

Professor Patricia A. Broussard
FAMU College of Law
Constitutional Law II
Fall **** 2015

Course Number: 5502

Section: 302

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Office Hours: M 12- 3; W 12 - 3

Also, By Appointment

Constitution Law II is a three-credit course which involves the study of Economic Liberties, Equal Protection, and Fundamental Rights under Due Process and Equal Protection. This course builds upon Constitutional Law I and demonstrates the actualization of the principles espoused therein. In addition the goals of the course are to broaden students' knowledge of the subject matter and to enhance analytical and reasoning skills. The final grade is based upon the final exam. Daily class participation is required. A series of quizzes, for credit, may be given during the semester.

Failure to be prepared twice will result in a half point lowering of your grade; e.g. if you are unprepared four times, your grade will be reduced by an entire point, and so on. This course is tested on Bar Examinations and the standards utilized for that exam will be utilized in this class. There are 120 cases to be read in Con Law II.

By the end of this course students should:

1. Be able to read and brief a US Supreme Court Case.
2. Be able to analyze a Supreme Court case using context rules, history, public policy, and politics.
3. Be conversant, generally, with the US Constitution.
4. Demonstrate knowledge of Equal Protection.
5. Demonstrate knowledge of Due Process.
6. Demonstrate an understanding of the 14th Amendment of the US Constitution.
7. Be able to demonstrate the skills enumerated in the "course description."
8. Be able to apply rules and concepts to new scenarios.
9. Demonstrate the ability to work in a group.

Florida Bar Examination Specifications Which Will Be Covered:

1. State Action
2. Due Process
3. Equal Protection

****Students will demonstrate these skills through quizzes, exams, classroom participation and in-class exercises. ****

The following rules govern this class:

1. Laptops are not permitted in class.
2. Lateness over 10 minutes will be counted as an absence.
3. You must be respectful and professional at all times.

Texts:

- Erwin Chemerinsky, *Constitutional Law* (4th ed. Aspen 2013) ISBN: 978-1-4548-1753-6
- Erwin Chemerinsky, *Constitutional Law: Principles and Policies* (4th ed. Aspen 2011). ISBN: 978-0-7355-9897-3.

***** Note:** There is a new edition to this text. You do not have to purchase the new edition, but you are responsible for the information therein.

ASSIGNMENTS:

Please read the hornbook before you read the casebook.

Week One

Read the 14th Amendment

Constitutional Law: Principles and Policies pp. 605-620

Chapter Six: Economic Liberties

pp. 601-622

Introduction

Economic Substantive Due Process of the Lochner Era:

- *Allgeyer v. Louisiana*
- *Lochner v. New York*

Laws protecting unionizing

Maximum hour laws

- *Muller v. Cohen*
- *Adkins v. Children's Hospital*

Consumer protection laws

- *Weaver v. Palmer Bros.*
- *Nebbia v. New York*