

Civil Procedure

Cases, Text, Notes, and Problems

Second Edition

2010-11 Supplement

Larry L. Teply

PROFESSOR OF LAW
CREIGHTON UNIVERSITY

Ralph U. Whitten

SENATOR ALLEN A. SEKT PROFESSOR OF LAW
CREIGHTON UNIVERSITY

Denis F. McLaughlin

PROFESSOR OF LAW
SETON HALL UNIVERSITY

CAROLINA ACADEMIC PRESS

Durham, North Carolina

Copyright © 2010
Larry L. Teply
Ralph U. Whitten
Denis F. McLaughlin
All Rights Reserved

ISBN 978-1-59460-909-1

Carolina Academic Press
700 Kent Street
Durham, NC 27701
Phone 919-489-7486
Fax 919-493-5668
www.cap-press.com

Printed in the United States of America

Contents

Table of Cases.....	v
Chapter 1. Introduction to Civil Procedure and Practice	1
Chapter 2. Personal Jurisdiction and Related Matters	3
Chapter 3. Venue and Related Matters	5
Chapter 4. Subject-Matter Jurisdiction	7
Chapter 5. Sources of Law	17
Chapter 6. Pleading and Related Matters.....	51
Chapter 7. Joinder of Claims and Parties.....	73
Chapter 8. Discovery	75
Chapter 9. Disposition of the Action Without Trial	79
Chapter 10. Trial.....	83
Chapter 11. Post-Trial Motions, Appellate Review, and Extraordinary Relief from Judgments.....	85
Chapter 12. Finality in Litigation.....	87

Table of Cases

[Principal cases are indicated in bold typeface.]

<i>Ashcroft v. Iqbal</i>	53
<i>Colby v. Umbrella</i>	65
<i>Cullen v. Auto-Owners Ins. Co.</i>	65
<i>Erickson v. Pardus</i>	52
<i>Fowler v. UPMC Shadyside</i>	63
<i>Hertz Corp. v. Friend</i>	8
<i>Iannacchio v. Ford Motor Co.</i>	66
<i>Iqbal v. Hasty</i>	51
<i>Krupski v. Costa Crociere S.p.A.</i>	66
<i>Republic of Philippines v. Pimentel</i>	73
<i>Robbins v. Oklahoma</i>	53
<i>Shady Grove Orthopedic Associates v. Allstate Insurance Co.</i>	17
<i>Taylor v. Sturgell</i>	87