

This document contains the course descriptions for the Fall 2021 semester only. It is subject to change and is not to be used for future course planning.

Course Descriptions

Fall 2021



EMORY
LAW

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Foundational Courses

505. Civil Procedure

4 hours. Fall. This course examines the litigation process, by which civil litigation disputes are resolved in court. It entails study of the allocation of judicial power between federal and state courts, with particular attention to the jurisdiction, venue, and trial and appellate practice in the federal courts. Specific aspects of the litigation process include pleading, discovery, adjudication, including the function and control of juries, and post-trial motions. The course also engages problems inherent in a federal system of adjudication, including the roles of federal and state law as rules of decision.

530. Constitutional Law I

4 hours. Spring. An introductory study of the United States Constitution, including judicial review, the powers of Congress, the powers of the president, and the interrelationship of state and national governments. Includes an introduction to individual rights, with emphasis on the operation of the Fourteenth Amendment due process and equal protection clauses, First Amendment problems, and evolving doctrines of privacy.

520. Contracts

4 hours. Fall. A study of the basic principles governing the formation, performance, enforcement, and imposition of contractual obligations, and the role of these principles in the ordering processes of society.

525. Criminal Law

3 hours. Spring. A study of common and statutory criminal law, including origin and purpose; classification of crimes; elements of criminal liability and the development of the law respecting specific crimes; emphasis on the trend toward codification; and the influence of the Model Penal Code, including a study of the circumstances and factors that constitute a defense to, or alter and affect, criminal responsibility.

575. Legislation and Regulation

2 hours. Fall. This course introduces students to the central role of legislatures and administrative agencies in the practice of law today, addressing how statutes and regulations are generated, changed, and interpreted. This course is a primary building block for Constitutional Law, Administrative Law, Legislation, and numerous specialized upper-level courses such as Employment Law, Environmental Law, Intellectual Property, International Trade Law, and Securities Law.

545. Property

4 hours. Spring. An introduction to alternative theories of property rights, the division of property rights over time (common law estates, landlord-tenant law), concurrent ownership, private land use controls (easements, covenants), and public land use controls (eminent domain, zoning).

535A, 535B. Intro. To Legal Analysis (ILARC – Fall, ILA – Spring)

2 hours per semester; 4 hours total. An introduction to law and sources of law, legal bibliography and research techniques and strategies, the analysis of problems in legal terms, the writing of an office memorandum of law and an appellate brief, and the presentation of a case in appellate oral argument.

550. Torts

4 hours. Fall. A study of compensation for personal and property damages growing out of negligence, intent, or strict liability, with special attention given to nuisance, misrepresentation, defamation, and privacy. Certain concepts, such as proximate cause and privilege, are considered in depth. Social policies underlying tort law prevention and loss shifting are analyzed.

Required Second- and Third-Year JD Courses

632X. Evidence

4 hours. A general consideration of the rules of evidence, including relevancy, the hearsay rule, witnesses, presumptions and burdens, writings, scientific and demonstrative evidence, judicial notice, and privilege, including the constitutional privileges. Must be taken in the second year.

747. Legal Profession

3 hours. A study of the law that governs the conduct of the lawyer in our society. Emphasizes the various roles of the lawyer in the different legal processes: legislative, judicial, administrative, and private.

671. Trial Techniques

2 hours. Spring only. An intensive instruction in every aspect of trial advocacy. Includes practical experience in trying cases, examining witnesses, introducing evidence, and dealing with objections in jury and non-jury trials. Trial experience is supplemented by textbook, lectures, and discussions. Must be taken in the second year.

General Course Offerings

LAW 825A: 14th Amendment

CREDIT: 3

PROFESSOR: Pill, Shlomo

PREREQUISITES: Constitutional Law I preferred

ENROLLMENT: Limited to 50 students

GRADING: Attendance & Scheduled Final Exam

DESCRIPTION: This course examines various aspects of the Fourteenth Amendment from historical, jurisprudential, and doctrinal perspectives. We will pay special attention paid to equal protection, substantive due process rights, and procedural due process protections. We will examine many contested constitutional questions, including, for example: How did constitutional law gradually come to recognize a right to fundamental liberty that encompasses personal choice in the realms of marriage, sex, reproduction, and childrearing? What justifies the Supreme Court's striking down a law mandating segregated schools, when it had upheld an analogous law half a century earlier? Must the law treat all individuals identically, or may and should it grant special protections to members of historically disadvantaged groups? If every law treats some people differently from others, how do we explain and identify the kinds of legal discrimination prohibited by the Fourteenth Amendment? To what sources might (and should) a judge look to give content to vague constitutional terms like "equal protection" and "due process"? How can we distinguish "law" from "politics" in this area? How should the Supreme Court treat its own precedents?

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

Last updated: Spring 2021

LAW 847: Adv. Civil Trial Practice

CREDIT: 2

PROFESSOR: Wellon

PRE- or CO-REQUISITES: Evidence & Trial Techniques

ENROLLMENT: Third-year JD students only.

GRADING: 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.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Fall 2015

LAW 617A: Adv. Comm'l Real Estate

CREDIT: 3 (EL)

PROFESSOR: Minkin

PRE- or CO-REQUISITES: Property (required) & Real Estate Finance recommended) ENROLLMENT: n/a

GRADING: Participation, Attendance, & Take-Home Exam

DESCRIPTION: This course will view advanced commercial real estate transactions from the perspective of the practicing attorney: how do you interact with your client; what is your client thinking; what is your client expecting from you; what are the critical issues; what are your priorities; how do you approach negotiations. To develop that perspective, classes will consist of discussions of various commercial real estate opportunities and the documentation applicable to each, as well as in-depth discussion of business school cases that portray real estate and other professionals in a variety of real-life situations that our clients typically face.

ATTENDANCE POLICY: Because the classroom presentations and discussions present much of the required materials, regular attendance is critically important. Attendance is expected at every class unless the student has talked with the professor beforehand.

OTHER INFORMATION:

Last updated: Fall 2015

LAW 875A: Advanced Issues in White Collar Defense

CREDIT: 2

PROFESSOR: Grubman

PRE- or CO-REQUISITES: Having taken either White Collar Crimes or (Constitutional) Criminal Procedure. There is no requirement that both be taken.

ENROLLMENT: Register thru OPUS during the registration period.

GRADING: In lieu of a final exam, students will participate in a series of in-class practical exercises covering internal investigations, proffers and plea negotiations, and sentencing.

DESCRIPTION: In our ever-changing law enforcement landscape, federal and state governments continue to focus their enforcement activities and resources on white collar crimes. This course will provide a practical and hands-on view of white collar crime enforcement and defense. Students will hear from guest lecturers with various perspectives, including from federal and state governments, defense lawyers and consultants, and a former federal district court judge. In lieu of a final exam, students will participate in a series of in-class practical exercises covering internal investigations, proffers and plea negotiations, and sentencing. Two excused absences permitted.

ATTENDANCE POLICY: Two excused absences permitted.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 648: Adv. Legal Writing

CREDIT: 2

PROFESSOR: Terrell

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: Take-home Final Exam - Grading is Pass/Fail only

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 macrostructure and organization and work down toward micro details.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION: This class will not count towards satisfying your Upper-Level Writing Requirement.

Last updated: Fall 2017

LAW 657I: Adv. Legal Research - Regulatory Research

CREDIT: 1 (EL) Accelerated Class- 1st Half of Sem- 7 wks.

PROFESSOR: Grimes

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period

GRADING: Homework exercises, group presentation, final research project, participation, attendance

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

ATTENDANCE POLICY: Because this is a 7-week experiential class, attendance and participation are required. Excused absences are at the discretion of the instructor and must be approved in advance of class except in the case of illness or emergency.

OTHER INFORMATION: This class will be held the 1st 7 weeks of the semester.

Last updated: Spring 2020

LAW 657G: Adv. Legal Research - Statutory Research

CREDIT: 1 (EL) Accelerated Class- 2nd Half of Sem- 7 wks.

PROFESSOR: Flick

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period

GRADING: Homework exercises, group presentation, final research project, participation, attendance

DESCRIPTION: Advanced Legal Research- 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, a group presentation, 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, the legislative process from introduction of a bill to codification, legislative history, using the US Code in its official and annotated forms, and state codes.

The course will focus primarily on the federal legislative process, however, there will be some coursework dealing with state materials.

Because this is a 7-week experiential class, attendance and participation are required. Excused absences are at the discretion of the instructor and must be approved in advance of class except in the case of illness or emergency.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION: This class will be held the 2nd 7 weeks of the semester.

Last updated: Fall 2020

LAW 605: Alternative Dispute Resolution - ADR

CREDIT: 3 (EL) (This section will only be offered online and for 4 weekends – Sa/Su)

PROFESSOR: Logue, William

PRE- or CO-REQUISITES: n/a

ENROLLMENT: Limited Enrollment, small capacity course - COURSE NOT OPEN TO STUDENTS WHO HAVE TAKEN NEGOTIATIONS IN THE LAW OR BUSINESS SCHOOL

GRADING: Online Discussions, Simulations, & Final Paper

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

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

Course Objectives:

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

ATTENDANCE POLICY: See professor.

OTHER INFORMATION: Course Format and Schedule: SEE FALL 2021 CLASS MEETING TIMES BELOW. Four weekends with 4 or 8 hours on Saturday and 4 hours on Sunday. Before the start of class, students will engage in reading and online discussion. For each class, they will be required to read from a text and prepare for a number of simulations to be conducted in class. Following each weekend session, they will be required to engage in online discussion/reflection and/or write a brief reflective journal entry. After the final class students will be required to write a brief paper.

- August 21, 2021 8:30 -1:00 (Saturday)**
- August 28, 2021 8:30 – 5:00 (Saturday)**
- September 25, 2021 8:30 – 5:00 (Saturday)**
- September 26, 2021 8:30 – 1:00 (Sunday)**
- October 30, 2021 8:30 – 5:00 (Saturday)**
- October 31, 2021 8:30 – 1:00 (Sunday)**
- Back up date: November 6 in case of conflicts, hurricanes, or other events.**

Last updated: Spring 2021

LAW 605: Alternative Dispute Resolution - ADR

CREDIT: 3 (EL)

PROFESSOR: Athans

PRE- or CO-REQUISITES: n/a

ENROLLMENT: Limited Enrollment, small capacity course - COURSE NOT OPEN TO STUDENTS WHO HAVE TAKEN NEGOTIATIONS IN THE LAW OR BUSINESS SCHOOL

GRADING: Participation, attendance, coursework and final paper.

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

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

You will email a 3-4-page paper each week addressing a question assigned in class and email your submission to the Professors. The due dates are noted on the class schedule. Further details will be given in class. Send by e-mail to Professors Rogers and Athans no later than 5 p.m. on the due dates. If you miss a class you must nevertheless complete a Submission based upon the reading material and your thoughts about the information sent to you by the Professors. If you miss class, e-mail Professors Athans for more information.

Absence on a due date does not excuse a submission.

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

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

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

Last updated: Fall 2020

LAW 560: Am Legal Writing Analys & Rsch. I (ALWAR I)

CREDIT: 2

PROFESSOR: Daspit

PRE- or CO-REQUISITES: n/a

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.

GRADING: Coursework & Final Memo

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

ATTENDANCE POLICY: Two or more unexcused absences can result in your grade being lowered.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 560B: Am Legal Writing Analys & Rsch. II (ALWAR II)

CREDIT: 1

PROFESSOR: Daspit

PRE- or CO-REQUISITES: ALWAR I

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. International LLM students who want to sit for the Georgia bar exam must take this class

GRADING: Coursework & Final Motion Brief

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. **Note:** International LLM students who want to sit for the Georgia bar exam must take this class.

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

ATTENDANCE POLICY: See professor.

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

Last updated: Fall 2019

LAW 734: Analytical Methods

CREDIT: 3

PROFESSOR: Volokh

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period

GRADING: Participation & Scheduled Final Exam

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

ATTENDANCE POLICY: Attendance is mandatory.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 702L: Indian Antitrust Law (India)

CREDIT: 3

PROFESSOR: Kaur, Harpreet

PREREQUISITES: Knowledge of different types of business, strategies and business practices is desirable.

ENROLLMENT: N/A

GRADING: Project and participation

DESCRIPTION: Antitrust law, be it on an international or national level, has an imperative influence on companies' business approach. Antitrust law in India is known as competition law. Indian competition law is becoming an increasingly important facet of the everyday life of Indian business. Indian competition law is still in the nascent stage in comparison to established jurisdiction of U.S. The aim of the course is to give a comprehensive understanding of Indian competition law with a greater commercial awareness and the ability to analyze cases or situations from an Indian perspective comparing majorly with U.S position. However, wherever necessary, position in European Union antitrust law will also be referred. This course offers an opportunity to delve into the rules of Indian competition law through case law comparing Indian position with EU and American position. Students will be able to appreciate the need for distinctions in antitrust laws between the countries.

ATTENDANCE POLICY: See professor.

Last updated: Spring 2021

LAW 716: Bankruptcy

CREDIT: 3

PROFESSOR: Williams, Jack

PRE- or CO-REQUISITES: Contracts & Property (concurrent enrollment NOT allowed)

ENROLLMENT: n/a

GRADING: 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: See professor.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 635D: Barton Appeal Clinic

Credit: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Reba

Prerequisite: None

Grading Criteria: Based on the individual student

Enrollment: Apply directly to the professor

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

***Last Updated Fall 2018**

LAW 635C: Barton Child Law and Policy Clinic

Barton Legislative Advocacy Clinic

Credit: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Carter

Prerequisite: Child Welfare & Policy Law, Kids in Conflict, Family Law II, or related seminars (Preferred)

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

Enrollment: Interested students must apply directly to Clinic

Description: The Barton Policy Clinic is an in-house curricular offering through which students will engage in public policy development and advancement through 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 Legislative Advocacy Clinic engage with elected state officials, participate in coalitions, draft legislation, develop advocacy strategies, and monitor the legislative session to promote research-based and data-informed approaches 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 Legislative Advocacy 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 to a routine schedule that is established at the beginning of the semester. Adjustments to clinic hours 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.

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

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

***Last Updated Spring 2021**

LAW 500X: Business Associations

Credit: 3 hours

Instructor(s): Shepherd, G.; Jeffries, B.

Prerequisite: None

Grading Criteria: Participation/Attendance & Scheduled Final Exam

General Description: This course surveys the formation, organization, financing, management, and dissolution of sole proprietorships, partnerships, corporations, limited partnerships, and limited liability companies. The course includes fundamental rights and responsibilities of owners, managers, and other stakeholders. The course also considers the special needs of closely held enterprises, basic issues in corporate finance, and the impact of federal and state laws and regulations governing the formation, management, financing, and dissolution of business enterprises. This course includes consideration of major federal securities laws governing insider trading and other fraudulent practices under Rule 10b-5 and section 16(b).

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

***Last Updated Spring 2021**

LAW 762. Business Legal Research

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

Instructor(s): Yoo, D.

Prerequisite: None

Grading Criteria: Participation, Attendance, & Final Project

Enrollment: Limited to 14 students!

Description: Business Legal Research is a practical, skills-based course designed to provide students with a firm understanding of the relevant legal materials for corporate/business 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

LAW 658: Capital Defender Practicum

CREDIT: 3 (EL)

PROFESSOR: Moore

PRE- or CO-REQUISITES: Criminal law, Criminal Procedure, & Evidence.

ENROLLMENT: THIS PRACTICUM WILL REQUIRE A YEAR-LONG (two semester) COMMITMENT. Interested students must submit a letter of interest, unofficial transcript, & resume to Josh Moore, Office of the Georgia Capital Defender at jmoore@gacapdef.org

GRADING: Participation, Attendance, & Coursework - The course is graded on a pass/fail basis

DESCRIPTION: This is a three-hour experiential course thought in conjunction with the Office of the Georgia Capital Defender, the state agency responsible for representing all indigent defendants statewide facing death penalty trials or on direct appeal from a death sentence. Second and third-year law students will assist Capital Defender trial attorneys in all aspects of preparing their clients' cases for trial and appeal.

This workshop requires a full-year commitment. As an integral part of the defense team, students assist in conducting investigations, interviewing clients and potential witnesses, putting together forensic evidence, gathering documents, doing research, drafting pleadings, formulating a theory of defense and making strategic decisions for each phase of a capital case. Students will also have the opportunity to do "mock" motions arguments and to present a jury sentencing argument based on the facts of their actual cases. In addition to working directly with attorneys and staff, students gather weekly for discussions about the cases they are working on and topics in death penalty jurisprudence. The students in this clinic are involved in the effort to make a strong case for life at trial and to build factual and legal narratives that will lead to the reversal of death sentences on appeal. This means students will focus heavily on the real (and often tragic) stories of their clients' lives, as opposed to technical or arcane points of law.

The classroom component of this clinic will meet for 2 hours each week at the offices of the Georgia Capital Defender in downtown Atlanta at the State Bar Building. A required text will be assigned. In addition to attending class, students will work on client matters for approximately 10 hours a week.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION: THIS PRACTICUM WILL REQUIRE A YEAR-LONG (two semester) COMMITMENT. A total of 150 hours is required for credit.

Last updated: Fall 2019

LAW 698B: Child Protection/Intl. Human Rts.

CREDIT: 3

PROFESSOR: Liwanga

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: Class Participation, Oral Presentation, and Papers

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.

ATTENDANCE POLICY: 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.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 635: Child Welfare Law and Policy

CREDIT: 2

PROFESSOR: Carter

PRE- or CO-REQUISITES: None, but this course qualifies as a pre-requisite or co-requisite for students enrolled in the Barton Policy or Legislative Advocacy Clinics.

ENROLLMENT: n/a

GRADING: Participation, Attendance, & Final Paper

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 analytical writing assignments, students will develop an understanding of this specialized area of the law and the companion skills necessary to be an effective advocate.

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

OTHER INFORMATION:

Last updated: Fall 2020

860A. Colloquium Scholarship Workshop

Credits: 2 Hours

Instructor(s): Prof. Nash, Jonathan

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

Grading Criteria: Pass/Fail: Attendance, Participation, Reaction papers

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

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

Components of CSW: Students who participate in this two-unit workshop will participate in two activities. First, we will discuss how law students can plan to pursue careers in academia, especially legal academia. Second, in most weeks, students will attend the faculty colloquium, which meets on Wednesdays over the lunch hour, or another scholarly presentation. After a presentation, students discuss the academic work as a piece of scholarship (and as a piece of persuasive writing), critique the author's presentation, and review materials relating to the production of scholarship and the legal academic job market. In advance of the weekly meeting, students write short reaction papers to each scholarly piece.

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

***Last Updated Spring 2021**

LAW 622A: Constitutional Criminal Procedure: Investigations

CREDIT: 3

PROFESSOR: Tomkovicz

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period

GRADING: Final examination - Scheduled Exam (During Exam Period)

DESCRIPTION: This course is devoted to the study of rights guaranteed by the Fourth, Fifth, and Sixth and Fourteenth Amendments to the U.S. Constitution, rights that provide protection against police and prosecutorial practices designed to investigate and prove criminal cases. Included are the 4th Amendment right against unreasonable searches and seizures, the due process guarantee against involuntary confessions, the 5th Amendment privilege against self-incrimination-based constraints upon securing and using confessions extended by the Miranda doctrine, the 6th Amendment right to counsel shelter against efforts to obtain and use admissions of guilt, and the exclusionary rules and remedies that enforce these constitutional guarantees. If there is time, due process and right to counsel protection against eyewitness identification evidence generated by police procedures (e.g., lineups) will also be considered.

ATTENDANCE POLICY: I ordinarily enforce an attendance policy - students must be present for 75% of the course meetings to be eligible for course credit.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 675: Constitutional Litigation

CREDIT: 3

PROFESSOR: Weber Jr.

PRE- or CO-REQUISITES: Constitutional Law (recommended)

ENROLLMENT: Limited to 15 Students!

GRADING: Participation, Attendance, Two Assignments (no exam)

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/defense and apply their knowledge of torts, constitutional law and civil procedure in a litigation setting. The course projects will center upon a case problem that may deal with free speech, police brutality, racial profiling, gay and lesbian rights or current civil rights or civil liberties issue. 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. No independent research will be required for the projects. Students will utilize cases cited in the readings along with a list of supplementary cases. 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. Students will also draft a short brief supporting or opposing summary judgment or a preliminary injunction. This project will account for 40% of the student's grade. The remaining 10% of the student's grade will be tied to participation in class discussions.

Course will be limited to 15 students given the practice orientation of the course and break-out groups.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 759A: Corp. Compliance: Oversight

CREDIT: 2

PROFESSOR: Snyderman & Rogers

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: Attendance/Participation, & Take-home Final Exam

DESCRIPTION: Compliance programs have become increasingly essential for corporations and other organizations, both as a set of tools to mitigate the risk of compliance failures and as a driver of culture. In just a few years, these programs have evolved from specialized procedures for companies in highly-regulated industries to a necessity for organizations of all types, particularly those with operations in the developing world, where corruption risks are often of paramount concern. This course will offer an overview of the history and standards driving such programs, and, most importantly, will present practical content and best practices on how compliance programs work. The course also will focus on the U.S. Foreign Corrupt Practices Act, the world's preeminent anti-corruption law, the enforcement of which has figured prominently in the development of corporate compliance programs. This course will be of value to anyone considering compliance as an alternative to a more traditional legal career, and those who anticipate working in or advising modern corporations.

ATTENDANCE POLICY: More than two absences must be approved by the instructors. Unapproved absences will affect the final grade.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 959: Courtroom Persuasion

CREDIT: 1 (EL)

PROFESSOR: Ingebristen/Brumer/Still

PRE- or CO-REQUISITES: Evidence & Trial Techniques

ENROLLMENT: Restricted to 3L's who have completed Evidence and Trial Techniques. 12 Students per class.

GRADING: Participation, Attendance, & Assignment completion.

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. 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 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.

Maximum class size: 12 Requirements: Limited to 3L's who have completed Evidence and Trial Techniques. The class meets for 10 weeks plus an in-class final exam not during the exam period. Class periods are 75 minutes.

ATTENDANCE POLICY: No more than two absences are permitted to receive a passing grade. This class does not meet the entire semester - see professor for dates.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 622X: Crim. Pretrial Motions Practice

CREDIT: 3 (EL)

PROFESSOR: Krepp

PRE- or CO-REQUISITES: Constitutional Criminal Procedure: Investigations (can be taken concurrently)

ENROLLMENT: n/a

GRADING: Participation, Attendance, & Coursework

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

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

OTHER INFORMATION:

Last updated: Spring 2020

LAW 622B: Criminal Procedure: Adjudication

CREDIT: 3

PROFESSOR: Levine, Kay

PREREQUISITES: Criminal Law

ENROLLMENT: Enrollment is limited to 24 students

GRADING: 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, you will not receive credit for this class." Excused and unexcused absences are treated the same.

Last updated: Fall 2019

LAW 731L: Crimmigration

CREDIT: 2

PROFESSOR: Davis, Emily

PRE- or CO-REQUISITES: None

ENROLLMENT: Limited to 14

GRADING: Final Exam

DESCRIPTION: In this course we will explore the intersection of the immigration and criminal justice systems. This relatively new area of law, known as “crimmigration,” is fascinating and dynamic. The course will be both intellectually challenging and practical as we consider legal doctrine as well as real-world problem-solving strategies for noncitizens accused of a crime. I am a practicing immigration attorney and my practice focuses on criminal-related immigration cases. Because of my background, I will provide students with hypos and other practical examples from my experience throughout the course.

Specifically, this course will explore the consequences of criminal activity on noncitizens. It will take a close look at the types of crimes that subject noncitizens to removal from the United States, and it will explore how to defend against those immigration consequences. It will also consider how noncitizens are uniquely treated in the criminal justice system, and how states and the federal government have sought to police criminal activity by noncitizens.

Throughout the course, students will learn to analyze statutes, particularly the Immigration and Nationality Act, as well as applicable regulations concerning immigration. Students will also read and examine case law to understand how the crimmigration field has developed and changed over the past several decades, and how these changes affect noncitizens in immigration and criminal courts across the United States on a daily basis.

There are no prerequisites for this course. Students will engage with scholarly essays, statutes, and legal cases. There will also be some guest speakers. Students will be evaluated based upon participation and a final examination. We will cover a lot of material during each class. It is very important that you arrive on time and stay for the entire class. You should also come prepared for class discussion by reading the assigned material in advance. Please be aware that this course is cumulative. In other words, material later in the course builds upon previous material.

ATTENDANCE POLICY: See professor

Last updated: Spring 2021

LAW 767: Cross-Examination Techniques

CREDIT: 3

PRE- or CO-REQUISITES: Evidence (concurrently ok)

ENROLLMENT: Each section has limited enrollment (Prof. Lott Choi is 14; Prof. Costa is 10)

GRADING: Participation, Attendance, Coursework, & Final Presentation

PROFESSOR: Prof. Lott Choi; Prof. Costa

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.

OTHER INFORMATION:

Last updated: Fall 2015

LAW 659M: DD: Comm'l Lend. Trans.

CREDIT: 3 (EL)

PROFESSOR: TBD

PRE- or CO-REQUISITES: Business Associations, Contract Drafting (concurrently NOT okay), and Deal Skills (concurrent okay)

ENROLLMENT: Preselected 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.

GRADING: Coursework

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.

ATTENDANCE POLICY: See professor. OTHER INFORMATION:

Last updated: Fall 2018

LAW 659P: DD: Complex Restructuring

CREDIT: 3 (EL)

PROFESSOR: TBD

PRE- or CO-REQUISITES: Bankruptcy (concurrently okay) and Contract Drafting (concurrently NOT okay)

Prerequisite. Students will complete some advanced exercises during the course.

ENROLLMENT: Preselected 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.

GRADING: Coursework

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%).

ATTENDANCE POLICY: See professor. OTHER INFORMATION:

Last updated: Fall 2018

LAW 659A: DD: Contract Drafting

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): TBA

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

Grading Criteria: Homework & Final Assignment

Enrollment: Limited to 12 students per section!

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

In this course, students will learn how transactional lawyers translate the business deal into contract provisions, as well as techniques for minimizing ambiguity and drafting with clarity. Through a combination of lecture, hands-on drafting exercises, and extensive homework assignments, students will learn about different types of contracts, other documents used in commercial transactions, and the drafting problems the contracts and documents present. The course will also focus on how a drafter can add value to a deal by finding, analyzing, and resolving business issues.

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

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

Last updated: Fall 2018

LAW 659B: DD: Deal Skills

Credit: 3 Hours (Experiential Learning Approved)

Instructor(s): TBA

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

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

Enrollment: Limited to 12 Students!

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

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

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

***Last Updated Spring 2018**

LAW 659F: DD: General Counsel

CREDIT: 3 (EL)

PROFESSOR: TBD

PRE- or CO-REQUISITES: Business Associations (concurrently NOT okay), Contract Drafting (concurrently NOT okay), and Deal Skills (concurrently okay).

ENROLLMENT: Preselected 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.

GRADING: Coursework

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

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Fall 2018

LAW 659N: DD: IP Transactions

CREDITS: 3 hours (Experiential Learning Approved)

PROFESSOR: Prof. Lytle-Perry, Courtney

PREREQUISITES: Contract Drafting (concurrently NOT okay)

ENROLLMENT: N/A

GRADING: Exercises, Class Participation, & Final Paper/Presentation

SELECTION: Preselected Transactional Students will receive an email informing them how/when to enroll. Non-transactional certificate students who meet the pre-reqs may 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 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. Grading is a combination of small projects, class participation, and a final paper/presentation. There is no exam.

***Last updated: Fall 2021**

LAW 659D: DD: Private Equity

CREDIT: 3 (EL)

PROFESSOR: Crowley

PRE- or CO-REQUISITES: 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.

ENROLLMENT: Preselected 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.

GRADING: Midterm & Scheduled Final Exam, Group course work, & Class participation.

DESCRIPTION: The course is designed as a workshop in which law students and business students 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 understand and resolve difficult issues and complete successful transactions. Students will be divided into teams consisting of both lawyers and business people to review, consider and negotiate actual transaction documents. Issues presented will include often-contested key economic and legal deal terms, as well as common ethical dilemmas. To reinforce the key legal and financial points of an LBO transaction, there will be a short midterm and a final exam.

Course Learning Outcomes: -Understand the various steps of the LBO process -Use an Excel model to evaluate how financing structures and business forecasts impact LBO returns -Prepare some of the basic legal documents and correspondences related to LBOs -Negotiate term sheets with counterparties (buyer or seller) -Review transaction structures & tax impact -Gain an understanding of key contract provisions and how they interrelate -Draft contract terms with clarity and without ambiguity

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 897: Directed Research

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

The application form is available on the secure Directed Research web page »
<https://emorylaw.wufoo.com/forms/directed-research-signature-form/>

LAW 898B. Directed Study

Students may register for directed study opportunities, with the approval of a sponsoring faculty member and the Associate Dean for Academic Programs & Students or their designee. Directed study projects may range from one to four credits each semester, but are typically two credits.

The application form is available on the secure Directed Study web page »
<https://emorylaw.wufoo.com/forms/lsr-directed-study-request-online/>

LAW 808: Domestic Violence: US Legal Resp.

Credits: 2 hours

Instructor(s): Prof. Stolarski

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**

LAW 745: DUI Trials

CREDIT: 3

PROFESSOR: Tatum

PRE- or CO-REQUISITES: Trial Techniques

ENROLLMENT: Limited to 12 Students!

GRADING: Participation, Motions Completion, & Final Trial Completion

DESCRIPTION: This course is designed to allow students to learn DUI statutes and case law, practice the skills necessary to argue DUI motions as a prosecutor or defense attorney, and apply those skills in a mock trial scenario. All phases of trial specific to DUI, including introduction of evidence and expert testimony, will be addressed. Area-specific presenters will be on-hand to explain field sobriety test procedures, motions practice, and specific defenses.

ATTENDANCE POLICY: Attendance is mandatory for motions dates and trial dates. 1-2 absences on regular class dates is permissible.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 662: Education Law and Policy

CREDIT: 2

PROFESSOR: Waldman

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period

GRADING: Participation, attendance, short paper, long paper.

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, school climate, and Positive Behavior Interventions and Supports, No Child Left Behind / Every Student Succeeds Act, the rights of homeless youth and youth in foster care, students' rights to free speech in schools and laws designed to address bullying in our schools.

ATTENDANCE POLICY: Class attendance is an integral part of the learning process and is a reflection of professional responsibility. Consistent with American Bar Association requirements, the law school requires regular attendance in all courses. Accordingly, I expect to you attend class regularly, arrive for class on time, and be prepared to participate in class discussion. Emory Law School's mandatory attendance policy provides that a student who attends fewer than 80% of classes in a course, whether due to excused or unexcused absences, is presumed to have excessive absences. Excessive absences can result, without advance notice or warning, in any of the following sanctions: 1) reduction of the student's final grade; 2) denial of permission to complete course work, or sit for examinations; or 3) receipt of a grade of F (Failing), all at the discretion of the faculty member teaching the course. Students seeking excused absences for religious holidays or illnesses should notify me by email in a timely manner before the expected absence or need arises. If illness or extenuating circumstances prevent advance notice, students should notify me as soon as possible after the absence. Additionally, part of your participation grade will consist of comments posted to Canvas relating to Education in the news as well as regarding final student paper topics

OTHER INFORMATION:

Last updated: Fall 2020

LAW 669. Employment Discrimination

CREDIT: 3

PROFESSOR: Keegan

PRE- or CO-REQUISITES: Constitutional Law & Leg/Reg (preferred)

ENROLLMENT: n/a

GRADING: Final exam

DESCRIPTION: This course will focus on the development of law and policy under Title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act, the Equal Pay Act, and the Americans with Disabilities Act.

ATTENDANCE POLICY: Emory Law's Attendance policy

OTHER INFORMATION:

Last updated: Fall 2019

LAW 697: Environ. Advocacy W/S

CREDIT: 2

PROFESSOR: Zygmunt

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: 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 many contexts, including client interactions, administrative proceedings, negotiations, and litigation. Other issues covered include advocacy related to environmental protection.

ATTENDANCE POLICY: 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.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 620: European Union Law I

CREDIT: 3

PROFESSOR: Tulibacka

PRE- or CO-REQUISITES: n/a ENROLLMENT: n/a

GRADING: 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 POLICY: ATTENDANCE IS COMPULSORY

OTHER INFORMATION:

Last updated: Fall 2018

LAW 632X: Evidence

Credits: 3 hours

Instructor(s): Prof. Seaman

Prerequisite: None

Grading Criteria: Quizzes & Scheduled Final Exam. Your grade may be lowered for lack of preparation or non-attendance.

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

Attendance Policy: You may miss up to three classes during the semester, for any reason or no reason at all, without incurring a grade penalty. If you miss more than three classes, your final grade will automatically be lowered by one grade level (i.e. A to A minus; A minus to B plus; etc.) for each additional missed class. If you miss more than six classes during the semester, you will not receive credit for the class. I will monitor attendance with a sign-in sheet at each class session. You should write your last name legibly in the relevant space next to your typed last name. Signing another person into class for any reason is an honor code violation and may also result in a grade of "F" for the course. It is your responsibility to ensure that you sign the attendance sheet. If you forget to sign it or otherwise fail to sign it for any reason, you will be counted as absent for that date, with no exceptions.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 870: Externship Program

CREDIT: 1-5 (EL)

PROFESSOR: Multiple

PRE- or CO-REQUISITES: n/a

ENROLLMENT: Application process submitted through Symplicity. Questions: Please contact Professor Derrick Howard.

GRADING: Class participation and Successful completion of 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.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION: Students apply for externships via Symplicity in the semester prior to the externship and all placements must be preapproved. Warning: No student is allowed to be enrolled in more than one clinic or externship classes (except fieldwork) in a semester.

Last updated: Fall 2020

LAW 643: Family Law II

CREDIT: 3

PROFESSOR: Carter

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period GRADING: Participation, Attendance, & Take-Home Exam.

DESCRIPTION: Family Law II examines the legal constructs and social contexts that have informed the contemporary understanding of which relationships the law regards as constituting a "family" and which protections the law affords to families and their members. Students will engage with the policies and laws that influence the modern definition of families and the role of the state in regulating families. Topics covered will include formation of the parent-child relationship, family creation through adoption and assisted reproductive technologies, alternative family structures, state intervention in the family, child maltreatment, and the expression and regulation of children's rights.

ATTENDANCE POLICY: Class attendance is an integral part of the learning process and is a reflection of professional responsibility. Consistent with American Bar Association requirements, the law school requires regular attendance in all courses. Accordingly, students are ex

OTHER INFORMATION:

Last updated: Fall 2020

LAW 760: Federal Prosecution Practice

CREDIT: 3

PROFESSOR: Barron, Lynsey

PREREQUISITES: Evidence

ENROLLMENT: Limited to 14 students

GRADING: In-class performance, Written assignments, Attendance, & Take-home Final Exam

DESCRIPTION: This class will explore the powers, principles, and responsibilities that come with being a federal prosecutor. Class segments will focus on the various stages of the criminal justice system, and students will be expected to evaluate facts, issues, and law from both a prosecution and a defense perspective. We will discuss the motivating factors that guide federal prosecution decisions in light of legal, policy, practical, and ethical considerations. The class will involve a mix of lecture and "learn by doing" exercises that will be geared towards developing your analytical, oral, and written advocacy skills. Students will be expected to play the roles of both prosecutor and defense counsel at different points in the class.

ATTENDANCE POLICY: Class attendance and participation are critical ingredients to success in this class, and will be used to break ties in the grading process. If you have what you believe to be an excusable absence, we can discuss it in advance.

Last updated: Fall 2019

LAW 640X: Fundamentals of Income Taxation

CREDIT: 3

PROFESSOR: Donaldson, Sam

PREREQUISITES: None

ENROLLMENT: N/A

GRADING: TBD

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 nonrecognition. Regular attendance and satisfactory participation are essential to receiving a passing grade.

ATTENDANCE POLICY: Regular attendance and satisfactory participation are essential to receiving a passing grade.

Last updated: Fall 2019

LAW 890: Fund. of Innovation I

CREDIT: 3 (EL)

PROFESSOR: Morris

PRE- or CO-REQUISITES: n/a

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

GRADING: 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.

OTHER INFORMATION: This course is a part of a cross-institutional program and we have students from Georgia Tech who will take this course.

Last updated: Fall 2018

LAW 736B: Global Public Health Law

CREDIT: 2

PROFESSOR: Brady

PRE- or CO-REQUISITES: Public Health Law or Health Law courses are helpful, but not required.

ENROLLMENT: Priority enrollment is given to students in the School of Law. Public Health Law or Health Law courses are helpful, but not required. The class format will include subject matter lectures by either the instructor or a guest speaker, followed by either small or large group break-out discussions with a focus on multi-disciplinary interaction and actors

GRADING: Participation, Attendance, & Final Course 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 to further course lectures with classroom interaction. The course utilizes multi-disciplinary perspectives, skill-sets, and source materials to provide a comprehensive approach for studying current global public health law topics. Specific focus areas will include (but are not limited to): infectious disease, environmental health, public health emergencies, human rights and health, injury, and tobacco control. Guest speakers/presenters will provide insights from their respective disciplines highlighting current global public health issues and the unique legal challenges they present.

ATTENDANCE POLICY: Due to the interactive nature of the course, class participation is a grading factor for this course. Class participation includes regular attendance. Note: missing three or more classes would constitute irregular attendance and could impact the student's

OTHER INFORMATION:

Last updated: Fall 2019

LAW 690B: Human Rights Advocacy

CREDIT: 3 (EL)

PROFESSOR: Ludsin

PRE- or CO-REQUISITES: Co-requisite or Prerequisite of an international law course.

ENROLLMENT: The class is limited to 4 students. Students must submit a paragraph statement of their interest in the Human Rights Advocacy course and a copy of their CV directly to the professor.

GRADING: Participation, draft projects and final project. It will require either several short written projects or one larger research report for an organization worth 35%. The remaining 75% of the grade is for an outline and drafts of the document and for class p

DESCRIPTION: Human rights organizations and 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 fundamentals of advocacy, 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 and The Carter Center.

ATTENDANCE POLICY: Attendance is mandatory except with the permission of the professor.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 608E: Intellectual Property Contracting

CREDIT: 3

PROFESSOR: Mack, Sydnee

PREREQUISITES: Intellectual Property Survey (LAW 608).

ENROLLMENT: Limited to 14

GRADING: Final Exam

DESCRIPTION: This course focuses, from a practitioner perspective, on the licensing of various intellectual property, with a particular emphasis on copyright, trademark and rights of publicity. The course will cover the law and policy that underlies intellectual property licenses, and the objectives of typical license agreement provisions. Students will engage in traditional legal scholarship through case study as well as a more practical course of study by way of drafting and analysis exercises with respect to an assortment of licenses, including copyright, trademark, trade secrets, patent, music, and right of publicity. In addition, the course will examine related issues, such as business and marketing strategies, valuation of intellectual property, branding, and First Amendment and “free culture” concerns.

****Please note that this course no longer focuses on technology transactions.***

ATTENDANCE POLICY: Regular attendance required. No more than 3 absences allowed without an appropriate excuse.

Last updated: Spring 2021

LAW 609L: Int'l Comm'l Arbitration

CREDIT: 3

PROFESSOR: Reetz

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: 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 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: The American Bar Association's standard requirements for class attendance apply to this course.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 653: Int'l Crim. Law

CREDIT: 3

PROFESSOR: Ludsin

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: TBD

DESCRIPTION: See professor.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 676C: Int'l Humanitarian Law Clinic

CREDIT: 3 (EL)

PROFESSOR: Blank

PRE- or CO-REQUISITES: International Law; International Humanitarian Law; International Criminal Law; International Human Rights; Transitional Justice; or National Security Law, either may be taken concurrently

ENROLLMENT: By application to the professor GRADING: Clinic work, Participation, & Presentations

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).

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Spring 2021

LAW 732: Int'l Law

CREDIT: 3

PROFESSOR: Tulibacka

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: Participation, Attendance, & Scheduled Final Exam

DESCRIPTION: This course provides a broad introduction to the nature, sources and operation of international law. In particular, this course will focus on the following key learning objectives: the sources, foundation and structure of international law; the participants in the international legal system and their respective roles; the application of fundamental principles of international law, including jurisdiction, immunities and state responsibility; the application of international law in the domestic law of nations, particularly in the United States; and key substantive issues, including statehood, human rights, international environmental law; the use of force, international criminal law and the law of armed conflict.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Spring 2020

LAW 631A: Internet Law

CREDIT: 2

PROFESSOR: Nodine

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

ENROLLMENT: n/a

GRADING: Scheduled Final Exam

DESCRIPTION: This course explores a wide variety of fascinating issues that arise on the Internet. When does online activity give rise to personal jurisdiction in a remote jurisdiction? Do litigants in France have the right to require Yahoo to limit the sale of Nazi paraphernalia by its users? Can the EU enforce its “right to be forgotten” rules outside of Europe? Who governs the domain name system? Are “click to proceed” terms of service enforceable? What is Net Neutrality and is it dead or alive? Is Craigslist liable for the bad things its users do? Is there a right to privacy that protects your online activity? This course samples these and other intriguing issues.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 570A: Intro. To Am. Lgl. Sys. - LLM

CREDIT: 2

PROFESSOR: Koster

PRE- or CO-REQUISITES: n/a

ENROLLMENT: NOTE: OPEN ONLY TO FOREIGN-EDUCATED LLM STUDENTS

GRADING: Attendance/Participation, Oral Presentation, & In-class Final Exam

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

ATTENDANCE POLICY: See professor.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 627: Islamic Law (CL)

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

PROFESSOR: Pill, Shlomo

PRE- or CO-REQUISITES: None

ENROLLMENT: register through OPUS during the registration period

GRADING: Attendance & Final Exam

DESCRIPTION: Islamic law is an important feature in the private and communal lives of hundreds of millions of observant Muslims across the world, and a relevant concern for legal and political systems in many countries with majority or minority Muslim populations. Since the advent of Islam in the 7th century, observant Muslims have sought to live their lives in accordance with the Shari'a, God's will for the Muslim community, and have developed a complex, nuanced, and diverse body of legal rules, principles, and teachings that are understood to embody the divine will. In this course, students will achieve a foundational understanding of this important field by exploring the historical development, conceptual framework, substantive doctrines, and some contemporary issues of Islamic law. To the uninitiated, Islamic law is often mistakenly thought to be a set of clear-cut, often extreme rules. This course aims to correct some of those impressions by highlighting the complexity, diversity, nuance, and uncertainty of Islamic law and legal decision making. This course will focus especially on understanding central role that human interpretation and analysis has played and continues to play in the formulation of Islamic legal doctrine on the basis of the primary sources of Islamic revelation. In doing so, students will also gain valuable comparative perspectives that can be brought to bear on their studies and understandings of American law.

ATTENDANCE POLICY: See professor.

Last updated: Spring 2019

LAW 627F. Islamic Finance

CREDIT: 3

PROFESSOR: Bambach

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period

GRADING: Participation, group project, & take-home final exam

DESCRIPTION: Islamic finance is an increasingly important sector of the international finance market. No longer limited to the Middle East or Southeast Asia, there is growing interest in this market on the part of non-Muslim customers, investors, and financial institutions, and sharia-compliant financial services and products are currently offered more than 70 countries, including in the U.K. and the U.S. Yet in spite of its dynamic growth and future potential, the Islamic financial industry remains relatively unknown in the United States. This course is designed as an intensive basic introduction to Islamic (or sharia-compliant) finance and banking. It will explore the hows and whys behind the industry, its ethical and legal underpinnings, and how it interacts with the U.S. and other legal systems. No previous familiarity with the field is necessary and there are no course prerequisites. All readings will be in English.

ATTENDANCEPOLICY: Attendance and participation combined count for 15%offinal grade

OTHER INFORMATION:

Last updated: Fall 2020

LAW 670: Jurisprudence

CREDIT: 3 (CL)

PROFESSOR: Terrell

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: Attendance; mid-term and final essay exams - Take Home

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).

ATTENDANCE POLICY: See professor.

OTHER INFORMATION: Cross-listed with Theology-ES 687 & Philosophy Department

Last updated: Fall 2018

LAW 699C: Juvenile Defender Clinic

Credit: 3 hours (Experiential Learning Approved)

Instructor(s): Prof. Waldman

Prerequisite: Evidence (required; can be co-enrolled); Criminal procedure, Kids in Conflict with the Law or Family Law II (preferred)

Grading Criteria: Portfolio of student coursework

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

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

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

***Last updated Spring 2021**

LAW 695: Land Use

CREDIT: 2

PROFESSOR: Strum, Kasey

PRE- or CO-REQUISITES: None

ENROLLMENT:

GRADING: Class Participation & Scheduled Final Exam

DESCRIPTION: This course will explore the legal principles underlying the public regulation of private land use, from traditional judicial doctrines, such as nuisance and eminent domain, through statutory comprehensive planning regimes and environmental laws. We will cover traditional zoning and planning issues, such as Euclidian zoning, nonconforming uses, variances, and special exceptions. The course will also introduce students to the content and controversies of land use and environmental laws.

ATTENDANCE POLICY: 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 participation grade.

Last updated: Fall 2019

LAW 870K: Landlord-Tenant Mediation Practicum

CREDIT: 3 (EL)

PROFESSOR: Powell

PRE- or CO-REQUISITES: n/a

ENROLLMENT: Application process submitted thru Symplicity. Note that this a year-long course, you will need to re-enroll in the Spring.

GRADING: Attendance and Participation

DESCRIPTION: I. Instructors Director/Adjunct Professor Bonnie Powell phone: 404.918.3581 (cell) email: bonnie@powellADR.com Assistant Directors Teresa DiPonzio Hank Kimmel phone: 678.437.2765 (cell) phone: 404.735.9132 (cell) email: tadiponzio@gmail.com email: hwkimmel@gmail.com

Clinic Hours and Training Class and mediation sessions will be on Tuesdays from 8:45 am - 4:00 pm or Thursdays from 8:45 am - 4:00 pm in the Fulton County Justice Center Tower, 185 Central Avenue, Courtroom 1B.

Students will coordinate with Bonnie Powell during registration to select a clinic day. 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. Training dates will be emailed to all clinic participants in April, and training logistics will be finalized in July. 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.

Course Philosophy and Goals This course focuses on the process by which mediators assist others in resolving disputes. The clinic is designed to give students a thorough understanding of the mediation process and practical mediation experience. You will study the theory, strategy, skills, and public policy issues involved in the mediation of disputes, and you will put your skills to work by mediating real cases in the Fulton County State/Magistrate Dispossession Court. By the end of the year, you should be able to: -Know the differences between arbitration and mediation; -Define terms, concepts, and core values key to mediation; -Effectively mediate non-complex issues; -Listen, question, problem solve, negotiate and use professional judgment; -Work well with parties, understand parties' interests, and help parties generate creative solutions for resolving legal problems; -Understand the limits of your skills and the limits of the mediation process, and appreciate the advantages and disadvantages to mediation and to litigation as dispute resolution mechanisms. -Be more thoughtful about your professional work and your own approaches to dispute resolution, both as advocates and as mediators.

Course Materials For mediation training purposes and future reference material, the following book will be provided for your use throughout the school year. The Art of Mediation by Mark D. Bennett, Scott Hughes and Michelle Hermann (2nd ed., NITA 2010). You will also receive an electronic copy of a landlord-tenant outline by Dennis Goldstein and David Webster. You will need to have access to this outline during the majority of the lectures in the fall. Recommended Reading: Getting to Yes: Negotiating Agreement Without Giving In, by Roger Fisher, Bill Ury and Bruce Patton (2nd ed., Penguin 1991). This book is available in libraries, bookstores and online.

ATTENDANCE POLICY: V. Attendance, Punctuality, and Dress Code Attendance are required. However, I understand conflicts arise. If you must miss class, you must send me an email prior to the day you plan to miss. If an emergency arises the day of class, you must call or text

OTHER INFORMATION:

Last updated: Fall 2019

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

CREDIT: 3 (CL) PROFESSOR: Allard

PRE- or CO-REQUISITES: Approval of Instructor

ENROLLMENT: register thru OPUS during the registration period

GRADING: Attendance, Class Participation, Written Critiques of Readings, Final Paper

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. This course is recommended for interested in exploring the field of law and religion, as well as for students in advance of a significant writing project in law and religion, including a journal comment, major seminar paper, or thesis.

ATTENDANCE POLICY: 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. Further excused absences are given only in extenuating circumstances

OTHER INFORMATION: Course is cross-listed w/ Candler School of Theology as ES 680

Last updated: Fall 2021

LAW 628B: Law, Sustainability, & Development

CREDIT: 3

PROFESSOR: Samandari

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: Attendance, Participation, Reflections, Group Project, & 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: 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.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 747: Legal Profession

CREDIT: 3

PROFESSOR: Prof. Elliott (His section is online); Prof. Romig

PRE- or CO-REQUISITES: n/a

ENROLLMENT: n/a

GRADING: 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 POLICY: Attendance is considered in the final grade.

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

Last updated: Fall 2018

LAW 652: National Security Law

CREDIT: 3

PROFESSOR: Blank, Laurie

PRE- or CO-REQUISITES: None

ENROLLMENT: N/A

GRADING: Scheduled Final Exam

DESCRIPTION: This course surveys the framework of domestic and international laws that authorize and restrain the pursuit of the U.S. government's national security policies. Central issues include the sources, foundation and structure of national security law; the participants in the national security system, their constitutional roles, and the nature of power-sharing among branches of government; and the law applicable to specific national security issues such as the use of military force, the activities of the intelligence community, and counter-terrorism activities.

ATTENDANCE POLICY: Standard Emory Law attendance policy.

Last updated: Spring 2021

LAW 656: Negotiations

CREDIT: 2 (EL) There are 3 sections – see each professors description by section

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

ATTENDANCE POLICY: See professor. OTHER INFORMATION:

PRE- or CO-REQUISITES: n/a

ATTENDANCE POLICY: See individual professor

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PROFESSOR: Athans (Sec. 06A)

GRADING: Attendance, Participation, Journals, & a Final Paper

DESCRIPTION: This is a skills-training negotiations class involving some reading each week, an in-class negotiation simulation experience, weekly 2-page journals, and a final paper. There is no final exam.

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PROFESSORS: Rumfelt & Miller (Sec. 06B – Online)

GRADING: Participation, attendance, and performance in negotiation simulations.

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

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PROFESSOR: Lytle (Perry, C.) (Sec. 06C)

GRADING: Class preparation/participation and written assignment – No Exam

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

Last updated: Spring 2021

LAW 754: Patent law

CREDIT: 3

PROFESSOR: Bagley

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period

GRADING: Exam, Participation, and Coursework - Scheduled Exam (During Exam Period)

DESCRIPTION: This course is designed to provide students with an understanding of the foundations of patent law in the United States. The course will cover theoretical justifications for patents; how to obtain, protect, and enforce patents; prominent issues arising in patent practice; and the limits of and exceptions to patent rights.

ATTENDANCE POLICY: Class will begin and end on time. Attendance and preparation for class are required and attendance will be taken at the start of each class.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 755G: Pretrial Litigation

CREDIT: 3 (EL)

PROFESSOR: Brooks & Boyce

PRE- or CO-REQUISITES: Trial Techniques

ENROLLMENT: Primarily for 3L students who are interested in civil litigation. Students must have already taken Trial Techniques class. 2L students must get permission from Lead Adjunct to take this class.

GRADING: Coursework, Participation, Attendance & Oral Argument.

DESCRIPTION: This is a civil case litigation skills/simulation course. There are no exams but there are approximately six (6) written assignments along with preparation for two (2) oral arguments. Students will work as two-person teams to draft pleadings, written discovery, and conduct evidentiary and motions hearings.

ATTENDANCE POLICY: Attendance is required although excused absences are permitted so long as the Adjuncts have been notified prior to the absence.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 616: Real Estate Finance

CREDIT: 3

PROFESSOR: Hughes, Jr., James

PRE- or CO-REQUISITES: None

ENROLLMENT: N/A

GRADING: Scheduled Final Exam

DESCRIPTION: This course first examines in detail the elements of basic real estate conveyances including the sales contract, instruments of conveyance and title assurance (recording acts, title insurance, warranties). The second half of the course is devoted to alternative methods of financing a real estate acquisition including various mortgage instruments, transfers of mortgaged property, and foreclosure questions.

ATTENDANCE POLICY: Standard Emory Law attendance policy.

Last updated: Fall 2017

LAW 854: Rights of Prisoners

Credit: 3 Hours (EL)

Instructor: Prof. Geraghty, Sarah

Prerequisite(s): Constitutional Law (preferred)

Grading Criteria: Class Participation, Attendance, & Two (2) Legal document-drafting Assignments

Description: Rights of Prisoners will explore the substantive, ethical, and strategic issues involved in litigating civil rights cases on behalf of people in jail and prison. The United States incarcerates approximately two million people. A basic knowledge of the rights accorded to incarcerated people is an important part of legal education because of the massive sweep and reach of the criminal legal system into the lives of millions of Americans. We will study principles of First, Eighth, and Fourteenth Amendment jurisprudence through the lens of prisoners' rights litigation. Reading materials will include cases, statutes, articles, legal pleadings, and autobiographical accounts of imprisonment. Students will learn basic principles and apply them to litigation using problem sets. This is an experiential learning course with opportunities for drafting legal documents, mock arguments, team case strategy sessions, and self-evaluation. Students will come away with a deeper understanding of constitutional law principles, and the application of those principles in litigation.

Attendance Policy: Students are expected to attend class and to take part in discussion of all assigned reading material. *Last Updated Spring 2020

LAW 891: Sp. Topics I

CREDIT: 3 (EL)

PROFESSOR: Morris

PRE- or CO-REQUISITES: n/a

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

GRADING: Participation, Attendance, & Paper

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 objective is to give students an introduction to the legal problems they are likely to encounter in an entrepreneurial setting either as lawyers for the enterprise or as owners of an equity position in the enterprise. Students will learn current case law that highlights the legal principles involving parties and situations facing startups. These include 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: Expectations and Class Participation Class attendance and participation are vital to success in this class. Participation, both quantity, and quality will be a factor in determining the final grade.

OTHER INFORMATION:

Last updated: Fall 2019

LAW 940: State & Multi-State Taxation

CREDIT: 2

PROFESSOR: Todorova, Maria & Tresh, Eric

PRE- or CO-REQUISITES: None

ENROLLMENT: N/A

GRADING: Scheduled open-book final exam

DESCRIPTION: This class will provide an overview of the basic principles of state and local taxation as well as related limitations on states and localities' ability to impose taxes, such as the limitations provided by the U.S. Constitution and federal preemption. The class will also explore how state and local governments seek to balance revenue needs with the need to attract jobs and investment to create sound tax policy. The class will be based on case studies, often involving the Professors' experiences representing many of the world's largest companies. Qualified students will be eligible for externships at Eversheds Sutherland.

ATTENDANCE POLICY: Emory Law standard attendance policy.

Last updated: Spring 2021

LAW 879K. Technology in Law Practice

CREDIT: 1 (EL) Accelerated Class- 2nd Half of Sem- 7 wks.

PROFESSOR: Glon

PRE- or CO-REQUISITES: n/a

ENROLLMENT: register thru OPUS during the registration period

GRADING: Homework exercises, group presentation, final research project, participation, attendance

DESCRIPTION: Technology in Legal Practice will provide students with an introduction to concepts and resources relevant to technology and its effect on the practice of law beyond traditional legal research. Areas of coverage will include law practice management, e-discovery, competitive intelligence, and other current awareness issues. Class discussions and readings will be augmented by guest speakers from the legal community.

Because this is a 7-week experiential class, attendance and participation are required. Excused absences are at the discretion of the instructor and must be approved in advance of class except in the case of illness or emergency.

ATTENDANCE POLICY: See professor.

OTHER INFORMATION: This class will be held the 2nd 7 weeks of the semester.

Last updated: Fall 2020

LAW 719: Trademark Law

CREDIT: 3

PROFESSOR: Bagley

PRE- or CO-REQUISITES: n/a ENROLLMENT: n/a

GRADING: 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 POLICY: 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. Any student missing more than four (4) regularly s

OTHER INFORMATION:

Last updated: Fall 2020

LAW 671A: Trial Practice Advocacy

CREDIT: 2 (EL)

PROFESSOR: Norman

PRE- or CO-REQUISITES: None, but Evidence recommended (concurrently ok).

ENROLLMENT: Both sections are capped at 16 students. The mock trial section (Sec. 002) is accelerated and will meet the first 7 weeks of the semester. This section is only for incoming students accepted into the mock trial program.

GRADING: Attendance/Participation, Advocacy Experiences, 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 & PPT slides 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. Therefore, you will also be required to participate in advocacy experiences held at local courthouses.

There will be a final trial but your grade will also be dependent on your performance and participation throughout the semester as students will be expected to perform/act out each portion of a trial.

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.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 674: Trusts & Estates

CREDIT: 4

PROFESSOR: Pennell

PRE- or CO-REQUISITES: Property

ENROLLMENT: register thru OPUS during the registration period;

GRADING: In-class midterm and final exams - Scheduled Exam (During Exam Period)

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 drafting, construction, and interpretation of wills, trusts, and will substitutes, plus limited study of the use of future interests in trust and powers of appointment.

ATTENDANCE POLICY: The Law School attendance policy will be enforced, allowing students to be absent for up to 20% of scheduled classes without penalty. For each two absences in addition to the 20% that may be missed I will reduce the grade that you would have received by one gradation (e.g. from A- to B+).

OTHER INFORMATION:

Last updated: Fall 2020

LAW 697C: Turner Environmental Law Clinic

CREDIT: 3 (EL)

PROFESSOR: Goldstein

PRE- or CO-REQUISITES: Environmental Law or Environmental Advocacy. Enrollment concurrently is permissible.

ENROLLMENT: Email prof. for approval. More information can be found at www.law.emory.edu/turner

GRADING: Based on individual student performance on various projects assigned.

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

This course provides students with a hands on opportunity to learn what human rights lawyers do. To ensure students are able to complete their projects to a professional standard while keeping up with their other course work, students will have regular one-on-one sessions with me in lieu of a lecture.

Each year, the 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 regenerative 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 environmental representations, and they take part in all aspects of complex civil litigation, present arguments at administrative hearings, draft and negotiate transactional documents, and work on legislative and policy issues at the local, state, and national levels.

ATTENDANCE POLICY: Students are required to work in the Clinic 150 hours/semester and attend a weekly Clinic meeting.

OTHER INFORMATION:

Last updated: Fall 2020

LAW 649: Writing for Judicial Chambers

CREDIT: 2

PROFESSOR: Parrish

PRE- or CO-REQUISITES: n/a ENROLLMENT: n/a

GRADING: 1. Bench memo 2. Final judicial opinion 3. Class participation

DESCRIPTION: This course will introduce you to the writing process that judges and law clerks use to complete their work. By the end of the course, you should feel comfortable researching, drafting, and revising appellate opinions and trial orders. You should also feel more confident about thinking through legal questions and articulating your reasoning out loud. We will examine the division of labor between judges and law clerks, as well as the different perspectives of judges and litigants in resolving legal disputes.

The course is designed for students who are considering clerkships, students leaning towards litigation, or students interested in the philosophical underpinnings of decision-making. Moreover, as part of the legal writing program here at Emory, the course will perfect your skills of analysis, research, and oral and written communication.

ATTENDANCE POLICY: As the class meets only once per week, students are only permitted one unexcused absence for the semester. Any additional absences will result in a fixed percentage decrease in the student's final grade.

OTHER INFORMATION: Please note that the final judicial opinion assignment will be derived largely from the bench memo assignment. Students are in reality completing one large writing project divided into two parts. We will also take a class day to visit the chambers of one of the local courts to get a first-hand perspective from the clerks and judge of their experiences and seek some advice for those wishing to join their ranks.

Last updated: Fall 2019

Upper-Level Seminars

LAW 817: SEM: Implement US Int'l Law

CREDIT: 3

PROFESSOR: Van der Vyver, Johan

PRE- or CO-REQUISITES: None

ENROLLMENT: Class is available through the pre-selection process and then during Open Enrollment until capacity is met.

GRADING: : Seminar Paper

DESCRIPTION: An overview of American foreign policy, highlighting among other things what has come to be known as American exceptionalism and contrasting that with the post-World-War I American policy of isolationism, the promotion of American interests in international law, and a shift in American foreign policy brought about by the Obama administration; The prosecution of offenses against the law of nations in the United States, with special emphasis on Article VI, Clause [2], and Article 1, Section (8), Clause [10], of the Constitution, and with special reference to the prosecution of torture and genocide in the United States; Non-ratification by the United States of the Convention on the Rights of the Child, with special emphasis on the influence of religious groups that oppose the ratification on biblical grounds, and the role of federalism (the rights of the child are almost exclusively within the jurisdiction of states) that may preclude the federal authorities from ratifying the Convention; The United States and the jurisprudence of international tribunals, with special emphasis on reluctance of the United States to submit itself to the jurisdiction of such tribunals, the Nicaragua Case in which the International Court of Justice in the 1980s condemned the United States for its assistance to the Contras, and the fairly recent judgment of the U.S. Supreme Court in the case of *Medelln v. Texas*, as well as decisions of the American Commission on Human Rights relating to non-compliance by the United States with the Vienna Convention on Consular Relations (by not always informing an alien detainee of his or her right to consular assistance); The International Criminal Court (ICC), with special emphasis on the positive role played by the United States in the drafting of the ICC Statute, hostility of the Bush administration toward the ICC, and re-engagement by the Obama administration with the ICC in 2009 to become a cooperating non-party State; and how this is to be reconciled with the American Servicemembers Protection Act, which in essence prohibits the United States from cooperating in any way with the ICC.

Military Interventions by the United States, with special reference to provisions in the U.N. Charter that instruct Member States not to settle their international disputes through the taking up of arms, questions as to legality under the norms of international humanitarian law of anticipatory self-defense, humanitarian interventions, and wars of liberation, the Reagan Doctrine, and the recent armed interventions in Kosovo, Afghanistan, and Iraq..

ATTENDANCE POLICY: Emory Law standard attendance policy.

Last updated: Fall 2019

LAW 843: SEM: Int'l Environmental Law

CREDIT: 3

PROFESSOR: Samandari, Atieno

PRE- or CO-REQUISITES: None, however, a background in Int'l Law will be helpful

ENROLLMENT: Class is available through the pre-selection process and then during Open Enrollment until capacity is met.

GRADING: 30-page Seminar Paper

DESCRIPTION: This seminar will examine the development of international environmental law, focusing on the major areas of global environmental protection including climate change and biodiversity loss. The course will unpack principles underlying the regime, including, the “polluter pays” principle, precaution, sustainable development, vulnerability, and others. We will delve into new developments in climate change law around the world. We will also learn about the growing movement towards granting legal person-hood to nature. The goal is to understand the current trajectory of international environmental law and the need for global environmental cooperation to expand in a socially just manner.

ATTENDANCE POLICY: Emory Law standard attendance policy.

Last updated: Fall 2019

LAW 821. SEMINAR: Corporate Governance

Credits: 3 hours - Online

Instructor(s): Prof. Georgiev

Prerequisite: BA or an equivalent introductory course in corporate law

Grading Criteria: Participation & Paper(s)

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 DoddFrank 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.

***Last Updated Fall 2018**

LAW 796. SEMINAR. Counterterrorism

Credit: 3 Instructor(s): Prof. Carson

Prerequisite: None, although courses such as National Security Law and International Humanitarian Law would be helpful

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

ENROLLMENT: Class is available through the pre-selection process and then during Open Enrollment until capacity is met.

Description: This course will expose students to the major principles of U.S. counterterrorism law. This course will highlight the wide range of legal issues implicated by such laws and efforts both domestically (CONUS) and abroad (OCONUS). This course will be rooted in legal foundations, although conversations will also include relevant policy considerations. Through this course of instruction, students will analyze issues involving international and domestic law as it relates to counterterrorism activities, the authorities for use of force, offensive operations overseas, surveillance of terrorists, capture, detention, and interrogation of terrorism suspects, prosecutions in military commissions and domestic courts, and other legal authorities for addressing terrorism-related issues.

Attendance Policy: Mandatory attendance at weekly lectures. Participation is 30% of final grade.

LAW 844. SEMINAR: Judicial Behavior

Credits: 3 hours

Instructor(s): Prof. Shepherd, Joanna

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.

Law 820. Removing Contentious Monuments from Public Space (NEW)

CREDIT: 3

PROFESSOR: Van der Vyver, Yolanda

PRE- or CO-REQUISITES: n/a

ENROLLMENT: Due to the late addition this class will be open for general enrollment for Fall 2021 but is limited to 14 students.

GRADING: 30-page Seminar Paper

DESCRIPTION: The aim of this course is to evaluate the roles of law and religion in the removal of contentious monuments from public space in South Africa and the United States of America. Calls for change in the cultural landscape have joined global debates and as some oppose the offensive idea of monuments and statues and attempt to destroy the images of past powers, others try to protect their cultural heritage and memory. Apartheid (1948-1994) in South Africa was characterized by a political system of institutionalized racial segregation and discrimination, which had a distinct impact on the social, cultural and historical contexts of urban space. The fundamental belief in white supremacy, a colonial sentiment, determined how both law and religion ordered space. Since its first democratic elections in 1994, post-apartheid South Africa has witnessed loud protests against the remaining presence of colonial and apartheid monumental symbols.

In the USA, the nationwide anti-police brutality protests that were sparked by the killing of George Floyd, an African American citizen, spilled over to protests against the presence of Confederate statues and monuments in public open spaces. Those who call for the removal of these statues and monuments find Confederate leaders' association with slavery, white supremacy and the intimidation of African Americans offensive and divisive in what should be a democratic and socially just society. The calls for Confederate statues to step down from their pedestals have often been met with huge opposition from those who want to preserve the country's urban cultural landscape and who view these monuments as an important part of its history and heritage.

ATTENDANCE POLICY: Emory Law standard attendance policy.

Last updated: Fall 2021

Juris Master Online Courses

These classes are only available to Juris Master students.

590E. Analysis, Research and Communications for Non-Lawyers

Credit: 3 hours

Grading Criteria: Regular Assignments & Final Project

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

570E. Introduction to the American Legal System ("IALS")

Credit: 2 hours

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

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

759E. Bus. Oversight & compliance

630E. Entrepreneurship/Innovation

744E. Health Care Regulation

738E. Lgl & Ethic Topics in HealthCare

599E. Kick Off Residency & Orientation