

Civil Procedure
Law 6212 – Section 13A
Fall 2023

SYLLABUS
Part 3

Abbreviations used below:

FMSH	Friedenthal, Miller, et al., CIVIL PROCEDURE (13th ed.)
Supp.	Friedenthal, et. al, 2023-2024 Civil Procedure Supplement
SM	Supplementary Materials
F.R.	Federal Rule(s) of Civil Procedure

XII. Appeal

31. *Appealability, Reviewability, and the Time to Appeal*
FMSH 1213-1224 (not including *Will v. Hallock*)
FMSH 1240-1243 (through the end of note 3 under heading C.1)
Supp: 28 U.S.C. §§ 1291, 1292(a), (b)
Supp: Fed. R. 54(b); Fed. R. App. P. 4
SM 42-45
32. *Standard of Review*
SM 46-48
FMSH 1252-1255. 1257-1258 (notes 1-2)
SM 49-52

XIII. Preclusion

33. *Claim Preclusion*
Review your notes on preclusion from the start of the term
FMSH 1259-1270 (through note 9)
FMSH 1275-1278
FMSH 73 (just *Fetter v. Beal*)
Supp: Fed. R. 13
34. *A. Issue Preclusion*
FMSH 1286-1289 (to the end of the case)
FMSH 1292 (start of note 3) - 1299 (not including *US v. Moser*)

B. The Quality of Judgment Required
SM 53-54
35. *Persons Bound and Benefitted by Preclusion*
FMSH 1325-1343
SM 55-58