

Expert Evidence Fall 2017
Law 744-001-17C
TR 3:00-4:20

Jon Klick
Silverman 135
215-746-3455
jklick@law.upenn.edu

Office Hours
TR 2:00-3:00
or by appointment

Description: This class will cover the admissibility and use of expert evidence in civil and criminal litigation, including the selection and management of experts. Substantively, the class will also cover the basics of statistics, regression analysis, DNA analysis, economics/finance, and other forensic topics.

Book: John M. Conley and Jane Campbell Moriarty, *Scientific and Expert Evidence*, 2nd edition, Wolters Kluwer, 2011 (ISBN: 9780735594463)

Federal Judicial Center, *Reference Manual on Scientific Evidence*, 3rd edition, National Academies Press, 2011

(available for free at <https://www.fjc.gov/sites/default/files/2015/SciMan3D01.pdf>)

Federal Rules of Evidence 2017

(available for free at <https://www.rulesofevidence.org/>)

Grading: Your course grade will be entirely determined by your performance on an open book/notes/etc take-home exam scheduled by the law school

Schedule:

September 5: Intro
Text Chapter 1; FJC Manual pp. 1-10; 37-54

September 7: Legal Framework
FRE Rules 401-403; Rules 701-706; Federal Rules of Civil Procedure 26; Text Chapter 2;
FJC Manual pp. 11-36

September 12:

September 14:

September 19: Statistics and Regression Analysis
Text Chapter 3; FJC Manual pp. 211-358

September 21:

September 26:

September 28:

October 3:

October 5: Merck v. Garza, 347 S.W.3d 256 (2011)

October 10: Event Studies

October 12: Survey Data
FJC Manual pp. 359-424

October 17: DNA/Probability
Text Chapter 4; FJC Manual pp. 129-210

October 19:

October 24:

October 26: Forensics
Text Chapter 6; FJC Manual pp. 55-128

October 31:

November 2: Epidemiology
Text Chapter 7; FJC Manual pp. 503-746

November 7:

November 9:

November 14: Economics/Finance/Damages
Text Chapter 8; FJC Manual pp. 425-502

November 16:

November 21:

November 23: No Class (Thanksgiving)

November 28: Cost/Benefit Analysis

November 30:

December 5:

December 7: No Class (To be made up with Review Session)