

Exam #: _____
Part I Retain Exam and Answer by College X
Part II Return Exam and Answer to Student X

University of California
Hastings College of the Law

Fall 2017
FINAL EXAMINATION: CIVIL PROCEDURE
(Course #10513)

PROFESSOR STEFANO MOSCATO

Exam Date: November 30, 2017

TIME: 3 HOURS

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MATERIALS ALLOWED IN THE EXAM ROOM

Internet research is **NEVER** allowed during an in-class exam per UC Hastings exam regulations.

This is a **CLOSED BOOK** exam, **NO** outside materials are allowed in the exam room.

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This Exam consists of **TWO PARTS**:

Part I (Multiple Choice): **Retain** by college

Part II (Essays): After the exam has been graded, the exam essay questions and answers can be **returned** to the students

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GENERAL EXAM INSTRUCTIONS FOR STUDENTS

If you are using bluebooks, please write on **one side only** of each page and **double-space** your responses. Please write legibly. If your response cannot be deciphered, it cannot be given full credit. Number your bluebooks.

If you are using Exemplify on a computer, your exam will be formatted automatically to double-space.

If the exam calls for a scantron, use score sheet side & #2 pencil. For ID# use your 4-digit EXAM#, flush left, no 0s.

Test form: A. Exam#: 1. For Name: print your professor's name. Subject: course name. Leave date blank. Erase incorrect answers completely.

ALL exam materials including scratch paper must be turned in to the proctor at the end of the exam.

Instructions on Next Page

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INSTRUCTIONS

This is a **CLOSED BOOK** examination. However, I have provided for you in these examination materials the text of the relevant provisions of the Federal Rules of Civil Procedure, United States Code and United States Constitution that we have covered over the course of the semester. **These provisions begin at page 31 of this exam.**

The exam consists of **TWO PARTS**:

PART I of the exam consists of **twenty-four (24) Multiple Choice questions**. Each multiple choice question is equally weighted. Select only one answer to each question. Pick the “best” answer from among the four options. Please enter your answer on the **scantron sheet**; answers written on the exam itself will not be counted. For each multiple choice question, assume you are in federal court unless the question states otherwise.

PART II of the exam consists of a single continuous fact pattern, interspersed with a **series of procedural motions** related to that fact pattern. You will be asked to discuss how the court should rule on each motion. Cite authority where appropriate. You need not use technical Blue Book citation format; simply cite the name of the case, statute or rule, as appropriate. **You must limit yourself to the authorities and materials covered in class.**

The sections will be weighted in grading according to the following recommended time allocations:

Part I: 60 minutes (24 multiple choice questions, 2 ½ minutes per question)

Part II: 120 minutes (three essays answers)

For each of your essay answers, please be sure to allocate time as appropriate to organize your thoughts before you start writing. **Please keep careful track of your time!**