A. BEFORE YOU BEGIN: SELECTING COVERAGE

The casebook includes too much material for a typical 3-credit class. So if that is what you are teaching, you will have to make some hard decisions about coverage. Here is one sample syllabus, the one I used in spring 2020. It lists the featured cases and statutes, but does not list the (abundant) other material covered in the book. (Over time, we'll add additional syllabus samples on the casebook website.)

Syllabus 1: Schlanger, Incarceration and the Law
Winter 2020, University of Michigan Law School
3 credit regular elective, open to 1Ls

Week 1: Chapter 1 (Introduction): Ruffin v. Commonwealth, Cooper v. Pate
Chapter 2 (Conditions of Confinement), pp. 57-71: Jackson v. Bishop, Estelle v. Gamble

Week 2: Chapter 2, pp. 71-109: Rhodes v. Chapman, Whitley v. Albers, Wilson v. Seiter, Hudson v. McMillian

Week 3: Chapter 2, pp. 109-59: Helling v. McKinney, Farmer v. Brennan, Bell v. Wolfish

Week 4: Chapter 2, pp. 160-85: Kingsley v. Hendrickson, Castro v. County of Los Angeles
Chapter 3 (Solitary Confinement), pp. 187-220: In re Medley, Madrid v. Gomez

Week 5: Chapter 3, pp. 221-51: The Mandela Rules, Ashker v. Brown, Davis v. Ayala, Porter v. Clarke
Guest Speaker (judge who sits over several jail/prison reform cases)

Week 6: Chapter 14 (Injunctive Litigation), pp. 705-47: Hutto v. Finney, Lewis v. Casey, Rufo v. Inmates of the Suffolk County Jail

Week 7: Chapter 14, pp. 747-824 (but with some omissions: Miller, Badgley): The Prison Litigation Reform Act, 18 U.S.C. § 3626, Brown v. Plata **(Statutory supplement posted)**

Week 8: Anything left from Chapter 14.
Chapter 6 (Freedom of Expression and Religion), pp. 334-339, 355-420 (that is, skip Procunier v. Martinez and Jones v. North Carolina Prisoners' Labor Union): Turner v. Safley, O'Lone v. Estate of Shabazz, Thornburgh v. Abbott, Beard v. Banks, Singer v. Raemisch, PLN v. Cook

Week 9: Chapter 6, pp. 421-38: Religious Freedom Restoration Act, Religious Land Use and Institutionalized Persons Act, Holt v. Hobbs
Chapter 10 (Race and National Origin Discrimination), pp. 541-74: Washington v.

Lee, Lee v. Washington, Johnson v. California, Richardson v. Runnels, Mitchell v. Cate **(Statutory supplement posted)**

Week 10: Chapter 11 (Women Prisoners), pp. 575-92, 614-22 (that is, skip reproduction and childrearing): Women Prisoners of D.C. v. D.C., the Bangkok Rules
Chapter 12 (LGBTQ Prisoners), pp. 623-58 (that is, skip transgender medical care): Davis v. Prison Health Service, Johnson v. Johnson, Prison Rape Elimination Act, McKibben v. McMahon, Hampton v. Baldwin

Week 11: Chapter 13 (Disability), pp. 671-701: U.S. v. Georgia; Americans with Disabilities Act; Rehabilitation Act; Andrews v. Rauner, McBride v. Mich. Dept. of Corr.
Chapter 15 (Damage Actions), pp. 825-34, 846-55, 870-85 (that is, skip Bivens and the Federal Tort Claims Act): 42 U.S.C. §1983; Prison Litigation Reform Act, 42 U.S.C. §§ 1997 et seq. (**Statutory supplement posted)**

Week 12: Chapter 16 (Litigation Process), pp. 887-914: Prison Litigation Reform Act; Woodford v. Ngo, Ross v. Blake
Chapter 5 (Sexual Abuse), pp. 283-314: Prison Rape Elimination Act; Jacoby v. PREA Coordinator, Crawford v. Cuomo, Graham v. Sheriff of Logan County (**Statutory supplement posted)**

Week 13: Chapter 5, more on prior assignment.
Review

Chapters omitted:
- Chapter 4 (Programming, Work, Reentry)
- Chapter 7 (Access to the Courts) (Note, however, that Lewis v. Cases, in Chapter 14, covers this in significant part)
- Chapter 8 (Procedural Due Process) (Note that Austin v. Wilkinson is covered in Chapter 3, on solitary confinement)
- Chapter 9 (Searches)
- Chapter 17 (Private Prisons and Prison Contractors)
- Chapter 18 (Criminal Prosecution of Prison/Jail Staff)
- Chapter 19 (Accountability: Voting, Standards, and External Oversight)

Rationale for the order: The casebook groups liability chapters and remedy chapters. Instead, I switch back and forth between liability and remedy in order to emphasize the relationship between them. The omissions are painful for me. Some years, I have been able to include more on programming, criminal prosecution, and procedural due process. Spring 2020 was slowed down by the coronavirus pandemic and the shift to remote teaching. When I have time to cover due process, I put it before the chapter on solitary confinement. I tend to put criminal prosecution at the end of the semester. And programming etc. seems to be appropriate right after Chapter 2 or 3, since it is largely a liability path-not-taken.