

**SYLLABUS**  
**CIVIL PROCEDURE I-Fall 2016**

**Professor J. Smith**

**Section 302**

Office: Room 328B; 407-254-3256

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**Course Time and Location**

Mon, Wed: 1pm-2:15pm; TBD

**Course Materials:**

1. CIVIL PROCEDURE: A COURSEBOOK, 2<sup>ND</sup> ED, by Joseph Glannon, Andrew Perlman, Peter Raven-Hansen  
(Wolters Kluwer/Aspen, 2014)  
ISBN: 978-1-4548-4203-3
2. CIVIL PROCEDURE: RULES, STATUTES, AND OTHER MATERIALS, 2016 SUPPLEMENT, by Joseph W. Glannon, Andrew M. Perlman, Peter Raven-Hansen  
(Wolters Kluwer/Aspen, 2015)  
ISBN: 9781454875338
3. A STUDENT ELECTRONIC DISCOVERY PRIMER: AN ESSENTIAL COMPANION FOR CIVIL PROCEDURE COURSES, by William Hamilton and Jennifer Smith  
(Carolina Academic Press, 2016)  
ISBN: 9781611637403

**Course Description:**

This course is an introduction to the organization of the federal and state courts, principles of jurisdiction, and procedural rules for civil cases. Topics include: pleadings, class actions, pretrial motions, discovery (including electronic discovery), venue, joinder of claims and parties, claim and issue preclusion, summary judgment, non-jury and jury trials, and appellate review.

**Course Website:** I have created a class website for this course on The West Education Network (TWEN). I will contact the class through TWEN, so you must register. The course website is [www.westlaw.com](http://www.westlaw.com). Log on to this website and click on the TWEN banner. Once you are in the TWEN domain, search for the class course name under my name.

**Respect:** At all times you will conduct yourself in a respectful manner towards me and your classmates. There is zero tolerance for disrespectful behavior, and I am the sole judge on this issue. If you fail to comply with this standard you will leave the classroom, and you are considered absent for that day. Your grade may be affected by disrespectful behavior.

### **Attendance:**

Attendance and class participation are mandatory. Please see the Student Handbook for the policy regarding class attendance and absences. I will record attendance daily. I do not entertain questions of "excused" absences. If you are not prepared for class on any given day, then you are absent for that day. You are responsible for ensuring that your attendance is recorded and to make sure that you are in compliance with attendance requirements of the FAMU College of Law Student Handbook.

You may not book-brief cases. Your book must remain closed during class. You must handwrite your briefs. **Any student who is not prepared for class participation will be dismissed from the class.**

### **Policy Statement on Non-Discrimination:**

It is the policy of Florida Agricultural and Mechanical University to assure that each member of the University community be permitted to work or attend classes in an environment free from any form of discrimination including race, religion, color, age, disability, sex, marital status, national origin, veteran status and sexual harassment as prohibited by state and federal statutes. This shall include applicants for admission to the University and employment.

### **Academic Honor Policy:**

See the FAMU College of Law Student Handbook.

### **ADA Compliance:**

To comply with the provisions of the Americans with Disabilities Act (ADA), please advise the Dean of Students of accommodations required to insure participation in this course. Documentation of disability is required and should be submitted to the Center for Disability Access and Resources (CEDAR). For additional information please contact the CEDAR at (850) 599-3180. (See also the FAMU College of Law Student Handbook)

### **Pace:**

Our pace will vary, depending on the complexity of the material and on class discussion, but a tentative assignment sheet is attached. Adjustments to this schedule will be made as necessary and announced in class. **You should always be prepared to discuss the material assigned for the date, even if we have not covered all material assigned from the previous class; otherwise, you are not prepared.**

**Grading:**

Your final grade will be based upon a final exam administered at the end of the semester. There will be quizzes given during the semester, and they may also be part of your final grade.

**Cell Phones, Computers, Pagers and Audio/Video Taping or Recording:**

Not permitted.

**Food or Drink:**

Not permitted at all; you will be dismissed from class if you eat or drink in class.

**Assignments:**

**Week 1: An Introduction to American Courts (Ch. 1)**

**Week 2: Litigation Process (Ch. 2)**

**Week 3: Diversity Jurisdiction (Ch. 3)**

**Week 4: Federal Question Jurisdiction and Removal (Chs. 4 & 5)**

**Week 5: Personal Jurisdiction (Ch. 6)**

**Week 6: Personal Jurisdiction (Ch. 7)**

**Week 7: Personal Jurisdiction (Chs. 7 & 8)**

**Week 8: Personal Jurisdiction (Chs. 9 & 10)**

**Weeks 9-10: Venue (Chs. 11 & 12)**

**Week 11: Basic Pleading (Ch. 13)**

**Week 12: Responding to the Complaint (Ch. 14)**

**Week: 13 Care and Candor in Pleading (Ch. 15)**

**Week 14: Amended Pleadings (Ch. 16)**

\*Syllabus is subject to revisions.