

- 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: Tuesdays (starting on Jan. 29) from 9:00–11:00 am, or other times by appointment. Room 429 / 556-1092 / adam.steinman@uc.edu

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 became effective in December 2007. These rules are in the Supplement (the “Restyled” Rules), but they can also be accessed at:

www.uscourts.gov/rules/supct1106/CV_CLEAN.pdf.

I. Intervention

- Supp.: Fed. R. Civ. P. 24(a)-(b)
276-284: *National Resources Defense Council v. United States Nuclear Regulatory Commission* (Notes 3-8)
285-288: THE DEFINITION OF INTEREST IN RULE 24(A)(2)

II. Class Actions

A. Introduction

- 288-290: Introductory text
291-297: *Hansberry v. Lee* (Notes 1-7)

* 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. Certification

Supp.: Fed. R. Civ. P. 23(a)-(b)
297-307: *Walters v. Reno* (Note 1)
Supp: Fed. R. Civ. P. 23(c)(1), (4), (5); 23(d)
309-325: *In re Rhone-Poulenc Rorer* (Notes 1-11)
TWEN: Reading on the Class Action Fairness Act's jurisdictional provisions
325-328: Notes 12-15

C. Notice, Opt-Out Rights & More

Supp: Fed. R. Civ. P. 23(c)(2), (e)-(f)
328-331: NOTICE & OPT-OUT RIGHTS
297: Note 8
307-309: Notes 2-5

STILL TO COME...

- Discovery
- Pre-Trial Dispositions (Summary Judgment)
- Trial
- Post-Trial Motions
- Appeals
- Preclusion (Res Judicata & Collateral Estoppel)
- Alternative Dispute Resolution

ASSIGNMENT FOR FIRST CLASS (MONDAY JAN. 14)

Please read *Section I* of the syllabus (Intervention). I will post on TWEN discussion questions for this class, so please be sure that you are registered for this course's TWEN website.