ultra site for this class before the first class. The Blackboard Ultra site contains the syllabus, additional readings beyond the casebook, class powerpoints, etc. The Blackboard Ultra site will be open to students no later than Tuesday, August 18, 2020.

#### **Class 1: Tuesday, August 25**

*Introduction to Civil Procedure & Forum Choice*

- Read: (1) *Yeazell & Schwartz* p. 1-7 (Stop BEFORE the Hawkins case); p. 16-18 (“Note: Reading the Rules”); p. 290-291 (“B. Choosing Procedure”); and p. 293-299 (“A. Litigation in the United States at the Start of the Blackboard Ultraty-First Century”); (2) “Case Simulation Memo” (on BLACKBOARD ULTRA/Readings) [\*\*\*Read carefully. We will be referring to the Ronaldson simulation throughout the semester\*\*\*]; (3) Review the syllabus (on BLACKBOARD ULTRA/Syllabus), which includes the course policies and tentative schedule
- Watch: “Before Class Video 1” (link on BLACKBOARD ULTRA/Videos)

*Federal Question Jurisdiction*

- Read: (1) U.S. Constitution, Article III, Sections 1-2 and 28 U.S.C. § 1331 (on BLACKBOARD ULTRA/Readings); (2) *Yeazell & Schwartz* p. 62-66 and p. 205-212
- Watch: “Before Class Video 2” (link on BLACKBOARD ULTRA/Videos)

#### **Class 2: Thursday, August 27**

*Finish Federal Question Jurisdiction*

- Read: (1) *Yeazell & Schwartz* p. 212-218

- Think: *Is Ronaldson's trademark claim subject to federal question jurisdiction under Section 1331? Why or why not? What about her contract claim?*

#### *Diversity Jurisdiction I*

- Read: (1) 28 U.S.C. § 1332(a)-(b), c(2) & (e) [read carefully!] (on BLACKBOARD ULTRA/Readings); (2) *Yeazell & Schwartz* p. 218-225 [stop after n.9 on p. 225] & p. 7-13 (start with *Hawkins* case on p. 7 and stop before "3. Service of Process" on p. 13)
- Do: Diversity Jurisdiction Worksheet Problems 1-10 (on BLACKBOARD ULTRA/Assignments)

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#### **Commercial Law: Secured Transactions (202-81) – Prof. Walters**

The required textbook is HARRIS & MOONEY, SECURITY INTERESTS IN PERSONAL PROPERTY (Foundation Press, 6th ed. 2016) (ISBN 978-162810-144-7).

We will use the textbook in close conjunction with the Uniform Commercial Code ('UCC'). Any current version of the UCC will do. You can access the current UCC online on the LII website, and you are welcome to refer to this online version in preparing for class, during our live class sessions, and in the final exam. If you prefer to have an up to date hard copy of the UCC (and many students have told me in the past that they find it more helpful to refer to and annotate a hard copy), I recommend WALT & WARREN, COMMERCIAL LAW: SELECTED STATUTES (Foundation Press 2019-2020 ed.)

Before the first class, please log into the course website on Blackboard ([https://blackboard.iit.edu/ultra/courses/\\_109616\\_1/outline](https://blackboard.iit.edu/ultra/courses/_109616_1/outline)) and complete all of the activities set out in the Welcome Folder. It is important that you complete these activities before classes start so we can hit the ground running. If you have any questions, please do email me: [awalters@kentlaw.iit.edu](mailto:awalters@kentlaw.iit.edu).

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#### **Constitutional Law (275-02) – Prof. Rosen**

We will be using the sixth edition of Chemerinsky, Constitutional Law, as well as the supplement. For first class please download the "Handouts" on the course website in Blackboard Ultra. Be fully prepared to discuss the following:

1. Goals of the Course (first page in Handouts)
2. A few Questions to Consider (second page in Handouts)
3. Handout 1
4. Marbury v. Madison, pp 1-9

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#### **Constitutional Law (275-01) – Prof. Schmidt**

Read the U.S. Constitution. Repeat. Read *District of Columbia v. Heller* (2008) and accompanying material in our casebook (Chemerinsky, Constitutional Law, 6th ed. (Aspen, 2020)). Read the Constitution again.

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**Constitutional Torts/Section 1983 Seminar (648-81) – Prof. Nahmod**

Carefully read pages 1-34 in Constitutional Torts (5th ed. 2020) (Carolina Academic Press), by Nahmod, Wells & Smith. This casebook is available in hard copy and as an ebook from Redshelf. We hit the ground running: please focus on the seminal section 1983 decision, *Monroe v. Pape*, which we will compare and contrast with *Bivens*. I'm very much looking forward to learning constitutional torts with you in this highly interactive on-line seminar. Any preliminary questions? Email me at [snahmod@kentlaw.iit.edu](mailto:snahmod@kentlaw.iit.edu).

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**Criminal Litigation 1 (482-51) – Judge Claps & Prof. Molesky**

For the first class:

1. Please read pp. 1-5 and 27-30 in NITA Criminal Litigation and Legal Issues in Criminal Procedure (course text)
2. Send an email to your professors ([jclaps@kentlaw.iit.edu](mailto:jclaps@kentlaw.iit.edu) and [amolesky@kentlaw.iit.edu](mailto:amolesky@kentlaw.iit.edu)) with the following information:
  - Name
  - Year (2L, 3L, 4L)
  - Trial Advocacy experience (if any)
  - Criminal Law/Procedure/Litigation experience (including, but not limited to courses taken, internships, etc)
  - Which (if any) evidence classes you've taken

Please email [amolesky@kentlaw.iit.edu](mailto:amolesky@kentlaw.iit.edu) if you have any questions.

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**Criminal Procedure: Investigative Process (day section) (270-01) – Prof. Bailey**

-For Monday, August 24th: Dressler, Thomas, & Medwed, *Criminal Procedure: Investigating Crime*, pp. 1-8, 35-46.

-For Wednesday, August 26th: pp. 91-100

-For Thursday, August 27th: pp. 100-19

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**Criminal Procedure: Investigative Process (evening section) (270-51) – Prof. Stasica**

Read and prepare for presentation Chapters 1 and 2, and U.S. Constitution 4th, 5th and 6th amendments, in *Criminal Procedure and the Constitution*, by Israel, Kamisar, LaFave, King & Primus (2019 Edition).

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**Employment Discrimination (day section) (365-01) – Prof. R. Gonzalez**

For the first class, please read pages 1-12 in the casebook, and *Summers v State Farm*, 864 F2d 700, and *Wallace v Dunn*, 62 F3d 374.

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**Employment Discrimination (evening section) (365-51) – Prof. N. Krent**

For the first class on August 24, please read Casebook pp. 1-16; for August 26, please read Casebook pp. 17-25 & 31-44.

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**Estates & Trusts (311-51) – Prof. Decatorsmith**

Please read pages 1 through 33 of the casebook (Wills, Trusts and Estates – Sitkoff and Dukeminier, 10th Edition) for the first class.

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**Evidence (273-01)- Judge Erickson**

Texts: (1) Lempert, et al., A Modern Approach to Evidence (MAE) (current edition); (2) Gibbons, Trial Objections. (The notes in Gibbons are an excellent guide to understanding the rules.)

First assignment:

MAE, Ch. 1, pgs. 1-15, Ch. 2, pgs. 141-157: Federal Rules 101-106, 601-606, 611, 612, 615  
MAE, Ch. 3, pgs. 215- 243: FRE 401, 402, 403

Be prepared to answer and discuss: Problems II-1, II-2, II-3, III-1

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**First Amendment seminar (616-01) – Prof. Heyman**

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

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**International Law (383-51) – Prof. B. Brown**

For the first class, please read Lori F. Damrosch & Sean D. Murphy, International Law: Cases & Materials 7th Edition, West Publishing Co., (2019), Historical Introduction, pp. xix - xxx, and Chapter 1, pp. 1-20.

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**International Criminal Law (322-81, 675-81) – Prof. B. Brown**

For the first class, please read Bartram S. Brown, ed., RESEARCH HANDBOOK OF INTERNATIONAL CRIMINAL LAW, Chapter 1, International criminal law: nature, origins and a few key issues.

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**International Trade (384-01) – Prof. Cho**

Welcome to International Trade Law! Given the glaring trend of globalization as well as the recent push back against it (including trade wars), 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 <https://jeanmonnetprogram.org/resources/the-law-of-the-world-trade-organization-through-the-cases/teaching-materials/>, free of charge.

The course syllabus will be distributed around the time of the first session. The reading assignment for the first session is as follows:

-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.

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**Labor Law (380-01) – Prof. Aleisa**

Required Text: Dau-Schmidt, Malin, Corrada, Cameron & Fisk, Labor Law for the Contemporary Workplace (West 3d ed 2019)

Recommended Text: Statutory Supplement for the Required Text (or download statutes from the Internet or Westlaw or Lexis)

For the first class, please read the following pages from the required text: pp 8-47; 50-53 (SKIM NOTES). Also, please review Section 1 of the National Labor Relations Act (29 USC 151 Findings/Policy).

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**Land Use (401-01) – Prof. Stern**

For our first meeting on Monday, August 24, please read the following material in our textbook (Land Use Controls, Fourth edition, by Ellickson, Been, Hills, and Serkin). Although there is now a fifth edition of the textbook, I am using the fourth edition in order to give students more options for used books and saving money.

Class 1: The Demographic and Regulatory Backdrop of Land Use Conflicts

Demographic Trends: pp. 1-10

The Housing Product: pp. 23-30

The Legal Structure of Government: 45-50

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**Law and Politics of International Economic Relations (936-81) – Prof. Cho**

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. The seminar will probe how non-legal disciplines investigate and understand legal phenomena in the area of international economic law, such as international trade law and international investment law. The seminar will also discuss whether and/or to what extent these non-legal analyses might complement legal analyses. Topics may include trade negotiation, protectionist politics, regionalism, dispute settlement system, trade remedies, trade and climate change, and trade-related intellectual property rights.

The reading assignment for the first session is as follows:

Jeffrey L. Dunoff & Mark A. Pollack, International Law and International Relations: Introducing an Interdisciplinary Dialogue, in INTERDISCIPLINARY PERSPECTIVES ON

INTERNATIONAL LAW AND INTERNATIONAL RELATIONS: THE STATE OF THE ART 3-32 (Jeffrey L. Dunoff & Mark A. Pollack eds. 2013).

Please email me (scho1@kentlaw.iit.edu) at your earliest convenience and I will email the initial reading to you.

After you read the first reading assignment, you must submit to a reaction paper (no longer than one page) before the first session. Looking forward to meeting each and every one of you!

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**Legal Writing 3 (431-07) – Prof. Abrams**

The syllabus and other materials are available at:

[https://drive.google.com/drive/folders/1Ngw5WAgD1ziAt5MER\\_v2HafZSPZYtJ\\_z?usp=sharing](https://drive.google.com/drive/folders/1Ngw5WAgD1ziAt5MER_v2HafZSPZYtJ_z?usp=sharing)

For the first class, please read: Stark, Pages xi thru xxiii; Drafting Contracts by SDA, Scenario 1.

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**Legislation (206-01) – 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 not the most recent edition of this book

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**Legislation (206-51) – Asst. Dean Sowle**

The casebook for the class is Eskridge, Frickey, Garret & Brudney, Cases and Materials on Legislation and Regulation (5th ed. 2014). *Please note:* We will be using the 5th edition, not the 6th edition. For the first class, please read pp. 1-21.

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**Oral Advocacy for I.P. Lawyers (330-81) – Profs. Gosse & Micheletti**

For the first class, please read:

- MPEP §§ 713, 713.01, 713.03 (Examiner Interviews) (available at <https://www.uspto.gov/web/offices/pac/mpep/s713.html>)
  - USPTO FAQ page “Interview Practice FAQs” (available at <https://www.uspto.gov/patent/laws-and-regulations/interview-practice/interview-practice-faqs>)
  - Lexis Nexis “Strategic Use of Patent Examiner Interviews” (available at <https://www.lexisnexis.com/lexis-practice-advisor/the-journal/b/lpa/posts/strategic-use-of-patent-examiner-interviews>) (log in for full article)
  - pp. 3–22 in Rockton et al., “An Advocate Persuades” (2016).
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**Patent Law (402-51) – Prof. Hulbert**

For the first class:

1. Think about under what circumstances, if any, a society’s best interests are served by granting a single entity exclusive rights to an “invention.”

2. Watch the video at <https://www.youtube.com/watch?v=SwPw2VchQGQ> (a top ten list of “inventions that changed the world”) and consider whether you agree with it.
  3. Read the following pages in the Merges casebook, Patent Law and Policy: Cases and Materials (7th ed.): 1-19; 55-73.
  4. Ensure that you can access the course materials on the course web site.
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### **Personal Income Tax (276-51) – Prof. Robbins**

Welcome to Personal Income Tax! I’m looking forward to what I hope will be a fun and engaging look at tax, tax policy and it’s many implications for our society. I have a great deal to share with you about the materials, format and coverage of our class – more than can be effectively conveyed here. So, please get connected to our course Blackboard Ultra site. I don’t think it’s open to students yet, but it should be available no later than about August 17. You will have materials to purchase and an assignment for our first class, so be sure to access the site before classes start. In the meantime, if you have any questions, don’t hesitate to email me at [jrobbin1@kentlaw.iit.edu](mailto:jrobbin1@kentlaw.iit.edu). I can’t wait to see you August 24th at 6pm!

### **Pretrial Litigation (502-81) – Prof. R. Gonzalez**

For the first class, please read Chapter One of the Heydock casebook.

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### **Professional Responsibility (415-01) – Prof. Gross**

For the first class, please read:

\*Simon, Needham & Powell, Lawyers and the Legal Profession: Cases and Materials, Chapter 1, Creating and Maintaining a Profession, pp. 1-7.

\*Dzienkowski, current version ABA Model Rules of Professional Conduct, Preamble and Scope only.

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### **Sports, Law & Justice (950-81) – Prof. Ham**

For the first class, please read (or, in one case, view) the following:

*Brown v. Board of Education of Topeka*, 347 U.S. 483 (1954)  
<https://caselaw.findlaw.com/us-supreme-court/347/483.html>

*Clay v. United States*, 403 US 698 (1971)  
<https://caselaw.findlaw.com/us-supreme-court/347/483.html>

What’s My Name—Ali Obituary  
<https://www.youtube.com/watch?v=uAW36vQkFg8>

(continued next page)

*Muhammad Ali v. State Athletic Commission of NY*, 316 F. Supp. 1246 (1970)

<https://law.justia.com/cases/federal/district-courts/FSupp/316/1246/1951538/>

<https://www.scotusblog.com/2016/06/muhammad-ali-conscientious-objection-and-the-supreme-courts-struggle-to-understand-jihad-and-holy-war-the-story-of-cassius-clay-v-united-states/>

<https://www.courtlistener.com/opinion/1568823/muhammad-ali-v-division-of-st-ath-c-of-dept-of-st-of-ny/>

Jesse Owens:

<https://www.npr.org/sections/thetorch/2016/08/13/489773389/black-u-s-olympians-won-in-nazi-germany-only-to-be-overlooked-at-home>

Colin Kaepernick:

<https://chicago.cbslocal.com/2017/10/04/national-anthem-protests-standing-kneeling-messages/>

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### **Supreme Court Review (178-81) – Prof. Schmidt**

For the first class, please read the prologue and chapters 1-5 in Joan Biskupic, *The Chief: The Life and Turbulent Times of Chief Justice John Roberts*.

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### **Trademarks & Unfair Competition (416-51) – Prof. Lazar**

For the first class, please read Dinwoodie and Janis, *Trademarks and Unfair Competition Law and Policy* (5th edition), Chapter 1; Chapter 2 to page 90; and *USPTO v. Booking.com*, 591 U.S. \_\_\_\_ (2020).

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