

Spring 2023 First Assignments



Widener Law Commonwealth

COURSE NAME	PROFESSOR	FIRST ASSIGNMENT
Administrative Law	<i>Dennis Whitaker</i>	Due Monday, January 9th Please read Part 1 Overview, Chapter I, Intro to Admin Law, Sections 1, 2 and 3, pages 3-48 in <i>Gellhorn and Byse's Administrative Law</i> (12 th edition).
Advanced Trial Methods	<i>Jennifer Robinson</i>	Due Thursday, January 12th (unless otherwise noted) For the 1 st class, read Chapter 3, Strategic Litigation Planning: The Choice of Theory and Theme. By the 2 nd class, please review the case file in Chapter 2.
Bankruptcy	<i>Tracy Updike</i>	Due Monday, January 9th Assignment 1: Fighting Over Money - Text: 1-20 - Problems: 1.1, 1.2, 1.3
Bioethics & the Law	<i>Anna Levin</i>	Due Tuesday, January 10th Please read the <i>Belmont Report</i> (click here) and also <i>The Belmont Report at 40: Reckoning With Time</i> (click here) before the first class.

<p>Business Organizations</p>	<p><i>Christian Johnson</i></p>	<p>Due Monday, January 9th</p> <ul style="list-style-type: none"> - Please read pages 1-34 (first week) – skim Ackerman (pp 16-29). - Please read Restatement Agency 2d §§ 1, 2, 7, 8, 8A, 8B, 26, 27, 82, 219, 220, 228, 229. - Please read Restatement Agency 3d §§ 1.01-1.04, 2.01-2.07, 3.01-3.03. - Sign up for the course on TWEN; the restatements will be available on the TWEN site under the course materials tab.
<p>Civil Procedure II (sections P & R)</p>	<p><i>Jill Family</i></p>	<p>Due Tuesday, January 10th</p> <p>For assignment details, please see the Civil Procedure II course on Canvas.</p>
<p>Civil Procedure II (section N)</p>	<p><i>Susan Raeker-Jordan</i></p>	<p>Due Tuesday, January 10th</p> <p>First assignments will be posted in the Canvas course in the first week module no later than January 4th.</p>
<p>Clinical Externship</p>	<p><i>Elizabeth Simcox</i></p>	<p>Due Tuesday, January 10th</p> <p>Please log on to CORE under the Experiential Learning tab. Use the box in the upper right-hand corner to ADD Experience. This will guide you through adding the information for your placement. Once completed, I will approve, and this will activate your file. I will also be sending a short video on how to use this module. It is pretty easy.</p> <p>Read chapters 1 and 3 for <i>Learning From Practice</i> and watch the "Sheila Heen Ted Talk" video. These can be found by accessing the Resource Library tab on CORE and clicking on the Externship Course Materials tab.</p> <p>I will send a message the week before class starts with information and all requirements will be discussed in our 1st meeting on Jan. 10th. See you then!</p>
<p>Contracts II (section N)</p>	<p><i>Michelle Collazo Vos</i></p>	<p>Due Wednesday, January 11th (unless otherwise noted)</p> <p>Welcome to Contracts II. Please note that laptops are not permitted in our classroom this semester, so you will need to print your case briefs and answers to the exercises and bring them to class. Assignments will be uploaded to the respective weekly modules on our Canvas course site.</p> <p><u>Assignment for Wednesday, January 11</u> Chapter 5: Contract Defenses - Introduction and Misrepresentation - Read pages 227-249 and answer the questions in exercises 5-3 through 5-10 (the questions for exercise 5-8 should be addressed in your brief of <i>Cousineau v. Walker</i>).</p> <p><u>Assignment for Friday, January 13</u> Chapter 5: Contract Defenses – Mistake - Read pages 259-279 and answer the questions therein, i.e., exercises 5-16 through 5-24 (the questions for exercises 5-17, 5-19, 5-21 and 5-23 should be addressed in your case briefs).</p>

<p>Contracts II (section P)</p>	<p><i>Robyn Meadows</i></p>	<p>Due Monday, January 9th</p> <p>The first assignment will be posted on the Calendar section of Canvas for the course by January 1st.</p>
<p>Contracts II (section R)</p>	<p><i>Mary Kate Kearney</i></p>	<p>Due Tuesday, January 10th</p> <p>Contract Defenses Introduction, pages 227-28 I. Statute of Frauds, pages 319-23</p>
<p>Criminal Law (section 1N)</p>	<p><i>Quinn Yeargain</i></p>	<p>Due Monday, January 9th</p> <p>Casebook, pages 1–20, 31–38, which covers:</p> <ul style="list-style-type: none"> - The introductory materials - <i>Regina v. Dudley and Stephens</i> and the notes that follow - <i>People v. Suitte</i> - DeFord's <i>The Dilemma of Expressive Punishment</i> and the note that follows
<p>Criminal Law (section 1P)</p>	<p><i>Michal Buchhandler-Raphael</i></p>	<p>Due Tuesday, January 10th</p> <p><u>Class 1</u> (Tuesday) – The Purposes of Punishment: The justifications for punishing criminal offenders.</p> <ul style="list-style-type: none"> - Casebook (CB) pages 31-62. Please consider how the theories you've read apply in the Two Thought Experiments on page 50. - CB page 1000 (Model Penal Code Section 1.02) <p><u>Class 2</u> (Wednesday) – The Conduct Requirement, and the Doctrine of Voluntary Act.</p> <ul style="list-style-type: none"> - CB pages 129-141, up to Section (B).
<p>Criminal Procedure: Investigation (section 1)</p>	<p><i>Michal Buchhandler-Raphael</i></p>	<p>Due Monday, January 9th (unless otherwise noted)</p> <p><u>Class 1</u> (Monday) – Introduction to the Fourth Amendment, The Exclusionary Rule as Remedy for constitutional Violations.</p> <ul style="list-style-type: none"> - Casebook (CB) page 2 Amendment IV (1791) - CB pages 67-72 top (up to <i>Weeks v. U.S.</i>) - CB pages 79-90 (read carefully both <i>Mapp v. Ohio</i> and Notes and Questions following it) <p><u>Class 2</u> (Wednesday) – What is a “Search” and the Katz Doctrine.</p> <ul style="list-style-type: none"> - CB pages 91-110 - Problem: Note 6, page 110

<p>Criminal Procedure: Investigation (section 1V)</p>	<p><i>Judge Martin Carlson</i></p>	<p>Due Wednesday, January 11th (unless otherwise noted)</p> <p><i>January 11</i> – Introduction: The Criminal Process Challenges, Choices, Failures, and Aspirations. Chapter 1, pp. 9-66.</p> <p><i>January 13</i> – The Roots of Fourth Amendment Jurisprudence: Birth of the Exclusionary Rule and Standing. Chap. 2, pp. 67-90, Chap. 5, pp. 487-510.</p> <p><i>January 18</i> – The Fourth Amendment: What is a search? What is a seizure? Chapter 3, pp. 91-128, pp. 185-188</p> <p><i>January 20</i> – Search and seizure: The Extension of 18th Century Concepts to 21st Century Technology. Chapter 3, pp. 128-184</p>
<p>Criminal Procedure: Adjudication (Advanced Crim Pro)</p>	<p><i>Fran Chardo</i></p>	<p>Due Wednesday, January 11th</p> <p>Read from Chapter 1: Introduction to the Criminal Justice “System”:</p> <ol style="list-style-type: none"> 1. Perspectives on the System as a Whole, pp. 9-23 2. Plea Bargaining and Sentencing, pp. 25-31 3. Some Distributional Consequences of the Crim. Justice System, pp. 31-35 4. The Police, pp. 35-41 5. The Lawyers and the Trial Courts, pp. 41-48
<p>Employment Discrimination</p>	<p><i>Larry Weisberg</i></p>	<p>Due Wednesday, January 11th</p> <p>Please read Chapter 1 of the textbook, pages 3-12.</p>
<p>Environmental Law</p>	<p><i>John Dernbach</i></p>	<p>Due Monday, January 9th (unless otherwise noted)</p> <p>Class 1 (Monday): Read Mintz et al., pp. 3-35. Also, bring an article to class that captures an environmental issue that you care about.</p> <p>Class 2 (Wednesday): Read Mintz et al., pp. 306-311, 629-46. Use this class to begin getting in the habit of reading key statutory provisions in the supplement. Also, read Nathaniel Rich, ‘The Lawyer Who Became DuPont’s Worst Nightmare.’ I’ve posted the article on Canvas, and you should be able to find it online. It became the basis for a movie, <i>Dark Waters</i> (2019).</p>
<p>Evidence</p>	<p><i>Michael Dimino</i></p>	<p>Due Tuesday, January 10th (unless otherwise noted)</p> <p>Please sign up for the course’s TWEN page and read the syllabus that is posted there. Access the supplement (the Federal Rules of Evidence, as amended in 2020) either through the TWEN site or by picking up a hard copy from the bin outside the faculty secretary’s office.</p> <p>For our first class, read pages 1-8 and 31-51 of the Casebook; pages 3-6 and 33-34 of <i>Evidence Problems</i>; and Federal Rules of Evidence 1101, 101-106, and 401-402. For our second class, read pages 51-79 of the Casebook; pages 7-8 of <i>Evidence Problems</i>; and Federal Rule of Evidence 403. Please prepare answers to all assigned problems before class, so we can most efficiently use class time.</p>

<p>Family Law</p>	<p><i>Rachel Haynes Pinsker</i></p>	<p>Due Monday, January 9th</p> <p>Please read "The American Family Today," pages 1-19, from <i>Contemporary Family Law</i> (5th Edition), by Abrams, Cahn, Ross, Meyer and McClain.</p>
<p>Federal Civil Practice</p>	<p><i>Kenneth Joel</i></p>	<p>Due Wednesday, January 11th</p> <p>For our first class, we will review and discuss the syllabus (click here) and expectations for the class. Additionally, we will discuss motions to dismiss as a precursor to our focus of summary judgment practice. Students should read, and be prepared to discuss, the materials for week one.</p>
<p>Federal Courts</p>	<p><i>Michael Dimino</i></p>	<p>Due Wednesday, January 11th (unless otherwise noted)</p> <p>Please sign up for the course's TWEN page and read the syllabus that is posted there. Access the supplement either through the TWEN site or by picking up a hard copy from the bin outside the faculty secretary's office.</p> <p>For our first class, read pages 1-31 of the Casebook and Article III of the United States Constitution. For our second class, read pages 31-55 of the Casebook and pages 5-21 of the Supplement.</p>
<p>First Amendment</p>	<p><i>Michael Dimino</i></p>	<p>Due Tuesday, January 10th (unless otherwise noted)</p> <p>Please sign up for the course's TWEN page and read the syllabus that is posted there. Access the supplement either through the TWEN site or by picking up a hard copy from the bin outside the faculty secretary's office.</p> <p>For our first class, read pages 52-67 and 71-79 of the Casebook, plus the explanation in the syllabus concerning speech that advocates or incites illegal behavior. For our second class, read pages 80-116 of the Casebook.</p>
<p>Fundamentals of the Bar Exam</p>	<p><i>Randi Teplitz</i></p>	<p>Due Monday, January 9th</p> <p>There is no first assignment for this course.</p>
<p>Government Law Colloquium</p>	<p><i>Judge Royce Morris</i></p>	<p>Due Tuesday, January 10th</p> <p>Please read the following cases.</p> <p><u>Roper v. Simmons</u>, 543 U.S. 551 (2005)</p> <p><u>Miller v. Alabama</u>, 567 U.S. 460 (2012)</p> <p><u>Montgomery v. Louisiana</u>, 577 U.S. (2016)</p>
<p>Intensive Legal Analysis</p>	<p><i>Professors are TBA</i></p>	<p>Due Tuesday, January 17th (section R) -or- Due Wednesday, January 18th (section N)</p> <p>The first assignment for this course is TBA. Check back in early January.</p>

<p>Interviewing & Counseling</p>	<p>Mary Catherine Scott</p>	<p>Due Tuesday, January 10th Please read Chapter 1 of the assigned text.</p>
<p>Judicial Externship</p>	<p>Elizabeth Simcox</p>	<p>Due Tuesday, January 10th Please log on to CORE under the Experiential Learning tab. Use the box in the upper right-hand corner to ADD Experience. This will guide you through adding the information for your placement. Once completed, I will approve, and this will activate your file. I will also be sending a short video on how to use this module. It is pretty easy. Read chapters 1 and 3 for <i>Learning From Practice</i> and watch the "Sheila Heen Ted Talk" video. These can be found by accessing the Resource Library tab on CORE and clicking on the Externship Course Materials tab. I will send a message the week before class starts with information and all requirements will be discussed in our 1st meeting on Jan. 10th. See you then!</p>
<p>Legal Methods II (All Sections Except for N2)</p>	<p><i>NP1: Sholtis N3: Hemingway P2: Shuman P3: Randi Teplitz R1: Rob Teplitz R2: Koltash</i></p>	<p>Due Monday, January 9th <u>Listening Assignment for First Class:</u> · Listen to Widener Wordsmith Podcast – Legal Methods II – available on course Canvas page by 5:00 pm on Saturday, January 7th. <u>Reading Assignment for First Class:</u> · Syllabus & Course Policies – will be posted on your course Canvas page by 5:00 pm on Saturday, January 7th. · Trial Brief Materials – will be posted on your course Canvas page by 5:00 pm on Saturday, January 7th. · Legal Writing & Legal Method by Dernbach – Read Chapter 22; skim Appendices E and F. <u>First CGL Assignment:</u> · CGL Section C (Lessons 1-4) – due by the end of the day on Saturday, January 14th.</p>
<p>Legal Methods II (Section N2)</p>	<p>D. Raeker-Jordan</p>	<p>Due Monday, January 9th The syllabus and assignments of this class will be posted in Canvas. Before our first class, please complete the relevant assignments by the assigned dates. Note that some assignments might be due before our first class.</p>
<p>Legal Methods III: Estate Planning</p>	<p>Brian Hinkle</p>	<p>Due Thursday, January 12th Please read Chapter 1 (Overview of Estate Planning). Also, do a general review of Chapter 2 (Data Gathering) and Chapter 3 (Human Side of Estate Planning). Also, sign up for the course on TWEN.</p>

<p>Legal Methods III: Judicial Opinion Writing</p>	<p><i>John Witherow</i></p>	<p>Due Wednesday, January 11th</p> <p>Please read the first 6 pages of the Session One Materials (click the link) and then skim or skip the later portions according to the instructions given in those first 6 pages. Also, please fill out the worksheet in Appendix B (pages 19-20 of the packet in the above link) and bring it with you to class. This assignment is ungraded.</p>
<p>Legal Methods III: Writing for the Bar Exam</p>	<p><i>David Raeker-Jordan</i></p>	<p>Due Friday, January 13th</p> <p>The syllabus and assignments of this class will be posted in Canvas. Before our first class, please complete the relevant assignments by the assigned dates. Note that some assignments might be due before our first class.</p>
<p>Legal Methods III: Writing for the Bar Exam</p>	<p><i>Eden Mandrell</i></p>	<p>Due Tuesday, January 10th</p> <p>There is no first assignment for this course.</p>
<p>Legislation</p>	<p><i>Vince DeLiberato</i></p>	<p>Due Thursday, January 12th</p> <p>Please read pages 105-74 from the required text.</p>
<p>MidPenn Practicum</p>	<p><i>Elizabeth Simcox & Nick Matash</i></p>	<p>Due Tuesday, January 10th</p> <p>Please log on to CORE under the Experiential Learning tab. Use the box in the upper right-hand corner to ADD Experience. This will guide you through adding the information for your placement. Once completed, I will approve, and this will activate your file. I will also be sending a short video on how to use this module. It is pretty easy.</p> <p>Read chapters 1 and 3 for <i>Learning From Practice</i> and watch the "Sheila Heen Ted Talk" video. These can be found by accessing the Resource Library tab on CORE and clicking on the Externship Course Materials tab.</p> <p>I will send a message the week before class starts with information and all requirements will be discussed in our 1st meeting on Jan. 10th. See you then!</p>
<p>Military Law</p>	<p><i>Ken Tozzi</i></p>	<p>Due Thursday, January 13th</p> <p>Please read Chapter 1, pages 1-31 in the assigned textbook and Ch1 of the Fall 2022 Supplement. We will use TWEN throughout the semester. The course syllabus and Syllabus are posted on TWEN. See you in class!</p>
<p>Nonprofit Organization [2-Day Course: 1/4 and 1/7]</p>	<p><i>Christian Johnson</i></p>	<p>Due Wednesday, January 4th</p> <p>Professor Johnson emailed the assignment to everyone early in December. If you did not receive that email, contact him at cjohnson2@widener.edu.</p>

<p>Post-Conviction Litigation</p>	<p><i>James Lawley</i></p>	<p>Due Monday, January 9th</p> <p>Habeas and post-conviction can be incredibly confusing, and sometimes counter-intuitive, areas of the law, so it is a good idea to start with a review of <i>why</i> we have constitutional reviews of convictions beyond the conclusion of direct appeal.</p> <p>The book <i>Federal Habeas Corpus Practice and Procedure</i>, Hertz and Liebman, 7th Ed. (2021) <u>is available as part of your Widener Lexis account</u> and is the go-to practice guide. Sections 2.1, 2.2 and 2.3 of <i>Federal Habeas Corpus Practice and Procedure</i>, Hertz and Liebman, 7th Ed., give a good introduction to what habeas is in its current iteration.</p> <p>How the ideas of habeas law are applied in practice is also important, and can often depart from the theoretical ideals or can harshly interpret those ideals.</p> <p>For an introduction to how these cases are decided in reality, read the identified pages of the following cases: <i>Brumfield v. Cain</i>, 576 U.S. 305, 324-33 (2015) , <i>Wiggins v. Smith</i>, 539 U.S. 510, 523-38 (2003), <i>Cullen v. Pinholster</i>, 563 U.S. 170, 174-90 (2011).</p> <p>There will not be any calling on students to recite the facts of the cases or to summarize the key holdings! But, please think about how habeas law is described in the textbook and how it is applied in these three cases, and be prepared to discuss if and how those two ideas conflict.</p>
<p>Professional Responsibility</p>	<p><i>Randy Lee</i></p>	<p>Due Tuesday, January 10th</p> <p>In our 1st class, we will take last semester's Torts II exam together. Hopefully, this will answer some substantive questions you may have about the exam and also give you some additional practice taking law school exams. For those of you who were not in Torts II, this will still provide you with an opportunity to see how I approach preparing for and writing an exam answer. If you want to meet individually to go over your exam as well, I am eager to do so. Please just let me know so we can set up a time. Please bring your Torts study materials to class. I'll bring the exam.</p> <p>For our 2nd class, please read <i>Spaulding</i> (pp. 1-5 in the materials packet). If you are among the new people (and even if you're not), you may want to read <i>An Agenda for Reading Cases</i> (included with the course syllabus in the syllabus packet). Please also read the Preamble and Scope sections of the Model Rules of Professional Conduct along with Rules 1.4, 1.6, 1.7, 3.3, 3.4, 4.1, and 4.2.</p>

Property II (section 1N)	<i>Anna Hemingway</i>	<p>Due Tuesday, January 10th</p> <ul style="list-style-type: none"> - Access Property II 2023 (Hemingway) on Canvas (available January 5th). - Review the syllabus posted on Canvas (available January 5th). - Read and complete Class Prep Guide I posted on Canvas under “Modules” (available January 5th). - Read Barros, Hemingway, Cavalieri (BHC) <i>Property Law</i>, p. 539-559. You may find it helpful to complete the reading with the class prep guide.
Property II (section 1R)	<i>Quinn Yeargain</i>	<p>Due Monday, January 9th</p> <p>Casebook, pages. 731–38 and 742–58, which covers:</p> <ul style="list-style-type: none"> - <i>Morgan v. High Penn Oil Company</i> - <i>Boomer v. Atlantic Cement Company</i> - <i>Spur Industries, Inc. v. Del E. Webb Development Company</i> - All notes that follow each case
Remedies	<i>Robyn Meadows</i>	<p>Due Tuesday, January 10th</p> <p>Read the Introduction on ChartaCourse. No further assignment. Thursday’s assignment will be on the Calendar section of Canvas for the course by January 1st.</p>
Sales and Leases	<i>Juliet Moringiello</i>	<p>Due Tuesday, January 10th</p> <p>Please check the Canvas site for the first assignment, which will be posted by January 3rd.</p>
SEMINAR: Pandemic Legal Issues	<i>Christian Johnson</i>	<p>Due Thursday, January 12th</p> <p>Please read the cases posted on TWEN in the “First Class Reading Assignment – PA Litigation” folder under the “Course Materials” tab for the first day of class. Please also register on TWEN since all communications will be sent out via TWEN. There is no text book to purchase for the course.</p>
SEMINAR: Tax Policy	<i>Michael Hussey</i>	<p>Due Monday, January 9th</p> <p>Please see the course page on Canvas for your first assignment.</p>

<p>Special Problems in Legal Ethics [2-Day Course: 1/14 and 1/28]</p>	<p><i>Bob Davis</i></p>	<p>Due Saturday, January 14th</p> <p>Welcome to Special Problems in Legal Ethics. The course problems, study materials and important questions are all on the TWEN site for the course.</p> <p>At our first "class", which will last an entire day you recall, you should appear having read, briefed, thought about, and prepared written answers to all questions in Problem Set One, which has two separate parts, and about 10 documents assigned as materials and a number of questions to focus your study and mold the course of our class discussions.</p> <p>You should also do Problem Set Two, which has three separate parts, and about 18 or so cases and articles for you to read, think over, and brief as well as a number of questions on which you should prepare written notes. Your preparation should prepare you to stand and recite, if asked, on any of the assigned materials or questions in the problems and to join in group and class discussions of the problems.</p> <p>I urge that you honestly assess whether you are going to be able to do the required study and preparation after reviewing the course on TWEN as well as my Rules, also on TWEN, for the course. After that review, if you decide not to take the course, please let me and the Registrar know that fact immediately, as others are wait-listed for the course and will need time to do their prep for the course.</p> <p>Before you begin serious preparation, obtain a copy of the current ABA Model Rules of Professional Conduct right away. Then, send your short bio to me at bobsethics45@gmail.com, which will allow me to plan to use any training, skills and experience of class members to add to the analysis and consideration of the problems in the course. Then prepare a name card as described in the Course Rules section as well.</p>
<p>Sports and Entertainment Law</p>	<p><i>Todd Shill & Kevin Gold</i></p>	<p>Due Tuesday, January 10th</p> <p><u>Entertainment</u></p> <ul style="list-style-type: none"> - Course intro; industry overview – Litwak Ch. 1 (pp. 1-8), Ch. 2 (pp. 11-22) - Dealmaking and story theft – <u>Desny v. Wilder</u>, 46 Cal. 2d 715 (1956) <p><u>Sports</u></p> <ul style="list-style-type: none"> - Course introduction, industry overview – Carfagna Ch 1. (pp. 1-27)
<p>State Administrative Law</p>	<p><i>Joel Cheskis</i></p>	<p>Due Monday, January 9th</p> <p>Please read the following:</p> <ol style="list-style-type: none"> 1. <u>The Pennsylvania Sunshine Act</u>, 66 Pa.C.S. sections 701-716 2. <u>Babac v. Pa. Milk Marketing Board</u>, 613 A.2d 551 (Pa. 1992) 3. <u>Moore v. Township of Raccoon</u>, 625 A.2d 737 (Pa. Cmwlth 1993) 4. Act 65 of 2021

<p>Torts II (section N)</p>	<p><i>Mary Kate Kearney</i></p>	<p>Due Wednesday, January 11th Please read the <u>Langan</u> case which was handed out the last class of the first semester. You can also access it via the email Jeremy sent you on 11/21.</p>
<p>Torts II (sections P1 & P2)</p>	<p><i>Randy Lee</i></p>	<p>Due Thursday, January 12th In our 1st class, we will take last semester's Torts I exam together. Hopefully, this will answer some substantive questions you may have about the exam and also give you some additional practice taking law school exams. For those of you who were not in Torts I, this will still provide you with an opportunity to see how I approach preparing for and writing an exam answer. If you want to meet individually to go over your exam as well, I am eager to do so. Please just let me know so we can set up a time. Please bring your Torts I study materials to class. I'll bring the exam.</p>
<p>Torts I (section R)</p>	<p><i>Susan Raeker-Jordan</i></p>	<p>Due Monday, January 9th First assignments will be posted in the Canvas course in the first week module no later than January 4th.</p>
<p>Wills & Trusts (Section 1)</p>	<p><i>Bruce Kogan</i></p>	<p>Due Wednesday, January 11th Please read Chapters 1 and 7 and appendix pages 759-766 in the Anderson and Bloom textbook.</p>
<p>Wills & Trusts (Section 1N)</p>	<p><i>Les MacRae</i></p>	<p>Due Wednesday, January 11th Please read pages 65-99 in the required text.</p>