

## CIVIL PROCEDURE: ASSIGNMENT § I

### Abbreviations Used In All Assignments:

“Rule \_\_”: Identified Rule(s) in the Federal Rules of Civil Procedure

“Y \_\_ (\_\_)”: Identified page numbers in the Yeazell text (followed in parenthetical by the corresponding chapter part of the text). Read the cases in the identified text unless noted otherwise in the assignment.

“NP \_\_”: Identified note and problem numbers in the text following the assigned reading (followed in parenthetical by page numbers on which the notes-problems appear in text)

“SP \_\_”: Identified supplemental problem that will be available on twen.

“PP \_\_”: Identified PowerPoint presentation that will be available on twen.

### I. OVERVIEW OF CIVIL LITIGATION

General Assignment: Students are responsible for reading the following Rules: 1-4, 7-16, 18-21, 24, 26, 29-30, 33-39, 41-42, 45, 47-52, 54-57, and 59-61, 65. A quick read of these Rules should be completed by Tuesday, September 15. The Rules should be read in more detail by Tuesday, September 29 (the date of the quiz).

- A. Framing and Resolving Disputes: Claims and Remedies**
- 1. Identifying and framing claims and defenses.**  
T 9/8 SP A
  - 2. Remedies and strategies to achieve outcomes**  
W 9/9 Rules 57 and 65  
Y 261-267 (5intro-5A), 268-274 (5B), 281-285 (5C) and 289-290 (5D)  
[skip NP and all cases in the above sections]  
SP B
  - 3. Wagging Tails: Attorneys' Fees**  
F 9/11 Rule 54(d)  
Y 291-293 (5Eintro-5E1); 295-306 (5E2-5E4) [skip NP]  
Excerpt of Decisions (on twen):
    - \* *Fair Issacs v. Equifax*, No. 06-4112 (D.Minn)
    - \* *Johnson v. LaSalle Bank*, No. 08-686 (D.Minn)SP C  
REMINDER: Cold-calling Opt-out Deadline

**B. Overview of Civil Litigation**

T 9/15 Y 1-4 (1A)  
PP 1  
Complete first review of the Rules identified above.

**C. Once Around the Track: Civil Litigation Framework**

**1. Jurisdiction Of Courts: Personal and Subject Matter**

W 9/16 Y 5-12 (1B); NP 1-3, 6a-b (9, 11).  
28 U.S.C. § 1331 and § 1332(a)-(c)  
SP D

**2. Pleadings and Parties**

F 9/18 Rules 1-4, 7-16, 18-21 and 24  
Y 17-25 (1C2- 1C4); NP 2a-c (19)  
Y 25 (1D- skip *Larson* case); NP- none  
PP2

**3. Discovery**

T 9/22 Rules 26, 29, 30, 33-39, 45  
Y 28-32 (1E); NP 1-4 (32-33)

**4. Pretrial Judgment, Trial and Juries**

W 9/23 Rules 38-39, 41-42, 47-52, 54-57, 59-61 (review Rule 12)  
Y 33-38 (1F); NP 1-4 (37-38)  
Y 38-41 (1G); NP 1-4 (41-42)

**5. Review**

F 9/25 [Complete § IC4 from prior class]  
Court docket in *Fair Issacs* and *Johnson* cases  
SP E

**6. Quiz #1**

T 9/29 Quiz on the Rules identified above and on Jurisdiction.  
Sample quiz on twen (and document with answers to sample quiz on twen)  
AND Begin Assignment § II