

Summer 2022
Upper Division
Assignments are subject to change, please check frequently.
April 28, 2022

Advanced Legal Research- Prof. Glennan

(MUST have updated editions - also available online) (Links to an external site.)

- Amy E. Sloan, *Basic Legal Research: Tools & Strategies*, (8th ed. 2021)
- *The Bluebook: A Uniform System of Citation, 21st ed., 2021* (also at legalbluebook.com)

- Access course Canvas page and read the syllabus and familiarize yourself with the course site.
- Begin work on items under Module 1, #1 To-Do. **This is all due by 5/15/22.**
- Make sure you have WESTLAW/LEXIS/Bloomberg and CALI accounts setup. Information on these accounts is in course materials.

Feel free to contact me with any questions before classes begin.

Advanced Negotiation- Prof. Waller

Read Chapter 1 of *both* texts *Getting to Yes* and *Legal Negotiation*

Alternative Dispute Resolution- Prof. Waller

No first assignment.

Business Organizations- Prof. Padilla

The first assignment is on Canvas, and is copied here: <https://cwsli.instructure.com/courses/1409/assignments/14326>

1. Review Canvas page & syllabus, sign up for CALI (if you don't already have accounts). [CALI website \(Links to an external site.\)](#)
2. Read [R] Ch. 1 pp 1-7
3. R Ch. 2 pp. 9-13
4. Watch [W] FC1 (14 mins) in: [Panopto FCs](#) Slides for FC1: [Bus Orgs FC2.pptx](#)

Business Planning- Prof. Padilla

1. Read [R] Ch. 1, pp. 1-25

In class, we will cover the following:

Introductions

General background & course structure

Review housekeeping details in syllabus

Discuss “What is Business Planning?”

Get to Know the Client Exercise: Introduction to Safecar and its founders

Briefly discuss entrepreneurs and the role of a business lawyer

California Evidence- Profs. Garrard/Carr

No first assignment.

Clinical Externship Seminar- Prof. Einesman

Welcome to the Summer 2022 Externship Seminar! I look forward to our time together this semester.

Please be sure to review all the documents I posted on Canvas. Please complete the assignment, due **Sunday May 8, 2022, at 9:00 pm for class on Tuesday May 10 at 5:00 pm.**

The first assignment and first class will focus on your goals for your externship experience. Your assignments are normally due by **9 pm on the Sunday before Tuesday’s class.** Every week you will have a reflective essay assignment which I will send to you via email to your CWSL email address on the Friday before our Wednesday class. (Please see class schedule on the last page of the syllabus for specific dates).

Reflective Essay

For your first assignment, please write at least two pages single-paced regarding:

- 1) Your background and any hobbies of interest (or something interesting about you that is not law-related)
- 2) Where you are externing, your prior legal experience, and why you chose the externship
- 3) Your goals for your externship and how you intend to accomplish them, including the One Big Question you want your externship to answer for you and
- 4) Your anxieties or concerns about your externship. Please feel free to address the Covid concerns you may have about pursuing your externship.

Reading Assignment

Your reading assignment for the first week is to read through the following documents under **MODULE 1 on the CANVAS site:**

- **Externship Requirements**
- **Supervising Attorney Handbook**
- **Professor Seibel’s Primer on Externships**
- **Reflective Essay Examples**
- **Tips from Prior Externs**
- **Making a Good Impression**

Please send your reflective essay to me via email at fle@cwsl.edu as an attachment in WORD by Sunday May 8, 2022, at 9:00 p.m. Please put your name and date on each page

of your essay. Please number the pages in the document. Please save the document with your last name and the number of the assignment. For example: feinesman1

In addition, please send your signed and dated Confidential Agreement with your first assignment. You can find the document in the Externship Requirements Packet on Canvas.

During the week of May 17, we will not meet as a class. Instead, we will meet individually on Zoom for about 30 minutes. Please see the schedule of individual meetings below. If you would like to sign up for a time slot, **please email with your three top choices.**

I hope everyone has a great first few days at their placement. Please be sure to discuss your goals with your supervising attorney your first week. I look forward to meeting you all in class.

Professor Florallynn Einesman

fle@cwsf.edu

Child Welfare- Prof. Prosek

TBD

Commercial Real Estate Transactions- Profs. Bulich/Puleo

REQUIRED READING

1. *Understanding Modern Real Estate Transactions*, 4th Edition, by Alex M. Johnson, Jr.

*Available at the CWSL Bookstore

2. Commercial Real Estate Transactions Forms

*Will be provided on first day of class

**** PLEASE BRING TEXTBOOK AND FORMS TO EACH CLASS ****

(FAILURE TO DO SO MAY RESULT IN A DECREASE IN PARTICIPATION POINTS)

Community Property- Prof. Yu

There is no textbook for this class. Before classes, I will post Class Notes on Canvas that will serve as our textbook.

The pages refer to the textbook, which is **suggested** reading, not required.

Introduction

Chapter III: Variation of the Statutory Scheme: Premarital Contracts
and Transmutation of Property during Marriage

Section A. Premarital Contracts: General Background and the California Case
Law Tradition, pages 91-103

Section B. The Uniform Premarital Agreement Act and the California
Premarital Agreement Act, pages 104-123

Section C. Premarital Agreements: The Statute of Frauds and Avoidance Techniques, pages 123-128

Section D. Transmutation of Property during Marriage, pages 128-154

Constitutional Law I- Prof. Fink

- Please read The Constitution of the United States, Articles I-VII (not the Amendments), at the front of your casebook, and be prepared to discuss at least one thing about this document that you found surprising. This could include your surprise about what the Constitution says, about what was left out of the document, about the tone or style of the document... anything that caught your attention in reading Articles I-VII.
- Please read pp.10-14 and 16-17 (Items 1-6, 8-9 in “Top 10 List”) in the Constitutional Law I Course Outline (“Smith Outline”) that is a required course material.
- Please read Article re: History of the Constitution (available in my Canvas page, "Modules," under Class #1)

Please note that those who are not in attendance for the first class will be dropped from the class unless they have prior permission from me to miss this class.

Constitutional Law II- Prof. Smith

Read Smith & Fusco, pp. 17-19, greyed-in box on p. 22; pp. 24-30 (including “Voting-rights amendments...”)

Read Amendments I, V, IX, X, XIII, XIV, and XV of the U.S. Constitution (As you read the amendments notice and write brief notes to yourself about such important aspects as:

- the level(s) of government limited by each Amendment
- the essence of the substantive protections afforded by each Amendment
- the difference(s) in procedural approach (e.g., whether Amendment gives Congress authority to enforce the Amendment's substantive protections)

Consumer Law- Prof. Kazerounian

The first class will be an introduction to consumer law and the purpose behind the creation of FDCPA, California Rosenthal Fair Debt Collection Practices Act (RFDCPA), Telephone Consumer Protection Act (TCPA), and CA Penal Code §630, et seq. (This penal code has a civil aspect to it and is used more and more civilly). Class will focus on the purpose of private attorney general statutes such as the FDCPA. Prior to class, students must review each of the statutes that will be studied and create very brief outlines of each statute.

Criminal Procedure I- Prof. Yeager

First Assignment: Retrieve from Westlaw and brief *United States v. White*, 401 U.S. 745 (1971)

Assignments: Criminal Procedure studies the Supreme Court's regulation of police. There is no textbook for our course. Instead, in 24 classes we will read 28 cases, citations for which appear below for you to download from Westlaw.

Outside reading: I recommend but do *not* at all require LaFare, Israel, et al., *Criminal Procedure* (5th ed. 2009), a one-volume hornbook published by West.

Current Issues in Constitutional Law- Prof. Smith**FIRST DAY ASSIGNMENT (MONDAY, MAY 9):**

For our first class, please come to class with a typed list of brief responses to the following questions:

- A. What are at least 5 things you now know about the activities, procedures, and dynamics of the United States Supreme Court – and its role in shaping constitutional, statutory, and regulatory law?
- B. What are at least 5 things, relating to the Court's activities, procedures, and dynamics – and its role in shaping constitutional, statutory, and regulatory law -- that you would like to learn more about in the Current Issues course?
- C. What other goals do you have for the course? (For example, do you want to complete your SW requirement by researching and writing about a constitutional, statutory, or regulatory topic of special relevance to your career? Is there a specific Supreme Court topic you've always wondered about? Do you want to gain advanced skills in accessing Supreme Court briefs and other materials? Gain additional oral advocacy practice? Better understand the "cutting edge" law in a particular field? Practice your Kagan or Alito impression in preparation for your next party? Whatever...)

Feel free to be creative with this: there are no "right" answers and it will not be graded.

FYI: If you want to get a head start on the assigned reading for Wednesday's class session, it is: Chapter 1 in Lawrence Baum, THE SUPREME COURT (CQ Press).

Domestic Violence- Prof. Strack

Dear Students:

Thank you for signing up for the Domestic Violence Seminar. For our first class on May 9th, I will be on pre-planned vacation in Greece and plan to join you via zoom. A zoom link will follow once I get everyone's email addresses and connect with our amazing TECH team.

To save money, I have elected not to use a text book. Instead, we will rely on materials available on-line or in the dropbox below:

<https://www.dropbox.com/sh/78pdt3n5nlh2h56/AADtkGFtXU-jHqSTQF9bWCTVa?dl=0>

Your first reading assignment includes the following cases:

- Bradley v. State, 1 Miss. 156 (1824), 1824 WL 631 (Miss.)
- Commonwealth v. Fogerty & others, 8 Gray 489 (1857)
- State v. A. B. Rhodes, 61 N.C. 453 (1868)
- Fulgham v. State, 46 Ala. 143 (1871)
- Gross v. State, 100 So. 177 (1924, Miss)
- McGuire v. McGuire, 157 Neb. 226 (1953)
- Townsend v. Townsend, 708 S.W.2d 646 (1986)

For the first class, we will also review documents in the dropbox:

1. Draft Syllabus (also attached)
2. Overview of the class
3. Suggest topics for your 20-page paper
4. Internet Assignment
5. Case Study – Police Report

Please email me with your cell phone number. You will find my contact information below.

Sincerely,

Prof. Gael Strack

Cell: 760-445-3559

Email: gael@allianceforhope.com

Evidence- Prof. Williams

CLASS	DATE	ASSIGNMENTS
1	May 10	Readings: Text Study Guide (pages xxix-xxxiii) & Chaps. 1-4. Videos 1: Video 1.1 (Intro to the FREs), Videos 1.2 (Intro to Evidence) and 1.3 (How to Hack Evidence Qs). Problem Sets2: Chap. 2.
2	May 12	Readings: Text Chapters 5-6. Videos: Video 2.1 (Objections) and video 2.2 (Relevance). “My Cousin Vinny” clip. Problem Sets: Chap. 5 & 6.
3	May 13	Readings: Text Chaps. 7-8. Videos: Videos 3.1 (FRE 403), and 3.2 (Old Chief). “Chicago” clip. Problem Sets: Chap. 7.

Gender, Power, Law and Leadership- Prof. Brenner Johnson

Read the Introduction, vii-xiii + Chapter 1, 1-60 of the Gender, Power, Law & Leadership casebook.

Trademark Clinic- Prof. Hawkes**Required Text and Resources**

1. *Gilson on Trademarks: A Practitioner’s Guide*, available with Lexis access by searching the title, or here:
 - a. <https://advance.lexis.com/api/permalink/bf4e7661-86ef-42c0-928b-60f07df6c057/?context=1000516>
2. USPTO *Trademark Manual for Examining Procedure* (TMEP) available here:
 - a. <https://tmep.uspto.gov/RDMS/TMEP/current>
3. Trademark Prosecution and Practice Before the USPTO. A Casebook for Students And Practice Guide for Attorneys. By Dana Robinson*

***Completion of the substantive course Trademark Law is a prerequisite to attending the Clinic. All exceptions must be approved by Professor Hawkes. Professor Hawkes expects that Clinic students have read the substantive course textbook “Trademark Prosecution and Practice Before the USPTO. A Casebook for Students and Practice Guide for Attorneys” by Dana Robinson. Students are expected to refer to this casebook as a refresh on pertinent topics.**

Students may also at times be required to use other resources available online, as provided via

1 All readings and videos are accessed on the Canvas site in the Module corresponding to the class.

2 All problem sets are available through merrittevidence.com and are for self-assessment purposes & Teaching Facilitator support sessions.

email or other means.

READING:

- Gilson: §1.02, Trademark Terminology; §4.01, Federal Registration Attributes and Relationship to Common Law Rights; §15.11, Electronic Filing and Other Online Services of the USPTO
- USPTO Rules of Professional Conduct 11.101-.04; 11.106; 11.201 & 11.303
 - Available in the *Manual of Patent Examining Procedure* (MPEP) by searching the USPTO website, or here:
https://mpep.uspto.gov/RDMS/MPEP/current#/current/ar_d1fd14_2a7b41a7.html
- Video on how to set up USPTO account available by searching the USPTO website, or here:
 - **The step by step instructions start at 7:24 and end at 23:40.** But you are welcome to watch the whole video as well
<https://youtu.be/TwGA9NFibGY>

Jurisprudence- Prof. Gudel

Get a copy of Plato's Republic in the edition translated and edited by Allan Bloom (Basic Books) and start reading it.

Latinos/as and the Law- Prof. Behzadi

Read Delgado Casebook pg. 9-59

Legal Drafting- Prof. Letizia

Required text: Beyond the Basics, A text for Advanced Legal Writing, Third Edition, 2013, by Mary Barnard Ray and Barbara J. Cox. You will need to use the text book in class every week. You must have the current, Third, 2013 edition. An old edition will not work.

Read Part 1, pp. 1-26, and p.291 and ch. 11.
Complete Exercise 1, pp. 24, and Assignment 1, p. 318.

Legal Scholarship Training Seminar- Prof. Vavasour

It is expected for this course that you will have your own copy of The Bluebook: A Uniform System of Citation (Columbia Law Review Ass'n et al. eds., 21st ed. 2020). If you do not already have one, please purchase a copy of the Bluebook as soon as possible, because you will need it to cite sources properly throughout your scholarly paper.

No first assignment.

New Media Rights-Internet & Media Law Clinic- Profs. Neill/Lee

TBD

Race and the Law- Prof. Jefferis

- **Read:**
 - Casebook 1-31; and
 - Chapter 6 (“The Legal Construction of Race”) from Khiara M. Bridges, *CRITICAL RACE Theory* (West 2019) (Canvas).
- **Do:**
 - Brainstorm possible paper topic. Come to class with ideas and/or areas you’d like to explore in your paper.

Note: For all students, your paper topic selection is due by 5:00 p.m. on Monday, May 23. This means you should be thinking about paper topic ideas before class begins. You must schedule a brief meeting with me during the first or second week of classes (via www.calendly.com/profjefferis) to discuss your paper topic ideas.

Remedies- Prof. Yeager

TEXT: For each class, retrieve from Westlaw and brief the assigned case. For classes 1-10, retrieve the 700 series of Article 2 of the Uniform Commercial Code [UCC], the text of which, plus commentary, may be found at:

<https://1.next.westlaw.com/Browse/Home/SecondarySources/CommercialLawSecondarySources/CommercialLawTextsTreatises/UniformCommercialCodeOfficialText>

As outside reading, I suggest but do *not* require Dobbs’s one-volume *Remedies* (West 3d ed.).

Frist assignment: Retrieve from Westlaw and brief *Neri v. Retail Marine Corp.*, 30 NY2d 393 (NY 1972)

Slavery’s Imprint on the US Constitution- Prof. Rierson

Learning about race and racism in America (and why it is so controversial).

Required Reading:

Marisa Iati, *What is critical race theory, and why do Republicans want to ban it in schools?*, THE WASHINGTON POST (May 29, 2021),

<https://www.washingtonpost.com/education/2021/05/29/critical-race-theory-bans-schools/>.

Mica Pollock & John Rogers, et al., *The Conflict Campaign: Exploring Local Experiences of the*

Campaign to Ban “Critical Race Theory” in Public K–12 Education in the U.S., 2020–2021,
UCLA’s Institute for Democracy, Education & Access (Jan. 2022),
<https://idea.gseis.ucla.edu/publications/files/the-conflict-campaign-report>.

The assignment is to read the Executive Summary and Introduction (pages 1-15) only.

Trial Lecture- Prof. Parisi

TBD

Trusts & Estates- Prof. Yu

There is no textbook for this class. Before classes, I will post Class Notes on Canvas that will serve as our textbook.

“CPC” references are to sections of the California Probate Code.

1. Introduction (CPC section 100)