

University of Houston Law Center
6319 CIVIL PROCEDURE (FLLM ONLY) - NGUYEN- 25882
- Fall 2025- Room 310

Professor Contact Information

Instructor: Hung “Huck” Nguyen
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Office Phone:

Class Schedule and Location: Class is scheduled for Fridays from 11:00 am – 2:00pm. Instruction will be face-to-face in classroom rm. 310.

Office Hours: I am available to meet with students regularly. You should feel free to call or e-mail me with any questions, concerns, or comments, or to schedule an appointment.

Required Reading Material (both are required):

- (1) CIVIL PROCEDURE IN FOCUS, 3rd edit., by Counsellor and Porterfield.
- (2) A. Benjamin Spencer, Federal Civil Rules Supplement (2023-2024), ISBN: 9798887860329.

CANVAS: I will post slides and course materials on CANVAS, which is available through your Courgarnet login. Make sure to check the website regularly.

Learning Outcomes: I have three goals for this course. First, the course will teach you fundamental federal civil procedure, its rules and doctrines. Second, the course will help with understanding of the overall litigation system in the United States; Third, the course will assist you in bar preparation and developing your basic lawyering skills. This includes the ability to spot the issue, state a rule, and draw conclusions and examine its application in other cases and contexts.

Course Attendance and Participation: Consistent with university policy, 80 percent attendance in class is required. An attendance list will be circulated at each class session. Those individuals not satisfying the attendance requirement will be reported to UH Law Center administrative officials to be dropped from the course. During class, students will be called on at random (Socratic method) to answer questions about the reading. Students will be expected to have read the assigned readings prior to class and to be prepared to discuss the material in class.

Grade and Assessment Methods: Your final grade will be based on a final examination given at the end of the semester, consisting of a potential combination of multiple choice, essay, and/or short answer questions. It will be CLOSED BOOK to better assist you in preparing for the bar exam.

Use of Laptops: You may use a laptop for taking notes and other purposes directly related to the class. Use of your laptop for any other purpose is prohibited during class meetings (e.g., you may NOT surf the internet, play games or give/receive answers or other aid via any method). Nonparticipation and nonresponsiveness in the classroom discussion attributable to diversionary

uses of your personal computer constitutes an absence from the class. In the event this occurs, you are not eligible to sign the attendance sheet and are subject to appropriate action as the professor may determine in her sole discretion.

Mental Health and Wellness Resources: The University of Houston has a number of resources to support students' mental health and overall wellness, including CoogsCARE and the UH Go App. UH Counseling and Psychological Services (CAPS) offers 24/7 mental health support for all students, addressing various concerns like stress, college adjustment and sadness. CAPS provides individual and couples counseling, group therapy, workshops and connections to other support services on and off-campus. For assistance visit uh.edu/caps, call 713-743-5454, or visit a Let's Talk location in-person or virtually. Let's Talk are daily, informal confidential consultations with CAPS therapists where no appointment or paperwork is needed. The Student Health Center offers a Psychiatry Clinic for enrolled UH students. Call 713-743-5149 during clinic hours, Monday through Friday 8 a.m. - 4:30 p.m. to schedule an appointment. The A.D. Bruce Religion Center offers spiritual support and a variety of programs centered on well-being. Need Support Now? - If you or someone you know is struggling or in crisis, help is available. Call CAPS crisis support 24/7 at 713-743-5454, or the National Suicide and Crisis Lifeline: call or text 988, or chat 988lifeline.org.

Title IX/Sexual Misconduct: Per the UHS Sexual Misconduct Policy, your instructor is a "responsible employee" for reporting purposes under Title IX regulations and state law and must report incidents of sexual misconduct (sexual harassment, non-consensual sexual contact, sexual assault, sexual exploitation, sexual intimidation, intimate partner violence, or stalking) about which they become aware to the Title IX office. Please know there are places on campus where you can make a report in confidence. You can find more information about resources on the Title IX website at <https://uh.edu/equal-opportunity/title-ix-sexual-misconduct/resources/>.

Reasonable Academic Adjustments/Auxiliary Aids: The University of Houston is committed to providing an academic environment and educational programs that are accessible for its students. Any student with a disability who is experiencing barriers to learning, assessment or participation is encouraged to contact the Justin Dart, Jr. Student Accessibility Center (Dart Center) to learn more about academic accommodations and support that may be available to them. Students seeking academic accommodations will need to register with the Dart Center as soon as possible to ensure timely implementation of approved accommodations. Please contact the Dart Center by visiting the website: <https://uh.edu/accessibility/> calling (713) 743-5400, or emailing jdcenter@Central.UH.EDU.

Recording of Class: Students may not record all or part of class, livestream all or part of class, or make/distribute screen captures, without advanced written consent of the instructor. If you have or think you may have a disability such that you need to record class-related activities, please contact the Justin Dart, Jr. Student Accessibility Center. If you have an accommodation to record class-related activities, those recordings may not be shared with any other student, whether in this course or not, or with any other person or on any other platform. Classes may be recorded by the

instructor. Students may use instructor's recordings for their own studying and notetaking. Instructor's recordings are not authorized to be shared with anyone without the prior written approval of the instructor. Failure to comply with requirements regarding recordings will result in a disciplinary referral to the Dean of Students Office and may result in disciplinary action.

Resources for Online Learning: The University of Houston is committed to student success, and provides information to optimize the online learning experience through our Power-On website (<https://uh.edu/power-on/learning/>). Please visit this website for a comprehensive set of resources, tools, and tips including: obtaining access to the internet, AccessUH, Blackboard, and Canvas; using your smartphone as a webcam; and downloading Microsoft Office 365 at no cost. For questions or assistance contact UHOnline@uh.edu.

UH Email: Please check and use your CougarNet email for communications related to this course. Faculty use the CougarNet email to respond to course-related inquiries such as grade queries or progress reports for reasons of FERPA. To access your CougarNet email, login to your Microsoft 365 account with your CougarNet credentials. Visit University Information Technology (UIT) for instructions on how to connect your CougarNet e-mail on a mobile device.

Security Escorts and Cougar Ride: UHPD continually works with the University community to make the campus a safe place to learn, work, and live. The security escort service is designed for the community members who have safety concerns and would like to have a Security Officer walk with them, for their safety, as they make their way across campus. Based on availability either a UHPD Security Officer or Police Officer will escort students, faculty, and staff to locations beginning and ending on campus. If you feel that you need a Security Officer to walk with you for your safety, please call 713-743-3333. Arrangements may be made for special needs. Parking and Transportation Services also offers a late-night, on-demand shuttle service called "Cougar Ride" that provides rides to and from all on-campus shuttle stops, as well as the MD Anderson Library, Cougar Village/Moody Towers and the UH Technology Bridge. Rides can be requested through the UH Go app. Days and hours of operation can be found at <https://uh.edu/af-university-services/parking/cougar-ride/>.

Syllabus Changes: Please note that the instructor may need to make modifications to the course syllabus. Notice of such changes will be announced as quickly as possible through email and CANVAS.

Honor Code: The UHLC Honor Code applies to all aspects of this course. You are responsible for knowing all Honor Code provisions and for complying with the Honor Code. Please inquire if you have any questions regarding how the Honor Code's provisions apply to specific activities or situations related to this course. Your continuing enrollment in this course is deemed to be a pledge by you under the Honor Code to comply with the Honor Code in relation to this course and to comply with the instructions in the course syllabus.

AI Generated Text: The software technology known as artificial intelligence has recently expanded its capability to generate text (AI Generated Text). Examples of the technology include what are known as “generative” large language models (LLMs), and a specific implementation what is well known in the general public is ChatGPT. These systems can generate text in response to prompts and/or input of other text/documents/code/images. The output, the AI Generated Text, appears to have human-mimicking “intelligence” and is thus potentially usable as a substitute for written work product one might generate themselves. AI Generated Text can include computer code or programs as well as human language content.

Your continuing enrollment in this course is deemed to be a pledge by you under the Honor Code to not prompt, generate, obtain, read, or use any AI Generated Text in relation to any activity or assessment in this course. This applies to AI Generated Text from yourself or others. This pledge includes that your assessment work product in the course is without any contribution from AI Generated Text. This specifically extends to the plagiarism policy and unauthorized aid/materials parts of the Honor Code: AI Generated Text will be treated as from another/other in applying the plagiarism policy to this course. The term “assessment” means any work product generated for this course that is submitted to the instructor or presented in a class session, regardless whether it is graded content or not. Assessments include mid-terms and final exams. AI Generated Text may not be used in the development or drafting of any assessments created by you in a non-proctored environment, such as a “take-home” final examination unless specified as an exception below. The parts of the Honor Code that refer to unauthorized materials or aid are specifically prohibited from any use of AI Generated Text in this course.

Reading Assignments: A complete list of reading assignments are forthcoming.

Tentative Course Schedule

Date	Topic	Reading
Wk 1- 08.29	Introduction to Civil Procedure	Ch.1 - An Intro to Fed Civ Pro (pg. 1-12); and Ch. 2 - An Intro to Subject Matter Jurisdiction (pg. 17-25)
Wk 2 – 09.05	Subject Matter Jurisdiction and Diversity Jurisdiction	Ch.3 – Diversity of Citizenship Jurisdiction (pg.27-65) Mas v. Perry, Hertz Corp. v. Friend, Carden v. Arkoma Associates, Diefenthal v. Civil Aeronautics Board.
Wk 3 - 09.12	Federal Question and Removal	Ch.4 – Federal Question Jurisdiction (pg.67-87) Louisville v. Nashville Railroad Co. v. Mottley
Wk 4 – 09.19		Ch.5 – Removal of Cases from State Courts (pg. 87-107); and Ch.6 – An Intro

		to Personal Jurisdiction (pg. 115-122) Avitts v. Amoco Production Co.
Wk 5 – 09.26		Ch.7 – Specific Personal Jurisdiction (pg.123-183)
Wk 6 – 10.03		Ch.8 – General Personal Jurisdiction (pg.185-196); and Ch.9- Physical Presence and Consent for Personal Jurisdiction (pg.197-214) Daimler AG v. Bauman, Burnham v. Superior Court of California, County of Marin
Wk 7 – 10.10		Ch.10 - State Long Arm Statutes (pg.215-222); and Ch.11- The General Venue Statute (pg.223-239) Uffner v. La Reunion Francaise
Wk 8 – 10.17		Ch. 12 - Challenging Venue: Dismissal and Transfer (pg.241-264) MacMunn v. Eli Lilly Co., Piper Aircraft Co. v. Reyna
Wk 9 – 10.24		Ch.13 – Notice: Methods of Service (pg. 267-286); and Ch.14- The Complaint (pg. 287-317)) Mullane v. Central Hanover Bank & Trust Co., Bell Atlantic Corp. v. Twombly, Hays v. Sony Corp of America
Wk 10 – 10.31		Ch.15 – Responding to the Complaint (pg.301-321); and Ch.16 – Amended and Supplemental Pleadings (pg.321- 347) Zielinski v. Philadelphia Piers, Inc., Foman v. Davis, Worthington v. Wilson
Wk 11 – 11.07		Ch.17 – Discovery (pg.367-403) Hickman v. Taylor
Wk 12 – 11.14		Ch.18 – Basic Party and Claim Joinder (pg.407-430); and Ch.19 Complex Party Joinder (pg.433-470) Hohlbein v. Heritage Mutual Insurance Co., Torrington Co. v. Yost, In Re Teflon Products Liability Litigation

Wk 13 – 11.21	Ch.20 – Joinder and Supplemental Jurisdiction (pg.471-486) and; Ch.21 Disposition without Trial (pg.493-519) Owen Equipment and Erection Co., Kroger, Celotex Corp. v. Catrett, Tolan v. Cotton	
Wk 14 – 11.28		Ch. 22 - Trial and Judgment as a Matter of Law (pg.523-551) Dairy Queen, Inc. v. Wood, Simblest v. Maynard
Wk 15 – 12.05		Ch.25 – The Erie Problem (pg.601-624) Erie Railroad Co. v. Tompkins