

introduction to federal civil procedure written by a bar exam expert look inside

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Intro

Venue

Proper Venue

Residents

Recap

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What is Personal Jurisdiction?

PERSONAL JURISDICTION: "MINIMUM CONTACTS"

PERSONAL JURISDICTION: "MINIMUM CONTACTS"

To obtain personal jurisdiction over a defendant, the defendant must have "minimum contacts" with the state in which the action is brought (i.e., the "forum state").

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Process of Discovery

Rule 26 Which Is Entitled Duty To Disclose and General Provisions Governing Discovery

Discovery Conference

Rule 34 Document Production Requests upon Other Parties to the Litigation

Mandatory Disclosures

Expert Testimony Disclosures

3 Pre-Trial Disclosures Pretrial

Limitations on Discovery

Trial Preparation Materials and Work Product Rule

The Work Product Doctrine

Protective Orders

Civil Procedure Bar Review: Most Tested Areas of Law on the Bar Exam [BAR BLITZ PREVIEW] -

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Introduction

Jurisdiction and Venue

Subject Matter Jurisdiction

Federal Question Jurisdiction

Diversity Jurisdiction

Amount in Controversy

Conclusion

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Introduction

Personal Jurisdiction

Issues to Resolve

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Basic Issue Spotting

Fact Pattern

Source of Federal Law

Two Is What Is the Source of the Federal Law

Source of the Federal Law

Federal Court Adjudicating a State Law Claim in Diversity Jurisdiction

Determining Scope

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The former president's reputation as ...

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Trump's NYC roots

Summary judgment and pending penalties

Consequences for Trump Organization

What's next?

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Format of the New York Bar Exam

Overall Strategy

Phase 1: Content Mastery

Phase 2: Preparing for Exam Day

Conclusion

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Introduction

Requirements for a Court to Hear and Decide a Case

Subject-Matter Jurisdiction Generally

Subject-Matter Jurisdiction as a Requirement

Waiver Rules

Limited Jurisdiction vs. General Jurisdiction

State Subject-Matter Jurisdiction

Concurrent vs. Exclusive Subject-Matter Jurisdiction

Visualizing Subject-Matter Jurisdiction at Federal & State Level

Conclusion & Test-Taking Strategy

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Intro

Call of the Question

Personal Jurisdiction

Traditional Bases

State Longarm Statute

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Personal Jurisdiction Analysis

Subject Matter Jurisdiction

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Pleadings

Approach

Long-Arm Statute

Long-Arm Statutes Specific

Pleading

Factual Plausibility

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Personal Jurisdiction

Constitutional Limits on Personal Jurisdiction

Personal Jurisdiction

Personam Jurisdiction

Traditional Basis of in Personam Jurisdiction

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Intro

What is discovery and what are the two main categories?

When is information considered relevant for discovery purposes?

What is a Rule 26(f) conference?

What is the deadline to hold a Rule 26(f) conference?

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Most Frequently Tested Rules

Authority of the Court

Subject Matter Jurisdiction

Federal Question and Diversity

Well-Pleaded Complaint Rule

Diversity Jurisdiction

Complete Diversity

Citizenship

To Identify a Submental Jurisdiction Issue

Supplemental Jurisdiction Supplemental Jurisdiction

Personal Jurisdiction

Contact Analysis

Minimum Contact Analysis

Venue

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Intro

What is a complaint and what must it contain?

What must an answer contain?

What is a 12(b)(6) motion and what is the deadline for filing?

What is a 12(c) motion and the deadline for filing?

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Intro

What is the Erie doctrine?

What law applies when there is federal question jurisdiction?

What's the difference between procedural and substantive law?

In diversity jurisdiction cases, assuming state common law and federal law conflict, what is the first step in Erie analysis?

For Erie analysis, if the law is something in the middle, how do you determine which law to apply?

Generally, for what type of rules will the balance of interests fall in favor of the state? (These are also referred to as "strong state policy" rules.

As a general rule, are choice of law rules substantive or procedural?

As a general rule, are elements of a crime or substantive or procedural?

As a general rule, are burdens of proof substantive or procedural?

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