

CLASS NUMBER AND NAME: LGN370A DISCOVERY I

TOTAL CLOCK HOURS/UNITS: 24 Hours/2 Units

PREREQUISITES: LGN231F - Estate Planning and Probate

TEXT AND MATERIALS: California Civil Litigation, 5th ed., Burnett Luten, Susan. 2009
Delmar/Cengage (ISBN 9781428318458)

CLASS DESCRIPTION: This course concentrates on discovery and investigation in civil litigation. Students will review case scenarios and recommend courses of discovery procedures to be taken. Students will prepare and respond to numerous discovery documents including interrogatories and requests for production of documents. Students will also review and summarize depositions of parties. The course will provide the student with an understanding of the rules for California discovery procedures.

CLASS OBJECTIVES: This class is designed to provide the student with the skills and knowledge necessary to prepare numerous discovery documents, including interrogatories and requests for production of documents, and to summarize depositions. Students will learn to conduct investigative research that will enable them to find evidence that can be used at trial.

REQUIREMENTS: This is an approximate schedule and is subject to change at the instructor's discretion. The student is responsible for any missed information and handouts due to absences. Homework includes familiarizing yourself to the Calendar and Syllabus, textbook reading assignments, and study guide homework plus diagrams, flashcards, and practice tests all when appropriate to augment learning. The time spent in preparation for or reflection on course lecture will approximate two hours outside of class for each lecture credit hour utilized by the instructor in delivery of the materials and ¼ hour outside of class for each hour of structured lab time.

CLASS FORMAT OVERVIEW: The class will consist of lecture, class discussion, assignment overview, and lab time. Students are expected to work diligently on their assignments, including reading all materials outside of class as well as in class. Class participation is required.

ATTENDANCE: It is critical to the student's success to attend class every day. The student's presence for the entire hour is an important demonstration of the concept of professional demeanor and shows respect for the class. Therefore, students will only be marked present when they arrive on time and remain for the entire class session. A student must be present for a minimum of 80 percent of the class, or she or he will be asked to leave the class and will receive a failing grade in the class.

TESTING:

There are two Final Exams in Discovery, one at the end of Discovery I and one at the end of Discovery II. There may be quizzes given throughout Discovery at the instructor's discretion.

GRADING POLICIES:

No late homework assignments will be accepted by the instructor.
The attached course outline provides points available and homework policies.

Weighting of grades is as follows:

100% Homework, Quizzes, Final Exams or Written Papers, Participation, Professionalism/Attendance (See Class Outline for specific points assigned)

FINAL GRADE:

In Discovery I, the final grade is a letter grade based on assignments, attendance, and the final exam.

**ANTICIPATED LEARNING
OUTCOMES:**

Upon completion of Discovery I the student will be able to:

1. Analyze case information and formulate special interrogatory responses. This includes understanding and properly using objections based on California Evidence Code and California Code of Civil Procedure as well as California Rules of Court. Properly draft responses to special interrogatories, including proof of service;
2. Analyze case information and formulate special interrogatories. This includes understanding any and all objections that may be used by the responding party and formulating interrogatories that will escape objections and be worthy of responses. Properly draft responses to special interrogatories, including proof of service;
3. Review and understand deposition transcripts. Properly summarize deposition transcripts. Understand statutes pertaining to depositions;
4. Understand California evidentiary rules, scope of discovery disclosures, and miscellaneous discovery procedures. Students will learn to conduct investigative research that will enable them to find evidence that can be used at trial; and
5. Organize and index discovery documents.

Discovery I, LGN370A OUTLINE

DATE	TOPICS TO BE COVERED	ASSIGNMENT - DUE DATES
Week 1	<p>Introduction to Evidence and Introduction to Discovery:</p> <p>Overview - Relevance, Objections, Attorney-Client Privilege, and Attorney Work Product</p> <p>Respond to Special Interrogatories</p>	<p>HW: Read/Review: California Civil Litigation, Chapter 13, Code of Civil Procedure §§ 2030.010, et seq. and Code of Civil Procedure §§ 2030.210, et seq.</p> <p>Assignment #1 Respond to Special Interrogatories (Smith v. Brown) Assignment Due: First Class, Week 2 (100 points)</p>
Week 2	<p>Objections and Evidence cont'd</p> <p>Special Interrogatories: How to Draft Special Interrogatories</p>	<p>HW: Read/Review: California Civil Litigation, Chapter 14</p> <p>Assignments 2, 3, and 4 Draft Special Interrogatories (Crane v. Bundy) (1) Al Bundy and (2) Bud Bundy (3) Brittney Spears (Extra Credit Assignment) Assignments Due: First Class, Week 3 (100 points)</p>
Week 3	<p>Objections and Evidence cont'd Responses to Special Interrogatories</p> <p>Exchange and respond to another student's set of special interrogatories in Crane v. Bundy matter</p>	<p>HW: Read/Review California Civil Litigation Chapter 14, review relevant California statutes as introduced by instructor, review special interrogatories</p> <p>Assignments 5 and 6 Responses to Interrogatories (Crane v. Bundy) (1) Al Bundy and (2) Bud Bundy Assignments Due: First Class, Week 4 (100 points)</p>
Week 4	<p>Lecture – Depositions and Deposition Summaries</p> <p>Objections at Depositions, Preserving Objections, Hearsay Rules, Procedures, Testimonial Evidence Review (Mock Deposition)</p>	<p>HW: Read/Review: California Civil Litigation Chapter 16, Code of Civil Procedure §§ 2028.010 et seq., Evidence Code re hearsay rules as given by instructor</p> <p>Assignment #7 Group project -- Prepare questions for mock deposition (100 pts) Assignment #8 In Class Participation -- Mock Deposition (100 pts)</p> <p>Assignment #9 Deposition Summary Assignment Introduced Assignment Due: Last Class, Week 6 (200 points)</p>

<p>Week 5</p>	<p>Finalize all discovery documents for Discovery I Folder: Lab days to finalize discovery documents and finish deposition summary</p>	<p>HW: Review all assigned chapters and handouts and prepare questions for review Assignment #9 Continued Deposition Summary from Mock Depo Transcripts (Crane v. Bundy) (200 points)</p>
<p>Week 6</p>	<p>Comprehensive Review for Final Exam FINAL EXAMINATION Last Class, Week Six (NO open book, NO notes) (100 points)</p>	<p>HW: review and prepare notes for final Deposition Summary (from Week 5) Assignment Due: Due final class, week 6 Assignment #10 Discovery folder (100 points) Assignment Due: Due final class, Week 6</p> <p>FINAL EXAMINATION Last Class, Week Six (NO open book, NO notes) (100 points)</p>

NOTE: This is an advanced paralegal course. In order for the class to move forward in a timely manner, it is crucial that you finish your work on time in order for your classmates to work with you. No late assignments will be accepted. The instructor reserves the right to reconfigure the above with prior notice to the class. The class objectives will be met regardless of deviation from this outline.

This is an approximate schedule and is subject to change at the instructor's discretion. The student is responsible for any missed information and handouts due to absences. Homework includes familiarizing yourself to the Calendar and Syllabus, textbook reading assignments, and study guide homework plus diagrams, flashcards, and practice tests all when appropriate to augment learning. The time spent in preparation for or reflection on course lecture will approximate two hours outside of class for each lecture credit hour utilized by the instructor in delivery of the materials and ¼ hour outside of class for each hour of structured lab time.