

Syllabus
Property I, Section 1
Fall 2023

Class sessions: room 204
11:00am - 12:15pm, Mondays and Wednesdays

Teacher: Sheila Simon
Office: room 250, but moving to room 228 soon!
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Faculty Support: Cynthia Heisner. heisner@siu.edu
Teaching Assistant: Jacob Monday, jacob.monday@siu.edu

Textbook: *Property: A Contemporary Approach*, Fifth Edition, Sprankling and Coletta, (West, 2021), ISBN 978-1-68467-717-7

What you can expect to learn: This class is the first semester of a year-long course, a course that is taught to just about every first-year law student in the United States. In this semester you will learn what kinds of property there are, how people can get that property, how they can get rid of the property, and how they can have the property taken away. That sounds pretty vague, right? To be more specific, you will learn to identify the kind of interest someone has in property, how that interest can be transferred to someone else, and what kind of challenges are posed when the package of property rights is split between different people. Some of this will seem like space alien stuff, and some of it, like landlord/tenant law, will be more familiar.

And you will learn more than just the law of property. You'll get to see justice in action, and plenty of injustice too. You will learn to identify sources of law, analyze statutes and cases, apply law to new facts, and explain what you have learned to others. Along with your other first year classes, this class will help form the foundation of your professional service to your clients and your community.

Attendance: Be here. Be a part of class. I work hard to make sure class time is valuable to you. And if you miss more than six classes, you will not be allowed to take the final. But plan to do more than just attend class. Plan to be engaged in each class. The more you are actively engaged, the more you will be able to retain and use the law that we study.

One way that all students will be able to participate in class is by being one of the daily note-takers for class. Your notes and outline of the day will be shared with the rest of the class, and you will get to provide a quick recap of the class in the following class session.

Workload expectations: You might not have thought about how much work you will put into each class, but the American Bar Association has! According to ABA Standard 310(b)(1), “a “credit hour” is an amount of work that reasonably approximates: (1) not less than one hour of classroom or direct faculty instruction and two hours of out-of-class student work per week for fifteen weeks, or the equivalent amount of work over a different amount of time.” This is a three credit-hour class, meaning that we will spend two 65 minute blocks of time together each week. The amount of assigned reading and out of class preparation should take you around three hours for each class session and six hours for the week. If the math is getting hard, plan on spending at least nine hours per week (three in class and six preparing for class) on course-related work. Sometimes it will take more, and sometimes it will just feel like more – but it’s worth it.

Grades: Your grade will be based on the following factors:

A quick oral quiz	5 points
Two short papers	10 points each
A mid-term exam	25 points
A final exam	50 points.

At the end of the course I will add your points for the semester and apply the required average and required curve for a first-year class to calculate your grade for the course.

D2L: Keep posted on news, assignments, any changes in the syllabus and other good stuff through D2L.

Office hours: I am a super nerd and I'm in my office a lot. Stop by any time to say hello and convince yourself that you can actually talk with a professor. Or email me with a question. Or call me. Or text me. Really. I want to get you to be able to tell me when you don't understand something. You don't need an appointment, but if it helps you to schedule yourself, make an appointment.

Recording class sessions: Classes will be recorded and posted. The recordings work most, but not all, of the time. If you know you are going to have to miss a class, have a friend take notes for you.

Final exam: All final exams will be held between December 6 and December 16.

Stress! The University and the School of Law recognize that there are lots of potential stressors in your life. Here is some information on Saluki Cares, a campus-wide effort to be there to support you: The purpose of Saluki Cares is to develop, facilitate and coordinate a university-wide program of care and support for students in any type of distress—physical, emotional, financial, or personal. By working closely with faculty, staff, students, and their families, SIU will continue to display a culture of care and demonstrate to our students and their families that they are an important part of the community. For Information on Saluki Cares: (618) 453-2461, or siucares@siu.edu, <https://salukicare.siu.edu/>. Associate Dean Doug Lind (dlind@siu.edu, 618-453-8713) and Assistant Dean Judi Ray (judiray@siu.edu, 618-453-8135) are available at the School of Law to help students access university resources.

Disabilities and accommodations: I want everyone in this class to succeed. If a disability is challenging you, here is some information about how to seek accommodations: SIU Carbondale is committed to providing an inclusive and accessible experience for all students with disabilities. Disability Support Services coordinates the implementation of accommodations. If you think you may be eligible for accommodations but have not yet obtained approval, please contact DSS immediately at 618-453-5738 or disabilityservices.siu.edu. You may request accommodations at any time, but timely requests help to ensure accommodations are in place when needed. Accommodations and services are determined through an interactive process with students and may involve consideration of specific course design and learning objectives in consultation with faculty. Please send approved accommodations to your faculty through the DSS online portal.

Safety Awareness: Title IX makes it clear that violence and harassment based on sex and gender is a Civil Rights offense subject to the same kinds of accountability and the same kinds of support applied to offenses against other protected categories such as race, national origin, etc. If you or someone you know has been harassed or assaulted, you can find the appropriate resources here: <http://safe.siu.edu>

Tornado? Flood? We ask that you become familiar with Emergency Preparedness @ SIU. Emergency response information is available on posters in buildings on campus, on the Emergency Preparedness @ SIU website, and through text and email alerts. To register for alerts, visit <http://emergency.siu.edu/>.

Tentative schedule:

This is the target schedule for the semester. I expect it will change some over the course of the semester. As those changes are made, I will post the revised syllabus on D2L. For each class day I have noted a summary of the topic, the reading assignment from our text, and a musical reference that has almost no educational purpose. ☺

- August 21 **Who owns what** Read Pierson v Post, pages 8-14 in our textbook. Song of the day: What Does the Fox Say, Ylvis.
- August 23 **Theories of owning property** pages 1-24 (You've already read 8-14, sweet!) Fame, David Bowie.
- August 28 **The right to keep people away** pages 45-63. Queen of My Double Wide Trailer, Sammy Kershaw.
First paper will be assigned today.
- August 30 **Road trip!** Our trip to Dogtooth Bend! I'll be taking your time from after Crim Law until after lunch. We'll talk about this.
Watch a presentation on Dogtooth Bend in Alexander County, Illinois.
<https://www.youtube.com/watch?v=l6HjfHJyY2s>
Two other readings will be posted on D2L.
The right to sell it pages 24-45. Conquest, The White Stripes
- September 4 Labor Day – no class! One of the class hours on our adventure to Dogtooth Bend will count for the class session we would have had today
- September 6 **The right to use or destroy it** pages 64-87. Here Comes the Sun, The Beatles
- September 11 **Capture** pages 151-174. Dibs, Kelsea Ballerini
Turn in first paper at the start of class today, in person or online.
Oral quiz this week
- September 13 **Finding** pages 163-182. Finders Keepers, Mabel
- September 18 **Stolen much?** pages 182-195. Metallica's One for Violin and Cello, Rachel Barton Pine and Mike Block
- September 20 **Gifts from the living and the dead** pages 195-211. Rigor Mortis Radio, The Hives
- September 25 **Adverse Possession** pages 89-106. Should I Stay or Should I Go, The Clash
- September 27 **Intent and proof in adverse possession** pages 107-125. Intentions, Macklemore.
- October 2 **Air, underground, and water** pages 125-149. Up Down, Morgan Wallen
- October 4 **Speeding through intellectual property** pages 213-214, 241-249, 272-278 How Deep is Your Love, The Bee Gees

October 9-13 No classes this week -- MidTermFest!

October 16 exam review
How we own property pages 287-308 Fee, Phish

October 18 **Extending control over property** pages 308-325 Change, Tracy Chapman
 Introduction of second writing assignment

October 23 **Future interests** pages 326-336 Unforgettable, French Montana

October 25 **Rules to fix some old problems** pages 336-353 Yuve Yuve Yu, The Hu
 Client interview for second writing problem

October 30 **Owning together** pages 355-378 Severed, The Decembrists

November 1 **Owning as a married couple** pages 379-401 D-I-V-O-R-C-E, Tammy Wynette

November 6 **Leases** pages 411-439 Lease on Life, Andy Grammer
 Turn in second writing assignment today at the start of class.

November 8 **Condition of housing** pages 439-460 Just Dropped In (To See What Condition
 my Condition Was In), The First Edition

November 13 **Transferring rights** 460-477 The Assignment, Tay Money

November 15 **Tenants leave** pages 477-486 Security, Otis Redding

November 20 & 22 Thanksgiving break – oh yeah!

November 27 **Eviction** pages 486-499 The End, The Beatles

November 29 not a required class day, thanks to our Dogtooth Bend adventure day, but I will
 be available to review anything you want to ask about.

December 5 - 15 - finals weeks

Syllabus Attachment

Fall 2023

MISSION STATEMENT FOR SOUTHERN ILLINOIS UNIVERSITY CARBONDALE

SIU embraces a unique tradition of access and opportunity, inclusive excellence, innovation in research and creativity, and outstanding teaching focused on nurturing student success. As a nationally ranked public research university and regional economic catalyst, we create and exchange knowledge to shape future leaders, improve our communities, and transform lives.

IMPORTANT DATES:

Semester Classes Begin:08/21/2023

Last day to add full-term course (without Dean's signature):08/27/2023

Last day to withdraw from the University with a full refund:09/01/2023

Last day to drop a full-term course for a credit/refund:09/03/2023

Last day to drop a full-term course (W grade, no refund):10/29/2023

Final examinations:12/11–12/15/2023

Note: Please verify the above dates with the Registrar calendar and find more detailed information on deadlines at <http://registrar.siu.edu/calendars>. For add/drop dates that apply to shorter-than-full-term courses, please look at the Schedule of Classes search results at <http://registrar.siu.edu/schedclass/index.php>

FALL SEMESTER HOLIDAYS:

Labor Day 09/04/2023

Thanksgiving Break 11/18-11/26/2023

DIVERSITY: Southern Illinois University Carbondale's goal is to provide a welcoming campus where all of our students, faculty and staff can study and work in a respectful, positive environment free from racism and intimidation. For more information visit: <http://diversity.siu.edu>. Additional informational flyer.

DISABILITY SUPPORT SERVICES: SIU Carbondale is committed to providing an inclusive and accessible experience for all students with disabilities. Disability Support Services coordinates the implementation of accommodations. If you think you may be eligible for accommodations but have not yet obtained approval please contact DSS immediately at (618) 453-5738 or <https://disabilityservices.siu.edu>. You may request accommodations at any time, but timely requests help to insure accommodations are in place when needed. Accommodations and services are determined through an interactive process with students and may involve consideration of specific course design and learning objectives in consultation with faculty.

MILITARY COMMUNITY: There are complexities of being a member of the military community and also a student, and military and veteran related developments can complicate academic life. If you are a member of the military community and in need of accommodations please visit Veterans Services at <http://veterans.siu.edu/>.

STUDENT MULTICULTURAL RESOURCE CENTER: The Student Multicultural Resource Center serves as a catalyst for inclusion, diversity and innovation. As the Center continues its work, we are here to ensure that you think, grow and succeed. We encourage you to stop by the Center, located in the Student Services Building Room 140, to see the resources available and discover ways you can get involved on the campus. Visit us at <https://smrc.siu.edu/>.

SALUKI CARES: The purpose of Saluki Cares is to develop, facilitate and coordinate a university-wide program of care and support for students in any type of distress—physical, emotional, financial, or personal. By working closely with faculty, staff, students and their families, SIUC will continue to display a culture of care and demonstrate to our students and their families that they are an important part of the community. For information on Saluki Cares: Call (618) 453-2461, email siucares@siu.edu, or <http://salukicare.siu.edu/>.

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SIU COUNSELING AND PSYCHOLOGICAL SERVICES (CAPS): Mental health counseling services are available by calling CAPS at (618) 453-5371. CAPS offers confidential same-day services and ongoing counseling for those classes. An official withdrawal must be initiated by the student, or on behalf of the student through the academic unit, and be processed by the Registrar's office. For the proper procedures to follow when dropping courses and when withdrawing from SIUC visit: <http://registrar.siu.edu/students/withdrawal.php>.

WITHDRAWAL POLICY (Undergraduate Only): Students who officially register for a session must officially withdraw from that registration in a timely manner to avoid being charged as well as receiving a failing grade for those classes. An official withdrawal must be initiated by the student, or on behalf of the student through the academic unit, and be processed by the Registrar's office. For the proper procedures to follow when dropping courses and when withdrawing from SIUC visit: <http://registrar.siu.edu/students/withdrawal.php>.

SIUC'S EARLY WARNING INTERVENTION PROGRAM (EWIP): Students enrolled in courses participating in SIUC's Early Warning Intervention Program might be contacted by University staff during a semester. More information can be found at the University Core Curriculum's Overview webpage: <https://corecurriculum.siu.edu/for-faculty/>.

EMERGENCY PROCEDURES: We ask that you become familiar with Emergency Preparedness at SIU. Emergency response information is available on posters in buildings on campus, on the Emergency Preparedness at SIU website, and through text and email alerts. To register for alerts visit: <http://emergency.siu.edu/>.

CATALOGS:

catalog.siu.edu

gradcatalog.siu.edu - Graduate policies often vary from Undergraduate policies. To view the applicable policies for graduate students, please refer to the graduate catalog.

CENTER FOR LEARNING AND SUPPORT SERVICES:

Tutoring: <https://clss.siu.edu/>

Math Labs: <http://math.siu.edu/courses/course-help.php>

WRITING CENTER: <http://write.siu.edu/>

PLAGIARISM: See the Student Conduct Code: <http://srr.siu.edu/student-conduct-code/>

INCOMPLETE POLICY (Undergraduate Only): <http://registrar.siu.edu/grades/incomplete.php>

REPEAT POLICY: <http://registrar.siu.edu/students/repeatclasses.php>

MORRIS LIBRARY HOURS: <https://libcal.lib.siu.edu/hours/>

ADVISEMENT: <http://advisement.siu.edu/>

SIU ONLINE: <https://online.siu.edu/>

Need additional help with an issue? Visit **SALUKI SOLUTION FINDER** at <http://solutionfinder.siu.edu/>