History 4101 – Moot Court

**Course Description**
This course will prepare students to participate in moot court competitions, which simulate the experience of arguing a constitutional case before the Supreme Court. Teams from UTA will compete in local, regional and national competitions. Moot court is a highly profitable exercise that acquaints students with existing case law, hones their forensic and analytical skills, and puts them in contact with legal scholars and practicing members of the legal community. Even students who do not travel to competitions will derive many advantages from their participation in this course.

**Course Objectives**
1. Familiarize students with a hypothetical appellate case and the appropriate precedents

2. Develop the capacity for oral argument in an appellate judicial setting

3. Develop the capacity for analytical legal thinking

**Required Texts**
2013-2014 ACMA Case Problem (PDF available at <http://www.acmamootcourt.org/uploads/3/0/1/9/3019175/2013-2014_acma_case.pdf>)

Alan Dworsky, The Little Book on Oral Argument (Rothman & Co., 1991)  - <http://www.amazon.com/The-Little-Book-Oral-Argument/dp/0837705576>

Paul Weizer, How to Please the Court: A Moot Court Handbook (Peter Lang Publishing, 2004)  - [http://www.amazon.com/Please-Court-Teaching-Texts-Politics/dp/0820469491/ref=sr\_1\_1?s=books&ie=UTF8&qid=1374743733&sr=1-1&keywords=how+to+please+the+court](http://www.amazon.com/Please-Court-Teaching-Texts-Politics/dp/0820469491/ref%3Dsr_1_1?s=books&ie=UTF8&qid=1374743733&sr=1-1&keywords=how+to+please+the+court)

Michael Murray and Christy DeSanctis, Appellate Advocacy and Moot Court (Foundation Press, 2006) - <http://www.amazon.com/Appellate-Advocacy-Court-University-Casebook/dp/1587789787>

**Fourth Amendment Cases**:

Katz v. United States, 389 U.S. 347 (1967)

Smith v. Maryland, 442 U.S. 735 (1979)

United States v. Knotts, 460 U.S. 276 (1983)

U.S. v. Oliver, 466 U.S. 170 (1984).

U.S. v. Karo, 468 U.S. 705 (1984)

California v. Ciraolo, 476 U.S. 207 (1986)

Kyllo v. United States, 533 U.S. 27 (2001)

United States v. Jones, 132 S. Ct. 945 (2012)

Florida v Jardines, \_\_\_ U.S. \_\_\_ (2013).

**Article II Cases Cited**:

The Prize Cases, 67 U.S. 635 (1863)

Ex parte Milligan, 71 U.S. (4 Wall.) 2 (1866)

Costanzo v. Tillinghast, 287 U.S. 341 (1932)

United States v. Curtiss-Wright Export Corp., 299 U.S. 304 (1936)

Ex Parte Quirin, 317 U.S. 1 (1942)

Youngstown Sheet & Tube, Co. v. Sawyer, 343 U.S. 579 (1952)

Hamdi v. Rumsfeld, 542 U.S. 507 (2004)

Boumediene v. Bush, 553 U.S. 723 (2008)

*Note: Should you wish to excel in regional competitions, I would urge you to begin reading these cases* ***immediately****.*