

Arizona State University Sandra Day O'Connor College of Law
Pre-trial Practice
Syllabus—1996
Prof. Gary L. Stuart

Our first class will be Friday, August 30, 1996. By then I trust you will have purchased the NITA course books. You will note that one book is a "Library of Cases" and will be rarely used in the course. The other book ("Problems and Materials in Civil Procedure") contains all of the material we will use throughout the course.

You will see that the course book contains Five Exercises. I have prepared a class schedule that roughly follows the exercises in the course book. I will modify the problems to fit Arizona practice and have added a section dealing with disclosure.

Pre-trial practice is best learned by actual performances. The bulk of this course will be devoted to the planning and execution all the things necessary to get the hypothetical case of Polisi v. Clark & Gould ready for trial. You will plan the discovery and the disclosure, argue the motions and take the depositions necessary to present the case to a jury.

During the course of the next 14 weeks you will participate in 5 brainstorming sessions, take 4 depositions and argue 13 oral motions to limit issues in the case. You will have to prepare only one written motion but that will be supplemented by written lists of issues and a disclosure statement.

I expect that you will be able to fully prepare for each class with 3 or 4 hours of outside preparation work per week. I will provide witnesses for each deposition so you will only have to play the role of the lawyer.

We will divide the class into two plaintiff teams and two defense teams on the first day. All work will be done on a team basis so that each student will not have to prepare or perform each week. Each of you will get the chance to deliver several arguments and to participate in several depositions. Everyone will participate in the brainstorming sessions.

The class schedule is attached. Should you have any questions before the first day, please feel free to call me. You can reach me at: 262-5843 (office); 993-1147 (home); 253-3255 (fax); or, email at GALLUP39@AOL.COM.