READING ASSIGNMENTS


Below please find listed the cases and materials that we will be covering in class. Please note, that the textbook is exceptional and has a lot of interesting areas for discussion between each assigned case.

I have identified both the block of materials within which the cases are included and the page numbers where each case begins. Consider the case commentary as well as the text and I seek your commentary in class.

At times I will be integrating the lectures with outside materials to further enhance your understanding of identified the legal frameworks of social policy. I hope to give you a chance to argue a case as part of the class dynamics.

**January 17 through February 7**

Introduction to law and legal frameworks
Interconnections with social policy

The Living Constitution

Understanding the U.S. Supreme Court

Judicial Power and Constraints
Marbury v. Madison (46)
Exparte McCardle (57)

Restraints: Advisory Opinions, Collusion Suits, Mootness, Ripeness, Political Questions, Standing, Separation of Powers

Commerce Clause
M’Culloch v. Maryland

Incorporation of the Bill of Rights
Must States Abide by the Bill of Rights? Initial Responses (66)
Barron v. Baltimore (67)

Incorporation through the Fourteenth Amendment
Early Interpretations (69)
Hurtado v. California (70)

A Standard Emerges (74)
Palko v. Connecticut (76)

Incorporation in the Aftermath of Palko (78)
Duncan v. Louisiana (80)

February 14 through March 6

Civil Liberties (89 - 92)
The First Amendment

Freedom of Speech and Assembly (197- 298)
The Development of Legal Standards:
The Emergence of Law in Times of Crisis (198)
Schenk v. U.S. (200)
Abrams v. United States (202)
Gitlow v. NY (205)
Dennis v. United States (217)
Brandenburg v. Ohio (222)

Contemporary Tests and Constitutional Guidelines (225)
Content and Contexts (230)
United States v. O’Brien (230)
Texas v. Johnson (234)
Chaplinsky v. New Hampshire (239)
Cohen v. California (241)
Hill v. Colorado (247)
R.A.V. v. City of St. Paul, Minnesota (255)
Snyder v. Phelps (258)
Tinker v. Des Moines Independent School District (264)
Morse v. Frederick (267)
West Virginia State Board of Education v. Barnette (272)
Rumsfeld v. Forum for Academic and Institutional Rights, Inc. (277)
Bates v. State Bar of Arizona (283)
Central Hudson Gas and Electric Corporation v. Public Service Commission of New York (289)
Boy Scouts of America v. Dale (293)
Christian Legal Society Chapter of the University of California, Hastings
College of Law v. Martinez (2010) (Trunk)
Doe v, Reed, Washington Secretary of State (2010) (Trunk)

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March 13 through April 3

Criminal Justice and Constitutional Rights
  Overview/ Trends in Decision-making

Rights of the Criminally Accused (457-539)
  Searches and Seizures (465)
  Katz v. U.S. (466)
  United States v. Jones (471)
  Illinois v. Gates (476)
  Arizona v. Gant (484)
  Safford Unified School District v. Redding (488)
  Terry v. Ohio (493)

Enforcing the Fourth Amendment: The Exclusionary Rule (497)
  Mapp v. Ohio (498)
  United States v. Leon (505)
  Hudson v. Michigan (510)
  Herring v. United States (514)
  Kentucky v. King (2011) (Trunk)

The Fifth Amendment and Self-Incrimination (517)
  Escobedo v. Illinois (519)
  Miranda v. Arizona (523)
  Missouri v. Seibert (534)
  Berghuis, Warden v. Thompkins (2010) (Trunk)

April 10 through 24

Attorneys Trials and Punishment (540-600)

  The Right to Counsel (540)
  Powell v. Alabama (the Scottsboro Boys) (541)
  Gideon v. Wainwright (545)

  The Pretrial Period and the Right to Bail (551)

  The Sixth Amendment and Fair Trials (552)
  Batson v. Kentucky (555)
  Sheppard v. Maxwell (561)
  Richmond Newspapers v. Virginia (566)
  Turner v. Rogers (2011) (Trunk)
Trial Proceedings (546)

Final Trial Stage: Overview of Sentencing (548)

The Eighth Amendment (550)
Greg v. Georgia (576)
Atkins v. Virginia (586)
Graham v. Florida (2010)(Trunk)

Post-Trial Protections and the Double Jeopardy Clause (596)

Post-Release Protections (598)

Civil Rights and the Constitution: Discrimination (603-720)

The Fourteenth Amendment (604)

The Supreme Court and Equal Protection of the Laws (604)

Congressional Enforcement of the Fourteenth Amendment (607)

The Fifteenth Amendment (610)

Racial Discrimination (611)
Plessy v. Ferguson (612)
Sweatt v. Painter (617)
Brown v. Board of Education I (620)
Brown v. Board of Education II (624)
Swann v. Charlotte-Mechlenburg Board of Education (627)
Parents Involved in Community Schools v. Seattle School District No. 1 (632)
Loving v. Virginia (639)
Shelley v. Kraemer (644)
Burton v. Wilmington Parking Authority (647)
Moose Lodge No. 107 v. Irvis (649)

Sex Discrimination (652)
Reed v. Reed (654)
Craig v. Boren (657)
United States v. Virginia (663)

Discrimination Based on Sexual Orientation (671)
Romer v. Evans (671)

Discrimination Based on Economic Status (678)
San Antonio Independent School District v. Rodriguez (679)
Discrimination against Undocumented Persons
Plyler v. Doe (685)

Remedying the Effects of Discrimination: Affirmative Action (689)
Regents of the University of California v. Bakke (691)
Adarand Constructors, Inc. v. Pena (701)
Grutter v. Bollinger (707)
U.S. v. Fisher (Trunk)

Contemporary Developments in Discrimination Law (719)

Chapter 13 Voting and Representation (721-769)

Elections and the Court (721)
Bush v. Gore (722)

Voting Rights (729)
South Carolina v. Katzenbach (732)

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Crawford v. Marion County Election Board (738)

Regulation of Election Campaign (742)
Citizens United v. Federal Elections Commission (734)

Political Representation (751)
Reynolds v. Sims (754)
Miller v. Johnson (761)

Adjourn