

- Casebook: Marcus, Redish & Sherman, *Civil Procedure: A Modern Approach* (4th ed. 2005)
- Supplement: Federal Civil Rules Supplement (Thomson-West 2007)\*
- TWEN: This course has a TWEN website, on which additional materials and discussion questions will be posted. Be sure that you are registered for and able to access the TWEN site.
- Office Hours: Mon. 3:00–3:45pm; Thu. 9:30–10:30am; by appointment  
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### **SYLLABUS (FIRST INSTALLMENT)**

The page numbers listed below are for the Casebook. Unless otherwise indicated, read all of the assigned pages, which may include not only the designated case, but also Notes & Questions after the case or introductory material before the case.

Please note that we will be using the most recent amendments to the Federal Rules of Civil Procedure, which become effective on Dec. 1, 2007. These rules are in the Supplement, of course, but they can also be accessed at [www.uscourts.gov/rules/supct1106/CV\\_CLEAN.pdf](http://www.uscourts.gov/rules/supct1106/CV_CLEAN.pdf).

## **I. Personal Jurisdiction**

### **A. The Early Evolution of Personal Jurisdiction**

- Supp. U.S. Constitution, Amendment XIV, Section 1, 2<sup>nd</sup> sentence  
U.S. Constitution, Article IV, Section 1, 1<sup>st</sup> sentence
- 690-701: *Pennoyer v. Neff*
- 706-709: *Hess v. Pawloski*
- 709-710: JURISDICTION OVER CORPORATE DEFENDANTS
- 710-717: *International Shoe Co. v. Washington*
- 717-719: *McGee v. International Life Ins. Co.* (through Notes 1-3)
- 720-723: Notes 5 & 6

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\* The Supplement conveniently compiles the rules, statutes, and constitutional provisions we will be discussing in class. These documents are also available through Westlaw, Lexis, and other online resources if you prefer to access them that way.

**B. Personal Jurisdiction in State Court and Federal Court**

Supp. U.S. Constitution, Article VI, 2<sup>nd</sup> paragraph  
723-727: STATES' RESPONSE—LONG ARM STATUTES  
Supp.: U.S. Constitution, Amendment V  
Federal Rule of Civil Procedure 4(k)  
TWEN: Materials on the Structure of the Federal Judiciary  
727-729: PERSONAL JURISDICTION IN FEDERAL COURT

**C. Refining the Minimum Contacts Analysis**

729-743: *World-Wide Volkswagen Corp. v. Woodson*  
745-752: *Calder v. Jones*  
752-765: *Burger King v. Rudzewicz*  
765-776: *Asahi Metals Industry Co. v. Superior Court*  
776-790: *Pavlovich v. Superior Court*

**D. General Jurisdiction**

821-829: *Helicopteros Nacionales de Colombia, S.A. v. Hall*

**E. Power & Presence Revisited**

791-803: *Shaffer v. Heitner* (without Notes & Questions)  
806: Note 8  
809-821: *Burnham v. Superior Court* (through Notes 1-6)

**STILL TO COME...**

- More on Personal Jurisdiction
- Pleadings
- Subject Matter Jurisdiction
- Early Adjudication Process
- State Law in Federal Courts (the *Erie* Doctrine)
- Venue & Forum Non Conveniens

**ASSIGNMENT FOR FIRST CLASS (Thu. 8/23)**

We will begin Part I.A of the syllabus. Be prepared to discuss the two constitutional provisions listed on the syllabus, the *Pennoyer v. Neff* reading (pp.690-701), and the *Hess v. Pawloski* reading (pp.706-709). By August 20, I will post on TWEN some discussion questions for this reading.