

SUMMER 2016- Course Classifieds

1. LAW 633-International Business Transactions- Professor Titolo

This course examines legal aspects of international private transactions. Topics will include: the legal environment of international business; the formation and performance of international sales contracts; bank collections, trade finance and letters of credit; national and international trade regulations; imports, customs and tariffs; North American Free Trade Law; the EU; environmental regulations; anti-corruption rules, etc.

2. Law 715-Appellate Advocacy- Judge Michael Fisher

Why a course classified for Appellate Advocacy? Because in this summer's course you can learn appellate advocacy from a federal court of appeals judge: the Honorable D. Michael Fisher of the Third Circuit Court of Appeals. This is a singular opportunity not only to learn what is effective advocacy from the perspective of one on the receiving end of the briefs we write and the oral arguments we give, but also to build your professional network. The opportunity to forge a positive professional relationship with Judge Fisher through your work in this course may be especially valuable if you are interested in a judicial clerkship (whether through an externship as a student or post-graduation) or are interested in breaking into the Pittsburgh job market. If you take this course, please be prepared to work hard and produce your best work so we can maintain Judge Fisher's positive perception of our school and students. The course is the standard six-week summer course, but will be taught over seven weeks to accommodate Judge Fisher's schedule, meeting on the following dates: May 16, 18, 23, and 25; and June 7, 9, 13, 15, 20, 27, 28, and 30. If you have questions about the course, please email or speak with Prof. Krech, Director of Appellate Advocacy.

FALL 2016- Course Classifieds

1. LAW 621- Lawyers as Leaders (Leadership Skill Development)- Professor Hardesty

This perspective course (3 hours credit) is based on the premise that many lawyers achieve positions of leadership in the profession and in their communities during the course of their careers. The objectives of the course include exposing law students to leadership theory, leadership literature, and leadership skills not normally developed in traditional courses. Students are divided into groups of 8. They then explore the leadership talents of students in their groups using proven personality assessments. They also explore proven discussion techniques developed originally in our department of industrial engineering. Thereafter, on 8 separate days the students discuss a topic raised by the assigned readings, taking turns leading these discussions. Each student offers his or her own personal assessment of their performance, which is used to inform the faculty leader's assessment of performance. During the discussions, students are permitted to seek guidance. The faculty leader also may interject comments when problems arise. Students also create a journal on their reflections during the course, prompted by questions posed by the instructor. Simulation topics have included routine issues arising in the profession (opening a branch law office in another jurisdiction), challenging client problems (moving a hospital 15 miles), and crisis management problem (chemical spills in the local river during a game weekend).

2. LAW 689F- Sem: Lawyers & Legislation- Professor Hardesty

This 2 hour seminar introduces students to the bill drafting process. In order to create a higher standard of performance and provide for uniform grading criteria, students are required to become familiar with the legislative process embodied in the constitution and legislative rules of our host state. The students submit for grading a topic selection memorandum, a bill, a memorandum explaining the bill and strategic decisions made during drafting, and written testimony. The students are also graded on the oral testimony they offer in support of their bill before a mock hearing panel composed of sitting or retired legislative leaders and on class contributions. Reading assignments and lectures by the instructor and guest experts acquaint the students with the bill drafting process and the technical requirements for the drafting project. After the mock hearing, students are offered feedback by guest panelists and by the instructor. Students describe their projects in writing and in person during several class periods and are offered feedback by the instructor. Students may request individual meetings to discuss difficult technique and substantive drafting issues. Absent exceptional circumstances, student bills and related materials are forwarded to the legislative director in our state for retention and future reference. On occasion, students are asked to appear before committees considering matters related to their projects. Printing copies of the legislative rules and the legislative drafting manuals are provided to students free of charge.

3. LAW 768- International Law- Professor Friedberg

International Law plays a major role in many of today's most important public issues. We will address some of these issues as well as covering basic theory and doctrine of International Law. Topics will include warranties, human rights, international environmental concerns, the United Nations, international tribunal, and the emerging of new states, as well as others. We will pay special attention to international current events, particularly conflicts that threaten global stability as they arise and are covered in the news. I look forward to working with you to make this course a worthwhile and enjoyable experience

4. **LAW 734- Intellectual Property- Professor Olson**

The focus of this course is to: (1) introduce intellectual property law as a system of protection with an emphasis on patent and copyright law; (2) identify the commercial dimensions of intellectual property and the broad coverage available in business settings; and (3) the importance of emerging technologies which challenge traditional intellectual property protections.

5. **LAW 778- Trade Regulation- Professor Olson**

The focus of this course is to: (1) a comprehensive review of American antitrust law; (2) an analysis of the historical development of business regulation in the United States as exemplified by the Sherman Act of 1890; and (3) an evaluation of strategies and tactics that businesses may use to enhance a competitive position.

6. **LAW 701- International Human Rights- Professor Martin**

In an increasingly globalized world, where business and society are becoming more and more interdependent, lawyers who understand international human rights are positioning themselves well to work in a variety of positions: government, business and public interest. In this three-credit course, students will learn various treaties that affect societal norms here and abroad, the increasing impact of business on human rights issues and the role of national law in implementing these international covenants. While students with an international focus are particularly encouraged to take this course, any student who is interested in the larger societal issues that permeate the law, would be well-served by this course. Although not a prerequisite, students are **strongly** encouraged to take international law prior to taking this course.

7. **LAW 689K- SEM: Civil Disobedience- Professor DiSalvo**

This class will be offered fall semester-Mondays from 4:30 to 6:20 pm

It carries two credits, fulfills your seminar writing requirement, and is a perspective course

The class asks a variety of questions: What is civil disobedience? What justifies it? Can it change the law? How? What view of the conscientious lawbreaking should the legal system take?

Topics include, among others, the woman's suffrage movement, the civil rights movement, the anti-war movement, the movement for the liberation of colonial India, and the movement to stop mountaintop removal in West Virginia. We will read Gandhi, King, Thoreau and many others.

The class is operated as a guided discussion in which everyone is expected to participate. (No lectures, no student presentations.)

There is no exam, rather, there is a research paper. There is also a fair amount of reading and film-watching.

The course is a ton of work and a ton of fun!

Questions? Please feel free to contact cdisalvo@wvu.edu.

8. LAW 653/654- Law and Public Service/Part-time Externship Program- Professor Haught

This program provides students with real-world legal experience at a non-profit organization or government agency. Students can elect between two and five placement credits and must work 50 hours over the course of the semester at the placement for each credit sought. In addition to externing at the placement, students are required to take the one-hour Law and Public Service course taught by Prof. Jessica Haught. Public service externship placements have included placements with public defenders, prosecutors, state court judges, legal services, hospitals, among other opportunities. All student externs must be supervised at their placement by an attorney and all public service externship placements must be approved by [Jennifer Powell](#), Director for the Center for Law and Public Service, or Prof. [Jessica Haught](#). Please review the externship program guidelines at <https://law.wvu.edu/academics/practice-ready-skills/externships>.

9. LAW 780/780A- Federal Judicial Externship Program- Professor Haught

Earn 13 credits (6 course work and 7 field work) and learn firsthand about the federal court system and the judicial process through a full-time externship with a federal judge in a United States District Court or the U.S. Circuit Court of Appeals. Eligible students will have completed at least three semesters of law school; 2Ls must be in the top 25% of their class and 3Ls must be in the top 40% to apply. Individual judges may have their own more stringent requirements. Completion of courses in evidence, criminal procedure, and federal courts is strongly recommended, and opportunities are limited. Students must first submit a resume and transcript to Prof. Jessica Haught or Jennifer Powell, Director of the Center for Law and Public Service to verify eligibility. Please review the externship program guidelines at <https://law.wvu.edu/academics/practice-ready-skills/externships>.

10. LAW 688D- SEM: Science and the Law- Professor Blake

Science and the Law is a seminar course that explores the intersections and co-development of science and medicine with the law. The course will emphasize the use of science and medicine in the courtroom (particularly from a forensic justice standpoint). It will also more broadly explore the role of science in famous cases, in legislation, and the role that law has played in supporting and sometimes limiting innovation in the medical sciences. Topics covered will include the use of changing science standards in courtrooms, genetics advancements and their impact on the law, mental health and the law, medical research, and other topics. The course is offered as part of the L.L.M. in Forensic Justice. However, law students who are interested in healthcare law, criminal law, and or the sciences may also find the course useful.

11. **LAW 747- Healthcare Law- Professor Blake**

Healthcare Law is a survey course that inventories the most significant issues in the regulation of health and healthcare in the US. This is an introductory course- no background knowledge in healthcare or healthcare law is necessary. Students interested in health law are encouraged to take this course before moving onto more advanced health law curriculum. Topics covered include the right to healthcare, private insurance and public health insurance, the Affordable Care Act, health reform in 2016, public health, and the regulation of hospitals and physicians. Students who are interested in healthcare law, science, business and corporate law, or public policy may all find the course useful.

12. **LAW 600- Adv. Criminal Law-Case Studies- Professor Elkins**

The “case studies” that we will undertake in the course will focus on **Convicting the Innocent**: cases in which innocent men and women have been convicted and spent 10, 20, 30 years in prison for crimes they did not commit and were later exonerated (or obtained their release from prison by other legal strategies). The stories of these innocently convicted men and women are poignant and heart-rending; this course, as we pursue these stories will, I can warn you, break your heart. In **Advanced Criminal Law: Case Studies**, we will focus on specific cases of wrongful conviction in which the case/the defendant has been the subject of a documentary film (or other significant video documentation) and, in many instances, the subject of, or featured prominently in, a book devoted to the case.

We will study exoneration cases—cases in which the innocent have been wrongly convicted— as autopsies of injustice. In these case studies of **Convicting the Innocent**, we will see the faces and listen to the voices of those who have been wrongfully convicted. I want you to see, feel, and experience—if that can ever be possible—the horror of being wrongfully accused and then suffering the injustice of having one's freedom stripped and their life destroyed by sloppy police investigations, heavy-handed police interrogations, police/prosecutor "tunnel vision," coerced and false confessions, prosecutorial misconduct, over reliance on eyewitness testimony, and ineffectual and defense lawyering. The contributing and causal factors in wrongful convictions is now well-established; in the study of these factors you will gain invaluable insight into the criminal justice system

13. **LAW 689N- SEM: Refugee and Asylum Law- Professor Friedberg**

Refugee and Asylum Law figures prominently in today's major national and international issues. Whether in US Presidential debates or at barbed wire border camps across Europe, the problems of refugees and other migrants seeking legal rights frequently dominate policy debates.

In this seminar, we will explore both the US law and the international law defining such rights. Both text material and current events will provide the grist for our intellectual mill. You will write a research paper of at least 25 pages that will constitute the main element of your grade.

International Law and Immigration Law are courses that would be helpful to take prior to or concurrently with this seminar.

14. Law 739- American Legal History-Professor Titolo

Provides an overview of American legal history from the Colonial era to the present. This is a great way to see how American law fits together, since we will emphasize law in its broad social context. Topics will include early colonial law; the American Revolution, the Constitution and early republicanism; slavery, the Civil War and Reconstruction; the rise of the regulatory state and economic regulation; the emergence of law schools and the legal profession; law, liberal legalism and the rights revolution. The course will end by discussing recent developments in the "war on terror" and the expansion of the surveillance state.

15. Law 791K- Judicial Writing- Professor Krech

In this experiential course, you will have the opportunity to engage in the most common types of writing done by judicial law clerks for trial and appellate judges: we will write a bench memorandum, draft a decision for a trial-court motion, and draft a decision for an appellate case. All of the assignments will be drawn from pending cases; we will work from the memos and briefs filed by the lawyers involved. If you aspire to a judicial clerkship, whether an externship or post-graduation, this course will help prepare you. Even if you do not expect to be a judicial clerk, this course will help develop your written advocacy by putting you in the shoes of your audience – a judge and law clerk – to learn first hand what works and what does not. After this course, your written advocacy should be more effective because you will have a greater understanding of and appreciation for the needs of your audience. And you'll see how hard it can be, and yet how much fun it can be, to decide cases!

16. Law 726-Constitutional Law II- Professor Bastress

Constitutional Law II focuses strictly on the freedoms of expression and conscience contained or implied in the First Amendment to the United States Constitution. They

include the freedoms of speech, press, assembly, petition, association, and religion – the fundamental rights that enable individuals to develop their faculties and to participate in society and in the democratic processes. In addition to defining the scope of protection accorded to individuals who engage in expressive activities, the course addresses modern issues relating to the mass media, the Internet, and campaign finance. Study of the First Amendment would be of considerable value to anyone who wants to work in government, civil rights, the media, or who wants to participate in public discussion or the political process. It is also useful to anyone who will be taking a bar examination; forty to fifty percent of the multistate constitutional law questions historically have been based on First Amendment issues.

17. LAW 763-Employment Discrimination-Professor Bastress

As its name communicates, Employment Discrimination provides a detailed study of federal and West Virginia fair employment laws, including Title VII of the Civil Rights Act of 1964 (prohibiting discrimination in employment on the basis of race, color, national origin, sex, and religion), the Age Discrimination in Employment Act, the Americans with Disabilities Act, the Equal Pay Act, the West Virginia Human Rights Act, and anti-retaliation provisions under all of them. The course is taught to prepare students for litigation on the anti-discrimination laws, which provide the largest number of litigated claims in all of employment law – and the most work for lawyers. The course would also prove useful for persons interested in human resources positions and in-house corporate work. Employment Discrimination is a bar exam subject in some states, including Pennsylvania.