ACCOUNTING & FINANCE FOR LAWYERS

An introduction for law students to the fundamental concepts of accounting and finance. Students will learn basic financial accounting, the time value of money, capital structure, the relation between risk and return, and analysis of financial statements of business organizations. This course positions students for success in the practice of law in the areas of estate and trusts, tax planning, divorce litigation, non-profits, and business advising, among others, by providing the critical foundation for understanding the language of business.

ADMINISTRATIVE LAW

This course examines the legal and practical foundations of the modern administrative state. The central theme explores how administrative law balances “rule of law” values (procedural regularity, substantive limits on arbitrary action) against the often competing values of political accountability, democratic participation, and effective administrative governance. Topics include rationales for delegating to administrative agencies, the legal framework (both constitutional and statutory) that governs agency decision-making, the proper role of agencies in interpreting statutory and regulatory law, and judicial review of agency action. Topics are covered through a combination of cases and examples drawn primarily from the separation-of-powers doctrine; the constitutional law of due process; health, safety, and environmental policy; and national security law.

ADVANCED ADVOCACY

This course further hones persuasive writing skills acquired in the Litigation Skills and Professionalism Lab and prior Legal Research and Writing courses. It also introduces oral advocacy skills. Students first research and write a trial memorandum, and then work with co-counsel to research and write a complex appellate brief and present oral argument on that brief.

ADVANCED CIVIL PROCEDURE

This second course in Civil Procedure focuses on important issues not covered in the first-year Civil Procedure course. Most of the cases covered in first-year Civil Procedure dealt with one plaintiff suing one defendant over one issue, which is not how most cases unfold. This course discusses cases with multiple causes of action and multiple parties, and in this context applies concepts such as joinder, res judicata, collateral estoppel, and forum battles (forum non conveniens, transfer, federal vs. state court). The course also spends time on class actions and how they evolve. This practical and problem-based course is useful for those who either loved first-year Civil Procedure or seek more confidence in applying its concepts.
ADVANCED CRIMINAL PROCEDURE:  
THE PROCESS OF ADJUDICATION  
Credits: 3

This course examines the constitutional and statutory law that governs the process of adjudicating a criminal charge. Topics include bail and pretrial detention, prosecutorial charging discretion, preliminary hearings, grand jury proceedings, speedy trials, criminal discovery, jury trials and jury selection, confrontation rights, guilty pleas, double jeopardy, and sentencing. It explores the ethical and professional values inherent in criminal practice and reviews relevant practical skills.

ADVANCED EXTERNSHIP SEMINAR  
Credits: 1  
Taken concurrently with Externship Field Credits

This Externship Seminar provides opportunities for professional development for students who have completed their first externship. It allows them to obtain practical lawyering skills, create or expand professional networks, and assess and gain insight into the workings of the legal system. Opportunities are created through exposure to the system with the guidance of a supervising attorney or judge. This seminar moves beyond the foundational questions of professional identity and gives students an opportunity to continue developing an individualized plan for deeper skills. It provides personal and professional development while investigating questions about the current and future states of the legal profession.

ADVANCED LEGAL RESEARCH  
Credits: 2

This class provides a greater understanding of legal and law-related research. Building upon skills and resources covered in Legal Research and Writing I - II, the class demonstrates advanced research techniques using a wide variety of research resources in their multiple formats—print, Westlaw, LexisNexis, and the Internet. The course will specifically cover complex sources like legislative history, administrative materials, and specialized sources initially introduced in Legal Research and Writing II. The class will also demonstrate how legal and law-related resources, in their various formats, can be effectively and efficiently integrated into one overall research strategy.

ADVANCED TORTS  
Credits: 2 or 3

This elective course covers some torts claims tested on bar examinations and offers students interested in tort law additional advanced coursework. The part of the course devoted to bar exam-tested torts claims not covered in the first-year course includes the dignitary torts of defamation and invasion of privacy and their constitutional limitations, and the business torts of fraud/misrepresentation and interference with business/contractual relations, and the property tort of nuisance. The part of the course on topics of importance to practicing tort lawyers includes coverage of class actions, tort claims for wrongful discharge, Section 1983 “constitutional tort” claims, deceptive trade practices and other consumer law claims, class actions, workers’ compensation, and legal malpractice claims.
ADVANCED TRADEMARK AND UNFAIR COMPETITION LAW  Credits: 2
Prerequisite: Intellectual Property (completed or concurrent)

This course builds upon the Intellectual Property survey course. It uses the Lanham Act to address the adoption, registration, maintenance, and enforcement of trademarks; false advertising, dilution, counterfeiting, and other aspects of unfair competition; and the relevant defenses and available remedies. The course discusses the advantages of federal trademark protection and key aspects of practice before the U.S. Patent and Trademark Office, including trademark prosecution and the handling of opposition, cancellation, and concurrent use proceedings. The course covers measures for international protection, including the Madrid Protocol, and issues of branding and domain name protection as well as rights in trademark at common law and the state law right of publicity.

AGENCY AND NON-CORPORATE ENTITIES  Credits: 2
Students who have already taken Business Associations are not eligible to take this course

This course will provide a detailed look at the law of agency, including the creation of agency relationships, principles of liability, types of authority, and the fiduciary duties owed. The course will also introduce students to the various non-corporate forms that a business can select, including partnerships and related limited liability entities. The internal management and dissolution of such entities will also be covered.

ALTERNATIVE DISPUTE RESOLUTION  Credits: 3

This course provides an understanding of the full range of dispute resolution processes. Topics covered include interviewing and counseling, negotiation, mediation, arbitration, and mixed processes, such as the mini-trial. Students gain familiarity with these processes, rudimentary skills in using them, and some experience in how to help a client choose or build the most appropriate dispute resolution or prevention process.

ARBITRATION LAW  Credits: 2

Arbitration has become an increasingly popular form of dispute resolution. The course will explore the law and policy surrounding the arbitral process including the Federal Arbitration Act. Some view the main advantage of arbitration as avoiding the American judicial process; others see this a drawback. There has been an explosion of decisions surrounding arbitration including whether arbitration awards are enforceable, how they are enforced, and the interplay between arbitrators and the courts. Anyone involved in practice today should understand the law surrounding arbitration agreements and this often-used dispute resolution process.

BANKRUPTCY  Credits: 3
Recommended: Secured Transactions

This course introduces students to the federal bankruptcy law system and explores the various policies underlying the Bankruptcy Code. It focuses on how the Bankruptcy Code modifies creditors’ nonbankruptcy rights and how it protects debtors. Key general concepts studied include the bankruptcy estate, the different claims classifications, exemptions, discharge, the automatic
stay, preferences, and fraudulent transfers. In examining the different types of bankruptcy proceedings, the course starts with the rules for liquidations, explores individual reorganizations, and ends with an overview of business reorganizations.

**BUSINESS PLANNING**

Credits: 3

This course will put students in the role of transactional lawyers for a small business. It will take the students through various stages in the formation and development of the business. Students will advise the business owners and draft documents relating to several of the following: (i) the initial formation of the business entity; (ii) the relationship of the owners; (iii) transactions with financiers, customers, or suppliers; and (iv) a sale, merger, or acquisition. Students might do some or all of their work for this course in teams.

**CIVIL PROCEDURE (R)**

Credits: 4

This course covers the judicial system, how to get to court, how to stay there, or how to get a case dismissed. It examines the concepts attorneys use in litigation, including personal and subject-matter jurisdiction and basic choice of law principles for federal courts in diversity cases. This course also introduces the Federal Rules of Civil Procedure, including pleading types, joinder of parties and actions, pretrial motions, functional divisions between judges and juries, and summary judgments. It also covers the enforcement of judgments, the doctrines of res judicata and collateral estoppel, and the scope of appellate review.

**CIVIL RIGHTS**

Credits: 3

This course provides a basic understanding of how to enforce individual claims for violations of civil rights and liberties and how to defend against such claims. A significant portion of the course focuses on the main civil rights statute, 42 U.S.C. § 1983, looking at its history, the elements of a cause of action, defenses and immunities, and remedies. The course also covers other civil rights statutes, such as 18 U.S.C. §§ 241 and 242, and 42 U.S.C. §§ 1981, 1982, and 1985(3).

**CLINIC DESCRIPTIONS**

Credits: Variable

**Business Innovation Clinic**

Prerequisite: Agency & Non-Corporate Entities (completed or concurrent)

Participating students will be responsible for interviewing clients, understanding clients' business enterprises, preparing a variety of documents including charter documents (for-profit and non-profit), employment agreements, member and shareholder agreements, licensing agreements, vendor and customer contracts, and applications for federal tax exempt status. In most cases, students will have an opportunity to work with start-up and development-stage enterprises that are referred by Washington’s Small Business Development Center or other regional economic development agencies.
Elder Law Clinic

Participating students have the opportunity to represent low-income elderly clients in a variety of legal areas affecting the elderly which include Public Entitlements (Medicare, Medicaid, Social Security, VA), housing, estate planning (wills, powers of attorney and health care directives), surrogate decision making, health care, family and consumer law. Classroom topics include ethics and capacity issues, basic estate planning and advanced directives, guardianships and durable powers of attorney, elder abuse and public benefit programs. In the classroom, the clinic also meets as a firm to confer on cases, clients and courses of action.

Federal Tax Clinic

The Federal Tax Clinic offers law students an opportunity to make a direct and immediate impact on the lives of their clients. Students will help low to middle-income taxpayers who are experiencing problems with their individual and/or small business taxes. Students will be working directly with the IRS and negotiate issues such as penalty abatement, innocent spouse relief, individual and business audits, administrative hearings regarding liens and levies, and other collection issues. Additionally, some students will participate in United States Tax Court proceedings.

General Public Practice Clinic/Indian Law Clinic

With guidance and supervision, students will represent clients in various cases, which may include family law, civil rights, criminal law, children’s rights, consumer law, tribal law, prisoners’ rights, public entitlements, housing, estate planning, surrogate decision making, and health care. The clinic has two contracts with the Kalispel Tribe of Indians: to provide general legal services to enrolled members of the Kalispel Tribe of Indians; and to provide public defender services to people charged with crimes in Kalispel Tribal Court, and parents whose children are subjects of the Tribe’s child protection actions. Thus, students should expect to handle cases for Kalispel Members in tribal and non-tribal court settings. In addition to working on cases, students will meet two hours per week in a seminar to learn and reflect on ethical issues, procedural law, substantive law, and specific skills.

Immigration Clinic

In a law firm setting, students will be introduced to U.S. immigration law and practice, and will have the opportunity to develop lawyering skills through interviewing clients, researching, advising and counseling clients regarding options, case evaluation and planning. Students will need to continuously reflect on their experience as an advocate and be able to articulate the next steps in their case work. Students may also need to cope with uncertainty, inconsistency, and ambiguity relating to the ultimate outcomes for their clients.
Lincoln LGBTQ+ Rights Clinic

The Lincoln LGBTQ+ Rights Clinic will provide opportunities for students to advocate primarily in the areas of civil rights and discrimination, with faculty guidance. Students will provide direct legal representation and create research-based policy proposals for addressing systemic inequalities in the law and legal systems. In addition to working on projects and cases, students will meet in a weekly two-hour seminar to learn and reflect on ethical issues, procedural law, substantive law, and skills.

COMMUNICATION AND PERSUASION SKILLS FOR LAWYERS Credits: 1

The courses focuses on the skills required for success in practicing law. Through the use of lectures, student exercises, drills, modeling, and role-playing, students learn about the communication skills necessary for persuasion, gaining trust, fostering client relationships, effective listening, and effective argument. The course also covers questioning techniques, memory skills, organization, and time management.

COMMUNITY ORGANIZING Credits: 1

This course equips students with organizational tools for addressing the social and structural inequities that contribute to and perpetuate disparities among individuals and communities identified as vulnerable, marginalized, or underserved. Working in interprofessional teams, students hone their communication and collaboration skills as well as their understanding of different professions’ roles, responsibilities, and expertise. The course also addresses the social determinants of equity in underserved populations. The didactic coursework is paired with community engagement experiences that allow student teams to apply skills and collaborate around specific community-identified projects and goals.

COMMUNITY PROPERTY Credits: 2

This course focuses on the community property system. It covers character of ownership, management, disposition, voluntary and involuntary transactions between spouses, and tort and contract liability. Limited attention is given to federal income tax and tax collection issues involved in community property.

COMPARATIVE WOMEN’S RIGHTS Credits: 3

This course explores specific legal issues of concern to women worldwide and the concomitant social and cultural factors that affect policy-making. The role of international organizations and nongovernmental organizations and the impact of international and regional treaties and conventions on gender-related human rights issues are examined through a comparative lens using the U.S. experience as a reference point. Topics include marriage and family law, traditions, and rituals; work and education; health care and reproduction; violence against women, including sexual harassment, prostitution, pornography, rape, and intimate partner abuse; and additional women’s rights issues based on current events.
CONFLICTS OF LAWS
Prerequisite: Constitutional Law I

This course focuses on the rules regarding conflicts of laws. It examines how these have developed in different ways and discusses managing the problems of conflicting rules, shedding light on how rules of law arise, function, and interact or compete. It includes discussions around domicile, jurisdiction of courts with reference to constitutional limitations, foreign judgments and the impact of the U.S. Constitution, and choice of law problems in general. It also looks at problems concerning law choice in relation to property, family law, contracts, torts, trusts, and estate administration.

CONSTITUTIONAL LAW I (R)

Constitutional Law I studies the structure and powers of the federal judicial, legislative, and executive branches, including structural limitations on those powers. Coverage includes constitutional interpretive methodologies; judicial review; congressional powers, such as war and treaty powers, the Spending Clause, and, most especially, the Commerce Clause; and matters relating to presidential authority. This class also addresses federalism issues, including the 10th and 11th Amendments, the Supremacy Clause, and congressional authority to enforce the 13th, 14th, and 15th Amendments against the states. The course may also address the Dormant Commerce Clause and the Privileges and Immunities Clauses.

CONSTITUTIONAL LAW II (R)

This course focuses on the constitutional guarantees found in the Bill of Rights and the 14th Amendment. It begins by covering the applicability of the Bill of Rights to states and private parties and discusses the Incorporation and State Action doctrines. The course also explores issues and cases under the Equal Protection Clause, centering on laws and actions that have burdened various suspect and quasi-suspect classes, including classifications based on race, ethnicity, national origin, gender, disability status, sexual orientation, and immigrant status. In addition, the course addresses fundamental rights under the Due Process Clause, including questions about family autonomy and reproductive autonomy. Finally, the course examines issues under the 1st Amendment, including the right to free speech and freedom of association. Additional topics may be discussed such as freedom of religion under the 1st Amendment and the right of individuals to own and possess guns under the 2nd Amendment.

CONSUMER LAW

This course reviews statutes and regulations restricting unfair or deceptive marketing and sales practices, as well as remedies available to recover for violations.

CONTRACTS (R)

This course introduces students to one of the foundational subjects of the common law and one of the main sources of civil liability: contract. It focuses on the basic rules of contract law, along with the policies and principles that underlie them. Specific subjects covered include mutual assent,
defenses to contract obligation, performance, breach, and remedies. Although the course concentrates on the common law of contract, students will also study selected provisions of Article 2 of the Uniform Commercial Code and explore how those provisions have modified the law of contract.

COPYRIGHT LAW

This course examines the requirements for copyright protection, the works that can be copyrighted, and the rights copyright owners possess. It covers the relevant statutes and case law as well as the particulars of registration, notice, copyright term, ownership, licensing, assignment, and termination. The course also discusses the elements of infringement and exceptions to infringement claims, including fair use. It also explores practical applications, such as contracts and licenses for using copyrighted material as well as using musical compositions and sound recordings.

CORPORATIONS

Prerequisite: Agency & Non-Corporate Entities

Students who have already taken Business Associations are not eligible to take this course

This course is an introduction to the basic legal rules and principles governing corporations. Formation of corporations and principles of liability will be discussed. The course will also discuss the roles played by shareholders, directors, and officers in the control and management of a corporation, as well as the fiduciary duties owed by these individuals. Corporate reorganizations and shareholder litigation will also be addressed. The course may also discuss issues relating to corporate social responsibility.

CRIMINAL LAW (R)

This introductory survey course covers substantive criminal law. As such, it examines the purpose of criminal law and the varying rationales for punishment, the elements of particular crimes, and the justifications and excuses that serve as partial or complete defenses. The course also introduces students to statutory methods and persuasive argumentation as well as the values of an adversarial criminal justice system.

CRIMINAL PROCEDURE

This course focuses on the fundamental aspects of federal constitutional criminal procedure. Emphasis is placed on the constitutional limitations on police investigative practices related to search and seizure and the acquisition of confessions as well as the judicial enforcement of those limitations under the exclusionary rule. Consideration is also given to fundamentals of procedural due process, the defendant’s privilege against self-incrimination, the right to counsel, the right to trial, and double jeopardy.

DRAFTING FOR LITIGATION

(also known as LRW IV – Drafting for Litigation)

Prerequisites: LRW I, II, and III; Litigation Skills and Professionalism Lab through Spring 2021
Prerequisites: LRW I & II beginning Fall 2021

This course focuses on the skills necessary to draft litigations documents. Students draft various pleadings that could include any of the following: complaint, answer, discovery requests/answers, motions, notices, proposed orders, jury instructions, and settlement agreements. This course builds on concepts first introduced in the Litigation Skills and Professionalism Lab and Legal Research and Writing III.

**DRUG LAW AND POLICY**

Credit: 1

This course is a survey of US drug law and policy. Students will learn how the United States regulates the development, marketing, sale, and consumption of legal and illegal drugs. The class will explore the history of the Food and Drug Administration (FDA) and Drug Enforcement Agency (DEA), the development and regulation of prescription medicines, the history and ongoing implications of the US War on Drugs, the US opioid crisis, and the challenges of implementing effective substance use harm-reduction strategies. The course will be useful to students interested in a variety of fields such as health law, criminal law, mental health law, pharmaceutical regulation, marijuana law, and disability law.

**E-DISCOVERY AND E-EVIDENCE**

Credits: 2
Recommended (completed or concurrent): Evidence

This course introduces students to the practical, procedural, and substantive legal issues around electronically stored information (ESI). It discusses common problems that arise in litigation in relation to the discovery, production, and presentation of ESI as evidence. Topics include the importance of ESI, IT sources, and the electronic reference model; ESI law and principals; prelitigation action; ESI preservation; litigation holds; meet and confer obligations; the use of a special master; the e-discovery process; ESI as evidence; federal statutes addressing ESI; and ethics and ESI. The class may also explore computer forensics and the potential future of ESI.

**EDUCATION LAW**

Credits: 3
Recommended (completed or concurrent): Constitutional Law I and Constitutional Law II

This elective course surveys the constitutional issues, statutes, and case law governing public elementary and secondary schools. It emphasizes the legal relationships among the school, its employees, and its students. Topics regarding students include speech, records, search and seizure, discipline, discrimination, duties and right to attend school, and special education law. Employee issues include teacher certification, tenure, and termination; collective bargaining issues; discrimination; and employee speech rights. Institutional issues include liability, government aid to religious private schools, religion in public schools, and curriculum issues. The course introduces selected educational concepts and explores the impact of legal regulation on school system operations and the law’s treatment of educational issues.
ELDER LAW
Recommended: Wills and Trusts

Credits: 2

This course examines legal, ethical, and social issues raised by our nation’s growing elder population. Focus is on both the substantive areas of law as well as the practical application of the current laws. Special attention is given to the ethical issues that often arise for attorneys who represent elder clients. The substantive areas include Social Security, Medicare, Medicaid, health care decisions-making, guardianships, age discrimination, elder abuse, and end-of-life planning.

EMPLOYMENT DISCRIMINATION

Credits: 3

This course focuses on the laws that prohibit discrimination in employment and what is and is not unlawful discrimination. It covers the laws regarding discrimination on the basis of race, creed, color, national origin, sex, pregnancy, disability, sexual orientation, age, and physical and mental disability, in particular Title VII of the Civil Rights Act of 1964 and the Americans with Disabilities Act. Class participation is an important element in this course. Employment Law is not a prerequisite.

EMPLOYMENT LAW

Credits: 3

This elective course surveys the major issues in workplace law. Topics include employment at will and its exceptions, such as wrongful discharge claims; wage and hour laws; statutory employment discrimination claims; labor law; workers’ compensation and unemployment compensation; health insurance and pension benefits; negligent hiring and other job-related torts; and protections for employee speech and privacy. The course also covers the role of arbitration in resolving workplace disputes and provides students with opportunities to consider employment law issues from both employee and employer perspectives.

ENTERTAINMENT AND MEDIA LAW

Prerequisite: Intellectual Property

Credits: 2

This introductory course addresses legal issues within the entertainment industry, with a focus on film/television, music, gaming, publishing, and marketing. Topics include constitutional, contract, tort, ethical, and intellectual property issues of significance in this area. The course also provides a basic background on typical deal structures, the major contract types used, and the unique ways in which standard contract issues arise in these sectors of the entertainment industry.

ENVIRONMENTAL LAW

Credits: 3

This course introduces the basic principles of legal regulation of environmental protection. Course content focuses on the Clean Air Act; Clean Water Act; Comprehensive Environmental Response, Compensation, and Liability Act (Superfund); Resource Conservation and Recovery Act; National Environmental Policy Act; and Endangered Species Act.
ETHICAL ISSUES IN REPRESENTING CHILDREN

Credits: 2

This course examines ethical issues that arise when representing children and is highly reflective and interactive. It explores the ethical constraints of each model of child representation (guardian ad litem, attorney for child, attorney for situation) as well as ethical issues that arise when an attorney’s representation of adults or agencies also affects children. Introductory material discusses professional responsibility, legal issues affecting children, and child development. Students build from the introductory material to create class presentations.

EVIDENCE (R)

Credits: 3

This course surveys the law governing the admission of evidence, with an emphasis on the federal rules of evidence. Topics include foundational and other requirements for presenting and ensuring the reliability of various types of evidence (such as witness competence, appropriate question format, objections, authentication and best evidence requirements for documents, and judicial notice); the relevance requirement and its limits; the general rule excluding hearsay evidence and its many exceptions; the admissibility of scientific evidence; and the exclusion of evidence for policy reasons such as privilege. The course also examines procedural issues such as burdens of proof and appealing evidentiary issues.

EXTERNSHIP SEMINAR

Credits: 1

Taken concurrently with Externship Field Credits

This Externship Seminar provides students with opportunities for professional development, to obtain practical lawyering skills, to create or expand professional networks, and to assess and gain insight into the workings of the legal system. Opportunities are created through exposure to the system with the guidance of a supervising attorney or judge. This seminar supplements those experiences, providing students with opportunities for personal and professional skill development through self-assessment and reflection.

FAMILY LAW

Credits: 3

This course provides an introduction to both the law governing family relationships and the types of court proceedings that can create or terminate family relationships, such as paternity, adoptions, legal separations, declarations regarding validity of marriage, dissolutions, and termination of parental rights. A significant portion of class is spent discussing how the state regulates families, implicating constitutional privacy concerns and state intervention as individuals order their family lives. Consideration is given to state law, constitutional law, and model rules as well as the policy concerns that underpin the decisions and rules in this area.

FEDERAL INDIAN LAW

Credits: 3

This comprehensive survey considers the unique body of law affecting American Indians and American Indian property interests. Topics covered include the competing claims to jurisdiction by state, federal, and tribal governments; treaties and the abrogation thereof; civil rights of tribal members; powers of tribal self-government; water and fishing rights; Indian education programs;
and patterns of Indian property ownership.

**FEDERAL JURISDICTION**

This course covers the basic principles of judicial review and federalism under the Constitution of the United States. It discusses the theory and practice of federalism and the separation of powers, the broad problems of distribution of judicial power between state and federal courts, and jurisdictional conflicts created by the existence of the federal system of government. It also examines appellate and original jurisdiction of the federal courts in terms of review of state court decisions, habeas corpus, appeal and certiorari, federal questions, admiralty, diversity jurisdictions, injunctions against suit, and removal choice of law problems that raise questions of federalism.

**FORCED MIGRATION LAW AND POLICY**

This course examines elements of international, national, and regional law regarding forced migration. It covers these issues using an interdisciplinary approach that incorporates legal, historical, and political analyses. The course provides an overview of the history of forced migration, including its causes and consequences; explores key legal principles related to forced migration, focusing on international and regional legal norms, policies, institutions, and related theory; and incorporates case studies of specific populations, including women, children, and indigenous people.

**FOUNDATIONS OF APPELLATE LAW**

This course focuses on the values involved in appellate decision-making, how these values conflict, and the interplay of these values in the quest for a just system. More particularly, the course examines the substantive foundations of appellate law, including the doctrines of res judicata, collateral estoppel, and law of the case, along with the law regarding preservation of error, stare decisis, justiciable controversy, mootness, dicta, and related concepts. The course provides an introduction to state and federal appellate systems and the practical workings of the Washington appellate system, and surveys the Washington Rules of Appellate Procedure.

**GONZAGA LAW IN ACTION 2021: NOGALES**

This course offers a community engaged learning opportunity to provide legal advocacy for asylum seekers and other forced migrants on the Mexican side of the U.S.-Mexico border during spring break. Online instruction preceding travel will focus on international refugee law, U.S. asylum law, the root causes of displacement from Central America, and best practices for trauma-informed lawyering.

**HEALTH LAW**

This course examines the financing and organization of health care delivery in the United States, the legal and public policy issues the current structure raises, and the implications for health care reform. The course begins with a historical overview of the American health care system, identifies
the stakeholders, and discusses how health care is currently financed, accessed, and delivered. It reviews the major payers (private health insurance, self-insured health plans, Medicare, Medicaid), and the necessity for and breadth of regulation and reimbursement of health care providers, including traditional providers and providers of alternative medicine. The class considers health care reform options, including underlying policy considerations and political obstacles.

**IMMIGRATION LAW**

Credits: 3

This course focuses on the substantive law controlling immigration into the United States and effecting noncitizens in the country. Topics include constitutional law aspects of the immigration and removal process, admission, naturalization, relief from removal, and asylum.

**INSURANCE LAW**

Credits: 3

This course covers property and casualty insurance and the rules involved in analyzing and construing policies, claims handling, regulations, and bad-faith law. Coursework addresses the rights of parties, representations/warranties, waiver/estoppel, subrogation, uninsured/underinsured motorist coverages, statutes, and recent developments.

**INTELLECTUAL PROPERTY**

Credits: 3

This general survey course deals with the domestic legal protections available for intellectual property, focusing upon the key areas of patent, copyright, trademark and trade secret. It examines the elements of infringement claims, defenses, and remedies, along with the interaction between the federal intellectual property statutes and competition law. The course also considers the policies underlying the laws of intellectual property and the ways in which organizations and businesses can protect their intellectual property.

**INTERNATIONAL BUSINESS TRANSACTIONS**

Credits: 3

This course examines how to perform transnational business in a globalized economy. It introduces students to cross-border business transactions between private business firms and considers the wide range of transactions occurring across borders. The course deals with international trading of goods, including international contracting for sale of goods, payment arrangements, delivery of goods, and laws related to international trade, such as import and export, licensing, and foreign direct investment. It also deals with imports, exports, foreign investments, licensing, and international contracting. A deep background in business or business law is not required, although the basic corporations course is recommended (but not required).

**INTERNATIONAL HUMAN RIGHTS**

Credits: 3

This course provides an introduction to the theory and practice of human rights. The class examines the major human rights laws, including treaties, customs, and other international and national laws, as well as the various institutions in which human rights are challenged, adjudicated, and enforced. Specific current topics addressed are selected on an ongoing basis throughout the semester.
class identifies a contemporary international human rights problem and develops a human rights case to challenge in different local, national, regional, and international forums. The course also deals with business and human rights, artificial intelligence and human rights, cybersecurity and human rights, terrorism, economic inequality, and other contemporary issues relating to human rights.

**INTERNATIONAL LAW**

Credits: 3

This course examines the politics of international law and the legal rules and institutions that govern relationships among nations. The course covers the laws of war, war crimes and tribunals, international criminal law, international humanitarian law, international economic law, the UN Charter, and the challenges of modern international law. The course also explores the role and influence of international organizations and nonstate actors; U.S. foreign relations law; the international legal rules that govern trade, human rights, and the use of force; and the nature of international law itself, including questions of compliance, effectiveness, and enforcement.

**JURISPRUDENCE**

Credits: 2

Students who have already taken Legal Methods and Jurisprudence are not eligible to take this course

This course surveys the nature and history of legal thought and provides an understanding of the philosophy that underlies legal decision-making. Beginning with the development of natural law, it analyzes the consequent rise of 19th-century positivism and 20th-century realism. It also provides a brief introduction to the non-Western jurisprudential tradition before exploring modern and postmodern trends in legal thought.

**JUVENILE LAW**

Credits: 2

This course covers the history and theory of the juvenile court system. It discusses its jurisdiction, investigation, detention and hearing procedures, as well as the constitutional rights of persons in the juvenile courts. National trends and Washington law is also explored. Special attention is given to the role of the attorney in these matters.

**LABOR LAW (Private Sector)**

Credits: 3

This course studies the National Labor Relations Act, which governs the relationship between most private employers and unions. Topics addressed include representation and campaign issues, collective bargaining, strikes and picketing, contract enforcement, and federal preemption.

**LANDLORD/TENANT LAW**

Credits: 2

This course focuses on the substantive state and federal laws applicable to residential and commercial tenancies. The state component includes an examination of Title 59 of the Revised Code of Washington, which addresses tenancies in mobile home parks. The federal law component examines the rights of tenants in public housing as well as issues related to housing discrimination.
LAW AND ARTIFICIAL INTELLIGENCE

Credit: 1

Artificial Intelligence is a software tool that augments our ability to analyze information and make decisions. It is rapidly transforming many industries including manufacturing, transportation, policing, defense, communications, healthcare, and law. The application of AI to these industries raises complex ethical and legal issues that are far from being resolved. This course is a survey of those issues. Students will learn how lawmakers, scientists, and engineers are attempting to resolve them. The course will be useful to students interested in nearly any field of law.

LAW AND SEXUALITY

Credits: 3
Recommended: Constitutional Law II

This course explores a variety of topics, including gender, sexuality, and identity construction and discrimination; sexualized violence; the intersections of race, sexuality, and class; disputes over custody, adoption, and reproductive technologies; liberty interests versus equality claims; defining consent; and alternate forms of marriage. The readings center on U.S. case law while drawing on critical theory, current events, and popular culture sources to contextualize the topics in the current legal landscape.

LAW PRACTICE MANAGEMENT

Credits: 2
Prerequisite: 3L students

This course introduces students to the various components of operating a law practice. Areas of study include the public's perception of the legal profession; legal profession trends; small law office survival, products and services; office accounting; case planning; fee contracts and arrangements; common ethical complaints and ways to avoid them; civility in the profession; marketing and promoting legal services; firm performance evaluation; financial analysis of the firm; strategic planning; modern law office technology; use of law clerks and paralegals; pro bono obligations; and human resource management.

LEADERSHIP FOR LAWYERS

Credits: 3
(R) for Executive JD Program Only

This course looks through an interdisciplinary lens, and using a text authored by industry leader Deborah Rhode, will explore leadership for lawyers, with particular emphasis on the following: the nature of leadership; leadership skills; ethics in leadership; and leadership challenges. Students will be graded and evaluated based upon a written paper and leadership of course discussion. For the graded paper, students will explore an area of leadership as it relates to the life of lawyers and/or the legal profession.

LEGAL METHODS AND JURISPRUDENCE

Credits: 3
(R) for Executive JD Program Only

A survey of the classic questions in jurisprudence, the study of the nature, norms, and justifications of legal systems. Questions addressed include: How do judges decide cases? Do legal rules or standards constrain judicial decision-making? What makes a rule/norm a rule of law? Is morality
legally binding regardless of whether it has been enacted into a law by a legislature? How should cases be decided when there is no "controlling law"? Can there be "right" answers to legal disputes or is legal reasoning essentially indeterminate? What is distinctive about judicial decision-making? The course will survey the major legal theorists and schools of jurisprudence and the issues that concern them—especially Legal Realism, Natural Law, Legal Positivism, and Critical Legal Theory. No familiarity with either jurisprudence or philosophy will be presupposed, though some readings may be philosophically demanding.

**LEGAL RESEARCH AND WRITING (LRW) I (R)**
For students beginning law school in Fall 2020

This course focuses on competency in legal analysis, print and online research, and objective writing. The course covers foundational legal sources, including constitutions, statutes, cases, administrative law, legislative history, and secondary sources. Students work on a series of increasingly complex research and writing projects that allow them to research multiple authorities and write a comprehensive analysis of the law.

**LEGAL RESEARCH AND WRITING (LRW) II (R)**
For students beginning law school in Fall 2020
Prerequisite: LRW I

The second semester of Legal Research and Writing further develops and enhances analytical and writing skills. Students draft pretrial and appellate briefs, with a focus on organization and persuasive rhetoric.

**LEGAL RESEARCH AND WRITING (LRW) I AND II Executive JD (R) for Executive JD Program Only**

This two-semester, six-credit course provides an introduction to the principles of sound legal analysis for first-year executive students. Topics include the structure of the legal system, critical reading, analysis of rule creation and rule application, legal argument, legal writing, legal research, and basic legal citation. This course teaches students about legal analysis through readings, cases, lectures, and assignments, and it builds on those skills through increasingly complex objective writing assignments.

**LEGAL RESEARCH AND WRITING (LRW) III (R) for students beginning law school in Summer 2020 or before**
Prerequisites: LRW I and LRW II

The third semester of Legal Research and Writing is a two-credit course that further develops and enhances analytical and writing skills. Students draft pretrial and appellate briefs, with a focus on organization and persuasive rhetoric.

**LEGAL RESEARCH AND WRITING (LRW) IV (R) for students beginning law school in 2018 or before**
Students choose one of three course options to fulfill LRW IV:
Advanced Advocacy  
Prerequisites: LRW I, II, and III; Litigation Skills and Professionalism Lab

This course further hones persuasive writing skills acquired in the Litigation Skills and Professionalism Lab and prior Legal Research and Writing courses. It also introduces oral advocacy skills. Students first research and write a trial memorandum, and then work with co-counsel to research and write a complex appellate brief and present oral argument on that brief.

Drafting for Litigation  
Prerequisites: LRW I, II, and III; Litigation Skills and Professionalism Lab

This course focuses on the skills necessary to draft litigation documents. Students draft various pleadings that could include any of the following: complaint, answer, discovery requests/answers, motions, notices, proposed orders, jury instructions, and settlement agreements. This course builds on concepts first introduced in the Litigation Skills and Professionalism Lab and Legal Research and Writing III.

Transactional Drafting  
Prerequisites: LRW I and II; Transactional Skills and Professionalism Lab

This course develops the skills necessary to draft effective transactional documents, both public and private. It refines skills acquired in the Transactional Skills and Professionalism Lab and prior Legal Research and Writing courses and covers drafting, amending, interpreting, enforcing, defending, or litigating these papers. The course emphasizes organization, accuracy, precision, and clarity by using simple and plain English to effect a desired outcome.

LITIGATION AND DISPUTE RESOLUTION SKILLS  
Prerequisite (completed or concurrent): Evidence

This course focuses on dispute resolution methods available to lawyers and their clients. It covers the skills, craft, and techniques associated with each resolution method and provides approaches for identifying the most appropriate method for a particular dispute. Because litigation is a central method of dispute resolution that is technically complicated, and because alternative dispute resolution processes are conducted in the shadow of litigation, the larger part of this course focuses on case planning, formal and informal fact investigation, and formal evidentiary hearings. Some class time, however, is devoted to understanding and learning how to use alternative processes.

LITIGATION SKILLS AND PROFESSIONALISM LAB

This course uses a case study approach to develop litigation skills and professionalism values. The case study follows the life of a tort case and takes students through a series of skills exercises and professionalism problems. Through the use of role-playing, simulation, and case assignments, the course acquaints students with litigation skills in such areas as prefiling case investigations, client and witness interviews, discovery planning and execution, pretrial motions, and settlement
negotiations. The course covers the elements of the applicable law of civil procedure, torts, and damages and, in the process, challenges students with issues of professional responsibility and professional identity.

**MASTERING THE MULTISTATE PRACTICE TEST (MPT)**

Credits: 2

This course addresses the Multistate Performance Test, an essential part of the Uniform Bar Examination and of most other state bar exams. The class will discuss the structure and variations of the Multistate Performance Test and teach strategies for success on the exam. The course will further develop important legal research and writing concepts and skills learned in previous legal writing courses which may be tested on the Multistate Performance Test. This course is **not** intended to substitute for a post-graduation bar exam preparatory course or the spring Pre-Bar Exam Seminar. Because the course is a focused 2-credit writing course, it satisfies 2 credits of upper-level writing.

**MENTAL DISABILITY LAW**

Credits: 3

This course explores the relevant legal processes and the civil, constitutional, and criminal issues affecting persons with mental disabilities. Topics include involuntary civil commitment, institutional rights, the right to refuse treatment, deinstitutionalization, the Americans with Disabilities Act, competencies, the insanity defense, sexually violent predator acts, and the impact of mental disability in the criminal trial process on issues such as confessions and sentencing.

**MILITARY LAW**

Credits: 2

This course studies the U.S. armed forces military legal system. The course provides an understanding of such specific areas as constitutional law as it relates to the armed forces, the history of the development of the military legal system, military criminal and civil legal jurisdiction, the Uniform Code of Military Justice (UCMJ) and the Manual for Courts-Martial, the tort claims process, the War Powers Act, the law of armed conflict (including the Geneva Conventions), and judge advocate operations. Significant court decisions are explored to support course goals.

**OIL AND GAS LAW**

Credits: 3

This course provides a systematic survey of the law governing interests in oil and gas, including an introduction to reservoir mechanics, classification of property interests, conservation and administrative regulation of drilling and production, a detailed examination of the oil and gas lease, conveyance, pooling and utilization, and federal taxation of oil and gas income.

**PATENT PROSECUTION AND LITIGATION**

Prerequisite: Intellectual Property

Credits: 2

This course, a follow-up to Intellectual Property, provides an in-depth examination of practicing patent law. It focuses on legal issues related to the patent application process, post-issuance review of patent validity, litigating patent cases, and the interplay between patent prosecution and
litigation. It introduces the drafting of patent applications and issues associated with prosecuting patents before the U.S. Patent and Trademark Office, such as infringement, validity, and the claim construction; preliminary injunction practice, damages, and appeals; and the role of expert witnesses. This course is for not only those with technical backgrounds who intend to take the Patent Bar, but also for students interested in patent litigation, for whom a technical background is not required.

**PERSPECTIVES ON LAW AND JUSTICE**

**Credits: 2**

Students who have already taken Legal Methods and Jurisprudence are not eligible to take this course.

This course emphasizes the ethical, historical, and political contexts in which legal rules arise. Students compare and contrast a variety of conceptions of the nature of law and justice in an effort to identify and articulate why certain results would be appropriate in the context of disputes that raise questions with indeterminate answers. A nonexhaustive list of sources includes classical legal and political science philosophers (Aristotle, Kant, Mills, Locke); significant modern jurisprudential developments (law and economics, Rawls’s *Theory of Justice*); and aspects of sociology (Hardin’s “Tragedy of the Commons”) and the hard sciences (e.g., neuroscience) that could inform the choices to be made in both judicial and legislative processes.

**PRE-BAR EXAM SEMINAR (PBES)**

**Credits: 3**

This course is designed to provide an introduction to the content and strategy of the Uniform Bar Exam (UBE). The course will expose students to portions of substantive subjects tested on the Uniform Bar Exam. Students will take a diagnostic multiple-choice assessment as a baseline. Licensed Multi-state Bar Exam (MBE) and Multi-State Essay Exam (MEE) questions will be used to test on the subjects covered in the course. Additionally, time in the course will be spent learning and practicing the performance test portion of the bar exam using the Multi-state Performance Tests (MPT).

**PROFESSIONAL AND ACADEMIC FOUNDATIONS**

**Credits: 1 + 1**

(R) for 1Ls beginning 2020-2021

This course begins during Orientation and continues through the first semester. This course has two prongs:

1) **Academic Foundations:** provides students with multiple opportunities for practice and feedback with respect to the development of law knowledge, law application, and law expression skills. This course also uses team-based cooperative and collaborative learning. This course emphasizes teaching students how to study, read, and think in the ways necessary for success in law school, on the bar exam, and in legal practice. It also provides students with opportunities to practice their reasoning and timed writing skills and help reinforce concepts taught in doctrinal courses.

2) **Professional Foundations:** provides students with the expectations for and tools to adhere to professionalism in their written and oral communications, networking and public presentations, employment applications and interviews, and in the development of their
values and identity as a lawyer. This course sets the stage for your study of Professional Responsibility in your 2L year.

**PROFESSIONAL RESPONSIBILITY (R)**

Credits: 3

This course prepares students to become professional attorneys by discussing their responsibilities to clients, the legal system, and the community. By studying the ABA Model Rules of Professional Conduct and other ethics law sources, this course deals with the grounds for professional discipline and how to practice law ethically in a variety of contexts. Through discussion and exercises, students learn how to cultivate the values, work habits, and professionalism necessary to develop a rewarding and sustainable professional identity.

**PROPERTY (R)**

Credits: 4

This introductory course deals with property as an institution and focuses on such areas as possession and ownership, adverse possession, estates in land, future interests, landlords and tenants, covenants and equitable servitudes, easements, real estate contracts, deeds and titles, eminent domain, and zoning. Several topics, particularly real estate contracts, deeds and titles, eminent domain, and zoning are covered more fully in advanced courses.

**PUBLIC LANDS LAW**

Credits: 3

This course provides a review of various topics concerning federal public lands, such as the source and scope of federal authority, forestry, grazing, hard-rock mining on federal lands, federal oil and gas leases, fish and wildlife recreation, and wilderness issues.

**RACE AND THE LAW**

Credits: 2

This course studies the many and various ways in which race and the American legal system interact. It draws on both history and contemporary debates to better understand how the law influences the lives of racial groups. Particular emphasis is placed on the role the law played in reinforcing slavery, shaping Reconstruction, and influencing the development of the West. The seminar also examines some of the current issues surrounding the legal treatment of race.

**REAL ESTATE TRANSACTIONS**

Credits: 3

This basic course covers the elements of real estate transactions. Topics include mortgages, deeds of trust, real estate contracts, title insurance policies, and liens as they relate to real estate closings. The course also considers certain state tax aspects of real estate closings, although federal income tax implications are beyond the scope of this course. Various federal and state land-use laws and regulations are also discussed in relation to the closing of real estate transactions.
REMEDIES

Credits: 2

This elective course examines the concept of “rightful position” in different areas of law and surveys the options available to courts to put successful civil litigants in their rightful position. It compares and explores actual and punitive damages, attorney’s fees, declaratory judgments, injunctions, restitution, and special remedies such as constructive trusts. In particular, the course addresses the court’s equitable powers to issue post-trial injunctions and interim relief, including temporary restraining orders and preliminary injunctions as well as equitable defenses and contempt options to enforce equitable orders. The course also explores practical issues, such as methods for and limits on collection of judgments and restitution claims and remedies.

RESTORATIVE JUSTICE

Credits: 3

This course explores restorative justice’s global roots, theoretical underpinnings, values, limitations, and modern practices. The U.S. is beginning to engage in a critical examination of its criminal justice system, which tends to overutilize retributive principles for behavior correction. Thus the need for investigating alternative possibilities becomes increasingly important. If we hope to reform our criminal justice system into one that is more effective and fair, we must have realistic, well-measured suggestions for improvements. This course also offers a critical perspective of restorative justice, an opportunity to discuss the inherent challenges.

SALES

Credits: 3

This course provides more in-depth exposure to Article 2 of the Uniform Commercial Code than is possible in the first-year Contracts course. The course first explores which transactions are governed by Article 2. It then focuses on key concepts, including contract formation; warranties; risk of loss; acceptance, rejection, and revocation; and remedies for breach. If time permits, the rules of Article 2 are compared to those in Article 2A, which deals with leases of goods, and to selected provisions of the United Nations Convention on Contracts for the International Sale of Goods.

SECURED TRANSACTIONS

Credits: 3

This course introduces students to secured transactions and the law that governs them. After a brief overview of the difficulties in collecting unsecured debts, the course explores the role collateral plays in ensuring repayment. Students then study the principal concepts of Article 9: the requisites for attachment of a security interest, the various methods of perfecting and enforcing security interests, and the Uniform Commercial Code’s resolution of various priority disputes. During the course, students will learn the terminology of secured transactions and the basics of commercial finance, hone their statutory interpretation skills, and explore the various policies underlying the Uniform Commercial Code.

SECURITIES REGULATION

Credits: 3

This course provides students with a basic understanding of the Federal Securities Act of 1933 and the registration of securities or the exemption of securities from registration. Particular attention is
given to the roles, relationships, responsibilities, and liability exposure of the various persons involved in the offer and sale of securities. The course also examines the various types of investment transactions that constitute the sale of securities.

**SOCIAL MEDIA DISCOVERY**

This course examines the discoverability of social media data in pretrial civil litigation, including the different approaches courts take to discovery of content posted to platforms like Facebook or Snapchat. It also explores the privacy issues involved, the ethical constraints on attorney conduct, and the impact social media has on the litigation process. In addition to learning more about the law of discovery, students in this simulation course will represent a mock client, correspond with opposing counsel, draft and serve discovery requests, and, for the final project, prepare a complete pretrial motion.

**SPECIAL TOPICS IN INTELLECTUAL PROPERTY**

Prerequisite: Intellectual Property

Special Topics in Intellectual Property Law is intended to give students advanced grounding in the world of Intellectual Property (IP). Particular areas of focus for the course will vary by instructor and course year. Potential areas of focus for the course include technology transfer, Internet domain names, IP in international trade and treaties, counterfeiting, and IP litigation.

**SPORTS LAW**

This course examines issues respecting amateur and professional sports, including sports league decision-making, labor and sports, negotiating player contracts, and enforcing sports contracts, NCAA matters, drug testing, and torts in sports. It also covers governing structures.

**STATE CONSTITUTIONAL LAW**

Prerequisites: Constitutional Law I; Constitutional Law II (completed or concurrent)

This course provides a grounding in the history, structure, content, and role of state constitutions. It traces the evolution of American constitutionalists, the role of state constitutions in the federal system, the roots of state constitutions prior to the federal Bill of Rights, and the rebirth of interest in state constitutional law in the modern era of “new judicial federalism.” Theoretical study includes the nature and function of state constitutions, how to make a state constitutional law argument, and the approaches to interpretation. The course analyzes particular provisions of state constitutions, focusing principally on the Washington State Constitution, as well as case law interpreting those provisions.

**STATISTICS & DATA ANALYSIS FOR LAWYERS**

(R) for Executive JD Program Only

The purpose of this course is to introduce law students to statistical concepts/techniques, such as descriptive statistics, elements of probability and probability distributions (discrete and normal), sampling distributions, hypotheses testing (comparing means, proportions), nonparametric testing,
as well as regression analysis and time series analysis. The course emphasizes the application of statistical concepts to analyze research for best available evidence to support legal practice. In this course, we will use examples related to legal fields, such as employment discrimination, environmental protection, antitrust, and product liability, to name a few. Additionally, the course will discuss ethical issues that may arise when applying data analytics to problems within the legal profession. Lastly, the course provides students with hands-on experience in using statistical software (MegaStat) to assist in making informed decisions.

TAXATION OF GIFTS AND ESTATES AND ESTATE PLANNING  Credits: 3

This survey course studies the federal tax effects of gifts during life and transfers at death. It focuses on all aspects of the transmission of wealth, both by testate and intestate methods, from the viewpoint of drafting exercises and considering tax and nontax problems inherent in property transmission. Some work is done in actual planning principles and how to reduce federal transfer taxes through proper planning.

TAXATION OF INDIVIDUAL INCOME  Credits: 3

This course deals with the Internal Revenue Code and the administrative and judicial interpretations of that code in the context of personal income taxation. It presents a general overview of gross income, deductible items, and capital gains and losses, with some attention given to timing problems of taxation, such as the concept of constructive receipt and deferral of tax impact.

TORTS (R)  Credits: 4

This required first year course examines private lawsuits that seek compensation or other redress for personal injury, property damage, or certain intangible harms such as mental distress. The course surveys a variety of tort claims including negligence; strict liability involving animals and abnormally dangerous activities; intentional torts to the person such as assault, battery, false imprisonment, and intentional infliction of emotional distress; intentional torts to property such as trespass to land, trespass to chattels and conversion; and products liability. Defenses to tort claims including contributory and comparative negligence, assumption of the risk, and various privileges such as consent, self-defense, defense of property, and necessity are explored. The course also covers practical and procedural issues such as vicarious liability, joint and several liability, and statutes of limitation.

TRANSACTIONAL DRAFTING  Credits: 2

(Also known as LRW IV – Transactional Drafting)
Prerequisites: LRW I and II; Transactional Skills and Professionalism Lab through Spring 2021
Prerequisites: LRW I and II beginning Fall 2021

This course develops the skills necessary to draft effective transactional documents, both public and private. It refines skills acquired in the Transactional Skills and Professionalism Lab and prior Legal Research and Writing courses and covers drafting, amending, interpreting, enforcing, defending, or litigating these papers. The course emphasizes organization, accuracy, precision, and
TRANSACTIONAL SKILLS AND PROFESSIONALISM LAB  
Credits: 2  
(R) for 1Ls through 2019-2020; (R) for 2Ls beginning 2021-2022

This course focuses on the skills required of lawyers involved in transactional practice. It covers the distinctions among the various types of contract terms (e.g., representations, warranties, covenants, and conditions) and which type or types to use to best achieve a client’s objective. Students gain experience drafting contract language with precision and practice how to spot and avoid ambiguity. The course also introduces the concept of due diligence, the importance of contractual boilerplate and knowing the law that applies to it, and the lawyer’s role in identifying risks associated with a transaction. In doing so, the course presents students with issues of ethics and professional responsibility.

TRIAL ADVOCACY  
Credits: 3  
Prerequisite: Evidence (completed or concurrent)

This practical course introduces students to the objectives, skills, and ethical considerations of trying a case. Topics include jury selection, openings, direct exam, cross-exam, and closing arguments, and provide a practical command of evidentiary foundations and objections. The course is made up of weekly lectures along with weekly small-session labs for applying trial skills.

WATER LAW  
Credits: 3

This course provides an overview of water law, including riparian and appropriative rights; groundwater; legal transitions; federal and state navigability; the public trust doctrine; federal water rights; and environmental limitations on water rights. Although the class will discuss the intersection of water quality and quantity issues, Water Law focuses on access and allocation policy. Students interested in water pollution control should take the Environmental Law course.

WILLS AND TRUSTS  
Credits: 3

This course provides a background in wills and trusts. It examines the law of gratuitous transfers and decedent’s estates, including intestate and testate succession and the probate process; the nature and elements of the modern trust and other will substitutes; aspects of powers of appointment; and fiduciary powers, duties and liabilities.

WILLS AND TRUSTS SKILLS LAB  
Credits: 1  
Prerequisite: Wills and Trusts (completed or concurrent)

These skills labs involve some of the following: interviewing clients; preparing documents for probating an intestate estate; drafting wills, durable powers of attorney and/or trust documents; exploring guardianship requirements for the elderly; and/or exploring settlement options in a will contest case.
ZONING AND LAND USE REGULATION

This course discusses land use controls at the local level. It focuses on zoning and zoning flexibility devices such as variances, special use permits, and rezones; modern approaches, particularly transfer of development rights (TDR), planned unit development (PUD), and contract zoning; administrative procedures and judicial review; subdivision regulations; exclusionary zoning and growth control; constitutional issues, including taking without just compensation and due process; and equal protection and the First Amendment.
Courses not taught in previous two academic years, but still in current catalog

ACCOUNTING FOR LAWYERS
Credits: 2

This course introduces the principles necessary to oversee a client trust account. It prepares students for a career serving clients in business transactions and other litigation that requires a basic understanding of business and business language. The course covers accrual accounting, the double-entry bookkeeping system, preparing and interpreting financial statements, the time value of money, U.S. accounting principles and auditing standards, accounting issues in the practice of law, and current ethical issues in accounting. Previous experience in accounting or finance is not required. Students who have more than three semester credit hours, or its equivalent, in post-high school accounting courses may not enroll in the course without special permission from the Associate Dean for Academic Affairs.

ANTITRUST
Credits: 3

This course focuses on the federal rules regarding monopolization and both horizontal and vertical restraints of trade. It provides a more in-depth analysis of core issues rather than a survey of a broad variety of subjects. It addresses both antitrust theory and practice.

CITIES AND TOWNS
Credits: 3
Recommended: Administrative Law; Constitutional Law I; Constitutional Law II

This course examines the types of local government units and their characteristics. It covers the sources of authority and limitations on the exercise of authority, both legislative and judicial. In addition, the course introduces students to substantive doctrines that govern major local government activities. Particular attention is given to exercise of police power, financing local government, and civil rights suits under 42 U.S.C. § 1983.

GAMING LAW
Credits: 2
Prerequisites: Administrative Law; Federal Indian Law

This course provides an introduction to the law of the rapidly growing area of gaming. Areas of study include determining whether an act constitutes gaming; the social harms of gaming; private law issues in gaming, such as contracts and enforcing judgments; regulation of gaming by the federal government, the states, and the tribes; consumer protection of the gamer; and, possibly, taxation of gaming.

NONPROFIT ORGANIZATIONS
Credits: 2

This course provides a structural and operational overview of nonprofit organizations. It includes, but is not limited to, general requirements, types of organizations, formation, structure, operation, and dissolution. The course also examines a number of tax law considerations, such as obtaining and maintaining tax-exempt status under the Internal Revenue Code.
Courses taught in previous two academic years, but no longer in current catalog

BUSINESS ASSOCIATIONS

This course provides an introduction to a variety of legal concerns involving business enterprises. It covers the basic law of agency and examines the formation and operation of various legal forms that a business may take, including general partnerships, corporations, limited liability companies, and limited partnerships.

CIVIL RIGHTS LAWYERING

Prerequisite: Constitutional Law II (completed or concurrent)
One-time offering Spring 2019

The United States has made significant progress in addressing *de jure* discrimination, but persistent *de facto* discrimination and inequality remain. People of color, especially African-Americans, still have unequal encounters with the police and criminal justice system; others remain left off of juries and left out of the political process, through preemptory challenges and voter ID laws; many, too, lack the basic resources to change their status through equal access to education and employment, including in the legal profession. This class focuses on the role of law in both creating and making progress on these problems. In each class, we will compare different legal strategies for achieving (and blocking) civil rights and social justice goals. The class will begin with a look at the Civil Rights Movement and the strategies of the early lawyers, before discussing discrete topics in criminal justice, voting, higher education, and the legal profession. The class will culminate with a discussion of the future of civil rights lawyering and cause advocacy.

ECONOMICS FOR LAWYERS

One-time offering Summer 2020

Economics for Lawyers will provide you with an overview of basic tools involved in microeconomic analysis (including game theory, and some basic financial and statistical concepts), and an application of these tools to various areas of the law, including property, contracts, tort, and antitrust. This course will prepare you to think critically about the economic implications of legal rules. The ability to draw on economic arguments to shape legal arguments will make you more effective advocates.

ENTREPRENEURIAL MANAGEMENT AND LEADERSHIP

(R) for Accelerated Program Only

This course focuses on conceiving, creating, building, growing, and sustaining new ideas. It explores the structure of ideas and innovation, the development of value propositions and business models, how to manage and grow an organization, learning from failure, and creating an organizational culture. Over the course of the semester, students develop their own ideas for innovative products, services, or opportunities; work with their colleagues to evaluate these ideas;
and formulate their own business models.

**Environmental Law and Land Use Clinic**

Participating students will be responsible for researching issues, meeting/counseling clients, drafting public comment and public testimony, attending public hearings, and preparing legal pleadings related to public interest environmental and land use law issues. Environmental law issues may include advocacy for the protection of local streams and rivers, addressing issues impacting climate change, addressing the concerns of local neighborhoods, addressing issues of sprawl, public records and disclosure, and drafting local ordinances. All students will have an opportunity to: (1) prepare substantive public comments on an environmental or land use issue and (2) provide public testimony on an environmental or land use matter.

**ENVIRONMENTAL LAW - NEPA, ESA, CAA & CWA**

This course introduces basic principles of ecology, economics, and administrative law. The course content focuses on four federal statutory schemes: the National Environmental Policy Act, the Endangered Species Act, the Clean Air Act, and the Clean Water Act. The course emphasizes skill on statutory analysis and problem solving applied to real environmental disputes.

**HEALTHCARE COMPLIANCE**

*One-time offering Summer 2020*

This course provides an overview of healthcare compliance from conceptual, substantive, and operational perspectives. Students will explore the need for compliance programs within healthcare organizations. The course will provide an overview of the federal laws that generate the most significant compliance obligations, including False Claims Act, Anti-Kickback Statute, Stark Law, HIPAA, HITECH, antitrust laws, EMTALA, and tax laws. Students will also examine legal and practical issues related to the operation of a compliance program.

**LAW AND RELIGION**

*One-time offering Spring 2019*

This course examines the First Amendment's Establishment and Free Exercise Clauses. The two Religion Clauses have been and continue to be a focus of extensive controversy in the legal and political arenas. The course will examine Supreme Court opinions interpreting the Religion Clauses. Topics arising under the Establishment Clause include prayer in public school classrooms, religious symbols on public property, and government funding of parochial school education. Topics arising under the Free Exercise Clause include the rights of religious objectors to be exempt from a vaccination requirement, the rights of members of a religion to engage in animal sacrifice as part of a religious ritual, and the rights of prisoners to practice under incarceration. Students will study the interplay between religion and the Free Speech Clause, as well as state and federal legislation, including the Religious Freedom Restoration Act (RFRA), the Religious Land Use and Institutionalized Persons Act (RLUIPA), and the Affordable Care Act. By the end of the semester, students will learn the deep structure of religious liberty law and policy on the federal and state levels and will gain skills in advocacy, legislative analysis, and the
strategies and tactics used in developing both reactive and proactive interventions.

**LAWYERS AS AGENTS OF CHANGE**  
(R) for Accelerated Program Only  
Credits: 3

This course discusses how lawyers can effect change in the world. It addresses how our capacity for reasoning about fairness and justice can help us transform the world as practitioners, as leaders, and as innovators. It explores the variety of disciplines within and beyond the law that deepen our capacities to reason, deliberate, and argue about what is fair. It asks how this understanding can help us create change for clients—as advocates in court, as negotiators, and in designing structures for clients. The course explores how these capacities can make us effective leaders in government, business, and social enterprises as well as in social movements, and considers how our knowledge can ground our own innovation efforts in business and social settings.

**LEGAL RESEARCH AND WRITING (LRW) I AND II (R)**  
For students who began law school in 2019 or before  
Credits: 2 + 2

The first year of the research and writing program is a four-credit course. It focuses on competency in legal analysis, print and online research, and objective writing. The course covers foundational legal sources, including constitutions, statutes, cases, administrative law, legislative history, and secondary sources. Students work on a series of increasingly complex research and writing projects that allow them to research multiple authorities and write a comprehensive analysis of the law. Individual conferences and rewrites are hallmarks of the first-year writing program.

**NATIONAL SECURITY: COUNTERTERRORISM**  
Credit: 3  
*One-time offering Summer 2020*

This course will take an in-depth look at counterterrorism in China, Colombia, India, Israel, Russia, Spain, and the United States. The course will examine competing conceptions and definitions of terrorism at the national and international level and the institutions and processes relevant to operational counterterrorism. This course will include the study of the balance between national security interests and civil liberties found in the following topical areas: relevant Supreme Court decisions in the surveyed nations, legislative provisions in response to acts of terrorism, operational counter-terrorism considerations (including targeted killing), intelligence gathering (including interrogations), policy recommendations, the use of military tribunals or civil courts in trying suspected terrorists, the emerging law regarding enemy combatants and their detention, and the arguable need for new self-defense doctrines at the global level.

**NEGOTIATIONS**  
*One-time offering Spring 2019*  
Credits: 3

This interactive class is designed to help students improve their skills in negotiation, joint decision making, and joint problem solving. Each week students will read about some skill, strategy, or type of negotiation, which we will then discuss in class. The simulation for each week is also specific to the reading and in-class lecture subject to help students put into practice the concepts.
and theories that they studied. Topics covered include learning and developing true interests, exploring different avenues to get to a win-win settlement, strategies to seize more of the negotiation spoils for a client, and the impacts of culture and traditions on negotiation style and outcomes. Students will receive one-on-one feedback with the professors on their negotiation style and skills twice during the semester, as well as weekly observations from the professors during simulations. While there is no course final test, students will prepare weekly pre-negotiation analyses, be quizzed and expected to participate based on the reading, have two video-negotiation assessments, and a final project stemming from one of the simulations.

**PRIVACY LAW**

**Credits:** 3  
**Prerequisite:** Constitutional Law I  
*Extended offering Spring 2020*

Today’s headlines are filled with reports of new threats and invasions of privacy from governments, corporations, and hackers (both individual and collective) who have access to and control over our personal information. Under the auspices of national security and fighting crime, governments wiretap computer and telephone networks; corporations track our digital footprints to sell us targeted advertising; and hackers hack into our computers and mobile phones to spy on us and steal our identities. All of these actors take advantage of new technology, using the Internet and breaches in “Big Data” security, to effectively victimize citizens. Why does the public seem so indifferent about many of these new threats? How should policymakers respond to these privacy dangers? How do we strike a balance between privacy and security? This course will explore all of these question and more.