

Syllabus

Constitutional Law II: Law 158-001 Spring 2009 Revised 12/15/2008

Tuesday 4:00 pm to 5:50 pm Room 221

Prof. Allison R. Hayward
Room 405, 703.993.8746
ahayward@gmu.edu

Office Hours: By Appointment

Policies: You must sign the seating chart and attend class regularly. Accreditation standards in general require 80% attendance for you to be eligible to sit for the exam. Attendance and *quality* participation will also be factored in as an element of your final grade. Your grade will be determined in most cases by your classroom participation and your performance on the closed book, closed note final exam.

Please **turn your phone off** before the start of class. I may cover material quickly, so **do not surf the Internet, or use IM, Twitter, Facebook, text messaging, Blackberries, phones, Skype, or other communications gizmos during class.** Nor should you play computer games. If this imposes a specific, temporary and undue hardship on you please talk to me individually. You are, of course, welcome to bring your laptop to class, and use it to take notes and refer to notes you have taken. If you are dining with us, please be mindful of the distraction cause by rattling bags and prepare in advance by opening items before class begins or during the break.

You are also welcome to direct questions my way via email, ahayward@gmu.edu. My practice is to share thoughtful individuals' questions (and my answers) with the class via email when they are of general utility, using the email addresses available through Patriotweb.

The final exam is scheduled for May 9, 2009, at 12 noon.

Text: We will be using Barnett, **Constitutional Law: Cases in Context** (Aspen 2008). You will not need to purchase the supplement. Barnett features relatively fewer, but longer, case excerpts. *It may be possible for groups of students to purchase one common book from which to review the "study questions" and identify the specific cases, but use online sources for the text of the cases, if saving money is an issue. I cannot vouch for this approach – this is a new casebook. I only offer it as a suggestion.*

Assignments

January 13: Barnett; Chapter 1, Assignments 6 & 7
Chapter 2, Assignment 5

January 20 – Class cancelled (inauguration day)

January 27: Ch. 3, Ass. 3
Ch. 5, Ass. 1

February 3: Ch. 5, Ass. 2 & 3

February 10: Introduction pp. 355-56
Ch. 6, Ass. 2 & 3

February 17: Ch. 6, Ass. 4
Ch. 7, Ass. 2

February 24: Ch. 7, Ass. 4
Ch. 8, Ass. 1 (start)

March 3: Ch. 8, Ass.1 (finish) and 2

Spring Break March 9-13

March 17: Ch. 8, Ass. 4 – 6 (Assignment 5 is an emanation from the penumbra)

March 24: Ch. 14, Ass. 1 & 2

March 31: Ch. 14, Ass. 3 & 4

April 7: Ch. 15, Ass. 1 & 2

April 14: Ch. 15 Ass. 3 & Ch. 16, Ass. 1
Ch. 20 Ass. 1 and *DC v. Heller*, 128 S. Ct. 2783 (2008)

April 21: Ch. 21 Ass. 1 & 2