

SPRING 2012 INTERSESSION  
COURSE SCHEDULE

Course	Course Number	Credits	Description/Prerequisites	Professor	Meeting Times	Exam	Room Number
<b>Civil Motion Practice SKILLS</b>	FL-DSRL-324	2	<b>CIVIL MOTION PRACTICE:</b> This skills-based course addresses that aspect of practice that occupies much of a new attorney's attention -- motion practice. Most law school graduates have acquired the building blocks for the practice of law, including a general knowledge of substantive law, the ability to research legal issues, and the ability to write. These building blocks come together in motion practice. This class will address the intricacies of motion practice and cover, among other issues, such matters as memoranda of law in support, reply and sur reply memoranda, the technical rules related to motions, oral argument, motion tactics and strategies, research issues related to motions, discovery motions, ethical issues, appellate court motion practice, and motions in class action litigation. Motions to dismiss, motions for summary judgment and motions in limine will also be addressed in a way that supplements and builds on concepts addressed in Civil Procedure and Pre-Trial Litigation Drafting. <b>Prerequisites:</b> <i>First-year required courses.</i>	Tuttle	January 4, 5, 6, 9, W-M 9:00am-12:00pm with a 15 minute break & 1:00pm-4:20pm with a 15-minute break	Tuesday, January 10, 9:00am-11:00am	270
<b>Indian Child Welfare Act</b>  <b>CANCELLED</b>	FL-CONS-603	1	<b>INDIAN CHILD WELFARE ACT:</b> This course provides an opportunity for in-depth discussion and examination of current legal issues focused on the implementation, interpretation and understanding of the Indian Child Welfare Act (ICWA). ICWA, a federal statute interpreted almost entirely in state courts, theoretically applies to all cases involving the custody of children, be they inter-parental custody disputes particularly between a Native American parent and a non-Native American parent, but more often to adoption of Native American children, Native American child-welfare cases, including "non-voluntary" termination of parental rights if the child involved is considered an Indian child. This law was passed in 1978 in response to the overwhelming numbers of Indian children in foster care and adopted away from their tribes and families. The Supreme Court has interpreted ICWA only once, but there are a plethora of state court opinions interpreting the statute and provided judicially created theories. ICWA is one of the most important statutes in federal Indian law and even those not in the Indian law field will likely encounter it. Any practitioner of family law should be aware of ICWA's requirements. Regardless of the number of tribes or tribal citizens in a state, ICWA must be interpreted and enforced by state judges and attorneys anytime a custody case involving an Indian child arises. Attorneys and social workers need to know when ICWA applies and how the application of ICWA makes for a fundamentally different family law case. By the end of the class, students will be able to understand the constitutional foundation behind ICWA, identify an ICWA case, and apply ICWA to the facts of the case.	Hopkins	January 4, 5, 6, 9, W-M 1:00pm-4:20pm with a 15-minute break	Tuesday, January 10, 1:00pm-2:00pm	420
<b>Workers Compensation</b>	FL-TORT-304	2	<b>WORKERS COMPENSATION:</b> An examination of the legal principles governing the compensation of employees or their dependents for injuries or loss of life arising out of employment or occurring during the course of employment. <b>Prerequisites:</b> <i>Torts II, Contracts II, Property II and Criminal Law</i>	Todd	January 4, 5, 6, 9, W-M 9:00am-12:00pm with a 15 minute break & 1:00pm-4:20pm with a 15-minute break	Tuesday, January 10, 9:00am-11:00am	460

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<b>Ethical Considerations for the Family Law Lawyer</b>	FL-FAML-310	1	<b>ETHICAL CONSIDERATIONS FOR THE FAMILY LAW LAWYER:</b> This course provides an opportunity for in-depth discussion and examination of current ethical issues focused on the practice of Family Law. The course will cover: 1) Competence in the practice area; 2) Communication with the client; 3) Requirement to provide truthful testimony, evidence and relevant adverse authority; 4) Sexual relations with a client; 5) Conflict of Interests, including conflict check; 6) Shopping around to conflict our other lawyers; 7) Honest to the client; and 8) Ethical implications of working with children. Prerequisites: First-year required courses	McLaughlin	January 4, 5, 6, 9, W-M 9:00am-12:00pm with a 15-minute break	Tuesday, January 10, 9:00am-10:00am	505
<b>Federal Sentencing SKILLS</b>	FL-DSRL-339	1	<b>FEDERAL SENTENCING SKILLS:</b> This course is designed to teach an overview of the federal sentencing process including an introduction to the Federal Sentencing Guidelines, as well as a discussion of the federal sentencing statute 18 U.S.C. § 3553(a). Following this overview, students would be given pre-sentence reports (PSR) (based on real cases) which contain all the information necessary to arrive at a lawful sentence. The PSR contains information about the crime itself, the characteristics of the defendant such as family background, education, employment, substance abuse, etc., the application of the Federal Sentencing Guidelines and other relevant information. We would then conduct mock sentencings at which students would marshal the information contained in the PSR to argue on behalf of either the government or the defendant for an appropriate sentence. Once the mock sentencing hearing was complete, the other students in the class would be asked to contribute their thoughts to the sentencing issues at hand. The course would end with a class-wide discussion of broader sentencing issues and the philosophy of sentencing. <i>Prerequisites:</i> First-year courses	Corrigan	January 4, 5, 6, 9, W-M 6:00pm-9:00pm with a 5 minute break	Tuesday, January 10, 6:00pm-7:00pm	510
<b>Public Speaking for Lawyers SKILLS</b>	FL-DSRL-330N	2	<b>PUBLIC SPEAKING FOR LAWYERS:</b> This course provides students the opportunity to develop and hone their public speaking skills, through instruction and intensive practice in a supportive environment. Topics to be addressed regarding this crucial lawyer skill include: how to create excellent, dynamic presentations; conquering fear; speaking to different audiences (courtroom vs. client meeting vs. news media vs. job interview, etc.); handling question-and-answer sessions; and how lawyers can use public speaking to advance their careers. <i>Prerequisites:</i> LP I and LPII	Millard, J.	January 4, 5, 6, 9, W-M 9:00am-12:00pm with a 15 minute break & 1:00pm-4:20pm with a 15 minute break	Tuesday, January 10, 9:00am-11:00am	520
<b>International Environmental Law Skills</b>	FL-ENVL-305N	2	<b>INTERNATIONAL ENVIRONMENTAL LAW SKILLS:</b> This intercession course provides an opportunity for students to engage several of the major problems addressed by international environmental law. In particular, students will study multilateral environmental treaties and participate in exercises that examine issues of environmental treaty design and implementation. <b>Pre-requisites:</b> None (prior environmental, international or administrative law courses strongly recommended).	Long	January 4, 5, 6, 9, W-M 9:00am-12:00pm with a 15 minute break & 1:00pm-4:20pm with a 15 minute break	Tuesday, January 10, 9:00am-11:00am	555

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<b><i>Criminal Motion Practice SKILLS</i></b>	FL-CRIM-312	2	<p><b>CRIMINAL MOTION PRACTICE:</b> The objective of this course is to develop students' legal skills by guiding them through several of the major steps involved in criminal pretrial litigation. The students will be divided into prosecutors and defense attorneys. Prior to the start of the class, students will be given an indictment charging the defendant with a federal crime, and describing the factual allegations underlying the charge. Students will be expected to read the indictment prior to the first day of class. On each class day, the first half of the class session will be devoted to classroom work: lecture, video presentations, short reading assignments. The second half of each class day will consist of skills development. We will cover a different topic on each of the four days of the intercession. On day 1, I will give them an overview of criminal pretrial procedure, and we will then focus on witness interviewing. On day 2, we will focus on drafting a motion to suppress evidence. On day 3, the students will learn how to conduct a suppression hearing. On day 4, we will work on plea negotiations. By walking through these steps, students will strengthen their knowledge of criminal pretrial procedure, and develop their interviewing, writing, direct-and-cross-examination, and negotiation skills.</p> <p><b>Prerequisites:</b> <i>Criminal Law and Criminal Procedure. Completion of Advanced Criminal Procedure: Jail to Bail is preferred but not required.</i></p>	Arnold	January 4, 5, 6, 9, W-M 9:00am-12:00pm with a 15 minute break & 1:00pm-4:20pm with a 15 minute break	Tuesday, January 10, 9:00am-11:00am	560
<b><i>Taking and Defending Effective Depositions SKILLS</i></b>	FL-DSRL-311	1	<p><b>TAKING AND DEFENDING EFFECTIVE DEPOSITIONS:</b> The ability to take and defend depositions effectively, and to prepare clients and witnesses for deposition are critical, yet often overlooked skills essential to every advocate. Good depositions can make a case, while bad ones can blow it. This course will cover deposing experts, lay witnesses, and adverse parties; preparing witnesses and clients for depositions, defending depositions, problem depositions, using depositions at trial, strategies and tactics, special and ethical considerations. <b>Prerequisites:</b> <i>Torts II, Contracts II, Property II, Criminal Law, LP II</i></p>	Sacks	January 4, 5, 6, 9, W-M 9:00am-12:00pm with a 15-minute break	Tuesday, January 10, 9:00am-10:00am	565
<b><i>Interviewing and Counseling</i></b>	FL-DSRL-305	2	<p><b>INTERVIEWING AND COUNSELING:</b> This course will teach the basic skills involved in interviewing and counseling clients in a law office. The first hour of each day will be spent discussing the assigned topic/reading. This will be followed by students conducting simulated interviews and/or counseling sessions that allow them to "practice the skill." The last half hour of each day will be devoted to critiquing. One day will be entirely devoted to arranged videotaped half-hour interviews.</p> <p><b>Prerequisites:</b> <i>None</i></p>	K.Millard	January 4, 5, 6, 9, W-M 9:00am-12:00pm with a 15 minute break & 1:00pm-4:20pm with a 15-minute break	Tuesday, January 10, 9:00am-11:00am	570