

FEDERAL PRACTICE & PROCEDURE

What Your Library Should Contain

Below is a full listing of what should be shelved for the complete Treatise. The columns note volume numbers, the section numbers within each volume, the copyright date of the current volume, the volume's precise title and identified authors and, finally, whether that volume has a 2025 supplement.

Vol.	Sections	©Date	Title & Author	2025 Supplement
Criminal				
1	1-140	2022	Criminal, 5 th Ed. [WRIGHT & LEIPOLD]	X
1A	141-240	2020	Criminal, 5 th Ed. [WRIGHT & LEIPOLD]	X
2	241-400	2009	Criminal, 4 th Ed. [WRIGHT & HENNING]	X
2A	401-510	2009	Criminal, 4 th Ed. [WRIGHT & HENNING]	X
3	511-650	2022	Criminal, 5 th Ed. [WRIGHT & WELLING]	X
3A	651-720	2010	Criminal, 4 th Ed. [WRIGHT & WELLING]	X
3B	721-1000	2013	Criminal, 4 th Ed. [WRIGHT & HENNING]	X
3C	Annual	2025	Criminal Appendix, Tables, Index	2025
3D	Annual	2025	Criminal Quick Reference Guide	2025
Civil				
4	1001-1068.1	2015	Civil, 4 th Ed. [WRIGHT, MILLER & STEINMAN]	X
4A	1069-1105	2015	Civil, 4 th Ed. [WRIGHT, MILLER & STEINMAN]	X
4B	1106-1180	2015	Civil, 4 th Ed. [WRIGHT, MILLER & STEINMAN]	X
5	1181-1290	2021	Civil, 4 th Ed. [WRIGHT, MILLER & SPENCER]	X
5A	1291-1340	2018	Civil, 4 th Ed. [WRIGHT, MILLER & SPENCER]	X
5B	1341-1358	2024	Civil, 4 th Ed. [WRIGHT, MILLER & SPENCER]	X
5C	1359-1400	2024	Civil, 3 rd Ed. (glossy softcover volume) [WRIGHT & MILLER]	X
6	1401-1490	2010	Civil, 3 rd Ed. [WRIGHT, MILLER & KANE]	X
6A	1491-1600	2010	Civil, 3 rd Ed. [WRIGHT, MILLER & KANE]	X
7	1601-1750	2019	Civil, 4 th Ed. [WRIGHT, MILLER & KANE]	X

Vol.	Sections	©Date	Title & Author	2025 Supplement
7A	1751–1771	2021	Civil, 4 th Ed. [WRIGHT, MILLER & KANE]	X
7AA	1772-1790	2005	Civil, 3 rd Ed. [WRIGHT, MILLER & KANE]	X
7B	1791–1820	2005	Civil, 3 rd Ed. [WRIGHT, MILLER & KANE]	X
7C	1821–2000	2007	Civil, 3 rd Ed. [WRIGHT, MILLER & KANE]	X
8	2001–2028	2010	Civil, 3 rd Ed. [WRIGHT, MILLER & MARCUS]	X
8A	2029–2160	2010	Civil, 3 rd Ed. [WRIGHT, MILLER & MARCUS]	X
8B	2161–2300	2010	Civil, 3 rd Ed. [WRIGHT, MILLER & MARCUS]	X
9	2301–2380	2020	Civil, 4 th Ed. [WRIGHT & MILLER]	X
9A	2381–2470	2008	Civil, 3 rd Ed. [WRIGHT & MILLER]	X
9B	2471–2550	2008	Civil, 3 rd Ed. [WRIGHT & MILLER]	X
9C	2551–2650	2008	Civil, 3 rd Ed. [WRIGHT & MILLER]	X
10	2651–2680	2014	Civil, 4 th Ed. [WRIGHT, MILLER & KANE]	X
10A	2681–2729.1	2016	Civil, 4 th Ed. [WRIGHT, MILLER & KANE]	X
10B	2730–2780	2016	Civil, 4 th Ed. [WRIGHT, MILLER & KANE]	X
11	2781–2930	2012	Civil, 3 rd Ed. [WRIGHT, MILLER & KANE]	X
11A	2931–2980	2013	Civil, 3 rd Ed. [WRIGHT, MILLER & KANE]	X
12	2981–3500	2014	Civil, 3 rd Ed. [WRIGHT, MILLER & MARCUS]	X
12A	Annual	2025	Civil Appendix	2025
12B	Annual	2025	Civil Quick Reference Guide	2025
Jurisdiction and Related Matters				
13	3501–3530	2008	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER, COOPER & FREER]	X
13A	3531–3531.9.6	2008	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
13B	3531.10– 3533.2.3	2008	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
13C	3533.3–3535	2008	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
13D	3536–3600	2008	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER, COOPER & FREER]	X
13E	3601–3622	2009	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
13F	3623–3650	2009	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
14	3651–3660.1	2015	Juris. And Related Matters, 4 th Ed. [WRIGHT, MILLER, COOPER & HERSHKOFF]	X
14A	3661–3675	2013	Juris. And Related Matters, 4 th Ed. [WRIGHT, MILLER & COOPER]	X
14B	3676–3720	2023	Juris. And Related Matters, 5 th Ed. [WRIGHT, MILLER & COOPER]	X

Vol.	Sections	©Date	Title & Author	2025 Supplement
14C	3721–3800	2018	Juris. And Related Matters, Rev. 4 th Ed. [WRIGHT, MILLER, COOPER, STEINMAN & KANE]	X
14D	3801-3840	2013	Juris. And Related Matters, 4 th Ed. [WRIGHT, MILLER, COOPER & FREER]	X
15	3841-3900	2013	Juris. And Related Matters, 4 th Ed. [WRIGHT, MILLER, COOPER & FREER]	X
15A	3901–3914.14	2022	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
15B	3914.15–3919	1992	Juris. And Related Matters, 2 nd Ed. [WRIGHT, MILLER & COOPER]	X
16	3920–3944	2012	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
16A	3945–3960	2019	Juris. And Related Matters, 5 th Ed. [WRIGHT, MILLER, COOPER & STRUVE]	X
16AA	3961–4000	2020	Juris. And Related Matters, 5 th Ed. [WRIGHT, MILLER, COOPER & STRUVE]	X
16B	4001–4033	2012	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
17	4034–4106	2007	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER, COOPER & AMAR]	X
17A	4107–4250	2007	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER, COOPER & AMAR]	X
17B	4251-4300	2007	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER, COOPER & AMAR]	X
18	4301–4426	2016	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
18A	4427–4465.5	2017	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
18B	4466–4500	2019	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
19	4501–5000	2016	Juris. And Related Matters, 3 rd Ed. [WRIGHT, MILLER & COOPER]	X
19A	Annual	2025	Juris. And Related Matters Appendix	2025
Federal Practice Deskbook				
20	Deskbook	2011	Federal Practice Deskbook, 2 nd Ed. [WRIGHT & KANE]	X
Evidence				
21	5001–5050	2005	Evidence, 2 nd Ed. [WRIGHT & K. GRAHAM]	X
21A	5051–5100	2005	Evidence, 2 nd Ed. [WRIGHT & K. GRAHAM]	X
21B	5101–5160	2005	Evidence, 2 nd Ed. [WRIGHT & K. GRAHAM]	X
22	5161–5190	2012	Evidence, 2 nd Ed. [WRIGHT & K. GRAHAM]	X
22A	5191–5230	2014	Evidence 2 nd Ed. [WRIGHT & K. GRAHAM]	X

Vol.	Sections	©Date	Title & Author	2025 Supplement
22B	5231–5270	2017	Evidence 2 nd Ed. [WRIGHT & K. GRAHAM]	X
23	5271–5420	2018	Evidence 2 nd Ed. [WRIGHT & GOLD]	X
23A	5421–5450	2018	Evidence (glossy softcover volume) [WRIGHT & K. GRAHAM]	X
24	5451–5520	1986	Evidence [WRIGHT & K. GRAHAM]	X
25	5521–5610	1989	Evidence [WRIGHT & K. GRAHAM]	X
26	5611–5672	1992	Evidence [WRIGHT & K. GRAHAM]	X
26A	5673–6000	1992	Evidence [WRIGHT & K. GRAHAM]	X
27	6001–6110	2007	Evidence, 2 nd Ed. [WRIGHT & GOLD]	X
28	6111–6230	2012	Evidence, 2 nd Ed. [WRIGHT & GOLD]	X
29	6231–6320	2016	Evidence, 2 nd Ed. [WRIGHT & GOLD]	X
30	6321–6700	2020	Evidence, 2 nd Ed. [WRIGHT & BLINKA]	X
30B	6701–7100	2017	Evidence [WRIGHT & BELLIN]	X
31	7101–8110	2021	Evidence, 2 nd Ed. [WRIGHT & GOLD]	X
31A	Annual	2025	Evidence Quick Reference Guide	2025
Judicial Review of Administrative Action				
32	8111-8300	2023	Judicial Review of Admin. Action, 2 nd Ed. [WRIGHT, KOCH & MURPHY]	X
33	8301-8500	2018	Judicial Review of Admin. Action, 2 nd Ed. [WRIGHT, KOCH & MURPHY]	X
33A	Annual	2025	Judicial Review of Admin. Action Appendix–Index	2025
Index/Tables				
	Annual	2025	Consolidated Index/Tables	2025

Important: Shelving/Filing Instructions or Shipment Insert

Federal Practice and Procedure

Criminal Unit: Volumes 1 to 3D

Federal Practice and Procedure, Wright & Miller
2025 Annual Upkeep Supplements
Leipold – Lollar – Welling

Enclosed is your 2025 Annual Upkeep for the Criminal Unit of Federal Practice and Procedure. This enclosure replaces the prior supplements and pamphlets for Volumes 1 to 3D, issued June 2024. Please note that, for ease of handling, the materials in this shipment may ship in more than one box.

Filing Instructions

REMOVE and RECYCLE the 2024 supplements for Volumes 1 to 3B.

REMOVE and RECYCLE the 2024 pamphlets for Volumes 3C (Index, Tables, and Appendices) and 3D (Quick Reference Guide).

PLACE the new supplements for Volumes 1 to 3B in the back pocket of the hardbound volumes.

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Highlights

New features and recent developments in the 2025 Annual Upkeep materials include:

- Discussion of new Supreme Court caselaw regarding peremptory challenges (§384), jury instructions on elements of offenses (§487), imprisonment (§543), previous convictions (§549), constitutional limits on sentencing (§550), notice to the defendant on indictment or information (§572), timing of forfeiture orders (§573), ancillary proceedings (§574), and the harmless-error rule (§854).
- Discussion of recent appellate caselaw regarding warrantless arrests (§59), grand jury investigations (§105), plea voluntariness (§179), right to counsel in determination of mental competency (§209), sentences on multiple counts (§551), and probable cause (§665).

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Federal Practice and Procedure

Volume 3 (5th Ed.)

Revising §§ 511 to 650

By Prof. Sarah N. Welling

Enclosed is your subscription copy of new Volume 3 of *Federal Practice and Procedure*. This volume comprehensively updates sections 511 to 650, which appear within the Criminal unit of the Treatise.

Filing Instructions

REMOVE and RECYCLE the Fourth Edition of Volume 3 (published in 2011, as identified on its copyright page), along with its 2022 pocket part (Mat #42890207), from your shelf.

PLACE the enclosed Fifth Edition of Volume 3 before Volume 3A on your shelf.

Highlights

Volume 3 of *Federal Practice and Procedure* covers Rules 31 to 39 of the Federal Rules of Criminal Procedure, which primarily revolve around the area of sentencing law. This area of law has seen some significant evolution in recent years, as courts have wrestled with questions relating to the finality of sentences, the retroactivity of changes in sentencing standards, and the sentencing of individuals after revocation of supervised release. Since the publication of this volume's Fourth Edition, Professor Sarah Welling has been tracking these developments, and we are pleased to now release this Fifth Edition, in which she expertly lays out the current state of the law for improved access and overall comprehension.

Among its many enhancements, readers will find that this Fifth Edition includes:

- New analysis under Rules 32 and 35 relating to the finality of sentences. As Congress and the Supreme Court have acted in recent years to moderate the harshness of some sentencing standards, new questions regarding whether such sentencing changes should be applied retroactively (to defendants sentenced under a prior, harsher standard) have arisen. The Fifth Edition addresses the fact that new ways of thinking about the retroactivity of changes in the law have appeared, and it sets out all the current approaches to challenging the finality of a sentence. See

particularly § 611, and §§ 638 to 640.

- New analysis under Rule 32.1 relating to the imposition of a sentence after the violation of terms of supervised release. As more and more cases relating to the revocation of supervised release have filtered through the system, differences between post-conviction sentences under Rule 32 and post-revocation sentences under Rule 32.1 have appeared. See particularly §§ 562 and 563.
- Under the discussion of Rule 33, coverage of new cases re-evaluating the standard for granting a new trial on the grounds that the interest of justice requires it.

Be sure to consult the updated coverage and analysis that can be found throughout the Fifth Edition of Volume 3. Keep in mind, too, that the contents of the Fifth Edition can also be accessed, in searchable form, on Westlaw.

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Federal Practice and Procedure

Volume 1 (5th Ed.)

Revising §§ 1 to 140

By Prof. Andrew D. Leipold

Enclosed is your subscription copy of new Volume 1 of *Federal Practice and Procedure*. This volume comprehensively updates §§ 1 to 140, which appear within the unit of the Treatise that is centered around the Federal Rules of Criminal Procedure.

Filing Instructions

REMOVE and RECYCLE the Fourth Edition of Volume 1 (published in 2008, as identified on its copyright page), along with its 2022 pocket part (Mat #42890203), from your shelf.

PLACE the enclosed Fifth Edition of Volume 1 before Volume 1A on your shelf.

Highlights

Volume 1 of *Federal Practice and Procedure* covers Rules 1 to 7 of the Federal Rules of Criminal Procedure, which relate to: the scope and interpretation of the Rules; the complaint, arrest warrant, and preliminary proceedings; grand juries; and the indictment and information.

Since the publication of its Fourth Edition fourteen years ago, there have been significant developments within several of the areas covered by Volume 1. In response to the changes and trends that have emerged, Professor Andrew Leipold has prepared the enclosed Fifth Edition, which represents a reworking and expansion of previous coverage.

Be sure to consult the updated coverage and analysis that can be found throughout the Fifth Edition of Volume 1. Keep in mind, too, that the contents of the Fifth Edition can also be accessed, in searchable form, on Westlaw.

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Federal Practice and Procedure

Volume 1A (5th Ed.)

Revising §§ 141 to 240

By Prof. Andrew D. Leipold

Enclosed is your subscription copy of new Volume 1A of *Federal Practice and Procedure*. This volume comprehensively updates §§ 141 to 240, which appear within the unit of the Treatise that is centered around the Federal Rules of Criminal Procedure.

Filing Instructions

REMOVE and RECYCLE the Fourth Edition of Volume 1A (published in 2008, as identified on its copyright page), along with its 2019 pocket part (Mat #42510020), from your shelf.

PLACE the enclosed Fifth Edition of Volume 1A after Volume 1 on your shelf.

Highlights

Volume 1A of *Federal Practice and Procedure* covers Rules 8 to 14 of the Federal Rules of Criminal Procedure. These rules deal with the joinder of offenses or defendants, the issuance of an arrest warrant or summons, the defendant's arraignment, pleas and plea agreements, pleadings and pretrial motions, the giving of notice of intent to raise several types of defenses, the joint trial of separate cases, and the type of relief that may be granted if a joint trial appears to prejudice one of the parties.

Since the publication of its Fourth Edition twelve years ago, there have been significant developments within several of the areas covered by Volume 1A. In particular, the amendments to Federal Rule of Criminal Procedure 12 in December 2014, along with a greater emphasis among practitioners on the plea process in recent years, have resulted in more litigation focused on pretrial practice and the resolution of cases prior to trial.

In response to the changes and trends that have emerged over the past twelve years, Professor Andrew Leipold has prepared the enclosed Fifth Edition of Volume 1A, which represents a reworking and expansion of previous coverage in several important respects.

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Among other things, the enclosed Fifth Edition:

- presents an updated analysis of Rule 12, with a new emphasis on pretrial motions and how the rule changed in 2014;
- expands discussion of the effect of failing to make a timely pretrial motion, which is a highly unsettled area of the law today;
- adds new § 182, focused specifically on the enforcement of plea agreements, including challenges to guilty pleas based on prosecutor breach of the plea bargain; and
- adds new § 183, discussing claims of ineffective assistance of counsel in the plea process, which is a growing area of litigation.

Be sure to consult the updated coverage and analysis that can be found throughout the Fifth Edition of Volume 1A. Keep in mind, too, that the contents of the Fifth Edition can also be accessed, in searchable form, on Westlaw.

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