

THE UNIVERSITY OF AKRON  
School of Law

**Summer Sessions 2008  
Course, Casebook, and Assignment Listing**

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9200:614-481/615-481    JORDAN                      PROPERTY I & II

Casebook(s):    Req:    Dukeminier & Krier, Property, 6th ed., Aspen Law.  
                  Opt:    Bergin & Haskell, Preface to Estates in Land and Future Interests, 2nd ed., West.  
                  Opt:    Laurence & Minzner, A Student's Guide to Estates in Land and Future Interests, 2nd ed., LexisNexis  
                  Opt:    Makdisi, Estates In Land and Future Interests, 4<sup>th</sup> ed., Aspen Law.  
                  Opt:    Nygren, Starting Off Right in Property, 1998, Carolina Academic Press.  
                  Opt:    Hovenkamp, Law of Property: Intro. Survey, 6<sup>th</sup> ed., West.  
                  Opt:    Bernhardt, Real Property in a Nutshell, 5<sup>th</sup> ed., West.  
                  Opt:    Wendel, Possesory Estates and Future Interests Primer, 2<sup>nd</sup> ed., 2005, West.  
                  Opt:    Burke & Snow, Property – Examples and Explanations, 2<sup>nd</sup> ed., Aspen.

Assignment:    Class#1: Read Dukeminier, pages 9-10 (note 1), pages 11-15 (notes 3 and 4), pages 16 (note 6) – 23.  
May 27<sup>th</sup>                      I have not assigned the first case in the book, *Johnson v. M'Intosh*, although you are welcome to read it. In essence, it reflects the proposition that the person who is “first in time” to discover and possess something will become its owner as long as the thing (or land) is not owned by anyone else. The assigned notes reflect and discuss these principles. You should ask yourself why “first in time” is an appropriate principle to follow. Then consider what constitutes “first in time”. Be prepared to discuss why *Pierson v. Post* came out as it did. Why didn't *Post* qualify as “first in time” under the circumstances? How would you argue that he should have won the case?

Class#2: Review *Pierson v. Post*. Read 23-27.  
Prepare to argue an appeal of *Pierson v. Post*, p. 17, to a hypothetical higher court. Those of you sitting to my left will argue against the outcome of the case. Those sitting to my right will argue for it.

How would you argue against the outcome in *Ghen v. Rich*, p. 23?

If *Pierson v. Post* were a precedent in the *Ghen v. Rich* jurisdiction, how might the contending Parties (the whaler and the person who took the whale) argue about its application to the facts of *Ghen v. Rich*?

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Assignment:    Class#3: More on Capture – 27-35, 41-45  
May 28<sup>th</sup>

Is *Keeble v. Hickeringill*, p. 27, consistent with *Pierson v. Post*? How?

Consider the hunter-zealous animal lover conflict in Note 3 on p. 29. What should the parties argue in that dispute?

Prepare to discuss the problems on p. 31-32. How should those disputes be resolved? Why?

Consider problems (a)-(c) on p. 33-34. What rules should govern those disputes? Why?

As to pages 41-45, consider again *Ghen v. Rich* and the problem of oil and gas extraction. Do they involve externalities? What are they? Can you identify other externalities? How should society in

general and property law in particular deal with externalities?

Class#4: Begin Acquisition by Creation – Intellectual Property - 51-68

*International News Service v. Associated Press*, p. 51 – Briefing and discussion. How does this decision relate to principles of “first in time” and protection of possession?

*Cheney Brothers v. Doris Silk Corp.*, p. 55 – Cheney Brothers (plaintiff, who is appealing the case) – L. Doris Silk (defendant who won in the 2d circuit) - **R**

Consider the four note cases at 59-69. What should our intellectual property rules protect? Those to my right prepare to argue for the more protective position in each of the cases (e.g. that the plaintiff should have won in *Nichols* (shades of the recent English *Da Vinci Code* decision). Those to my left argue for the less protective position. What are the policy arguments for the two sides? What principles should we use to decide the close cases (or to decide how to write or amend the intellectual property laws)?

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9200:626-482

COLEMAN

BASIC BUSINESS ASSOCIATION

Casebook(s):

Req: Klein, Ramseyer, *Business Associations*, 6<sup>th</sup> ed., Foundation Press

Req: Klein, Ramseyer, *Business Associations Stats and Rules*, 2007, Foundation Press

Assignment:

Read text pp. 1-62

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9200:627-481

HUHN

COMMERCIAL PAPER

Casebook(s):

Req: Warren, *Payments and Credits*, 7<sup>th</sup> ed., West Law

Req: Warren, *Warren and Walt's Commercial Law: Selected Statutes*, 2007-08 ed., West Law

Assignment:

TBA

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9200:629-481

GIBSON

SECURED TRANSACTIONS

Casebook(s):

Req: Rusch & Sepinuck,, *Secured Transaction*, Thomson West

Assignment:

Read pp. 1-42

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9200:633-481

GIBSON

CORPORATIONS

Casebook(s):

Req: Hazen, *Corporations and Other Business Enterprises*, 2<sup>nd</sup> ed., West.

Assignment:

Read text pp. 95-159.

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9200:638-481

TURNER

FAMILY LAW

Casebook(s):

Req: Abrams, Cahn, Ross and Meyer, *Contemporary Family Law*, West

Assignment: TBA

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9200:642-401                    ANDERSON                    ADR

Casebook(s):    Req:    Fisher & Ury, *Getting to Yes*, 2<sup>nd</sup> ed.

Assignment:    Please read *Getting to Yes* in its entirety prior to the first day of class.

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9200:684-481                    MARKLING                    SEM: SCHOOL LAW I

Casebook(s):    Req:    Anderson, *Ohio School Law Manual*, 2008 LexisNexis (online).

Assignment:    Students must read all assignment prior to class. **Syllabus (which includes the first assignment) is available at the receptionist desk.**

STARTING WITH THE FIRST DAY OF CLASS, STUDENTS WILL NEED TO BRING THEIR LUNCH

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9200:684-483                    MARKLING                    SEM: SCHOOL LAW II

Casebook(s):    Req:    Anderson, *Ohio School Law Manual*, 2008 LexisNexis (online).

Assignment:    Students must read all assignment prior to class. **Syllabus (which includes the first assignment) is available at the receptionist desk.**

STARTING WITH THE FIRST DAY OF CLASS, STUDENTS WILL NEED TO BRING THEIR LUNCH

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9200:684-484                    SETHNA                    SEM: IMMIGRATION LAW

Casebook(s):    Req:    Richard A. Boswell, *Essentials of Immigration Law*\*\*\* (See Note below)

Assignment:

**July 12<sup>th</sup>**                    Read: Chapters 1, 4 and 5; additionally, come prepared to discuss your heritage: how did you come to be a US Citizen/resident? Where did your ancestors immigrate from? Do you have any stories to share that they recounted to you? Any personal insight/experiences with immigration that you would care to share?

**July 19<sup>th</sup>**                    Read Chapter 7, Chapter 2

**July 21<sup>st</sup>**                    Visit to USCIS (INS) in Cleveland, OH

**July 26<sup>th</sup>**                    Read Chapter 3 and client interview

**Aug. 2<sup>nd</sup>**                    Read Chapter 6, overflow- if needed, and Professor Evaluation

Assignment:    Client Interview and Asylum Application

You will interview an alien (bring your space suit please) who will come to our class. The alien may (or may not) have a claim for Asylum. Attached as an ADOBE PDF file please find a copy of the most recent version of the USCIS asylum form. Please go over this form carefully. Your assignment is as follows:

- Interview the alien.
- Obtain the pertinent details to determine if the alien is qualified to apply for asylum under any of the enumerated grounds for asylum.
- Obtain information from the alien that would enable you to fill in as much as possible of the INS form.
- Conduct your own independent research to verify the alien's story and try to locate sufficient supporting or corroborative evidence to support the alien's case.

Analysis:

- Threshold issue determine how you will support the alien's claim for Asylum
- Fill in the INS form in as much detail as possible, in a clear and legible fashion ( I would suggest that you make another copy of the INS form prior to the interview so that you can use one copy for your handwritten notes and then once you have formulated your theory, type all the necessary information and research in on the second copy so that it is presented on a legible and professional manner.)
- Attach to your USCIS Application form any relevant supporting evidence that you may find. Said supporting evidence should be at least three articles/reports/other documents, appropriately highlighted, which would support or reject the alien's claim for asylum. If you are attaching lengthy documents, please highlight the pertinent sections of the document and tab the pages so I can find the relevant material easily.

With regard to your application / paper, please follow the following instructions:

1. Type/computer printout/clear photocopies of all papers and supporting evidence;
2. Highlight pertinent information in the supporting evidence, and
3. Print your university-assigned student ID number (5 or 7 digit) in the top right corner of each page, including any attached articles; attach a cover page to your submittal which should also have the identifying information for this class and the following honor code which should be signed by you "no unpermitted aid given, received, or witnessed." Hand-write the same student ID number immediately after the honor code as your acknowledgment of the code. I will penalize any use of your name at any place in the assignment.
4. Be sure to clip the application and supporting documents securely together and identify yourself (as above) on each separate document within your submission in the event that your submission should come apart.

Thank you. I do hope you enjoy your assignment and are able to help your client!

Syllabus available at Receptionist's Desk in School of Law Dean's Office

**\*\*\* NOTE: PROF. SETHNA WILL ORDER THE BOOK FOR THE CLASS AND WILL HAVE IT AVAILABLE AT HIS OFFICE. THE COST OF THE BOOK IS \$55.00 PLUS \$1.65 - \$5.00 (EST. SHIPPING COSTS). PLEASE MAKE CHECKS PAYABLE TO: FARHAD SETHNA, ATTORNEY. PLEASE PICK UP THE BOOK FROM HIS OFFICES ON OR AFTER MONDAY, JUNE 30, 2008.**

**OFFICE LOCATION: 80 S. SUMMIT ST., COURTYARD SQUARE, STE. 500, AKRON OH 44308, (330) 384-8000**

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9200:684-485

KOOSD

SEM: CAPITAL LITIGATION

Casebook(s):

Req: Coyne, *Capital Punishment & the Judicial Process*, 3<sup>rd</sup> ed., Carolina Academic Press.

Req: Coyne, *Capital Punishment & Judicial Process, 2006 Supplement*, Carolina Academic Press.

Assignment:

Read pp. 1-48 in text and corresponding material in Supplement

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9200:685-481

NEWMAN

WILLS, TRUSTS & ESTATES I

Casebook(s): Req: Dukeminier, *Wills, Trusts & Estates*, 7<sup>th</sup> ed., Aspen.  
Opt: Pennell, *Wills, Trusts & Estates Quick Review*, 1<sup>st</sup> ed., Thomson West

Assignment: Read text pp. 1-59.

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9200:690-401                    COLE                                    TRIAL ADVOCACY I

Casebook(s): Req: Murray, *Basic Trial Advocacy*, latest ed, Maine Law Books.  
Opt: Spence, *Win Your Case*, 2005 ed., VHPS

Assignment: Recommended reading assignment was sent via email to all students who have registered for this class.

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9200:690-402                    RICKETT                                    TRIAL ADVOCACY I

Casebook(s): Req: Mauet, *Trial Techniques*, 7<sup>th</sup> ed., Aspen.

Assignment: Please read the entire textbook prior to the first class.

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9200:696-281/282                RICKETT                                    CLINICAL SEMINAR I

Casebook(s): No text required.

Assignment: Syllabus will be distributed at the first class meeting.

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9200:696-283                    COOK                                        NEW BUSINESS LEGAL CLINIC

Casebook(s): No text required.

Assignment: No first assignment.

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9200:697-281/282                CARRO                                        CLINICAL SEMINAR II

Casebook(s): No text required.

Assignment: Please contact Mr. Rickett to set up your placement as soon as possible and then email Professor Carro at [carro1@uakron.edu](mailto:carro1@uakron.edu).

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9200:698-281/282

REILLY

INDIVIDUAL STUDIES AND RESEARCH

Casebook(s): "Regulations for: 9200:698 Individual Studies and Research" available without cost from the receptionist's desk in the Dean's Office.

Assignment: This is a CONTROLLED CLASS. You need special permission to enroll. Obtain and review the "Regulations" packet for instructions.

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9200: 900 501

ODDI

INTRO INTERNATIONAL IP (GENEVA)

Casebook(s): Req: D'Amato, Anthony, Long, Estelle, *Case Supplement to International Intellectual Property Coursebook, 2002 edition*, West Law

Other material for the course will be available on TWEN

Assignment: TBA

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9200: 901 501

DESSIN/COLEMAN

COMPARATIVE SALES LAW (GENEVA)

Casebook(s): Req: Spanogle and Winship, *International Sales Law*, West

Assignment: TBA

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9200: 902 501

DESSIN/COLEMAN

COMPARATIVE FAMILY LAW (GENEVA)

Casebook(s): Req: Estin and Sterk, *Global Issues in Family Law*, Thomson West

Assignment: TBA

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