

MARCUS, RICHARD L.

Books

GILBERT LAW SUMMARIES: CIVIL PROCEDURE (17th ed., Thomson BarBri 2008) (with Thomas D. Rowe, Jr.).

CIVIL PROCEDURE: A MODERN APPROACH (4th ed., Thomson/West 2005) (with Martin H. Redish & Edward F. Sherman) (with Teacher's Manual).

COMPLEX LITIGATION: CASES AND MATERIALS ON ADVANCED CIVIL PROCEDURE (4th ed., Thomson/West 2004) (with Teacher's Manual).

GILBERT LAW SUMMARIES: CIVIL PROCEDURE (16th ed., BarBri Group 2001) (with Thomas D. Rowe, Jr.) (with annual supp.).

CIVIL PROCEDURE: A MODERN APPROACH (3d ed., West Group 2000) (with Martin H. Redish & Edward F. Sherman) (with Teacher's Manual).

COMPLEX LITIGATION: CASES AND MATERIAL ON ADVANCED CIVIL PROCEDURE (3d ed., West Group 1998) (with Edward F. Sherman) (with Teacher's Manual).

FEDERAL PRACTICE AND PROCEDURE: CIVIL 2D, vols. 12 and 12A (West Pub. Co. 1997 & Supps. 1998-2007) (with Charles Alan Wright et al.).

CIVIL PROCEDURE: A MODERN APPROACH (2d ed. 1995 & Supp. 1999) (with Martin H. Redish & Edward F. Sherman) (with Teacher's Manual).

FEDERAL PRACTICE AND PROCEDURE: CIVIL 2D, vols. 8 & 8A, (2d ed. 1994 & Supps. 1995-2007) (with Charles Alan Wright et al.)

FEDERAL PRACTICE AND PROCEDURE: CIVIL, vol. 8 (Supp. 1993) (with Charles Alan Wright et al.)

GILBERT LAW SUMMARIES: CIVIL PROCEDURE (15th ed., Harcourt Brace Jovanovich 1995) (with Thomas D. Rowe, Jr.).

COMPLEX LITIGATION: CASES AND MATERIALS ON ADVANCED CIVIL PROCEDURE (2d ed. 1992 & Supp. 1997) (with Edward F. Sherman) (with Teacher's Manual).

CIVIL PROCEDURE: A MODERN APPROACH (1989 & Supps. 1991 & 1994) (with Martin H. Redish and Edward F. Sherman) (with Teacher's Manual).

GILBERTS ON CIVIL PROCEDURE (14th ed., Harcourt Brace Jovanovich 1989) (with Paul D. Carrington and Thomas D. Rowe, Jr.).

COMPLEX LITIGATION: CASES AND MATERIALS ON ADVANCED CIVIL PROCEDURE (1985 & Supp. 1989) (with Edward F. Sherman) (with Teacher's Manual).

Articles

Assessing CAFA's Stated Jurisdictional Policy, 156 U. PA. L. REV. ____ (forthcoming 2008).

Cure-All for an Era of Dispersed Litigation? Toward a Maximalist Use of the Multidistrict Litigation Panel's Transfer Power, 82 TUL. L. REV. ____ (forthcoming 2008).

The Impact of Computers on the Legal Profession: Evolution or Revolution?, 102 NW. U. L. REV. ____ (forthcoming 2008).

Not Dead Yet, 61 OKLA. L. REV. ____ (forthcoming 2008).

Modes of Procedural Reform, 31 HASTINGS INT'L & COMP. L. REV. 157 (2008).

Confessions of a Federal "Bureaucrat": The Possibilities of Perfecting Procedural Reform, 35 W. ST. U. L. REV. 103 (2007).

A Modest Proposal: Recognizing (at Last) that the Federal Rules Do Not Declare that Discovery Is Presumptively Public, 74 CHI.-KENT L. REV. 331 (2006).

E-Discovery and Beyond: Toward Brave New World or 1984?, 25 REV. LITIG. 633 (2006), reprinted in 236 F.R.D. 598 (2006).

Only Yesterday: Reflections on Rulemaking Responses to E-Discovery, 73 FORDHAM L. REV. 1 (2004).

Reining in the American Litigator: The New Role of American Judges, 27 HASTINGS INT'L & COMP. L. REV. 3 (2003).

Slouching Toward Discretion, 78 NOTRE DAME L. REV. 1561 (2003).

Reform Through Rulemaking?, 80 WASH. U. L.Q. 901 (2002).

The Agenda-setter for Complex Litigation, 149 U. PA. L. REV. 1257 (2001).

Confronting the Future: Coping with Discovery of Electronic Material, 64 LAW & CONTEMP. PROBS. 253 (2001).

Myths and Realities of American Litigation, 705 NBL 18 (2001-1-15) (in Japanese).

Reassessing the Magnetic Pull of Megacases on Procedure, 51 DEPAUL L. REV. 457 (2001).

Benign Neglect Reconsidered, 148 U. PA. L. REV. 2009 (2000).

The 2000 Amendments to the Discovery Rules, 2001 FED. CTS. L. REV. 1, <http://www.fclr.org/2001fedctslrev1.htm>, printed in hard copy in 1 FED. CTS. L. REV. 289 (2006).

The 2000 Amendments to the Discovery Rules Take Effect December 1, 6 FED. DISC. NEWS 1 (Nov. 2000).

A Look at the Past, Present, and Future of American Discovery, 699 NBL 6 (2000-10-15); 700 NBL 27 (2000-11-1) (in Japanese).

The American Class Action: Scourge or Savior?, 701 NBL 15 (2000-11-15) (in Japanese).

Retooling American Discovery for the Twenty-first Century: Toward a New World Order? 7 TUL. J. INT'L & COMP. L. 153 (1999), reprinted in ABUSE OF PROCEDURAL RIGHTS: COMPARATIVE STANDARDS OF PROCEDURAL FAIRNESS 281 (Michele Taruffo ed., Kluwer Law Int'l 1999).

Discovery Containment Redux, 39 B.C. L. REV. 747 (1998).

The Puzzling Persistence of Pleading Practice, 76 TEX. L. REV. 1749 (1998).

Once More into the Breach: More Reforms for the Federal Discovery Rules (Getting a Handle on Civil Justice Reform), 37 JUDGES' J. 8 (1998) (with David F. Levi).

Confronting the Consolidation Conundrum, 1995 BYU L. REV. 879.

They Can't Do That, Can They? Tort Reform Via Rule 23, 80 CORNELL L. REV. 858 (1995).

Of Babies and Bathwater: The Prospects for Procedural Progress, 59 BROOK. L. REV. 761 (1993).

Who Should Discipline Federal Judges, and How?, 149 F.R.D. 375 (1993).

Ethical Issues in Protective Order Practice: Some Preliminary Reflections, in ETHICAL CONSIDERATIONS IN PRODUCTS LIABILITY LITIGATION (American Bar Association, 1992).

Discovery Along the Litigation/Science Interface, 57 BROOK. L. REV. 381 (1991).

The Discovery Confidentiality Controversy, 1991 U. ILL. L. REV. 45.

Completing Equity's Conquest? Reflections on the Future of Trial Under the Federal Rules of Civil Procedure, 50 U. PITT. L. REV. 725 (1989).

Public Law Litigation and Legal Scholarship, 21 U. MICH. J. LAW REF. 647 (1988).

The Perils of Privilege: Waiver and the Litigator, 84 MICH. L. REV. 1605 (1986).

The Revival of Fact Pleading Under the Federal Rules of Civil Procedure, 86 COLUM. L. REV. 433 (1986).

Conflicts Among Circuits and Transfers Within the Federal Judicial System, 93 YALE L.J. 677 (1984).

The Tudor Treason Trials: Some Observations on the Emergence of Forensic Themes, 1984 U. OF ILL. L. REV. 675 (1984).

Fraudulent Concealment in Federal Court: Toward a More Disparate Standard? 71 GEO. L.J. 829 (1983).

Myth and Reality in Protective Order Litigation, 69 CORNELL L. REV. 1 (1983).

Reducing Court Costs and Delay: The Potential Impact of the Proposed Amendments to the Federal Rules of Civil Procedure, 66 JUDICATURE 363 (1983).

Chapters in Books and Encyclopedia Entries

The American Class Action: Scourge or Savior?, in THEORIES OF AMERICAN CIVIL PROCEDURE 225 (M. Omura & K. Miki trans., eds. 2006).

A Look at the Past, Present, and Future of American Discovery, in THEORIES OF AMERICAN CIVIL PROCEDURE 29 (M. Omura & K. Miki trans., eds., 2006).

Myths and Realities About American Litigation, in THEORIES OF AMERICAN CIVIL PROCEDURE 1 (M. Omura & K. Miki trans., eds. 2006).

The Story of Hickman: Preserving Adversarial Incentives While Embracing Broad Discovery, in CIVIL PROCEDURE STORIES (Kevin M. Clermont ed., Foundation Press 2004).

Discretion Uber Alles, in DISCRETIONARY POWER OF THE JUDGE: LIMITS AND CONTROL 453 (Marcel Storme & Burkhard Hess eds., Kluwer 2003).

Complex Litigation, in THE OXFORD COMPANION TO AMERICAN LAW 134 (Kermit L. Hall ed., Oxford Univ. Press 2002).

Malaise of the Litigation Superpower, in CIVIL JUSTICE IN CRISIS 71 (Adrian A.S. Zuckerman ed., Oxford Univ. Press 1999).

Deja Vu All Over Again? An American Reaction to the Woolf Report, in REFORM OF CIVIL PROCEDURE 219 (Ross Cranston & A.A.S. Zuckerman eds., Clarendon Press 1995).

Book Reviews

Putting American Procedural Exceptionalism into a Globalized Context, 53 AM. J. COMP. L. 709 (2005) (reviewing ALI/UNIDROIT, PRINCIPLES AND RULES OF TRANSNATIONAL CIVIL PROCEDURE (2006); NEIL ANDREWS, ENGLISH CIVIL PROCEDURE (2003); CARL F. GOODMAN, JUSTICE AND CIVIL PROCEDURE IN JAPAN (2004); KUO-CHANG HUANG, INTRODUCING DISCOVERY INTO CIVIL LAW (2003); PETER L. MURRAY & ROLF STURNER, GERMAN CIVIL JUSTICE (2004); ADRIAN ZUCKERMAN, CIVIL PROCEDURE (2003)).

Reexamining the Bendectin Litigation Story, 83 IOWA L. REV. 231 (1997) (reviewing MICHAEL D. GREEN, BENDECTIN AND BIRTH DEFECTS: THE CHALLENGES OF MASS TOXIC SUBSTANCES LITIGATION (1996)).

Apocalypse Now?, 85 MICH. L. REV. 1287 (1987) (reviewing PETER H. SCHUCK, AGENT ORANGE ON TRIAL: MASS TOXIC DISASTERS IN THE COURTS (1986)).