

MEMORANDUM

To: All Criminal Procedure-Investigation Students
From: Prof. Charles Weisselberg
Date: January 2013
Re: Course Policies and Procedures and First Assignment

Welcome to Criminal Procedure! This memorandum reviews several class policies and procedures. The first class assignment is in paragraph 2, below.

1. *Readings.* The text is Kamisar, Israel, LaFare, King, Kerr & Primus, BASIC CRIMINAL PROCEDURE (13th ed. 2012). I will circulate handouts in addition to these materials. The text is the paperback edition of a much larger casebook. I will post handouts on the course web page on bSpace and distribute paper copies in class.

2. *First assignment.* For the first class, please read pages 1-22 in the text, and begin pages 955-61 in Handout #1. Paper copies of this memo, the Syllabus and Handout #1 will be available outside my office door (688 Simon) by January 3, and will be distributed in class. They are also on the bSpace course page. The Syllabus can be found under the "Syllabus" tab. To download handouts, click on the "Resources" tab and look for the "Handouts" folder.

3. *PowerPoint slides.* The PowerPoint slides that we use in class will be posted on the bSpace course page (under the "Resources" tab). I will try to have the PowerPoints for the full week posted by Tuesday night.

Please note that the slides generally include headings, discussion points, and questions. I expect you to review the slides before class. They should help you organize the cases and they will focus your attention on the issues we will discuss in class. While the slides should assist you in creating a course outline, the slides are not a replacement for your own outline.

4. *Seating.* An electronic seating chart will become available during the second week of class. We'll have 2 charts because we are moving between 2 classrooms.

5. *Office hours.* My office is in Simon Hall, Room 688. Regular office hours are Thursdays from 2:00 to 3:30. If you need to see me but cannot make these hours, please contact me and we will set an appointment. My email is: cweisselberg@law.berkeley.edu.

6. *Exam/grading.* The exam is three hours. Just like the bar exam, this exam is closed book. That means no notes, outlines or other materials are allowed, nor may you access files on your computer. At least half of the exam will be multiple choice; the remainder will be an essay or essays. I will take class participation into account in grading, primarily in close cases.

7. *Attendance/preparation.* I expect you to attend class regularly and to be prepared. Our class sessions will be a mix of lectures and discussions, and it is important that students are sufficiently on top of the readings to be able to talk about them in class. To facilitate our class discussions, I will place a certain number of students "on call" each week (beginning the second week of classes). While I hope that you will be prepared for all of the classes, it is especially important that you be present and prepared when you are on call. For the weeks you are "on

call,” please email me if *you expect to be absent or if you cannot do the readings*. If you are absent during an “on call” week without telling me or if you “pass” during an “on call” week, I will place you on call for the next class. (I won’t apply this rule for make up classes; you’ll still be on call, but there is no penalty if you have to miss the class). It is a big class, so if I don’t get to you when you are on call, please do not be concerned. You should also feel free to join a class discussion another time.

Here is the schedule of students “on call”:

Week beginning	Students with last names beginning
January 16	A-H
January 23	I-P
January 30	Q-Z
February 6	A-H
February 13	I-P
February 20	Q-Z
February 27	A-H
March 6	I-P
March 13	Q-Z
March 20	A-H
April 3	I-P
April 10	Q-Z
April 17	A-H (Wednesday and Thursday only); Q-Z (Friday only)

8. *Make up classes*. Regrettably, I must cancel classes on February 6 and 7, and March 6. I have scheduled make up classes for three Fridays: January 25, February 8 and March 8. The make up classes will meet from 2:10 to 3:20 p.m. in room 105. I will have these classes taped in the event that you cannot attend.

I hope that you enjoy the course.