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Course Description Archive

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Fall 2018 Courses

847. Adv. Civil Trial Pract.

LAW 847, 06A. Advanced Civil Trial Practice**Class Number:** [4898](#)**Credits:** 2 hours**Instructor(s):** Prof. Wellon, Robert**Prerequisite:** Evidence & Trial Techniques**Grading Criteria:** Class Work & Mock Trial

Description: Designed to build on the litigation techniques and skills first encountered in the Trial Techniques Program. Using a simulated case file in an employment case, the class will help develop the skills, strategies, and tactics necessary to be effective courtroom advocates. The course will employ lecture, demonstrations, movie and videotape simulations as well as regular participation by the students and constructive criticism and helpful hints from the course instructors, who are all very experienced litigators and judges. Invited guests who litigate regularly in this area of practice will also participate. Courtroom technology and visual aids will also be explored. The course will conclude with student teams conducting a trial in a real courtroom setting, which is now planned for November 17th where participation is mandatory.

**Last Updated Fall 2015*

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

LAW 617A. Advanced Commercial Real Estate

Class Number: 4954

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Minkin, David

Prerequisite: Real Estate Finance (recommended)

Grading Criteria: Participation & Take-Home Exam

Description: What does a commercial real estate attorney really do every day? What does he or she think about and what is the relationship between the attorney and his or her client? What are the attorney's responsibilities to accomplish the client's goals? This course will explore those questions and related issues in the context of sophisticated commercial real estate transactions. During the course, the students will be introduced to many of the essential elements of commercial real estate, including development concepts, purchase and sale of real estate, equity financing, debt financing, leasing, operational issues with large retail developments, and financial restructuring issues. Course materials will include Harvard Business School cases applicable to commercial real estate issues, from documentation applicable to many areas of commercial real estate, and relevant articles.

Attendance Policy: Attendance is expected at every class unless the student has talked with professor beforehand.

**Last Updated Fall 2018*

657. Adv. Legal Research (EL)

LAW 657, 02A. Advanced Legal Research

ACCELERATED CLASS (Check OPUS for Dates)

2 Sections:

Class Number: 4940 (Secondary Sources-1st 7 weeks)

Class Number: 5135 (Statutory Rsch.-2nd 7 weeks)

Credits: 1 hour (Experiential Learning Approved)

Instructor(s): Prof. Reid, Richelle & Prof. Flick, Amy

Prerequisite: None

Grading Criteria: Participation, Attendance, Research Homework Exercises, & Final Research Project

Mastery of Secondary Sources Description: Mastery of Secondary Sources in Legal 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, and a final research project, students will become familiar with critical principles, strategies, and best practices for identifying and using secondary sources for effective and efficient legal research. Topics for class sessions will include research strategy and documentation, advanced search techniques, legal periodicals, interdisciplinary databases, legal encyclopedia, treatises, legal news and current awareness, transactional law and litigation sources, formbooks, and select state materials.

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. Failure to attend will affect the course grade.

Mastery of Statutory Research Description: Mastery of Statutory Legal 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, and a final research project, students will become familiar with the principles, strategies, and best practices for doing statutory research. Topics for class sessions will include research strategy and documentation, advanced search techniques, codes, session laws, and legislative history. The course will focus primarily on federal statutory research but will include one class session devoted to state statutory research.

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 is essential for the learning experience in this course, attendance at each class session is mandatory. Failure to attend will affect the course grade.

**Last Updated Fall 2018*

648. Adv. Legal Writing

LAW 648, 04A. Advanced Legal Writing & Editing

Class Number: 4910 (Main Class Only; Lab times/dates will be scheduled at a later date, for now, enroll in the lab placeholder-LB1-5088)

Credits: 2 hours (Pass/Fail Only)

Instructor(s): Prof. Terrell, Tim

Prerequisite: None

Grading Criteria: Take-home Final Exam.

Description: The basic content of the course is reflected in its required text: S. Armstrong & T. Terrell, *Thinking Like a Writer: A Lawyer's Guide to Writing and Editing* (PLI 3d ed., 2008). A frequent misconception about this course is that it is merely an extension of your experience in ILA. It is not. It will instead often challenge you to reconsider approaches to writing guidance that you have may previously encounter.

The course consists of two components. First, everyone enrolled will meet once a week on Monday afternoon for 1 1/2 hours, and that time will be consumed by lecture and review of numerous writing examples at every level of a document from overall structure to sentences and word choice. Second, all students will be assigned to a small-group discussion section, administered by a teaching assistant who is a third-year who took this course last year. Those sessions will meet once a week for an hour, during which the course materials, and additional examples, will be discussed, and editing exercises will be assigned.

Although this is a writing course, it is unusual in that its emphasis will be on editing rather than original drafting. One of the keys to becoming a good writer is understanding how readers (for purposes of this course, that means you) react to documents written by others. That experience then yields important insights regarding the defects in one's own prose, and how to cure them efficiently. To this end, the course will begin with some examination of deeper theories of communication, which will, in turn, allow the course to focus on fundamental writing principles rather than narrower rules or tips. The course will also analyze writing challenges from the top down: We will begin with issues of overall macro structure and organization and work down toward micro details. **This class will not count towards satisfying your Upper-Level Writing Requirement.**

**Last Updated Fall 2017*

605. ADR (EL)

LAW 605 Alternative Dispute Resolution

3 Sections:

Law 605, 04A; **Class Number:** 4886 (Armstrong Section)

Law 605, 05A; **Class Number:** 4887 (Experiential Learning Approved)

Law 605, GRD. JM/LLM only; **Class Number:** 5005 (Experiential Learning Approved)

Credits: 3 hours

Instructor(s): Profs. Allgood, John & Armstrong, Phil

Prerequisite: None

Grading Criteria: Team Projects; Attendance; & Take-home Final Exam (Armstrong & Allgood)

Enrollment: LLM and JM students are better placed in the JM class rather than the JD class.

Description: This course will explore Alternative Dispute Resolution (ADR) with an emphasis on mediation. Course objectives are: 1) to develop both a theoretical and a practical understanding of available options and strategies for using them effectively in a legal practice; 2) to understand the ethical and legal implications of ADR; and 3) to develop a proficiency in dispute resolution processes other than litigation, including direct negotiation, mediation, and arbitration.

An overview of negotiation, mediation and arbitration as applicable in U.S. (not international) forums under Uniform Mediation Act, GODR, Federal Arbitration Act, GAC and related state and federal statutes, rules and regs. Discussion of techniques and applicable requirements for court-annexed and private ADR under applicable statutes, provider rules, court rules and related regulations. Class meet two times a week and include team projects and role plays applying techniques in each process discussed.

**Last Updated Fall 2018*

851. ALW: Blogging

Advanced Legal Writing: Blogging and Social Media

Class Number: 5113

Credit: 3 Hours

Instructor(s): Prof. Romig, Jennifer & Prof. Chapman, Ben

Prerequisite: ILARC & ILA; or the equivalent 1L legal writing course for transfer JDs

Grading Criteria: Students will be graded on a combination of short assignments and quizzes, collaborative presentations with assigned groups, and their individual final blog designed around a topic they develop throughout the course. Because up to 30 percent of the grade may be based on collaborative work graded collectively for each group, this course is subject to a recommended but not mandatory mean.

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 Fall 2016*

560. ALWAR I (LLM)

LAW 560 American Legal Writing, Analysis, & Research I

2 Sections:

Law 560, GRD1. American Legal Writing, Analysis & Research I; **Class Number:** 4947

Law 560, GRD2. American Legal Writing, Analysis & Research I; **Class Number:** 4978

Credits: 2 hours

Instructor(s): Prof. Daspit, Nancy

Prerequisite: None

Grading Criteria: Coursework & Final Memo

Enrollment: 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.

Description: This course 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.

**Last Updated Fall 2018*

560B. ALWAR II

LAW 560B, GRD. American Legal Writing, Analysis, & Research II

Class Number: 4984

Credits: 1 hour

Instructor(s): Prof. Daspit, Nancy

Prerequisite: ALWAR I

Grading Criteria: Coursework & Final 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.

**Last Updated Fall 2018*

590. ARC (EL)

LAW 590, 000. Analysis, Research, and Communications for Non-Lawyers (JM)

Class Number: 4982 (Experiential Learning Approved)

Class Number: XXXX (Online Only Section)

Credits: 3 hours

Instructor(s): Profs. Daspit, Nancy & Christian, Elizabeth; and Prof. Romig, Jennifer (Online Section)

Prerequisite: None

Grading Criteria: Coursework, Participation, Final Paper (Writing Part), & Take-home Final (Research Part).

Enrollment: This course is for in-residence JM students, and the JM director/administrator usually registers them.

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.

Attendance Policy: Two or more unexcused absences could result in your grade being lowered.

**Last Updated Fall 2018*

716. Bankruptcy

LAW 716, 10A. Bankruptcy

Class Number: 4885

Credits: 3 hours

Instructor(s): Pardo, Rafael

Prerequisite: Contracts & Property (concurrent enrollment NOT allowed)

Grading Criteria: Scheduled Final Exam

Description: An introduction to the law of bankruptcy. Covers issues relating to eligibility for bankruptcy relief; commencement of a bankruptcy case; property of the bankruptcy estate; the automatic stay and relief therefrom; use, sale, and lease of property of the estate; property that an individual may exempt from the bankruptcy estate; creditor claims against the bankruptcy estate; plan confirmation; and the discharge of debts. This course is a general survey course reviewing the basics of Chapter 7 cases (liquidations), Chapter 13 cases (adjustment of debts of an individual with regular income), and Chapter 11 cases (reorganization).

Attendance Policy: I expect you to attend class regularly. If you miss more than twenty-five percent (25%) of the regularly scheduled class sessions, you will be withdrawn from the course. Please note that a canceled class session will not constitute an absence for purposes of the attendance policy.

In furtherance of my expectations and requirements regarding class attendance, an attendance sheet will be made available at the podium before the start of each class session. Should you arrive late, please sign the attendance sheet at the end of class.

It is your responsibility to sign the attendance sheet (i.e., someone else may not sign on your behalf). Failure to do so will constitute an absence.

Should you forget to sign the attendance sheet, I will consider updating my records to reflect your attendance in class only if you send me an e-mail on the same day as the class session for which you forgot to sign the attendance sheet. The e-mail must (1) state that you forgot to sign the attendance sheet that day and (2) request that I update my attendance records.

It is incumbent upon you to keep track of your absences throughout the semester. I will not tally them until the semester has ended. Unless you expressly request to know whether you are in jeopardy of violating the attendance policy, no warning will be forthcoming.

**Last Updated Fall 2018*

635D. Barton Appeal Clinic (EL)

LAW 635D, 000. Barton Appeal for Youth Clinic

Class Number: 4937

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Reba, Stephen

Prerequisite: None

Grading Criteria: Group work (based on individual student)

Enrollment: Must obtain professor's permission

Description: In the Barton Appeal for Youth Clinic, students engage in post-conviction representation of Georgia inmates who are incarcerated for crimes they allegedly committed as children. Focusing on direct appeals and habeas corpus litigation, students spend their time researching, writing, and preparing for hearings. Grading is based on the student's individual performance and attendance is required at weekly meetings, which are set according to the students' class schedules court litigation attacking inmates' convictions and sentences. Students should have an interest in criminal procedure, juvenile law, and/or social justice.

**Last Updated Fall 2018*

635C. Barton Policy Clinic (EL)

LAW 635C. Barton Child Law and Policy Clinic

Class Number: 4880

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Carter, Melissa

Prerequisite: Preferred, but not required course work- "Child Welfare Law and Policy, Kids in Conflict, and Family Law II or similar."

Grading Criteria: Assessment of individual student performance and overall contribution to the clinic based on a set of established criteria that include demonstrated competencies in the areas of judgment, thoroughness of research and analysis, written and oral communication, project management, and professional responsibility.

Enrollment: Interested students must apply directly with the professor

Description: The Barton Clinic is an in-house policy clinic dedicated to providing research, training, and support to the public, the child advocacy community, leadership of state child-serving agencies, and elected officials in Georgia. Students in the clinic work in teams to conduct extensive research, gather data and stakeholder perspectives, analyze law-making authority, identify options for changing policy, plan strategies, and assist organizational clients in efforts to improve the juvenile court, child welfare, and juvenile justice systems. Approximately 9 law and other graduate students are selected each semester to participate in the clinic.

Attendance Policy: Students selected for enrollment in the policy clinic receive 3 hours of graded credit for the fulfillment of 150 hours of work. Accordingly, students commit to 11-12 clinic hours per week, which are established at the outset of the semester. Adjustments to the weekly routine are to be requested in advance whenever possible, and hours missed must be made up. Students submit weekly time sheets accounting for their activities and hours, and students must complete the full 14-week semester.

Detailed course information is on the Clinic website: <http://www.bartoncenter.net>

**Last Updated Fall 2018*

500X. Business Associations

LAW 500X. Business Associations

Class Numbers: (001) [4939](#); (002) [5015](#)

Credits: 3 hours

Instructor(s): Profs. Shepherd, George & Prof. Georgiev, George

Prerequisite: None

Grading Criteria: Homework Exercises & Scheduled Final Exam

Description: 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 weekly homework exercises.

Attendance policy: Per ABA Rules, "regular and punctual attendance" is required.

**Last Updated Fall 2018*

762. Business & Tax Law Rsch. (EL)

LAW 762-12A. Business and Tax Law Research

Class Numbers: [6130](#)

Credits: 1 hour (Experiential Learning Approved) Accelerated Class- 2nd Half of Sem- 7 wks.

Instructor(s): Prof. Deese, Abigail

Prerequisite: None

Grading Criteria: Participation, Attendance, & Final Project

Enrollment: Limited to 14 students!

Description: Business and Tax Law Research is a practical, skills-based course designed to provide students with a firm understanding of the relevant legal materials for corporate/business and tax practice and to develop skills for finding and using those sources. Attention will also be paid to key practice materials and on developing research strategies for new attorneys.

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. Failure to attend will affect the course grade.

Last Updated Fall 2018

658. Capital Defender Practicum (EL)

LAW 658, 000. Capital Defender Practicum

Note: THIS PRACTICUM WILL REQUIRE A YEAR-LONG (two semester) COMMITMENT

Class Number: 5140

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Moore, Josh

Prerequisite: None

Grading Criteria: Participation

Enrollment: 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>)

Description: This is a three-hour clinical course taught in partnership with the Office of the Georgia Capital Defender, the new state agency responsible for representing all indigent defendants statewide in capital cases at trial and on direct appeal. Second and third-year law students from Emory & Georgia State will assist Capital Defender attorneys in all aspects of preparing their clients' cases for trial. Students will become involved in fact investigations, witness interviewing, legal research and drafting, and general preparations for trials and sentencing hearings. The great opportunity students have in this clinic as opposed to clinics that focus on the appeal and post-conviction stages are to be involved in the effort to save lives on the front end, on making the case for life. That means students will focus at least as much on mitigation, fact investigation, and interpersonal skills as on death penalty law and advocacy skills.

**Last Updated Fall 2017*

698B. Child Protection

LAW 698B. Child Protection & International Human Rights

Class Number: 5032

Credits: 3 hours

Instructor(s): Dr. Liwanga, Roger-Claude

Prerequisite: None

Grading Criteria: Attendance, participation, written and oral assignments; & Final Paper.

Description: Despite the proliferation of international human instruments on the protection of children, there are several million children worldwide who are subjected to hazardous labor, sexual exploitation, trafficking, female genital mutilation and/or illegal judicial detention. The course will: examine the legal framework on child protection; explore the different factors challenging the child's rights protection; analyze child vulnerability cases; and evaluate the needs of children exposed to exploitation. The course will also critically examine the policies and strategies that aim to create a protective environment for children at the international, federal and state levels. The course will start with an introduction to the concept of child protection and its scope. Different violations of children's rights, including child labor, child trafficking, child sexual exploitation, child soldiering, child persecution and child illegal detention will be covered as well.

The course will consist of lectures and/or practically oriented seminars during which students will work on case resolution and presentation of their results. There will be specialized guest speakers during the course who will expand on the various aspects and dilemmas in responding to children's rights violations. Students will acquire an in-depth theoretical knowledge enabling them to understand the importance of child protection rights. At the end of the course, students will equally be able to critically evaluate the comprehensiveness of the existing child protection laws and propose policies improving the mechanisms of child protection. The course will also be useful for students desiring to work for State child protective services or international organizations and/or non-governmental organizations protecting vulnerable populations and providing humanitarian assistance in natural disaster and post-conflict settings.

Students are expected to attend every class (with notification to instructor beforehand for an excused absence) and required to come to class prepared to discuss the day's readings. Attendance will be recorded on daily sign-in sheets. Two unexcused absences per semester are permitted; additional absences may affect the absentee's grade. Class participation counts for 15% of the final grade. One written assignment (approximately 2000 words in length plus footnotes in correct citation form) counting for 25% of the overall total will be required. Additionally, an oral presentation on key concepts discussed during the course counting for 20% of the overall total will be demanded. Finally, students will submit a long essay (about 4000 words in length plus footnotes in correct citation form) counting for 40% of the course grade, which will be in lieu of an exam.

**Last Updated Fall 2018*

635. Child Welfare

LAW 635, 02A. Child Welfare Law and Policy

Class Number: 4919

Credits: 2 hours

Instructor(s): Prof. Carter, Melissa

Prerequisite: None

Grading Criteria: Attendance, Participation, & Written assignments (see below).

Description: This course will explore the various factors that shape public policy and perception concerning abused and neglected children, including: the constitutional, statutory, and regulatory framework for child protection; varying disciplinary perspectives of professionals working on these issues; and the role and responsibilities of the courts, public agencies and non-governmental organizations in addressing the needs of children and families. Through a practice-focused study, students will examine the evolution of the child welfare system and the primary federal legislation that impacts how states fund and deliver child welfare services. Students will learn to analyze and evaluate the effectiveness of legal, legislative, and policy measures as a response to child abuse and neglect and to appreciate the roles of various disciplines in the collaborative field of child advocacy. Through lecture, discussion, and a range of analytical writing assignments, students will develop a fuller understanding of this specialized area of the law and the companion skills necessary to be an effective advocate.

Course Objectives:

- Develop an understanding of the legal principles and policy considerations underlying federal and state responses to child abuse and neglect
- Cultivate an appreciation for the impact of policy on legal practice
- Apply core advocacy skills to address social problems through public policy reform

Course Materials:

- Weekly readings on Canvas course page

Format:

- Weekly lectures and class discussions, guest lecturers, direct engagement with community partners and issue-affected constituencies

Attendance Policy:

As a collective undertaking to learn and teach together, your attendance, advance preparation and active participation in every class is essential and expected. Attendance will be taken at every class meeting. Unexcused absences, repeated tardiness, or coming to class unprepared will negatively impact your grade.

Accommodations and Excused Absences:

Students requesting classroom accommodations relating to special needs or 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 accident prevents advance notice, students should notify me as soon as possible after the absence.

Course Requirements and Grading:

There is no final exam for this class. Instead, grading is based on participation in weekly classroom discussions and a combination of assignments intended to encourage critical thinking about child welfare policy issues and to develop and demonstrate specific advocacy skills. As an extension of the Barton Center's clinical offerings, the work in this class incorporates a focus on experiential learning; i.e., "learning through doing." Grades are based on mastery and thoughtful integration of class concepts, careful preparation, and engaged effort. Specifically, your grade will be based on:

- Participation (10% of grade): Every student is expected to come prepared for each class and engage in class discussions and related activities.
- Briefing Book (60% of grade, broken down as indicated next to each component)
- Storybook (15%): Each student team will develop a briefing document of no more than 5 pages recounting the stories of people affected by the issues represented in their assigned bill.
- White Paper (20%): Each student team will jointly prepare a research and policy brief of no more than 10 pages providing an in-depth analysis of the assigned bill, reasoned on the basis of law, social science research, policy arguments, and relevant data, and asserting an advocacy position in support of or opposition to passage.
- Congressional Testimony (15%): Each student individually will prepare formal written remarks of no more than 3 pages that represents your record of testimony to Congress in support or opposition of your assigned bill.
- Op-Ed (10%): Each student individually will write an op-ed piece of publishable quality, sharing information about and opinions on his or her assigned advocacy issue in 750 words or less.

*Your complete submission is due on the final day of classes.

*Each student must submit an entire portfolio containing all components (team- and individually-prepared on the Formatting requirements:

* All written work should be in Calibri 12pt font with 1.15 spacing and normal margins.

• Final Presentation: "Present and Defend" (30% of grade): Each student team will deliver a 20-minute oral presentation

on their advocacy projects over the course of the final two classes of the semester. The allotted time includes 5 minutes dedicated for responding to class questions.

Unexcused late submissions will be penalized at the rate of one-half letter grade deduction per half-day. After 5 days, the assignment will no longer be accepted. If you are unable to complete an assignment on time due to an extenuating circumstance, please speak to me as soon as possible.

Guest lecturers are invited to present on specific topics. Regular presenters include current and former juvenile court judges, children's lawyers, state agency administrators, and current and former youth in foster care advocating for system change.

**Last Updated Fall 2018*

610. Complex Lit.

LAW 610. Complex Litigation

Class Number: 5114

Credit: 3 Hours

Instructor(s): Prof. Freer, Richard

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*

622A. Const'l Crim. Pro.

LAW 622A, 02A Constitutional Criminal Procedure: Investigations

Class Number: 5034

Credits: 3 hours

Instructor(s): Prof. Cloud, Morgan

Prerequisite: None

Grading Criteria: Attendance, Participation, & Scheduled Final Exam

Description: This course examines the constitutional rules governing criminal investigations, including searches and seizures, the interrogation of witnesses and suspects, and the roles played by prosecutors and defense attorneys during the investigative stages of criminal cases. The course studies the current constitutional rules governing these essential police practices, the development of these rules, and the relevant but conflicting policy arguments favoring efficient law enforcement and individual liberty that arise in these cases.

Attendance and preparation are required. Each student is permitted three absences and two unprepared classes.

**Last Updated Fall 2018*

675. Constitutional Litigation

LAW 675, 04A. Constitutional Litigation

Class Number: 4896

Credits: 3 hours

Instructor(s): Prof. Weber Jr., Gerald

Prerequisite: Constitutional Law (recommended)

Grading Criteria: Coursework, Attendance/Participation, & Paper

Description: Constitutional Litigation will explore the substantive, ethical and strategic issues involved in litigating civil rights actions. This course will allow students to both learn basic principles of governmental liability/defenses and apply their knowledge of torts, constitutional law and civil procedure in a litigation setting.

Students are expected to attend class and to be prepared to take an active part in class discussions of assigned materials. Students will have two projects for the semester which will involve filing and litigating a constitutional case. No independent research will be required for projects, and students will utilize cases cited in the readings along with a list of supplementary cases.

(1) Students will draft a complaint and explanation of decisions made in drafting their complaint. This project will account for 50% of the student's grade. Ten pages double-spaced maximum for Complaint and eight pages double spaced for an explanation of decisions.

(2) Students will draft a short brief supporting or opposing summary judgment or a preliminary injunction. This project will account for 40% of the student's grade. Ten pages double-spaced maximum.

The remaining 10% of the student's grade will be tied to participation in class discussions. Class attendance is expected, and one unexcused class absence is permitted before a class participation reduction in score may occur.

**Last Updated Fall 2018*

959. Courtroom Persuasion (EL)

LAW 959. Courtroom Persuasion & Drama I

2 Sections:

Law 959, 02A; **Class Number:** 4882

Law 959, 02B; **Class Number:** 4881

Credits: 1 hour (Experiential Learning Approved)

Instructor(s): Prof. Metzger, Janet

Prerequisite: Evidence & Trial Techniques

Grading Criteria: Participation, Coursework, Attendance, & Final Exam (during the regularly scheduled class time)

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

Description: This course applies theater arts techniques to the practical development of persuasive presentation skills in any high-pressure setting, especially the courtroom.

Using lectures, exercises, readings, individual performance and video playback, the course helps students develop concentration, observation skills, storytelling, spontaneity and physical and vocal technique. Small class size encourages frequent opportunities for “on your feet” practice as applied to elements of a trial.

Held in the Law School courtroom, the class provides the optimal simulation of a real-life experience. Assignments and in-class exercises are designed to help students learn how to appear and feel confident; project their voice and use more vocal variety; cope with anxiety; stand still and move with a purpose; improve eye contact with jurors as well as witnesses; gesture effectively and create a compelling story. The student will complete the course with increased confidence and ample tools for artful advocacy.

Attendance: Only two absences are permitted. For each absence, a student must submit a written summary of what was learned in class.

Accelerated schedule. Class meets for 75 minutes once a week for 10 weeks followed by an in-class final on the 11th class.

**Last Updated Fall 2018*

622B. Crim. Pro: Adjudication

LAW 622B. Criminal Procedure: Adjudication

Class Number: 5115

Credits: 3 hours

Instructor(s): Prof. Levine, Kay

Prerequisite: Criminal Law

Grading Criteria: Attendance, Participation, 6-8 Page Paper, & Modified Open-Book Scheduled Final Exam.

Description: In contrast to a more conventional criminal procedure course, we will examine how lawyers and judges actually behave in the criminal courts throughout the United States. Topics include the doctrinal and practical dimensions of discovery, pre-trial detention, jury selection, prosecutorial charging and bargaining, ineffective assistance of counsel, double jeopardy, and speedy trial issues. Perhaps most importantly, we learn about the realities of our overburdened criminal justice system and discuss how prosecutors and defenders can operate within that system without sacrificing the rights of victims or defendants in the name of expediency.

Attendance Policy: This class has a strict attendance policy. Students can miss 3 classes without penalty; at the 4th absence, the grade will be reduced by 1/3 of a step. At the 7th absence, the student will be dropped from the rolls. Excused and unexcused absences are treated the same.

**Last Updated Fall 2018*

767. Cross-Examination

LAW 767, 09A. Cross-Examination Techniques

Class Number: 5116

Credits: 3 hours

Instructor(s): Prof. Costa, Jason

Prerequisite: Evidence (concurrently ok)

Grading Criteria: Participation, Attendance, Coursework, & Final Presentation

Description: This course is designed to conduct an exhaustive exploration of the science and art of cross-examination with extensive in-class exploration and performance of advanced cross-examination techniques. In addition to performance, students will critique and analyze the cross-examinations of their peers and example cross-examinations from high-profile cases.

Attendance Policy: Because of the experiential nature of this course, attendance, punctuality, and participation are required for all class meetings and activities. Excessive absences will result in a grade reduction.

**Last Updated Fall 2015*

897. Directed Research

LAW 897. Directed Research

Class Number: Varies

Credits: 1-2 hours

Instructor(s): Multiple (Adjunct & Assistant Professors must have full-time professors co-sponsor)

Prerequisite: None

Grading Criteria: Based on supervising faculty's evaluations of Paper

Description: 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 Students-Only web page »
(<https://secure.web.emory.edu/law/user-secure/students-only.html>)

659M. DD: Comm'l Lend. Trans. (EL)

LAW 659M, 04A. Doing Deals: Commercial Lending Transactions

Class Number: 4935

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Gooch, Kevin

Prerequisite: Business Associations, Contract Drafting (concurrently NOT okay), and Deal Skills (concurrent okay)

Grading Criteria: Coursework

Selection: Transactional Certificate Students will receive an email informing them how/when to enroll. Non-transactional certificate students who meet the pre-reqs will be able to try to enroll during Open Enrollment.

Description: This course is designed to give the student an opportunity to (i) explore in depth a variety of secured transactions, recognizing the contrast to unsecured transactions, and the creditor's rights, remedies, and benefits thereunder, (ii) understand the nature and corresponding requirements of secured transactions, including knowledge of, and familiarity with applicable regulations, statutes and rules, and (iii) engage, as counsel, in the representation of secured creditor(s) or borrower(s) in an actual secured transaction from beginning to end throughout the semester.

**Last Updated Fall 2018*

659P. DD: Complex Restruct. (EL)

LAW 659P, 05A. Doing Deals: Complex Restructuring and Distressed Acquisitions in Chapter 11

Class Number: 4905

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Marsh, Gary

Prerequisite: Bankruptcy (concurrently okay) and Contract Drafting (concurrently NOT okay) Prerequisite. Students will complete some advanced exercises during the course.

Grading Criteria: Coursework

Enrollment: Transactional Certificate Students will receive an email informing them how/when to enroll. Non-transactional certificate students who meet the pre-reqs will have to wait until Open Enrollment.

Description: This course will take students down the path of a complicated corporate restructuring and/or sale. During class time, students will learn the key features of a modern corporate restructuring and distressed sale, using a hypothetical company for illustrations. Students will also be asked to prepare and present in class one or more summaries/presentations regarding hot topics in the bankruptcy and restructuring world. Outside of class, students will assume the roles of various parties to the restructuring, such as debtor, lenders, key suppliers, key customers, private equity sponsor, and the like. The students will be asked by their "clients" (the instructors) to negotiate transaction terms and to draft definitive documents for various parts of the restructuring. The students will also be asked to prepare various bankruptcy-related transactional documents and pleadings, leading to a contested, bankruptcy court sale of the hypothetical company at the end of the course. Students will be assessed based on: Participation (10-20%), In-class Presentations (20-30%), Out-of-class Projects (transaction documents, memos, legal briefs, etc.) (20-30%), Final Pleadings and Argument for the sale hearing (20-30%).

**Last Updated Fall 2018*

659A. DD: Contract Drafting (EL)

LAW 659A. Doing Deals: Contract Drafting

Class Numbers: See OPUS for specific section numbers

Credits: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Payne, Sue; & Adjunct Professors

Prerequisite: Business Associations (concurrent okay)

Enrollment: Limited to 12 students per section (Only 9 seats available during initial registration period)

Grading Criteria: Coursework

Selection: Transactional Certificate Students have priority, any remaining seats will be made available during Open Enrollment.

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 be based on specific homework assignments and class participation.

**Last Updated Fall 2018*

659B. DD: Deal Skills (EL)

LAW 659B. Doing Deals: Deal Skills

Class Numbers: 04A- [4888](#); 04B- [4934](#); 04C- [4944](#); 04D- [5016](#)

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Koops, Katherine; Adjunct Professors

Prerequisite: Business Associations (concurrent NOT okay); Contract Drafting (concurrent NOT okay)

Enrollment: Limited to 12 students per section

Grading Criteria: Coursework

Selection: Transactional Certificate Students have priority, any remaining seats will be made available during Open Enrollment.

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. The course grade is based on homework, class participation, a negotiation project, and a comprehensive individual project.

**Last Updated Fall 2018*

659F. DD: General Counsel (EL)

LAW 659F, 06A. Doing Deals: General Counsel

Class Number: [4941](#)

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Notte, Gregg

Prerequisite: Business Associations (concurrently NOT okay), Contract Drafting (concurrently NOT okay), and Deal Skills (concurrently okay).

Grading Criteria: Coursework

Selection: Transactional Certificate Students will receive an email informing them how/when to enroll. Non-transactional certificate students who meet the pre-reqs may try to enroll during Open Enrollment.

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.

**Last Updated Fall 2018*

659I. DD: Int'l Capital Trans. (EL)

LAW 659I, 001. Doing Deals: International Capital Transactions

Class Number: 5062

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Smith, Nate

Prerequisite: Business Associations (concurrent NOT okay); Contract Drafting (concurrent NOT okay); Deal Skills (concurrent ok). Recommended Prerequisites/Co-requisites: Securities Regulation & Corporate Finance.

Enrollment: Limited to 12 Students

Grading Criteria: Coursework

Selection: Transactional Certificate Students will receive an email informing them how/when to enroll. Non-transactional certificate students who meet the pre-reqs may try to enroll during Open Enrollment.

Description: This course simulates the work that would be done by a law firm associate raising capital in a large international transaction. Topics will include associate etiquette and success skills; deal structuring; U.S. federal securities law registration requirements and exemptions (with a focus on Rule 144A and Regulation S); due diligence; the purpose and content of various sections of an Offering Memorandum; provisions of the securities purchase agreement; addressing aspects of local law in foreign jurisdictions; comfort letters; opinion practice; the closing process; and ethics and professionalism issues relating to international deals. Student performance will be assessed based on class participation, in-class exercises, written homework assignments and a final project.

**Last Updated Fall 2018*

659N. DD: IP Transactions (EL)

LAW 659N, 04A. Doing Deals: Intellectual Property Transactions

Class Number: 4920

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Lytle-Perry, Courtney

Prerequisite: Contract Drafting (concurrently NOT okay) and Deal Skills (Deal Skills concurrently ok)

Grading Criteria: Exercises, Class Participation, & Final Paper/Presentation

Selection: Transactional Students will receive an email informing them how/when to enroll. Non-transactional certificate students who meet the pre-reqs may try to enroll during Open Enrollment.

Description: This course is designed to offer students with an interest in intellectual property the opportunity to explore a limited number of current and cutting-edge intellectual property topics in depth and to experience first-hand how these legal concepts would manifest in a transactional practice setting. Students will complete a variety of in-class and homework assignments typical of those encountered in a transactional IP practice, from contract negotiation and drafting to strategic analysis and client interaction. - The course is intended for students with an interest in this subject area; no specific prior IP courses are required, but if a student has not taken any other IP offerings, please contact the instructor for suggestions of materials to review over the summer. Grading is a combination of small projects, class participation, and a final paper/presentation. There is no exam. Students taking this course as a Capstone Course will complete some additional requirements over the course of the semester. Due to the nature of this course, regular attendance is mandatory!

**Last Updated Fall 2018*

659D. DD: Private Equity (EL)

LAW 659D, 04A. Doing Deals: Private Equity

Class Number: 4897

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Profs. Crowley, Kevin & Furman, Kathryn

Prerequisite: Business Associations (concurrently NOT okay), Contract Drafting (concurrently NOT okay), Deal Skills (concurrently okay). Recommended Prerequisites/Corequisites: Corporate Finance, Accounting in Action or Analytical Methods.

Grading Criteria: Several group and individual assignments; Mid-term; & Scheduled Final Exam

Selection: Transactional Certificate Students will receive an email informing them how/when to enroll. Non-transactional certificate students who meet the pre-reqs may try to enroll during Open Enrollment.

Description: The course is designed as a workshop in which law students and business students will work together to structure and negotiate varying aspects of a private equity deal, from the initial term sheet stages, through execution of the purchase agreement, to completion of the financing and closing. Private equity deals that are economically justified, sometimes fail in the transaction negotiation and documentation phase. This course will seek to provide students with the tools necessary to tackle and resolve difficult deal issues and complete successful deals. Students will be divided into teams of lawyers and business people to review, consider and negotiate actual transaction documents. The issues presented will include often-contested key economic and legal deal terms, as well as common ethical dilemmas.

**Last Updated Fall 2018*

808. Domestic Violence

LAW 808. The U.S. Legal System's Response to Domestic Violence

Class Number: 5126

Credits: 2 hours

Instructor(s): Prof. Stolarski, Jennifer

Prerequisite: Evidence (concurrently ok)

Grading Criteria: Attendance, Meritorious Class Participation, 3 Reflection Essays; Modified Open-book Take-Home Final Exam

Description: This course will examine the evolution of laws and policies addressing domestic violence and how the justice system in the U.S. responds to this complex legal and social problem. While the course will lean more heavily towards criminal law, it will also explore some key areas of civil law that impact a survivor's ability to safely end an abusive relationship. Topics may include but are not limited to: the dynamics of abuse; how the experience of abuse and the legal system's response to it are shaped by cross-cultural factors; the impact of domestic violence on children and the use of children as witnesses; civil protective orders, divorce and child custody; housing, employment and immigration issues; criminal charging decisions and evidence-based prosecution techniques; the use of expert witnesses; and victims who are charged as criminal defendants. This will be an interactive course with classroom discussions, guest speakers and opportunities for skill-based exercises to reinforce key points of learning. Materials and discussions will draw from legal, sociological, and public policy lenses. Though students with an interest in criminal and family law will be particularly interested in these topics, the course is designed to equip students with a broad base of knowledge needed to identify, evaluate and responsibly respond to the issues of domestic violence that they are likely to encounter as practicing lawyers, regardless of the area of specialty they may choose to enter.

Attendance Policy and Class Participation: Consistent attendance and meritorious class participation are required and count towards the final grade. Students are allowed to miss two classes over the course of the semester (whether excused or unexcused) without penalty. Additional absences will lead to a grade reduction of one-third step. If a student misses more than seven classes during the semester, the student will be dropped from the class.

To provide some real-life perspective on matters discussed in class, students will, based on their own selections, observe a session of DV Court or go on a police ride-a-long.

**Last Updated Fall 2018*

745. DUI Trials

LAW 745. DUI Trials

Class Number: 4952

Credits: 3 hours

Instructor(s): Prof. Tatum, Melissa

Prerequisite: Evidence & Trial Techniques

Enrollment: Limited to 12 Students!

Grading Criteria: Participation and Final Trial Simulation

Description: One of the most complicated and technical cases to try in criminal law is a DUI charge. Learning how to present or defend a DUI can equip a new litigator with techniques that will benefit students seeking practice in all areas of criminal litigation. Students will review DUI statutes and case law and prepare case files for motions and trial. Opening statements, direct and cross-examinations, and closing argument will be discussed and practiced. The introduction of scientific evidence, expert testimony, and preparing your witness for trial will be explored. Motions will be prepared and decided. Students will prepare and present their final case in a trial setting at the end of the semester.

**Last Updated Fall 2017*

879L. eDiscovery

LAW 879L. E-Discovery & Litigation Technology

Accelerated Course (Check OPUS for dates)

Class Number: 5035

Credits: 1 hour

Instructor(s): Prof. Grounds, Alison

Prerequisite: None

Grading Criteria: Participation, Attendance, & Coursework

Description: eDiscovery & Legal Technology is a Pass/Fall Course based on attendance, participation & assignments. A practical course focusing on all phases of eDiscovery in litigation or investigations including applicable legal standards and technical tools/processes for preservation, identification, analysis, and production of electronically stored information (ESI). Taught by eDiscovery partner and guest lecture experts in the field. Hands-on coursework including drafting discovery documents, using Relativity software, and conducting a 26(f) meet and confer.

Attendance Policy: Must attend the required number of classes to pass.

Special outside speakers including technologists, practicing attorneys and clients with expertise in eDiscovery and technology. May have unique meetings patters depending on availability.

**Last Updated Fall 2018*

662. Education Law

LAW 662, 04A. Education Law & Policy

Class Number: 5037

Credits: 2 Hours

Instructor(s): Prof. Waldman, Randee

Prerequisite: None

Grading Criteria: Participation, Presentations, & Papers

Description: This course will survey constitutional, statutory and policy issues affecting children in our public elementary and secondary schools. An emphasis will be placed on issues that impact the children most at risk for educational failure and that contribute to the school-to-prison pipeline. Topics will include the right to an education, school discipline, special education, alternative educational programs, No Child Left Behind and high-stakes testing, the Every Student Succeeds Act, the rights of homeless youth and youth in foster care, and laws designed to address bullying in our schools.

Attendance and class participation count for 15% of the final grade.

**Last Updated Fall 2018*

669X. Employment Discr. Lab

LAW 669X, 06A. Employment Discrimination Lab

Class Number: 4904

Credit: 1 Hour

Instructor(s): Prof. Shultz, Chad

Prerequisite: Employment Discrimination

Grading Criteria: Participation, Attendance, & Written work.

Enrollment: Limited to 8 students! JD Students Preferred.

Description: Employment Discrimination Lab consists of participation in class and 3 written assignments. The class walks a student through the handling of a discrimination case from meeting the mock client(s), writing a demand letter or We have a small class so each student can fully participate in all activities, e.g. taking a deposition, arguing a motion, and participating in a jury trial.

We meet every other week from 6:15 to 8:15 PM. We meet 7 times, so Attendance is expected! The last class is a jury trial. The class is very interactive and practical. responding, discussing discovery, taking a deposition, writing a summary judgment brief or responding, and participating in a mock jury trial.

**Last Updated Fall 2018*

697. Environ. Advocacy W/S

LAW 697, 04A. Environmental Advocacy Workshop

COURSE REQUIRED FOR ALL STUDENTS ENROLLED IN THE TURNER ENVIRONMENTAL LAW CLINIC. THIS COURSE DOES NOT MEET THE WRITING REQUIREMENT.

Class Number: 4884

Credits: 2 hours

Instructor(s): Prof. Goldstein, Mindy & Prof. Horder, Rick

Prerequisite: None

Grading Criteria: Writing Assignments, Simulations, & Classroom Participation

Description: The Environmental Advocacy workshop will include reading assignments, written exercises, seminar-like discussion, and simulations with an emphasis on legal practice. The course will develop students' abilities to function as successful environmental advocates in the context of client interviews, administrative proceedings, negotiations, and litigation. Other issues covered include advocating environmental protection.

Attendance: Students are expected to attend class and actively participate. Unexcused absences make it difficult for a student to participate in class and may be reflected in their classroom participation grade.

**Last Updated Fall 2018*

620. EU Law I

LAW 620. European Union Law I: Constitutional and Institutional Issues**Class Number:** 4980**Credits:** 3 Hours**Instructor(s):** Prof. Mickevicius, Henrikas & Prof. Tulibacka, Magdalena**Prerequisite:** None**Grading Criteria:** Open-book Scheduled Final Exam (60%), Participation (30%), & Attendance (10%)

Description: The European Union – the world's largest economy and trading block – is an important source of unique policies and legal norms. These policies and norms are affecting trade and investment relationships globally. The overlapping geopolitical concerns and shared values make the European Union one of the United States' most important partners economically, politically, and socially. U.S. lawyers, public servants, and activists are consequently being called upon to engage with (and understand) European legal principles and practices to an ever-growing degree. With this in mind, the course will examine the theoretical fundamentals of the EU legal system and their practical applications, with the particular emphasis on the differences and commonalities with the U.S. system. We will begin by reviewing the history of the European Communities and the genesis of the European Union. This will be followed by an analysis of the constitutional framework of the EU, including its political and legal nature, its aims and guiding values, membership, and the division of powers between the EU and the Member States. The institutional makeup and the allocation of powers across the major institutions, sources, and forms of EU law and lawmaking will be examined. We will also cover developments in the protection of fundamental rights, EU citizenship and the structure and role of the EU judicial system. Building on the latter, we will then turn to the EU common market and examine the main principles governing the free flow of goods, services, establishments, capital and persons within the EU. We will conclude with the Union's model of judicial review and the complex interaction between the EU and national legal systems in enforcing EU law.

Classes will combine lectures and interactive sessions where students will explore the case law of the Court of Justice of the European Union and national courts of the EU Member States, analyze hypothetical cases, solve problems, and assess relevant political and legal developments.

ATTENDANCE IS COMPULSORY**Last Updated Fall 2018***632X. Evidence****LAW 632X. Evidence**2 Sections:Law 632X, 12A; **Class Number:** 4921Law 632X, 13A; **Class Number:** 4953**Credits:** 3 hours**Instructor(s):** Prof. Seaman, Julie & Prof. Zwier, Paul**Prerequisite:** None**Grading Criteria:** Scheduled Final Exam

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

**Last Updated Fall 2017*

632C. Expert Witness

LAW 632C. Expert Witness Examination

Class Number: 5118

Credits: 2 hours

Instructor(s): Prof. Sheffield, Jason

Prerequisite: Evidence

Grading Criteria: Participation, Written Brief, & Improvement of Witness Examinations.

Description: This course is designed to teach the preparation, research, ethical considerations, and trial techniques necessary in order to effectively present expert witnesses in a criminal case. Although the focus will be on criminal cases, the skills taught in this class will also apply to civil cases. Most of the classes will involve the students conducting direct and cross-examinations of expert witnesses. Designed in a case-simulation format, the course will enable the students to develop substantive knowledge of criminal law and procedures, develop case theory and expert witness testimony, write and present a Daubert motion, and finally, conduct full direct and cross-examinations of experts. The course will also develop students' aptitude with the advocacy techniques necessary to prosecute or defend criminal cases. Students will have multiple opportunities to perform in class and will receive extensive individual feedback from experienced lawyers.

**Last Updated Fall 2015*

870. Externship Program (EL)

LAW 870. Externship Program

Class Number: Multiple- See OPUS

Credits: Varies (Experiential Learning Approved)

Instructor(s): Multiple

Selection: Application process submitted to Prof. Shalf, Sarah

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, law.emory.edu/externships (<http://law.emory.edu/externships>), 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, **practicum**, or externship in a single semester without the prior approval of the directors of both programs.

**Last Updated Fall 2017*

643. Family Law II

LAW 643, 12A. Family Law II

Class Number: 4942

Credits: 3 hours

Instructor(s): Prof. Carter, Melissa

Prerequisite: None

Grading Criteria: Participation, Attendance, & Scheduled Final Exam

Description: Family Law II examines the legal constructs and social contexts that have informed the contemporary understanding of who can be a family and on what terms. Students will engage with the policies and laws that influence the modern definition of families, including the role of the state, parentage realities post-marriage equality, family creation through adoption and assisted reproductive technologies, and children's rights in a variety of circumstances.

**Last Updated Fall 2018*

626. Federal Indian Law

LAW 626. Federal Indian Law

Class Number: 5004

Credits: 3 hours

Instructor(s): Prof. Saunooke, Robert

Prerequisite: None

Grading Criteria: Participation, Attendance, & Paper

Description: This course offers an overview of 1. Federal Indian Law and Policy; 2. Examination of the history, interaction, and development of federal and state law as applied to Native Americans, including policy and cases as well as personal experiences of the course instructor.; 3. The Course is graded primarily on the paper presented at the end of the semester but participation and attendance, including a trip to Cherokee, NC to visit the Cherokee Tribal Court also impacts the grade.; and 4. Attendance may impact the grade if a student attends less than 80% of the lectures.

With over 30 years of experience representing Tribal members and Tribal governments, the class offers more than simply read and review of the course material. Examination of complex legal issues impacting jurisdiction, criminal law, family law, environmental law and other areas from the perspective of the Native American. The opportunity to visit a Tribal court and examine how it operates including interviews with attorneys and judges within the reservation. Issues from racial considerations to the impact of Indian gaming are explored through a variety of media. A unique opportunity to learn and understand first nations and their impact on our current judicial system.

**Last Updated Fall 2018*

680. Food & Drug Law

LAW 680, 04A. Food & Drug Law

Class Number: 4943

Credits: 3 hours

Instructor(s): Prof. Kitchens, Bill

Prerequisite: None

Grading Criteria: Participation, Attendance, & Scheduled Final Exam

Description: Food and drug law involves the statutory and regulatory framework governing the development and marketing of food, drugs, medical devices, biologics, tobacco products, and cosmetics. This introductory course serves as a starting point for understanding how the U.S. Food and Drug Administration attempts both to protect the public health and foster our national desire and need for innovation in science, the safety and effectiveness of drugs, biologics, and medical devices, and the safety of our food supply. In particular, the course will study how FDA and the courts have enforced and interpreted the Federal Food, Drug and Cosmetic Act to implement a regulatory system for a wide range of products that affect our daily lives. Dialogue and questions on how food and drug law has confronted and adapted to scientific and technological progress, public health challenges, constitutional controversies, and policy-based perspectives will be encouraged. Additionally, the course covers such contemporary issues as food safety; balancing the benefits and risks of certain drugs, devices and biological products and how best to communicate that information to healthcare professionals and consumers; expediting approval of drugs designed for life-threatening diseases; clinical trials for experimental products; and regulation of biotechnology, such as tissue engineering and gene therapy. Other specific topics include: government enforcement actions, regulation of food labeling and sanitation; regulation of dietary supplements; administrative rulemaking; advertising and promotion controls; preemption of state laws; and strategies for handling government investigations and enforcement actions.

Participation Policy: I expect students to attend class regularly and to be prepared for each class. Preparation involves reading the assigned material, thinking about it, relating it to what you already know, and anticipating issues that will arise in class discussions. My expectation for your being "present and prepared" does not imply that I expect you to be "present and brilliant" on all occasions. If you stumble over the answer to a question, I will NOT deem you unprepared unless your response demonstrates that you simply have not done the assigned reading. Although your final exam is graded anonymously, class participation may be a factor in the determination of your final grade. Intelligent and valuable class participation may result in a higher grade (e.g. B to B+). Examples of poor class participation are limited engagement in class discussions or absence from more than 25% of the course classes without a reasonable justification. Poor class participation may result in a one increment decrease in your grade if your grade on the final examination is on the borderline.

A detailed course syllabus and class schedule, including the assigned reading for each class, will be provided at the beginning of the semester. At times we may depart from this schedule to consider relevant topical issues (e.g., new ways FDA can strengthen its oversight of opioids) or realignment of our priorities.

**Last Updated Fall 2018*

650. Franchise Law

Law 650, 04A. Franchise Law

Class Number: 4893

Credits: 2 hours

Instructor(s): Prof. Aronson, Mort

Prerequisite: None

Grading Criteria: Attendance, Team Presentations, & Scheduled Final Exam

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 oral and written presentation that will account for 20% of their grade.

Note if a student misses more than 2 classes without the professor's permission, you will fail or be withdrawn from the course.

**Last Updated Fall 2018.*

640X. Fund. of Income Taxation

LAW 640X. Fundamentals of Income Taxation

Class Number: 4961

Credits: 3 hours

Instructor(s): Prof. Pennell, Jeff

Prerequisite: None

Grading Criteria: Midterm & Scheduled Final Exam

Description: Introductory study of the general structure of the federal income tax; nature of gross income, exclusions, and deductions; the income tax consequences of property transactions; the nature of capital gains and losses; basis and non-recognition. Regular attendance and satisfactory participation as "class expert" are essential to receiving a passing grade.

**Last Updated Fall 2018*

890. Fund. of Innovation I (EL)

LAW 890, 04A. Fundamentals of Innovation I

OPEN TO TI:GERSTUDENTS ONLY. PROFESSOR PERMISSION REQUIRED!

ClassNumber: 4891

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Morris, Nicole

Prerequisite: None

Grading Criteria: Group projects, Participation, & Deliverables

Description: Fundamentals of Innovation I is the first of a 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.

Attendance Policy - We have an attendance sheet where we record attendance.

This course is a part of a cross-institutional program and we have students from Georgia Tech who will take this course. Therefore, we will need to course to start at 6pm.

**Last Updated Fall 2018*

736B. Global Public Health Law

LAW 736B. Global Public Health Law

Class Number: 4987

Credits: 2 Hours

Instructor(s): Prof. Brady, Rita-Marie JD, MPH

Prerequisite: None, but International Law & Public Health Law are encouraged.

Grading Criteria: Participation & Final Paper

Description: Global Public Health Law will use foundational legal principles of international and domestic law as well as international regulatory frameworks, guidelines, and their respective actors and apply them to global public health issues. This will be accomplished using interactive case studies and simulations that require multi-disciplinary classroom interaction, skill sets, source materials, and perspectives. Specific topics of focus may include: environmental health, public health emergencies, human rights and health, infectious disease, and tobacco control. Guest speakers/presenters will provide insights from their respective disciplines to allow for perspective on current global public health issues and the unique legal challenges they present.

Class may be taken Pass/Fail or graded. The final course grade is based largely on a paper researched over the semester (80%).

Attendance Policy: Note: 20% of the student's grade will be based on class participation which includes: regular attendance (missing three or more classes would constitute irregular attendance); in-class case studies/simulations (students are expected to notify the instructor if they will be absent on the case study days identified in the syllabus).

**Last Updated Fall 2018*

657D. Health Law Rsch. (EL)

LAW 657D. Health Law Research**Class Number:** 5119**Credits:** 1 hour (Experiential Learning Approved) Accelerated Class- 1st 7 weeks**Instructor(s):** Prof. Glon, Christina**Prerequisite:** None**Grading Criteria:** Participation, Attendance, & Final Project

Description: Health Law Research is a practical, skills-based course designed to provide students with a firm understanding of the fundamental structure of the legislation and regulations that govern health law and to develop skills for finding and using those sources. Attention will also be paid to secondary sources, understanding the structure of medical literature, and practical tips for new health law attorneys.

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 Fall 2018*

690B. Human Rts. Advocacy (EL)**LAW 690B. Human Rights Advocacy****Class Number:** 5013**Credits:** 3 hours (Experiential Learning Approved)**Instructor(s):** Prof. Ludsin, Hallie

Prerequisite: Int'l Human Rights or International Law Course (Courses taken in under-grad ok, but must verify you meet before attempting to enroll, those who do not and try to enroll will be subsequently dropped)

Grading Criteria: Participation, Coursework, 2 Drafts of Paper, & Final Paper (25-30 pages).

Enrollment: Limited to 4 students only!

Description: Human Rights Advocacy Course Description: Human rights organizations and human rights lawyers play essential roles in protecting and promoting human rights, the rule of law and democracy, both at home and abroad. They expose injustices and demand accountability for them; they pressure governments to fulfill their democratic and human rights obligations, and they help the voiceless reclaim their voice. This course is designed to build the skills of the budding human rights lawyer to achieve these goals. It will start with a brief overview of international human rights law and then will be divided between lectures focusing on skills development, examining the anatomy of a human rights campaign, and highlighting the ethical dilemmas and barriers to change human rights lawyers regularly face. To reinforce these lessons, each student will be assigned a research project on an issue supplied by human rights organizations from across the globe. Past participating organizations included Human Rights Watch, the Southern Poverty Law Center, the Women's Law Centre (South Africa) and The Carter Center.

The course is 3 credits and is limited to 8 students. It will require either several short written projects or one larger research report for an organization (35%), including a first and second draft (15% and 20%, respectively), along with an annotated outline (15%) and a draft introduction (5%). Class participation counts for 5% of the grade.

Attendance is mandatory except with prior permission from the professor. Each unexcused absence will result in a deduction of 2% of the student's grade.

Depending on project needs, students will receive special training. Last year's special training for the whole class included how to interview persons affected by human rights violations and how to right narrative non-fiction to aid advocacy work.

**Last Updated Fall 2018*

731. Immigration

LAW 731. Immigration Law

Class Number: 4996

Credits: 2 hours

Instructor(s): Prof. Kuck, Charles

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 the issues of undocumented immigration and national security. We will also analyze the impact of immigration in other areas, including employment, criminal law, family unification, international human rights law, and discrimination.

**Last Updated Fall 2017*

609L. Int'l Comm'l Arbitration

LAW 609L. International Commercial Arbitration

Class Number: 4956

Credits: 3 hours

Instructor(s): Prof. Reetz, Ryan

Prerequisite: None

Grading Criteria: Joint Class Exercises & Scheduled Final Exam

Description: A consideration of arbitration as a dispute resolution process in the domain of international commerce. Analyzes the composition and the jurisdiction of arbitral tribunals, the procedure followed by arbitrators, effective advocacy in the arbitral context, recognition, and enforcement of foreign arbitral awards, and other related issues. In order to understand the arbitral process, the class will examine numerous key stages of an arbitration from drafting the arbitration agreement (start) to enforcement of the award (finish). We will use a hypothetical case to explore the issues and other challenges that arbitrators and counsel must confront throughout the life of the process. This class will be very hands-on and practical. Participation is important and there will be role-playing. As international commercial arbitration cannot exist in a legal vacuum, we will also consider the legal framework that governs it in various civil law and common law countries.

Attendance policy: No separate policy in addition to the ABA standard requiring regular class attendance for course credit.

**Last Updated Fall 2018*

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

LAW 690A. International Human Rights Law Practicum

Class Number: 5060

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Mickevicius, Henrikas

Prerequisites/Co-requisites: International Human Rights Law (concurrent ok)

Grading Criteria: Substantive Projects & Short-term tasks via Assignments (70%) & Attendance/Participation (30%). No Final Exam

Enrollment: Enrollment is limited to 6 students and subject to instructor's approval, please email the professor at henrikas.mickevicius@emory.edu (mailto:henrikas.mickevicius@emory.edu). Candidates will need to demonstrate a serious commitment to human rights work and an ability to take initiative, work independently, and use discretion. Work on reports alleging Enforced Disappearances "EDs" is subject to a confidentiality agreement. Knowledge of an official U.N. language, other than English, is preferred.

Description: The International Human Rights Law Practicum offers students a one-of-a-kind experiential education opportunity to deepen their knowledge of international human rights law, policies and enforcement mechanisms. The Practicum allows students to act as junior lawyers in collaboration with and under the direct supervision of an Adjunct Professor Henrikas Mickevicius, who has over 35 years of experience in national and international law practice and is a member of the United Nations Working Group on Enforced or Involuntary Disappearances (WGEID). A signature element of the Practicum is support for the mandate of the WGEID.

Students will work on substantive projects and short-term tasks. Weekly 2-hour companion seminars, taught by Prof. Mickevicius, will familiarize them with the relevant legal frameworks—hard and soft law instruments, mechanisms, venues, procedures and case-law—and the skills they will need to employ to carry out practical assignments. Students will present and reflect on their findings and receive specific feedback from their instructor and classmates, to progress in their work. The instructional part of the seminar will be coordinated with professors teaching doctrinal human rights courses.

The Practicum accounts for a minimum of 150 work hours per semester, including mandatory weekly seminars, and assignments and projects. Assignments will constitute 70% of the final grade, and seminar attendance and participation 30%. There will be no final exam for this course.

Resources permitting, students may be invited to attend and present their work at the official WGEID sessions and occasionally to accompany the instructor to other events, such as presentations of WGEID work and thematic reports in international fora.

**Updated as of Fall 2018*

676C. IHL Clinic (EL)

LAW 676C, 02A. International Humanitarian Law Clinic

Class Number: 4879

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; or National Security Law, either may be taken concurrently

Grading Criteria: Clinic work, Participation, & Presentations

Enrollment: By application to the professor

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 Fall 2018*

732. Int'l Law

LAW 732, 10A. International Law

Class Number: 4900

Credit: 3 Hours

Instructor(s): Prof. Blank, Laurie

Prerequisite: None

Grading Criteria: Scheduled Final Exam.

Description: Introduction to the law, methodology, and institutions of modern public international law. Among the topics covered are the principles and sources of international law, adjudication and enforcement of international law, peaceful settlement of disputes, the law of statehood, sovereign and diplomatic immunity, treaties, the domestic application of international law, the law of international organizations, settlement of disputes, limits on the use of force, human rights, humanitarian law, and the law of the sea.

Attendance Policy: Regular attendance is required. Missing five classes without prior notification to the Instructor or genuine emergency will result in a reduction of one tier in the final grade (e.g. from A-minus to B plus). Additional unexcused absences will result in further reduction of the final grade.

**Last Updated Fall 2018*

639. Int'l Tax

Law 639. Introduction to International Tax

Class Number: 5121

Credits: 3 hours

Instructor(s): Prof. Harvel, Brian & Prof. Kaywood, Sam

Prerequisite: Federal Income Tax: Corporations highly recommended

Grading Criteria: Scheduled Final Exam

Description: Students will gain an introductory understanding of International Tax, which will include how and when a foreign person is subject to tax in the US, how and when a US person is subject to tax in the US on foreign income, and the impact of tax treaties and tax reform.

Attendance is not required but is encouraged.

**Last Updated Fall 2018*

631A. Internet Law

LAW 631A, 06A. Internet Law

Class Number: 4906

Credits: 2 hours

Instructor(s): Prof. Nodine, Larry

Prerequisite: Intellectual Property, Copyright, or Trademark strongly recommended as a significant portion of the class will employ these principles. Co-requisites okay.

Grading Criteria: Scheduled Final Exam

Description: In this course, we will cover jurisdiction over activities on the internet, Internet governance, enforceability of "click to proceed" contracts, domain name disputes, right to privacy, net neutrality and liability of intermediaries like ISPs and websites like eBay and Facebook. Interactive lecture format.

We occasionally invite guest speakers who have special expertise to address the class. For example, I am an arbitrator for domain name disputes administered by WIPO in Geneva. Several former students of this class have worked as case managers at WIPO and they have sometimes Skyped in to discuss their experience.

**Last Updated Fall 2018*

570A. IALS

LAW 570A, LLM. Introduction to the American Legal System

NOTE: OPEN ONLY TO FOREIGN-EDUCATED LLM STUDENTS & JM STUDENTS

2 Sections:

Class Number: 4963

Class Number: 4948 (Online Section- OJM Only)

Credits: 2 hours

Instructor(s): Prof. Mathews, Jennifer (Online Section) & Prof. Koster, Paul

Prerequisite: None

Grading Criteria: Take-home Final Exam

OJM Description: This course covers the Constitutional principles and governmental structures that shape the American legal system. It examines the structure of the U.S. judicial system and basic principles of legal reasoning. The course also incorporates a series of guest lectures in the primary areas of first-year legal study (contracts, torts, etc.).

LLM Description: This course covers the constitutional principles, history, and governmental structures that shape the American legal system. Designed for lawyers trained outside of the United States, the course introduces basic principles of federalism, common-law reasoning, and an overview of the primary areas of first-year legal study

**Last Updated Fall 2017*

670. Jurisprudence * cross-listed

LAW 670, 10A. Jurisprudence

Class Number: 5009

Credits: 3 hours *Cross-listed with Theology (ES 687) & Philosophy Department

Instructor(s): Prof. Terrell, Tim

Prerequisite: None

Grading Criteria: Mid-term Essay & Take-home Final Exam Essay

Description: This course is about normative disagreement: disputes about values and systems of values, and in the political realm, quarrels over rights and duties. But the course is not, as you might expect, about how to avoid or resolve discord and conflict, and thus bring us together in harmony around a shared sense of justice. Instead, it will celebrate our contentious spirit, demonstrating that controversies about how we should govern ourselves are in fact inevitable, unavoidable, and never-ending.

But this is not bad news. Disagreement is not, as most seem to assume, inexorably disagreeable. In fact, for lawyers, it should be appreciated, perhaps even celebrated, for fun and profit.

And this good news is not nearly as cynical as it might appear. Law itself, after all, is a monument to the inability of people to get along productively without limits and direction. But this course goes deeper, as it explores the next disconcerting step: What happens when we *also* disagree about the limits and directions *themselves* that are supposed to help us avoid disputes in the first place (and settle them once they arise), that is, when we disagree about the nature of legal guidance *itself*? In the toughest cases you will face, the dispute will actually go underneath traditional elements of law, like court decisions and statutes, to the values that give these sources authoritative life. Confronting those questions is indeed *advanced* legal reasoning, it requires a "philosophy of law", that somehow makes one legal argument stronger than another. That level of the legal game is "jurisprudence."

The course will consist of two overlapping pieces. The first will examine the foundations of legal reasoning in challenging, controversial circumstances (the focus will be on Terrell, *The Dimensions of Legal Reasoning*, Carolina Academic Press, 2016). Because those fundamentals inevitably involve normative values, the second part of the course will explore various philosophical perspectives within political and legal theory (e.g., John Stuart Mill, John Rawls, Ronald Dworkin, Robert Nozick, Drucilla Cornell, and others).

**Last Updated Fall 2018*

783. Jurisprudence Human Rts.

LAW 783. The Jurisprudence of Human Rights: Law, Morality, & Religion

Class Number: 5162

Credits: 3 hours

Instructor(s): Prof. Perry, Michael

Prerequisite: None

Grading Criteria: Participation & Take-home Final Exam

Description: The course will begin with a brief overview of the international human rights system. Then the course will proceed to address two sets of fundamental questions:

1. What exactly are "human rights"? What human rights are "moral" rights--and what human rights are "legal" rights?
2. What reason (or reasons) does one have--if indeed one has any reason--to take human rights seriously? A religious reason? But many are not religious believers. A nonreligious reason? What nonreligious reason?

**Last Updated Fall 2018*

699C. Juvenile Defender Clinic (EL)

LAW 699C. Juvenile Defender Clinic

Class Number: 4892

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Waldman, Randee

Prerequisite: Evidence is a co-requisite. Criminal procedure and kids in conflict with the law, juvenile law or family law 2 are strongly encouraged, and priority will be given to those students who have taken these courses.

Grading Criteria: Skills-based client representation

Description: The Juvenile Defender Clinic is an in-house legal clinic dedicated to providing holistic legal representation for children charged with delinquency and status offenses. Student attorneys represent clients in juvenile court and provide legal advocacy in school discipline, special education, and mental health matters when such advocacy is derivative of a client's juvenile court case.

Under the supervision of the clinic's director, student attorneys are responsible for handling all aspects of client representation. While in the clinic, JDC students will: establish an attorney-client relationship with their client(s); direct case strategy determinations; investigate allegations; interview witnesses; negotiate dispositions and plea agreements; prepare and litigate motions, and try cases.

Attendance Policy: Students must be present for all office hours and the weekly clinic meetings.

**Last Updated Fall 2018*

651. Labor Law

LAW 651. Labor Law

Class Number: 4957

Credits: 2 hours

Instructor(s): Prof. Wilson, Brent

Prerequisite: None

Grading Criteria: Attendance; Class Participation; & Scheduled Final Exam

Description: Focuses primarily on Representation Case and Unfair Labor Practice Case Rules, Procedures and Cases of the National Labor Relations Board and Federal Courts. Discussion of developments under the Obama NLRB and recent reversals and expected developments from the Trump NLRB. Historical matters regarding the Labor Movement in the U.S. Coverage also will include other matters such as union campaigns, collective bargaining negotiations and arbitration, and a brief comparison of the National Labor Relations Act and the NLRB to the Railway Labor Act and the National Mediation Board.

**Last Updated Fall 2018*

870K. Landlord-Tenant I (EL)

LAW 870K. Landlord-Tenant Mediation Practicum I

Class Number: 5141

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Powell, Bonnie

Prerequisite: None

Grading Criteria: Attendance, Participation, & Journals

Enrollment: Application process submitted thru Symplicity

Description: See Below, and note that this a year-long course, you will need to re-enroll in the Spring.

Landlord-Tenant Mediation Practicum students will mediate landlord/tenant disputes, including cases handled in the Magistrate and State courts; particularly small claim civil issues such as disputes between landlords and tenants. Assuming an agreement is reached during mediation, students will be responsible for drafting a detailed settlement agreement.

Students work under the supervision of an attorney mediating cases that deal with numerous issues of law within the court system. Prior to mediating, students will receive 28 hours of civil mediation training and will be registered as neutrals with the Georgia Office of Dispute Resolution (http://www.godr.org/index.php?option=com_contact&view=contact&id=2&Itemid=88).

Class and mediation sessions will be on Tuesdays and Thursdays from 8:45 am – 12:45 pm and 12:45 pm – 4:45 pm in the Fulton County Justice Center Tower, 185 Central Avenue, Courtroom 1B. Additional clinic hours will be available throughout the year at the DeKalb County Magistrate Court.

All students who receive and accept an offer to participate in the clinic must complete a criminal background check application within 30 days of accepting the offer. Students must pass the Georgia Office of Dispute Resolution criminal background check to participate in the clinic.

There will be **mandatory mediation training** in August. Exact dates will be confirmed by the end of April.

All students will receive a certificate of attendance upon completing the 28-hour general civil mediation training. Attendance is required for each day of training. If you are unable to complete training, please do not interview for or accept an offer from this clinic.

Your training, as well as your background check and registration with the Georgia Office of Dispute Resolution, will be paid for by the Fulton County ADR Board and will be active for a period of 15 months.

**Last Updated Fall 2018*

628A. Law & Econ.

LAW 628A. Law & Economics of Antitrust

Class Number: 5163

Credit: 3 Hours

Instructor: Prof. Volokh, Sasha

Prerequisite: None (Although a comfort level w/high school level Algebra is a big plus).

Grading Criteria: Several problem sets (quantitative problems and short essays) over the course of the semester; no final exam; nothing due after the last day of classes

Description: This course surveys the law and economics of antitrust, with a brief foray into regulated industries. We will cover competition, monopoly, oligopoly, public enterprises, penalties, market structure, empirical methods, vertical intrabrand restraints, horizontal mergers, dominant-firm exclusionary conduct, and concerted exclusionary conduct.

If you have some background in economics, so much the better. If you don't, don't worry: It's not required for this class. We'll learn all the economics we need to know on the fly. There will be plenty of math, but the math we'll be doing in class won't be highly technical. The most important thing will be to understand the intuition, understand some simple graphs, and do some basic algebra and numerical problems.

No attendance policy.

**Last Updated Fall 2018*

708. Law & Religion * cross-listed

LAW 708. Law and Religion: Theories, Methods, and Approaches

Class Number: 4991

Credits: 3 hours *Course is cross-listed with Candler School of Theology as ES 680.

Instructor(s): Prof. Allard, Silas

Prerequisite: None

Grading Criteria: Participation, Papers, & Final Project

Enrollment: 12 slots are reserved for Journal of Law and Religion students, and 5 slots are reserved for students cross-registered from Candler School of Theology.

Description: Interdisciplinary scholarship is often lauded for challenging assumptions, contributing new perspectives, and leading to groundbreaking new insights that would not be possible without crossing disciplinary borders. While there are certainly benefits to interdisciplinary scholarship, such approaches also pose a unique set of challenges. The success of interdisciplinary scholarship depends on the scholar's ability to communicate to audiences who often use different

nomenclature, evidence, and analytical methods. A failure to appreciate these challenges can lead to attempts at interdisciplinary scholarship that are reductive, one-sided, vague, or confused.

In this course, students will survey the interdisciplinary field of law and religion. The course will begin by discussing the nature of the field known as law and religion. What areas of inquiry constitute this field? What do we mean when we talk about “law” and “religion”? The course will then cover different substantive areas and methodological approaches by reading, analyzing, and critiquing examples of law and religion scholarship from leading scholars. Students will be asked to think about the choices that scholars make: What is the relationship of law and religion in this example of scholarship? What does the scholar draw on as evidence for her argument? How does the scholar construct his argument? How does the scholar think about law? How does the scholar think about religion? These and other questions will help students understand how different approaches function; what they can achieve; what they cannot achieve; and why a scholar would choose a certain approach. By the conclusion of the course, students will (1) understand the scope and subjects covered by the field of law and religion, (2) develop an understanding of different methodological approaches to the study of law and religion, and (3) be prepared to use different methodological approaches in their own writing. This course is recommended for students in advance of a significant writing project in law and religion, including a journal comment, major seminar paper, or thesis.

Class Attendance:

Regular class attendance is expected. A student may be absent from one class period without penalty. Further absences will reduce the student’s class participation grade by a full letter grade per absence. Class participation is 5% of the final grade. Excused absences are generally not given, so students should plan their absence accordingly. Chronic tardiness will also impact the student’s class participation grade.

**Last Updated Fall 2018*

715. Law & Unconscious Mind

LAW 715. Law & The Unconscious Mind

Class Number: 5127

Credits: 3 hours

Instructor(s): Prof. Duncan

Prerequisite: None

Grading Criteria: Scheduled Final Exam

Description: How can prison be irresistibly alluring, and what does this allure imply for the purposes of punishment? How does the character of the one-time criminal differ from that of the career offender? How does stealing gratify both the wish to be dependent and the wish to be “macho” and aggressive? Why are metaphors of soft, wet dirt (such as slime and scum) commonly used for criminals, and why is this usage not really as negative as it seems? Why might the world be a poorer place without criminals? These are some of the intriguing questions that will be explored in this class. In addition, the course provides a basic understanding of psychoanalysis, including infantile sexuality, the unconscious, and the defense mechanisms, such as denial, repression, undoing, and splitting. The class format will consist of lecture, discussion, movies, and (a few) games.

**Last Updated Fall 2014*

628B. Law, Sustainability, and Dev.

LAW 628B. Law, Sustainability, and Development**Class Number:** 5019**Credit:** 3 Hours**Instructor:** Prof. Samandari, Atieno**Prerequisite:** None**Grading Criteria:** Participation, Attendance, Reflections, & Take-home Final Exam

Description: This course examines the role of law and the legal system in economic and social development, with a focus on emerging markets and developing countries. It will explore how law, in its various forms, may bring about or impede development, however, defined, and how development may affect or change the legal system of the country concerned. International organizations, foreign aid agencies, and local and international nongovernmental organizations have become extraordinarily active in this field, spending hundreds of millions of dollars every year. The conceptions of development that underlie those efforts are diverse – development may be seen as growth or improvement in, among other things, income, education, health, and human rights. We will take a similarly expansive view of “law,” recognizing that in many contexts it blurs into politics, governance, and social custom. The course will seek to challenge conventional approaches to law and development and enhance the appreciation of the point of view of developing countries and marginalized communities regarding development.

The course will begin by interrogating the concept of ‘development’ and some of the problems that it encompasses. We will then explore the role of law and how/whether it may be used as an effective instrument for developing and implementing solutions to development problems. The course will cover a broad (but by no means exhaustive) set of issues in law and development and will take a critical perspective and include growing awareness of the importance of sustainability in development.

Attendance policy: Attendance is mandatory for all classes. Students are permitted two excused absences. Additional absences will negatively impact the student's final grade

**Last Updated Fall 2018*

747. Legal Prof.**LAW 747, 02A/02B. Legal Profession**2 Sections:**Class Number:** 4949 (Elliott) *Only JD students may take this section**Class Number:** 5111 (Koster) *Only JM/LLM students may take this section**Credits:** 3 hours**Instructor(s):** Prof. Elliott, James & Prof. Koster, Paul**Prerequisite:** None**Grading Criteria:** Participation, Attendance, Team Projects, & Scheduled Final Exam

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.

**Last Updated Fall 2018*

661. Natural Resources

LAW 661. Natural Resources Law

Class Number: 5122

Credits: 2 hours

Instructor(s): Prof. Robert, Gilbert

Prerequisite: None

Grading Criteria: Written Assignments & Participation

Description: Natural resource management presents extremely difficult and contentious issues of law and public policy. This courses will encourage discussion on these issues while providing an overview of relevant programs and laws that govern the use and protection of natural resource systems. Special attention will be given to wetlands and coastal regulation, transportation and water resource development, energy, and pollution control.

Attendance Policy: While there is no formal attendance policy, participation is part of the final grade. Students will find it difficult to participate if they are not in attendance.

**Last Updated Fall 2018*

656. Negotiations (EL)

LAW 656. Negotiations

3 Sections:

Law 656, 06A; **Class Number:** 4894 (Athans- Experiential Learning Approved)

Law 656, 06B; **Class Number:** 4895 (Eldridge- Experiential Learning Approved)

Law 656, 06C; **Class Number:** 5014 (Perry)

Credits: 2 hours

Instructor(s): Profs. Athans, Michael; (Lytle) Perry, Courtney; & Eldridge, David/Eileen Rumpfelt

Prerequisite: None

Note: THIS COURSE IS NOT OPEN TO STUDENTS WHO HAVE TAKEN ALTERNATIVE DISPUTE RESOLUTION OR BUSINESS SCHOOL NEGOTIATIONS!

Athans Grading Criteria: Attendance, Participation, Coursework, Journals, & Final Paper. No Exam

Athans Description: The Negotiations course is a skills training class to address negotiation theory and practice. The students participate in simulations every week after the first, and attendance is required, with one absence permitted without impacting the final grade. There are written submissions in the form of 2-page journals for each class and a final paper in the 10-12 page range.

There is a different topic every week, and students will try to implement the information learned that week to build on their negotiation and problem-solving strategy skills.

Eldridge GradingCriteria: Participation, attendance, and performance in negotiation simulations. In-Class Exam, during regularly scheduled class.

EldridgeDescription: The name of the course is "Negotiations". This course covers negotiation theory and strategy and provides weekly opportunities for participation in negotiation simulation exercises. The grading criteria for this course includes participation, attendance, and quality of performance in negotiation simulations. Due to the hands-on nature of this course, class attendance is mandatory: however, one absence is allowed (with prior notice to Professors if at all possible); any additional absences will result in a zero for that day's class participation grade.

The course is fun and informative, and let's you learn and practice negotiating skills so that you will be better prepared when your client's or employer's money is at stake.

Perry GradingCriteria: Ask Professor

Perry Description: Ask Professor

**Last Updated Fall 2018*

754. Patent law

LAW 754, 001. Patent Law

Class Number: 4994

Credits: 3 Hours

Instructor(s): Prof. Holbrook, Tim

Prerequisite: None

Grading Criteria: Participation, Quizzes, & Scheduled Final Exam

Description: This course begins with a discussion of the theoretical justifications for patents. It then explains the nature of the patent document itself. Next, the course will explore the core patentability requirements of patentable subject matter, utility, novelty, non-obviousness, and adequate disclosure. Included in this coverage are the new provisions under the America Invents Act. The course then shifts from validity to infringement, covering claim construction, infringement, limits on patent scope, and defenses. The course concludes with a discussion of remedies and an overview of post-issuance administrative proceedings at the USPTO

Attendance Policy: Class attendance and participation is vital to success in this class. Participation, both quantity and quality, will be a factor in determining the final grade. Students can be moved up one partial letter grade if their participation is outstanding (i.e. from an A- to an A). If a student is chronically unprepared or absent, he or she can be knocked down a partial letter grade (from B- to C+, for example). Students are expected to be prepared on the days they are up, or to have found a substitute for that day. For the purposes of class preparation, the class will be divided into three groups alphabetically. Thus, an individual student will be potentially called on once every three class sessions. Voluntary participation is, of course, welcomed and students receive full credit for voluntary contributions. If a student is not prepared on a day that his group is up, or if a student is going to be absent, then that student may swap responsibility for that day with another student before the class.

**Last Updated Fall 2018*

755. Pretrial Lit. (EL)

LAW 755, 06A. Pretrial Litigation**Class Number:** 4890**Credits:** 4 hours (Experiential Learning Approved)**Instructor(s):** Profs. Geary, Don; Bessen, Diane; Hydrick, Stacey; & Lott, Rhani**Prerequisite:** None**Grading Criteria:** Attendance, and Oral & Written Assignments.**Enrollment:** Third Years Students Only**Description:** This is a civil case litigation skills/simulation course. Students will work as two-person teams forming a law firm. Students will draft pleadings, draft written discovery, and conduct evidentiary and motions hearings.Course Outcomes:

- Students will integrate doctrine, theory, and skills by preparing for and conducting evidentiary and pretrial hearings. Students will have multiple opportunities for performance.
- Students will integrate doctrine, theory, and skills by preparing and conducting legal research and drafting pretrial motions.
- Students will formulate discovery requests in different ways in order to achieve specific results.
- Students will participate in self and peer evaluation of pretrial litigation methods and skills.
- Students will discuss the effects of legal ethics and standards of professionalism on pretrial practice.

Attendance is mandatory other than excused absences.

Course faculty members provide guidance and instruction in their roles as teachers, judges and senior partners, with students taking primary responsibility for client representation and strategic decisions with regard to case direction. Actors who are very familiar with their parts and who remain "in character" appear in some roles as parties and witnesses while students in the course serve alternately as counsel and witness in others. The cases culminate in major motion hearings. The faculty members present regular lectures and demonstrations about various aspects of pretrial practice which are presented hand-in-hand with the developing procedures and technology affecting the practice of law. Attendance is required for the lectures, but primarily the student teams work independently. Every student performance, written and oral, is observed, critiqued and graded by the faculty. There are no written examinations. There are submissions of written materials and use of technology through audio-visual presentations at motions hearings, etc. Students are graded on their class performances, written work product, and development as "practicing attorneys." Former students have described this course as a great source for practical experience with regard to client relations, litigation strategy, and discovery tactics -- all guided by esteemed faculty from the bench and practicing bar. Many students use their course case materials, experiences, and notes as a practice resource after they enter the practice of law. The course provides students an interesting and exciting window on the actual practice of law.

Last Updated Fall 2018*739. Roman Law****Law 739. Roman Law****Class Number:** 5123**Credits:** 2 hours**Instructor(s):** Prof. Domingo, Rafael**Prerequisite:** None

Grading Criteria: Participation & Paper

Description: In the thousand years between the Law of the Twelve Tables (451 BC) and Justinian's massive Corpus Iuris Civilis (530 AD), the Romans developed the most sophisticated and comprehensive secular legal system of antiquity. Roman law is still at the heart of the civil law tradition of the European Continent and some of its former colonies in the Americas, Asia, and Africa, and it was instrumental in the development of international law, the church's canon law, and the common law tradition. The Roman lawyers created new legal concepts, ideas, rules and mechanisms that are still applied in the most Western legal systems.

Specifically designed for American law students without a civil law or canon law background, this course introduces the Roman legal system in its social, political, and economic context. The course will cover the fundamental topics of private law (persons, property and inheritance, and obligations); the revival of Roman law in the Middle Ages; and the current impact of Roman law in the era of globalization. No knowledge of Roman history or of Latin is required, and all materials will be in English translation.

Attendance Policy: Regular and punctual class attendance is required. The 80% rule is applied. Attendance records will be based on sign-in sheets that will be circulated during each class.

Learning Outcomes: On successful completion of the course on Roman law students will be able to: (i) demonstrate basic understanding of the foundations of Roman law from a comparative perspective; (ii) analyze and critically evaluate Roman legal concepts and rules covered in the course; (iii) present arguments based on Roman law sources in a well-structured manner (iv) exhibit a working knowledge of Property law, the law of succession, and the law of obligations (contracts and delicts); and (v) analyze the techniques of the Roman law of litigation.

Final Examination:

1. The final examination for the course on Roman law will consist of an original research paper (i.e. expanded essay) or a written answer to any of the hypos we will discuss during the course. The title of the paper or the selection of the hypo must be approved by the instructor in advance.
2. The paper requires the writer to analyze a perspective or to argue a point. The paper should be about **4,000 words** long. It should contain: an abstract, a main text, and some concluding reflections. The style should be similar to that of an op-ed for the *New York Times*. The answer to one of the hypos should be about **2,000 words** long and should contain quotations related to the *Corpus iuris* or Roman legal sources.
3. The deadline for submission of the research paper or the answer to the selected hypo is **5:00 p.m., November 28, 2018**.

**Last Updated Fall 2018*

667A. Securities Enforcement**Law 667A. Securities: Enforcement Procedures & Issues**

Class Number: 5043

Credits: 2 hours

Instructor(s): Prof. Jospin, Walter & Prof. Lipson, Aaron.

Prerequisite: LAW500 (Business Associations); or LAW667 (Securities Regulation); or LAW673 (Securities: Brokers/Dealers); or LAW683 (White Collar Crime); or LAW875 (Advanced Issues in White Collar Crime).

Grading Criteria: Participation & Take-home Final Exam

Enrollment: Limited to 12 Students!

Description: This course will examine the enforcement of the federal securities laws from the perspectives of the U.S. Securities and Exchange Commission (“SEC”) staff, the Department of Justice, and defense counsel. An important focus of the course will be discussing the relevant statutes, regulations, case law, and other legal principles, and applying them to practical situations that arise in securities enforcement investigations. The required weekly reading will consist of securities enforcement cases, statutes, regulations, and other relevant documents. Given the highly evolving subject matter, many classes will include a short discussion of recent developments. As events occur during the semester, we may supplement or replace the reading materials described below with additional materials. We also will invite guest instructors with relevant government and private practice experience to address specific topics. Additionally, at points throughout the semester, we will have “practical” classes that will involve workshops in which students will be expected to demonstrate their understanding of the course material in simulated real-world settings.

Attendance Policy: As class will meet only once per week, absent exceptional circumstances, students may miss no more than two classes during the semester. Additionally, attendance at the first class is mandatory.

**Last Updated Fall 2018*

667. Securities Regulation

LAW 667: Securities Regulation

Class Number: 6211

Credit: 3 Hours

Instructor: Prof. Rosario, Sean

Prerequisite: Business Associations

Grading Criteria: Ask Prof.

Description: A study of federal and state regulation of the issue, distribution, and transfer of securities. Explores the availability of exemptions from registration and the duties of participants in these securities transactions to comply with anti-fraud regulations. Some time is spent on the growing literature appraising securities regulation.

**Last Updated Spring 2017*

752. Sp. Topics: African Feminism *cross-listed

LAW 752-CRSL. Special Topics: African Feminism(s), Gender, and Health Development

Class Number: 5461 *Cross-listed with Laney Graduate School WGS 385

Credits: 3 hours

Instructor(s): Prof. Fasanmi, Abidemi

Prerequisite: None

Grading Criteria: Participation, Presentation, Critical Reflection Paper, Weekly Response Essay Posts, and a Final Paper

Enrollment: Limited to 8 Students!

Description: This course examines women’s health in Africa through an interdisciplinary perspective. We will explore African feminism(s), using the concept of socialization as it pertains to gender and sexuality, culture, human rights & gender-based violence, health, empowerment, social justice and development in Africa. We will also examine the complexity of transnational

women's health programs with the aim of analyzing the gaps, the successes, and the pitfalls. We will examine women's bodies as objects of bio-political resistance especially with regard to sexual and reproductive health. Throughout the course, we will employ a comparative approach in bringing into conversation the differences, similarities, and paradoxes between western and African feminism(s) paying special attention to debates on sexuality and the status of women and girls in Africa and internationally. The course will, therefore, be an interactive one and students' engagement and feedback throughout the course will enhance our learning experience. We will also be drawing on complementary materials (media, news posts, books etc.) from a wide range of fields to examine the ways in which social, legal, economic and scientific constructions and intersections shape people's lives.

**Last Updated Fall 2018*

891. Sp. Topics I (EL)

LAW 891, 04A. Special Topics in Technology I

Note: OPEN TO TIGER STUDENTS ONLY. PROFESSOR PERMISSION REQUIRED.

Class Number: 4899

Credits: 3 Hours (Experiential Learning Approved)

Instructor(s): Prof. Morris, Nicole

Prerequisite: None

Grading Criteria: Participation, Attendance, & Papers

Description: Special Topics in Technology Commercialization I is a capstone course designed to acquaint students with many of the legal issues associated with starting a new business enterprise. The course will follow a traditional case law format with occasional guest speakers for content related to new ventures. Students will learn current case law that highlights the legal principles involving parties and situations facing startups. These include a choice of entity, financing arrangements, selection of a company name and trademark, protecting the intellectual property of the new company, supply chain management, business operational agreements.

Attendance Policy - Attendance sheet in Fall 2018

This course is open to Georgia Tech students so I need it to start at either 4:30pm or 6pm.

**Last Updated Fall 2018*

719. Trademarks

LAW 719, 001. Trademark Law

Class Number: 4997

Credits: 3 hours

Instructor(s): Prof. Bagley, Margo

Prerequisite: None

Grading Criteria: Scheduled Final Exam

Description: This course examines the law governing trademarks and other means of identifying products and services in the minds of consumers. Instruction primarily will focus on the federal statute governing trademarks and unfair competition, the Lanham Trademark Act of 1946, but students will learn about state laws and state law doctrines in the field as well. Topics include the protectability of marks, including words, symbols, and 'trade dress'; federal registration of marks; causes of action for infringement, dilution, and 'cybersquatting'; and defenses, including parodies protected by the First Amendment.

Attendance: Class attendance and preparation are both mandatory, and I reserve the right to take attendance, as well as quality of classroom participation, into account in assigning final grades for the semester. Any student missing more than four (4) 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.

**Last Updated Fall 2018*

724. Transitional Justice

LAW 724. Transitional Justice

Class Number: 5001

Credits: 3 hours

Instructor(s): Prof. Ludsin, Hallie

Prerequisite: None

Grading Criteria: 2 Short Paper (20% each of final grade) & Take-home Final exam (60% of final grade)

Description: This course explores the legal issues and real-life challenges in countries emerging from dictatorship, repression and armed conflict. Students will 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.

**Last Updated Fall 2018*

671A. Trial Practice W/S (EL)

LAW 671A. Trial Practice Workshop

2 Sections:

Class Number: 5112

Class Number: 5113 (Mock Trial Section)

Credits: 2 hours (Experiential Learning Approved)

Instructor(s): Prof. Norman, Justin; Prof. Lott, Rhani; ADA Gardner, Lindsay; ADA Hylton, Simone

Prerequisite: None, but Evidence recommended (concurrently ok).

Enrollment: Two Sections, the second section is reserved for Mock Trial Members and has a cap of 12-16 students, and the first section is open to everyone else but limited to 24 students.

Grading Criteria: Attendance/Participation, Trial Notebook, & Final Trial Assignment

Description: This course is meant to be a pre-cursor to Trial Techniques and is a more hands-on approach to concepts that will be discussed generally in Trial Techniques, for those who have already completed Trial Techniques, this course will focus more on various trial advocacy styles and techniques.

The course will cover the following areas: housekeeping matters, motions in limine, opening statements, direct and cross-examinations, how to object & respond to objections, the introduction of evidence, impeachment, and closing arguments.

You are presumed to have read each day's assignments before attending the lecture, but please note the readings are meant to supplement your understanding of the materials covered in class and the course will not be based on the textbook.

In this class, emphasis will be placed on the demonstration of techniques rather than substantive law. As is true for practicing trial attorneys, preparation and organization are the keys to success.

There will be a final trial but your grade will also be dependent on your performance and participation throughout the semester, and students will be expected to perform/act out a scenario when called upon.

Please note that for the final trial assignment: You are expected to be able to perform your opening statement and closing argument without reading them. In other words, NO NOTES. You will participate as an advocate, witness and possibly a juror.

At the end of this course, you should be able to accomplish three objectives:

- Understand the purpose and techniques involved in all components of a civil and/or criminal trial as evidenced by successfully trying a case at the end of this course;
- Exhibit a working knowledge of the Federal Rules of Evidence by demonstrating, in class, the ability to correctly and timely make and defend evidentiary objections during an opening statement, direct examination, cross-examination or closing argument; and
- Reveal an understanding of the Model Rules of Professional Conduct by conducting all aspects of a trial in a respectful, ethical manner on both the plaintiff/prosecution side as well as the defense side of a case.

Attendance Policy: Attendance/Participation is critical for success in this course as it only meets once a week, students expecting to receive a passing grade may miss no more than 2 classes.

**Last Updated Fall 2018*

674. T & E

LAW 674, 08A. Trusts and Estates

Class Number: 4878

Credits: 4 hours

Instructor(s): Prof. Pennell, Jeff

Prerequisite: Property

Grading Criteria: Midterm & Scheduled Final Exam

Description: Study of the law of intestate succession, limitations on testamentary powers, formalities necessary for executing or revoking wills and trusts, incorporation by reference and the doctrine of independent legal significance, problems of construction and interpretation of wills, trusts, and will substitutes, plus limited study of the use of future interests in trust and powers of appointment.

Regular attendance and satisfactory participation as "class expert" are essential to receiving a passing grade.

**Last Updated Fall 2018*

697C. Turner Clinic (EL)

LAW 697C. Turner Environmental Law Clinic

Class Number: 4901

Credits: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Goldstein, Mindy

Prerequisite: Environmental Advocacy (concurrently ok)

Grading Criteria: Legal work & Participation

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 city, state, region, and nation. The Clinic's students benefit and learn from immersion in these real-world complex environmental representations.

Attendance Policy: Students are required to work in the Clinic 150 hours/semester.

**Last Updated Fall 2018*

685A. Veterans Benefits

LAW 685A. Veterans Benefits Law

Class Number: 4958

Credits: 2 hours

Instructor(s): Prof. Early, Drew

Prerequisite: None, but Administrative Law is recommended

Grading Criteria: Class Participation (20%) & Scheduled Final Exam (80%)

Description: This course introduces students to the body of administrative law and associated rules that govern the administration of veterans' benefits, both through the Department of Veterans Affairs and the relevant courts. It teaches the law and procedure applicable to claims by veterans and their families at all stages of the Veterans Affairs (VA) adjudication process: initial fact-finding by VA regional offices, appellate claims to the Board of Veterans Appeals, and appellate review by the United States Court of Veterans Claims. In addition to instruction in relevant doctrine and policy exposure, students will engage in exercises directed to the basics of the disability rating process, to establishing the service connection to a disability, and to discharge review. Students will also be exposed to typical claims issues raised in veterans' cases handled by the Emory Law Volunteer Clinic for

Veterans. Law students interested in administrative law, personal injury, and civil litigation will benefit from this course, as will students interested in public service, who will be better prepared to serve as pro bono counsel to veterans in the future. This field will be one of growing importance, as the war in Afghanistan winds down and the military continues to shrink.

Attendance Policy: Mandatory attendance with one excused absence as 25% of the final grade is class participation.

Textbook: Veterans Law Cases and Theory by Prof James Ridgway of GMU (who is also the senior staff attorney at VA's Board of Veterans Appeals).

**Last Updated Fall 2018*

683X. White Collar W/S

LAW 683. White Collar Crime Workshop

Class Number: 5049

Credits: 1 hour

Instructor(s): Prof. Grubman, Scott

Prerequisite: Having taken or simultaneously taking either White Collar Crimes or (Constitutional) Criminal Procedure. There is no requirement that both be taken.

Grading Criteria: Classwork

Description: This course addresses the practical application of concepts learned in the White Collar Crimes course. During the workshop, students will be given information detailing allegations of a federal health care criminal case and Qui Tam action. Students will assess the case for possible violations of federal mail fraud, conspiracy, and false claim statutes. Students will draft a Qui Tam complaint, represent a party in the ensuing litigation (which will not involve a trial), and arrive at a resolution of the criminal case. The course will explore "true to life" aspects of federal criminal corporate litigation from both prosecution and defense perspectives.

**Last Updated Fall 2017*

SEM. 821: Corporate Governance

LAW 821. SEMINAR: Corporate Governance

Class Number: 5161

Credits: 3 hours

Instructor(s): Prof. Georgiev, George

Pre-Selection: <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)

Prerequisite: BA or an equivalent introductory course in corporate law

Grading Criteria: Participation, 3 Short Papers, & 1 Final Paper

Enrollment: Limited to those pre-selected, remaining seats will NOT be made available during Open Enrollment.

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.

Scheduling: Students should be available to present their papers (or serve as discussants of others' papers) during an all-day research symposium. This symposium will be held on Saturday, November 10, in lieu of several regularly scheduled class meetings at the end of the semester.

**Last Updated Fall 2018*

SEM. 810: Hate Speech

LAW 810. SEMINAR: Hate Speech & Free Speech

Class Number: 5124

Credits: 3 hours

Instructor(s): Prof. Seaman, Julie

Pre-Selection: <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)

Prerequisite: Constitutional Law

Grading Criteria: Paper

Enrollment: Limited to those preselected initially, any remaining seats will be made available during Open Enrollment.

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 Fall 2017*

SEM: 816. Int'l Patent Law

LAW 816. SEMINAR: International and Comparative Patent Law

Class Number: 5160

Credit: 3 Hours

Instructor(s): Prof. Bagley, Margo

Pre-selection: <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)

Prerequisite: IP Survey, or Patent Law, concurrent enrollment is permissible. Relevant patent experience may be deemed a substitute with permission from Professor Bagley

Grading Criteria: Participation, Coursework, & Final Paper

Enrollment: Must obtain Professor's permission to be enrolled.

Description: This course will provide an introduction to key aspects of U.S., international, and comparative patent law and the myriad policies at play in ongoing global patent harmonization conflicts. The value of patents is increasing in many areas while at the same time the scope of patent-eligible subject matter is in flux. We will explore the impact of these forces in the creation and implementation of international agreements concerning patents, such as the Paris Convention, Patent Cooperation Treaty, the Agreement on Trade-Related Aspects of Intellectual Property, and various bilateral agreements.

Against the backdrop of the U.S patent system, we also will consider the importance of regional patent systems such as the European Patent Convention, as well as features of other major patent players such as India, Japan, and China, and emerging issues on the continent of Africa. A discussion of current issues such as access to medicines, protection of traditional knowledge, multinational patent litigation, and the patenting of controversial inventions will be an integral part of the course.

Attendance: Class attendance and preparation are both mandatory, and I reserve the right to take attendance, as well as the quality of classroom participation, into account in assigning final grades for the semester. This course is a seminar which only meets once per week; thus 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.

**Last Updated Fall 2018*

SEM: 844. Judicial Behavior

LAW 844. SEMINAR: Judicial Behavior

Class Number: 5011

Credits: 3 hours

Instructor(s): Prof. Shepherd, Joanna

Pre-Selection: <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)

Prerequisite: None

Grading Criteria: Class Discussions & Final Paper

Enrollment: Limited to those pre-selected, remaining seats will NOT be made available during Open Enrollment.

Description: How do judges decide cases? Some argue that judges primarily rely on legal factors to make their decisions, while others contend that judges decide cases in order to advance their own policy preferences. More recent studies of judicial behavior have concluded that judges may also be influenced by an aversion to reversal, an attempt to reduce their workload, and efforts to stay on the bench or attain a promotion. An understanding of judicial behavior is critical in policy debates about judicial selection methods, recusal rules, campaign finance reform, removal standards, and many other procedural rules and institutional norms. It is also an important factor in predicting litigation outcomes. In this class, we will explore theories of judicial behavior, examine the empirical evidence about how judges decide cases, and discuss the policy implications arising from the evidence. While some experience with empirical analysis would be helpful, it is not required.

**Last Updated Fall 2018*

SEM: 830. Law & Policy**LAW 830. SEMINAR: The Law & Policy of Access to Essential Medicines****Class Number:** 5061**Credits:** 3 hours**Instructor(s):** Prof. Vertinsky, Liza**Pre-Selection:** <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)**Prerequisite:** None**Grading Criteria:** Participation, Class Exercises, Oral Presentation, & Final Seminar Research Paper**Enrollment:** Limited to those preselected initially, any remaining students will be made available during Open Enrollment.

Description: Medicines are an integral part of healthcare in the modern world. They save lives, promote health, and play critical roles in preventing and responding to epidemic diseases. Access to essential medicines is a hotly contested issue both within the U.S. and internationally. Law can be used as a tool to improve access, either directly through measures that require or facilitate provisions of essential medicines or indirectly through the creation of incentives for research and development of new medicines. Law can also serve as a barrier to access. This course examines the roles that law plays or could play, in accessing essential medicines. It will begin with an overview of the relevant legal framework and a study of the recommendations made by several recent United Nations reports focused on issues of access. It will then move to a series of topics and case studies that address different aspects of the access to medicines debate.

Attendance policy: Attendance: Class will begin and end on time. Attendance and preparation for class are required and your grade will reflect both. If you have to miss a class you must inform your professor in writing before the class you will miss. In the absence of special circumstances approved by the professor, you may not miss more than two classes during the semester.

Last Updated Fall 2018*SEM: 838. Products Liability****LAW 838. SEMINAR: Products Liability****Class Number:** 4960**Credits:** 3 hours**Instructor(s):** Prof. Vandall, Frank**Selection:** <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/> (<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)**Prerequisite:** Products Liability (recommended)**Grading Criteria:** Paper**Enrollment:** Limited to those preselected initially, any remaining seats will be made available during Open Enrollment.

Description: This seminar provides an opportunity for a student to write a paper on a developing aspect of products liability theory. Topics considered and materials will vary from year to year. The course in Products Liability is recommended, but not required.

**Last Updated Fall 2017*

SEM: 746A. Prof. Negligence

LAW 746A. SEMINAR: Professional Negligence

Class Number: 4959

Credits: 3 hours

Instructor(s): Prof. Partlett, David

Pre-Selection: <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)

Prerequisite: None

Grading Criteria: Paper

Enrollment: Limited to those preselected initially, any remaining seats will be made available during Open Enrollment.

Description: This seminar will explore the liability of professionals for negligent conduct. It will cover professionals such as physicians, psychologists, dentists, and others whose actions risk bodily injury. It will also cover those whose professional activities risk property and economic losses, such as engineers, architects, lawyers, and accountants. The legal field of focus is the liability in the borderland between torts and contracts. The seminar will also engage the form and structure of business torts that are neglected in the curriculum, yet loom large in commercial practice.

Particularly with respect of medical malpractice, compensation schemes to replace or supplement liability rules continue to be proposed. Their merits and demerits will be discussed. The seminar will also consider such fundamental issues as causation and remedies, where the liability of professionals is in question.

Materials will be distributed and discussion expected. Students will be required to prepare a paper that can be in satisfaction of the upper-level writing requirement. Students will orally present a final draft paper in class. This will form part of the final grade. In selection of the topic and in working through drafts, students will work closely with me.

**Last Updated Fall 2018*

SEM: 802. Tax Policy

LAW 802. SEMINAR: Tax Policy

Class Number: 5125

Credits: 3 hours

Instructor(s): Prof. Brown, Dorothy

Pre-Selection: <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)

Prerequisite: Federal Income Tax: Individual or Fundamentals of Income Taxation (concurrently ok).

Grading Criteria: Participation, Reflection Papers & Final Paper

Enrollment: Limited to those pre-selected, no Open Enrollment seats for this course

Description: The Tax Policy Seminar will analyze the role that tax policy plays in increasing the racial wealth gap in America. Attendance is required for each scheduled class. Throughout the semester, students will be responsible for submitting 1-2 page weekly reflection pieces, selecting a paper topic, submitting an introduction, and a draft paper. The final paper will be due at the end of the exam period. Class grades will be based upon the quality of class participation, completed assignments, and the final paper. The final paper can take the form of a law review-type paper or a white paper advocating for a policy change.

**Last Updated Fall 2018*

SEM: 823. The Family & the State

LAW 823, 001. SEMINAR: The Family, the State & Vulnerability

Class Number: 5000

Credits: 3 hours

Instructor(s): Prof. Dinner, Deborah

Pre-Selection: <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)

Prerequisites: None

Grading Criteria: Participation, Attendance, Weekly Critical Response Papers, Verbal Presentation, & Seminar Paper

Enrollment: Limited to those pre-selected, remaining seats will NOT be made available during Open Enrollment.

Description: This seminar investigates the historical relationship between family forms, the U.S. welfare state, and human vulnerability. The seminar takes as a starting point for analysis the concept of universal human vulnerability, which derives from both our biological nature and from our social relationships. The family has long served as a societal mechanism for managing individuals' vulnerability. Shifts in the nature of American capitalism, however, have at times undermined the capacity for families to serve this function. In the late nineteenth and first half of the twentieth centuries, a hybrid, public-private welfare state developed to respond to human vulnerability.

In the last half-century, this welfare state has both transformed and contracted. This seminar investigates how the dynamic U.S. welfare state both reflected and shaped family forms across historical periods. It examines the legal and political debates by which families made new demands on the welfare state and the ways in which employers, insurance companies, and local, state, and federal authorities responded. The seminar analyzes how ideas about gender, race, sexuality, and class intersected in the formation of welfare policy.

The seminar addresses both private family law—which is adjudicated in courts and affects mostly middle-class families—and public family law—which is created and enforced by administrative agencies and affects mostly poor families. Students participating in the seminar will gain a deeper historical understanding of the laws and social policies regulating contemporary American families.

Each week, there will be both assigned and recommended readings. The majority of the class will be responsible only for the assigned readings. Each student will be responsible for the recommended readings in addition to the assigned readings, once during the semester. That week, you will make a ten to a twelve-minute presentation describing and critiquing the arguments of the recommended readings and relating them to the week's overarching themes. The purpose of this structure is to enable everyone in the course to build a knowledge base broader than what individuals have time build on their own.

A second objective of the course is to improve students' writing skills. This seminar satisfies the law school's writing requirement. There will be both shorter response papers and a final writing assignment in the course.

**Last Updated Fall 2018*

SEM: 826. The Role of Patents

LAW 826. SEMINAR: Patents and their Role in Global Health & Development

Class Number: 5052

Credits: 3 hours

Instructor(s): Prof. Vertinsky, Liza

Pre-Selection: <https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>
(<https://emorylaw.wufoo.com/forms/lsr-fall-2018-seminar-preselection-form/>)

Prerequisite: None

Grading Criteria: Participation, Class Exercises, Oral Presentation, & a Final Seminar Paper

Enrollment: Limited to those preselected initially, any remaining seats will be made available during Open Enrollment.

Description: What is the current debate over the role of patents in promoting or impeding economic development and global health, and how will it evolve? How are international patent standards and norms shaped by this debate? What role can and should U.S. patent policy play in addressing issues of global development and health? This seminar will begin with a survey of the basic framework governing international standards for patent protection and enforcement. We will then examine the ways in which patents and patent law impact global economic development and health. The seminar will include the study of alternative methodologies for understanding and evaluating patent systems and their role in development and health as well as concrete case studies that question the current patent system and its impact. Students will be asked to develop and contribute their own views on the role(s) that patent policy should, could, or should not play in advancing global economic development and global health.

Attendance Policy: Class will begin and end on time. Attendance and preparation for class are required and your grade will reflect both. If you have to miss a class you must inform your professor in writing before the class you will miss. In the absence of special circumstances approved by the professor, you may not miss more than two classes during the semester.

**Last Updated Fall 2018*

Spring 2018 Courses

The following courses are being offered in Spring 2018, please note this list is subject to change.

Updated as of 1/3/2018

679. Access to Justice Workshop

Access to Justice Workshop: Getting Into the Courtroom

Class Number: 3787; Catalog Number- LAW 679, 02A

Credit: 2 Hours

Instructor: Prof. Costa, Jason

Prerequisites: None

Enrollment: Limited to 10 Students ONLY.