

UPPER DIVISION -- FIRST CLASS ASSIGNMENT -- SPRING 2011



PROFESSOR

COURSE NAME

CURRENT DATE

ASSIGNMENT DATE

**BAUDLER
KORNEGAY****VENTURE CAPITAL & START-UP****January 6, 2011****January 11, 2011**

Please see Prof.'s Baudler class website for 1st Class Memo and Syllabus at:

<http://uchastings.edu/faculty-administration/faculty/adjuncts/class-websites/audler/index.html>**BELDIMAN INT'L COMP INTELLECTUAL PROP****January 10, 2011****January 11, 2011**Case Book: "International Intellectual Property in an Integrated World Economy" by Abbott, Cotter, Gurry, Wolters & Kluwer Law and Business, 2007 [Abbott]Assignment:

1. Reading for classes 1 and 2 (January 11 and 19th): Abbott pp 12-25; 40-58; 91-129

2. Access to TRIPS (Agreement on Trade-Related Aspects of Intellectual Property Rights) Arts. 3, 4, 9-39 for class discussion throughout the semester. http://www.wto.org/english/tratop_e/trips_e/t_agm0_e.htm**BHAGWAT****REGULATED INDUSTRIES****December 17, 2010****January 10, 2011**

Harrison, Morgan & Verkiul, Regulation and Deregulation, pp. 1-19.

BIRNBERG**MARITIME LAW****January 3, 2011****January 13, 2011**Please purchase the maritime photocopy book and read pages 1-52. If you haven't purchased the book, then you can email my office or come by and pick up a copy. recept@birnberg.com and mine is birnberg@birnberg.com. The office information is:Cory A. Birnberg
Birnberg & Associates
1083 Mission St., 3rd Floor
San Francisco, CA 94103-2812
Voice: (415) 398-1040
Fax: (415) 398-2001
E-mail: birnberg@birnberg.com

BLOCH **CRIMINAL PRACTICE CLINIC** **December 15, 2010** **January 10, 2011**

Please read the Syllabus that was distributed at the Orientation for the Clinic in November 2010.

For 9:45 a.m. on January 10th, please read: Chapter 2 (Sections 2.1 - 2.45) of California Criminal Law Procedure & Practice (CEB 2010)

For 1:00 p.m. on January 10th, please read: Sections 7.1-7.13; 9.7-9.8; 49.1; 55.1-55.11 of the same book

See you in the Moot Courtroom at 9:45 a.m. on the 10th.

BURNS **TRADEMARK PROSECUTION** **December 16, 2010** **January 13, 2011**

Reading assignments can be found on the TWEN site for the Trademark Prosecution Course. If students do not have immediate access to TWEN, they should pull the materials from Westlaw.

The readings for the first day of class (1/13/11) are as follows:
In re Application of E.I. DuPont DeNemours & Co., 476 F. 2d 1357
Lanham Act, 15 USC 1052(d)

Students should come prepared to discuss, the *DuPont* case, as well as be prepared with suggestions of what types of evidence might support a finding of likelihood of confusion per the *DuPont* factors.

CARRILLO **COMMUNITY PROPERTY** **January 7, 2011** **January 10, 2011**

Welcome! I've just posted the 2011 Syllabus on TWEN as of today, 1/7/2011. Your first assignment is to please register for this class on TWEN and read the Syllabus before class. Enjoy the weekend! Professor Carrillo

COHEN, COLE **ANTITRUST** **December 16, 2010** **January 10, 2011**
MARTIN

1/10/11 Chapter 1, pages 20-32, Chapter 3, pages 53-59 - Historical Perspective on the Need for Antitrust Laws; Early Interpretations; Enforcement (Cohen, Cole, Martin)

1/12/11 Chapter 5 - Tying (480-485), *Times-Picayune* (485-488), *Northern Pacific Railway*, (488-491), *Jefferson Parish Hospital* (494-509) (Martin).

DELVENTHAL **CALIFORNIA LOCAL GOVT LAW** **January 5, 2011** **January 10, 2011**

Reading list for the first class:

San Francisco Charter sections 1.101, Charter section 6.102

Birkenfeld v. City of Berkeley 17 Cal.3d. 129, 140-142 (1976)

West Coast Advertising v. City and County of San Francisco 14 Cal.2d 516 (1939)

Johnson v. Bradley 4 Cal.4th 389, 394-397 (1992)

County of Riverside v. Superior Court 30 Cal.4th 278 (2003) .

In re Lane 58 Cal.2d. 99 (1962)

Ward v. Superior Court 70 Cal.App. 3d 23 (1977)

Civil Service Commission v. Superior Court 163 Cal.App.70 (1984)

DEMCHAK

**LITIGATING EMPLOYMENT
CLASS ACTIONS**

December 21, 2010

January 11, 2011

Please read Federal Rule of Civil Procedure 23, *Dukes v. Wal-Mart*, 603 F.3d 571 (9th Cir. 2010) (en banc) and the Supreme Court's order granting certiorari, 2010 WL 3358931 (Dec. 6, 2010).

DIAMOND

MEDIA LAW SEMINAR

January 3, 2011

January 13, 2011

The required casebook is Kohler & Levine, *Media and the Law*(LexisNexis 2009).

DODGE

INT'L BUSINESS TRANSACTIONS

December 22, 2010

January 10, 2011

Assignment: Vagts, Koh & Dodge, *Transnational Business Problems* pp. 2-19

Questions: As a member of the California bar, to what extent could you do each of the following: (1) advise a client whether a contract's choice-of-law clause is enforceable in U.S. courts; (2) advise a client whether a distributorship agreement's territorial restrictions violate Article 101 of the Treaty on the Functioning of the European Union; (3) advise a client whose investment in another country has been expropriated on the customary international law rules concerning expropriation? What concerns does the AM & S case raise about the confidentiality of any such advice?

DUEKER

ELDER LAW

January 6, 2011

January 11, 2011

For our first meeting on Tuesday, Jan. 11, please get the text book, Frolik and Barnes, *Elder Law: Cases and Materials* (Fourth Edition). Review Chapter 1, *An Aging Population*. Come to class prepared to discuss the issues and questions raised in the chapter.

I look forward to meeting you!

EISENBERG

CALIF. APPELLATE PROCESS

December 15, 2010

January 11, 2011

FELDMAN

IP CONCENTRATION CAPSTONE

January 3, 2010

January 14, 2011

For the first class, please read and be prepared to discuss the Week 1 materials.

FIELD

**FED. INCOME TAXATION
OF CORP. & PARTNERSHIPS**

December 15, 2010

January 10, 2011

The text for the course is Lind, Schwartz, Lathrope & Rosenberg, *Fundamentals of Business Enterprise Taxation* (4th ed., 2008) [hereinafter, the "Casebook"]. The assignment for the first class (Monday, 1/10/11) is as follows:

- Introduction - Please read pages 2-10, 24-37, 396-401, and skim pages 401-413 of the Casebook. Please do the problem on pages 31-32 of the Casebook.
- Tax Classification of Business Enterprises - Please read pages 10-20 of the Casebook, skim pages 20-21 and 22-24 of the Casebook, and please read the Code sections and Treasury Regulation sections listed on pages 10, 12 and 15 of the Casebook. Please do problem #1 on page 21 of the Casebook.
- Partnerships: Contributions of Property - Please read pages 40-42 of the Casebook, and please read Code §§ 721 and 722. On page 46, please do problem 1(a) *for Partner A ONLY*.

Also, please sign up for the course's TWEN website at:

<http://lawschool.westlaw.com/manage/homepage.aspx?courseid=104626> . I'm looking forward to a great semester! HMF

FRIES

NEGOTIATION & SETTLEMENT

December 21, 2010

January 13, 2011 - 3:30PM

INFORMATION:

You will negotiate a lease for an apartment in class with another student. You will either be the prospective tenant (a law student) or the landlord (a young, married musician/computer tech, with a 2 ½-year-old baby girl, who owns -- with his parents -- a pair of flats in San Francisco, who is living in one flat and renting out the other flat). Roles will be assigned by Prof. Fries in class. Prepare for both roles (you won't know which you'll do). Think about what would matter (or has mattered) to you as the landlord and as the prospective tenant. At least the following terms need to be negotiated:

Term
Rent/compensation
Utilities
Uses/limitations
House rules (if any)
Subleasing

Prepare a negotiation plan for each role (see Shell's Appendix. B as an example).

GRATZ

CYBERLAW SEMINAR

December 20, 2010

January 12, 2011

The assignment for the first class in my Cyberlaw seminar is as follows:

- Frameworks for Thinking about Cyberlaw
 - John Perry Barlow, *A Declaration of the Independence of Cyberspace*, at: <http://homes.eff.org/~barlow/Declaration-Final.html>
 - Lawrence Lessig, *The Law of the Horse: What Cyberlaw Might Teach*, 113 HARV. L. REV. 501 (1999), available at: <http://lessig.org/content/articles/works/finalhls.pdf>. Read the first ten pages; the rest is optional.
 - Internet Technology
 - HowStuffWorks.com, *Internet Infrastructure*, at: <http://computer.howstuffworks.com/internet-infrastructure.htm>.
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GRAVES

IP UNDER STATE LAW

December 15, 2010

January 10, 2011

Please print the Week One handout and read the assigned cases and the questions on the handout on Prof. Graves' class website at:

<http://uchastings.edu/faculty-administration/faculty/adjuncts/class-websites/graves/index.html>

GRAY

AMERICAN WEST SEMINAR

January 3, 2011

January 12, 2011

Please read the introduction to the seminar, which is available on the Syllabus page of the class web pages:

http://web.me.com/graybe/American_West_2011/American_West.html

You also may link to the American West Seminar web pages from my faculty web page on the UC Hastings site.

GROSSMAN

DISABILITY LAW

January 3, 2011

January 12, 2011

For 1st class assignment, please see Prof. Grossman's class website at:

<http://uchastings.edu/faculty-administration/faculty/adjuncts/class-websites/grossman/index.html>

HAND

**CHINA & THE INTL LEGAL
ORDER**

January 4, 2011

January 12, 2011

Revised date

The reading assignment and materials for our first class, January 12, is available on the TWEN page for the course. Students who register for the course after January 2 should contact Professor Hand by E-mail for the TWEN registration information and course password.

Professor Candace Heisler
 (650) 588-3148
cjheisler@aol.com

Textbooks:

Weekly Reading Assignments: Thomas Mauet, **Trial Techniques**, 7th Edition.

Weekly Class Assignments: Thomas Mauet and Warren Wolfson, **Materials in Trial Advocacy**, 6th Edition.

Assignments

Week	Topic	Class Assignment	Reading Assignment
1. (Jan. 14)	Introduction to course, class structure and requirements, grading, What is Evidence, Direct examination	Prepare a 3-4 minute direct exam and cross examination to conduct in class 3.11 Charlotte Johnson (Materials in Trial Advocacy)	Mauet, chapter 1, chapter 10.6.10 (leading)

Notes from the Syllabus:

Reading Assignments. The syllabus lists assigned reading for each week. Students are expected to attend and be prepared for all scheduled classes. Background readings review fundamental legal issues relevant to the topic. In preparing for class, students less familiar with an area of law should consider background readings as important as the assigned readings.

Recommended readings are designed to challenge and deepen your understanding of the topic. Recommended readings may include supplemental facts and history for a case or statute, cultural or historical context, alternative points of view, or other related cases. Time permitting, lectures will touch on the cases, opinions and questions raised in the recommended readings.

Casebook. Sexuality, Gender & the Law, 2d Ed. (“SG&L”) and the most recent Supplement (“SG&L Supp.”).

FIRST ASSIGNMENTS

Readings for Weeks 1 & 2

January 13, 2011

Week 1: Bowers v. Hardwick

Assignment

SG&L 219-222 (Boutilier v. Immigration & Naturalization Svs., 387 US 118 (1967)); and

SG&L 52-60 (Bowers v. Hardwick, 478 US 186 (1986)).

Recommended

SG&L 217-219 (Introduction to Sexual Orientation Discrimination and Early Challenges to State Discrimination Based on Sexual Orientation);

SG&L 222-227 (Notes on Gay Peoples' Uphill Struggle for Equal Citizenship 1961-1986); and

SG&L 44-51, 61-78 (Bowers Notes, Academic Reflections, and Introduction to Lawrence).

Background **

SG&L xlix 1-14 (Preface on Constitutional Rights);

SG&L 165-174 (Introduction to Equality Challenges to State Sex & Sexuality Discriminations); and

SG&L 3-43 (Foundations of the Right to Sexual Privacy).

**Students who have not studied Constitutional Law and 14th Amendment Law should read the Preface (SG&L xlix 1 - xlix 14) prior to the first class and review the remaining background materials over the first three weeks of class.

January 20, 2011

Week 2: Equal Protection, Romer v. Evans

Assignment

SG&L 230-238 (Watkins v. US Army, 847 F. 2d 1329, vacated en banc 875 F. 2d 699 (9th Cir. 1989));

SG&L 259-271 (Romer v. Evans, 517 US 620 (1996)), review SG&L 1523-1531 (Appendix 3, Ballot Pamphlet Supporting Amendment 2); and

SG&L 283-293, 316-319 (Baker v. Vermont, 744 A.2d 864 (Vt. 1999)).

Recommended

SG&L 238-243 (Life After Hardwick and Watkins Notes);

SG&L 249-252 (People v. Garcia, 92 Cal. Rptr. 2d 339 (Ca App. 4th 2000));

SG&L 271-274 (Romer Notes);

SG&L 294-297 (Notes on the Vermont Same-Sex Marriage case and Sliding Scales of Equal Protection Scrutiny).

Background

SG&L 165-174 (Introduction to Equality Challenges to State Sex & Sexuality Discriminations) **Note that this background reading was first referenced in Week 1.

HUTTON

BUSINESS PLANNING SEMINAR

January 3, 2011

January 12, 2011

This course addresses a series of problems, the first of which, on the establishment of a services business, will be provided at our first session, on Wednesday, January 12th. In each problem you will be assigned a role, usually as counsel to someone having a stake in the business, on whose behalf you will attempt to negotiate a favorable arrangement or solution. There is no textbook or casebook, though you will find that substantial research will be required, with frequent reference to the Internal Revenue Code and secondary tax authorities. No preparation in advance of the first session is expected.

HUTTON	NONPROFIT ORGANIZATIONS	January 3, 2011	January 10, 2011
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Please obtain copies of the Fishman-Schwarz casebook, Nonprofit Organizations (Foundation Press, 4th edition, 2010) and the companion volume, Nonprofit Organizations: Statutes, Regulations and Forms (Foundation Press, 2010).

For our first session on January 10, read Chapter 1 of the casebook and peruse Internal Revenue Code section 501, with particular attention to subsection (c). Be prepared to discuss the problem at page 45.

A partial syllabus will be provided on January 10.

JOHNSON	BANKRUPTCY/CREDITORS REMEDIES	January 7, 2011	January 10, 2011
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Read text from 1-28.

KEANE	CRIMINAL PROCEDURE	December 20, 2010	January 11, 2011
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Please see Syllabus on Prof. Keane's class website for reading assignment at:

<https://electra.uchastings.edu:8443/entity/open.act?id=7b4bccd00ac801b90041541e180c59b2&type=page&#highlight>

KEITNER	ADV INT'L LAW RESEARCH SEMINAR	December 20, 2010	January 11, 2011
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Professor Keitner has emailed a copy of the syllabus and weekly assignments to students enrolled as of 12/20. If you have not received a copy, please email keitnerc@uchastings.edu to request one. The syllabus contains the assignment for the first class meeting.

KEITNER	EVIDENCE	December 20, 2010	January 10, 2011
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Professor Keitner has emailed a copy of the syllabus and weekly assignments to students enrolled as of 12/20. If you have not received a copy, please email keitnerc@uchastings.edu to request one. The syllabus contains the assignment for the first class meeting.

You should also log on to www.lawschool.westlaw.com, click on "TWEN," and register for access to the class TWEN page (Keitner Evidence Spring 2011).

KNAPP	CONTRACTS II	January 7, 2011	January 12, 2011
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First week's assignments for Contracts II: The course reading materials are available in the Law Bookstore. For the first class on Wednesday 1/12 please read p. iii and pp. 1-28 in those materials.

KRAMER	CALIF CIVIL PROCEDURE	January 6, 2011	January 11, 2011
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Week One - Tuesday January 11, 2011 and Thursday January 13, January, 2011

What we will cover:

1. General introduction to California Civil Procedure
2. General comparison of California Civil Procedure with federal civil procedure
3. Organization of California court system
4. Sources of California Civil Procedure
5. Choosing between federal and state court when you have a choice
6. Subject matter jurisdiction of California state courts
7. Jurisdiction over persons in California state courts

What you should read:

Casebook: Chapter 1 [pages 1-31} and Chapter 2 [pages 37-59 (stop at service of process)]

Supplement: Pages 285-294 [C.C.P. §§ 32.5, 77, 85, 86, 88, 90, 91-95, 116.210,116.220, 116.221 and 128 ONLY]
Page 575 [Rule 3.20, California Rules of Court ONLY]

LEFSTIN

INTELLECTUAL PROPERTY

January 3, 2011

January 10, 2011

Please read the first section of Chapter One (“The Nature of United States Intellectual Property Law”).

LEVINE

CIVIL PROCEDURE II

December 17, 2010

January 10, 2011

For Monday, Jan 10: Marcus et al, Civil Procedure: A Modern Approach (5th ed 2009), pages 680-691 (Pennoyer v. Neff).

LEVINE

REMEDIES

December 17, 2010

January 10, 2011

For Monday, Jan. 10: Levine et al, Remedies: Public and Private (5th ed. 2009), pages 1-10.

LOZANO

MOOT COURT

December 17, 2010

January 13, 2011

Prior to our first class meeting, please read the opinion in Howell v. Hamilton Meats (2009) 179 Cal.App.4th 686 and prepare a written brief of the case. Bring two hard copies of your written brief to our first class, and be prepared to discuss the case.

NOTE: You are not allowed to read the parties’ or amicus’ briefs in the case.

MALONE

PROF. RESPONSIBILITY § 52921

December 21, 2010

January 11, 2011

Please read Chapter One, the Legal Profession, pp.1-26 and pp. 28-30 in the coursebook, Morgan and Rotunda, Problems and Materials of Professional Responsibility (10th Edition).

It is important that you also read the Preamble and Scope of the Model Rules, in the Selected Standards Supplement,

pp. 3-10.

We will address Chapter II and specifically Problem One concerning Character and Fitness in Admission to the Bar, pp. 32-46 in the second class hour.

MAMMEN

E-DISCOVERY

January 3, 2011

January 13, 2011

The text is Scheindlin et al., *Electronic Discovery and Digital Evidence* (West 2009 and 2010 Supplement). For the first class, please read assignments 1 and 2 (below). The casebook is new, and my impression is that the cases are not as heavily edited as in some other casebooks. Accordingly, the assignments will tend to be in the range of 15-25 pages per hour of class.

Also, please make sure you have a clicker (available in the bookstore) and bring it to the first class.

No.	Subject	Reading (Main Text)	2010 Supplement
1	Background	39-66 (skim)	2-8
2	Preservation: Records Retention Policies (Arthur Andersen, Rambus, Zubulake V)	67-92	9

MARING

ESTATE PLANNING

January 4, 2011

January 11, 2011

Please see Prof. Maring's 1st class assignment on his class website at:

<http://uchastings.edu/faculty-administration/faculty/adjuncts/class-websites/maring/index.html>

MART

**ADV LEGAL RESEARCH &
ANALYSIS**

December 20, 2010

January 13, 2011

Come prepared to discuss the following readings:

Assigned Reading:

Mark Herrmann, *This is What I'm Thinking: A Dialogue Between Partner & Associate...* From the Partner, 25 No. 1 Litigation 8 (1998). [Westlaw Lexis](#)

From the Associate, 25 No. 1 Litigation 9 (1998). [Westlaw Lexis](#)

Clark D. Cunningham, *What Clients Want From Their Lawyers*, 2009, Georgia State University College of Law, Legal Studies Research, <http://law.gsu.edu/Communication/WhatClientsWant.pdf>

These three articles are in the class reader. I had 10 class readers printed for those who prefer to have all the readings at once. The readings are also all accessible on the class web page at:

<http://library.uchastings.edu/library/student-resources/advanced-legal-research-class/>

MASSEY

CONSTITUTIONAL LAW II

December 9, 2010

January 10, 2011

Read pages 443-470 in Massey, *American Constitutional Law: Powers and Liberties* (Aspen, 3d ed., 2009) and pages 29-30 (up to part 3) in the 2010 Supplement to the casebook.

The course syllabus is available on the Class Website portion of my Hastings bio page:
<http://www.uchastings.edu/faculty-administration/faculty/massey/class-website/index.html>

MORSE

FEDERAL INCOME TAX

January 5, 2011

January 11, 2011

Welcome to Federal Income Tax! I look forward to seeing you at our first class on Tuesday January 11, at 9:40 AM in room 200/640. Please join the class TWEN site, where the syllabus is posted.

Here's the first class assignment:

Read: Schmalbeck & Zelenak (2d ed 2007) (SZ) 2-24; Code §§ 61, 62, 63, 162, 1001 Do Problems At: SZ p. 3

MORSE

TAX/FOREIGN TRANS & INVEST

January 4, 2011

January 11, 2011

Welcome to what I usually call International Tax!

Week 1 Reading: Christians, Donaldson, Postelwaite Unit 1; §§ 7701(a)(4), (5), (30); § 7701(b); 877(a)(1) & (2), (b)(1), (d)(1)(A) & (B); skim §§ 1, 11, 871, 877A, 881; Avi-Yonah, *The Structure of International Taxation: A Proposal for Simplification*, 74 TEX. L. REV. 1301-16 (1996). Please join the course TWEN page! Note that both the unit from the textbook (which is not yet available) and the Avi-Yonah article are available on TWEN. There are also problems assigned for Week 1, including the problems in the course book and a few other problems listed on the syllabus, which is also available on TWEN. See you Tuesday. SM

MUSALO

REFUGEE LAW & POLICY

January 6, 2011

January 11, 2011

The text for this course is *Refugee Law & Policy*, 4th edition. It may not yet be in the bookstore, so I have posted a PDF of the first two chapters to the *Supplemental Readings* page of the TWEN site. Please register on TWEN; the password is *refugees*.

The first class assignment is as follows:

Reading (all on TWEN site; Supplemental Readings page):

Casebook: pages 3-11, 19-20 (section D.1)

3 additional readings (also posted on TWEN); these are all short pieces:

- The St. Louis
- U.S. Refugee Policy World War II
- The American Embassy

In addition, please:

1. Write a paragraph, or a few paragraphs that introduces yourself to me. In your introduction, you might indicate why you are interested in this course, and what you are most interested in, or curious about regarding this subject. You can also mention any relevant course, work or life background. **Please write your name at the top of this assignment, bring a hard copy, and be ready to submit it to me in class.**

2. Find a current news article about a refugee-related issue which you find interesting, intriguing or puzzling. **Print out a hard copy, write your name at the top of this article, and be ready to submit it to me in class.** Also, please be ready to describe what your article is about, and why you selected it.

NELKEN	NEGOTIATION & MEDIATION	January 3, 2011	January 11, 2011
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Tuesday, 1/11: Nelken, pp. 1-4; 27-31; 389-396; 425-433
Wednesday, 1/12: Nelken, pp. 33-48; 53-58; 396-402

NELKEN	PSYCH & LAW	January 3, 2011	January 13, 2011
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ONE of the following: Jamison, An Unquiet Mind; Saks, The Center Cannot Hold; Styron, Darkness Visible AND Slobogin, Rai & Reisner, pp. 3-17; 22-48

OBASOGIE	CRITICAL RACE THEORY SEMINAR	December 23, 2010	January 11, 2011
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The seminar has two required books:

Critical Race Theory: The Key Writings That Formed the Movement, (Crenshaw, Gotanda, Peller, and Thoms eds.) The New Press, 1995.

Critical Race Theory: The Cutting Edge, (Delgado and Stefancic, eds.) 2nd edition. Temple University Press, 2000.

For the first class, please read:

1. Introduction, pgs. xiii - xxxii in Critical Race Theory: The Key Writings that Formed the Movement (Crenshaw et. al.)
2. Introduction, pgs. xv - xix, in Critical Race Theory: The Cutting Edge (Delgado and Stefancic).

OCHS-TILLOTSON	PRE-TRIAL PRACTICE	December 14, 2010	January 11, 2011
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Please see syllabus and assignment schedule on Prof. Ochs-Tillotson's class website at:

<http://www.uchastings.edu/faculty-administration/faculty/adjuncts/class-websites/ochs-tillotson/Syllabus-AssignmentSchedule.pdf>

PARK **EVIDENCE** **January 10, 2011** **January 11, 2011**

Casebook: Jon R. Waltz, Roger C. Park and Richard D. Friedman, EVIDENCE - CASES AND MATERIALS (11th Ed. 2009).

INITIAL ASSIGNMENTS

First day of class:

Casebook, pp. 72-80 [except for "The Judgment of Solomon"]; Federal Rules of Evidence (FRE) 401-03 in Appendix A and related notes/history in Appendix B; California Evidence Code (CEC) §§ 210, 352.

Second day of class:

Casebook, pp. 81-94 and Questions 1 and 2 on p. 94.

PAUL **INTERNATIONAL TRADE LAW** **December 22, 2010** **January 10, 2011**

There is a set of reading materials and a documents supplement available for purchase in the bookstore, which should be available by Tuesday, January 4th. For the first class please read pages 2-14.

PEARL **PUBLIC INTEREST LAW SEMINAR** **January 4, 2011** **January 12, 2011**

Please see Prof. Pearl's 1st class assignment on his class website at:

<http://uchastings.edu/faculty-administration/faculty/adjuncts/class-websites/pearl/index.html>

PLERHOPLES **CONTRACT WRITING & ANALYSIS** **January 6, 2011** **January 12, 2011**

1/12/10 Reading Assignment: The text for the course is Tina L. Stark, Drafting Contracts: How and Why Lawyers Do What They Do (Aspen Publishers). Please read the first five chapters as follows:

- Chapter 1 - A Few Words.
 - Chapter 2 - The Building Blocks of Contracts.
 - Chapter 3 - Translating the Business Deal - Part 1.
 - Chapter 4 - Translating the Business Deal - Part 2.
 - Chapter 5 - A Contract's Parts.
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RAO **CONSTITUTION OF THE FAMILY** **January 7, 2011** **January 12, 2011**

Welcome to the Constitution of the Family Seminar! For our first class next Wednesday January 12th, please read the first reading assignment, which will be posted on my class website. If you search for Rao on the Hastings website, you'll find my website, and underneath my photo, there will be a link to the class website. The first reading assignment includes excerpts from *Griswold v. Connecticut*, *Eisenstadt v. Baird*, and *Roe v. Wade*, as well as articles by Judge John Noonan, philosopher Judith Jarvis Thomson, and legal scholar Catherine MacKinnon. I look forward to seeing you soon!

RAO **CONSTITUTIONAL LAW II** **January 7, 2011** **January 11, 2011**

Welcome back to the Spring Semester! For our first class next Tuesday January 11th, please read pp. 831-843 and pp. 843-855 on Privacy and Abortion from our textbook, which is Stone, Seidman, Sunstein, Tushnet and Karlan on Constitutional Law (6th edition Aspen 2009). You should also skim the background materials on the Privileges and Immunities Clause, Incorporation, and especially the Rise and Fall of *Lochner v. New York* at pp. 711-728, 729-735, and 735-761 which (hopefully) you studied in Constitutional Law I, because I plan to briefly review this material before we begin our actual discussion of the Right to Privacy set forth in *Griswold v. Connecticut*.

REISCH **REPRESENTING SPANISH-
SPEAKING WORKERS** **December 23, 2010** **January 13, 2011**

Please see Prof. Reisch's class website for 1st class assignment and 1st class reading at:

<http://uchastings.edu/faculty-administration/faculty/adjuncts/class-websites/reisch/index.html>

JUDGE
ROBERTSON **CLASS ACTIONS SEMINAR** **December 15, 2010** **January 10, 2011**

The text for the class is: Class Actions and Other Multi-Party Litigation (2d ed.)
Robert Klonoff, Edward K.M. Bilich & Suzette M. Malveaux
American Case Book Series, West Group, 2006

Also recommended: Klonoff, Class Actions and Other Multi-Party Litigation
Nut Shell Series, West, 2004

First assignment is pp 1-45 (Introduction; history).

See you on January 10, 2011 at 4:40 p.m.

ROMANO **COMMUNITY PROPERTY** **January 4, 2011** **January 14, 2011**

Information: "Read Sections 1.0 and 2.0 in the Syllabus. Be sure to pick up the Supplemental Reader from the Bookstore which should be available by Monday, January 10th." You can find the syllabus on Prof. Romano's class website at:

RUSSELL

CIVIL PROCEDURE II

January 10, 2011

January 11, 2011

Happy New Year! On the first day of our course, January 11, 2011, two important civil procedure (personal jurisdiction) cases will be argued before the U.S. Supreme Court. How auspicious, because we will begin with materials on personal jurisdiction. A full syllabus will be posted on the class website shortly. Here are the assignments for the first week of class.

Tuesday, 1/11/11: Marcus, Redish, Sherman casebook pp. 680-691: The Enigmatic Pennoyer v. Neff

Wednesday, 1/12/11: Casebook pp. 691-700

Thursday, 1/13/11: Casebook pp. 700-713

I look forward to meeting you.

RUSSELL

CONSTITUTIONAL LAW II

January 7, 2011

January 11, 2011

Happy New Year! Here are reading assignments for the first week of class. A syllabus will be posted on the class website shortly.

Tuesday, 1/11/11: Chemerinsky casebook pp. 717-734

Wednesday, 1/12/11: Chemerinsky casebook pp. 734-747

Thursday, 1/13/11: Read pp. 117-135 of Perry v. Schwarzenegger District Court Opinion posted on class website. (Note: This is pp. 119-137 of the PDF document: the “Equal Protection” section of the opinion.)

The first week of classes is devoted to an introduction to the course, and to coverage of the “rational basis test” of equal protection.

I look forward to meeting you.

SCHILLER

ADMINISTRATIVE LAW

January 4, 2011

January 11, 2011

Please read: Strauss, Rakoff, and Farina, Gellhorn and Byse’s Administrative Law (Revised 10th ed., 2003), pp. 7-23, 26-34.

SCHWARTZ

CRITICAL STUDIES II

January 3, 2011

January 12, 2011

No advance reading. First writing assignment will be distributed in class.

SCHWARTZ	ESTATE DRAFTING	January 3, 2011	January 13, 2011
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No advance reading. First writing assignment will be distributed in class.

SCHWARTZ	WILLS & TRUSTS	January 3, 2011	January 11, 2011
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Texts:

Case Book. Dukeminier, Jesse et al. *Wills, Trusts, and Estates*, 8th ed. (Aspen 2009).

Code Book. Weisberg, Kelly. *California Probate Code and Related Provisions 2010-2011* (Wolters Kluwer).

Course Reader.

Advance reading assignment:

Dukeminier, pages 1-38. Key cases are *Hodel* on page 3 (rights to transmit and receive property at death) and *Shapira* on page 28 (right to condition inheritance).

In Code Book: California Probate Code § 21105 (will passes all property and after-acquired property of testator) and Uniform Probate Code § 2-602 (will may pass all property and after-acquired property of testator)

SEGRE	REAL ESTATE TRANSACTIONS	January 5, 2011	January 11, 2011
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Review generally the following portions of CEB [California Education for the Bar] Real Property Sales Transactions (RPST):

RPST Chapter 1

RPST Sec. 4.6 - 4.13

RPST Appendix B (Buyer's Checklist)

These materials are available through Hastings Law Library online, as follows:

<http://library.uchastings.edu/library/ask-a-librarian/online-reference-collection.html>

SELAN	MOOT COURT	December 17, 2010	January 13, 2011
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Prior to our first class meeting, please read the opinion in *Howell v. Hamilton Meats* (2009) 179 Cal.App.4th 686 and prepare a written brief of the case. Bring two hard copies of your written brief to our first class, and be prepared to discuss the case.

NOTE: You are not allowed to read the parties' or amicus' briefs in the case.

SHANSKE	JURISPRUDENCE	January 3, 2011	January 5, 2011
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Hi everyone - below are the readings for the first week of class. You can find these readings on HeinOnline (on the library website). Please also sign up for TWEN, where you will find a draft syllabus and first reading assignment.

Thanks, and happy new year,

Darien

Hart, Positivism and the Separation of Law and Morals, 71 Harv. L. Rev. 593 (1957).

Fuller, Positivism and Fidelity to Law - A Reply to Professor Hart, 71 Harv. L. Rev. 630 (1957).

SHANSKE

STATE LOCAL TAXATION

January 3, 2011

January 10, 2011

Hi everyone. Below please find the readings for class for next week. You will see that some of the readings are on TWEN - please sign up. On TWEN you will also find a draft syllabus and first reading assignment.

Thanks ,and happy new year,

Darien

Class 1 (Monday)

I. Introduction

- a) State Public Finance, CB 1-12
- b) A Recent Reform Proposal, Skim COTCE Report (Pages 3-47, on TWEN)
- c) A Recent Analysis of California State Taxes, Skim Kirk Stark, Houdini Tax Reform (on TWEN)

Note: We will return to b) and c) at the end of the class and will feel very good about ourselves.

- d) Introduction to Legal Materials, CB 12-20

Class 2 (Wednesday)

II. Jurisdiction to Tax

- a) Quill, CB 22-42
- i) Quill now, CB 42-43, 49-51 and Amazon case on TWEN

Class 3 (Thursday)

- b) Quill and the Income Tax, CB 51-76
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SHAPELL

CALIF. CIVIL PROCEDURE

December 15, 2010

January 10, 2011

Please see first assignment on Prof. Shapell's class website at:

<http://uchastings.edu/faculty-administration/faculty/adjuncts/class-websites/shapell/index.html>

SIEGEL

SPECIAL EDUCATION SEMINAR

December 15, 2010

January 11, 2011

For our first class I want to discuss notions of "disability" and would like you to view/read the following:

1. Google "In My Language." A 10 minute video.
2. Read:
 - a. "Nominee to Disability Council is Lightning Rod...." NY Times, March 27, 2010
 - b. "Re-Framing the Future of Deaf Education...." Dirksen Bauman, pp. 1 through top paragraph, p. 8.

As you view/read give some thought to the following:

What is a disability?

What is the line between “disability” and “ability”?

What are the arguments for reducing/ending “disabilities”? Gain, loss, bio-diversity issues.

Traditional (paralysis, blindness) v. non-traditional disability (mental illness, drug use)?

I look forward to meeting you on 1-11-11. L. Siegel

SOPER NEGOTIATION & SETTLEMENT January 10, 2011 January 14, 2011

Assignments to do before class on Thursday, January 14. Both assignments will be discussed and debriefed in class.

Read: pp 9 - 32 in “Beyond Winning: Negotiating to Create Value in Deals and Disputes”, Robert H. Mnookin.

Do: A Hagggle - Negotiate a real-life situation such as the purchase or sale of items on Craigslist; cell phone, internet and/or cable packages; parking; the purchase of items from an open-market or vendor stand. Hagggle defined: 1. to bargain or wrangle (over a price, terms of an agreement, etc); barter

TAKACS INTL ENVIRONMENTAL LAW January 6, 2011 January 10, 2011

Please see the Syllabus, page 6, at <http://uchastings.edu/faculty-administration/faculty/takacs/index.html>.

TIERNEY CONFLICT OF LAWS #28021 January 5, 2011 January 12, 2011

For the first class, to be held on Wednesday, January 12, 2011 at 1.10pm in Room 198/E, read chapter 1, pp. 1-6 (“Introduction”) and the first 25 pages of chapter 8, pp. 478-670 (“Choosing the Rule of Decision”) of the coursebook, Peter Hay, Russell J. Weintraub and Patrick J. Borchers, *Conflict of Laws Cases and Materials* (13th ed., 2009). Once chapter 8 is completed, the book will be dealt with in the following order and students should keep 25 pages ahead of class discussion throughout the semester:

- ch. 6, pp. 353-404

- ch. 5, pp. 228-352

- ch. 11, pp. 849-978 - ch. 9, pp. 671-733 (summary coverage only), pp. 733-782.

TIERNEY SALES & LEASES OF GOODS #55821 January 5, 2011 January 12, 2011

For the first class, to be held on Wednesday, January 12, 2011 at 10.50am in Room 198/314, read the first 25 pages of

chapter 1 of the coursebook, Francis J. Mootz III, David Frisch and Peter A. Alces, *Commercial Contracting: Sales, Leases, and Computer Information* (2d ed., 2010). Class will proceed thereafter following the order of the book and students should keep 25 pages ahead of class discussion throughout the semester.

WANG

CORPORATIONS

December 7, 2010

January 10, 2011

The casebook is Robert W. Hamilton, Jonathan R. Macey & Douglas K. Moll, *Corporations* (11th ed. 2010) plus my own supplementary material (available free at the Bookstore). Do NOT buy the casebook supplement.

For the first class, in the casebook please read pp. 1-2 (§ A), 153 (n.1) (first 2 sentences), 154-55 n.2. Read handout 2.1. In the casebook, read pp. 1106-08, 1125-26, 5 (2d full ¶), 1182-83, 5 (1st full ¶), 1163 (1st full ¶), 1166 (note 1), 267-75 (to notes), 294-95 (to “Leverage”).

WEISBERG

FAMILY LAW

January 3, 2011

January 10, 2011

First Class: Monday, Jan. 10th

Evolution of the Right to Privacy (Griswold v. Connecticut, Eisenstadt v. Baird, Meyer v. Nebraska, Pierce v. Society of Sisters), in *Modern Family Law: Cases and Materials* by D. Kelly Weisberg & Susan F. Appleton (Aspen, 4th ed., 2010), pp. 1-20.

WEISBERG

JUVENILE JUSTICE SEMINAR

January 3, 2011

January 12, 2011

Revised: January 10th

First Class: Wednesday, Jan. 12th

State-Enforced Limitations on the Liberty of Minors: Theoretical Issues; Purposes of Punishment; Origins and Philosophy of the Juvenile Court, in *Child, Family and State: Problems and Materials on Children and the Law* by Robert H. Mnookin & D. Kelly Weisberg (Aspen, 6th ed., 2009), pp. 651-652, 753-763, 769-772.

WINGATE

**LAW & JAPAN-AMERICAN
INTERMENT**

January 7, 2011

January 13, 2011

The primary text for the seminar is *Race, Rights, and Reparation: Law and the Japanese American Internment* by Yamamoto, Chon, Izumi, Kang, and Wu (Aspen 2001). Before the first class please read pages 2-26 in that book.

ZAMPERINI

REMEDIES

December 22, 2010

January 10, 2011

PLEASE NOTE THIS COURSE WILL INCLUDE A MID-TERM EXAMINATION:

TBA but tentatively scheduled for Mon., Feb. 28 during class time [or Fri., Feb. 25].

Type: One hour essay examination. Closed book.

FINAL EXAMINATION:

(Tentatively) Tues., May 3, 2:00 pm. Type: Two hours multiple choice examination. Closed book.

TEXT: Numbers in (Parenthetical) refer to pages in:

Leavell, Love, Nelson and Kovacic-Fleischer
Equitable Remedies, Restitution and Damages, West (7th ed.)

1/10 & 1/12	I. INTRODUCTION & OVERVIEW	(1 – 12)
	II. EQUITY	
	A. Introduction to injunctions	(13 – 17)
	B. TRO's – issuance	(17 – 21; 34 – 44)
	C. Preliminary injunctions – issuance	(56 – 69)

1/17 Martin Luther King, Jr. Birthday - No Class

ZITRIN

LEGAL ETHICS

December 20, 2010

January 13, 2011

[Students need the Third Edition of Zitrin, et al., *Legal Ethics in the Practice of Law* and the **2011 edition** of Zitrin & Mohr, *Legal Ethics: Rules, Statutes & Comparisons*].

ASSIGNMENT:

Please read the Introduction and Chapter One of the textbook, pages 1-34, and be prepared to participate in an in-class discussion of the issues raised.
