1. Nature of Judicial Review

1.1. Organization and relationship of state and federal courts in a federal system

1.2. Jurisdiction

  1.2.1. Constitutional basis

  1.2.2. Congressional power to define and limit

1.3. Judicial review in operation

  1.3.1. The “case of controversy” requirement including standing, ripeness, and mootness

  1.3.2. Political questions and justiciability

  1.3.3. The “adequate and independent state ground”

2. Separation of Powers

2.1. Powers of Congress

  2.1.1. Commerce, taxing, and spending

  2.1.2. Power over federal property

  2.1.3. War and defense powers

  2.1.4. Power to enforce the 13\textsuperscript{th}, 14\textsuperscript{th}, and 15\textsuperscript{th} Amendments
2.2. Powers of the President

2.2.1. As Chief Executive
2.2.2. As Commander-in-Chief
2.2.3. Treaty and foreign affairs powers
2.2.4. Appointment and removal of officials

2.3. Federal Interbranch Relationships

2.3.1. Congressional limits on the executive
2.3.2. The Presentment requirement and the President’s power to veto or to withhold action
2.3.3. Delegation doctrine
2.3.4. Executive, legislative, and judicial immunities

3. Relations of Nation and States in a Federal System

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3.2. Authority Reserved to the States

3.2.1. Negative implications of the commerce clause
3.2.2. Tenth Amendment
3.3. National Power to Override or Extend State Authority
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   3.4.1. Interstate compacts
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   4.1. “State Action” and the Role of the Courts
   4.2. Due Process
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      4.3.1. Fundamental rights
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4.4.1. Freedom of religion and separation of church and state

4.4.1.1. Free exercise

4.4.1.2. Establishment

4.4.2. Freedom of expression and association

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4.4.2.2. Regulation of time, manner, and place of expression

4.4.3. Regulation of unprotected expression

4.4.3.1. Obscenity

4.4.4. Regulation of commercial speech

4.4.5. Regulation of, or impositions upon, public employment, licenses, or benefits based upon exercise of expressive or associated rights

4.4.5.1. Regulation of association

4.4.5.2. Regulation of defamation and invasions of privacy