

**PROFESSOR MARTIN L. SEEGER, IV
CIVIL PROCEDURE
EMPIRE SCHOOL OF LAW
DECEMBER 2010
MIDTERM EXAM**

**QUESTION ONE
ISSUE OUTLINE**

1. The first question deals with the broad topic of Personal Jurisdiction. The question requires the student to discuss personal jurisdiction, in the context of minimum contacts as set forth in International Shoe. A discussion of the difference between Specific Jurisdiction and General Jurisdiction is also required.
2. The second question deals with the waiver and consolidation aspects of Rule 12. It also requires the student to discuss the proper venue for this case.
3. The third question deals with the amendment of pleadings, the Relation Back Doctrine and the applicability of Supplemental Jurisdiction.
4. The fourth question deals with the alternative motions to transfer under the federal statute of dismiss under the common law doctrine of forum non conveniens.

**PROFESSOR MARTIN L. SEEGER, IV
CIVIL PROCEDURE
EMPIRE SCHOOL OF LAW
DECEMBER 2008**

**QUESTION TWO
ISSUE OUTLINE**

1. The first question deals with Subject Matter Jurisdiction, details about diversity and consolidation of claims. The student is required to discuss domicile for corporations and the removal and remand process.
2. The second question deals with the pleading standards in federal court and the standards for a Rule 12 motion to dismiss.
3. The third question deals with the Erie Doctrine.
4. The fourth question deals with the amendment of pleading, the change of parties' names and the relation back doctrine.