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Course Descriptions

Course content is subject to change.

Seminars

All seminar offerings are located at the end of the alphabetized course descriptions for each semester.

Juris Master Students

Consult with your advisor regarding course selection and sequencing.

Foundational Courses

505. Civil Procedure

530. Constitutional Law I

520. Contracts

525. Criminal Law

535A. Legal Analysis, Research, and Communications (ILARC)

510. Legislation and Regulation

545. Property

550. Torts

Spring 2020 Courses

The following courses are being offered in Spring 2020, please note this list is subject to change.

(AC)= Accelerated Course

(CL)= Cross-listed

(EL)= Experiential Learning/Practical Experience Approved

679. Access to Justice Prac. (EL)

Access to Justice Practicum: Getting Into the Courtroom

Class Number: 4770; Catalog Number- LAW 679, 001

Credit: 2 Hours (Experiential Learning Approved)

Instructor: Prof. Costa, Jason

Prerequisites: Criminal Law

Enrollment: Limited to 10 Students ONLY!

Grading Criteria: Attendance; Participation; & Performance

Description: Access to Justice provides second and third-year law students the unique opportunity to see how justice is actually administered in criminal cases in Georgia State Courts and to develop their courtroom oral advocacy skills in a real-world setting. We will examine, through readings and classroom discussion, the ways in which poor and underserved populations access justice within the framework of the traditional criminal justice system, and the increasing role of accountability courts for defendants suffering from drug, alcohol or mental health afflictions. But this class extends far beyond the conventional classroom in three significant ways. First, students will take multiple off-campus trips, including touring the local jail facility and attending actual court sessions to observe criminal case proceedings. Second, students will receive real recent criminal case warrants and police reports and will conduct interviews with actual defendants (both in and out of custody) and participate in mock classroom hearings on these cases. Lastly, where possible, students will represent their clients in actual court proceedings (bond hearings, preliminary hearings, pleas and even possibly criminal motions or trials).

Attendance Policy: Attendance will constitute 25% of your overall grade. Our class will involve a mix of on-campus classroom exercises, readings, and discussion along with off-campus trips to jail facilities, courtrooms, and other settings. Please note that to give you the maximum breadth of legal experiences, often off-campus activities will occur on days and times other than the standard class meeting time. Please plan to be flexible and remember that attendance will play a significant role in your grade. As we only meet once a week, anything more than one unexcused absence may have a negative impact on your grade and anything more than two unexcused absences will definitely have an impact. Also please be punctual - just like court, you'll want to be in the room when class begins or have made the professor aware of any conflicts well ahead of time. You can't be late to court and you can't be late to this class. Lastly, note that while there will be flexibility in days and times you may attend court, if you don't fulfill court attendance requirements it will affect this portion of your grade.

Please note: any students who have previously or are currently interning or doing a field placement with the State Court Division of the Law Office of the DeKalb County Public Defender will be ineligible for this course. Additionally, this course cannot be taken concurrently with an internship or field placement in the DeKalb County Solicitors or District Attorney's Office as it could cause a professional conflict.

**Last Updated Spring 2020*

619. Adoption

Adoption

Class Number: 5030; **Catalog Number-** LAW 619

Credit: 3 Hours

Instructor(s): Prof. Woodhouse, Barbara

Prerequisite: None

Grading Criteria: Informed Participation, Attendance, & Quality Final Papers or Projects

Enrollment: N/A

Description: This course will explore the laws, policies and procedures governing the creation of child/parent relationships through adoption. Among the topics to be covered are regulation of domestic and international adoptions by statutes, treaties and agreements, the rights of birth parents, adoptive parents and children, adoption of children with special needs, single parent, stepparent and kinship adoption, parental vetoes, voluntary consent and involuntary termination of rights, adoption across ethnic, racial and tribal boundaries, the role of adoption in LGBT families, open adoption and the opening of adoption records. We will also explore the historical roots of adoption, and developmental, cultural, religious and social science insights into adoption law and policy. Methods of teaching include lecture, discussion, media and in-class exercises. Attendance is required with a maximum of two unexcused absences.

**Last Updated Spring 2020*

852. Adv. Criminal Trial Advocacy

Advanced Criminal Trial Advocacy

Class Number: 5052; **Catalog Number-** LAW 852

Credit: 3 Hours

Instructor(s): Prof. Parmer, Molly

Prerequisite: Criminal Law, Evidence, Trial Techniques, and either White Collar/Crim Pro Procedure.

Grading Criteria: Attendance, Participation, & Coursework

Enrollment: Limited to 3Ls Only!

Description: Designed in a case-simulation format, this course will enable students to develop substantive knowledge of criminal law and procedures, develop case theory and witness testimony, draft pleadings, and finally conduct a full jury trial. The course will build on the skills learned in Trial Techniques and develop students' facility with the advocacy techniques necessary to prosecute or defend criminal cases.

Attendance Policy: Class preparation and attendance are essential in order for the class to achieve its objective. Thus, both will be weighed heavily in the determination of grades. Failure to attend or be prepared for class will result in a decrease in the final grade. Weekly class preparation and presentations will account for 50% of the final grade, the writing assignments will account for 10% of the final grade, and the final mock trial will account for 40% of the final grade.

**Last Updated Spring 2020*

842A. Adv. Int'l Negotiations

Advanced International Negotiations

Class Number: 5025; **Catalog Number-** LAW 842A

Credit: 3 hours

Instructor(s): Dr. Liwanga, Richard

Prerequisite: None

Grading Criteria: Participation & Final Research Paper

Description: After a review of strategies and styles in two-party disputes, this seminar will look at complex multiparty international negotiations, including but not limited to: selected issues in Middle East Peace, the civil war in Syria, the Iran nuclear deal, the Korean peace process, the South American peace discussions, the African Great Lakes region peace talks, as well as current post-conflict discussions in Mali.

**Last Updated Spring 2020*

657H/I. Adv. Legal Research (AC) (EL)

Advanced Legal Research

Class Number: 5033; **Catalog Number-** LAW 657H (Case Law)

Class Number: 5021; **Catalog Number-** LAW 657I (Regulatory Law)

Accelerated Class: Case Law Section-1st seven weeks of the semester; Regulatory Law Section- 2nd seven weeks of the semester.

Credit: 1 Hour (Experiential Learning Approved)

Instructor(s): Profs. Christian, Elizabeth & Deese, Abigail

Prerequisite: None

Case Law Grading Criteria: Participation; Attendance; Coursework; & Take-home Final Exam

Regulatory Law Grading Criteria: Participation; Attendance; Coursework; & Project

Enrollment: Limited to 20 students! (No 1Ls Permitted)

Case Law Description: Advanced Legal Research – Mastery of Case Law Research is a practical, skills-based course designed to improve information literacy and prepare students for practice or future study. Through practical applications, including in-class exercises, homework exercises, a group project and a take-home final exam, students will become familiar with the principles, strategies, and best practices for doing case law legal research. Topics for class sessions will include research strategy and documentation, case law, jurisdictions, citators, judicial analytics and dockets.

Attendance Policy: This will be a one-credit, graded course meeting on an accelerated schedule for the first seven weeks of the semester. Because student participation and hands-on practice is essential for the learning experience in this course, attendance at each class is mandatory.

Regulatory Law Description: Mastery of Regulatory Research is a practical, skills-based course designed to provide students with a firm understanding of the fundamental structure of the US regulatory process and materials and to develop skills for finding and using those sources. Students will use traditional and transactional resources to complete skills-based tasks and complete a final project.

Attendance Policy: This will be a one-credit, graded course meeting on an accelerated schedule for the second seven weeks of the semester. Because student participation and hands-on practice are essential for the learning experience in this course, attendance at each class session is mandatory.

**Last Updated Spring 2020*

755A. Adv. Pretrial Lit.

Advanced Pretrial Litigation

Class Number: 4703; Catalog Number- LAW 755A

Credit: 3 Hours

Instructor(s): Prof. Elmore, Marvin & Prof. Goheen, Barry

Prerequisite: None

Grading Criteria: Pass/Fail

Description: Course includes a number of practical exercises including oral arguments and client and witness interviews. We anticipate, as in the past, having several guest speakers on topics such as e-discovery, RICO, and Class Actions.

Advanced Pre-Trial Litigation is for students who have taken Civil Procedure and Federal Courts, and are ready for an advanced strategy practicum that prepares them for the complexities of modern litigation practice.

The Legal Strategy part of the course teaches students to consider the theoretical aspects of strategy and methods for working through a strategy problem, and then apply those theories and methods to practical problems. The problems involve a small business that encounters a series of situations requiring advice with respect to strategy.

In the second part of the course, the students will learn about negotiation theory and strategy and apply these techniques to the negotiation of an e-discovery dispute. Discovery of electronic materials, usually in digital format, creates some especially difficult, time-sensitive responsibilities for lawyers. Practicing successful methods for dealing with these responsibilities in a learning-by-doing setting provides an opportunity to adapt these methods to the individual lawyer's own situation and style.

This is "entry-level" subject matter in the sense that it does not purport to cover all the specialized aspects of e-discovery, particularly those faced by very large companies or by companies with unusual records retention practices. The purpose of this part of the course is to provide lawyers with a general methodology that will, in most cases, prevent sanctions against the client and the lawyer, while being responsive under the rules to e-discovery requests and minimizing unnecessary business interruption. However, no general method can protect against every mistake or every type of intentional wrongdoing. And no general method can minimize business interruptions in every situation.

This course is structured around the requirements of the Federal Rules of Civil Procedure and the Federal Rules of Evidence. States may have more or less restrictive requirements, but the federal rules provide a useful general benchmark, and many state jurisdictions follow them.

E-discovery problems arise in two distinct phases:

- Preservation, production, and use of e-discovery; and
- Prosecuting or defending against challenges to the sufficiency of e-discovery.

These are quite different areas and require different skills. For this reason, we have developed two separate sections on e-discovery. The first part focuses on preservation, production, and use of e-discovery and seeks to develop the skills for interviewing, negotiating, and organizing your electronic discovery. A second part focuses on challenges to the sufficiency of e-discovery and seeks to develop the skills for preparing, arguing, and defending against typical motions for protective orders, motions to compel and motions for sanctions.

The e-discovery problems also develop skills in counseling clients, negotiating with opposing lawyers and dealing successfully with vendors. These skills are directed at the first-in-time problems of e-discovery – getting it right at the start and preventing disputes or adverse decisions. The course adapts established learning-by-doing teaching materials on interviewing and counseling, and on negotiation, for the special e-discovery setting. The case law applies primarily to the second area of e-discovery: prosecuting and defending against challenges to the sufficiency of e-discovery.

Finally, in part three of the course, we will deal with the strategy and law of class action lawsuits. This part of the course will teach you how to make the decision whether to file a class action lawsuit or go it alone. It will also examine how to think about your defense options: whether to agree to a class action for settlement purposes, fight class certification, or negotiate some variation between these two extremes,(including an overview of multidistrict litigation options). This part of the course will also refine your understanding of the law and procedure (including appellate review) related to class certifications.

Attendance Policy: No more than 2 absences to pass this course.

*Last Updated Spring 2019

605. ADR (EL)

Alternative Dispute Resolution

Class Number: 4774; **Catalog Number-** LAW 605, 002 (Athans/Rogers)

Class Number: 4691; **Catalog Number-** LAW 605, 001 (Broyde)

Class Number: 5124; **Catalog Number-** Law 605, 003 (Williams)

COURSES ARE NOT OPEN TO STUDENTS WHO HAVE TAKEN BUSINESS SCHOOL OR LAW SCHOOL NEGOTIATIONS.

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Profs. Athans, Michael; Broyde, Michael; Rogers, Kathy; & Williams, Cassandra

Prerequisite: None

Athans/Rogers Grading Criteria: Participation, Attendance, Coursework, & Final Paper

Broyde Grading Criteria: Participation, Attendance, & Scheduled Final Exam (Not Experiential Learning Approved)

General Grading Criteria:

- Attendance, Participation, Coursework, & Final Paper/Assignment

Enrollment: Limited to 16 Students!

Athans/Rogers Description: This skills-training course addresses negotiation, mediation and arbitration principles through topical discussions and simulation exercises. You will be divided into teams for some classes. It is important that each member participate in the exercises, along with any question and answer sessions. Forty percent of your grade is based on your class preparation and participation based on the readings and weekly hand-outs.

Please keep any information you receive confidential so you do not spoil a simulation for anyone else. Confidential material for the simulations will be provided by e-mail or in class.

Menkel-Meadow, Love, Schneider & Moffitt, Dispute Resolution, Beyond the Adversarial Model, Third Edition. The required reading is outlined on the attached syllabus.

Attendance Policy: CLASS ATTENDANCE IS MANDATORY!One excused absence is allowed, but prior notice must be provided to the professors at least one hour before class meets. Any additional absences will result in a zero grade being averaged for class that day.

Please Note: You will email a 3-4-page paper each week addressing a question assigned in class and email your submission to the Professors. The due dates are noted on the class schedule. Further details will be given in class. Send by e-mail to Professors Rogers and Athans no later than 5 p.m. on the due dates. If you miss a class you must nevertheless complete a

Submission based upon the reading material and your thoughts about the information sent to you by the Professors. If you miss class, email Professors Rogers and Athans for more information. Absence on a due date does not excuse a submission.

You will also write a 12 – 15 page final paper on a topic of your choice at the end of the semester. More details about the paper are provided on a separate hand out, along with additional information provided in class.

The following criteria will be used to evaluate your performance this semester. All of these criteria are important in assessing your final grade. The professors will work together to be consistent in applying these criteria.

Preparation for in-class discussions and exercises:

You are expected to be prepared in advance for every class to participate in discussions and assigned exercises or simulations. The thoroughness of your preparation is demonstrated by in-class performance that reflects completion of readings, advanced planning and strategic thinking. For each simulation, the professors expect you to have a plan and a thorough knowledge of the facts and any other information provided about each assignment. Watch your e-mail account weekly for materials distributed by one or both Professors.

Professionalism during in-class exercises:

This course simulates professional activities such as negotiations, mediations and arbitrations. Students are expected to observe the highest standards of professionalism throughout this course. Among the standards of professionalism that are especially important in this class are civility, cooperation, confidentiality and timeliness. Students are also expected to accept constructive criticism and seek to improve in the next performance.

Simulation performances:

Your class performance is a major factor in determining your grade in this course. Professors will be considering the following criteria in assessing your negotiating performance.

Knowledge of the facts

Organization

Preparation and Strategy

Command of techniques

Being clear, concise, and persuasive

Ability to adapt to the unexpected

Ability to respond to contrary positions

Use of highest legal ethics and standards of professionalism

Grade weight allocation:

Class preparation and participation:40%

Weekly submission:30%

Final research paper:30%

Broyde Description: This course will focus on arbitration law and process and spend only a small amount of time on mediation. It will explore the law governing arbitration in the United States by focusing on the Federal Arbitration Act.

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Williams Description: TBA/Ask Prof.

*Last Updated Spring 2020

605. ADR Survey (AC)

Alternative Dispute Resolution Survey GRAD

Class Number: 4893; **Catalog Number-** LAW 605, GRAD

Credit: 3 Hours (Accelerated Course, see Format below)

Instructor(s): Prof. Logue, Bill

Prerequisite: None

Grading Criteria: Online Discussions, Simulations, & Final Paper

Enrollment: Limited to Grad (LLM & MCL) students only!

Description: The study of case law and the formal litigation process and the role it plays in our society is essential to effective lawyering. Yet less than 2% of civil cases are resolved by trial. This experiential course will explore the use of appropriate dispute resolution processes – negotiation, mediation and arbitration, and various hybrids – by which most legal conflicts are resolved.

The course, taught in an intensive format over three weekends, will provide practical skills and experience through a combination of lecture-discussion, exercises, and simulations to ground students in both ADR theory and practice.

Course Objectives:

- Understand the various ADR processes of negotiation, mediation, arbitration, and hybrids, including the ability to consider and critique the strengths and weaknesses of each.
- Understand the causes of conflict and distinguish different negotiation styles and negotiation strategies such as integrative and distributive bargaining.
- Understand and compare the role that third parties such as mediators and arbitrators can play in dispute resolution and considerations in selecting a process.
- Understand the impact and implications of additional parties including lawyers/agents and multi-party disputes.
- Understand the ethical rules that apply to lawyers when negotiating, mediating and arbitrating a dispute.
- Demonstrate a working knowledge of the field.

Course Format and Schedule: Three weekends with 8 hours on Saturday and 4 hours on Sunday. Before the start of class, students will engage in reading and online discussion. For each class, they will be required to read from a text and prepare for a number of simulations to be conducted in class. Following each weekend session, they will be required to engage in online discussion/reflection and/or write a brief reflective journal entry. After the final class students will be required to write a brief paper.

Class 1) January 18-19, Class 2) February 8-9, Class 3) February 29-March 1 and inclement weather make-up date April 11. Class times are 8:30AM-5PM unless otherwise noted by the professor.

**Last Updated Spring 2019*

851. ALW: Blogging

Advanced Legal Writing: Blogging & Social Media

Class Number: 5051; **Catalog Number-** LAW 851

Credit: 3 Hours

Instructor(s): Prof. Romig, Jennifer

Prerequisite: ILARC/ILA for JDs, ALWAR for LLMs, and ARC for JMs

Grading Criteria: Students will be graded on a combination of short assignments and quizzes, collaborative presentations with assigned groups, and their final blog. The final blog is an individual project designed around a topic students explore and develop throughout the course. This class involves several collaborative presentations with groups assigned by the professor and students in the group obtaining a collective group grade. Because up to 30 percent of the grade may be based on graded collaborative work, this course is subject to a recommended but not mandatory mean of 3.3.

Description: Many lawyers write for the public in client alerts and blogs, as well as shorter social media posts. This class introduces the theory, skills, and tools needed for legal blogging. Guest speakers will address specialized topics such as legal ethics and the use of images in social media. For their work in the course, students will write a series of blog posts about a topic they choose and discuss with the professors. The final project and the majority of each student's grade is a final capstone blog consisting of a design theme, posts totaling approximately 4000 words, images to complement the text, and other blogging features. Students also present on various blogging topics in assigned groups. Prior technical knowledge of blogging software is not required. Students will learn to use WordPress, a leading blogging platform.

**Last Updated Spring 2020*

560. ALWAR (LLM)

American Legal Writing, Analysis & Research ("ALWAR")

Class Number: 4760; **Catalog Number-** LAW 560, GRAD

Credit: 2 hours

Instructor(s): Prof. Daspit, Nancy

Prerequisite: None

Grading Criteria: Coursework & Final Memo

Description: ALWAR I introduces students to the concepts of legal analysis and the techniques and strategies for legal research, as well as the requirements and analytical structures for legal writing in the American common law legal system.

Attendance Policy: Two or more unexcused absences can result in your grade being lowered. Note: Enrollment is restricted to only LLM students who received their first law degree from a law school/faculty in a country other than the United States.

Please Note: Enrollment is restricted to LLM students who received their first law degree from a law school/faculty in a country other than the United States; must contact the professor for approval to enroll.

**Last Updated Spring 2020*

560B. ALWAR II

American Legal Writing, Analysis & Research II

Class Number: 4785; **Catalog Number-** LAW 560B, GRAD

Credit: 1 hour

Instructor(s): Prof. Daspit, Nancy

Prerequisite: ALWAR I

Grading Criteria: Coursework & Final Motion Brief

Enrollment: This class requires permission from Dean Jessica Dworkin

Description: This course continues the study of legal analysis, research and writing for practice in the American common law system. The topics covered include client letters, pleadings, and persuasive writing, along with enhanced instruction covering legal citation and advanced legal research sources and techniques.

Attendance Policy: Two or more unexcused absences can lead to your grade being lowered.

Please Note: This class is open only to foreign-educated LL.Ms only. International LL.M students who want to sit for the Georgia bar exam must take this class. If this class is not required for you, and you are undecided about taking the class, It is strongly recommended that you attend the first class to be considered for adding the course during the drop/add period.

If this class is not required for you and you are undecided about taking the class, it is strongly recommended that you attend the first class to be considered for adding the course during the drop/add period.

**Last Updated Spring 2020*

734. Analytical Methods

Analytical Methods of Lawyers

Class Number: 4768; **Catalog Number-** LAW 734, 10A

Credit: 3 Hours

Instructor(s): Prof. Shepherd, Joanna

Prerequisite: None

Grading Criteria: Participation & Scheduled Final Exam

Description: This course explores the application of analytical methods from the social sciences and business profession to various areas of law. It will introduce essential concepts from economics, accounting, finance, statistics, and decision analysis to prepare students for legal practice in the modern world. These tools can be tremendously important and useful; not knowing something about them can be a serious detriment to the effective practice of law. Our focus will be on the application of analytical methods to real legal problems, such as the appropriate measure of damages or when to settle a case, rather than becoming adept at complicated calculations. By the end of the class, students should be able to recognize when an analytical method would be useful in a legal situation, understand the basic intuition of how that method applies, and have a general idea of how to use that method.

Attendance Policy: As required by law school policy, attendance is mandatory. If you miss more than 6 classes, you will receive an "F" with the option to petition for a "W-withdrawal" unless all absences have been approved by Dean Brokaw.

**Last Updated Spring 2020*

702. Antitrust

Antitrust Law

Class Number: 4766; **Catalog Number-** LAW 702

Credit: 3 Hours

Instructor(s): Prof. Arthur, Tom

Prerequisite: None

Grading Criteria: Participation, Attendance, & Scheduled Final Exam

Description: This is a survey of United States competition law. It covers agreements among competitors, horizontal and vertical mergers, unilateral conduct by monopolists, exclusive dealing and tying arrangements imposed on buyers by sellers, and restrictions imposed by manufacturers on distributors. Regular attendance is required and grades may be lowered due to excessive absences.

**Last Updated Spring 2020*

590E. ARC

Analysis, Research, and Communication ("ARC")

Note: **LAW 590E** is an online course and is only open to JM students.

Class Number: 4819; **Catalog Number-** LAW 590E (JM & LLMS w/approval)

Class Number: 5307; **Catalog Number-** LAW 590E (Online JM format Students Only)

Credit: 3 hours

Instructor(s): TBA

Prerequisite: None

Grading Criteria: Regular Assignments & Final Project

Description: This course will provide an introduction to legal analysis, research and effective legal writing. Students will be introduced to the fundamentals of legal analysis and the structure of legal information. Students will learn how to navigate multiple legal resources to discover legal authority appropriate for different types of legal analysis and communications. Students will learn the concepts of effective legal analysis and will develop the skills necessary to produce objective legal analyses.

**Last Updated Spring 2018*

604. Banking Law

Banking Law**Class Number:** 4797; **Catalog Number-** LAW 604**Credit:** 3 hours**Instructor(s):** Prof. Elliott, Jim**Prerequisite:** None**Grading Criteria:** Scheduled Final Exam

Description: This course will examine the nature, content, and scope of the rules regulating the banking industry in light of economic and social purposes. The course will also look briefly at the history of the U. S. banking industry and will emphasize the economic and business aspects of the individual bank and of the industry as a whole.

Last updated Fall 2015*635D. Barton Appeal Clinic (EL)****Barton Appeal for Youth Clinic****Class Number:** 4746; **Catalog Number-** LAW 635D**Credit:** 3 hours (Experiential Learning Approved)**Instructor(s):** Prof. Reba, Stephen**Prerequisite:** None**Grading Criteria:** None (based on the individual student)

Description: Students in the Appeal for Youth Clinic provide a holistic appellate representation of youthful offenders in the juvenile and criminal justice systems. By increasing the number of appeals from adjudications of delinquency, we hope to end the unwritten policies and practices that result in youths being committed to juvenile detention facilities. Similarly, by providing post-conviction representation to youths who were tried and convicted as adults, we hope to decrease the number of youthful offenders who languish in Georgia's prisons.

Last Updated Spring 2016*635C. Barton Child Law Clinic (EL)****Barton Child Law & Policy Clinic****Class Number:** 4693; **Catalog Number-** LAW 635C**Credit:** 3 hours (Experiential Learning Approved)**Instructor(s):** Prof. Carter, Melissa**Prerequisite:** Child Welfare & Policy Law, Kids in Conflict, Family Law II, or related seminars (Preferred)

Grading Criteria: Assessment of individual student performance and overall contribution to the clinic based on specific demonstrated competencies in the area of research and analysis, professional responsibility, written and oral communication, and project management.

Enrollment: Interested students must apply directly to Clinic

Description: The Legislative Advocacy Clinic is an in-house legal clinic designed to provide students with an opportunity to gain exposure to the lawmaking and political process while executing an advocacy strategy to advance the mission of the Barton Center. Through a range of experiential opportunities undertaken on behalf of or in partnership with policymakers and policy influencers, students will learn to integrate theory with practice in a context-based educational setting. Practice in agenda-setting, advocacy planning, policy analysis, direct advocacy, and related skills will be supported and reinforced by instructive feedback from supervising faculty and reflection on each student's own performance.

Attendance Policy: Attendance at weekly clinic meetings is an integral part of the learning process and is a reflection of professional responsibility. Consistent with American Bar Association requirements, the law school requires regular attendance in all courses. Accordingly, you are expected to attend clinic meetings each week, arrive on time, and be prepared to participate in discussion and skills modules.

In addition to the weekly clinic meeting, you are required to keep regular office hours, which you will establish at the beginning of the semester.

Emory Law School's mandatory attendance policy provides that excessive absences can result, without advance notice or warning, in any of the following sanctions: 1) reduction of the student's final grade; 2) denial of permission to complete course work; or 3) receipt of a grade of F (Failing), all at the discretion of the faculty member teaching the course.

As this clinical course is concerned as much with professional development as it is with subject matter expertise and practical advocacy skills, students will be expected to practice their own professional judgment with regard to absences from the clinic meetings or office hours. Such judgment should also guide students to communicate with clinical faculty and their peers in advance of any expected absences and to make arrangements to have their duties covered.

Applications are accepted prior to pre-registration (watch for notices of the application deadline). Students must submit a resume, a statement of interest, an unofficial transcript, and a writing sample.

Detailed course information is on the Clinic website: <http://law.emory.edu/academics/clinics/barton-public-policy-and-legislative-advocacy-clinic.html> (<http://law.emory.edu/academics/clinics/barton-public-policy-and-legislative-advocacy-clinic.html>)

**Last Updated Spring 2020*

500X. Business Associations

Business Associations

Class Number: 4752; **Catalog Number-** LAW 500X, 001 (Freer)

Class Number: 4800; **Catalog Number-** LAW 500X, 002 (Georgiev)

Credit: 3 hours

Instructor(s): Profs. Freer, Rich & Georgiev, George

Prerequisite: None

Freer Grading Criteria: Participation/Attendance & Scheduled Final Exam

Georgiev Grading Criteria: Participation/Attendance & Scheduled Final Exam

General Description: This course surveys the formation, organization, financing, management, and dissolution of sole proprietorships, partnerships, corporations, limited partnerships, and limited liability companies. The course includes fundamental rights and responsibilities of owners, managers, and other stakeholders. The course also considers the special

needs of closely held enterprises, basic issues in corporate finance, and the impact of federal and state laws and regulations governing the formation, management, financing, and dissolution of business enterprises. This course includes consideration of major federal securities laws governing insider trading and other fraudulent practices under Rule 10b-5 and section 16(b).

GeorgievDescription: A study of foundational concepts in agency, partnership, and corporation law. Topics include choice of business form, entity formation, organization, financing, and dissolution, as well as the rights and responsibilities of, and the allocation of power among, the business entity's owners/shareholders, management, and other stakeholders. The course also covers closely held enterprises, as well as basic issues in corporate finance and federal securities law. Students will be required to complete regular homework exercises and participate in a group exercise (ungraded) over the course of the semester.

Attendance Policy: Regular attendance is required. Excessive absences will result in a grade reduction.

**Last Updated Spring 2020*

876. Bus. Immigration

Business, Employment, & Investor Immigration Law

Class Number: 5055; **Catalog Number-** LAW 876

Credit: 2 Hours

Instructor(s): Prof. Kuck, Charles

Prerequisite: None

Grading Criteria: Scheduled Final Exam or Paper (TBD)

Enrollment: N/A

Description: We will explore all of the methods for visiting, working, and immigrating to the United States through employers, investment, and other methods. We will explore the politics of immigration law and the ways that the current immigration system interacts with our economy and society. We will also discuss and analyze alternative immigration systems and options. Attendance will make you far smarter and will be a factor in the final grade.

Please Note: We will decide as a class whether you want to a paper or a final exam for your final grade.

**Last Updated Spring 2020*

658. Capital Defender (EL)

Capital Defender Practicum

Class Number: 4692; **Catalog Number-** Law 658

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Moore, Josh

Prerequisite: Evidence, Criminal Law, & Criminal Procedure

Grading Criteria: Participation & Coursework

Description: This is a three-hour clinical course thought in conjunction with the Office of the Georgia Capital Defender, the state agency responsible for representing all indigent defendants statewide facing death penalty trials or on direct appeal from a death sentence. Second and third-year law students from Emory and Georgia State will assist Capital Defender trial

attorneys in all aspects of preparing their clients' cases for trial and appeal.

As an integral part of the defense team, students assist in conducting investigations, interviewing clients and potential witnesses, putting together forensic evidence, gathering documents, doing research, drafting pleadings, formulating a theory of defense and making strategic decisions for each phase of a capital case. Students will also have the opportunity to do "mock" motions arguments and to present a jury sentencing argument based on the facts of their actual cases.

In addition to working directly with attorneys and staff, students gather weekly for discussions about the cases they are working on and topics in death penalty jurisprudence. The students in this clinic are involved in the effort to make a strong case for life at trial and to build factual and legal narratives that will lead to the reversal of death sentences on appeal. This means students will focus heavily on the real (and often tragic) stories of their clients' lives, as opposed to technical or arcane points of law.

The classroom component of this clinic will meet for 2 hours each week at the offices of the Georgia Capital Defender in downtown Atlanta at the State Bar Building. A required text will be assigned. In addition to attending class, students will work on client matters for approximately 10 hours a week. A total of 150 hours is required for credit. The course is graded on a pass/fail basis. Timesheets will be collected on a weekly basis. Class meets on Tuesdays from 3:30 pm to 5:30 pm. In light of the fact that the course is taught by a practicing attorney, it is recommended that students do not schedule classes after 5:30 pm on Tuesdays in the event that the class needs to periodically meet after business hours.

Attendance Policy: Grading will not be based on attendance.

Please Note: Interested students must submit a letter of interest & resume to Josh Moore, Office of the Georgia Capital Defender at jmoore@gacapdef.org (<mailto:jmoore@gacapdef.org>)

**Last Updated Spring 2019*

743. Child Law Rsch.

Child Law & Policy Research

Class Number: 5042; **Catalog Number-** LAW 743

Credit: 1 Hour (Accelerated Course- 2nd Seven Weeks)

Instructor(s): Prof. Reid, Richelle

Prerequisite: None

Grading Criteria: TBA

Description: TBA/Ask Prof.

Attendance Policy: This will be a one-credit, graded course meeting on an accelerated schedule for the first seven weeks of the semester. Because student participation and hands-on practice is essential for the learning experience in this course, attendance at each class session is mandatory.

**Last Updated Spring 2020*

727. Citizenship & Immigration

Citizenship and Immigration Law

Class Number: 5039; **Catalog Number-** LAW 727

Credit: 3 Hours

Instructor(s): Prof. Price, Polly

Prerequisite: None

Grading Criteria: Scheduled Final Exam

Description: This course will explore the legal, historical, and policy perspectives that shape U.S. law governing immigration and citizenship. We will examine the constitutional and international law foundations underlying immigration regulation, the history of immigration law in the U.S., the source and scope of congressional and executive branch power in the realm of immigration, and the role of the judiciary in making and interpreting immigration law. In the course of that exploration, we will address citizenship and naturalization, the admission and removal of immigrants and nonimmigrants, and issues of undocumented immigration and detention.

Grades for the course will be determined by a scheduled final exam at the end of the semester. Class participation may also be factored in, up to 10% of your grade.

Attendance Policy: If you miss more than five (5) classes, you may be withdrawn from the course and not permitted to take the final exam.

**Last Updated Spring 2020*

958. Civil Trial Practice (EL)

Civil Trial Practice: Family Law

Class Number: 4737; **Catalog Number-** LAW 958

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Wellon, Robert; Prof. Kessler, Randall; & Prof. Durrence, Amy

Prerequisite: Evidence & Trial Techniques

Grading Criteria: Course Work; Pretrial Conference; & Trial

Description: This is intended as a learn-by-doing course, in which all phases of a real trial will be performed by each student and thereafter critiqued, following up on Trial Techniques but tracking a particular family law fact pattern. It is intended to further the pursuit of litigation skills, taught by well-qualified trial lawyers and judges known for their expertise in the courtroom, and the ability to analyze student performances. A mid-semester hearing followed by a final trial at the end of the semester before live jurors and judges are required, having built on the preparation of the case during the semester. Attendance is taken and will be used in the overall grade.

The course will not extend into the preparation for the final exam schedule.

**Last Updated Spring 2019*

860A. Colloq. Scholarship W/S

Colloquium Scholarship Workshop

Class Number: 4861; **Catalog Number-** LAW 860A

Credits: 2 Hours

Instructor(s): Prof. Nash, Jonathan

Prerequisite: Civil Procedure; Constitutional Law; Contracts; Criminal Law; Leg/Reg; Property; & Torts.

Grading Criteria: Weekly Papers & Participation/Attendance

Enrollment: Limited to 6 students! Enrollment Students enroll in the CSW in accordance with the same procedures used for seminars (advance application during the pre-selection process). However, enrollment is limited to six students, instead of the usual 15. On the pre-selection form please indicate the basis of your interest in the CSW and your prior experience with scholarship in an academic setting (law or otherwise).

Preselection Form: (<https://emorylaw.wufoo.com/forms/lsr-spring-2019-seminar-preselection/>)<https://emorylaw.wufoo.com/forms/lsr-colloquium-workshop-preselection-form-sp-2020/>
(<https://emorylaw.wufoo.com/forms/lsr-colloquium-workshop-preselection-form-sp-2020/>)

Description: Would you like a close-up look at the world of legal scholarship and the exchange of scholarly ideas? Are you seeking more engagement with the Emory Law faculty outside of the traditional classroom setting? Do you want to become a stronger writer? Have you ever thought you might want to become a law professor? If so, consider applying to the Colloquium Series Workshop (CSW).

Components of CSW: Students who participate in this two unit workshop attend two meetings each week: the weekly faculty colloquium, which meets on Wednesdays over the lunch hour (and includes lunch) and a one-hour class session run by Professor Jonathan Nash, on Thursday afternoons. During each of these one-hour sessions, students discuss the colloquium work as a piece of scholarship (and as a piece of persuasive writing), critique the author's presentation, and review materials relating to the production of scholarship and the legal academic job market. In advance of the weekly meeting, students write short reaction papers to each colloquium piece.

The CSW will be graded on a pass/fail basis, but with high attendance and participation standards set for what constitutes a passing grade. **Do not apply for this class if you have other commitments during the lunch hour on Wednesdays (even only sporadic).**

**Last Updated Spring 2020*

612. Commercial Law

Commercial Law: Sales

Class Number: 5028; **Catalog Number-** LAW 612

Credit: 3 Hours

Instructor(s): Prof. Hay, Peter

Prerequisite: None

Grading Criteria: Participation & Scheduled Final Exam or Take-Home (student choice)

Description: The first-year Contracts course typically is too compressed to deal in any depth with Article 2 of the Uniform Commercial Code (UCC) which, in some form, is now the law in all States and applies to contracts for the sale of goods in excess of \$500. This course covers Article 2 in depth and adds some treatment of documentary transactions (bills of lading and letters of credit).

The Convention on the International Sales of Goods (CISG) was ratified by the United States and, as federal law, therefore supersedes the UCC, whenever its provisions cover an issue. The course, therefore, supplements UCC study with all relevant provisions of the CISG. – The course is offered in the form of a workshop in

which issues like contract formation, formalities, conditions, breach, remedies are studied in a problem-solving format: Code (or CISG) law is applied to solve hypothetical cases, with court decisions serving as authoritative tools for the interpretation of the statutory language. The study of Art. 2 is a very desirable completion of one's understanding of Contract law

**Last Updated Spring 2020*

610. Complex Lit.

Complex Litigation

Class Number: 5027; **Catalog Number-** LAW 610

Credit: 3 Hours

Instructor(s): Prof. Freer, Rich

Prerequisite: None

Grading Criteria: Scheduled Final Exam

Description: A study of the metamorphosis of litigation from the simple two-party model to multi-party, multi-claim litigation increasingly prevalent today, including the causes of this change and ability of the legal system to resolve such disputes. The course centers on a detailed study of the class action device, including jurisdictional and due process implications. Also included is the study of the problem of duplicative state and federal litigation, judicial control of complex cases, including multi-district litigation procedures and the case management movement, discovery (including international and e-discovery), and problems relating to preclusion in complex cases.

**Last Updated Spring 2016*

709. Conflict of Laws

Conflict of Laws

Class Number: 4777; **Catalog Number-** LAW 709

Credit: 3 Hours

Instructor(s): Prof. Hay, Peter

Prerequisite: Civil Procedure (Preferred)

Grading Criteria: Participation & Scheduled Final Exam or Take-Home (student choice)

Description: The course deals with all problems that arise in cross-border cases (state to state, state-foreign country), such as cross-border contracts, torts, inheritance, family law issues like child custody. The three parts of the course discuss when a court has jurisdiction over out-of-state defendants, what law it applies (its own or another state's), and how out-of-state judgments are enforced. Differences between state and federal court proceedings will be emphasized.

Attendance Policy: Attendance is required. A student may be dropped if there are more than two (2) unexcused absences.

**Last Updated Spring 2020*

622A. Const'l Crim. Pro.

Constitutional Criminal Procedure: Investigations**Class Number:** 4823; **Catalog Number-** LAW 622A**Credit:** 3 hours**Instructor(s):** Prof. Levine, Kay**Prerequisite:** None**Grading Criteria:** Class Participation & Scheduled Final Exam**Enrollment:** Limited to 60 Students!

Description: This class explores the constitutional problems posed by police behavior in the context of pre-trial proceedings: searches, seizures, and interrogations. We will also consider the challenges created by the courts' attempts to regulate police behavior and explore other possible forms of police regulation that might better serve our constitutional values.

Attendance Policy: Students may miss 3 classes without penalty. At the 4th absence, I will impose a one-third of a step reduction in the final grade (from a B+ to B, for example). A student who has 7 or more absences will be dropped from the class.

**Last Updated Spring 2020*

712. Corporate Finance**Corporate Finance****Class Number:** 4778; **Catalog Number-** LAW 712, 1**Credit:** 3 Hours**Instructor(s):** Prof. Shepherd, George**Prerequisite:** Business Associations**Grading Criteria:** Scheduled Final Exam

Description: A study of the financial and economic theory underlying legal doctrines in corporate finance, and the relationship between these doctrines. Focuses on decisions about "value" in the context of such areas as bankruptcy reorganization, dissenters' appraisal rights, and public utility regulation. Problems of capital structure and the duties of directors to various classes of claimants are studied in light of decisions about dividend policy and reinvestment. Includes a brief review of modern portfolio theory.

**Last Updated Spring 2018*

959. Courtroom Persuasion I (EL)**Courtroom Persuasion/Drama I****Class Number:** 4739; **Catalog Number-** LAW 959, 001**Class Number:** 4728; **Catalog Number-** LAW 959, 002**Credit:** 1 Hour (Experiential Learning Approved)

Instructor(s): Prof. Metzger, Janet

Prerequisite: Evidence & Trial Techniques

Grading Criteria: Participation, Attendance, Coursework, & In-Class Final Exam

Enrollment: Strictly limited to 12 students and 3Ls Only!

Description: An introduction to the art of theater as it applies to the persuasion and motivation of jurors, using lectures, exercises, readings, performance and video playback.

Attendance Policy: A maximum of 2 absences is permitted. Students must submit a written summary of the class missed.

Please Note: Class meets 10 weeks for 75 minutes with the final administered during class the 11th week.

**Last Updated Spring 2020*

622E. Crim. Competency Prac. (EL)

Criminal Competency/Responsibility Practicum

Class Number: 5031; **Catalog Number-** LAW 622E

Credits: 3 hour

Instructor(s): Prof. Deets, Annie

Prerequisite: Criminal Law & Evidence

Grading Criteria: Participation, Court Performance, & Experiential Reactions Papers

Enrollment: Limited to 16 students!

Description: Students will have the unique opportunity to see how justice is actually administered in the context of criminal cases involving issues of competency or criminal responsibility in Georgia Courts and to develop their courtroom advocacy skills. We will examine, through readings and classroom discussion, the ways in which mental health cases fit or rather do not fit within the framework of the traditional criminal justice system and the practical implication of raising issues of mental health issues of competency, criminal responsibility or even offering evidence of mental health as mitigation. This class will have a classroom component but will also extend beyond that into the real and very complex practice of criminal law involving mental health issues.

Students will take multiple off-campus trips, including touring the local mental health service providers, interacting with the NICK Project (a collaboration between the DeKalb Public Defender's Office, Atlanta Legal Aid, and the Department of Behavioral Health and Developmental Disabilities) and attending actual court sessions to observe criminal case proceedings. Student will also review real competency evaluations and will conduct interviews with actual defendants, participate in discharge planning with social workers and community service providers, observe actual competency evaluations, and participate in mock classroom hearings on issues of competency, responsibility, and civil commitment.

Lastly, students will be graded primarily on their performance in both classroom and courtroom hearings and their participation in classroom discussion, and secondarily on periodic papers analyzing their experiences.

**Last Updated Spring 2020*

622X. Crim. Pretrial Motions (EL)

Criminal Pretrial Motions Practicum

Class Number: 4862; **Catalog Number-** LAW 622X

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Krepp, Thomas

Prerequisite: Constitutional Criminal Procedure: Investigations (can be taken concurrently)

Grading Criteria: Participation, Attendance, & Coursework

Description: This workshop will provide practical skills training in the area of pre-trial criminal litigation for a small number of students. Class will meet once a week for approximately 3 hours, and will generally consist of each student performing an oral advocacy assignment. In addition, written advocacy assignments will be due from time to time. The emphasis of the class will be on building off of the students' substantive knowledge of criminal procedure by learning how it is applied to "real world" pre-trial criminal litigation.

Attendance Policy: Attendance is a critical part of the course. Students are permitted to miss one class during the semester; additional absences must be approved by the professor and may result in a decrease in the final grade.

**Last Updated Spring 2020*

897. Directed Research

Directed research is an independent scholarly project of your own design, meant to lead to the production of an original work of scholarship. Once you have secured a faculty advisor and have defined your project, you should download the directed research form (see below). In this form, indicate whether you are seeking one unit (a 15-page paper, double-spaced, exclusive of endnotes, tables, appendices, etc.) or two units (a 30-page paper, double-spaced, exclusive of endnotes, tables, appendices, etc.).

Complete information and the application form are available on the secure Directed Research web page » (<https://emorylaw.wufoo.com/forms/directed-research-signature-form/>)

659E. DD: Accounting Action (EL)

Doing Deals: Accounting in Action

Class Number: 4730; **Catalog Number-** LAW 659E, 001

Class Number: 4805; **Catalog Number-** LAW 659E, 002

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. MacKay, Christine

Prerequisite: None

Grading Criteria: Course Work

STUDENTS WHO HAVE PREVIOUSLY TAKEN ACCOUNTING OR FINANCE COURSES ARE NOW PERMITTED TO TAKE THIS CLASS ON A PASS/FAIL BASIS ONLY WHICH WILL TAKE UP THREE OF THEIR SIX PASS/FAIL HOURS.

Description: This course is designed for those liberal arts majors who know nothing about accounting and finance. Students will learn about the fundamental financial statement concepts. Then the course will turn to the study of how lawyers use those concepts in practice.

**Last Updated Spring 2016*

659G. DD: Comm'l Real Estate (CL) (EL)

Doing Deals: Commercial Real Estate Transactions

Class Number: [4731](#); **Catalog Number-** LAW 659G

Credit: 3 Hours (Cross-listed w/B-School & Experiential Learning Approved)

Instructor(s): Prof. Elliott, James & Prof. Taylor

Prerequisite: Real Estate Finance (concurrent okay); Contract Drafting; & Deal Skills (concurrent okay)

Grading Criteria: Midterm; Participation; & Drafting of Documents

Enrollment: Limited to 18 Students!

Description: This course will concentrate on sales, finance, and leasing of commercial real estate. It will require significant amounts of time devoted to the financial analysis of real estate projects and to negotiating and drafting of documents. It is designed specifically to include JD, LLM, and MBA students. Workgroups will consist of JD, LLM, and MBA students working together as lawyer and client to analyze, negotiate and document the acquisition and subsequent leasing of a shopping center. The text for the course is a business school real estate finance text. Legal materials will be made available as handouts. A basic knowledge of Excel will be helpful but not required.

**Last Updated Spring 2016*

659A. DD: Contract Drafting (EL)

Doing Deals: Contract Drafting

- **Class Number:** [4755](#); **Catalog Number-** LAW 659A, 001
- **Class Number:** [4753](#); **Catalog Number-** LAW 659A, 002
- **Class Number:** [4763](#); **Catalog Number-** LAW 659A, 003
- **Class Number:** [4754](#); **Catalog Number-** LAW 659A, 004
- **Class Number:** [4769](#); **Catalog Number-** LAW 659A, 004
- **Class Number:** [4886](#); **Catalog Number-** LAW 659A, 006
- **Class Number:** [4802](#); **Catalog Number-** LAW 659A, 007

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): TBA

Prerequisite: Business Associations (highly recommended as prerequisite, but can be taken concurrently)

Grading Criteria: Homework & Final Assignment

Enrollment: Limited to 12 students per section!

Description: This course teaches students the principles of drafting commercial agreements. Although the course will be of particular interest to students pursuing a corporate or commercial law career, the concepts are applicable to any transactional practice.

In this course, students will learn how transactional lawyers translate the business deal into contract provisions, as well as techniques for minimizing ambiguity and drafting with clarity. Through a combination of lecture, hands-on drafting exercises, and extensive homework assignments, students will learn about different types of contracts, other documents used in

commercial transactions, and the drafting problems the contracts and documents present. The course will also focus on how a drafter can add value to a deal by finding, analyzing, and resolving business issues.

The grade will 30-page on specific homework assignments and class participation.

Please Note: CONTRACT DRAFTING AND DEAL SKILLS WILL BE PREREQUISITES TO ALL DOING DEALS CAPSTONE COURSES

**Last Updated Spring 2016*

659B. DD: Deal Skills (EL)

Doing Deals: Deal Skills

- **Class Number:** 4733; **Catalog Number-** LAW 659B, 001
- **Class Number:** 4736; **Catalog Number-** LAW 659B, 002
- **Class Number:** 4803; **Catalog Number-** LAW 659B, 003
- **Class Number:** 4743; **Catalog Number-** LAW 659B, 004
- **Class Number:** 4744; **Catalog Number-** LAW 659B, 005
- **Class Number:** 4745; **Catalog Number-** LAW 659B, 006

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): TBA

Prerequisite: Contract Drafting (required – concurrent not okay); Business Associations

Grading Criteria: Homework, Participation/Professionalism; Negotiation Project; & Comprehensive Individual Project

Enrollment: Limited to 12 Students!

Description: Deal Skills builds on the skills and concepts learned in Contract Drafting and emphasizes the skills and thought processes involved in, and required by, the practice of transactional law. The course introduces students to business and legal issues common to commercial transactions, such as M&A deals, license agreements, commercial real estate transactions, financing transactions, and other typical transactions. Students learn to interview, counsel, and communicate with simulated clients; conduct various types of due diligence; translate a business deal into contract provisions; understand basic transaction structure, finance, and risk reduction techniques; and negotiate and collaboratively draft an agreement for a simulated transaction. Classes involve both individual and group work, with in-class exercises, role-plays and oral reports supported by lecture and weekly homework assignments.

Please Note: CONTRACT DRAFTING AND DEAL SKILLS WILL BE PREREQUISITES TO ALL DOING DEALS CAPSTONE COURSES

**Last Updated Spring 2018*

659F. DD: General Counsel (EL)

Doing Deals: General Counsel

Class Number: 5022; **Catalog Number-** LAW 659F

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Notte, Gregg

Prerequisite: Business Associations; Contract Drafting; & Deal Skills (concurrent not ok for BA or Contract Drafting)

Grading Criteria: Coursework

Description: In this course, students will develop transactional skills, with emphasis on possible differences in roles of in-house counsel and outside counsel in the context of a hypothetical transaction that will be the focal point of the entire semester. The class will be divided between the lawyers representing the buyer and the lawyers representing the seller. Students will interview the Professor (client) throughout the semester and develop goals, strategies, and documents that will meet the needs of the client. The semester will include the drafting and negotiation of a confidentiality agreement, a letter of intent, an employment agreement, a Master Services Agreement, and a Stock Purchase Agreement.

Attendance Policy: Because student participation is essential for the success of this experiential simulation course, attendance is mandatory. Failure to attend will affect the course grade. This course also requires collaborative work with other students and meetings with the adjunct faculty. You will be required to schedule several meetings in addition to regular class time. In addition, any students on the wait list for this class must attend the first class meeting, which sets the stage for the first several weeks of assignments.

**Last Updated Spring 2019*

659J. DD: Mergers & Acqs W/S (EL)**Doing Deals: Mergers & Acquisitions Workshop**

Class Number: [4741](#); **Catalog Number-** LAW 659J

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Tapp, Elliot

Prerequisite: Business Associations; Contract Drafting; & Deal Skills (concurrent, not okay for any)

Grading Criteria: Class participation (incl. but not limited to attendance), Homework, Projects

Enrollment: Limited to 12 students!

Description: This course is designed to start a process of changing how you think about lawyering by shifting your focus from academia to application. We will do this in the context of mergers and acquisitions (M&A) by providing a practical overview of the process and documentation involved and by participating in exercises designed to simulate those junior transactional associates are commonly expected to undertake. Our ultimate objective is to better prepare you for what will be expected of you in a law firm environment. Because of the experiential nature of this course, attendance is mandatory.

Note: Open enrollment will be available to non-transactional certificate students on a space-available basis to students with required prereqs once open enrollment starts.

**Last Updated Spring 2016*

880. DD: Negotiation Team**Doing Deals: Transactional Law Program's Negotiations Team**

Class Number: [4808](#); **Catalog Number-** LAW 880

Credit: 1 Hour

Instructor(s): Prof. Ellis, Jeremy & Prof. Harrison, Chason

Prerequisite: Approved by Faculty Advisor (via tryout)

Grading Criteria: Participation (Graded on Pass/Fail Basis)

Description: Team members prepare for oral negotiations, practice negotiation techniques, and draft transactional documents under the direction of one or more faculty advisors for regional, and potentially national competitions. A student selected to compete is eligible for credit in the semester in which the competition is held. The faculty advisor(s) will approve course registration and assign a grade.

**Last Updated Spring 2017*

659R. DD: Rep. Investment Funds

Doing Deals: Representing Investment Funds

Class Number: 4828; **Catalog Number-** LAW 659R

Credit: 3 Hours

Instructor(s): Prof. Dozier, Martin

Prerequisite: Business Associations & Contract Drafting. Deal Skills is a recommended prerequisite but may be taken concurrently (or waived by the professor based on relevant experience or other factors).

Grading Criteria: Participation and Performance in Class (including but not limited to attendance), Homework as assigned; Comprehensive Individual Project

Enrollment: Limited to 12 Students!

Description: This course will simulate the structuring, formation, and regulatory work that would be performed by a junior associate or in-house counsel representing public investment companies, private investment funds, or other pooled investment vehicles. The course will focus primarily on the regulation of investment companies subject to the Investment Company Act of 1940 and its companion statute, the Investment Advisers Act of 1940; however, significant attention will be given to alternative investment vehicles, such as hedge funds, venture capital funds, private equity funds, real estate partnerships, and other private investment vehicles. Students will gain experience in analyzing securities laws and regulations that govern a fund's structure and operations; structuring public and private offerings; reviewing and drafting various documents included in a fund offering, and considering ethical issues that may arise.

These issues will be addressed through a combination of lectures, in-class exercises, homework assignments, a comprehensive individual project, and a prospectus summary project. There will not be a final exam.

Note: Students not pursuing the Transactional Certificate, can enroll during open enrollment if they meet the applicable prerequisites.

**Last Updated Spring 2019*

659C. DD: Venture Capital (EL)

Doing Deals: Venture Capital

Class Number: 4734; **Catalog Number-** LAW 659C

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Spear, Doug

Prerequisite: Business Associations; Contract Drafting; & Deal Skills (concurrent not okay for any)

Grading Criteria: Coursework

Enrollment: Limited to 12 Students!

Description: This course will study the business and legal issues in venture capital transactions. The course will be taught primarily through simulations.

**Last Updated Spring 2016*

668X. Employment Law

Employment Law

Class Number: 5023; **Catalog Number-** LAW 668X

Credit: 3 Hours

Instructor(s): Prof. Dinner, Deborah

Prerequisite: None

Grading Criteria: Participation, One (1) 1250-word paper, & Scheduled Exam.

Description: This course examines the rights and obligations of employers and individual employees. It does not cover employment discrimination or labor law governing the rights of employees to organize collectively, which are discussed in two separate courses. The range of topics discussed in employment law include: the common law rule of “at-will” employments; employees’ rights to sue for termination against public policy or under statutes such as whistleblower laws; minimum wage and overtime wage claims; public employees’ First Amendment, Fourth Amendment, and Due Process rights; family and medical leave; non-competition agreements; arbitration policies; unemployment insurance; and workplace health and safety regulation. Employment law embodies principles of contracts, torts, constitutional, and immigration law. In addition to current doctrine, we will learn something about the historical development of employment law in the United States. The course will have one in-class, four-hour exam and a short response paper of 1,250 words (requiring no outside research). Attendance and participation is critical to the course. Students who miss more than six classes will be required to withdraw or will receive a failing grade.

**Last Updated Spring 2020*

720. Entertainment Law

Entertainment Law

Class Number: 4694; **Catalog Number-** Law 720

Credit: 3 Hours

Instructor(s): Prof. Sanders, Scott

Prerequisite: Intellectual Property; Trademark Law; or Copyright Law (concurrent okay)

Grading Criteria: Scheduled Final Exam

Description: This course will provide an overview of the rapidly developing body of law associated with the entertainment industries concentrating in the areas of music publishing and commercial recording, live performance, literary publishing and motion pictures. The course will focus on a study of entertainment law cases, aspects of copyright law, personal rights, and negotiation of entertainment agreements.

**Last Updated Spring 2019*

624X. Environmental Law

Environmental Law

Class Number: 4742; **Catalog Number-** LAW 624X

Credit: 3 hours

Instructor(s): Prof. Purdom, Rebecca

Prerequisite: Legislation & Regulation

Grading Criteria: Participation & Scheduled Final Exam

Description: This course will focus on legal strategies to regulate and remedy environmental harms. The course is designed to prepare transactional lawyers, regulatory lawyers, and litigators, specifically including students interested in specializing in environmental law for corporate compliance, the government, or public interest. A major goal of the course is to introduce students to the analytical skills necessary to understand and work in environmental and many other predominantly statutory and regulatory fields. The course will therefore frequently involve analysis of methods of interpretation of statutes and regulations and analysis of the central role of administrative agencies in environmental law. The course will focus on various federal environmental statutes, including the Clean Air Act; Clean Water Act; Comprehensive Environmental Response, Compensation, and Liability Act; Endangered Species Act; and National Environmental Policy Act.

**Last Updated Spring 2019*

620L. EU Law II

European Union Law II: the Global Impact of EU Law

Class Number: 4780; **Catalog Number-** LAW 620L

Credit: 2 Hours

Instructor(s): Prof. Tulibacka, Magdalena

Prerequisite: EU Law I recommended

Grading Criteria: Participation, Attendance, & Final Paper

Description: The course allows students with an interest in the European Union to focus on a number of selected areas of substantive EU law and to understand their impact globally, including on U.S. businesses. The impact is becoming quite significant in many areas of law, and the course focuses on: data protection laws, antitrust laws, consumer protection laws, product liability laws, and elements of corporate and tax law. The students will have an opportunity to vote on one additional topic of discussion. They will also receive an introduction to European civil justice systems, giving them an idea of how law is taught and practiced, how cases are litigated, what challenges litigants may expect in European courts and when using ADR mechanisms.

Classes are interactive and discussion-based. Students are expected to prepare before classes. We shall be studying EU statutory law, judgments of the EU courts, academic commentary, some policy papers, and other materials. Because of the nature of the course, attendance is mandatory and constitutes 20% of the final grade. Participation in class (including contributions to discussions, some case reviews, and participation in group exercises) constitutes further 30% of the grade. During the course, the students will be selecting, with the Professor's help, the topic for a final paper (4000 words including footnotes). The paper will be the remaining 50% of the final grade.

Please Note: Guest speakers - for instance practitioners in tax law and corporate law and antitrust law scholars - will be leading discussion during some of the classes.

**Last Updated Spring 2020*

632X. Evidence

Evidence

Class Number: 4815; **Catalog Number-** LAW 632X, 04A (Carroll)

Class Number: 4742; **Catalog Number-** LAW 632X, 04B (Shepherd)

Credit: 3 Hours

Instructor(s): Prof. Carroll, Lesley & Prof. Shepherd, George

Prerequisite: None

Carroll Grading Criteria: Participation, Attendance, & Scheduled Final Exam

Shepherd Grading Criteria: Scheduled Final Exam

Carroll Description: Survey course of the Federal Rules of Evidence. Exam is closed book and will include multiple choice, short answer, and an issue spotter.

Attendance Policy: You may miss up to three classes during the semester for any reason or no reason. If you miss four or more classes, your grade will be lowered.

Shepherd Description: : A general consideration of the law of evidence with a focus on the Federal Rules of Evidence. Coverage includes relevance, hearsay, witnesses, presumptions and burdens of proof, writings, scientific and demonstrative evidence, and privilege. Must be taken in the second year.

**Last Updated Spring 2020*

870. Externship Program (EL)

Externship Program

Catalog Number- Law 870I-Advanced; Law 870D- Civil Litigation; Law 870F- Corporate Counsel; Law 870H-Criminal Defense; Law 870C- Govt. Counsel; Law 870E- Judicial; Law 870J- Legislative Policy; Law 870G- Prosecution; Law 870A- Public Interest; Law 870L- Small Firm.

Credits: Varies (Experiential Learning Approved)

Instructor(s): Multiple

Selection: Application process submitted to Prof. Sarah Shalf (The Deadline has now passed, and if interested must contact Prof. Shalf)

Grading Criteria: Class Participation & Fieldwork

Description: Step outside the classroom and learn to practice law from experienced attorneys. Take the skills and principles you learn in the classroom and learn how they apply in practice. Emory Law's General Externship Program provides work experience in different types of practice (all sectors except law firms) so you can determine which suits you best and develop relationships that will continue as you begin your legal career. Students are supported in their placements by a weekly class

meeting with other students in similar placements, taught by faculty with practice experience in that area, in which students have the opportunity to learn legal and professional skills they need to succeed in the externship, receive mentoring independent of their on-site supervisors, and to step back and reflect on their experience and what they are learning from it.

Our Small Firm Externship Program provides students especially interested in the small law firm practice setting with experience in specially-selected small law firms. The firms' attorneys participate with the students in our weekly class meeting, which focuses on the skills and attributes necessary to succeed in a small firm practice setting.

Students apply for externships via Symplicity in the semester prior to the externship and all placements must be preapproved.

Available placements for the General program are listed on the Emory Law

website, <http://law.emory.edu/academics/academic-programs/externships/externship-search.html>

(<http://law.emory.edu/academics/academic-programs/externships/externship-search.html>), and the currently-participating

Small Firms are listed here: <https://emorylaw.wufoo.com/forms/small-firm-externship-applicant-law-firm-ranking/>

(<https://emorylaw.wufoo.com/forms/small-firm-externship-applicant-law-firm-ranking/>)

Warning: No student is allowed to be enrolled in more than one clinic or externship classes (except fieldwork) in a semester.

**Last Updated Spring 2020*

633. Family Law I

Family Law I

Class Number: 4735; **Catalog Number-** LAW 633

Credit: 3 Hours

Instructor(s): Prof. Carter, Melissa

Prerequisite: None

Grading Criteria: Participation, Attendance, & Take-home Final Exam

Description: This course explores the legal regulation of the family and its members. Materials and discussion will address the problems, policies, and laws related to the formation and dissolution of the marital family. Among the topics covered will be premarital controversies; constitutional limitations on entry into marriage; substantive and procedural regulation of marriage; marital rights and responsibilities; marriage equality; divorce; child custody, adoption, and other related topics.

Attendance Policy: Class attendance is an integral part of the learning process and is a reflection of professional responsibility. Consistent with American Bar Association requirements, the law school requires regular attendance in all courses. Accordingly, students are expected to attend class regularly, arrive for class on time, and be prepared to participate in class discussion.

Emory Law School's mandatory attendance policy provides that a student who attends fewer than 80% of classes in a course, whether due to excused or unexcused absences, is presumed to have excessive absences. Excessive absences can result, without advance notice or warning, in reduction of your final grade.

A class roster will be circulated at each class to record attendance, and the official record of attendance will be maintained on Canvas.

**Last Updated Spring 2020*

642. Fed. Tax: Corporations

Federal Income Tax: Corporations

Class Number: 4695; **Catalog Number-** LAW 642

Credit: 2 Hours

Instructor(s): Prof. Fowler, Lynn

Prerequisite: Fundamentals of Income Tax

Grading Criteria: Take-home Exam

Description: Survey of the general structure of taxation of corporations. Considers the tax issues arising from the formation, operation, liquidation, and reorganization of corporations. An important course for anyone interested in transactional law.

**Last Updated Spring 2015*

640L. Fed. Tax- Indiv.

Federal Income Tax: Individual

Class Number: 5020; **Catalog Number-** LAW 640L

Credit: 4 Hours

Instructor(s): Prof. Brown, Dorothy

Prerequisite: All First-year Required Courses

Grading Criteria: Scheduled Final Exam (All Multiple Choice Exam)

Enrollment: Students who have already taken Fundamentals of Income Taxation are NOT permitted to take this course.

Description: An introduction to federal income taxation with an emphasis on determination of income subject to taxation, which expenses are allowable deductions and whether certain income is excluded from taxation, along with the proper time for reporting items of income and deductions and which proper taxpayer should pay the tax.

Attendance Policy: Attendance is taken, and at least 80 percent of the classes must be attended to obtain credit for the course.

**Last Updated Spring 2020*

942. Fed. Tax: Partnerships

Federal Income Tax: Partnerships

Class Number: 4696; **Catalog Number-** LAW 942

Credit: 2 Hours

Instructor(s): Prof. Schueneman, Wade

Prerequisite: N/A

Grading Criteria: Scheduled Final Exam

Description: This course will provide an introduction to the federal income tax rules that apply to partnerships and their partners (principally those rules found in Subchapter K). Topics covered will include contributions, distributions, allocations of tax items and liabilities and anti-abuse rules.

Attendance Policy: Students will not be permitted to have more than two (2) unexcused absences.

**Last Updated Spring 2020*

601B. First Amendment (CL)

First Amendment: Religious Liberty

Class Number: 4865; **Catalog Number-** LAW 601B *Cross-listed w/School of Theology & Undergrad Dept. of Religion

Credit: 3 hours

Instructor(s): Prof. Witte, John

Prerequisite: None

Grading Criteria: Participation, Attendance, Coursework, & Take-home Final Exam.

Description: Religious liberty is one of the hallmarks of modern constitutional democracies, though it has come under considerable attack in recent years. This course analyzes the historical formation and current interpretation of the religious liberty guarantees of the First Amendment to the United States Constitution. Part I of the course explores the original meaning of the First Amendment guarantees of no establishment and free exercise of religion viewed in colonial and broader Western context. Part II analyzes the guarantees of free exercise and expression of religion guaranteed by First Amendment free exercise and free speech clauses and recent complementary statutes. Topics include religious liberty claims to polygamy, proselytism, Sabbath day observance, religious worship, ritual, and dress, and claims by religious individuals and groups to exemptions from general laws. It also includes the heated clashes between religious liberty and sexual liberty claims. Part III traces the requirements of no establishment of religion, particularly in cases concerning the role of religion in public education, the place of government in religious education, and the place of religious symbols and ceremonies in public and political life. Part IV analyzes the complex relationships between religious organizations and government. Topics include tax funding and exemptions for religious groups, the powers and limits of religious organizations to resolve their own internal disputes over polity and property, and their power to discipline their leaders and members for their beliefs, moral behavior, or sexual orientation.

The readings will consist of selected United States Supreme Court cases and a textbook, John Witte, Jr. and Joel A. Nichols, *Religion and the American Constitutional Experiment*, 4th ed. (Oxford University Press, 2016).

There will be a final take home examination, handed out the last class of the semester. The exam will offer a choice of three or four questions that explore different major course themes; students will pick one question and prepare a 3000-word answer based on their course notes and readings. The course has no prerequisites, and does not presuppose detailed knowledge of American history or constitutional law.

**Last Updated Spring 2020*

650. Franchise Law

Franchise Law

Class Number: 5032; **Catalog Number-** Law 650

Credits: 2 hours

Instructor(s): Prof. Prusher, Craig

Prerequisite: None

Grading Criteria: Scheduled Final Exam (80%) and Team Grades (20%)

Enrollment Limit: Limited to 25 students!

Description: Legal and business considerations, including the pros and cons of franchising; the franchising role in the economy; the franchiser/franchisee relationship; disclosure requirements; relevant state and federal laws; essential elements in representing franchisors and franchisees; basic terms and issues with franchise agreements; legislative issues; trademark issues; encroachment issues; system expansion issues; franchisee associations; new techniques in franchising; e.g. area development agreements, sub-franchising, niche franchising, master franchise agreements; international franchising; the role of alternate dispute resolution in franchising; product quality issues; legislative issues. Case studies of important franchise companies will be read and evaluated including Holiday Inns, McDonald's, Century 21, Pizza Hut and Dunkin Donuts. Prominent legal political and business franchising representatives will be guest speakers, students will be divided into teams for an oral and written presentation that will account for 20% of their grade.

Please Note: if a student misses more than 2 classes without the Professor's permission such student's name will be removed from the Class Roster.

Attendance Policy: More than two absences without my approval will result in loss of course credit

*Last Updated Fall 2019

890A. Funds of Innov II (EL)

Fundamentals of Innovation II

Class Number: 4697; **Catalog Number-** LAW 890A

OPEN TO TI:GER STUDENTS ONLY. PROFESSOR PERMISSION REQUIRED.

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Morris, Nicole

Prerequisite: None

Grading Criteria: Participation

Description: Fundamentals of Innovation II is the second of the two-course sequence on various techniques and approaches needed to understand the innovation process. Issues explored will include patterns of technological change, identifying market and technological opportunities, competitive market analysis, the process of technology commercialization, intellectual property protection, and methods of valuing new technology.

The fall course and the companion course in the spring will provide the academic core to the student's first year in the Technological Innovation: Generating Economic Results ("TI:GER") program and will be taught as a series of learning modules. Each module and class session is lead by a faculty or guest instructor with in-depth experience in that particular technology commercialization topic. Students will take each course as a "community of participants" and will participate on both an individual and team level. Innovation teams that are comprised of the PhD candidates, MBA and JD students, will be formed mid-semester and will participate both in in-class activities and cases, as well as in an "engaged learning" experience intended to simulate the technology commercialization process. The technology/research that will drive the innovation teams will be provided by the PhD candidates and their advisors.

*Last Updated Spring 2017

736. Health Law

Health Law**Class Number:** 4761; **Catalog Number-** LAW 736**Credit:** 3 hours**Instructor(s):** Prof. Naegele, Kim**Prerequisite:** None**Grading Criteria:** Participation & Take-home Exam

Description: Comprising nearly 20% of the economy, health care in the U.S. is a highly regulated system of providers, public and private payers, drug and device manufacturers, and various third-party intermediaries. This course will provide an introduction to the legal framework underlying the dynamic and challenging practice of health law, including selected aspects of the recently enacted Affordable Care Act (commonly referred to as "Obamacare"). Likely topics include: regulation and accreditation of physicians and institutions, coverage and reimbursement of medical services and drugs/devices, patient confidentiality and informed consent, fraud and abuse, and antitrust issues with provider and insurer consolidation. Coverage may also include recently enacted or proposed reforms, or areas of current debate with significant impact on the healthcare system.

Last Updated Spring 2019*570A/E. IALS****Introduction to the American Legal System ("IALS")****Class Number:** 4825; **Catalog Number-** LAW 570A, GRAD**Credit:** 2 hours**Instructor(s):** Prof. Koster, Paul**Prerequisite:** None**Grading Criteria:** Attendance/Participation, Oral Presentation, & In-class Final Exam

JM Description: This course provides an overview of the constitutional principles, history, and governmental structures that shape the U.S. legal system; the constitutional foundations of the U.S. legal system, including the concepts of separation of powers and federalism; the structure of the state and federal court systems and concepts of jurisdiction; the mechanisms by which the law is assessed and applied by the courts; the relationship between law and society; the primary subject areas of first-year legal study; the role of lawyers and non-lawyers in the management of legal matters; and legal analysis and advocacy skills.

LLM Description: Designed for lawyers trained outside of the United States, the course provides an overview of the constitutional principles, history, and governmental structures that shape the U.S. legal system; the constitutional foundations of the U.S. legal system, including the concepts of separation of powers and federalism; the structure of the state and federal court systems and concepts of jurisdiction; the mechanisms by which the law is assessed and applied by the courts; the role of lawyers and the relationship between law and society; and the primary subject areas of first-year legal study.

Please Note: **OPEN ONLY TO FOREIGN-EDUCATED LLM STUDENTS & JM STUDENTS**

Last Updated Spring 2019*609L. Int'l Comm'l Arb. Prac.**

International Commercial Arbitration Practicum**Class Number:** 4970; **Catalog Number-** LAW 609L**Credit:** 3 Hours**Instructor(s):** Profs. Cobian, Magaly & Grubbs, Shelby**Prerequisite:** None**Grading Criteria:** Participation, Attendance, & Coursework

Description: This course covers international commercial arbitration, a system used to resolve business disputes between citizens including businesses from different countries. This course can be looked at as a kind of contractual civil procedure course, and students will be considering the manner in which the private arbitration system interacts with the public courts and how the competence to decide issues is allocated between private and public systems. Though the course covers mostly US cases, students will also be exposed to cases from other countries and other legal systems.

**Last Updated Spring 2020*

690L. Int'l Human Rights**International Human Rights****Class Number:** 4788; **Catalog Number-** LAW 690L**Credit:** 3 Hours**Instructor(s):** Prof. Van der Vyver, Johan**Prerequisite:** None**Grading Criteria:** Participation, Attendance, Weekly Assignments, & Scheduled Final Exam or Paper

Description: This course focuses on international concerns for the upholding of human rights standards in legal systems of the world. It defines the concept of human rights and distinguishes different categories of human rights that have developed over the years, namely (a) natural rights of the individual; (b) civil and political rights; (c) economic, social and cultural rights; and (d) solidarity rights. General problems relating to the theoretical basis of human rights will come under the spotlight in this section, including the universality and relativity of human rights, and the right to self-determination of peoples.

The course further deals with mechanisms for the protection and promotion of international human rights at three distinct levels: (a) globally, under auspices of the United Nations Organization, with emphasis on the binding effect of the human rights standards enunciated in the Charter of the United Nations and the Universal Declaration of Human Rights, promotion and protection of those rights by the Human Rights Council, and the proclamation and enforcement of certain categories of rights in virtue of international conventions and covenants sponsored by the United Nations; (b) regionally, in Europe under auspices of the Council of Europe, the European Union, and the Helsinki Accord, in the Americas under auspices of the Organization of American States; and in Africa under auspices of the African Union; and (c) thematically, under auspices of specialized agencies such as the International Labor Organization (ILO) and UNESCO.

When dealing with the promotion and protection of human rights under auspices of the United Nations, special attention will be given to the question whether or not the provisions in the U.N. Charter dealing with human rights are self-executing in the United States, and decisions of the Human Rights Council dealing with, for example, the defamation of a religion, and human rights violations committed by Israel in the West Bank and in Gaza. We have also singled out particular rights and freedoms for closer scrutiny, such as freedom of speech, freedom of religion or belief, and the international protection of rights of the child.

The section on the Council of Europe pays special attention to the doctrine of a margin of appreciation developed by the European Court of Human Rights, which affords to High Contracting Parties a first bite at the cherry to decide whether circumstances exist in their respective countries that would warrant limitations to be imposed on particular rights or freedoms

enunciated in the European Convention for the Protection of Basic Human Rights and Fundamental Freedoms, and to the doctrine of positive obligations, which places on High Contracting Parties a duty to protect persons under their jurisdiction against violations of their rights by the State and by non-State actors. It further focuses on a selection of judgments of the European Court of Human Rights, such as those relating to torture, sexual orientation, and extradition constraints (the latter involving the United States).

The section on the Inter-American system for the protection of human rights singles out decisions of the Inter-American Commission of Human Rights that condemned the United States for not observing basic principles of the Inter-American Declaration of the Rights and Duties of Man of 1948, for example ones that dealt with racial discrimination in the sentencing of convicted criminals, the death penalty, abortions, and non-compliance by the United States with the Vienna Convention on Consular Relations.

The latter set of cases will also bring into contention three judgments of the International Court of Justice condemning the United States for non-compliance with the Vienna Convention on Consular Relations, and responses from the U.S. Supreme Court and the Constitutional Court of Germany to those judgments. The enforcement of international human rights in federal courts of the United States in cases such as *Medéllin v.*

Texas and in virtue of the Alien Torts Statute and Article 1, Section 8, Paragraph 10 of the U.S. Constitution places the Vienna Convention judgments in a broader perspective.

**Last Updated Spring 2020*

690A. Int'l Human Rights Prac. (EL)

International Human Rights Law Practicum

Class Number: 4829; **Catalog Number-** LAW 690A

Credit: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Mickevicius, Henrikas

Prerequisite: International Human Rights Law (concurrent ok)

Preselection Form: <https://emorylaw.wufoo.com/forms/international-human-rights-practicum-preselection/>
(<https://emorylaw.wufoo.com/forms/international-human-rights-practicum-preselection/>)

Grading Criteria: Participation, Attendance, & Coursework (Writing Assignments)

Enrollment: Limited to 4-6 Students!

Description: The Practicum builds upon existing connections with the United Nations (U.N.) system for the protection and promotion of human rights, including Treaty-bodies, Universal Periodic Review and Special Procedures mechanisms. A signature element of the course is supporting the mandate of the United Nations Working Group on Enforced or Involuntary Disappearances (WGEID).

WGEID is the first mandate within the Special Procedures mechanism of the U.N. Human Rights Council (previously Commission) established in 1980 and designated to assist families in determining the fate or whereabouts of reportedly disappeared persons, to monitor States' compliance with the Declaration on the Protection of All Persons from Enforced Disappearances, and to provide to States technical support in overcoming obstacles to the realization of the Declaration.

The Practicum allows students to act as junior lawyers in collaboration with and under direct supervision of a WGEID member Henrikas Mickevicius, who has 40 years of experience in national and international law practice as a judge and trial attorney, litigating, inter alia, at the European Court for Human Rights and the UN Human Rights Committee, trainer and academic instructor. You will work on about semester-long research projects and short-term tasks.

Weekly companion seminars will familiarize students with the relevant, both universal and regional, legal frameworks—hard

and soft law instruments, mechanisms, venues, procedures and case-law, analyze the concept and elements of enforced disappearances, and train in skills you may need to employ to carry out assignments. Students will present their on-going research, reflect on their findings and receive specific feedback from the course instructor and classmates, to progress in their work.

Attendance Policy: The attendance policy of the Emory Law School applies. A student who attends fewer than 80% of classes in a course, whether due to excused or unexcused absences, is presumed to have excessive absences. Excessive absences can result, without advance notice or warning, in any of the following sanctions: 1) reduction of the student's final grade; 2) denial of permission to complete course work; or 3) receipt of a grade of F (Failing), all at the discretion of the instructor. There will be no final exam for this course. Students are expected to participate actively in companion seminars, demonstrate continuous progress on assignments, provide oral briefings and engage in discussions. Students must complete projects and short-term assignments in accordance with provided guidelines and in timely manner. The course accounts for a minimum of 150 work hours per semester, including seminars. Written assignments will constitute 70% of the final grade, and seminar attendance and participation 30%.

**Last Updated Spring 2020*

676. Int'l Humanitarian

International Humanitarian Law

Class Number: 5034; **Catalog Number-** LAW 676, 02A

Credit: 3 Hours

Instructor(s): Prof. Van der Vyver, Johan

Prerequisites/Co-requisites: None

Grading Criteria: Attendance, Participation, Weekly Assignments, & Paper or Scheduled Final Exam

Enrollment: N/A

Description: September 11th, the war in Afghanistan and in Iraq, and the status of Afghani captives being held at Guantanamo Bay; the testing and stockpiling of weapons of mass destruction; the violent conflict in Israel and Palestine, and in Libya; and attempts to establish an Islamic State (ISIS) in Syria and Iraq are all matters that come within the range of international humanitarian law: the law of armed conflict. International humanitarian law applies to and in times of armed conflict and differentiates between international armed conflicts and armed conflicts not of an international character. The war in Bosnia/Herzegovina and jurisprudence of the International Criminal Tribunal for the Former Yugoslavia (ICTY) illustrate the complexities attending that distinction.

The U.S. Supreme Court decided in the Hamdan Case that the "war against terror" is an armed conflict not of an international character because it is not a war between States. This view is at odds with the jurisprudence of the ICTY and the International Criminal Court (ICC). It is also extremely difficult to establish precisely under what conditions an internal uprising would be considered an armed conflict for the purposes of international humanitarian law.

The rules of international humanitarian law fall into two main categories:

- (a) the *ius ad bellum* (the law relating to armed conflict): under what circumstances is the taking up of arms to resolve an international or internal dispute legitimate, and when would it constitute the international crime of aggression?
- (b) the *ius in bello* (the law applying in times of war), which comprises two main subject matters:

The rules regulating the means and methods of conducting hostilities (what weapons may be used, and what persons or objects may be targeted);

How must belligerent parties treat persons and objects not engaged in, or used for, actual combat, such as the wounded or sick members of the armed forces in the field; the wounded, sick or shipwrecked members of the armed forces at sea; prisoners of war; and civilians.

Under (a), the course will explore the legitimacy of, for example, wars of liberation, the right to self-defense, and humanitarian intervention, with special emphasis on the war in Iraq, the Israeli offensive in Gaza, the use of armed force in Libya, and the current bombing campaign in Syria and Iraq. Under (b)(i), questions such as the legality of the threat or use of a wide spectrum of armament, ranging from dum-dum bullets to nuclear, bacteriological and chemical weapons, as well as legitimate/illegitimate targets of an armed attack, will be considered.

Under (b)(ii), matters such as the treatment of prisoners of war and of the wounded and sick soldiers, and the protection of civilians and civilian objects, including cultural property, in times of war will come under the spotlight. Particular problems that have emerged from recent judgments of the ICC and of the Supreme Court of Israel include the conscription and enlistment, and the use in actual combat, of children under the age of 15 years, and the use of a human shield to protect legitimate military targets from an armed attack.

**Last Updated Spring 2020*

676C. IHL Clinic (EL)

International Humanitarian Law Clinic

Class Number: 4727; **Catalog Number-** LAW 676C, 02A

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Blank, Laurie

Prerequisites/Co-requisites: International Law; International Humanitarian Law; International Criminal Law; International Human Rights; Transitional Justice; National Security Law

Grading Criteria: Based on individual student performance, please note that this class cannot be taken on a pass/fail basis!

Enrollment: By application, contact Professor Blank

Description: The International Humanitarian Law Clinic provides opportunities for students to do real-world work on issues relating to international law and armed conflict, counter-terrorism, national security, transitional justice and accountability for atrocities. Students work directly with organizations, including international tribunals, militaries, and non-governmental organizations, under the supervision of the Director of the IHL Clinic, Professor Laurie Blank.

The IHL Clinic also includes a weekly class seminar with lecture and discussion introducing students to the foundational framework of and contemporary issues in international humanitarian law (otherwise known as the law of armed conflict).

**Last Updated Spring 2018*

732. Int'l Law

International Law

Class Number: 4698; **Catalog Number-** LAW 732

Credits: 3 hours

Instructor(s): Prof. Blank, Laurie

Prerequisite: None

Grading Criteria: Participation, Attendance, & Scheduled Final Exam

Description: This course provides a broad introduction to the nature, sources and operation of international law. In particular, this course will focus on the following key learning objectives: the sources, foundation and structure of international law; the participants in the international legal system and their respective roles; the application of fundamental principles of international law, including jurisdiction, immunities and state responsibility; the application of international law in the domestic law of nations, particularly in the United States; and key substantive issues, including statehood, human rights, international environmental law; the use of force, international criminal law and the law of armed conflict. Final grades will be based primarily on the final exam, but will also include participation in any practical exercises and general class participation throughout the semester.

Attendance Policy: Class attendance is mandatory; repeated absences or tardiness can negatively affect final grades.

**Last updated Spring 2020*

761A. Int'l Legal Rsch. (EL)

International Legal Research: Foreign & Comparative Law Research

****Accelerated Class-** First Seven Weeks of the Semester

Class Number: 5044; **Catalog Number-** LAW 761A

Credit: 1 hour (Experiential Learning Approved)

Instructor(s): Prof. Flick, Amy

Prerequisite: None

Grading Criteria: Research practice exercises, Group presentation, & Final Research Project

Description: Foreign and Comparative Law Research will introduce specialized techniques for research in the legal materials of other countries. Students will become familiar with research in foreign and comparative law through lectures and practical application through in-class research exercises, homework exercises, a group presentation on the legal resources of another country, and a final research project on subject resources for the law of another country. Topics for class sessions will include categories of primary resources for other countries, comparative works and subject compilations, translations and use of legal resources in foreign languages, and research in the materials of select countries, both common law jurisdictions (United Kingdom, Canada, and Australia), and civil law jurisdictions (France and Mexico). This will be a one-credit, graded course meeting on an accelerated schedule for the first seven weeks of the semester. Because student participation is essential for the learning experience in this course, attendance at each class session is mandatory. Failure to attend will negatively affect the course grade.

**Last Updated Spring 2020*

608. IP

Intellectual Property Survey

Class Number: 4789; **Catalog Number-** LAW 608

Credit: 3 Hours

Instructor(s): Prof. Morris, Nicole

Prerequisite: None

Grading Criteria: Participation/Attendance & Scheduled Final Exam

Description: This course will introduce students to the concept of intellectual property through the three most important forms of intellectual property regimes in the United States: trademarks, copyrights, and patents.

Attendance Policy: Students are allowed up to 3 absences; 4 or more absences may impact the student's grade for the course.

**Last Updated Spring 2019*

535B. Intro. to Legal Advocacy (ILA)

Introduction to Legal Advocacy (ILA) formerly LWRAP II

Catalog Number- LAW 535B

Credit: 2 hours

Instructor(s): Prof. Carroll, Lesley; Prof. Cooper, Karen; Prof. Kirk, Aaron; Prof. Mathews, Jennifer; Prof. Romig, Jennifer; Prof. Schwartz, Julie; Prof. Pinder, Kamina; & Prof. Koster, Paul

Prerequisite: ILARC (or an equivalent course)

General Grading Criteria: Class assignments

Cooper Grading Criteria: Participation, coursework, attendance, written product

Enrollment: This course is limited to first-year students and transfer students who need the course to graduate

General Description: This course builds on skills presented in ILARC and introduces students to the process of effectively employing persuasive strategies in both written and oral formats.

Cooper Description: This course introduces students to the foundational legal analytical, research, and writing skills necessary to generate effective and well-reasoned predictive legal analysis. Attendance is required at all class meetings and more than two unexcused absences may affect one's grade.

**Last Updated Spring 2019*

627. Islamic Law (CL)

Islamic Law

Class Number: 4783; **Catalog Number-** LAW 627

Credit: 3 Hours (Cross-listed with Cander School of Theology & Undergrad Dept. of Religion)

Instructor(s): Prof. An-Na'im, Abdullah

Prerequisite: None

Grading Criteria: Attendance & Scheduled Final Exam

Description: Origins and development of Sharia (Islamic law), review of major fields of the subject (constitutional law - law and religion issues, contract and commercial law, criminal law and international law), the relationship between Sharia and modern legal systems, international law and human rights.

Attendance Policy: Very strictly enforced attendance policy: a student who has an unexcused absence in 2 classes is penalized in the final grade, and absence in 3 classes or more will not be allowed to take the final examination, i.e. fail the course.

**Last Updated Spring 2019*

664. Jewish Law (CL)

Jewish Law

Class Number: 4757; **Catalog Number-** LAW 664

Credit: 3 Hours (Cross-listed w/ Candler School of Theology & Undergrad Dept. of Religion)

Instructor(s): Prof. Pill, Shlomo

Prerequisite: None

Grading Criteria: Attendance, Participation, Critical Reading Responses, & Final Paper

Description: This course explores Jewish law as one of the central organizing concepts of Jewish religion and life. We begin by framing this conversation around some of the central questions that animate Western jurisprudence: What is the nature of law; what are the goals and methods of legal decision-making? With these concerns in mind, we explore the sources, principles, and history of Jewish law before surveying several substantive topics in ritual, civil, and family law that help illustrate the methodologies by which Jewish law evolves and responds to changing contexts. Finally, we explore the ways in which halakhah is both more and less than what most Western observers think of when they think of law. Halakhah is not a set of rules imposed by the state, things that happen in court, or standards that regulate relationships among people and between individuals and society. Halakhah does many of the things that other cultures treat as philosophy, ethics, politics, and theology, while injecting them with a distinctly legal form. While halakha no doubt legislates the rules and practices incumbent upon Jews, it is simultaneously the primary vehicle through which Rabbinic thinkers have expressed their thoughts on life, love, God, justice, community—basically all of life's greatest questions.

Attendance Policy: You are expected to attend all scheduled classes on time. You will be permitted up to two unexcused absences without any detriment to your grade. Each additional absence will result in your Class Participation grade being reduced by one-half point (e.g., from an A- to a B+) unless the absence is cleared with me in advance, or, in case of emergency, as soon as possible thereafter. I will take attendance at the beginning of each class. Students who arrive late should see me after the end of class so they can be marked "present/late." Habitual tardiness over the course of the semester without an adequate excuse will result in a full letter grade reduction to the Class Participation component of your grade. I will warn you in writing if your lateness is approaching "habitual" levels so that you may correct the issue without detriment to your grade.

**Last Updated Spring 2020*

699C. Juvenile Def. Clinic (EL)

Juvenile Defender Clinic

Class Number: 4699; **Catalog Number-** LAW 699C

Credit: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Waldman, Randee

Prerequisite: N/A

Grading Criteria: Based on individual student's coursework

Description: The Juvenile Defender Clinic (JDC) is an in-house legal clinic designed to provide students with an opportunity to provide holistic legal representation to children in delinquency and status offense proceedings. Student attorneys represent youthful clients in juvenile court and provide legal advocacy in special education proceedings, school suspension proceedings, and other forums according to the clients' needs, when such advocacy is derivative of a client's juvenile court case. Through the combination of client representation and class sessions, students will learn to integrate theory with practice in a context-based educational setting.

Attendance Policy: Attendance at all clinic meetings and during office hours is mandatory. If you need to miss a clinic meeting for any reason, you must contact Professor Waldman in advance. If you will miss office hours, you must follow the procedures outlined in the Clinic Manual.

Please Note: Applications are accepted via Symplicity or e-mail to professor Waldman prior to pre-registration (watch for notices of the application deadline). Students must submit a resume, a statement of interest, an unofficial transcript, and a writing sample.

**Last updated Spring 2020*

699. Kids in Conflict

Kids in Conflict with the Law

Class Number: 4820; **Catalog Number-** LAW 699

Credit: 2 hours

Instructor(s): Prof. Waldman, Randee

Prerequisite: None

Grading Criteria: Participation, Simulation Exercise, Short Paper, & Final Paper

Description: The juvenile court was founded in 1899 on the philosophy that children are inherently different from adults, and that the state should take on the responsibility of protecting and rehabilitating young offenders. Beginning in the late twentieth century, the court has undergone both an ideological and an institutional change from its original form. This course will trace the trajectory of juvenile justice in the United States over the course of the last century, from its birth as a separate system in the early 1900s, through the due process revolution of the 1960s and 1970s and the widespread punitive reforms of the 1990s, to the recent rulings on the juvenile death penalty, juvenile life without parole, and juvenile interrogations. We will explore critical issues such as search, seizure, and interrogation of minors; waiver from juvenile to adult court; the unique procedural mechanisms of juvenile courts; sentencing and confinement; and implications of emerging scientific research on adolescent development. Finally, we will explore the relationship between the juvenile delinquency and school systems. Throughout the course, we will focus on two key questions:

- How are juvenile offenders treated differently from adult offenders?
- To what extent should they be?

Attendance Policy: Class attendance and participation, jointly, count for 15% of a student's grade. Students are expected to

attend each class. Students seeking excused absences for religious holidays or illnesses should notify me by email in a timely manner before the expected absence or need arises. If illness or extenuating circumstances prevent advance notice, students should notify me as soon as possible after the absence.

**Last Updated Spring 2020*

870K. Landlord Tenant II (EL)

Landlord-Tenant Mediation Practicum II

Class Number: 4824; Catalog Number- 870K

Credit: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Powell, Bonnie

Prerequisite: None

Preselection Form: Application process submitted thru Symplicity (Deadline has already passed as this is a year-long course)

Grading Criteria: Attendance & Participation

Description: Students will receive training in basic mediation skills in August prior to the start of the school year. This training is mandatory. Students will also submit a background check to the Georgia Office of Dispute Resolution after being selected for the practicum.

Mediation of landlord/tenant cases will be handled by students for two semesters on Tuesdays and/or Thursdays at Fulton Magistrate Court and Dekalb Magistrate Court.

Attendance is mandatory.

Students should submit their resumes in the spring for consideration for the following academic year through OPUS during the resume drop period for field placements/clinics/workshops. All applicants will be interviewed.

**Last Updated Spring 2019*

736A. Law in Public Health

Law in Public Health

Class Number: 4702; **Catalog Number-** LAW 736A

Credit: 2 hours

Instructor(s): Prof. Kocher, Paula; Prof. Ghosh, Sudevi, & Prof. Amanti, Lena

Prerequisite: None, but Constitutional Law will be helpful and is strongly encouraged!

Grading Criteria: Participation (in-class project); Attendance; & Final Paper/Exam (take home)

Description: Law and public health are tightly intertwined. Law school students can benefit from an improved understanding of the legal principles and laws underlying the complex and cross-disciplinary field of public health practice in the United States. This course surveys law as it defines public health and is used by local, state, and federal government agencies as a tool to address contemporary public health problems in the United States. The course specifically addresses foundational sources for public health law in the United States, including constitutional, statutory, regulatory, and case law. It provides an examination of controlling law and emerging legal issues associated with selected topics drawn from public health emergencies; public health surveillance and outbreak investigations; and key public health topical areas, such as environmental issues; vaccination; foodborne diseases; and tobacco use-related problems.

Attendance Policy: Class participation and attendance are mandatory. Excused absences will be considered on a case-by-case basis, with prior notification to the instructors. Only two unexcused absences will be permitted.

Please Note: Though there are three primary instructors, the course does utilize a selection of guest speakers (attorneys and public health practitioners) from the Centers for Disease Control and Prevention, the Department of Justice, and other public health institutions. The course also includes a tour of the David J. Sencer CDC Museum.

**Last Updated Spring 2019*

613A. Law of Payment

Law of Payment Systems

Class Number: 4806; **Catalog Number-** LAW 613A

Credit: 2 hours

Instructor(s): Prof. Fraher, Richard

Prerequisite: None

Grading Criteria: Attendance & Scheduled Final Exam

Description: This course will provide an overview of the legal and regulatory structure of payment systems in the U.S. These systems include legacy payments such as checks, wire transfers, automated clearing house transactions, and various forms of card based transactions. The course will also cover legal and policy issues related to emerging payments systems, including crypto currencies, faster or "real time" payments (including the Fed's proposal to offer a new service in support of faster payments in the U.S.), and some comparison between payments law in the US and in other countries.

Attendance policy: a student who misses more than two class sessions will become subject to a downward adjustment of her/his final grade

Attendance Policy: If a student misses more than two class sessions, that student's final grade in the class will be adjusted downward from the grade they receive on the final examination.

**Last Updated Spring 2020*

747. Legal Profession

Legal Profession

- **Class Number:** 4858; **Catalog Number-** LAW 747, 003 (Broyde)
- **Class Number:** 4782; **Catalog Number-** LAW 747, 002 (Pinder)
- **Class Number:** 4700; **Catalog Number-** LAW 747, 001 (Koster)

STUDENTS CONSIDERING A LITIGATION FIELD PLACEMENT IN THEIR THIRD YEAR ARE STRONGLY ENCOURAGED TO TAKE LEGAL PROFESSION IN THEIR SECOND YEAR.

Credit: 3 hours

Instructor(s): Prof. Broyde, Michael; Prof. Koster, Paul; & Prof. Pinder, Kamina

Prerequisite: None

General Grading Criteria: Participation & Scheduled Final Exam

General Description: The rules and principles of professional ethics, other regulatory constraints on lawyers, the elements of malpractice liability and the values of professionalism. Study of the rules (primarily the ABA's Model Rules of Professional Conduct) and deeper principles that govern the legal profession, including the nature and content of the attorney-client relationship, conflicts of interest, confidentiality, appropriate advocacy, client identity in business contexts, ethics in negotiation, and professionalism.

Broyde Description: Study of the rules (primarily the ABA's Model Rules of Professional Conduct) and deeper principles that govern the legal profession, including the nature and content of the attorney-client relationship, conflicts of interest, appropriate advocacy, client identity in business contexts, ethics in negotiation, and issues of professionalism. Attendance is considered in the final grade.

Attendance Policy:

Attendance will be taken every class. A student's final grade can be lowered at the professor's discretion for more than two absences.

**Last Updated Spring 2020*

621. Literature & Justice (CL)

Literature and Justice: Writers on Trial

Class Number: 5037; **Catalog Number-** LAW 621

Credits: 3 hours (Cross-listed with Laney Graduate School)

Instructor(s): Prof. Felman, Soshana

Prerequisite: None

Grading Criteria: Attendance; Class participation; 2 Short papers; Reading responses; and Oral presentation.

Enrollment: Graduate Seminar, M 4pm-7pm, **Candler Library 212**. (Limited to 16; Law School up to 10)!

Description: History has put on trial a series of creative thinkers. At the dawn of philosophy, Socrates drinks the cup of poison to which he is condemned by the Athenians for his influential teaching, charged with atheism, and corruption of the youth. Centuries later, in modernity, similarly influential (similarly charismatic and ironically subversive) Oscar Wilde is condemned by the English for his homosexuality, as well as for his provocative artistic style. In France, the most outstanding writers--Flaubert and Baudelaire-- are both indicted as criminals for their first (shockingly innovative) literary works; Emile Zola is condemned for defending a Jew against the state which has convicted him, flees from France to England to escape imprisonment.

However different, all these accused have come to stand for something greater than themselves: something that was symbolized -- and challenged -- by their trials. Through the examination of a series of historical and literary legal dramas, this course will ask: Why are literary writers, artists, and philosophers, repetitively put on trial, and how in turn do they put on trial culture and society? What is the role of art and literature as political actors in the struggles over ethics, and the struggles over meaning?

Texts selected among: Plato's Dialogues; Molière's plays; Shakespeare's plays; Oscar Wilde (Plays, Autobiography, Critical writings); Gustave Flaubert (novels, letters); Charles Baudelaire (poems, criticism, theory of art); Emile Zola (political writings); Herman Melville (novellas); Bertolt Brecht (plays)); Hannah Arendt (Essays, Interviews); Spinoza (Ethics); Sigmund Freud (Psychoanalytic Writings); Jacques Lacan (psychoanalytic seminar); E. M. Forster (novel); Virginia Woolf (novel); Franz Kafka (short stories, parables).

Particulars: Two short papers distributed throughout the course of the semester; Brief oral presentations; Intensive weekly reading (weekly one-page reading reports) and active preparation of texts for class discussion.

**Last Updated Spring 2019*

606. Mediation Advocacy (AC)

Mediation Advocacy

Note: ****Short Course** (Will meet 3 hours Tu/Th: 22/24 January, 29/31 January, 5/7 February, 12/14 February)**

Class Number: [4799](#); **Catalog Number-** LAW 606

Credit: 2 hours

Instructor(s): Prof. Gmurzyńska, Ewa

Prerequisite: None

Grading Criteria: Participation; & Take-home Exam

Description: Mediation is an alternative dispute resolution (ADR) method that has become an essential part of legal systems. Its institutionalization, as well as widespread application - particularly in many civil cases - requires lawyers to have a practical and theoretical understanding of mediation, especially to have a knowledge about effective representation in mediation. In Georgia, like a number of other states and federal courts, many cases are required to go to mediation before they go to trial. Mediation is also becoming a popular tool to resolve disputes in other countries, as well as in the international disputes arena, particularly in commercial disputes, and thus it is becoming a universal method for the resolution of many types of conflicts. Mediation is also an important part of effective legal representation - requiring a problem-solving approach to conflicts.

The course will make students familiar with US mediation rules and processes, as well as the international legal framework and law of mediation. Students will study mediation from a comparative perspective, including differences between court proceedings, arbitration, negotiation, and mediation, and with regard to the distinct role of a mediator, as opposed to a judge or arbitrator. The course will explore the mediation process from the perspectives of attorneys, but also the parties and mediators. During the course, students will learn about the role of lawyers in mediation including: choice of forum for dispute resolution, informing the client about mediation, preparing the case and the client for mediation and participation in mediation. Emphasis will be put on effective advocacy in mediation. Students will have an opportunity to practice effective communication skills and mediation role-playing. During each class, students will take part in role play. Teaching techniques including class discussion, presentation of video clips, skills exercises, and mediation role-playing will be utilized, which will require active participation by students.

Attendance Policy: Because of the teaching methodology (role-playing, effective communication exercises, class discussion, etc.), attendance and active participation in the class are mandatory. 50% of the grade will be based on class participation and 50% on a take-home exam given at the end of the course. Unexcused absences will be taken into account in determining the grade for the course, as will class preparation. The materials will be provided by the instructor prior to the start of the course.

Short Course: Mediation Advocacy is accelerated - 2 credit hours course in Spring Semester. The class will meet 8 times total for four weeks. Classes will be scheduled twice a week. Each class will be 3 hours long. If you have any question, please contact me at: gmurzynska@wpia.uw.edu.pl

**Last Updated Spring 2019*

636. M & A

Mergers & Acquisitions

Class Number: [4873](#); **Catalog Number-** LAW 636

Credit: 3 Hours

Instructor(s): Prof. Savage, Audra

Prerequisite: Business Associations (may be taken concurrently w/DD: Mergers & Acquisitions)

Grading Criteria: Scheduled Final Exam

Description: This advanced course explores legal issues and regulations affecting the structure, timing, and price of corporate acquisitions, including mergers, stock purchases, and assets sales. Topics covered include acquisition structures and mechanics, shareholder voting and appraisal rights, board fiduciary duties, federal securities laws requirements and anti-takeover defenses. The course will emphasize the impact of state corporate law principles on the structure and implementation of an acquisition transaction.

Attendance Policy: Punctual and regular class attendance and preparation are both mandatory, and I reserve the right to take attendance into account in assigning final grades for the semester. Any student missing more than two (2) regularly scheduled class sessions, without a compelling justification for being absent (such as being sick or having an interview) is subject to being dropped from the course. Attendance records will be based on sign-in via Canvas each class.

**Last Updated Spring 2020*

656. Negotiations (EL)

Negotiations

- **Class Number:** [4879](#); **Catalog Number-** LAW 656, 003 (Athans)
- **Class Number:** [5126](#); **Catalog Number-** LAW 656, 004 (Athans)
- **Class Number:** [4701](#); **Catalog Number-** LAW 656, 001 (Lytle-Perry)
- **Class Number:** [4786](#); **Catalog Number-** LAW 656, 002 (Lytle-Perry)

Credit: 2 Hours (Experiential Learning Approved)

Instructor(s): Prof. Athans, Michael; Prof. Rogers, Kathy; & Prof. Lytle-Perry, Courtney

Prerequisite: None

Athans' Grading Criteria: Attendance, Participation, Coursework, & Final Paper

General Grading Criteria:

- Class preparation/participation and written assignment – No Exam (Lytle-Perry)
- Attendance, Participation, Journals, & a Final Paper (Athans/Rogers)

Note: COURSE NOT OPEN TO STUDENTS WHO HAVE TAKEN ALTERNATIVE DISPUTE RESOLUTION IN THE LAW SCHOOL OR NEGOTIATIONS IN THE BUSINESS SCHOOL

General Description: This hands-on skills course will explore the theoretical and practical aspects of negotiating settlements in both a litigation and a transactional context. The objectives of the course will be to develop proficiency in a variety of negotiation techniques as well as a substantive knowledge of the theory and practice, or the art and science of negotiations. Each week during class, students will negotiate fictitious clients' positions, sometimes proceeded by a lecture and followed by critique and comparison of results with other students. Each problem will be designed to illustrate particular negotiation strategies as well as highlight selected professional and ethical issues. Preparation for class will include the development of a negotiation strategy, reflective written memoranda required.

Athans/Rogers Description: The class will meet on Monday evening from 6:00 p.m. to 8:00 p.m. Lectures and class discussions will last between 30 and 45 minutes. After a short break, the remaining time will be devoted to negotiation simulations, and de-briefing.

This skills-training course will help you become a more strategic negotiator. You will be divided into teams for some classes. It is important that each member participate in the exercises, along with any question and answer sessions. Fifty percent of your grade is based on your class preparation and participation.

Please keep any information you receive confidential so you do not spoil a simulation for anyone else. Confidential material for the simulations will be provided by e-mail most weeks or in class.

Korobkin Negotiation Theory & Strategy, Third Edition (2014). The required reading is outlined on the attached syllabus. Unless otherwise stated, skim the notes in each chapter and skip the questions.

Attendance Policy: CLASS ATTENDANCE IS MANDATORY! One excused absence is allowed, but prior notice must be provided to the professors at least one hour before class meets. Any additional absences will result in a zero grade being averaged for class that day.

Please Note: You will keep a Negotiations Journal and hand in your entries twice during the semester. The due dates are noted on the class schedule. Details on the Journal are provided below. Further details on the Journal requirements will be given in class. Journals are due by e-mail to Professors Rogers and Athans no later than 5 p.m. on the due dates. If you miss class you must nevertheless complete a Journal entry based upon the reading material and your thoughts about the simulation hand out. Discuss your negotiation strategy that week, and analyze what you did or what you would have done if you were negotiating that week. If you miss class on a Journal due date, email the entries to Professors Rogers and Athans. Absence on a due date does not excuse a late journal.

You will also write a 10 – 12 page research paper on a topic of your choice at the end of the semester. More details about the paper are provided on a separate hand out.

The following criteria will be used to evaluate your performance this semester. All of these criteria are important in assessing your final grade. The professors will work together to be consistent in applying these criteria.

Preparation for in-class exercises:

You are expected to be prepared in advance for every class to participate in each assigned exercise or simulation. The thoroughness of your preparation is demonstrated by in-class performance that reflects advanced planning and strategic thinking. The professors do not expect you to exhibit an immediate ability with each of the techniques being taught, but do expect you to have a plan and a thorough knowledge of the facts and any other information provided about each assignment. Watch your e-mail account weekly.

Professionalism during in-class exercises:

This course simulates professional negotiations practice. Students are expected to observe the highest standards of professionalism throughout this course. Among the standards of professionalism that are especially important in this class are civility, cooperation, confidentiality and timeliness. Students are also expected to accept constructive criticism and seek to improve in the next performance.

Negotiation performances:

Your class performance is a major factor in determining your grade in this course. Professors will be considering the following criteria in assessing your negotiating performance.

Knowledge of the facts

Organization

Preparation and Strategy

Command of Negotiating techniques

Being clear, concise, and persuasive

Ability to adapt to the unexpected

Ability to respond to contrary positions

Use of highest legal ethics and standards of professionalism

Grade weight allocation:

Class preparation and participation: 50%

Journal:20%

Final research paper:30%

**Last Updated Spring 2020*

756. Patent Procedure

Patent Practice and Procedure

Class Number: 5043; **Catalog Number-** Law 756

Credit: 2 hours

Instructor: Prof. Kirsch, Greg

Prerequisite: Patent Law or IP recommended

Grading Criteria: Participation, Attendance, & Take-home Final Exam

Description: This course introduces the students to the fundamentals of patent practice before the U.S. Patent Office (USPTO), by focusing on the drafting of patent claims, patent specifications and responses and amendments to Office Actions, as well as undertaking patent clearance studies. In addition to learning such skills, students will become familiar with the U.S. patent statutes, USPTO regulations, case law and customs and practice relating to drafting and pursuing patent applications to issuance through the Patent Office.

The course has two primary components: (1) lectures that introduce the students to the subject matter to be studied, and (2) practical skills-oriented homework and in-class exercises that will allow the students to hone their patent practice skills.

**Last Updated Spring 2020*

630A. Pro Bono in Practice (EL)

Practical Lawyering Skills: Pro Bono in Practice Practicum

Class Number: 4832; **Catalog Number-** LAW 630A

Credit: 2 hours (Experiential Learning Approved)

Instructor(s): Prof. Babcock, Sarah

Prerequisite: Evidence (concurrently ok) & must become certified under Student Practice Act.

Preselection Form: <https://forms.gle/qGAonSveNMYXwpSG6> (<https://forms.gle/qGAonSveNMYXwpSG6>)
(https://docs.google.com/forms/d/e/1FAIpQLScH4wQxxSSHJv66AKJZbCCYe1Y_Q_2CqSIxO3PJRuoyLj_Ygw/viewform?usp=sf_link) (<https://emorylaw.wufoo.com/forms/preselection-for-pro-bono-in-practice/>)

Enrollment: Limited to 12 Students!

Grading Criteria: Participation, Attendance, Mock & Actual Client Representation, & Written Assignments

Description: This course will provide a holistic overview of pro bono work, examining why lawyers can (and should) do pro bono, discussing how to do pro bono well, and developing practical skills that students can leverage for success in the private law firm context. Through Pro Bono in Practice, students will: (1) explore why lawyers perform pro bono work and address some of the common challenges of doing pro bono work in private practice; (2) discuss the daily realities of poverty and analyze how those circumstances can impact pro bono representation of low-income clients; (3) develop client management, communication, counseling, and interviewing skills; and (4) practice newly developed skills through simulated and actual client representations. Attendance at each class session is mandatory and a significant part of the student's grade. Excused absences for illness, religious observance, etc. are permitted.

Please Note: This class includes an actual client representation, under the supervision of a legal services lawyer. It will be necessary to meet with the client and attend mediation and/or court outside of our class meeting time.

**Last Updated Spring 2020*

686. Presidential Power

Presidential Power and the Constitution

Class Number: 5035; **Catalog Number-** LAW 686

Credit: 3 hours

Instructor(s): Prof. Dudziak, Mary

Prerequisite: Constitutional Law

Grading Criteria: Class participation and Scheduled Final Exam

Enrollment: N/A

Description: This advanced Constitutional Law course will examine presidential power and its limits under the U.S. Constitution, incorporating historical examples to illuminate the workings of constitutional power. Topics will include immigration, war and foreign relations power, secrecy and intelligence, presidential immunity, the separation of powers, and impeachment.

**Last Updated Spring 2020*

854. Rts. of Prisoners (EL)

Rights of Prisoners**Class Number:** 5053; **Catalog Number-** LAW 854**Credit:** 3 Hours (Experiential Learning Approved)**Instructor:** Prof. Geraghty, Sarah**Prerequisite(s):** Constitutional Law (preferred)**Grading Criteria:** Class Participation, Attendance, & Two (2) Legal document-drafting Assignments

Description: Rights of Prisoners will explore the substantive, ethical, and strategic issues involved in litigating civil rights cases on behalf of people in jail and prison. The United States incarcerates approximately two million people. A basic knowledge of the rights accorded to incarcerated people is an important part of legal education because of the massive sweep and reach of the criminal legal system into the lives of millions of Americans.

We will study principles of First, Eighth, and Fourteenth Amendment jurisprudence through the lens of prisoners' rights litigation. Reading materials will include cases, statutes, articles, legal pleadings, and autobiographical accounts of imprisonment. Students will learn basic principles and apply them to litigation using problem sets.

This is an experiential learning course with opportunities for drafting legal documents, mock arguments, team case strategy sessions, and self-evaluation. Students will come away with a deeper understanding of constitutional law principles, and the application of those principles in litigation.

Attendance Policy: Students are expected to attend class and to take part in discussion of all assigned reading material.

**Last Updated Spring 2020*

673. Securities: Brokers**Securities: Brokers/Dealers****Class Number:** 4772; **Catalog Number-** LAW 673, 06A**Credit:** 3 Hours**Instructor(s):** Prof. Terry, Bob**Prerequisite:** None

Grading Criteria: In-class test (30%), In-class Final Exam, & Scheduled Final Exam (70%). Participation & Attendance may also affect the final grade. Each absence exceeding 5 will result in a small deduction to grade.

Description: This course approaches securities regulation from the standpoint of the intermediaries operating between issuers and investors - broker-dealers and investment advisers. It is intended to provide an academic foundation of relevant law, as well as practical information relating to issues frequently arising in practice.

Course coverage will include the SEC and state regulators, as well as the Financial Industry Regulatory Authority (FINRA), a self-regulatory body that is the principal day-to-day regulator of the broker-dealer industry. In addition to the SEC and state regulators, FINRA is the entity with which broker-dealers and their counsel will commonly interact with regard to most regulatory matters.

In addition, the course will examine the regulation of investment advisers, a rapidly growing segment of the securities industry. Investment advisers are regulated either by the SEC or by state regulators, depending upon their size.

The course will also provide insights into the practical considerations of interactions among counsel, clients, and regulators, in both routine settings as well as enforcement matters. The course will consider recent developments in the rapidly evolving area of capital formation, including crowdfunding and challenges presented by cryptocurrencies.

The goal of this course is to provide students with an overview of many of the issues they might encounter if they enter into a securities-related practice, whether in private practice, a brokerage or investment advisory firm, a regulator, or with a public or private company.

Attendance Policy: Attendance and participation are important. A student may miss up to 5 scheduled classes without the imposition of a grade penalty, but each additional class missed will result in a deduction of 3 points from the combined test and exam score (of 100). An attendance sheet will be provided. Students are expected to be prepared and participate, and meaningful participation may affect the final grade. Ask questions! Make comments! If you do, I promise you will get more from the class.

Please Note: There is no textbook for the class. I will assign readings from various sources. The readings themselves, or links to them, will be provided. The in-class exam, on the last scheduled day of class, is closed-book and is an objective test covering certain basic concepts and terms. The final exam, held during the scheduled exam period, is open-notes, open-everything including the internet (but not other people - no shout-outs!) and will seek analysis of and responses to questions based on fact situations.

**Last Updated Spring 2020*

693. Sports Law

Sports Law

Class Number: 5036; **Catalog Number-** LAW 693

Credit: 3 Hours

Instructor: Prof. Mack, Sydnee

Prerequisite(s): First-year required courses

Grading Criteria: Participation, Attendance, In-class Presentation, & Scheduled Final Exam

Description: This course explores how various bodies of substantive law and regulation are applied in the context of the sports industry— as it relates to both professional and amateur athletics. The course examines the legal relationships, duties and obligations among college and professional athletes, teams, leagues, agents, universities, coaches, governing bodies, sports facilities, licensees, and fans as threaded together through contract, antitrust, labor, intellectual property, constitutional, and tort law. Students will also study the impact that sports have on society, community, education and the human experience. Students will learn the concepts explored in this class through a variety of interactive experiences including but not limited to traditional lecture, mock negotiations, oral presentation, legal research and writing, basic contract drafting exercises and guest lectures.

Attendance Policy: Attendance will be taken at the start of every class meeting. Students who are unable to attend class on a given day should notify me prior to the class. Please arrive to class on time. If for some reason you cannot attend class, you are required to send me an e-mail notifying me of your absence. Excessive unexcused absences (more than THREE) may result in a forced withdrawal from the course. Your first two absences are free, meaning they do not require any excuse or justification to be excused ("freebies"). You will only need to email me to notify me of your absence.

Absences accrued beyond the allotted "freebies" are required to have a valid justification or excuse. Please send me an email

to provide said excuse and accompanying evidence of your required absence. If you miss more than two classes after the add/drop period, you MUST see me. Failure to follow the procedures outlined in this policy and/or excessive absence can negatively impact your grade.

**Last Updated Spring 2020*

729. State & Local Govt.

State and Local Government

Class Number: 5040; **Catalog Number-** LAW 729

Credit: 3 Hours

Instructor(s): Prof. Smith, Fred

Prerequisite: Constitutional Law

Grading Criteria: Short-writing Assignments & Take-home Final Exam

Description: This course will cover various aspects of local government, including: creation and dissolution of municipalities; political participation; the relationship between local, state, and federal governments; governmental liability and insurance; and economic development. Significant themes include: democracy, race, class, and federalism.

**Last Updated Spring 2020*

641. Tax Controversies

Tax Controversies

Class Number: 4758; **Catalog Number-** LAW 641

Credit: 2 Hours

Instructor(s): Prof. Craft, Shannon (Loechel)

Prerequisite: Fundamentals of Income Tax

Grading: Writing Assignment, Participation, & Scheduled Final Exam

Description: This course will focus on the resolution of federal tax controversies through both administrative procedures and litigation. Specifically, we will consider filing requirements, audit procedures, administrative appeals, deficiencies, assessments, penalties, interest, and the statute of limitations. Additionally, we will take a practical approach to problems and considerations arising in the litigation of cases before the U.S. Tax Court, District Court, and the Court of Federal Claims, including jurisdictional, procedural, and evidentiary issues. We will examine the choice of forum, pleadings, discovery, privileges, and tax trial practice. Finally, we will discuss summons enforcement litigation, civil litigation, levy and discharging, and the tax lien and its priorities.

Attendance Policy: Attendance is required. If possible, please notify me in advance if you will miss class. Class participation will be factored in to final grades.

**Last Updated Spring 2020*

601. The 1st Amend.

The First Amendment: Freedom of Speech**Class Number:** 4876; **Catalog Number-** LAW 601**Credit:** 3 hours**Instructor(s):** Prof. Perry, Michael**Prerequisite:** None**Grading Criteria:** Participation, Attendance, & Take-home Final Exam

Description: No right entrenched in the constitutional law of the United States is more important than the right to freedom of speech. In this course, we will discuss the principal freedom of speech issues addressed by the Supreme Court of the United States. The Court's freedom of speech decisions have rarely been unanimous and have often been quite controversial. The learning objective is the same for all students, including JM students: An understanding of the freedom of speech issues discussed in the class, including an understanding of why the Supreme Court's freedom of speech decisions have often been so controversial.

Last Updated Spring 2020*601A. The First Amendment****The First Amendment- Freedom of Expression****Class Number:** 5102; **Catalog Number-** LAW 601A**Credit:** 3 hours**Instructor(s):** Prof. Arthur, Tom**Prerequisite:** Constitutional Law**Grading Criteria:** Participation, Attendance, & Scheduled Final Exam

Description: This course is a survey of the free expression clauses of the First Amendment. Doctrines are taught in large measure through problems from the Volokh casebook.

Attendance Policy: Regular attendance is required and final grades may be lowered if a student misses too many classes,

Last Updated Spring 2020*574. The Prof. Narrative****The Professional Narrative****Class Number:** 4793; **Catalog Number-** LAW 574**Credit:** 1 hour**Instructor(s):** TBA**Prerequisite:** None**Enrollment:** Limited to 50 Students! Department Consent Needed!

Grading Criteria: Participation; Assignments; & Final Assignment

Description: *Professional Narrative in Practice* will help students develop their professional "story" through the creation of job search materials, graded exercises, and small-group interaction in class. In addition, the course will include a large component aimed at assisting students with an international background or interest and will address the cultural challenges of searching for a job and practicing law in a foreign country. The course will be open to students who have secured (or are actively pursuing) a position as a law clerk, legal intern, or summer associate in a country other than their home country. This course will require that students complete a legal internship and a submit a post-internship personal assessment and evaluation. Students are eligible for one pass/fail credit.

**Last Updated Spring 2018*

724. Transitional Just.

Transitional Justice

Class Number: 5038; **Catalog Number-** LAW 724

Credit: 3 hours

Instructor(s): Prof. Ludsin, Hallie

Prerequisite: None

Enrollment: N/A

Grading Criteria: Participation, Attendance, Two (2) Short Assignments, & Take-home Final Exam

Description: This course explores the legal issues and real-life challenges in countries emerging from dictatorship, repression and armed conflict. Class sessions and reading materials examine key transitional justice principles and debates, the workings of multiple transitional justice mechanisms, and the dilemmas arising in societies transitioning from conflict and repression. In particular, this course will focus on:

- The history and theories that underlie transitional justice;
- The central goals of transitional justice and the interplay and friction between and among these goals;
- The central international law frameworks for transitional justice;
- The constituent elements, mechanisms and tools used to achieve key transitional justice goals;
- The key challenges related to the design and implementation of core transitional justice mechanisms;
- Contemporary transitional problems in several current conflicts.

Attendance Policy: Class attendance is mandatory; repeated absences or tardiness can negatively affect your grade.

**Last Updated Spring 2020*

732C. Transnat'l Crim. Lit.

Transnational Criminal Litigation

Class Number: 5041; **Catalog Number-** LAW 732C

Credit: 2 hours

Instructor(s): Prof. Ramirez Bajin, Shannon

Prerequisite: None, however, Criminal Law, Criminal Procedure, & International Law will be helpful

Enrollment: N/A

Grading Criteria: Participation/Attendance/Preparedness (25%) & Final Research Paper (75%)

Description: Transnational criminal procedure describes the intersection of two or more domestic criminal justice systems across international borders—unlike international crime, which refers to wrongs that are criminalized under international law and sometimes tried by international tribunals, whether they are also criminalized in states' domestic laws. We will examine the fundamental concepts and principles of domestic criminal law in the United States occurring across national boundaries and apply this knowledge to current problems. Topics covered include: extradition and rendition, extraterritorial application of United States criminal law on matters such as public corruption and human trafficking, cross-border evidence-gathering, counterterrorism, special jurisdiction treaties, and immunities. This practical course will enable you to respond to issues in the news today, such as Mexico's extradition of Joaquin 'El Chapo' Guzman and issues navigating America's extraterritorial sanctions targeting Iran and Russia.

Late Papers & Missed Classes: Final research paper grade is penalized 5% per day late. Preparedness, participation, and attendance grade is penalized 3% per missed class.

**Last Updated Spring 2020*

671. Trial Techniques (EL)

Trial Techniques

Class Number: 4729; **Catalog Number-** LAW 671

Credit: 2 Hours (Experiential Learning Approved)

Instructor(s): Prof. Ginsberg, Mike

Prerequisite: Evidence

Grading Criteria: Attendance at all sessions in May & Active Participation

Description: Trial Techniques is a "learning-by-doing" course. The students will receive instruction on various trial skills and then be asked to perform those skills. The Spring sessions will focus on case analysis, direct and cross examination, impeachment, and use of exhibits at trial. The May sessions will take the students through a entire case, with a Daubert hearing mid-week and a jury trial on the final day of the program.

Attendance Policy: Because of the integrated nature of the program, attendance is mandatory. Students may request one excused absence of one Spring session class or one-half day of the May session. Excused absences will be granted at the sole discretion of the Director of Trial Techniques, and make up work will be required. Because Trial Techniques is mandatory, a student who fails to complete the course will have to repeat the course in the following year.

Please Note: This course is required for all 2L Students. Also, The Spring sessions will take place on the following dates: January 31; February 14; February 21; and March 20. The May session will take place each day from May 2 - May 8.

**Last Updated Spring 2020*

697C. Turner Clinic (EL)

Turner Environmental Law Clinic

Class Number: 4726; **Catalog Number-** LAW 697C

Credit: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Goldstein, Mindy

Prerequisite: Environmental Advocacy (Prerequisite or Co-requisite)

Grading Criteria: Based on individual student performance on various projects assigned.

Description: The Turner Environmental Law Clinic provides important pro bono legal representation to individuals, community groups, and nonprofit organizations that seek to protect and restore the natural environment for the benefit of the public. Through its work, the clinic offers students an intense, hands-on introduction to environmental law and trains the next generation of environmental attorneys.

Each year, the Turner Environmental Law Clinic provides over 4,000 hours of pro bono legal representation. The key matters occupying our current docket – fighting for clean and sustainable energy; promoting sustainable agriculture and urban farming; and protecting our water, natural resources, and coastal communities—are among the most critical issues for our state, region, and nation. The Clinic’s students benefit and learn from immersion in these real-world complex environmental representations.

*Last Updated Spring 2016

617. Water Law

Water Resources Law

Class Number: 5029; **Catalog Number-** LAW 617

Credit: 3 Hours

Instructor(s): Prof. Thompson, Andrew

Prerequisite: None

Grading Criteria: Attendance, Participation, Two (2) Take-home Projects, & Scheduled Final Exam

Description: Water Resource Law will explore various themes common in the practice of environmental and natural resources law, including administrative and civil litigation, permitting, and regulatory development, focusing in the area of water as a resource and water pollution control. The class will cover concepts in the traditional riparian and prior appropriation rights; the federal Clean Water Act permitting program; drinking water, coastal and wetland protection programs; as well as the environmental and natural resource problems concerning water quality protection. Class attendance is important and expected.

*Last Updated Spring 2020

SEM: 837. Animal Law

SEMINAR: Animal Law

Class Number: 5048; **Catalog Number-** Law 837

Credit: 3 hours

Instructor(s): Prof. Satz, Ani

Prerequisite: None

Grading Criteria: Paper (Satisfies Upper-level Writing Requirement)

Enrollment: Limited to 16 Students!

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: Animal law is a burgeoning field. Over 135 law schools in North America offer courses in animal law, six specialty journals are devoted to the topic, and at least one poll indicates a career in the area is in the top seven of all desired careers. Whether it is our clothing, food, household products, companions, or back yards, our daily lives are touched by animals. Nonhuman animals are considered property under law, and a sprawling body of federal and state civil and criminal law regulates human use of them.

This seminar will explore our legal and ethical obligations to nonhuman animals, focusing on domestic animals. Selected topics may include: conceptions of animals, standing to sue on behalf of animals, preemption of animal protection statutes, companion animal abuse, breed discrimination, exotic pets and public health, veterinary malpractice, farm animals, hunted and poached animals, exhibited animals, service and emotional support animals, police and military dogs, exhibited and entertainment animals, laboratory animals, animals used for fiber and medicine, animals and religious freedom, and animal trusts and custody.

The seminar is divided into eleven topics from which we will choose eight or nine. Longer topics may be discussed over two weeks or covered in part. I estimate we will spend ten to eleven weeks on the topics and a few weeks on our class conference.

**Last Updated Spring 2020*

SEM: 840. Children Rts.

SEMINAR: Children's Rights

Class Number: 5049; **Catalog Number-** LAW 840

Credit: 3 Hours

Instructor(s): Prof. Woodhouse, Barbara

Prerequisite: None

Grading Criteria: Informed Participation, Attendance, & Quality Final Research Paper (Satisfies Upper-Level Writing Requirement)

Enrollment: Limited to 16 Students! (No Open Enrollment, must be selected by prof.)

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: The year 2020 marks the thirtieth anniversary of the entry into force of the UN Convention on the Rights of the Child (UNCRC). During that same period we have witnessed changes in the the ecology of childhood. Global forces, far from being distant and abstract, are wreaking havoc in children's environments, even in economically advanced countries. Globalization's discontents—unrestrained capitalism and technological change, rising inequality, mass migration, and the juggernaut of climate change—have been rapidly destabilizing the social and physical environments necessary to our collective survival and well-being. This seminar will explore the implications of contemporary global challenges through the lens of children's human rights. Attendance is required, with no more than two unexcused absences from class.

**Last Updated Spring 2020*

SEM: 809. Comp. Constitutionalism

SEMINAR: Comparative Constitutionalism**Class Number:** 4871; **Catalog Number-** LAW 809**Credit:** 2 Hours**Instructor(s):** Prof. An-na'im, Abduh**Prerequisite:** None**Grading Criteria:** Paper**Enrollment:** Limited to 16 Students!**Preselection Form:** <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)**Description:** This seminar examines the relationship between constitutionalism, legal systems, and religion in a range of Western and post-colonial African and Asian countries. Emphasis will be on the evolving nature of these institutions and possibilities of transformation.**Final grade will be based on:**

10% for class participation

30% for one paper on a topic to be specified in the Seminar Outline,

60% for a final paper on a topic agreed with the instructor

Students who wish to use this Seminar for satisfying their writing requirement will submit a **single final paper on a topic agreed with the instructor.**

Students taking this option must submit:

-Substantial (app. 20 page) draft

-Final version

The final papers must satisfy the length and format specifications of writing requirement papers, as set by the Registrar of Emory Law School.

Consultation with the class about the following format for evaluation of this 3 CREDIT seminar. Each student will

1. write an initial short paper on the nature and scope of the subject of this seminar,
2. select a project in consultation with Instructor,
3. make a class presentation on her/his project, coupled with a short paper, and
4. write a final paper on the same project.

Last Updated Spring 2019*SEM: 863. Const. Rights****SEMINAR: Constitutional Rights/Controversies****Class Number:** 5054; **Catalog Number-** LAW 863**Credit:** 3 Hours**Instructor(s):** Prof. Perry, Michael

Prerequisite: None

Grading Criteria: Research Paper (Satisfies Upper-level Writing Requirement)

Enrollment: Limited to 16 Students!

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: In the last half century, the Supreme Court of the United States has resolved, on the basis of the Constitution of the United States, many greatly contested "rights" controversies—controversies concerning, e.g., abortion, capital punishment, race-based affirmative action, physician-assisted suicide, the Second Amendment “right to bear arms”, and, most recently, same-sex marriage. In this seminar, we will study several such controversies and evaluate the Supreme Court’s decisions.

Each student will write a research paper on a rights-based constitutional controversy—and the grade for the seminar will be based mainly on the final draft of the paper. A student who wants to do so may write the paper in satisfaction of the writing requirement.

**Last Updated Spring 2020*

SEM: 821. Corp. Governance

SEMINAR: Corporate Governance

Class Number: 5046; **Catalog Number-** LAW 821

Credit: 3 Hours

Instructor(s): Prof. Georgiev, George

Prerequisite: BA or an equivalent introductory course in corporate law

Grading Criteria: 30-page research paper, several short papers, & class participation (Satisfies Upper-Level Writing Requirement)

Enrollment: Limited to 16 Students! (No Open Enrollment, must be selected by prof.)

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: Corporate governance is in a state of tremendous flux as a result of the global financial crisis of 2008-09, the corporate accounting scandals of the early 2000s, heightened public scrutiny of corporate conduct, and the rise of shareholder activism. This seminar will provide an overview of the main academic theories of corporate governance and examine some of the ongoing debates about the efficacy and adequacy of recent reforms, such as the Sarbanes-Oxley Act of 2002, the Dodd-Frank Act of 2010, and related SEC rulemaking. Possible topics include: the structure and composition of the board of directors, executive compensation, shareholder activism, the role of proxy advisory firms, the financial crisis, corporate social responsibility, and the nexus between SEC disclosure obligations and corporate governance practices.

Attendance policy: Regular attendance is required. Excessive absences will result in a grade reduction.

Please Note: We will meet for a double session (4:15pm - 8:30pm, with a break), either on Tuesday, April 7, or on Tuesday, April 14. Please make sure that you are available on those days before applying for the class. This double class session will be in lieu of one of our regularly scheduled sessions.

**Last Updated Spring 2020*

SEM: 825. Equality

Seminar: Equality at Emory

Class Number: 5047; **Catalog Number-** LAW 825

Credit: 3 hours

Instructor(s): Prof. Dudziak, Mary

Prerequisite: None

Grading Criteria: Participation & Paper (Satisfies Upper-Level Writing Requirement)

Enrollment: Limited to 16 Students!

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: This seminar will explore the civil rights history of Emory Law School and Emory University. Readings will cover the history of inclusion and exclusion in higher education on the basis of race, gender, religion, disability, immigration status, and LGBTQ identity. Students will do historical research, using local archives and interviews, and will write research papers that illuminate an aspect of law school or university civil rights history. Although students will have different topics, the class will work together as a research team, sharing insights and research strategies.

Professor Dudziak is an expert in the history of civil rights, foreign relations and constitutional law. Her books include *Cold War Civil Rights: Race and the Image of American Democracy*. Before moving to Emory in 2012, she regularly taught course in civil rights history and individual constitutional rights.

**Last Updated Spring 2016*

SEM: 823. Family Law (CL)

Seminar: Family Law- From Partners to Parents

Class Number: 4821; **Catalog Number-** LAW 823

Credit: 3 Hours (Cross-listed w/ WGS 730)

Instructor(s): Prof. Fineman, Martha

Prerequisite: None

Grading Criteria: Paper

Enrollment: Limited to 16 Students!

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: This seminar will explore the trends in family law governing marriage and parenthood over the past several decades. During the latter part of the 20th century, substantial changes in behavior have occurred, reflecting attitudinal shifts about women's equality, sex and sexuality, and the importance and permanence of the marriage bond. Often identified as battlegrounds in the "cultural wars," these are areas where the law has scrambled to adjust to evolving expectations and emerging notions of equity and equality. We will look at "traditional" marriage, challenges from those excluded from marriage, the "breakdown" of marriage, and alternatives to formal marriage, such as contract and non-marital cohabitation. Laws governing the parent-child relationship have also changed in response to or as part of the disruption of the traditional family

model. The very idea of absolute parental rights has been questioned as the child has partially emerged from the cloak of family privacy and is seen as an independent rights holder in some circumstances. The seminar will also consider how new technologies and altered attitudes about assisted reproduction have presented unique challenges for the law in regard to who is or how one becomes a parent.

**Last Updated Spring 2020*

SEM: 810. Hate Speech

SEMINAR: Hate Speech Free Speech

Class Number: 5045; **Catalog Number-** LAW 810

Credit: 3 hours

Instructor(s): Prof. Seaman, Julie

Prerequisite: Constitutional Law

Grading Criteria: Participation & Paper (Satisfies UpperLevel Writing Requirement)

Enrollment: Limited to 16 Students! (No Open Enrollment, must be selected by prof.)

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: Regulation of hate speech and other expressions that implicates equality values often comes into conflict with the First Amendment. Recent events on university campuses, including at Emory, demonstrate the complexities that arise when listeners claim that others' expression impacts their feelings of safety and inclusion. This seminar broadly considers the intersection between these two fundamental constitutional values of freedom of expression and anti-discrimination. Students will examine these issues from a variety of perspectives, including legal, comparative and interdisciplinary materials. The basic constitutional law course is a prerequisite; prior coursework on freedom of speech is helpful but not strictly required.

**Last Updated Spring 2018*

SEM: 844. Judicial Behavior

SEMINAR: Judicial Behavior

Class Number: 5050; **Catalog Number-** LAW 844

Credit: 3 hours

Instructor(s): Prof. Shepherd, Joanna

Prerequisite: None

Grading Criteria: Participation & Paper (Satisfies Upper-Level Writing Requirement)

Enrollment: Limited to 16 Students! (No Open Enrollment, must be selected by prof.)

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: The Judicial Behavior seminar provides students with a unique opportunity to read and analyze cutting-edge scholarship that focuses on how judges reach their decisions. In a case law system such as that of the United States, a realistic understanding of judicial behavior, which conventional legal instruction does not convey, is essential to the understanding and practice of law. Topics include: theories of judicial decision-making; demographic factors influencing judicial behavior, judicial selection and retention; constraints under which judges operate; intra- and inter-court relations; the separation of powers; the role of public opinion; lawyer influences on judicial decisions; and judicial behavior across countries. By the end of the course, students should understand different theories of judicial behavior and be able to apply them to predict how different institutions, case issues, and political factors may influence judicial decision-making.

As required by law school policy, attendance is mandatory. If you miss 3 or more classes, you will receive an “F” with the option to petition for a “W-withdrawal” unless all absences have been approved by Dean Brokaw.

**Last Updated Spring 2020*

SEM: 860. Law & Develop.

SEMINAR: Law & Development

Class Number: 5017; **Catalog Number-** LAW 860

Credit: 3 hours

Instructor(s): Prof. Syblis, Martin

Prerequisite: First-year required courses

Grading Criteria: Attendance, Participation, & Research Paper (Satisfies Upper-Level Writing Requirement)

Enrollment: Limited to 16 Students!

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: This seminar will study a range of theories that seek to explain the relationship between law and development. We will first examine various meanings of “law” and “development,” and proceed to focus on the role of law and legal institutions in the economic, social and political advancement of societies. We will explore development through the lens of legal institutions in developing countries and consider the influence of international organizations, including the International Monetary Fund (IMF), United Nations (UN) and World Bank (WB), on the transformation of domestic legal institutions. We will also seek to place domestic legal reforms aimed at economic growth in their appropriate context (cultural, historical and political).

**Last Updated Spring 2020*

SEM: 833. Law & Vulnerability (CL)

SEMINAR: Law & Vulnerability

Class Number: 4822; **Catalog Number-** LAW 833

Credit: 3 Hours (Cross-listed w/ WGS 585)

Instructor(s): Prof. Fineman, Martha

Prerequisite: None

Grading Criteria: Paper (Satisfies Upper-Level Writing Requirement)

Enrollment: Limited to 16 students!

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: This seminar explores the relationship between law and vulnerability from both a theoretical and a practical perspective. The course is anchored in the understanding that fundamental to our shared humanity is our shared vulnerability, which is universal and constant and inherent in the human condition. It will offer students an opportunity to engage with multiple perspectives on vulnerability, with an emphasis on law, justice, state policy, and legislative ethics. While vulnerability can never be eliminated, society through its institutions confers certain "assets" or resources, such as wealth, health, education, family relationships, and marketable skills on individuals and groups. These assets give individuals "resilience" in the face of their vulnerability. This seminar will explore how a society now is structured, however, certain individuals and groups operate from positions of entrenched advantage or privilege, while others are disadvantaged in ways that seem to be invisible as we engage in law and policy discussions.

**Last Updated Spring 2020*

SEM: 806A. The Right to War

SEMINAR: The Right to Go to War- The Legality of Armed Interventions

Class Number: 4801; **Catalog Number-** LAW 806A

Credit: 3 Hours

Instructor(s): Prof. Van der Vyver, Johan

Prerequisite: None

Grading Criteria: Paper (Satisfies Upper-Level Writing Requirement)

Enrollment: Limited to 16 Students!

Preselection Form: <https://emorylaw.wufoo.com/forms/lsr-spring-2020-seminar-preselection/> (<https://emory.us1.list-manage.com/track/click?u=997a5e05af771befba55f622a&id=740de71c83&e=de17cb06a3>)

Description: For many years now, the international community of states have attempted to place an embargo on the use of force as a means of settling international disputes. Article 2(3) of the Charter of the United Nations thus provides: "All Members shall settle their international disputes by peaceful means in such a manner that international peace and security, and justice, are not endangered." The UN Charter authorized military action in two instances only, namely (a) if the Security Council authorizes an armed intervention as a means of counteracting a situation that constitutes a threat to the peace, a breach of the peace, or an act of aggression (art. 42), and (b) as a matter of individual or collective self-defense if an armed attack occurs against a Member of the United Nations (art. 51). This raises the question of whether or not the UN Charter deals comprehensively with instances of armed conflicts that would be lawful under contemporary rules of international humanitarian law.

The United Nations itself recognized armed interventions not mentioned in the UN Charter, for example in the Uniting for Peace Resolution of 1950 affording to the General Assembly the competence to authorize military action to counteract a breach of the peace or an act of aggression, by supporting wars of liberation against colonial rule, foreign occupation, or a racist regime, and by extending the provisions of Article 51 to legalize pre-emptive self-defense action. There is furthermore overwhelming support for upholding the legality of humanitarian intervention to protect a population from acts of supreme repression by their own government. Currently, the ISIS crisis has prompted the development of an emerging norm of *jus ad bellum* which contemplates the legality of an armed intervention against perpetrators of terrorism if the Government of the State from which those acts of terror violence are being launched is either unwilling or unable to counteract the atrocities.

In laboring the above principles of law, reference will be made to (a) armed interventions authorized by the Security Council (the Korean War, Operation Desert Storm and airstrikes in Libya,); instances of humanitarian interventions (NATO airstrikes in Serbia, and military interventions in Syria contemplated by France, the United Kingdom, and the United States following the use of chemical weapons by the Syrian Government against rebel groups in that country); and acts of aggression committed by the United States (in Nicaragua in the 1980's pursuant to the Reagan Doctrine, and the Gulf War of 2003), and by the Russian Federation (in Georgia and in Ukraine).

A special emphasis of the seminar is the current state of affairs relating to the prosecution of the crime of aggression in the International Criminal Court.

Students are required to submit a 30-page essay on an approved topic within the confines of the seminar focus. The final draft must be handed in on before April 11.

Textbook: Johan D. van der Vyver, Acts of Aggression and Prosecuting the Crime of Aggression (2015).

**Last Updated Spring 2018*

Fall 2019 Courses

The following courses are being offered for Fall 2019 semester, please note this list is subject to change.

(AC)= Accelerated Course

(CL)= Cross-listed

(EL)= Experiential Learning/Practical Experience Approved

847. Adv. Civil Trial Pract.

617A. Adv. Comm'l Real Estate (EL)

657. Adv. Legal Research (EL)

648. Adv. Legal Writing

701. Admin Law

605. ADR (EL)

560. ALWAR I (LLM)

560B. ALWAR II

716. Bankruptcy

635D. Barton Appeal Clinic (EL)