

INITIAL READING ASSIGNMENTS – SPRING 2022

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.

Antitrust – Prof. Mulligan

The course textbook is: C. Paul Rogers, III, & William R. Anderson, *Antitrust Law: Policy and Practice* (5th ed., Carolina Academic Press 2020). For the first assignment, please read: 15 U.S.C. § 1 (Sherman Act § 1); 15 U.S.C. § 2 (Sherman Act § 2); 15 U.S.C. § 18 (Clayton Act § 7); [FTC Complaint, Edgewell acquisition of Harry's, Inc.](#); and [FTC Complaint, P&G acquisition of Billie, Inc.](#) There will be one additional optional reading for the first class posted to Blackboard.

Bankruptcy – Prof. Walters

In Spring 2022, rather than use a traditional casebook, we will use an online platform called ChartaCourse. ChartaCourse was created by law professors because, compared to traditional casebooks, it is both a better learning tool and much less expensive. I hope you'll like it.

Our ChartaCourse chart is called **Walters Bankruptcy**. Its contents were authored by me. Before classes get underway, please [watch this video](#) to learn how to create an account with ChartaCourse and subscribe to our chart.

Then, please watch this video to learn [how to use ChartaCourse](#). It's a platform with lots of great features, but if you don't watch the video, you won't learn how to use them!

Finally, once you have access to the chart, click on the [syllabus](#) box at the top of the screen and read the contents. If you wish, you can read ahead by considering the materials in the "Introduction to Bankruptcy" node of the chart. We will start with the material on debtor-creditor law outside of bankruptcy.

The other thing you should consider before classes start is buying a hard copy of the Bankruptcy Code. We need the statute in front of us in virtually every class. Up to date Code extracts are included in the chart and that may work for you, along with online resources like Westlaw. But many lawyers (me included) prefer to have an inexpensive, portable hard copy version to hand. For example, when I am looking at Code provisions in substantive chapters of the Code (e.g. Chapters 7 and 11), I often need to cross-refer to definitions in Chapter 1. Some folks find that good old fashioned hard copy is easier to navigate than online resources in these instances. I have asked the bookshop to stock the excellent, relatively inexpensive and portable [LegalPub](#) version.

I look forward to meeting you and working with you.

Business Organizations (day section) – Prof. Gieseke

For the first class, please read Klein, Ramseyer, Bainbridge, Business Associations, 11th edition, pages 1-13.

Business Organizations (evening section) - Prof. Henkel

We will use the following casebook for our class: William K. Sjostrom, Business Organizations: A Transactional Approach, 3rd ed. (Wolters Kluwer) (2019). Please read the introductory remarks and Chapter 1 (pp. 3-29) for our first class. Please also visit my Blackboard course page and read the syllabus. Any additional administrative issues and course procedures will also be discussed in more detail during our first class.

Civil Procedure (section A) – Professor Reilly

The casebook for this class is STEPHEN C. YEAZELL & JOANNA C. SCHWARTZ, CIVIL PROCEDURE, **10th edition** (*Yeazell & Schwartz*). 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 no later than Tuesday, January 11, 2022.

Class 1, Tuesday, January 18: 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)

Class 2, Thursday, January 20: 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 21: 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 (section C) – 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.

Comparative Law – Prof. Cho

Welcome to Comparative Law! This is a survey course for comparative law. Comparative law is a quite unique legal subject in that it does not concern, in and of itself, any established legal products (corpus juris) on its own, such as comparative rules or comparative jurisprudence. (This feature may distinguish comparative law from international law.) You cannot locate any statutes or court decisions citing or referencing comparative law per se. Rather, comparative law is a field of legal study related to a methodology, or an approach, in probing and understanding other, i.e., foreign, legal systems and/or legal cultures. While comparison is a means with which to explore otherness (differences) among different legal systems, it also reveals a varying degree of sameness or likeness among them. At the end of this exploration, you will probably be able to better comprehend your own legal system than before.

We shall not cease from exploration
And the end of all our exploring
Will be to arrive where we started
And know the place for the first time.
(Excerpts from T.S. Elliot, "Little Gidding")

You do not need to purchase any textbook for this course. Instead, we will use various academic and journalistic publications as reading assignments. The course syllabus will be distributed before the first class. For the first class, please read the following materials (downloadable at the course Blackboard site):

*Catherine Valcke, Comparative Law as Comparative Jurisprudence: The Comparability of Legal Systems, 52 AM. J. COMP. L. 713, 720-21, 731-39 (2004);

*Jaakko Husa, Methodology of Comparative Law Today: From Paradoxes to Flexibility?, REVUE INTERNATIONALE DE DROIT COMPARÉ (4-2006), at 1099-1110, available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=1967406

Optional Reading:

*Martin Krygier, Law as Tradition, 5 L. & PHIL. 237, 240-51 (1986).

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

Conflict of Laws – Prof. Dinwoodie

The casebook for the course is Symeon C. Symeonides and Wendy Collins Perdue, Conflict of Laws: American, Comparative, International (West 4th ed. 2019). For the first class, please read 1-19 and 23-37 of the casebook. A course web site is available on Blackboard with a full syllabus, assignments, and other relevant course information posted.

Constitutional Law – Prof. Schmidt

For the first class, please 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.

Contracts – Prof. Walters

Before our first class please do the following:

- Acquire the textbook [Schwartz & Walters](#) and read the "preface to the first edition" (pages xxxvii to xlii) and Chapter 1.
- Familiarize yourself with the course Blackboard site and, in particular, review the syllabus.
- Please complete this [online survey](#) (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 onto your Chicago-Kent gmail to complete it).
- Please watch this short video entitled "[About Me](#)".
- Finally, please watch [this second video](#) which provides a brief introduction to our subject of contract law.

I've uploaded the two videos to a shared google drive so you will need to be logged into your Chicago-Kent account to view them. Be sure to reach out if you have any questions or concerns to awalters@kentlaw.iit.edu!

Copyright Law – Prof. N. Kim

For the first class, please read casebook pp. 3-35; skim pp. 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.

Design Law – Prof. Dinwoodie

Design is an essential feature of nearly every product and online service. Increasingly, the aesthetic appearance of products is a leading driver of sales. So, how are product appearances protected and enforced under existing intellectual property laws? This class studies the various intellectual rights used to protect design under U.S. law, including trade dress, design patents and copyright law. The course will also briefly consider sui generis design rights, which have for many years been proposed for introduction in the United States. No prior IP course or knowledge is required or expected to enroll in the course.

Required readings will be drawn from the draft of the forthcoming second edition of Graeme B. Dinwoodie, Mark D. Janis, and Jason DuMont, *Trade Dress and Design Law* (Wolters Kluwer 2d ed. 2022) (forthcoming) ("Materials"). These Materials will be available for free download from the "Course Materials" part of the course website on Blackboard. For the first class, please read Chapter 1 of the Materials. The course web site on Blackboard also has a full syllabus, assignments, and other relevant course information posted.

Employment Relationships (day section) – Prof. Gonzalez

Please read casebook pages 1-16 plus *Summers v State Farm*, 864 F 2d 700; *Wallace v Dunn*, 62 F 3d 374; and *McKennon v Nashville Banner*, 513 US 352.

Employment Relationships (evening section) – Prof. Franklin

For the first class, please read pp. 1-16 of the casebook (“Work and Law”). Think about how the casebook attempts to orient you to the subject, noting the historical examples and language the authors have chosen to employ. Think, also, about how the pandemic has impacted our views of work.x

Estates and Trusts – Prof. Decatorsmith

Please read pages 1 through 33 of the casebook (Sitkoff/Dukeminer, 10th edition), paying particular attention to the discussion of constitutional rights towards the end of those readings.

Evidence (day section) – Prof. Bailey

Tuesday, January 18th: Mueller, Kirkpatrick, and Richter's Evidence Under the Rules (Ninth Edition) pp. 1-26; Thursday, January 20th: pp. 26-67

Evidence (evening section) – Prof. Kling

In the casebook: Chapters 1 and 2. And read the Federal Rules and Illinois Rules applicable to the chapter reading assignment.

International Intellectual Property – Prof. Lee

For the first class, read pp. 1-4, 17-39 of Chow & Lee, International IP (4th ed. 2021). Be prepared to discuss Problems 1-2, 1-4 in casebook.

International Law – Prof. Cho

Welcome to International Law! 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. The course syllabus will be distributed before the first class.

For the first class, please read the following materials (downloadable at the course Blackboard site):

*John R. Bolton, U.S. Isn't Legally Obligated to Pay the U.N., WALL ST. J. (Nov. 17, 1997);

*Skim Int'l Law- 100 Ways it Shapes Our Lives,

<https://www.asil.org/sites/default/files/100Ways/100Ways.pdf>

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.

Latinx and the Law – Prof. Boni-Saenz

The readings for the first class are available on the Blackboard course website in the folder "Week 1 -- Introduction." The assignment is the following:

(continued next page)

1. Saint Francis College v. Al-Khazraji, 481 U.S. 604 (1987). Read Pages 2024-2029.
2. MICHAEL OMI & HOWARD WINANT, RACIAL FORMATION IN THE UNITED STATES (3d ed. 2015). Read Pages 105-112, 124-130.
3. Laura E. Gómez, Understanding Law and Race as Mutually Constitutive: An Invitation to Explore an Emerging Field, 6 ANNUAL REVIEW OF LAW AND SOCIAL SCIENCE 487 (2010). Read Pages 487-499.
4. Catalina M. de Onís, What's in an "x"? An Exchange about the Politics of Latinx, 1 CHIRICÚ JOURNAL: LATINA/O LITERATURES, ARTS, AND CULTURES 78 (2017).

Come prepared to discuss the following questions:

1. What are the different conceptions of race, and what are their strengths and weaknesses?
2. What are the ways in which the law functions to construct races?
3. What should the name of this course be?

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. Gieseke

For the first class, please read: Neumann textbook, Chapter 25 (Motion Memoranda), pages 265-268.

Legal Writing 2 – Prof. Mulligan

The course uses the two required texts from Legal Writing 1, along with one additional textbook: Mary Beth Beazley, A Practical Guide to Appellate Advocacy (5th ed. Aspen Publishers 2019) (note: the 4th ed. is not substantially different and can substitute). For the first assignment, please read chapter 3 of the Beazley textbook.

Legal Writing 2 – Prof. Nagel

The fact pattern for the semester will be uploaded onto Blackboard on January 14. Read the document and make initial plans for research.

(continued next page)

First Class – January 18

Assignment: Please read Neumann, chapter 27. Also, be prepared to discuss potential plans to research trial memorandum issues. Semester problem released.

Topics: Introduction to Persuasive Writing

Overview of course

Second Class – January 20

Assignment: Read documents for Trial Memorandum Assignment

Work on researching schedule

Topics: The impact of procedure on the substance

Researching groups

Work on Statement of Fact section as well as Argument heading and sub-headings.

Legal Writing 3 – Prof. Young

For the first class:

- Read Krieger, chapters 2-4 (Becoming a Professional; Lawyering for and with the Client; Lawyering as Problem Solving)
- Read Sample Engagement Letters and Engagement Letter Checklist (can be found in Blackboard).

Legal Writing 4: Labor & Employment (evening section, 432-53) – Prof. Marzullo

For the first class, please read *xU.S. ex Rel. Garst v. Lockheed-Martin Corp.*

Legal Writing Seminar for IIP LLM Students– Prof. Lee

Read Part II (the proposal) of the model student papers of Florian Poetzlberger, pp. 13-26, and Part II of Eliana Torres's paper, pp. 18-25 on Blackboard.

DUE on Blackboard at 9 am on Thursday Jan. 20 (1st class): Create a Word document with your name on it. Summarize in 1 sentence each for Florian's proposal for solving the problem he discusses in his paper and for Eliana's proposal for solving the problem she discusses in her approach. What do each propose? Your Word document should have 2 sentences maximum.

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 – Profs. Geiringer & Jonas

For the first class, please read Corn, Gurule, Jensen and Margulies, *National Security Law: Principles and Policy* (Second Edition, 2019),x pages 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*; and (2) Burstein, Rajec & Sawicki,

Patent Law. Hard copies of these books are not required, but if you prefer a hard copy, the syllabus has information on where to purchase hard copies at low cost (approximately \$30/book). 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 11, 2022.

For Class 1, Tuesday, January 18: The Nature and Purpose of Patent Rights and the Patent System

- Read: (1) *Masur & Ouellette* p. 10-21 [stop before “C. Locating Patent...” on p. 21] and p. 31-39; (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 20: The Patent Document and Patent Claims

- Read: (1) *Masur & Ouellette* p. 21-29 [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)

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 14-43 in the Fullmer casebook and think about what presumption of correctness, if any, should attach to Patent Office determinations.

Personal Income Tax – Prof. Goldsher

For the first class, please read pp. 1-26 of *Federal Income Tax* and also the documents at the following links: <https://www.irs.gov/irs-history-timeline> and <https://itep.org/who-pays-taxes-in-america-in-2019/>

Professional Responsibility (day and evening sections) – Prof. Solow

For the first class, please read Chapter 1 and Problem 2 in the text.

Professional Responsibility: Business Ethics – Prof. Robbins

Welcome to Professional Responsibility: Business Ethics! This course will provide a practical, interactive look at professional responsibility with a 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 an advance reading assignment for our first class on Thursday, January 20 at 4pm. You will find it, along with other valuable information for the course, on Blackboard. Please make sure you have access to the course Blackboard site (which I expect to have ready no later than early in the second week of January). Once there, please review the course syllabus. Then, under "Course Materials and

Assignments", please read all the material listed under "Class #1 (January 20) – Introduction and The Rules." I am looking forward to meeting you soon! Enjoy the rest of your break!

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. 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 is available on the Blackboard course website in the "Readings" folder.

Property (section B) – Prof. Baker

Welcome to Property. Your casebook for this class is SINGER ET AL, PROPERTY LAW: RULES POLICIES AND PRACTICES, 7th ed. (An 8th edition is available, but we are not using it.) (If you find the 6th edition for less money, you'll be mostly fine.) 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. 136-139 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. 254-260.

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. 146-150 and Note 2 on p 511.

Property (section C) – Prof. Baker

Welcome to Property. Your casebook for this class is SINGER ET AL, PROPERTY LAW: RULES POLICIES AND PRACTICES, 7th ed. (An 8th edition is available, but we are not using it.) (If you find the 6th edition for less money, you'll be mostly fine.) Most of the assignments are in the casebook, but some are separate documents on Blackboard. All page references are to the casebook.

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Public Interest Law & Policy – Prof. Shapiro

Welcome to Public Interest Law and Policy. The first day assignment can be found on the course Blackboard site.

Public Sector Employees – Prof. H. Kim

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

Remedies (evening section) – Prof. Keller

Welcome to Remedies! We'll be using the casebook Remedies: Cases and Problems, 7th edition, by Tabb, Janutis & Main. For our first class, please read the general overview on pages 3-11 (through the end of section C), the historical overview in note 1 on pages 31-32, and the cases and surrounding material on pages 33-49 (beginning with the section B intro). Make some notes about what you think about the waste lagoon problem on pages 9-10, and we'll discuss it in small groups. See you soon!

Sports and the Law – Prof. Greengross

For the first class, please read Commissioner Authority – p. 54-63 – Gambling.

Trademarks and Unfair Competition – Prof. Rimovsky (Hoggatt)

The casebook is Graeme B. Dinwoodie and Mark D. Janis, Trademarks and Unfair Competition: Law and Policy (5th ed. Aspen 2018) (“CB”) and its Spring 2021 Update (“Update”). The casebook is available in hardback, but the publisher also produces a loose-leaf format that is much cheaper (\$94) and no different in content. The casebook is available in the bookstore (in both formats).

For the first class, please read pages 3-41 of the casebook; this is intended to raise themes and issues to which we will return periodically throughout the course. For the second class, please read pages 45-66 of the casebook.x