2001

Shepard Broad Law Center Catalog 2001-2002

Nova Southeastern University

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Index

Page 1-2  Calendar for 2001-2002
Page 3-6  Admission Requirements
Page 7-40  Code of Academic Regulations
Page 41  Judicial Administration
Page 42  Joint Degree Programs
Page 43-64  Course Descriptions and Prerequisites
Page 65-84  Code of Student Conduct and Academic Responsibility
Page 85-86  Policy on Acceptable use of Computing Resources
Event

1L Registration, week of August 13
1L Orientation, Wednesday August 15
Drop/Add for all Students August 17, 2001 10am - August 24
Classes begin, Monday 10pm
Labor Day, Monday August 20
Rosh Hashanah September 3
Legislative Friday* Tuesday, September 18
Yom Kippur Wednesday, September 26
All Evening Students Winter Thursday, September 27
Registration October 15 - October 19 (Monday -
Fall Break, Friday 8:30am - 3:00pm
3L Day Students Winter October 19
Registration October 22 - October 26 (Monday -
2L Day Students Winter 8:30am - 3:00pm
Registration October 29 - November 2 (Monday
All Students Winter Registration Friday)
Thanksgiving, Thurs/Friday, 8:30am - 3:00pm November 5 - November 7(Monday
Classes end, Friday Friday)
Reading days, Sat/Sun 3:00pm - 5:00pm
Exams, Mon-Tuesday November 22 & 23
Winter Hooding Ceremony November 30
Classes Begin, Monday December 1 & 2
M L King Day, Monday December 3-18
Winter Break, Mon-Fri Sunday, December 16 (tentative da
Good Friday January 7
Classes end, Friday February 25-March 1
Reading Days, Sat/Sun March 29
Exams, Mon-Tuesday April 19
Intensive Trial Advocacy—if April 20-21
sufficient enrollment April 22-May 7
Commencement May 4/5 (tentative dates)
Summer School, Monday May 11-19
Summer School begins, Monday Monday, May 21
May 20
*NOTE: if a day is a legislative day, its classes meet. For example, Friday meet on Wednesday, September 26, 2001. Wednesday classes do NOT meet.

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For information contact the webguyz@nsulaw.nova.edu
ATTN: Nancy Sanguigni
954-262-6120

The Admissions Committee seeks students who:

- will perform successfully in law school;
- know why they want a legal education;
- demonstrate an eagerness to be challenged and an ability to overcome hardships;
- evidence a commitment to the community; and
- through life experience, will add to the perspectives of the student body.

The Committee strives to assemble a student body that is academically well-prepared, highly motivated, and diverse.

Admission Requirements

While students entering the Law Center must have either (1) an undergraduate degree from a regionally accredited institution, (2) an undergraduate degree from a foreign institution that the Admissions Committee believes provides an adequate educational foundation for the study of law, or (3) an appropriate professional degree, there is no prescribed pre-legal undergraduate course of study. However, a pre-law student should consider courses that are challenging and help develop the ability to analyze issues; require the student to express thoughts clearly; and foster creative thought.

Law School Admission Test

Each applicant must submit scores from a recently administered Law School Admission Test (LSAT).

We urge applicants to sit for the test as early as possible, preferably in the fall preceding the year in which they wish to enroll.

Retaking the LSAT

Some applicants choose to take the LSAT more than once. The Admissions Committee recommends a retake only if an applicant is certain that he or she had a "bad day" and a major improvement will result from the second try. In the event an applicant retakes the LSAT, the Admissions Committee will consider all scores.
Transcripts

The Admissions Committee reviews each transcript carefully and considers not only the undergraduate grade point average, but also the difficulty of course work; the quality of institutions attended; whether the applicant had a full-time or heavy part-time work schedule while earning a degree; whether the applicant's grade point average improved during college; and whether the applicant holds advanced degrees.

Application Procedures

You can use the LSACD, a CD-ROM available from the Law School Admission Council to complete your law school application and send it to our school. The LSACD costs only $49.95 and is available from the Law School Admission Council (e-mail: lsacinfo@lsac.org; Web: www.lsac.org; phone: (215) 968-1001).

You should file an application as soon as possible. The Admissions Committee releases admission decisions twice during the winter semester, March 1st and April 19. To assure consideration for the March 1st decision, the applicant's file must be completed by February 12. To assure consideration for the April 19 decision, the applicant's file must be completed by March 15. No applicant's file is considered complete until we receive the LSDAS report. It is the applicant's responsibility to submit the necessary information to LSDAS and to list the Law Center as a recipient of the LSDAS report.

We strongly recommend (but do not require) that each applicant submit letters of recommendation relating to academic performance, extracurricular activities, or employment. Letters from professors who know the applicant and the applicant's work are particularly encouraged.

Out of fairness to all applicants, the Admissions Committee has a policy prohibiting the granting of evaluative interviews, although we would be delighted to talk with applicants about attending the Law Center.

Part-time Evening Program

The Shepard Broad Law Center offers a part-time evening program. The new part-time evening program is limited to 60 students, with classes offered in the evenings four nights a week from 6:00 p.m. - 9:00 p.m. and on Saturday mornings. This program is designed for individuals employed on a full-time basis. Applicants can apply to only one program and must select either the full-time day program or the part-time evening program. The tuition for this program will be three quarters of the full-time program tuition.

Summer Conditional Program

The summer conditional program permits applicants who otherwise
would not be granted admission to compete for admission by taking two courses of three credit hours each between May and July. The courses are taught by experienced full-time faculty members. Participants in the program will be admitted as degree candidates as a matter of right in the fall term if their grade point average based on the two courses is at least 2.5 (C+).

Applicants With Disabilities

The Admissions Committee receives and processes applications from applicants with disabilities under policies that fully comply with Section 504 of the Federal Rehabilitation Act of 1973, the Americans with Disabilities Act, and the relevant regulations. These applicants are asked to take the LSAT, if possible. For those who cannot take the LSAT, a letter supported by medical confirmation is requested.

For those who take the large-type edition of the LSAT or who take the LSAT under nonstandard conditions, the Admissions Committee considers the score as part of the record, but gives careful individual attention to the entire file because scores so obtained may not be wholly comparable to other scores.

The Admissions Committee welcomes supplementary materials (such as letters of recommendation and samples of written work) that can enhance the committee members' understanding of the applicant's academic and professional potential.

Transfer Students

An applicant who has completed at least one full year of work at a law school approved by the American Bar Association may be considered for admission as a transfer student if, before undertaking the study of law, the applicant received a baccalaureate degree from a college or university and if the applicant's law school record evidences academic excellence. Transfer students are required to undertake the regular application process stating on their application forms that they wish to apply for advanced standing as a transfer student; provide a letter from the dean of their law school stating that they are eligible to return and are in good standing; submit a copy of their LSAT/LSDAS report; and submit a final law school transcript.

The Admissions Committee will not consider an application if the student has earned a grade lower than B except under extraordinary circumstances. Applicants should complete their files no later than one month prior to the semester in which they desire to commence studies at the Law Center.

A transfer student may receive credit for up to two and one-half semesters of law school work toward the residency requirement. A transfer student will not receive credit for a grade below C, and no grades received elsewhere will be taken into account at the Law Center for any purpose other than admission. Transfer spaces are limited, and potential transfer students must exhibit outstanding potential for success if they are to be admitted.

http://www.n sulaw.nova.edu/ Admissions/
Applicants Excluded From Other Law Schools

Any student who has attended another law school and failed to maintain the grade point average necessary to continue at that school shall be eligible to apply for admission to the Law Center as a first-year student only for a fall semester commencing when such student has been out of law school for at least two academic years.

Foreign Attorneys

Graduates of foreign law schools seeking a Juris Doctor degree from an American law school are invited to apply to the Law Center. In addition to the procedures set forth above for transfer students, they must submit a written petition for advanced standing; take the LSAT; and submit detailed course descriptions for all law courses taken. Foreign attorneys enroll at the Law Center for at least four semesters.

International Students

International students who intend to reside in the United States and who are required to obtain an 1-20 visa must be full-time, degree-seeking students and must attend classes at the main campus in Fort Lauderdale, Florida. For further information, contact the International Student Adviser, Nova Southeastern University, 3301 College Avenue, Fort Lauderdale, Florida 33314, telephone (954) 262-7240.

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http://www.nsulaw.nova.edu/Admissions/
This Code governs academic requirements, graduation requirements, and certain student rights and responsibilities. A brief summary of the basic academic and graduation requirements follows. Detailed provisions appear elsewhere in the Code, the Code's Appendices, and the Honor Code; hypertext links appear in the summary below and in several of the detailed provisions.

Other sections of the Student Handbook contain useful information, such as course prerequisites. Students should consult the detailed information and should not rely exclusively on this summary.

1. Graduation. The J.D. degree will be awarded to candidates who

a. successfully complete at least three academic years of law study, including sufficient days to satisfy residence requirements;

b. meet all course requirements;

c. successfully complete 90 semester hours of credit (including 76 credits in "classroom" courses) (87 and 73 for students entering before May 1997);

d. have a cumulative average of at least 2.00;

e. unless waived by the faculty for good cause shown, complete their studies within 5 years of registration as a full-time student or six years of registration as a part-time student; and
f. are approved by the University Board of Trustees.

Special rules apply to credits earned at other law schools, to credits earned at schools other than law schools, and to foreign attorneys.

2. **Minimum/Maximum Course Loads.** A full-time student may not take fewer than 10 or more than 18 credit hours of courses during a semester without permission from Student Affairs. A part-time student may not take fewer than 8 without permission from Student Affairs; a part-time student may not take more than 12 credit hours. The maximum course load for a summer session is 9 credit hours for full-time and 6 credit hours for part-time students. Minimum credit hours apply in summer to students who wish to accelerate their graduation based on summer credits.

3. **Preference for Courses**
   
a. Third year students have priority for all upper class courses that are not designated second year preference courses.

b. Students taking a course for credit have priority over students seeking to audit.

c. Students cannot enroll in courses for which they lack prerequisites.

d. Full-time students have preference for most courses that meet during the day; part-time students have preference for most courses that meet during the evening. Seats in seminars, workshops, and limited enrollment skills courses will be allocated equitably between day and evening division students.

4. **Drop/Add.** A student may add or withdraw from a course during the drop-add period. Earlier withdrawal dates apply to certain limited enrollment courses. Dropping or adding a course at any later date requires permission from Student Affairs and the faculty member. A student may receive a grade of F if the withdrawal occurs when the student is doing unsatisfactory work in the course.

5. **Classroom Attendance and Preparation.** Regular attendance and preparation are required in all courses. A student who fails to comply with these requirements is subject to dismissal from the course with a grade of F or lowering of grade.

6. **Grades**
6. Grades

a. The Law Center uses the following grading system:

A 4.0  C+ 2.5  D 1.0
B+ 3.5  C 2.0  F 0.0
B 3.0  D+ 1.5  WF 0.0 (Withdrawal-Failing)
AU Audit; no credit or effect on average I Incomplete
P Pass; no effect on average W Withdrawal
NC No Credit

Most non-classroom courses are graded on a Pass/D/Fail basis.

b. Student Affairs posts grades and transmits them to the University Registrar. Grades are not released by individual faculty members or by telephone.

c. A faculty member who has transmitted grades to Student Affairs can change a grade only to correct a faculty member's clerical error. No grade will be changed unless the faculty member submits a written explanation to Student Affairs describing the clerical error.

7. Examinations and Other Student Work. Examinations are required in most courses. Students are required to take examinations at the regularly scheduled date and time unless their absence has been excused by Student Affairs. Student Affairs will determine the time for any make-up examination. Students must submit other coursework, such as seminar papers and workshop drafting projects, by the scheduled due date unless the faculty member grants an extension. Incomplete work must be made up within the allotted time frames.

8. Failing Grades. A student who fails a required course must retake it during the next regular semester of enrollment that it is offered in his/her division; a student who fails an elective course may retake it if he/she wishes. Both grades will appear on the transcript and count in the student's cumulative average. A student may not receive credit for retaking a course in which he/she received a passing grade.

9. Probation and Academic Dismissal
9. Probation and Academic Dismissal

a. A student whose cumulative grade point average is below 2.00 at any time is subject to probation, dismissal, and limitations on participation in student activities.

b. A student who is academically dismissed cannot apply for readmission as a first year student for two years following the dismissal.

10. Leave of Absence and Withdrawal. Petitions for Leave of Absence or Withdrawal from the Law Center are filed with Student Affairs.

11. Class Rank; Dean's List; Graduation with Honors

a. For purposes of class rank, students' averages will be computed at the end of each academic year on a cumulative basis. For purposes of Dean's List, students' averages will be computed at the end of each regular semester. For purposes of determining good standing, students' averages will be computed at the end of each regular semester and other term. Graduation with honors is based on each student's cumulative average for all work completed at the Law Center.

b. A student admitted with advanced standing will not be given a class rank based on his/her cumulative grade point average but will be eligible for Dean's List and graduation with honors.

12. Rules of Conduct. Students, faculty, and staff govern themselves by codes of conduct expected of those aspiring to a learned profession.

a. The Law Center prohibits discrimination based on race, color, age, sex, sexual orientation, religion or creed, national or ethnic origin, veteran status, or disability in the administration of its educational policies, admissions policies, scholarship and loan programs, or other Law Center-administered programs.

b. The Law Center prohibits sexual harassment. Romantic and sexual relationships between a faculty member and a student are subject to the prohibition against sexual harassment.

c. The Law Center grievance procedure governs complaints based on discrimination, sexual harassment, or arbitrary conduct by Law Center employees. In some instances, a University policy may also apply. Grievances against fellow students that do not fall under the Honor Code may be resolved under the
students that do not fall under the Honor Code may be resolved under the grievance procedure.

d. The Law Center Honor Code (a separate document on the Law Center web site) governs complaints of academic dishonesty.

e. The Associate Dean-Student & Administrative Affairs determines sanctions for students whose admissions applications contain errors.

- University policies governing students (e.g., Computer Conduct Code) are separate documents on the Law Center web site.

13. ADA Accommodations, Rule Changes, and Waivers

a. Accommodations Under the Americans with Disabilities Act are administered by Student Affairs. Nova Southeastern University is committed to achieving equal educational opportunity and full participation for persons with disabilities. It is the University's policy that no qualified person be excluded from participating in any University program or activity, be denied the benefits of any University program or activity, or otherwise be subjected to discrimination with regard to any University program or activity. This policy is derived from the University's commitment to nondiscrimination for all persons in employment and access to facilities, student programs, activities, and services.

b. Requests for waiver of any Law Center rule are to be presented in writing to Student Affairs. Student Affairs will rule on the request, refer it to the Dean, Associate Dean, or appropriate faculty committee, or refer it to the faculty.

c. A change in Law Center rules, including a change relating to degree requirements that may occur after the original admission of a student to the Law Center, will apply to all students unless the new rule otherwise states or the Dean or faculty waives the change on the ground of hardship.

14. Participation in Governance. Students participate in Law Center governance through their SBA representatives. Participation includes representation at faculty meetings and on faculty committees.

15. Miscellaneous Student/Faculty Issues

a. Each faculty member has the right to set the time made available for consultation with students. Faculty members must devote a reasonable amount of time each
with students. Faculty members must devote a reasonable amount of time each week to a fairly regular schedule of office hours.

b. Each faculty member may adopt his/her own policy regarding absences on religious holidays. An absence for religious reasons the evening before a day on which the Law Center is closed for a religious holiday is treated as an excused absence.

c. Each faculty member may permit or prohibit the use of tape recorders in class. Faculty members are encouraged to allow videotaping and audiotaping of classes meeting the evening before religious holidays on which the Law Center is closed as well as on religious holidays for which the Law Center is not closed.

d. All students will be assigned a faculty advisor, who will be available to advise them throughout their academic career. The advisor will meet with advisees as needed.

**Academic Standing; Academic Probation; Academic Dismissal**

These rules apply to students beginning their studies at the Law Center on or after April 18, 2001. Students who began their studies earlier should consult Student Affairs for the relevant version of these rules.

1. **Good Academic Standing.** To be in Good Academic Standing, a student must have a cumulative GPA of at least 2.00. Students who are not in Good Academic Standing cannot take nonclassroom courses (Appendix A) or participate in accredited student activities.

2. **Dismissal Policy.** Students who are academically dismissed are not eligible to continue studies at the Law Center. Dismissal is final and unreviewable by any means.

First Year: A student who fails to achieve a cumulative grade point average of 1.75 after the first two semesters of law school is academically dismissed. Any grades received during the summer term after the first two semesters of law school, including any intensive or mini courses, shall not count toward the student's first year required grade point average, but shall count toward the student's second year required grade point average.

Second Year: A student who fails to achieve a cumulative grade point average of 2.00 at the end of the second year of law school is academically dismissed. Any
2.00 at the end of the second year of law school is academically dismissed. Any grades received during the summer term after the second year of law school, including any intensive or mini courses, shall not count toward the student's second year required grade point average.

Third and Subsequent Years: A student who fails to maintain a cumulative grade point average of 2.00 at the end of any semester or summer term following the second year of law school is academically dismissed. Any grades received in any intensive or mini courses between the fall and winter semesters shall not count toward the grade point average required at the end of the fall semester. Any grades received during the summer term, including any intensive or mini courses, shall not count toward the grade point average required at the end of the winter semester.

Evening/Part-Time Students: The rules above apply to evening division/part-time students. The first two evening/part-time semesters constitute the first year of law school; the second two evening/part-time semesters constitute the second year of law school.

3. Probation. Students who are not in good standing during the first two years are eligible for Probation only if they are mathematically able to attain the required cumulative grade point average within the time allotted. Students on probation after the first year are subject to the following course requirements, which apply until they have completed 60 credit hours:

The student must enroll in at least two of the following per semester: Corporations; Criminal Procedure; Evidence; Family Law; Income Tax; Wills & Trusts. The student may substitute first year required courses that he/she has not successfully completed for courses on this list.

The student must take Constitutional Law II the first time it is offered once he/she has completed Constitutional Law I

A student who cannot comply with the requirements above must have his/her schedule approved by the Associate Dean-Academic Affairs. Student Affairs will submit proposed schedule to the Associate Dean.

4. Effect of Grades Earned Elsewhere. Only grades earned at Shepard Broad Law Center will be used in determining whether a student has attained any grade point average requirement listed in this section.

5. Students Repeating the First Year, Foreign Attorneys, and Transfer Students.
5. Students Repeating the First Year, Foreign Attorneys, and Transfer Students. Students repeating the first year (defined as students who were previously dismissed from law school or who previously withdrew from law school after taking at least one second semester examination) and transfer students from U.S. law schools are treated as second year students and must attain a 2.00 grade point average at the end of the second semester at the Law Center. Transfer students who are foreign attorneys are treated as first year students and must attain a 1.75 grade point average at the end of the second semester of the first year and a 2.00 at the end of the second year at the Law Center.

6. Transient Students. Transient students are ineligible to continue if their cumulative grade point average (counting only courses taken at Shepard Broad Law Center) is below 2.00 after any regular semester or summer term. Transient students are ineligible for a probationary term.

7. Application for Readmission as a First Year Student.

a. A student dismissed from the Law Center can apply to the Admissions Committee for readmission as a first year student only for a fall semester to begin after the student has been out of law school for at least two academic years.

b. A student who has completed at least the first year at another law school and failed to maintain the grade point average necessary to continue at that school can apply to the Admissions Committee for readmission as a first year student only for a fall semester to begin after the student has been out of law school for at least two academic years.

Accelerating Graduation

Under American Bar Association rules, no student can graduate in six semesters unless he/she enrolls in at least ten (10) credits and receives credit for at least nine (9) credits in each of those six semesters. Students who plan to accelerate graduation (graduation in 5 regular semesters) by attending two summer terms must enroll in and pass at least five (5) credit hours in each summer term to earn ½ the residency earned during a regular semester.

Accommodations for Students with Disabilities

Academic accommodations are provided to students with physical, visual, hearing, speech, learning, and other disabilities, including those of a temporary nature. These accommodations are generally oriented to classroom and/or examination
These accommodations are generally oriented to classroom and/or examination settings.

Students must request accommodations in writing, and by meeting with Student Affairs personnel, preferably before enrollment, if possible, or early in the term. Students should use the "Petition for Special Accommodations" form, available in Student Services, to request all accommodations. Student Affairs personnel and each student will assess his/her needs and determine appropriate accommodations, which are provided contingent upon individual need.

In order to receive accommodations, students must submit appropriate medical, psychological, or educational documentation to substantiate their needs. Confidentiality of records is maintained. Upon the student's written release, Student Affairs personnel can verify the disability, if necessary, and make recommendations for accommodations.

For more information concerning specific accommodations available and documentation guidelines, please telephone 262-6009, or stop by Student Affairs, to reach the appropriate administrator.

Auditing Courses

Students who have fulfilled the prerequisites may audit a course with the permission of the faculty member if all seats are not taken by students enrolling for credit; permission is to be obtained from the Associate Dean-Academic Affairs for courses taught by adjunct faculty. Audited courses do not count toward residency or other graduation requirements.

Class Attendance and Preparation

1. Raising of grades. A faculty member may raise to the next grade a student's final grade based on outstanding class participation. A faculty member who invokes this rule must give notice to the class before counting the student's participation.

2. Lowering of grades. A faculty member may lower to the next grade a student's final grade if the student has been unprepared or absent without excuse more than two (2) times. This rule is self-executing. Faculty members are not required to announce its application in advance.

a. A student who because of inadequate class preparation does not respond to a faculty member's inquiry is unprepared.
b. A faculty member can sanction a student who is absent without excuse under either this rule or the rule for unexcused absences but not under both rules.

c. Each faculty member may decide what circumstances will excuse a failure to be prepared. Circumstances that would excuse an attorney from a scheduled court appearance generally will excuse a student from preparation for a scheduled class.

3. Excessive Absences Will Result in Grade of F for Course. This rule is self-executing. Faculty members are not required to announce its application in advance.

a. A faculty member may bar from a final examination any student who exceeds the maximum permitted length of unexcused absences. A student barred from the examination will receive a grade of F in the course. If the course grade is not based on a final examination, the faculty member may nevertheless bar the student from completing further classwork and assign a grade of F. Unless the faculty member announces a lower number, a student cannot be absent without excuse for more than 100 minutes per credit hour.

(1) Fall/winter semester. The chart below illustrates various applications of the rule during the fall and winter terms.

<table>
<thead>
<tr>
<th>Course Credits</th>
<th>Maximum Absent Minutes</th>
<th>Weekly Meetings</th>
<th>Minutes/Meeting</th>
<th>Maximum Absences (# of Meetings)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>100</td>
<td>1</td>
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<td>4</td>
<td>400</td>
<td>2</td>
<td>100</td>
<td>4</td>
</tr>
</tbody>
</table>
(2) Summer term. Because summer school classes usually meet twice as long each week as regular semester classes, it usually takes one half as many missed class meetings to reach the maximum of 100 minutes per credit hour. For example, a 3 credit summer school course (300 class minute maximum) may meet twice a week for 3 hours each meeting. Two unexcused absences are the maximum for that 3 credit course.

b. An unexcused absence also can lead to lowering of the student's grade. See Subsection 2.

c. Each faculty member may decide what circumstances will excuse a student's absence. Circumstances that would excuse an attorney from a scheduled court appearance generally will excuse a student from attending class.

4. Reporting Raising and Lowering of Grades. Before submitting final examination grades, a faculty member must transmit to Student Affairs the names of students to receive raised or lowered grades. Student Affairs will raise or lower the anonymously reported examination grades accordingly. Faculty members raising or lowering grades in courses not graded anonymously can raise or lower students' grades before submitting the grade list to Student Affairs.

Credits--General Rules for Earning

A student can receive credits only by:

1. earning a grade of D or better (or a P or D in a pass/D/fail course) in Law Center courses;

2. receiving credit for courses taken at another law school with a grade of C or better (or a P in a Pass/Fail course); or

3. receiving credit for graduate school courses with a grade of B or better (or a P in a Pass/Fail course).

Credits Earned at Other Law Schools

1. Students transferring to Nova Southeastern. Transfer students receive all credits awarded by another American Bar Association-approved law school for courses completed with a grade of C or better. See also Appendix B.
2. Nova Southeastern students taking courses at other American Bar Association-approved law schools. Before registering for courses at another ABA-approved law school, a Nova Southeastern student must obtain written permission from Student Affairs for the courses to be taken. The student will receive all credits awarded by the other law school for courses completed with a grade of C or better. Special permission is required before a student can take a course that is required for graduation or that will be used to meet course prerequisites for advanced work.

Maximum credit and term limits apply. Nova Southeastern students can earn credit for no more than two semester equivalents (two semesters, one semester and two summer terms, etc.) of work taken as a transient student at another law school. Students who attend summer terms at other law schools cannot earn more than sixteen (16) summer credits toward the Nova Southeastern degree.

3. Study at foreign law schools. The American Bar Association imposes special requirements for programs involving study in other countries under the auspices of an ABA-approved school or a foreign law school. Student Affairs should be consulted well in advance by students interested in these programs.


5. Classroom and nonclassroom courses. Courses taken at other law schools will be treated as classroom or nonclassroom based on how comparable courses at Nova Southeastern are treated. See Appendix A.

6. Residency days. Residency days for credits earned at other law schools are based on the number of residency days at the school attended; they are not based on the number of days Nova Southeastern is in session during that period.

7. Quarter Hours. Quarter hour credits earned elsewhere will be converted to law school credit hours in a manner that reflects the minutes a quarter hour class met.

**Credits Earned at Schools Other Than Law Schools**

Credits earned outside a law school are considered nonclassroom credits and are subject to the rules governing nonclassroom courses in Appendix A.

**Examinations; Other Student Work**

1. When required. The Law Center requires a written examination in every course
1. When required. The Law Center requires a written examination in every course for which credit is given, except clinical work and courses requiring extensive written work such as moot court, trial advocacy, legal writing and drafting, seminars, workshops, and supervised research projects.

2. Anonymity of Grading. Examinations are graded anonymously. The administration will distribute anonymous numbers each semester. Faculty members must submit all examination grades by the anonymous number appearing on the examination. Students must not put their names or other identifying information anywhere on examinations.

3. Absence from Examination. A student absent from a final examination will receive a grade of F unless the absence is excused.

   a. Student requests for an excused absence from an examination must be submitted in writing to Student Affairs before the examination.

   b. A student who for extraordinary reasons cannot report in advance of the examination the reasons for absence must file a written request to be excused with Student Affairs at the earliest practicable opportunity, stating in writing the reason for the late request as well as the reason why the student should be excused from the examination.

   c. A student with a properly excused absence from a final examination will receive a grade of Incomplete.

4. Failure to Complete Examination. A student who begins an examination has decided that he/she is well enough to sit for and complete the examination. Therefore, a student who receives a copy of an examination from a proctor will be graded on the work submitted by the end of that examination even if the student is unable for any reason to finish taking the examination. A student may petition the faculty for extraordinary relief and request to be retested, but should understand that the faculty is unlikely to grant such a petition. A student who believes he/she will be unable to complete an examination should notify Student Affairs before the examination and request an excused absence.

The same rules apply to take-home examinations. The administration has the authority to fashion an appropriate remedy if a student is able to document that an unanticipated illness or injury, occurring after he/she picked up a take-home examination, prevented him/her from timely completing and returning the examination in the time allowed.
5. Problems During Examination. All Law Center examinations are proctored. If a student discovers a problem, such as an examination with missing pages, or becomes ill during the examination, he/she should immediately report the problem to the proctor. The proctor will consult with Student Affairs if he/she is unable to resolve the problem.

6. Make-Up Examinations. A student must take an examination to remove an incomplete in an examination course. The faculty member may determine the date of the examination, which cannot be later than the end of the examination period of the second regular semester following the term in which the grade of Incomplete was given. A student who does not take the examination within the required time will receive an F.

7. Papers and Other Student Work. When a course requires completion of a paper or other project to remove a grade of Incomplete, the faculty member will determine the due date for submission of the required work, which cannot be later than the end of the examination period of the next regular semester following the term in which the original grade of Incomplete was given. A student who submits a paper after the deadline will receive a grade of F unless the faculty member and Student Affairs determine a lesser sanction is appropriate.

Faculty Committees

1. The Dean will publish and maintain a current list of all faculty committees, including descriptions of their duties and jurisdiction.

2. Students may sit on faculty committees other than the Budget Committee, the Contract Renewal, Promotion, and Tenure Committee, and any committee whose charge includes the study of information that could be associated with individual students or faculty members. (This rule does not preclude students from serving on faculty recruitment committees.)

   a. The Student Bar Association will appoint one primary (and one additional) student representative to faculty committees. The additional student can vote (a) only in the absence of the primary student representative or (b) if the faculty members of the committee vote to extend voting rights to a second student. In either case, the additional student representative will have the same voting rights as the primary representative.

   b. The extent of student participation will depend on the determination of the
b. The extent of student participation will depend on the determination of the individual faculty committee. Student members of the Admissions Committee may not read or vote on applicant files. Student members of the Student Affairs Committee may not participate in matters concerning other students for whom a waiver of student privacy rights is not on file.

Faculty Meetings

1. The Dean shall call faculty meetings no less frequently than once per month during the fall and winter semesters. In the event of an emergency, and in the absence of the Dean, any tenured faculty member may call an emergency meeting to consider only those matters raised by the emergency.

2. The spirit of Robert's Rules of Order shall govern faculty meetings provided, however, a two-third's majority of those faculty members present and voting is required to extend an offer for a teaching position at or above the Instructor's level, including changing a visitor position to tenure track or extending a visitorship for a second or subsequent year.

3. The Dean shall appoint a parliamentarian, to serve at his/her pleasure, to assure that meetings proceed in an orderly manner.

4. The Dean shall appoint a secretary, to serve at his/her pleasure, to take the minutes of faculty meetings.

5. The Dean shall prepare an informal agenda and distribute it to each member of the faculty and the SBA representatives before faculty meetings. Faculty members and the SBA representatives may add to the agenda prior to the meeting. Agenda items are to be distributed by 5 p.m. on the Friday before a faculty meeting (based upon faculty meetings occurring on Wednesdays). Faculty meetings are to end after two hours unless the faculty decides to extend the meeting time.

6. The chairperson will always have the right to one vote at faculty meetings.

7. Visiting faculty members are invited to attend faculty meetings and are permitted to vote at such meetings, with the exception of tenure and hiring decisions.

8. Student Representation at Faculty Meetings

a. Two representatives from the Student Body, appointed by the Student Bar
a. Two representatives from the Student Body, appointed by the Student Bar Association president, may attend and participate in faculty meetings except those portions of the meeting dealing with tenure or with matters relating to other students who have not waived their right of privacy.

b. The SBA may designate the primary student representative, who will have the right to one vote at faculty meetings. The second representative will have a right to vote in the absence of the primary student representative.

c. The faculty may sit in executive session without the student representatives present or voting on any specific matter if ¾ of the faculty vote for such a session.

9. Abstentions will be treated, for all purposes other than determining a quorum, as though the abstaining member was neither present nor voting.

Forwarding Graduates' Names to Trustees

1. Requirement. A student can graduate with a J.D. degree from the Law Center only upon recommendation of the Law Center forwarded through the Dean's Office to the President and Trustees of the University. Before a recommendation can be forwarded, the Dean's Office must ascertain that each prospective candidate for the J.D. degree has met all of the requirements for the degree in timely fashion.

2. Procedure

a. Promptly after submission of grades, Student Affairs will review the complete file of each prospective graduate to determine if the student has completed all requirements for graduation.

b. A student will graduate on the degree conferral date determined by the University Board of Trustees.

3. Liquidation of Indebtedness. A student must pay all debts owed to the University before graduating, receiving grades or transcripts, receiving a Dean's Certificate to take any bar examination, or receiving any other administrative services from the University.

Graduation with Honors; Dean's List

1. A student graduates with honors by earning the following average:
Summa Cum Laude 3.60-4.00
Magna Cum Laude 3.40-3.59
Cum Laude 3.20-3.39

2. Student Affairs compiles separate Dean's Lists for the first, second and third year classes full-time classes and for the first, second, third, and fourth year part-time classes. Dean's List computations are made for each regular semester and reflect grades earned for that semester. Dean's list includes students who earn at least a 3.20 for that semester.

Grievance Procedure

Students with any grievance concerning a member of the law school community will have the right, but not the obligation, to consult with any of the faculty counselors appointed by the Dean. A faculty counselor will advise the student respecting the various methods available for resolution of the grievance. Faculty members appointed to the Student Affairs Committee serve as faculty counselors.

- Grievances Respecting Other Students

A grievance against a fellow student may involve conduct that (1) appears to violate the Honor Code, (2) poses a threat to the safety of fellow members of the law school community, or (3) substantially interferes with a student's experience at the law school.

When conduct appears to violate the Honor Code, the faculty counselor will advise the student of the relevant provisions of the Honor Code, including both the provision that appears to encompass the conduct and the provision that obligates the student to file an Honor Court charge.

When conduct may pose a threat to the safety of fellow members of the law school community, the faculty counselor will, in the exercise of his/her judgment, advise the student to report the conduct to the dean or to the other appropriate authorities within and outside the University.

When conduct otherwise interferes with the law school experience, the faculty counselor may in the exercise of his/her judgment offer to mediate the dispute between the students in an informal process designed to resolve the problem rather
between the students in an informal process designed to resolve the problem rather than adjudicate fault. Because mediation is a consensual undertaking, the faculty counselor will attempt mediation only with the consent of both students. Mediation proceedings will be confidential; no record of the mediation, or of the grievance, will appear on either student's file. Should either student decline to participate in informal mediation, the faculty counselor will counsel the aggrieved student respecting other remedies, if any, which may be available.

- Grievances Respecting Faculty Members

Both the law school and the university have formal grievance procedures in place for resolving grievances against faculty members. Those mechanisms contemplate fault-based adjudicatory processes appropriate for serious misconduct, but offer no mechanism for resolving grievances that do not rise to the level of serious misconduct. Student grievances either fester without resolution or grow into charges of misconduct. The former undermines student morale; the latter, requiring an adjudication of fault or exoneration, cannot resolve the grievance satisfactorily and may worsen the relationship between students and faculty.

When approached by a student with a grievance against a faculty member, the faculty counselor will advise the student of the various formal grievance procedures available under law center and university rules. In addition, the faculty counselor may in the exercise of his/her judgment, offer to mediate the grievance in an informal process designed to resolve the problem rather than adjudicate fault. Because mediation is a consensual undertaking, the faculty counselor will attempt mediation only with the consent of both the aggrieved student and the faculty member. Mediation proceedings will be confidential; no record of the mediation, or of the grievance, will appear in either the student's file or the faculty member's file. Should either the student or the faculty member decline to participate in the informal mediation, the faculty counselor will counsel the aggrieved student respecting other remedies, if any, which may be available.

- Grievances Respecting Members of the Law School Administration

Grievances against members of the law school administration may involve matters formally assigned to an appeal process by the law school regulations. An example would be the process for securing accommodations based on a disability. In these situations, a faculty counselor should explain that matters already committed to a formal appeal process cannot be mediated.

Grievances may also arise from time to time respecting the resolution of matters governed by law school or university rules, which afford no discretion to an
governed by law school or university rules, which afford no discretion to an administrator, such as tuition refunds after withdrawal from the school. A faculty counselor approached will explain the rule to the student and the absence of discretion to waive the rule.

Other grievances against members of the law school administration may arise from time to time. Those grievances may arise from the day to day exercise of discretionary authority by members of administrative staff, and by their superiors, and are most likely to arise in matters within the purview of the Associate Dean for Student Affairs. When those grievances involve administrative staff under supervision of an Associate Dean, a faculty counselor will counsel the aggrieved student to first seek to resolve the matter by discussing it with the Associate Dean. If the matter thereafter remains unresolved, or if the matter originates with the Associate Dean, and is not committed to a formal appeals process, a faculty counselor will counsel the aggrieved student respecting the remedies, if any, available under law school and university rules. In addition, the faculty counselor may in the exercise of his/her judgment offer to mediate the grievance in an informal process designed to resolve the problem rather than adjudicate fault. Because mediation is a consensual undertaking, the faculty counselor will attempt mediation only with the consent of the aggrieved student and the member of the administration. Mediation proceedings will be confidential; no record of the mediation, or of the grievance, will appear in either the student's file or the administrator's file. Should either the student or the administrator decline to participate in the informal mediation, the faculty counselor will counsel the aggrieved student respecting other remedies, if any, which may be available.

If the grievance involves administrative staff who do not report to the Associate Dean for Student Affairs, the faculty counselor will refer the student to the appropriate senior administrator, who will act based on the procedures in the preceding paragraph.

4. Formal Grievance Procedures Respecting Faculty or Members of the Administration

Any student who has a grievance concerning a member of the faculty or the staff may file the grievance in writing with the Assistant to the Dean. Upon receipt of a written grievance, the Dean will review the grievance to determine if the grievance presents a complaint upon which action should be taken.

If the Dean decides no action should be taken based on the allegations contained in the grievance, then it will be returned to the individual with a brief written explanation of the reason(s) why it is not appropriate to take any action.
explanation of the reason(s) why it is not appropriate to take any action.

If the Dean decides an inquiry should be made to determine whether the complaint alleges conduct that should result in some action concerning the complaint, then the Dean will invoke the following procedures:

If the Dean determines that there is a basis for the complaint and informal resolution under 2 or 3 is not appropriate or was unsuccessful, then he/she will appoint an Ad Hoc Committee to investigate the complaint. This Committee will be composed of four faculty members and one student; except that if the complaint concerns a staff member then the Committee will be composed of three faculty members, one staff member, and one student. The Committee will request that the parties involved attend a hearing, at which time both parties shall submit their evidence and arguments concerning the matter. The Committee will provide the Dean with a written finding of the facts and recommended solution for appropriate action by the Dean.

The Dean shall respond to all complaints within 90 days of their filing. The time period begins to run on the date the grievance is filed with the Assistant to the Dean.

If the Dean is a party to or witness in the matter of the complaint, then the Associate Dean-Academic Affairs will review the complaint under the procedure set forth in above, including any recommendation for a solution. If both the Dean and the Associate Dean are unavailable, then the full faculty will meet to appoint a committee.

The Assistant to the Dean will be the custodian of records for all actions under this procedure.

**Honor Code; Honor Court**

1. Jurisdiction. The Honor Court has exclusive power to impose a penalty, including a lower grade, upon a student as a result of a finding or belief that the student has engaged in conduct that violates the Honor Code. However, a faculty member retains complete discretion to grade written work which is based wholly or partly upon research by the student. The Dean retains authority to address complaints of sexual harassment and other allegations of conduct that poses an imminent threat to the well being of others in the Law Center community.

2. Code. The Honor Code is posted as a separate document on the Law Center web
2. Code. The Honor Code is posted as a separate document on the Law Center website.

Leave of Absence; Withdrawal from Law Center

1. Leave of Absence. Student Affairs may grant a student a leave of absence for good cause. A student is eligible for a leave of absence only if he/she is in Good Academic Standing or on Academic Probation.

2. Withdrawal. A student considering withdrawing from school should first consult with Student Affairs. To withdraw, a student

a. Must complete and submit to Student Affairs an official withdrawal form;

b. Must satisfy or make arrangements to satisfy all obligations to the University and the Law Center (including return of library materials).

If a student seeks to withdraw during a term, the rules concerning withdrawal from a course also apply.

A student who fails to withdraw in accordance with this procedure is ineligible to re-enroll at the Law Center. A withdrawing student's status—Good Standing, on Academic Probation, or Academically Dismissed—will not be changed because the student decides to withdraw.

Nonclassroom Courses

A student must earn at least 76 credits in classroom courses to graduate (73 credits for students who began their studies before May 1997). A student may enroll for—but will not receive credit toward graduation for—more than 14 credits of nonclassroom courses. Each category of nonclassroom courses has a maximum number of credits. A student may enroll for but will not receive credit toward residency or other graduation requirements for more than the maximum listed credits for each category of nonclassroom courses. A list of nonclassroom courses, their respective maximum credits, and the special rules governing enrollment in non-classroom courses appears in Appendix A.

Pass/D/Fail Grading

1. Pass/D/Fail. The following courses are graded pass/D/fail: Clinics; other externships; Guardian Ad Litem; Trial Competitions; Law Review; Moot Court;
externships; Guardian Ad Litem; Trial Competitions; Law Review; Moot Court; and Street Law. Other nonclassroom courses may be added to this list after approval by the faculty as a whole.

2. A pass in courses graded pass/D/fail earns hours toward graduation but does not affect the grade point average. A fail or a D will affect a student's grade point average.

Preference for Courses

1. Required Courses. Students for whom courses are required receive registration preference for those courses. Full-time students receive preference for day sections of those courses; part-time evening students receive preference for evening sections of those courses. Second year full-time and third year part-time students have priority for winter sections of Professional Responsibility.

2. Second Year Preference Courses. Second year full-time students receive registration preference in all day sections of the following courses: Corporations; Criminal Procedure; Evidence; Family Law; Income Tax; and Wills & Trusts. Students who delay these courses until their third year are not guaranteed a seat unless the delay occurred because the student lacked a passing grade in a prerequisite course.

3. Trial Advocacy. Second year full-time students also receive registration preference vis-a-vis third year full-time students for all winter semester Trial Advocacy sections and for May offerings of Intensive Trial Advocacy. Comparable rules apply to part-time students who have completed the prerequisites for these courses.

Prerequisites

Course prerequisites are published on the Law Center web site and updated in registration materials. Neither the instructor nor the administration can waive a prerequisite. Students who enroll in a course for which they lack one or more prerequisites will be dropped from the course no matter how late in the term the problem is discovered. The responsibility for determining that prerequisites are met lies with the student.

Required Courses and Writing Requirement

1. Required Courses. All students must take and pass each of the following
required courses: Civil Procedure; Constitutional Law I & II; Contracts; Criminal Law; Lawyering Skills & Values four semester sequence; Professional Responsibility; Property; and Torts. Students who began their studies before May 1997 can substitute Legal Research & Writing (or its equivalent) for Lawyering Skills & Values if they successfully completed LRW before fall 1997.

2. Writing Requirement. A student must complete a seminar or a two credit Supervised Research with a grade of C+ or better. A student can also satisfy this requirement by submitting to the Nova Law Review or the Journal of International & Comparative Law a note or case comment that is certified by a full-time faculty member to merit a grade of C+ or better. Only full-time faculty members, including visiting faculty and Professors of Legal Writing, can offer seminars or Supervised Research. Workshops do not satisfy the writing requirement even when taught by full-time faculty. Seminars taken at other law schools or in nonlaw programs do not satisfy the writing requirement.

3. Courses Taken at Other Law Schools. The Associate Dean-Academic Affairs, consulting as necessary with the Admissions Committee or faculty members teaching in a particular subject area, will determine the extent to which a student transferring to the Law Center should be exempt from a required course based on work done at another law school. Student Affairs will determine in advance of the course being taken if coursework taken as a transient student at another law school can be substituted for a Law Center required course.

Residency Requirements

1. General Rule. To graduate, a student must earn residency credit equivalent to six full-time 70-day semesters in the study of law. A student can earn residency credits by attending classes at the Law Center, at other ABA-approved law schools, in ABA-approved foreign programs, or in other graduate program courses approved in advance by Student Affairs. Part-time students can earn up to 56 days for each regular semester.

a. ABA Residency Standards. Residency credit is awarded based on the number of days in a semester or term, using ABA governing rules. Computation tables are on file in Student Affairs.

b. Class Attendance. To satisfy residency and class hours requirements, a student must regularly and punctually attend class.

c. Effect of Employment. A student who works more than 20 hours per week
c. Effect of Employment. A student who works more than 20 hours per week cannot take more than 12 credits for that term.

d. Last Four Semesters at Law Center. A student must spend the last four regular semesters as a resident student at the Law Center. Student Affairs can grant exceptions for a legitimate academic purpose or in cases of personal or family hardship, but a student must spend at least two of the last four semesters in residence at the Law Center, and must spend at least four semesters in residence at the Law Center. Transfer students are subject to the requirements set forth in Appendix B.

2. Credit Hours Needed to Earn Full Residency

a. Fall/Winter Semester. A full-time student can receive a semester of residency credit for fall or winter semester by completing a minimum of eight credit hours. A part-time student can receive up to 3/4 of a semester of residency credit for fall or winter semester by completing a minimum of eight credit hours. However, to graduate in six semesters, a student must enroll in ten class hours a week and receive credit for at least nine hours for each semester. A student who fails to satisfy either of these requirements will receive residency credit only in proportion to the ratio of hours enrolled or credit received to the minimum specified.

b. Summer School. A student can receive one-half a semester of residency credit for summer school by enrolling in and passing a minimum of five credit hours in coursework that runs the full summer.

- Actual residency days. Regular semesters will run between 68 and 70 days of class; summer school will run between 32 and 40 days of class, with possible additional days for intensive courses and international programs. Student Affairs has tables for computing summer residency; these tables are also posted on the web.

3. Courses Not Sponsored by Shepard Broad Law Center. Because other programs may offer fewer than 70 days of residency in a particular semester (or 35 in a particular summer term), these programs present special concerns regarding residency. Before enrolling in such a course, a student must obtain permission from Student Affairs, which will provide a residency computation for the program.

4. Transfer Students and Foreign Attorneys. See Rules in Appendix B.

Romantic and Sexual Relations Between Faculty and Students
Romantic or sexual relationships between a faculty member and a student then enrolled in the faculty member's class (including supervised student activities for which academic credit is given) may appear to be coercive and are discouraged. Even when no coercion is present, such relationships create an appearance of impropriety and favoritism that can impair the academic experience of all students in that class. It is, therefore, improper conduct for a faculty member to engage in a romantic or sexual relationship with a student then enrolled in the faculty member's class.

Social discourse between faculty and students contributes to the collegial atmosphere that characterizes Nova Southeastern. Nothing in this section should discourage that collegiality.

**Sexual Harassment**

1. It is the intent of the University and the Law Center to protect all employees and students from sexual harassment. Sexual harassment of employees violates Title VII of the Civil Rights Act of 1964. Sexual harassment undermines the integrity of the employment and academic environment, debilitates morale, and interferes with the effectiveness of employees and students.

   a. Nova Southeastern University and the Shepard Broad Law Center will not tolerate sexual harassment. Sexual harassment is an insidious practice. It demeans individuals being treated in such manner, and creates unacceptable stress for the entire organization. Persons harassing others will be dealt with swiftly and vigorously.

   b. Normal, non-coercive interaction that is welcomed by both parties is not considered to be sexual harassment.

2. The sexual harassment policy applies to harassment of or by an employee, client, vendor, or student. The policy appears as Appendix C.

**Student Activities--G.P.A. Requirements**

1. A student must be in good academic standing to serve as an officer, director or coordinator of (or hold any other position of responsibility in) any organization affiliated with the Law Center whether or not credit can be earned through participation in the activity (e.g., Law Review, Moot Court Society, SBA, FAWL). A student must relinquish any position whenever his/her cumulative grade point
A student must relinquish any position whenever his/her cumulative grade point average falls below 2.00.

2. A student must be in good academic standing to compete in, coordinate, or serve as a witness for any intramural or interscholastic competition, or to serve on a Law Review staff or board of editors. A student in good academic standing chosen for any competition who falls below a 2.00 before the competition will be withdrawn from the competition without any grade.

Withdrawal from Courses

1. Withdrawal--Required Courses. A student may not withdraw from a required course (other than Professional Responsibility) except in extraordinary circumstances upon written petition approved by Student Affairs and the faculty member.

2. Withdrawal--Limited Enrollment Courses and Externships. A student may withdraw from the following courses only before the first day of the semester or summer term involved: all seminars; all workshops; Alternative Dispute Resolution; all clinics and related clinical courses; Guardian Ad Litem; Interviewing, Counseling & Negotiating; Judicial Internship; Legislative Internship; Pre-Trial Practice and Criminal Pre-Trial Practice; Street Law; and Trial Advocacy, including Intensive and Advanced Intensive. During the drop/add period, a student may withdraw only with the permission of the faculty member. A student may drop a course after the drop/add period ends only with the permission of Student Affairs and the faculty member based on a petition stating extraordinary circumstances.

3. Withdrawal--Other Elective Courses and Professional Responsibility. A student may withdraw from an elective course or from Professional Responsibility at any time during the drop/add period. With the exception of Supervised Research, the drop/add period ends after five class days or after all classes have been scheduled for at least one meeting, whichever is earlier. Students may drop Supervised Research through the end of the second week of classes for a regular semester (the drop period for Supervised Research in summer terms will be twice as long as the drop period for other classes.)

4. Withdrawal After Close of Drop-Add Period. A student may withdraw from a course after the drop/add period ends only with the permission of Student Affairs and the instructor based on a petition stating extraordinary circumstances. Withdrawal after the close of drop/add will be noted on the student's transcript.
h. Guardian Ad Litem--(2 credits).

i. Corporate Internship--(3 credits) (not offered after summer 1996).

j. Wills Drafting Lab-(1 credit).

3. Non-Law Courses. (Available only to students with at least a 2.00 grade point average.)

   a. Approval and limit on credit hours. A student must petition for and receive the approval of Student Affairs to enroll in a graduate school course. Credit cannot be earned for undergraduate courses.

   (1) Students enrolled in joint degree programs. Four credits approved in the other program as part of the joint degree requirements will not be treated as a nonclassroom credit. Up to 4 additional credits in the other program may be used to satisfy Law Center graduation requirements, but these will count as nonclassroom credits. If the student does not complete the degree requirements of the other program, he/she will not be eligible to take advantage of this provision. NOTE: A student is not in a joint degree program if he/she has completed the other degree before beginning law school.

   (2) All other students. A maximum of 4 hours of credit in non-law graduate level courses will count toward graduation.

   b. Credit. A student will receive credit for graduate school courses completed with a grade of at least B, or for a pass achieved in a course graded on a pass-fail basis. The grade will appear on the Law Center transcript but will not affect the student's grade point average or class rank.

4. Supervised Research (Available only to students with at least a 2.00 grade point average.)

   a. Registration. A student may register for Supervised Research only during a regular semester or summer session. A student must register for Supervised Research no later than the last day for adding a course in that semester or summer session. The period for dropping Supervised Research ends one week after the last day for dropping a course in the regular semester during which he/she is registered for it; the period for dropping during the summer term will be twice as long as the period for dropping other summer courses.
period for dropping other summer courses.

b. Only currently employed full-time faculty members, including visiting faculty members, can supervise Supervised Research.

c. No student may earn more than two (2) credit hours for Supervised Research.

d. No full-time student may enroll in Supervised Research for a summer term until he/she has completed at least three (3) semesters of law school; no part-time student may enroll in Supervised Research for a summer term until he/she has completed at least four (4) semesters of law school.

5. Law Review/Journal, Trial Competitions, and Moot Court. (Available only to students with at least a 2.00 grade point average.)

a. Maximum allowable credit. In general, no student may earn more than four credits toward graduation for participation in Law Review/Journal of International & Comparative Law/International Travel Law Journal, Trial Competitions, and Moot Court, or for any combination of these activities. A student may earn up to five credits if at least one credit is for Law Review/Journal.

(1) Law Review/Journal

(a) A student who performs the duties of a member of the Board of Editors of a Shepard Broad Law Center Law Review or Law Journal (as defined within the publication's By-Laws) for a full semester may receive up to two (2) hours of pass/D/fail credit. A student can earn credit for serving on the Board of Editors in a maximum of 2 semesters.

The faculty advisor may, as a matter of discretion, award two (2), one (1), or no credits to a student who has served as an editor for less than a full semester.

(b) Any student performing the By-Laws' delineated duties of a senior staff member may receive one (1) hour of pass/D/fail credit for each semester of service. This rule also applies to participants in the International Citator project.

(c) Any student performing the By-Laws' delineated duties of a staff member for the equivalent of one (1) full year may receive one (1) hour of pass/D/fail credit.

(2) Trial, interviewing, counseling, negotiating, and moot court competitions.
Two Pass/D/Fail credits will be granted to students in any trial, interviewing, counseling, negotiating, or moot court competition under the supervision of the Moot Court Society, ATLA, or an NSU faculty member ("Competition") who meet both of the following criteria:

(a) Attend meetings (which include practice rounds) that are held for a minimum of 28 total hours. This is equivalent to the class meeting time for a 2-credit course. This meeting requirement does not include time spent on research or writing (see (b)); and

(b) Participate in the writing of a brief, trial notebook or other similar work product.

One Pass/D/Fail credit will be granted to students who meet only one of the above criteria. This may permit, for example, granting 2 credits to only those students who participate in writing a brief, and 1 credit to those students who do not, even though the students are members of the same team.

Credit cannot be earned for participation as a witness or in a similar capacity.

b. Grade point average to participate. The governing bodies of the Law Review, the Moot Court Society, and ATLA may establish higher, but not lower, than a minimum cumulative grade point average of 2.00 for participants.

c. Registration procedure. A student seeking credit for service as a member of the Law Review/Journal or for participating in a competition must register for credit hours during the normal Law Center enrollment period.

(1) Law Review/Journal. A student seeking credit for service as a member of the Law Review/Journal must register for credit hours during the normal Law Center enrollment period.

(2) Competitions. Students must sign a contract authorizing Student Affairs to register them for the appropriate number of credits for each relevant semester (0 credits for those students wishing to participate in a competition for no credit, presumably because they have already exhausted their limit on student activity or overall classroom credits) and to indicate that they understand the requirements, obligations, and responsibilities of participation on the competition team. (Registration will be done manually rather than during the Banner registration period.)
As with all academic courses, withdrawal from a competition team is permitted only for extraordinary circumstances, which shall be interpreted narrowly.

d. Method of certifying receipt of credit.

(1) Law Review/Journal. No student will receive Law Review or Law Journal credit unless the faculty advisor to the Law Review or Journal certifies, at the end of the semester for which credit is sought, that the student has completed editorial work of sufficient quantity and quality to merit academic credit.

(2) Competitions. No student will receive credit unless a faculty advisor to the team certifies, at the end of the semester for which credit is sought, that the student participated in the competition and that the participation was of sufficient quantity and quality to merit academic credit.

Appendix B. Special Rules Governing Transfer Students and Foreign Attorneys

1. Transfer Student Without Law Degree. A student who transfers to the Law Center from an American Bar Association-approved law school must be in residence at the Law Center for a minimum of 3.5 semesters (245 days) as a full-time student. No transfer student will receive a degree from the Law Center unless he/she earns at least 52 credits from the Law Center.

2. Foreign Attorneys. A foreign attorney must be in residence at the Law Center for a minimum of 4 semesters (280 days) as a full-time student. No foreign attorney will receive a degree from the Law Center unless he/she earns at least 60 credits from the Law Center. Foreign attorneys in their final year at the Law Center will retain second year preference status for second year preference courses but will otherwise be treated as third year students.

3. The Associate Dean-Academic Affairs will notify transfer students and foreign attorneys of:

a. the courses for which they will receive credit (and amount of such credit);

b. the number of semesters/days they are to be in residence at the Law Center; and

c. the particular courses (and order of courses) they must take at the Law Center.
The Associate Dean-Academic Affairs shall follow Admissions Committee guidelines in admitting transfer students and foreign attorneys and awarding advanced standing credit.

Appendix C. Sexual Harassment Policy

1. Sexual Harassment of or by an Employee, Client or Vendor

a. In accordance with the Equal Employment Opportunity Commission promulgated guidelines, unwelcome sexual advances, unwanted requests for favors of a sexual nature, and any other unwanted verbal or physical conduct of a sexual nature are considered sexual harassment if:

(1) Explicit or implicit submission to sexual overtones is made a term or condition of employment.

(2) Employment decisions are made on the basis of whether submission to or rejection of sexual overtones occurred.

(3) An individual's work performance is unreasonably interfered with by a sexually intimidating, hostile, or offensive atmosphere.

b. At Nova Southeastern University and Shepard Broad Law Center, sexual harassment of or by employees includes:

(1) Unwelcome or unwanted sexual advances. This includes unwelcome physical contact or sexual advances considered unacceptable by another individual.

(2) Requests or demands for sexual favors. This includes subtle or blatant pressures or requests for any type of sexual favor accompanied by an implied or stated promise of preferential treatment or negative consequence concerning one's employment status.

(3) Verbal abuse that is sex-oriented or considered unacceptable by another individual, as well as sexually derogatory comments. This includes commenting about an individual's body or appearance when such comments go beyond mere courtesy; telling jokes that are clearly unwanted and considered offensive by others; or other tasteless sexually oriented comments or innuendoes or actions that offend others.
(4) Engaging in any type of sexually oriented conduct that would unreasonably interfere with another's work performance. This includes extending unwanted sexual attention to someone that reduces personal productivity or time available to work at assigned tasks.

(5) Creating a work environment that is intimidating, hostile, or offensive because of unwelcome or unwanted sexually-oriented conversations, suggestions, requests, demands, physical contacts or attentions.

2. Sexual Harassment by Employees of Students. Sexual harassment by employees of students consists of unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature including unwelcome patting, pinching, or touching and offensive or demeaning sexual remarks, jokes, or gestures when:

a. Submission to such conduct is made to appear to be a term or condition of enrollment, attendance, or participation in a class;

b. Submission to or rejection of such conduct affects academic decisions; or

c. Such conduct has the purpose or effect of unreasonably interfering with a student's academic performance or creating an intimidating, hostile, or offensive academic environment.

Classroom discussion of sex as it relates to the subject matter of a course is not sexual harassment. Because many law school courses encompass sexual issues, discussion of those issues is a necessary part of those courses and is protected by academic freedom.

3. Sexual harassment by students of students

Sexual harassment by students of students consists of unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature including unwelcome patting, pinching, or touching when such conduct occurs in the Law Center and has the purpose or effect of unreasonably interfering with a student's academic performance or creating an intimidating, hostile, or offensive academic environment.

4. Procedure. Any student or employee who violates any portion of this policy will be subject to disciplinary action.
be subject to disciplinary action.

a. Violation by employees. All allegations of sexual harassment of or by an employee, client, or vendor will be promptly and thoroughly investigated by the University Human Resources Department, and should be reported promptly to the Director of Human Resources. An aggrieved student may also file a grievance under the Student Grievance Procedure set forth in Section VIII.

b. Violation by students. Any student alleging sexual harassment in the Law Center by a student should report the allegation to the Dean, who will investigate and take appropriate action, which may include suspension or expulsion of an offender from the Law Center.
Appendix A. Special Rules Governing Nonclassroom Courses

1. Good Standing Required: Students must have a 2.00 cumulative grade point average when the term begins to take a nonclassroom course. Students cannot register for nonclassroom courses during the registration period if they do not have at least a 2.00 gpa at that time. Faculty members can set higher, but not lower, gpa requirements for nonclassroom courses.

2. The following courses are nonclassroom courses. The credit hours which appear in parentheses are the maximum credits for the respective course which can be counted toward graduation requirements. A student may enroll for, but cannot count toward graduation requirements, credits in excess of the listed maximum for each course. Additional rules governing the first three categories follow the complete list:

a. Nonlaw courses--courses given by any school other than a law school (4 credits). Joint degree candidates may receive up to 8 credits for coursework in the other program but only if they finish the other degree before or simultaneously with the J.D.). See also item 3 below.

b. Supervised Research--(2 credits; this is a maximum total credit limit). See also item 4 below.

c. Trial, Interviewing, Negotiating, Counseling, or Moot Court Competitions; Law Review/Journal--(combined total of 4 credits, increased to 5 if at least one credit is for Law Review/Journal ). The one credit hour earned for participating in an upperclass intramural Moot Court class/competition is subject to this limit. See also item 5 below.

d. Street Law--(2 credits).

e. Judicial Internship--(2 credits). The one credit hour earned for classroom instruction is not subject to this limit when taught during a regular semester or summer term.

f. Clinic--(6 credits). Credits for the separately-graded classes are not subject to this limit.

g. Legislative Internship--(2 credits).
Judicial Administration

Judicial Administration offers students the opportunity to receive credit for serving as a clerk for a judge at the state or federal level. Students keep a log of their activities and copies of written work submitted to their judge. A weekly one-credit classroom component gives students a chance to review their courtroom experience and study issues related to the operation of court systems.
The Shepard Broad Law Center offers students the opportunity to participate in joint degree programs offered with other Nova Southeastern University centers. Students interested in psychology can apply for the J.D./M.S. program; those interested in business or public administration can apply for admission to a variety of J.D./master's programs offered jointly with the School of Business and Entrepreneurship. Students admitted to these programs take their first year at the Law Center. In subsequent semesters and summer terms, they can enroll in courses taught at each center. Because the schools of Psychology and Business both offer courses in the evening, a highly-motivated student could complete both J.D. and master's level course requirements in as little as three calendar years. The Law Center also offers a J.D./M.U.R.P. program with Florida Atlantic University's Department of Urban and Regional Planning. For further information about these programs, please write for an information brochure.

http://www.nsulaw.nova.edu/Student/student_programs/jointdegree/default.htm
Accounting Issues for Lawyers (2 credits) - An introduction to the process of recording and measuring financial data relating to the performance of the enterprise, with particular attention to the exercise of judgment in resolving questions in the accounting field. Prerequisites: Passing grades in Contracts and Property; 8 or fewer credits for prior accounting courses.

Administrative Law (3 credits) - This course focuses on the powers and structure of the administrative process in our constitutional system. Specific attention will be given to the nature of the powers vested in administrative agencies, the problems of administrative procedure, and the scope of judicial review applicable in the context of agency rule-making and adjudication. Prerequisites: Passing grades in Constitutional Law I, Civil Procedure and first year LSV. Federal Jurisdiction is helpful but not required.

Admiralty (3 credits) - Admiralty is a study of the law governing transportation on navigable waters. Among the topics discussed are personal injury and wrongful death claims; liability of carriers for damage to cargo; liability and damage arising from maritime collisions; chartering of vessels; salvage; and general average. The course also examines the jurisdiction of federal and state courts to hear admiralty and maritime cases. Prerequisites: Passing grades in Contracts, Torts, and Civil Procedure.

Advanced Corporate Law: Securities/Commodities (3 credits) - The course surveys the development of regulation concerning security and commodity futures transactions the United States and the various individual states. Course modules will focus on the blue sky enactments, the use of anti-monopolistic acts, the commodity exchange acts, security acts, investment advisor acts and the major amendments thereto. Each act will be examined against the economic era that existed at the time of its promulgation, as a reason for its enactment, the strategy each act employed to regulate the industry and specific issues that have been litigated over the last century to provide a strong understanding of the act's import to our society's business structure. Application of those acts to the development of the internet will also be covered. It is the objective of the course that by the end of the term, each student will have a working understanding of the scheme of financial regulation concerning the trading of stocks, bonds, primary goods and their derivatives. Prerequisites: Corporations.

Advanced Criminal Law (2 credits) - This course focuses on the prosecution and defense of federal crimes: "racketeering," drug trafficking, bank secrecy, mail fraud, perjury, obstruction of justice, etc. In addition to elements of and defenses to substantive crimes, selected issues in the investigative process, such as plea bargaining, immunity, and sentencing, are studied. Prerequisites: Passing grades in Criminal Law and Constitutional Law I. Evidence is a pre- or co-requisite.

Advanced Criminal Procedure (2 credits) - An exploration of certain advanced issues in the law regarding the procedure followed in the criminal courts. Prerequisites: Passing grade in
Criminal Procedure.

**Advanced Professional Responsibility Workshop (2 credits)** - The theme of the workshop is Money and Litigation ---costs; attorney's fees; class actions; damages; collection of judgments. Students will solve a series of problems for hypothetical clients in lieu of a final exam. Professor materials in lieu of casebook. **Prerequisites**: Professional Responsibility.

**Advanced Research Techniques (2 credits)** - The application of advanced techniques of legal research to complex legal problems. Students will develop and perfect their skills in using basic research sources and will learn the use of advanced research sources not covered in Lawyering Skills and Values. **Prerequisites**: Passing grades in Civil Procedure, Constitutional Law I, Contracts, Criminal Law, first year LSV, Property, and Torts. When offered as a seminar, all first year courses except Constitutional Law and Criminal Law are required. This course is not offered as a seminar for the summer. Constitutional Law I and Criminal Law are waived for the summer term only.

**Advanced Torts Seminar: Mass Tort Litigation (2 credits)** - This seminar examines procedural and substantive problems of mass tort cases. Procedural issues relating to aggregating individual tort cases into a mass tort litigation. Substantive tort law issues relating to indeterminate plaintiffs and defendants; theories of liability; latent injury; causation; scientific proof; available defenses; and damages. Problems of professional responsibility pertinent to mass tort cases will also be studied. **Prerequisites**: Civil Procedure, Torts, LSV I & II.

**Agency (2 credits)** - A consideration of the ways in which one may incur liability for damages caused by the acts of others, particularly in the business setting, and of those circumstances which make it possible to take advantage of contracts into which one has not personally entered. **Prerequisites**: Passing grades in Contracts and Torts. Property is recommended.

**AIDS Seminar (2 or 3 credits)** - This course examines how the Acquired Immune Deficiency Syndrome epidemic has affected, and in turn been affected by, the legal system. **Prerequisites**: Passing grades in LSV I & II.

**Alternative Dispute Resolution (2 credits)** - This course will focus on mediation and other forms of dispute resolution, such as arbitration. **Prerequisites**: Passing grades in all first year courses and Evidence.

**Alternative Dispute Resolution Clinic (Fall & Winter: 8 Credits)** - Fall: In-house placement (4 cr. Pass/D/Fail) and two 2 credit courses: a skills and an interdisciplinary/policy course, and a substantive law course (4 cr. graded). **Prerequisites**: Passing grades in LSV Litigation Track or Transactional Track, Professional Responsibility, and a 2.0 GPA. Students who did not complete four semesters of LSV may substitute a course providing background in alternative dispute resolution (Mediation or Alternative Dispute Resolution or Interviewing, Counseling & Negotiating) or have A.D.R. experience acceptable to the A.D.R. clinic director.

**American Legal History Seminar (2 credits)** - A research seminar concerning the social and historical development of American lawyers as a professional group; growth of a Colonial bar; anti-lawyer sentiment in the new republic; the rise of professional organizations and a corporate bar; the structure of legal education; popular culture as it helps shape as well as reflect public attitudes toward bench and bar; and stability and crisis in the contemporary period. **Prerequisites**: Passing grades in LSV I & II.

**Antitrust Law (2 or 3 credits)** - An examination of the United States antitrust laws, principally the Sherman Act and the Clayton Act, and the manner in which the federal courts have interpreted these laws to promote competition. **Prerequisites**: Passing grades in Contracts and Civil Procedure.
**Appellate Briefwriting (1 credit)** - Students who participate in this course receive one credit hour for successfully completing an appellate brief and participating in oral argument rounds. Prerequisites: This class is closed to students in the Litigation track.

**Appellate Practice Workshop (2 or 3 credits)** - A study of the process of appellate advocacy and appellate decision making using simulation exercises to explore the determination of whether the record of a completed litigation presents appealable questions, the determination of which issues to appeal, the techniques of effective brief writing and oral argument, and the theory and practice of law-making by appellate adjudication. Prerequisites: Passing grades in all first year courses, except Property; Appellate Briefwriting or Litigation Track LSV III & IV. Evidence is a pre- or co-requisite.

**Art Law (2 credits)** - This course examines the legal rights and responsibilities of artists, gallery owners, collectors, and museums.

**Arts Law Seminar (2 credits)** - This course explores the impact of traditional legal concepts as they relate to the particular needs of the artist. Topics include destruction, smuggling, and theft of art work; censorship and artistic freedom; and copyright. Prerequisites: Passing grades in all first year courses and Constitutional Law II.

**Aviation Law (2 credits)** - This course explores various aspects of aviation law and practice, including the building, selling, and leasing of aircraft; their operation and maintenance; and the various domestic and international legal regimes that have grown up around them. Prerequisites: Passing grades in Contracts, Torts, Property, and Civil Procedure.

**Banking Law (3 credits)** - This course surveys the regulation of financial institutions, including chartering, lending limits, bank powers, and services. This offering complements courses in the Uniform Commercial Code concerned with the law governing typical commercial transactions such as secured lending. Prerequisites: Passing grade in Corporations. Negotiable Instruments and Administrative Law are highly recommended.

**Bankruptcy Law (2 or 3 credits)** - This course surveys the rights and remedies of debtors and creditors in bankruptcy and under state law. Strategic considerations of alternative remedies are emphasized. Prerequisites: None

**Bankruptcy Workshop (2 credits)** - An examination of the rights of creditors and debtors through the use of simulations and exercises. The course places students in roles designed to duplicate those of lawyers involved in bankruptcies and bankruptcy-related proceedings. Prerequisites: None. Bankruptcy is recommended.

**Bias Crimes & Domestic Terrorism Seminar (2 credits)** - This seminar will address the increasing threat posed to societal order by hate crimes or bias crimes and all forms of domestic terrorism, whether committed by lone perpetrators, religious extremists, white supremacist groups, unorganized militia organizations, or, generally, hate groups. The course will compare problem and response, both here and in other nations, not limited to those using Anglo-American-based legal systems. The course will also examine whether there is a link between bias crimes and domestic terrorism. Some of the required reading may include strongly-worded and potentially offensive expressions of the views of some of these individuals and groups (e.g., the Unabomber's Manifesto, Andrew MacDonald's Turner Diaries). Prerequisites: LSV I & II, and Criminal Law.

**Bioethics Seminar (2 credits)** - This course explores legal and ethical issues faced by patients and physicians as a result of developing medical technology. Topics include organ transplantation, genetic engineering, end of life decisions including physician assisted suicide,

http://www.nslaw.nova.edu/coursewizard/descriptions.cfm

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reproductive rights including abortion, experimentation on fetuses and other human subjects. 

**Prerequisites:** Passing grades in LSV I & II, and Con. Law I.

**Business Practice Clinic (Fall & Winter: 12 credits)** Fall & Winter: External placement in corporate law firm or corporate legal department (6 cr. Pass/D/Fail) and three 2 credit courses: a skills course, a substantive course, and an interdisciplinary/policy course (6 cr. graded). Prerequisites: Passing grades in LSV Transactional Track, Corporations, and Professional Responsibility, and a 2.0 GPA. On of the following business drafting courses may be substituted for LSV Transactional Track: Business Planning Workshop, Corporate Workshop, Employee Benefits Workshop, Legal Drafting Workshop, Non-profit Workshop (when taught as a workshop, but not as a course), Estate Planning Workshop or Probate Workshop.

**Business Planning Workshop (2 or 3 credits)** - A study of business problems, including choice of business entities; formation of corporations; business agreements, such as shareholders' agreements for closely-held corporations; and use of qualified deferred compensation agreements. The course also may cover recapitalizations, mergers, and other reorganizations and divisions. Problems will be analyzed using principles of corporate or partnership law and federal tax law. **Prerequisites:** Passing grades in Corporations and Income Tax (the 3 or 4 credit course).

**Children and Families Clinic (Fall & Winter: 12 credits; Summer: 6 credits)** Fall & Winter: In-House or external placement (6 cr. Pass/D/Fail) and three 2 credit courses: a skills course, a substantive course, and a policy course (6 cr. graded). Summer: Eight week in-house or external placement (4 cr. Pass/D/Fail) and a two week course consisting of a combination of interdisciplinary/policy, skills, and substantive law (2 cr. graded). Grades will be based on papers, an exam, or skills exercises. Prerequisites: Passing grades in LSV Litigation Track, Evidence, Family Law, and Professional Responsibility, and a 2.0 GPA. Trial Advocacy may be substituted for LSV Litigation Track.

**Children's Rights Seminar (2 or 3 credits)** - An examination of children's rights and the particular problems children face in the legal system. Primary areas of study will be children in court (abuse and neglect, foster care, status offenses, and juvenile delinquency), children in institutions (mental health, corrections, and special education) and, to a lesser extent, children in the family (custody, adoption, medical treatment, contraception, and discipline). **Prerequisites:** Passing grades in Family Law and all first year courses except Property.

**Civil Forfeiture Workshop (2 credits)** - This course will begin with historical and theoretical aspects of forfeiture law and progress to contemporary forfeiture practice and procedure. The workshop will have a practitioner oriented focus. Students will draft pleadings and other legal documents. **Prerequisites:** Passing grades in all first year courses. Criminal Procedure is a pre- or co-requisite.

**Civil & Political Liberties: Public Schools (2 credits)** This course will focus primarily on constitutional issues involving elementary and secondary education. Among the issues that may be addressed in this course are the extent to which the Constitution, "applied in light of the special characteristics of the school environment", protects freedom of expression (including student speech, student newspapers and personal websites), limits searches for evidence of violations of laws or of school rules, or requires procedural safeguards before the imposition of such sanctions as suspension and expulsion, particularly in a post-Columbine (and post-terrorist) era. The role of censorship and access to alternative viewpoints may be addressed. The scope of religious freedoms may also be explored, that is, the extent to which public schools must accommodate religious views, and the constitutionality of voucher programs that include religiously-affiliated schools (including an analysis of the Ohio voucher case which will be heard and decided by the Supreme Court this Term).
This course may also explore the role of racial preferences in admission to academically elite or magnet schools in light of the recent university and law school cases involving affirmative action in admissions and the implications of the Supreme Court's agreeing to hear Adarand again this Term. The constitutionality of single-sex schools (e.g., the Harlem School for Girls) and single-sex classes in math and science may be examined, as may the exclusion from certain high school sports based on sex.

Finally, if time permits, the course may also take up constitutional issues arising under standards-based reforms and "high stakes testing", including the Bush Administration proposals under consideration in Congress. This course is an examination course. Prerequisites: Con Law I

**Civil Procedure (4 credits)** - A basic course on the theory and mechanics of enforcing substantive rights through civil (i.e., noncriminal) litigation. Major concepts emphasized include the jurisdiction of state and federal courts; pleadings and pretrial motions; discovery; post-trial motions; and the appellate process. Prerequisites: None.

**Civil Rights Litigation Seminar (2 credits)** - This seminar will explore the history and current scope of 42 USC §§ 1981-1985 as remedies for constitutional deprivations and as a means to enforce statutory rights. The course will consider both actions for injunctive relief and actions for damages and will examine the defenses available to individual defendants and governmental bodies. Prerequisites: Passing grades in Constitutional Law I and LSV I & II.

**Civil Rights of Persons with Disabilities Seminar (2 or 3 credits)** - This seminar will examine the legislation, regulations, and cases determining the rights of individuals with various disabilities and the constitutional rights of persons with mental illness or mental retardation. Among the topics studied are individuals with disabilities' rights to employment, education, access to buildings and transportation systems, and medical treatment. Prerequisites: Passing grades in Constitutional Law I and LSV I & II. Civil Procedure strongly recommended. Priority: (1) Students in Persons with Disabilities Project; (2) All other students.

**Comparative Constitutional Law and Human Rights Issues (2 credits)** - This module is offered as part of a joint program with the law school of Nova Southeastern University, Florida. It will enable students to understand the operation of the UK constitution and the impact of EU membership on the UK and other member states. Students will also undertake a critical analysis of UK Constitutional Law and compare the product with, in particular, the Constitutional Law of the United States. The protection of civil liberties/human rights will be a particular point of focus for comparative analysis. Prerequisite: Be in good academic standing.

**Comparative Law (2 or 3 credits)** - This course provides students with familiarity with legal systems that differ from that of the United States. Also offered as a seminar. Prerequisites: Passing grades in all first year courses.

**Comparative Law Seminar: Corporate Governance (2 credits)** - This seminar is designed for the understanding of the structure, objectives, and mechanism of corporate governance in a comparative setting; in light of considering the question of whether corporate governance is converging globally. In using the United States corporate governance structure as our primary model, we shall compare it with that of England, Germany and a developing country such as the Cameroons. We shall examine corporate governance in areas such as monitoring and legal compliance, executive compensation, takeovers, derivative litigation and enforcement of director duties, shareholders activism, and competition for corporate chartering. Prerequisites: None. Corporations would be helpful.

**Comparative Products Liability Seminar (2 credits)** - The February sessions will involve a general introduction to products liability in common law and civil law jurisdictions. The
March/April sessions will focus specifically on the Restatement 3rd approach to products liability and how it differs from the approach in Australia and the Pacific Rim. Taught two evenings per week for four weeks. Prerequisites: LSV I & II.

**Comparative Torts Mini Course/Seminar (2 credits)** – Important contemporary issues in tort law will be examined from an international comparative perspective. Class sessions taught by distinguished visiting torts experts from around the world both live in the NSU classroom and live from a similar class at Washburn University through video conferencing. Students from both schools will have a chance to interact and discuss the topics. Taught two evenings per week for four weeks. Prerequisites: Torts, LSV I & II.

**Computers and the Law (2 credits)** – An examination of the following topics: understanding the technology, discovery and evidence; legal research on the internet; new forms of technology/information protection; living with "big brother" – privacy and business issues; computers, e-mail, the internet, and related technologies. Prerequisites: Passing grades in all first year courses and Constitutional Law II.

**Condominium Law (3 credits)** - This course is designed to acquaint students with the legal and practical considerations in selecting the condominium format of development. The course includes an in-depth look at condominium operations, from board liability and responsibility to enforcement of covenants and restrictions. Prerequisites: Passing grades in Property and Contracts.

**Conflict of Laws (3 credits)** - The primary focus of this course is an analysis of when a court may or should adopt the law of another jurisdiction. Other topics studied include the state's obligation to recognize the judgments of sister states and the limits of personal jurisdiction. Prerequisites: Passing grades in all first year courses, Family Law, and Wills and Trusts.

**Constitutional Decisionmaking Seminar (2 or 3 credits)** - This seminar is designed to develop an understanding of the dynamics of the judicial decisionmaking processes of the United States Supreme Court. It focuses on a variety of substantive areas of constitutional law. Prerequisites: Passing grades in Constitutional Law I and LSV I & II.

**Constitutional Law I (4 credits)** - A study of the Constitution of the United States, its interpretation, and its application. Topics include developments relating to judicial review of legislative action, problems of federalism, limits on the power of government regulation, and the protection of civil and political rights. Prerequisites: None.

**Constitutional Law II (2 credits)** - An in-depth consideration of the federal constitutional protection of freedom of speech and freedom of religion, with an emphasis on freedom of speech in the political context. Prerequisites: Passing grade in Constitutional Law I. Criminal Law and Torts are recommended.

**Construction Law (2 credits)** - This course investigates the construction process and the legal relationships among the participants, e.g., developer, architect, engineer, contractor, subcontractor, lender, creditors, insurers, bond issuer and claimant, government inspectors, occupants, etc. It focuses on such topics as construction contracts, bidding on contracts, contracts with architects and engineers, liens, and responsibility for payment and for defects. Prerequisites: Passing grades in Contracts and Property.

**Consumer Protection (2 or 3 credits)** - An examination of the regulation of unfair and deceptive trade practices under the common law, the Federal Trade Commission Act, and the Florida Unfair and Deceptive Trade Practices Act. The course involves an analysis and application of common law principles, federal statutes and case precedent, and Florida statutes and judicial precedent to particular consumer problems. Also offered as a seminar. Prerequisites: Passing
grades in all first year courses. Co-requisite: Twenty-four hours of volunteer work at the Broward County Consumer Affairs Department.

**Contracts (4 credits)** - A comprehensive study of the creation, transfer, and termination of contract rights and duties. Prerequisites: None.

**Copyright (3 credits)** - A thorough study of the scope of federal copyright protection for original works of authorship (including literary, musical, and artistic works, as well as computer software), focusing primarily on these inquiries: What is protected by copyright? What are the statutory requirements for protection? How and when is copyright infringed? Prerequisites: Civil Procedure, Torts and Property

**Corporate Finance (3 credits)** - This course surveys corporate finance and the process of capital formation, debt, preferred stocks, convertible securities, distributions, and acquisitions. Prerequisites: Passing grade in Corporations.

**Corporate Tax (2 or 3 credits)** - A study of corporate tax law including formation, operation, and receipt of recurring and liquidating distributions. Prerequisites: Passing grades in Corporations and Income Tax (the 3 or 4 credit course).

**Corporate Workshop (3 credits)** - This workshop is a simulation of a business transaction (such as the progression from choice of entity through venture capital financing and finally an initial public offering or merger with a publicly held corporation). Students form law firms that negotiate with other student law firms. Students draft documents typical to business ventures, such as corporate articles or limited partnership agreements, stock purchase agreements, and the like. Prerequisites: Passing grade in Corporations. Income Tax, Securities Regulation, and Corporate Tax are recommended.

**Corporations (3 or 4 credits)** - Consideration and analysis of the corporate form of business association, including shareholders' interests and rights and the duties and liabilities of promoters, officers, directors, and controlling shareholders. Prerequisites: Passing grades in Civil Procedure, Contracts, and Torts. Agency & Partnership is recommended.

**Criminal Justice Clinic (Fall & Winter: 12 credits; Summer: 6 credits)** Fall & Winter: External placement in State Attorney and Public Defender Offices nationwide (6 cr. Pass/D/Fail) and three 2 credit courses: a skills course, a substantive course, and an interdisciplinary/policy course (6 cr. graded). Summer: Eight week external placement (4 cr. Pass/D/Fail) and a two week course consisting of a combination of interdisciplinary/policy, skills, and substantive law (2 cr. graded). Grades will be based on papers, an exam, or skills exercises. Prerequisites: Passing grades in LSV Litigation Track, Criminal Procedure, Evidence, and Professional Responsibility, and a 2.0 GPA. Trial Advocacy may be substituted for LSV Litigation Track. Criminal Pre-trial Practice is recommended for all students.

**Criminal Law (4 credits)** - The basic principles of American criminal law: definition of crimes, criminal responsibility, defenses, proof and punishment. Prerequisites: None.

**Criminal Pre-Trial Practice (2 credits)** - Pre-Trial practice in a criminal law context. Prerequisites: Passing grades in Criminal Law, Criminal Procedure, and Evidence.

**Criminal Procedure (3 credits)** - Introduction to the basic Fourth, Fifth, and Sixth Amendment constitutional doctrines that govern the investigative and pretrial stages of the criminal justice system. Prerequisites: Passing grades in Constitutional Law I and Criminal Law.

**Current Constitutional Problems (2 or 3 credits)** - This course examines current issues in
American law that touch on matters of race, gender, age, state-federal power, or other issues of current interest. **Prerequisites:** Passing grade in Constitutional Law I. If offered as a seminar, first year LSV is required.

**Cyberlaw Seminar (2 credits)** - This seminar will address the emerging public and private legal issues which arise from the growth of the Internet and the associated digital revolution. The seminar will introduce students to representative subset of legal problems that lawyers are addressing and will continue to address in this new environment. Potential topics include privacy rights, intellectual property, defamation, criminal laws, content control, bounds of jurisdiction, encryption technology, e-commerce, ethics, and existing regulatory regimes applicable to internet activities. **Prerequisites:** Passing grades in all first year courses.

**Defamation, Privacy and Publicity (3 credits)** - This course provides an intense examination of the law relating to economic torts. It covers deceit, defamation, business defamation, product disparagement, interference with contractual obligation, invasion of privacy, abuse of the judicial system, and civil rights torts. The course concludes with a study of issues of current concern such as tort reform. **Prerequisites:** Passing grades in Constitutional Law I and Torts. Constitutional Law I is waived for the summer term only.

**Domestic Violence Workshop (2 credits)** - A practice oriented study of domestic violence issues as they relate to various substantive courses. Areas of coverage may include issues related to: family law; civil procedure; evidentiary considerations; criminal law; constitutional law; tort law; immigration, multiculturalism and same sex; professional responsibility; and alternative dispute resolution. **Prerequisites or Co-requisites:** passing grades in all first year courses; Constitutional Law II, Evidence and Family Law.

**Eminent Domain (3 credits)** - This course provides an overview of condemnation law and prepares students to understand eminent domain proceedings from beginning to end. After taking this course the student will be prepared to handle a simple condemnation action for his or her firm and will be prepared to properly find, analyze and apply the case law and statutes in this area. Topics covered include the authority of the condemning agency to exercise power; the public purpose doctrine; the necessity for the taking; administrative considerations, procedures and pleadings to initiate a condemnation suit by the condemnor; initial procedures, defenses, and pleadings by the property owner; the order of taking; pretrial procedures and preparation for trial or settlement; compensation; and trial procedure for a condemnation case. The class will briefly touch on inverse condemnation issues and private property rights protection as they affect the condemnation proceeding. This course will utilize many of the Florida Statutes and Florida case law, as Florida is one of the most progressive states in the eminent domain area. **Prerequisites:** Passing grades in Property and Constitutional Law I.

**Elder Law (2 credits)** - A survey of federal and state laws shaping the lives of the growing numbers of elderly persons, including social security, Medicare, Medicaid, age discrimination in employment, housing, issues about death and dying, conservatorships, guardianships, and elder abuse. **Prerequisites:** Passing grades in LSV I and II.

**Electoral Process (2 credits)** - A study of the American electoral system. **Prerequisites:** Passing grade in Constitutional Law I.

**Employment Discrimination (3 credits)** - A survey of federal law prohibiting discrimination in employment on the basis of race, national origin, sex, age, and disability. The course will focus principally on Title VII of the Civil Rights Act of 1964 and secondarily on the Equal Pay Act, the Age Discrimination in Employment Act, and the Reconstruction Era civil rights statutes. **Prerequisites:** Passing grade in Civil Procedure.

**Employee Benefits Law Workshop (2 credits)** - An introduction to the basic provisions of
the Employee Retirement Income Security Act (ERISA) and employee benefit provisions of the Internal Revenue Code, aimed to provide general background for non-specialists. The course raises issues that may come across the desks of lawyers practicing in the fields of civil rights, domestic relations, bankruptcy, labor, or corporate and securities, through a series of practice-oriented research and drafting assignments regarding retirement, health, and other employee benefit plans. Prerequisites: None (but Income Tax recommended).

**Entertainment Law (3 credits)** - Explores the legal doctrines that have developed or been adapted for governing cases arising from the entertainment industry, including domestic and international issues related to credit and billing of artists, compensation for contributions to entertainment projects, protecting the right of artistic control over a project, and the grant of rights over a project for distribution in one or more media, especially as it pertains to evolving technology in entertainment. Prerequisites: None. Copyright is recommended.

**Entertainment Law (2 credits)** - Explores the legal doctrines that have developed or been adapted for governing cases arising from the entertainment industry, including domestic and international issues related to credit and billing of artists, compensation for contributions to entertainment projects, protecting the right of artistic control over a project, and the grant of rights over a project for distribution in one or more media, especially as it pertains to evolving technology in entertainment.

**Environmental Law (2 or 3 credits)** - This course will emphasize federal legislation that aims at controlling pollution and protecting the human environment. Among topics considered will be the nature, effects, and legal control of air pollution and water pollution, and the contamination of groundwater. The National Environmental Policy Act will be treated, as will certain practical aspects of the litigation and negotiation of environmental matters. Prerequisites: Passing grades in Civil Procedure, Torts, Constitutional Law I, and Property. If offered as a seminar, first year LSV is required.

**Environmental Law and Business (2 credits)** - A survey of the business aspects of Environmental law, with emphasis on the environmental components of business transactions, disclosure obligations, document preparation, and the potential environmental liabilities of lenders, trustees and others. Prerequisites: passing grades in Contracts and Property.

**Environmental and Land Use Law Clinic (Fall & Winter: 12 credits; Summer: 6 credits)**

Fall & Winter: In-house or external placement (government agencies, law firms, and advocacy groups) (6 cr. Pass/D/Fail), and three 2 credit courses: a skills course, a substantive course, and an interdisciplinary/ policy course (6 cr. graded). Summer: Eight week in-house or external placement (4 cr. Pass/D/Fail) and a two week course consisting of a combination of interdisciplinary/policy, skills, and substantive law (2 cr. graded). Grades will be based on papers, an exam, or skills exercises. Prerequisites: Passing grades in LSV Transactional or Litigation Track, Evidence, Professional Responsibility, an Environmental Law Course, and a 2.0 GPA. Any of the following courses will satisfy the "Environmental Law Course" requirement: The Law of Wetlands Regulation; Environmental Law; Florida Land Development Workshop; The Federal Law of Hazardous Waste Remediation; Environmental Law and Business; Land Use Planning; Natural Resources and Eminent Domain.

**Estate & Gift Tax (3 credits)** - An intensive examination of the federal estate and gift tax laws, key related income tax provisions, and selected issues of estate law policy. Prerequisites: Passing grade in Wills & Trusts. Income Tax (2, 3, or 4 credit course) is recommended.

**Estate Planning Workshop (2 or 3 credits)** - A practice-oriented study of estate planning, including estate, gift, and income tax aspects, with concentrations on the marital deduction and unified credit, use of irrevocable trusts, and drafting. Prerequisites: Passing grades in Income Tax and Wills & Trusts.

http://www.nsulaw.nova.edu/coursewizard.descriptions.cfm
European Union Institutions (field study) (1 credit) - This will introduce students though the institutional and constitutional structure of the EU and other international courts in the European Union during a one week study tour of these institutions. Prerequisite: Be in good academic standing.

Evidence (3 or 4 credits) - A consideration of rules relating to methods of proof of disputed facts, including competency, privileges, examination of witnesses, relevance, hearsay, and principal rules of exclusion. Prerequisites: Passing grades in Civil Procedure, Contracts, Criminal Law, Property, and Torts.

Family Law (3 credits) - The course covers the law regarding the family relationship—including the rights and responsibilities of parents, spouses, grandparents, and children—and the creation and dissolution of the family. Topics include adoption, spouse and child abuse, alimony, property distribution, child support, and child custody. Prerequisites: Passing grades in Civil Procedure, Constitutional Law I, and Contracts.

Family Law Litigation Workshop (2 or 3 credits) - A survey of issues and problems involved in the litigation of dissolutions. Students will explore all stages from initial client interview, pre-trial motions, and discovery, through the trial, property settlement, and postjudgment relief. Prerequisites: Passing grades in Evidence and Family Law.

Family Law: US and International Aspects (3 credits) - This module is offered as part of a joint program with the law school of Nova Southeastern University, Florida. It will provide students with an opportunity to examine specific topics of United States and international aspects of Family law. Prerequisite: Be in good academic standing.

Federal Drug Law (2 credits) - This course focuses on the practical aspects of prosecuting and defending federal drug cases. Topics include an overview of the federal criminal justice system; federal drug statutes contained in Title 21 of the United States Code, including offenses such as possession and distribution, importation, conspiracy and attempt, continuing criminal enterprise and criminal forfeiture; sentencing issues such as the application of the drug classifications and mandatory minimum and sentencing enhancement provisions; and post-conviction remedies, including post-trial motions, direct appeal and habeas corpus. Prerequisites: Criminal Law. Constitutional Law I and Criminal Procedure are recommended.

Federal Jurisdiction (3 credits) - This course will study the jurisdiction of the federal courts, considering its source, constitutional and statutory limits, problems of federalism, and appellate and collateral review. Prerequisites: Passing grade in Civil Procedure.

Florida Constitutional Law (2 or 3 credits) - A survey of the Florida Constitution and the relevant statutory and case law, with special emphasis on legislative and executive powers, organization and powers of the judiciary, finance and taxation, and local government. Prerequisites: None, Constitutional Law I is recommended.

Florida Land Development Workshop (2 or 3 credits) - A workshop in which students participate in mock permitting hearings and negotiations with respect to a hypothetical land development project in Florida. The workshop will introduce students to state, regional and local permitting processes that are implicated in major land development projects in Florida. Prerequisites: Passing grade in Property.

Goodwin Seminar (2 credits) - This is a seminar exploring emerging issues of law led by a faculty member and distinguished experts in law and other disciplines. Prerequisites: Passing grades in LSV I and II.
Goodwin Seminar Health Care in the 21st Century: Cost, Quality and Access in the New Millenium (2 credits) - The Goodwin Seminar this year will adopt an interdisciplinary approach in examining issues of medical care and the law. The course will focus primarily on examination of the "three-legged stool of health care policy: cost, quality and access" and will consider the future of health care in America and internationally. Seminar participants will also consider current bioethical issues and the impact of the Internet on health care as part of their course work. Prerequisites: Successful completion of LSV I and II.

Government Regulation of Business (2 credits) - The course will focus upon state and federal regulatory systems that attempt to achieve the benefits associated with competition, such as low prices and high quality in industries in which a competitive marketplace is either not possible or not practical, such as the electric power industry. Students will examine the reasons underlying why competition is limited in these industries, how state and federal laws and policies attempt to compensate for this limitation, and the interpretation of these laws and policies by the courts. Prerequisites: none, Antitrust will be helpful.

Guardian Ad Litem (2 credits) - This field-based course provides students with the opportunity to participate in the representation of children under the supervision of the Broward County Guardian Ad Litem Coordinator. In connection with their work, students prepare a paper analyzing the role, function, and purpose of guardians. Prerequisites: GPA of 2.0 at time of registration and when term begins.

Health Law (2 or 3 credits) - This survey course examines a wide range of statutes, regulations, cases, legal issues and policy consideration facing health care professionals, providers and consumers in a rapidly changing field. Subjects include physician assisted suicide; physician-patient relationships; patient rights including informed consent, confidentiality, withholding and withdrawal; medical staff privileges and discipline; access to emergency services; professional liability; business, competition and anti-trust issues; fraud and abuse compliance; mental health; health care workers and communicable diseases including HIV and AIDS, and payment for health care services through Medicare, Medicaid, insurance and managed care. Prerequisites: Torts and Contracts. Corporations is recommended.

Immigration Law (2 credits) - A study of the key issues, policies, and regulations governing the entrance of persons into the United States, including status, classification, preferences, asylum, and review. Prerequisites: None. Constitutional Law I and Administrative Law are recommended.

Income Tax (3 or 4 credits) - An introduction to basic concepts of federal income taxation: gross income; exemptions, deductions, and credits; timing and other problems involving accounting methods; capital gains and losses; and assignment of income. Prerequisites: None.

Income Tax for the Uninterested (2 credits) - This course introduces students to basic tax concepts such as gross and taxable income, inflation adjustments, and basis. Students will be exposed to how tax law influences such life or litigation events as saving for a child's education and making intrafamily gifts; structuring a personal injury settlement; buying 9and later selling) versus renting a home; getting a divorce; selecting a business car. Prerequisites: Contracts or Property. Grading will be based on projects and short quizzes. This course will not satisfy the Income Tax prerequisite for Corporate Tax, Business Planning workshop or Estate Planning.

Insurance (3 credits) - Principles of insurance law and an overview of life, fire, casualty, and marine insurance. Consideration of insurance contracts with emphasis on frequently litigated conditions and exclusions in the policy. Negotiation and settlement of insurance claim litigation. Prerequisites: Passing grades in Contracts and first year LSV.

http://www.nsumlaw.nova.edu/coursewizard/descriptions.cfm
**International Business Transactions (3 credits)** - This course presents a survey of legal issues involved in international commercial transactions. Subjects covered include letters of credit, bills of lading, COGSA, customs, GATT, export regulation and remedies for unfair international trade practices. **Prerequisites:** None.

**International Criminal Law Workshop (2 credits)** - This course will focus on criminal law applicable within the international and transnational context. **Prerequisites:** Passing grade in Criminal Law. Criminal Procedure and International Law are recommended.

**International Criminal Law Seminar (2 credits)** - This class will focus solely on selected international criminal law issues. The new Europe -- the "Euro" -- will be a primary focus of the course. In addition, international criminal law issues with respect to China (in particular criminal issues relating to China's relations with Taiwan) and to Arab, Caribbean, and Latin American countries will be discussed. The impact of legal culture, i.e. the historically conditioned, deeply rooted attitudes about the nature of law and the proper structure and operation of a legal system that are at large in the society, will be discussed. Terrorism and the role of religion are major components of class discussions.

**International Environmental Law (2 credits)** - This course provides an overview of international efforts to protect the environment and explores the legal issues surrounding protection of the rain forests, conservation of bio-diversity, and promotion of sustainable development. **Prerequisite:** Be in good academic standing.

**International Human Rights (2 or 3 credits)** - This course is designed to present both an overview of basic human rights law and an investigation into current human rights issues. Subjects covered will include problems of implementation and enforcement, conflicting concepts of human rights, cultural relativism, refugee law, humanitarian law, and transitions to democracy in Latin America. Also covered will be the domestic application of human rights law and the procedural mechanisms available for their international protection. **Prerequisites:** None. If offered as a seminar, first year LSV is required.

**International Law - Public (3 credits)** - An introductory course in international law including review of the legal relationship between nations, sources and nature of international law, international organizations, the International Court of Justice, and current international law issues (may include detailed study of events such as the Cuban Missile Crisis or the invasions of Panama and Kuwait). **Prerequisites:** None.

**International Law Seminar (2 credits)** - This seminar will deal with International Law and the Use of Force by States, a standard topic in the international law curriculum and textbooks. The course will focus on WWI, WWII, Korea, Vietnam and the War in the Gulf. **Prerequisites:** Passing grades in LSV I & II.

**International Litigation (2 credits)** - International litigation is designed to explore the special problems that American lawyers encounter when they attempt to sue defendants located in a foreign country, or attempt to secure evidence that is located in a foreign country, or attempt to obtain testimony from a witness located in a foreign country, or attempt to enforce an American judgment in a foreign country. Included in the course is a discussion of these concepts as they relate to arbitration. **Prerequisites:** Passing grade in Civil Procedure.

**International Practice Clinic (Fall & Winter: 12 credits)** - External placement in a law firm or international organization (6 cr. Pass/D/Fail) and three 2 credit courses: a skills course, a substantive course, and an interdisciplinary/policy course (6 cr. graded). **Prerequisites:** A 2.0 and passing grades in: (1) LSV (Litigation or Transactional Track); (2) Professional Responsibility; and (3) any one of the following international/ comparative law classes, seminars
or workshops: International Business Transactions, Introduction to Public International Law, International Criminal Law, International Regulation of Trade, International Human Rights, Comparative Law, International Tax or any other comparable international/comparative law course from another law school or summer program.

**International Regulation of Trade Workshop (2 credits)** – Comprehensive coverage of commercial and international law relating to transnational business transactions, with a focus on the practical. In lieu of an exam, students will work through actual transactions and recommend structuring of transactions to meet the client's goals. Prerequisites: None.

**International Tax (2 credits)** - This course focuses on the ways in which the United States tax system applies to international transactions. This course covers both the taxation of foreign entities and foreign individuals doing business in or investing in the U.S. ("inbound transactions") and the taxation of U.S. entities and U.S. individuals investing, exporting, licensing, rendering services, and engaging in business activities outside the U.S. ("outbound transactions"). Prerequisites: Income Tax is a prerequisite/co-requisite.

**International Trade and Investment (2 credits)** – This course focuses on the international rules and organizations which attempt to regulate trade and investment between nations. Topics include the General Agreement on Tariffs and Trade (GATT), The World Trade Organization (WTO), free trade agreements such as NAFTA, customs unions, such as the European Union, and United States institutions involved with international trade. Prerequisites: None.

**Interviewing & Counseling (2 credits)** - This course will examine and develop the skills involved in client interviewing and counseling. Instructional techniques include readings, discussions, audiovisual presentations, and extensive participation in role-plays and simulations. Prerequisites: Passing grades in all first year courses and Evidence. Not open to Transactional Track LSV III & IV.

**Interviewing, Counseling, and Negotiating (3 credits)** - This course will analyze the processes of gathering facts, rendering advice, and settlement of disputes by utilizing interdisciplinary and audio-visual educational methods and by permitting students to conduct actual interviews, counseling sessions, and negotiations. The course will be built around real fact situations and require students to investigate substantive, procedural, and evidentiary issues in order to discharge effectively their role in each step of the process. Prerequisites: Passing grades in all first year courses and Evidence. Not open to Transactional Track LSV III & IV.

**Introduction to EU Law (2 credits)** - Study of the European Union. Topics will include the EU's legislative, administrative, and judicial structure; allocation of power between EU and member states; relationships with nonmember states; and rights of EU citizens. Prerequisites: Passing grades in all first year courses.

**Introduction to the Law and Legal System of Israel (2 credits)** - This course will provide an overview of Israeli law and its legal system, focusing on constitutional law and constitutional history. Topics are likely to include the new Basic Laws and the Law of Return, relations between church and state (including family law), human rights law the legal system (with emphasis on the role of the High Court), some tenets of private law, some aspects of foreign relations and "peace law" including the shifting status of the territories, Israel -US relations and the Free Trade Zone agreements. Prerequisites: None.

**Jewish Law Seminar (2 credits)** - A seminar exploring Jewish Law addressing the relationship of human beings to one another and within the context of society, including laws involving government and the judiciary, civil law, and criminal law. The court involves consideration of traditional texts, including the Tanakh (Torah, Writings, Prophets) and the Talmud (Mishnah and Gemara), and its application to present issues. The course addresses the hermeneutical rules of
logic applied to interpret these rules and how these principles differs from traditional principles of construction of American statutes. It may covers such diverse topics as the contracts, torts, criminal law, family law, and health law. Prerequisites: Passing grades in LSV I and II.

Judicial Internship Class (1 credit); Judicial Internship (2 credits) - An inquiry into the operation of our courts and overview of the judicial system, its goals and pressures, how juries function, judicial powers and methods, and the role of the judiciary in law reform. This course is coupled with a judicial clerkship, wherein students serve as research clerks to state trial and appellate court judges, federal magistrates, and federal court judges. The one credit class is graded and the two credit internship is Pass/D/Fail. Prerequisites: 2.2 (3.0 federal district court; 2.8 other federal; 2.6 for DCA; or higher set by judge; passing grades in all first year courses. The one credit judicial internship class is required with the internship. Students intending to take the Judicial Internship course should be aware that all placements are made by the professor and not by the student. Furthermore, students are obligated to attend the mandatory meeting during January of the semester before the summer program begins. Placements will be made by the professor as soon after that meeting as the individual placements can be arranged. The summer program is limited to 20 students.

Jurisprudence (2 or 3 credits) - An analysis of various schools of jurisprudential thought. Prerequisites: If offered as a seminar, passing grade in first year LSV is required.

Juvenile Law (3 credits) - This course studies the juvenile justice system focusing on issues of delinquency, dependency (abuse and neglect), and status offenses (noncriminal misbehavior). Prerequisites: Passing grades in Criminal Procedure and all first year courses except Property.

Labor and Employment Law (3 credits) – This course aims at integrating the law regulating union workplaces (labor law) and non-union workplaces (employment law). While federal law, the National Labor Relations Act, governs unions and their formation, the non-union workplace is regulated by a host of federal and state statutes and by the common law. The third key area covered by this course is the private sector, which can be union or non-union, but which brings to bear Constitutional principles such as due process, equal protection, and freedom of expression. Prerequisites: Passing grades in Constitutional Law I, Contracts, Property, and Torts.

Land Use Planning (2 or 3 credits) - A survey of the various police power techniques available to state and local governments to regulate the development of land. Basic legal concepts underlying land use control, including nuisance and the "taking" question, will be considered. The course will thoroughly examine various aspects of zoning and subdivision control, as well as more recent innovations in the land use field, including planned unit development and growth management. Prerequisites: Passing grades in Civil Procedure, Property, Constitutional Law I, and Torts. If offered as a seminar, first year LSV is required.

Landlord Tenant Workshop (2 credits) - This course continues the study of landlord-tenant law begun in the basic course on property. In order to provide students with a greater understanding of both commercial and residential relationships, students will draft and negotiate a lease. Prerequisites: Passing grades in all first year courses.

Law & Economics (2 credits) - This course illustrates the uses and the limitations of economic analysis in representative areas of the law. The topics covered in the course may be drawn from property, family law, contract, tort, criminal law, the legal process (including legislation and civil procedure), general commercial law, and the theory of antitrust. No prior acquaintance with economics or math is assumed; the relevant economic concepts are developed through an examination of particular legal applications.

Law and Education (2 credits) - This course will analyze constitutional, statutory, regulatory, and common law influences on the governance, financing, and administration of elementary and
secondary education, with an emphasis on public schools. Issues that may be addressed include the extent to which the state may socialize its students to certain religious, political, and moral values; the extent to which the Constitution, "applied in light of the special characteristics of the school environment", protects freedom of expression, limits searches for evidence of infractions, or requires procedural safeguards before the imposition of sanctions; and the legal and policy concerns arising from the differential treatment of students based on race, ethnicity, sex, disability, socioeconomic status, language, and geographic location. The use and misuse of social science research in resolving some of these issues will also be explored. Where appropriate, the course will analyze the effect that "constitutionalizing" various issues is likely to have on the behavior of complex, bureaucratic, public institutions. This course will also explore some of the legal and policy issues involved in various proposed reforms, e.g., tuition vouchers, charter schools, or standards and "high stakes" testing. Because of the limits of time, only some of the foregoing topics can be studied in depth. This course is an examination course, although one or two short papers may also be assigned during the semester. Prerequisites: Con Law I.

**Law & Education Seminar (2 credits)** - This seminar will examine the educational rights of individuals with disabilities. The course will focus on the Individuals With Disabilities Education Act. This statute provides children with disabilities with special education and related services within the public school system. The course will also examine §504 of the Rehabilitation Act of 1973 and the Americans With Disabilities Act of 1990.

In addition to the impact of these acts on the public school system, the course will also examine the rights they provide to students with disabilities attending public and private colleges and universities, as well as students attending primary and secondary schools. Prerequisites: Passing grades in LSV I & II. Civil Procedure and Torts are strongly recommended.

**The Law of the European Internal Market (2 credits)** - This module is offered as part of a joint program with the law school of Nova Southeastern University, Florida. It will provide students with an opportunity to examine the development and effectiveness of the regulation of the EC internal market. Prerequisite: Be in good academic standing.

**Law and Literature Seminar (2 credits)** - This course examines the interrelationship of literature and the law. It considers how attorneys may make use of literary techniques and devices and how literary themes impact on the life and practice of the lawyer. It compares approaches of the law and literature to various problems, noting when the human element can properly serve as a tool for the lawyer. Readings come predominantly from poetry, short stories, and drama. Students also learn the need for good writing technique in legal documents. Prerequisites: 2.5 average GPA first year LSV or Ph.D. in English or American Literature.

**Law of Managed Health Care (3 Credits)** - This course will examine the history of managed care and the legal structures of the organizations that deliver managed care. Specifically, it will evaluate the legal responsibilities and liabilities of the participants from three different, but related, perspectives: those of managed care organizations, health care providers (physicians and hospitals), and patients. Prerequisites: Passing grade in Contracts, Torts, Property, Civil Procedure, LSV I, and LSV II.

**Law and Medicine Seminar (2 credits)** - This course will examine the interrelationship between the professions of law and medicine in everyday, non-litigation-related matters. In particular, students will examine and debate the need for medical research, the implications of that research on society, the need to protect human subjects of that research, and the struggle to find funding for that research through various means. Prerequisites: passing grades in LSV I and II.

**Law & Psychiatry Seminar (2 credits)** - A research seminar concerning the relation between legal and mental health systems. Potential topics include proof at law, criminal law,
hospitalization, tort liability, agreements and wills, family law, and professional liability of psychotherapists. **Prerequisites:** Passing grades in LSV I and II.

**Law and Society Seminar (2 credits)** - This seminar allows students to explore the interface between law and contemporary society. Research topics may be drawn from the arts, physical sciences, social sciences, or the world of work; suitable inquiries include such areas as law and economics, law and film, law and gender, law and history, law and music, law and popular culture, law and race, law and sports, and law and television. Whatever the topic, however, the student will be expected to explain its relationship to the legal system, such as by studying how the two fields have impacted one another or pointing out non-obvious parallels between them. **Prerequisites:** Passing grades in LSV I and II.

**The Law of Hazardous Waste Remediation (3 credits)** - An overview of the federal law of hazardous waste remediation under the Comprehensive Environmental Response Compensation and liability Act (CERCLA). **Prerequisites:** passing grades in Property and Torts.

**Lawyering Skills and Values I & II (3 credits each)** - Lawyering Skills and Values (LSV), which replaces Legal research And Writing (LR&W), introduces an innovative approach to legal education, one that integrates legal theory with practice, professionalism, and technology. Students are assigned to "law offices", where they learn a variety of practice skills within the more realistic context of client files. The first year program combines instruction in legal research, writing and analysis with other lawyering skills such as interviewing, counseling and negotiating, legal drafting and pre-trial practice. This course is primarily electronic. First-year students use laptop computers in class and at home to access the LSV Syllabus on the LSV web page, which in turn provides links to client file materials and supplementary reading on the Internet. They also use the Lexis-Nexis Legal research and Writing Course Kit, an electronic package available only on CD-ROM, and participate in threaded discussions on their professor's LSV Discussion Board. **Prerequisites:** passing grade in LSV I is a prerequisite to LSV II.

**Lawyering Skills and Values III & IV (3 credits each)** - This second year program requires students to elect between a transactional track and a litigation track. In each term, students encounter forms of alternative dispute resolution, use the latest law office technology, and resolve ethical issues that lawyers typically encounter in the practice of law. Students electing the transactional track will focus on business drafting in the fall semester and business practice in the winter semester. Students electing the litigation track will focus on pre-trial and trial advocacy in the first semester and on trial advocacy, appellate advocacy, and appellate mediation in the winter semester. **Prerequisites:** LSV I & II. Passing grade in LSV III is a prerequisite to LSV VI.

**Legal Drafting Workshop (2 credits)** - Students prepare documents in the context of ongoing transactions. **Prerequisites:** Passing grades in all first year courses, Corporations, and Wills & Trusts. Not open to Transactional Track LSV III & IV.

**Legislation (2 credits)** - The study of statutes and their sources. The course focuses on statutory interpretation which necessarily includes examining the legislative process. **Prerequisites:** None.

**Legislation Seminar (2 credits)** - This seminar will focus on how courts interpret statutes, and how the methods and tools of interpretation are related to the process by which statutes come into existence. Each student will write a research paper, present that paper to the group, and participate in a legislative simulation. **Prerequisite:** LSV I & II.

**Local Government (2 or 3 credits)** - An exploration of issues that arise as a result of the exercise of state and local governmental powers in a federal system. Questions of local governmental autonomy, municipal incorporation and annexation, and intergovernmental
conflict and coordination will be treated. The roles of key participants in the local government process, including legislators, judges, and executive branch officials, will also be examined. **Prerequisites:** Passing grades in Civil Procedure, Constitutional Law I, and Torts.

**Mediation Theory and Practice (1 credit) course, graded; (1 credit) placement, P/D/F** - Students will learn the theory of mediation, and will develop and practice mediation skills while observing and mediating actual cases. Students will study ethical and legal issues arising from the mediation process and resulting roles and obligations. Both credits are required to be taken together. **Prerequisites:** Successful completion of 28 credits and a 2.0 GPA.

**Medical Malpractice (2 or 3 credits)** - This course provides students with an overview of medical malpractice litigation from the plaintiff and defendant perspective. In particular, this course will examine the Florida Medical Malpractice statute and other related tort law concepts. **Prerequisites:** Passing grades in Evidence and Torts (and first year LSV when offered as a seminar).

**Natural Resources Law (2 credits)** - This is a workshop devoted to natural resources, which are those subject to depletion. Discussion focuses on current topics of interest in Florida for half of each class; the other half on the principles of federal or international law on a similar problem. Traditional topics of mining, timber and fisheries are expanded to new areas like the growth management approach to protecting natural resources, and the genetic alteration of crops. **Prerequisite:** Passing grade in property law first-year.

**Negotiable Instruments (3 credits)** - A study of Articles 3 and 4 of the Uniform Commercial Code, including essentials of negotiability, transfer, superior rights of a holder in due course, defenses, liability on endorsements and warranties, bank collections, and the relationship between bank and customer. The course also explore modern payment media: credit cards, debit cards, and commercial wire transfers. **Prerequisites:** None.

**Negotiating (2 credits)** - An in-depth analysis off theories and tactics of negotiations. The course fosters students' negotiating skills through classroom discussion sessions and simulations. **Prerequisites:** None.

**Negotiating Workshop (2 credits)** - An in-depth analysis of negotiating strategies and styles, with emphasis on negotiating skills through classroom discussion and student participation in negotiation simulations. **Prerequisite:** Evidence

**Nonprofit Organizations (2 credits)** - this course will focus on nonprofit organizations and cover the following topics: organization and dissolution, operation and governance, regulation of charitable solicitation, public benefit organizations, mutual benefit organizations, and private foundations. Sometimes offered as a workshop Prerequisites: none

**Partnership Tax (2 or 3 credits)** - A study of the taxation of partnerships. **Prerequisites:** Passing grades in Agency & Partnership, or Unincorporated Business Entities, and Income Tax.

**Patents (2 credits)** - A study of the law governing the creation, use, and loss of rights in patentable inventions. **Prerequisites:** Passing grades for at least 14 credit hours.

**Personal Injury Law Clinic (Fall & Winter: 12 credits)** Fall: External placement at a law office that specializes in personal injury litigation, either plaintiff or defense (6 cr. Pass/D/Fail) and three 2 credit courses: a skills course, a substantive course, and an interdisciplinary/policy course (6 cr. graded). **Prerequisites:** Passing grades in LSV Litigation Track, Evidence, Professional Responsibility, and a 2.0 GPA. Pre-Trial Practice and Trial Advocacy may be substituted for LSV Litigation Track.
Post-Conviction Litigation Workshop (2 credits) - This class is designed to provide students with hands on experience in real post-conviction litigation. The Workshop is run in conjunction with The Innocence Project, which is directed by Barry Scheck and Peter Neufeld in New York. Students will learn the science principles necessary in order to litigate post-conviction DNA cases and the federal and state law in this relatively new field. During this time they also will review transcripts of currently pending DNA cases, make contact with the defendants, the forensics experts, and all other relevant parties, and participate in the litigation of those cases. While the focus of most in-class discussion will be on the law in these post-conviction proceedings and on the status of the pending cases, students also will learn case management, file maintenance, fact-finding techniques and appellate practice skills. The students also will be in contact with practitioners who currently are representing the Workshop's clients. The Workshop will be limited to ten students and will meet once a week for two hours.

Pre-Trial Practice (3 credits) - Adversarial pairs of students will draft pleadings and motions, submit memoranda of law, and orally defend their positions in motion calendar arguments. Written discovery and oral depositions form another major component of Pre-Trial Practice. The course is designed to simulate the actual pre-trial process by which more than 90 percent of all cases are settled without trial. Prerequisites: Passing grades in all first year courses and Evidence. NOTE: This class is not open to students enrolled in Litigation track LSV

Probate Workshop (2 credits) - An advanced integration of the law of property, trusts, and estates exploring the administration of estates and the resolution of claims to estates. The course will include both doctrinal and practical considerations. Prerequisites: Passing grade in Wills & Trusts.

Products Liability (3 credits) - A study of problems involved in the expanding field of responsibility of manufacturers and distributors with respect to defects in their products. Prerequisites: Passing grades in Torts and Contracts.

Professional Responsibility (3 credits) - The lawyer's professional role and social responsibilities, emphasizing and assessing the Model Rules of Professional Conduct. Problems concerning the adversary process, representations, disclosure and confidentiality, conflicts of interest, fees, advertising, group legal services, providing lawyers for the poor, and corporate counsel. Prerequisites: Summer/Fall: 3d year status; Winter: 2d or 3d year status. Preferences if bidding ties: Summer--Fall clinic students & December grads; Fall--Winter clinic students & December grads. Beginning in Winter 1999, this becomes a 2d year winter course.

Property (4 credits) - A basic course concerning property rights and interests in both personal property and in land that introduces students to possession, estates in land, landlord and tenant, real estate transactions and finance, and private and governmental control of land use. Prerequisites: None.

Public Interest Law Seminar (2 credits) - This course will examine the nature and purpose of public interest law and the role and responsibility of an attorney in the public interest. This course will explore the different mechanisms that are used to provide law in the public interest. Prerequisites: passing grades in LSV I & II.

Race and the Law Seminar (2 credits) – This course will provide in-depth discussions in the area of race and the law. The course will provide a broad perspective of coverage in a variety of areas traditionally treated as color-blind such as criminal justice, education, housing, and environmental policies. Discussions will go beyond traditional civil rights law into critical race theory. Prerequisites: Passing grades in LSV I & II.

Real Estate Finance Law (3 credits) - A study of modern land finance transactions,
ownership, and syndications; mortgages; deeds of trust; sale-leasebacks; and leasehold mortgages, title insurance, usury, default, and remedies. (two credits in summer) Prerequisites: None, Property, Contracts, Civil Procedure and Constitutional Law are strongly recommended.

Real Property Closing Workshop (3 credits) - An advanced integration of property, contract, business organization, real estate finance and tax law materials and problems for developing skills in closing real estate transactions and an understanding of planning real property related investments. A coverage of legal and financial issues in acquiring, constructing, using, and disposing of residential and business properties. Prerequisites: Passing grades in Civil Procedure, Contracts, first year LSV, and Property.

Remedies (3 credits) - A consideration of legal, equitable, and restitutionary remedies in contract and tort cases; specific performance, reformation, restitution for unjust enrichment in cases of fraud and mistake; and measure of damages for injury to personal, property, and business interests. Prerequisites: Passing grades in Civil Procedure, Contracts and Torts.

Sales (2 credits) – A survey of the law of sales and secured transactions focusing primarily upon Articles 2, 7, and 9 of the Uniform Commercial Code, as well as an exploration of the rights, duties, and liabilities of parties to modern sales transactions. Prerequisites: none

Sales and Sales Financing (4 credits) - A survey of the law of sales and secured transactions focusing primarily upon Articles 2, 7, and 9 of the Uniform Commercial Code. In addition to exploring the rights, duties, and liabilities of parties to modern sales transactions and the conflicting claims of creditors to secured property, the course will examine the role of documentary transactions and security interests in facilitating the financing of commercial transactions. Prerequisites: none

Sales Financing (2 credits) – This course will examine the role of documentary transactions and security interests in facilitating the financing of commercial transactions. Prerequisites: none

Scientific Evidence Workshop (2 credits) - A workshop designed to explore the law regarding the admissibility of scientific evidence and the tactics and strategy involved in the use of expert witnesses at trial. Students will draft appropriate pleadings, conduct pretrial interviews of expert witnesses, and conduct direct and cross examinations of expert witnesses in a trial setting. Prerequisites: Passing grades in Evidence and either Trial Advocacy or Litigation LSV III. Pre-Trial Practice is recommended if not in Litigation LSV.

Securities Regulation (2 or 3 credits) - A detailed study of problems in regard to the issuance and distribution of securities with special emphasis on federal and state securities regulations, including the Securities Act of 1933 and Securities Exchange Act of 1934. Cane. Prerequisites: Passing grade in Corporations (can be a co-requisite for students with undergraduate business major or M.B.A.).

Sentencing Workshop (2 credits) - Trends indicate that the vast majority of criminal cases are resolved via some form of plea agreement rather than through trial. This workshop will explore practical aspects of the law relating plea negotiations to the sentencing guidelines in effect in state and federal criminal courts. Emphasis will be on acquiring the necessary skills and familiarity with sentencing issues for successfully prosecuting or defining a criminal case prior to trial. Prerequisites: Criminal Law; Criminal Procedure; Evidence.

Sentencing Workshop: Death Penalty (2 credits) – An examination of the unique issues involved in determining penalty in capital cases and in the direct appeal and collateral review of death sentences. Students will work with fact patterns and draft motions and sentencing memoranda as advocates, and will write a judicial opinion in small group "courts." Prerequisites:
Passing grades in Constitutional Law I and Criminal Law.

**Sports and Entertainment Law (2 or 3 credits)** - This course explores the legal issues in professional and amateur sports, as well as in the entertainment industries of film, music, television, and publishing. The first half of the course, which focuses on sports law, addresses legal principles involving tort, criminal, contract, constitutional, labor and antitrust law. Particular attention will be paid to cases involving free agency, the reserve system and player contracts, violence in sports, and sex discrimination in amateur athletics. The second half of the course examines issues such as credit and compensation for performers, moral rights of creative talents to control the integrity of their work product, and contemporary legal issues involving various segments of the entertainment business. This course may also be offered as Entertainment Law or Sports Law. Prerequisites: Passing grades in all first year courses. Not open to students who have taken or are taking Sports Law or Entertainment Law.

**Sports Law I (2 credits)** - This course provides an introduction to the field of sports law by examining the legal rights and responsibilities of agents, team owners, and players.

**Sports Law II (2 credits)** - This course describes the legal rights and responsibilities of sports fans, coaches, doctors, referees, reporteres, and gamblers. Sports Law I is not a prerequisite for this course.

**Street Law (1 or 2 credits)** - Law students working under faculty supervision serve as teachers of a course entitled "Street Law" in local high schools and middle schools. This is intended to provide the members of the community with an understanding of their legal rights and responsibilities. The law student will attend a weekly seminar at the Law Center and teach three hours per week. Prerequisites: 2.0 GPA at preregistration and when term begins.

**Supervised Research (1 or 2 credits)** - Research and production of a scholarly paper on a selected topic under the supervision of a faculty member conversant with the field. Full-time faculty. Prerequisites: Passing grades in first year LSV; 2.0 GPA at registration and when term begins; permission of full-time faculty member; upperclass status. (40 or more credits required to take Supervised Research in summer school).

**Torts (4 credits)** - A study of the traditional and emerging concepts of rights and liabilities arising from conduct that results in harm to others. Prerequisites: None.

**Trademarks and Unfair Competition (3 credits)** - A thorough study of the law governing the protection of trademarks and service marks, including the following topics: protectable and unprotectable marks (and other protectable product features that serve as trademarks); requirements for common law protection and federal registration; advantages of federal registration; establishing a claim for infringement; remedies for infringement; the related concept of trademark dilution; and international aspects of trademark protection. Prerequisites: Civil procedure, Constitutional Law I. Prerequisite or corequisite: Con Law II.

**Travel Law (2 credits)** - This interdisciplinary course provides a comprehensive introduction to the most current and significant international and domestic legal issues facing the travel industry. Among the subjects covered are the distinct legal liabilities of airlines, cruise ship operators, travel agents, inn keepers, and tour operators. The course will include a significant focus on the sometimes unique litigation strategies employed by lawyers representing industry players and consumers in high-stakes cases. Prerequisites: Passing grades in all first year courses.

**Trial Advocacy (3 credits)** - The tactics and strategy involved in various phases of civil and criminal trials including opening statements, direct and cross-examination of witnesses, expert witnesses, use of documentary and demonstrative evidence, and closing arguments. Extensive

http://www.nslaw.nova.edu/coursewizard/descriptions.cfm
Course Descriptions

use is made of video equipment to tape the daily exercises. Students participate as members of two-person trial teams and participate in two full trials. Preferences: Summer/Fall--3rd year students; Winter--2d year students. This course is also offered in an intensive inter-session format; Intensive Trial Advocacy. Preferences: May -- 2d year students; January -- 3d year students. Prerequisites: Passing grade in Evidence (and 2.0 GPA at registration and when course begins for Intensive). NOTE: This class is not open to students enrolled in Litigation track LSV

**Trial Advocacy Techniques (2 credits)** - This course seeks to build upon the introductory skills students have been introduced in LSV Litigation. This is a learning - by - doing class in which students will concentrate upon the principles of direct & cross examination, introduction of exhibits, expert witnesses, opening statements, closing argument, theory of the case and theme selection. Voir dire will not be covered. Prerequisites: Evidence, 2L LSV Litigation track (preference to 2L in winter, 3L in fall)

**Trusts (2 credits)** – Examination of the rules governing the creation and elements of express trusts, both private and charitable, rights of beneficiaries, termination of trusts, and the duties and liabilities of the trustee; and implied trusts, both resulting and constructive. Prerequisites: None.

**UK Employment Law (1 credit)** - This module is offered as part of a joint program with the law school of Nova Southeastern University, Florida. It will enable students to understand the legal relationship between employers and employees in the UK. Students will be able to critically evaluate the rights of employees not to be unlawfully dismissed or discriminated against. Students will also be able to evaluate the role played by the law in the workplace. Prerequisite: Be in good academic standing.

**UK Family Law Issues (2 credits)** - This course will provide students with an opportunity to examine specific topics relating to the legal regulation of the family including the definition of family, the position of children violence and family breakdown. Prerequisite: Be in good academic standing.

**Unincorporated Business Entities (2 credits)** – This course will cover partnerships (general and Limited), limited liability partnerships, and limited liability companies. It is open for credit to students who have not taken a combined agency/Partnership course. This will not be a problem for students who took Agency at NSU at anytime after Fall 1994 or who never took it. Students who took a combined Agency/Partnership course elsewhere may audit the Unincorporated Business Entities course. Prerequisites: Passing grades in Contracts and Torts.

**Venezuelan Law and Policy (2 credits)** - This course provides an overview of the Venezuelan legal system and the civil law system generally as practiced in Latin America (to the extent generalizations can be made). There will be visiting speakers who are experts on their respective areas of law and the class itself will be led by Gustavo Mata, a professor and a practicing lawyer. Prerequisite: Be in good academic standing.

**Wetlands Law and Regulation (2 credits)** – An overview of wetlands law and regulation at federal, state and local levels. The course will begin an introductory examination of the nature and ecological functions of wetlands areas. It will consider aspects of federal statutes that regulate wetlands dredging and development, including the Rivers and Harbors Act, Clear Water Act, and the Endangered Species Act, as well as the roles and jurisdiction of the U.S. Army Corps. Of Engineers, the U.S. Environmental Protection Agency and other federal agencies and departments. Private property rights, regulatory takings and mitigation banking will be treated, as will the state environmental resource permit process, and certain local wetlands programs.

**Wills (2 credits)** – Examination of the rules governing intestate and testate distribution of property; execution, alteration, and revocation of wills; the rights of immediate family members

http://www.nsulaw.nova.edu/coursewizard/descriptions.cfm
and the contest of wills. **Prerequisites:** None.

**Wills and Drafting Lab:** Working in teams, students will draft a variety of client letters and will clauses based on facts presented from the files of hypothetical clients. Topics covered in drafting exercises will include intestacy and the client's current will; rules intended to protect a decedent's family members; and preventing intestacy. **Prerequisites:** only open to 2L evening division students who are concurrently enrolled in Wills.

**Wills and Trusts (4 credits)** - Examination of the rules governing intestate and testate distribution of property; execution, alteration, and revocation of wills; the rights of immediate family members and the contest of wills; examination of the rules governing the creation and elements of express trusts, both private and charitable, rights of beneficiaries, termination of trusts, and the duties and liabilities of the trustee; and implied trusts, both resulting and constructive. **Prerequisites:** None.

**Women and the Law Seminar (2 credits)** – This course provides a broad perspective of gender issues in a variety of areas of the law, including contracts, torts, criminal law, and property. It examines various jurisprudential theories regarding gender issues, including the debate regarding formal equality versus substantial equality. Areas of the law such as domestic violence and rape, which are not covered in depth in other courses, will be emphasized. Other issues may include the doctrine of comparable worth, sexual harassment in the workplace, sex role stereotypes, the economic consequences of divorce and child custody, biological reproduction, prostitution, and pornography. **Prerequisites:** Passing grades in LSV I & II.

**Workshop on Selected Issues in Caribbean Law (2 credits)** - This workshop incorporates into the curriculum the Caribbean Law Initiative ("CLI"), in which students from NSU, Florida Coastal University, Texas Southern University (Thurgood Marshall Law School) and University of the West Indies (Norman Manley Law School) conduct research and prepare memoranda for Caribbean governments on legal issues facing those governments. Those issues have included privatization, international law and incorporating international legal standards in health, civil rights, etc. into domestic law. In the past, students have worked closely with the Jamaican Attorney General's office and have presented their research and written memoranda at a meeting with the Attorney General's office in Kingston, Jamaica. We expect this close cooperation with Caribbean government officials to continue. This workshop provides a valuable opportunity for students to develop international and transnational legal research and writing skills necessary for legal analysis of current issues within the Caribbean legal system. Students will learn the practical application of comparative legal analysis while becoming conversant with regional and transnational legal materials. These capabilities will enable students to broaden their legal skills beyond U.S. legal matters to address international and transnational legal topics. The course may require a trip to a Caribbean country as field work. In the past, this cost has been absorbed by the school, although there is no guarantee that the school will fund the trip in the future. **Prerequisites:** LSV I & II; Constitutional Law I; Permission of the Instructor.
Student Rights and Responsibilities

The Code of Student Conduct and Academic Responsibility

Purpose: This code seeks to promote high standards of academic integrity by setting forth the responsibilities of students as members of the University community. Abiding by the code ensures a climate wherein all members of the University community can exercise their rights of membership.

Nova Southeastern University Statement of Academic Rights and Responsibilities

Nova Southeastern University, as a community of women and men, is committed to furthering scholarship, academic pursuits, and service to our society. As an institution, our purpose is to assure all students an equal opportunity to fulfill their intellectual potential through pursuit of the highest standards of academic excellence.

Certain rights and obligations flow from membership in any academic community committed to such goals:

• The rights of personal and intellectual freedom, which are fundamental to the idea of a university;

• A scrupulous respect for the equal rights and dignity of others; and

• Dedication to the scholarly and educational purposes of the University and participation in promoting and assuring the academic quality and credibility of the institution.

Students are responsible for obtaining, learning, and observing the established University and center policies as listed in all official publications. In addition, students must comply with the legal and ethical standards of the institution as well as those of Broward County and the State of Florida. All members of the community should inform the appropriate official of any violation of conduct regulations.

http://www.nsumed.nova.edu/Student/rights/studentconductcode/default.htm
A. Academic Standards

The University expects its students to manifest a commitment to academic integrity through rigid observance of standards for academic honesty. The academic honesty standards include:

1. Original Work. Assignments such as course preparations, exams, texts, projects, term papers, practicums, etc., must be the original work of the student. Original work may include the thoughts and words of another author, but if that is the case, those ideas or words must be indicated in a manner consistent with a University-recognized form and style manual.

Work is not original that has been submitted previously by the author or by anyone else for academic credit. Work is not original that has been copied or partially copied from any other source, including another student, unless such copying is acknowledged by the person submitting the work for the credit at the time the work is being submitted or unless copying, sharing, or joint authorship is an express part of the assignment. Exams and tests are original work when no unauthorized aid is given, received, or used prior to or during the course of the examination.

2. Referencing the Works of Another Author. All academic work submitted for credit or as partial fulfillment of course requirements must adhere to each center's specific accepted reference manuals and rules of documentation. Standards of scholarship require that proper acknowledgment be given by the writer when the thoughts and words of another author are used. Students must acquire a style manual approved by their center and become familiar with accepted scholarly and editorial practice in their program. Students' work must comport with the adopted citation manual for their particular center.

At Nova Southeastern University, it is plagiarism to represent another person's work, words, or ideas as one's own without use of a center-recognized method of citation. Deviating from center standards I(A) (1) or I(A) (2) is considered plagiarism at Nova Southeastern University.

3. Tendering of Information. All academic work must be the original work of the student. Giving or allowing one's work to be copied, giving out exam questions or answers, or releasing or selling term papers is prohibited.

4. Acts Prohibited. Students should avoid any impropriety, or the appearance thereof, in taking examinations or completing work in pursuance of their educational goals.

Violations of academic responsibility include, but are not limited to:

http://www.nslaw.nova.edu/Student/rights/studentconductcode/default.htm
a. Plagiarism;
b. Any form of cheating;
c. Conspiracy to commit academic dishonesty;
d. Misrepresentation;
e. Bribery in an attempt to gain an academic advantage;
f. Forging or altering documents or credentials; and
g. Knowingly furnishing false information to the institution.

5. Additional Matters of Ethical Concern. Where circumstances are such as to place students in positions of power over University personnel, inside or outside the institution, students should avoid any reasonable suspicion that they have used that power for personal benefit or in a capricious manner.

B. Conduct Standards

1. Students should not interfere with the rights, safety, or health of members of the University community nor interfere with other students' right to learn. Students are expected to abide by all University, center, and program rules and regulations and all local, state, and federal laws. Violations of conduct standards include, but are not limited to:

a. Theft;
b. Vandalism;
c. Disruptive behavior;
d. Possession or use of firearms, fireworks, explosives, or other dangerous substances or items;
e. Possession, transfer, sale, or use of illicit drugs;
f. Appearance in class or on campus under the apparent influence of alcohol or illicit drugs or chemicals;
g. Violations of housing regulations;
h. Any act or conspiracy to commit an act which is harassing or abusive or which invades an individual's right to privacy, including, but not limited to, sexual harassment and abuse against members of a particular racial, ethnic, religious, or cultural group;

i. Threats of or actual damage to property or physical harm to others; and
j. Any activity that may be construed as hazing ("hazing" is defined as: any action or situation which recklessly or intentionally endangers the mental or physical health or safety of a student for the purpose of initiation or admission into or affiliation with any organization operating under the sanction of a university); and

k. Failure to pay tuition and fees in a timely manner.

2. Students must have authorization from the University to have access to University documents, data, programs, and other types of information and information systems. Any use of the above without authorization is prohibited.

C. Supplementary Standards

Students are expected to comply with the legal and ethical standards of this institution and those of their chosen field of study, including the code of ethics for computer usage. The University and each center or program may prescribe additional standards for student conduct as would comport with the letter and spirit of this code.

D. Violations

Any violation(s) of any of the academic standards, conduct standards, or supplemental standards may result in a complaint being filed against a student to enforce the Code of Student Conduct and Academic Responsibility. Deans or directors may, in their discretion, immediately suspend students pending a hearing on charges of academic conduct or supplemental standard violations. Any student found guilty of a violation of the academic, conduct, or supplemental standards will be subject to disciplinary action, including expulsion from the University.

http://www.nsulaw.nova.edu/Student/rights/studentconductcode/default.htm
Nova Southeastern University Policies Governing Student Relations

General

Nova Southeastern University has established specific policies, procedures, and guidelines defining its relationship with its students. The term "student" defines the student, or parents of the student if the student qualifies as a dependent under the provisions of the Internal Revenue Code.

Institutional and Academic Information

Nova Southeastern and its academic schools and centers periodically publish bulletins or catalogs describing NSU and its programs. These bulletins are available to enrolled and prospective students through the various admissions offices associated with academic units or from the Office of the University Registrar. Each academic unit, group of units, and/or the Office of the University Registrar maintains at least one full-time employee to assist students in obtaining information.

International Students

International students who intend to reside in the United States and who are required to obtain an I-20 visa must be full-time degree-seeking students and must attend the Main Campus in Fort Lauderdale. While financial aid is available for United States citizens only, some scholarship money may be available for foreign students. For further information contact: International Student Adviser, Nova Southeastern University, 3301 College Avenue, Fort Lauderdale, Florida 33314-7796, telephone (954) 262-7240, toll free 800-541-6682, Ext. 7240.

http://www.nsulaw.nova.edu/Student/rights/studentconductcode/default.htm
Veterans' Benefits

All programs described in this catalog are approved for veterans' training by the Bureau of State Approval for Veterans' Training, Florida Department of Veterans' Affairs. Eligible veterans and veterans' dependents should contact the Office of the University Registrar, 3301 College Avenue, Fort Lauderdale, Florida 33314-7796, telephone (954) 262-7241 or toll-free 800-541-6682, Ext. 7241.

Veterans' Benefits for Off-Campus Graduate Programs

The Veterans Administration considers all programs that meet off campus (field-based programs, cluster programs) to be programs of independent study for veterans' benefits purposes. The Veterans Administration will make the decision as to the rate of the benefit.

Grade/Progress Reports for VA Students

Each VA student will be provided a grade/progress report at the end of every evaluation period (e.g., term, semester, quarter). A copy of each report will be placed in the student's permanent file maintained by the Office of the University Registrar.

Student Publications

Nova Southeastern University, as publisher, bears the legal responsibility for the contents of student publications. In the delegation of editorial responsibility to students, the University provides sufficient editorial freedom for the student publications to maintain their integrity of purpose as vehicles of free inquiry and
free expression in the Nova Southeastern University academic community.

The delegated editorial freedom of student editors and managers is subject to corollary responsibilities to be governed by the canons of responsible journalism, such as the avoidance of libel, indecency, undocumented allegations, attacks on personal integrity, and the techniques of harassment and innuendo.

As safeguards for the delegated editorial freedom of student publications, the following provisions are made:

1. The student press shall be free of censorship and advance approval of copy, and its editors and managers shall be free to develop their own editorial policies and news coverage.

2. Editors and managers of student publications shall be protected from arbitrary suspension and removal because of student, faculty, administrative, or public disapproval of editorial policy or content. Only for proper and stated causes shall editors and managers be subject to removal, and then by orderly and prescribed procedures.

3. All University published and financed student publications shall explicitly state on the editorial page that the opinions therein expressed are not necessarily those of Nova Southeastern University or of the student body.

Student Participation in University Governance

In furtherance of its commitment to teaching and learning, Nova Southeastern University encourages student participation in institutional decision making.

Within each center, elected student government bodies provide vehicles for student expression of views and opinions on issues of institutional policy. Officers of the student governments are members of the President's Student Advisory Committee which meets monthly with the President and appropriate senior administrative staff to discuss University matters of general interest to the student body.

Additionally, students are regularly appointed to committees, task forces, and ad hoc groups dealing with issues of concern to students, including appointment to each self study subcommittee.
Notice of Nondiscrimination

Nova Southeastern University admits students of any race, color, sex, age, nondisqualifying disability, religion or creed, or national or ethnic origin to all the rights, privileges, programs, and activities generally accorded or made available to students at the school, and does not discriminate in administration of its educational policies, admissions policies, scholarship and loan programs, and athletic and other school-administered programs.

The Office of the University Registrar is designated as the policy coordinator to assure compliance with all federal, state, and local laws and regulations relative to nondiscrimination.

Drug-Free Schools and Campuses

When you use or deal in drugs, you also risk incarceration and/or fines. The attached federal sentencing guidelines indicate federal penalties for trafficking in drugs.

In addition to the federal sanctions, Florida state statutes provide sanctions in regard to the use, possession, and/or sale of illicit drugs and the abuse of alcohol. Punishment varies dependent upon the amount and type of drug and/or alcohol involved. Felony convictions range from one year to life imprisonment. Possession of not less than 20 grams of cannabis is punishable as a misdemeanor of the first degree. Punishment for misdemeanors ranges from less than 60 days to one year imprisonment.

Under §893.13, Florida Statutes, it is unlawful for any person to sell, purchase, manufacture, deliver, or possess with intent to sell, purchase, manufacture, or deliver a controlled substance. Violation of this statute is a felony and is punishable under Chapter 775 of the Florida Statutes.

Under §893.13 (1) (e), Florida Statutes, it is unlawful for any person to sell, purchase, manufacture, deliver, or to possess with the intent to sell, purchase, manufacture, or deliver a controlled substance in, on, or within 1,000 feet of a public or private elementary, middle, or secondary school. Punishment for a violation of this statute may include a minimum three-year imprisonment.

Under §316.1936, Florida Statutes, it is unlawful for any person to possess an open container of alcoholic beverage while operating a vehicle in the state or while a passenger in or on a vehicle being
operated in the state. Violation of this law will result in a noncriminal moving traffic violation, punishable as provided in Chapter 318 of the Florida Statutes, with fines and points on a driving record leading to driver's license suspension.

Under §316.193, Florida Statutes, a person is guilty of driving under the influence if such a person is driving or in actual physical control of a vehicle within the state and the person is under the influence of alcoholic beverages or any controlled substance when affected to the extent that his or her normal faculties are impaired or the person has a blood alcohol level of .10 percent or higher. First conviction on such a DUI charge shall result in a fine not less than $250 or more than $500 and imprisonment not more than six months. A second conviction results in a fine of not less than $500 or more than $1,000 and not more than nine months' imprisonment. Third conviction will result in not less than a $1,000 fine or more than a $2,500 fine and imprisonment for not more than 12 months.

By applying for a driver's license and accepting and using a driver's license, a person holding the driver's license is deemed to have expressed his or her consent to submit to breath, blood, and urine tests for alcohol, chemical substances, or controlled substances.

Nova Southeastern University requires that an employee notify the employer of any criminal drug statute conviction for a violation occurring in the work place no later than five (5) days after such conviction. In order to comply with federal law, Nova Southeastern University must notify any federal contracting agency within ten (10) days of having received notice that an employee engaged in the performance of a federal contract or grant has had a criminal drug statute conviction for a violation occurring in the work place. Any criminal drug convictions in the workplace must be reported by the employee to his or her University supervisor or department head within five (5) days of the date of such conviction. The University will discipline any employee who is so convicted or require the employee's satisfactory participation in a drug/alcohol abuse assistance or rehabilitation program within thirty (30) days of notice of such conviction.

Any Nova Southeastern University employee or student determined to have violated this policy shall be subject to referral for prosecution by the appropriate authorities. Other sanctions include evaluation/treatment for drug use disorder, which may include mandatory completion of a drug/alcohol abuse rehabilitation program, expulsion, and/or termination.

All Nova Southeastern University faculty and staff members will, as a condition of their employment, abide by the terms of this policy. All Nova Southeastern University students will, as a condition of their enrollment, abide by the terms of this policy.

Smoking and Nonsmoking

http://www.nsulaw.nova.edu/Student/rights/studentconductcode/default.htm
Smoking is prohibited in any Nova Southeastern University facility where, regardless of physical separation, nonsmokers share a ventilation system with smokers.

This policy does not apply to living quarters (dormitories) which are subject to a separate smoking policy. Nor does this policy in any way supersede the Florida Clean Indoor Air Act.

Alcohol and Other Drugs

Nova Southeastern University, as an institution of higher education, is dedicated to the well-being of all members of the University community—students, faculty, staff, and administrators. Concerned with the misuse of alcohol and other drugs (both licit and illicit), it is the policy of the University to endeavor to prevent substance abuse through programs of education and prevention.

The University recognizes alcoholism and drug abuse as illnesses or treatable disorders, and it is the University's policy to work with members of the University community to provide channels of education and assistance. However, it is the individual's responsibility to seek help. The University also recognizes that the possession and/or use of certain substances is illegal, and the University is obligated to comply with local, state, and federal laws.

1. While on campus or engaged in any University related activity, members of the University community must be in a fit condition to perform appropriately. Being under the influence of alcohol and/or drugs is prohibited and may subject the individual to disciplinary action including the possibility of dismissal.

2. Employees will be evaluated only on their work performance. If alcohol consumption or the use of any other drug affects an employee's performance, assistance is available. However, if an employee's performance continues to deteriorate, the University will discipline the employee based on his or her job performance. Poor job performance will lead to discharge.

3. Professional assistance for substance abuse is given on a confidential, professional, and voluntary basis. The purpose of this assistance is to help the individual member of the University community who has a substance abuse problem lead a productive work and/or academic life free of substance abuse.

4. Members of the University community who engage in any illegal activity involving alcohol or other drugs are subject to dismissal.

http://www.nsulaw.nova.edu/Student/rights/studentconductcode/default.htm
Substance Abuse Awareness, Education, and Prevention

Nova Southeastern University's activities in substance abuse awareness, education, and prevention exist to encourage members of the University community to avoid the use of illicit drugs, to use alcohol and other licit drugs in a responsible manner, and to avert the need for direct intervention. The specific goals of the program are the following:

- To educate all members of the community that the use and possession of certain substances are illegal and may result in adverse consequences.
- To inform members of the University community concerning the physical and psychological effects of alcohol and other drugs and to develop an awareness of potential problems that can result from the use of these substances.
- To support those who choose not to drink alcohol or to use other drugs.
- To teach those who choose to drink alcohol to do so responsibly.
- To help those who abuse alcohol or other drugs.

In order to achieve these goals, the University operates and/or engages in the following programs and activities:

1. **Alcohol and Drug Resource Center.** The Resource Center is directed by an existing staff member. Additional staff consists of student employees, practicum students, and/or student volunteers. The center has the primary responsibility for the University's prevention and education programs. It coordinates the various activities and serves as a clearinghouse for alcohol and drug information. Each academic center designates a contact person who works with the Resource Center staff to disseminate information within their centers.

2. **Advisory Committee.** This is a group of administrators, faculty, and student leaders who are appointed by the vice president for academic affairs to serve as advisers and resource persons. The committee is chaired by the director of the Alcohol and Drug Resource Center. The group meets monthly to discuss and develop program plans and activities.

http://www.nslaw.nova.edu/Student/rights/studentconductcode/default.htm
3. Alcohol and Drug Awareness Activities. Under the direction of the Resource Center, there are regular and ongoing activities designed to disseminate information about alcohol and drug use. The audience of the information is all students, employees, and faculty of the University, both on and off campus. The awareness activities can include posters, media campaigns, films, exhibits, and literature. The University supports the National Alcohol Awareness Week and schedules activities at that time to promote awareness on campus.

4. Student Organizations. The student governments are encouraged to establish chapters of organizations such as BACCHUS (Boost Alcohol Consciousness Concerning the Health of University Students) and SADD (Students Against Drunk Driving).

5. Alcohol and Drug Workshops. Workshops are provided for student leaders and for employees as part of the University's staff development program. These workshops provide the opportunity for participants to discuss the information they receive. Student leaders are required to complete such workshops before they can plan parties that involve drinking.

6. Academic Courses. Several academic centers have put identifiable units on alcohol and drugs into appropriate existing courses. Additionally, several academic centers have established elective courses in substance abuse and/or recommend students to take such courses in other centers. Assistance is available to the academic centers from the Alcohol and Drug Abuse Resource Center to ensure the substance abuse content of courses is consistent with University policies.

7. Orientation. Academic centers include information on drugs and alcohol in the orientation sessions and materials for new students. The orientation provides a general orientation to the problems of substance abuse and includes a statement of the University's policy on drugs and alcohol. The information is presented in a positive manner. The Resource Center works with the academic centers to prepare the materials presented.

Communicable Diseases Policy

http://www.nsunlaw.nova.edu/Student/rights/studentconductcode/default.htm
Guidelines

It is the intent of the University to protect students and employees from exposure to communicable diseases that pose reasonable risk of harm to members of the University community. It is also the intent of the University to protect the rights of those infected with a communicable disease pursuant to the Sick Leave Policy of the University. Employees and students of the University who do become infected with a communicable disease are subject to the guidelines listed below.

All employees diagnosed with any communicable disease will receive the same benefits and privileges extended to any employee under the Sick Leave Policy and shall be afforded confidentiality for all related issues.

The University will be flexible in its response to incidents of communicable disease, evaluating each occurrence in light of this policy and current available medical information.

Guidelines

1. For the purpose of this policy, the term "employee" shall include all persons employed by the University, either full time or part time, including adjuncts and off-site coordinators, but shall not include the following persons:

   a. Members of the Board of Trustees
   b. Guest lecturers
   c. Vendors

   The term "student" shall include all persons enrolled at the University, either part time or full time, from preschool through graduate studies.

   The term "infected person" shall include
students and employees who have been medically diagnosed as infected with a communicable disease.

In the event that any employee, administrator, or student has a concern about the potential for the spread of a communicable disease within the University community, those concerns should be brought to the assistant director of human resources for review consistent with the current available information on the spread of the particular communicable disease. After review and evaluation of the concerns, if there appears to be a reasonable likelihood of the spread of the disease within the University community by an infected person, the assistant director of human resources will, after notification of the issues presented to the University president, contact the Broward County Health Department for recommendations of appropriate action consistent with state law.

The University will make available to its employees and students information about the transmissibility of communicable diseases and precautions that can be taken to prevent the spread of various communicable diseases.

2. An infected person can continue to work and study so long as he or she is able to continue to perform regular responsibilities satisfactorily and so long as the best available medical evidence indicates that his or her continued status does not present a health or safety threat to self or others.
Infected employees with diseases that threaten the safety of others are eligible for the same leave of absence provisions of current University policy for sick or annual leave.

3. An infected person returning to work or school after a leave of absence for reasons related to a communicable disease must provide a statement from his or her treating physician indicating current medical status. An employee shall submit the physician's statement to the director of human resources or a delegated representative. Students shall submit their statement to their program dean.

4. Within reason, the University shall make accommodations to the infected persons, whenever possible, to ensure continuity in employment or in the classroom. Such measures may include, subject to administrative limitations, job reassignment or class reassignment to place the infected person in a less demanding position.

5. No infected person (employee or student) may be dismissed from the University solely on the basis of a diagnosis of an infection of a contagious disease. A decision to dismiss or discharge will only be made after reasonable accommodation has been attempted and an examination of facts demonstrate that the infected person can no longer perform as required or poses a reasonable threat to the health and safety of those around him or her.

6. Disciplinary measures are available to the
University when any employee fails or refuses to work at his or her assigned job with an infected person who has not been deemed to pose a present health or safety threat to self or to others. Student disciplinary measures shall range from counseling to expulsion.

7. As with any medical condition, employees must not disclose information regarding another employee or student to anyone except those employees with a medical or administrative need to know. The University shall take every precaution to ensure that confidentiality is maintained. Breach of such confidentiality by any employee shall result in disciplinary action.

Policy on Sexual Harassment

It is the intent of Nova Southeastern University to protect all employees and students from sexual harassment. Sexual harassment is a violation of Title VII. Sexual harassment undermines the integrity of the employment and academic environment, debilitates morale, and interferes with the effectiveness of employees and students. In accordance with Equal Employment Opportunity Commission-promulgated guidelines, unwelcome sexual advances, unwanted requests for favors of a sexual nature, and any other verbal or physical conduct of a sexual nature are considered sexual harassment if:

(a) Explicit or implicit submission to sexual overtones is made a term or condition of employment.
(b) Employment decisions are made on the basis of whether submission to or rejection of sexual overtones occurred.

(c) An individual's work performance is unreasonably interfered with by a sexually intimidating, hostile, or offensive atmosphere.

A. At Nova Southeastern University, sexual harassment of or by employees includes:

1. Unwelcome or unwanted sexual advances. This includes unwelcome physical contact or sexual advances considered unacceptable by another individual.

2. Requests or demands for sexual favors. This includes subtle or blatant pressures or requests for any type of sexual favor accompanied by an implied or stated promise of preferential treatment or negative consequence concerning one's employment status.

3. Verbal abuse that is sex-oriented or considered unacceptable by another individual, as well as sexually derogatory comments. This includes commenting about an individual's body or appearance when such comments go beyond mere courtesy; telling jokes that are clearly unwanted and considered offensive by others; or other tasteless, sexually-oriented comments or innuendoes or actions that offend others.

4. Engaging in any type of sexually-oriented conduct that would unreasonably interfere with another's work performance. This includes extending unwanted sexual attention to someone that reduces personal productivity or time available to work at assigned tasks.

5. Creating a work environment that is intimidating, hostile, or offensive because of unwelcome or unwanted sexually-oriented conversations, suggestions, requests, demands, physical contacts or attentions.

Nova Southeastern University will not tolerate sexual harassment. Sexual harassment is an insidious practice. It demeans individuals being treated in such manner and creates unacceptable stress for the entire organization. Persons harassing others will be dealt with swiftly and vigorously.

Normal, noncoercive interaction that is acceptable to both parties is not considered to be sexual harassment.

All allegations of sexual harassment of or by an employee, client, or vendor will be promptly and thoroughly investigated by the Human Resources Department and should be reported promptly to the director of human resources.

B. At Nova Southeastern University, sexual harassment by
employees of students is defined as unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature when:

1. Submission to such conduct is made to appear to be a term or condition of enrollment, attendance, or participation in a class;

2. Submission to or rejection of such conduct affects academic decisions; or

3. Such conduct has the purpose or effect of unreasonably interfering with a student's academic performance or creating an intimidating, hostile, or offensive academic environment;

4. Unwelcome patting, pinching, or touching;

5. Offensive or demeaning sexual remarks, jokes, or gestures.

Students aggrieved by a violation of this policy may file a grievance under their center's grievance procedure. Any employee who violates any portion of this policy shall be subject to disciplinary action.

At Nova Southeastern University, romantic and sexual relationships between a faculty member and a student are subject to the prohibition against sexual harassment.

Romantic or sexual relationships between a faculty member and a student then enrolled in the faculty member's class (including supervised student activities for which academic credit is given) may appear to be coercive and are discouraged. Even when no coercion is present, such relationships create an appearance of impropriety and favoritism that can impair the academic experience of all students in that class. It is, therefore, improper conduct for a faculty member to engage in a romantic or sexual relationship with a student then enrolled in the faculty member's class.

Privacy of Records

Nova Southeastern University maintains a system of records that includes application forms, letters of recommendation, admission test scores, and transcripts of students' previous academic records and performance while in residence. These records are available for review by present and former students upon written request to the
Office of the University Registrar. However, the Office of the University Registrar will not release transcripts of students' academic records until all their accounts, both academic and nonacademic, have been paid.

The law limits access by and disclosure to a third party. Such access is given only upon consent of the student or if required by law, except for the following information, which may be released as directory information: a) student's name; b) dates of attendance; c) degree and awards received. Requests for such information must be submitted in writing to the registrar. The University reserves the right to refuse the above information if the reason for the request is not considered to be a sufficient need to know.

Any student or parent not wishing to have this information disclosed should notify the Office of the University Registrar in writing prior to September 1 of the relevant school year.

A person does not have the right of access to educational records until he or she has been admitted to and has actually begun attending Nova Southeastern University. There is no prohibition from disclosing such information to the parents of students who are listed on their parents' federal income tax forms.

Parents or eligible students will be provided a hearing by the University if they wish to challenge the content of the record. If they are still not satisfied, the parents or eligible students may add explanatory or rebuttal matter to the record.

If the students or parents are denied access to a hearing or if the records are alleged to have been illegally disclosed to a third party, the students or parents may file a complaint with the U.S. Department of Education.

Reservation of Power

Nova Southeastern reserves the right to amend, modify, add to, or delete its rules, policies, and procedures affecting its institutional relationship with students as deemed necessary by the administration. Any such amendment, modification, addition, or deletion shall not be considered a violation of the relationship between the University and the student. Such right includes modification to academic requirements, curriculum, tuition, and/or fees when in the judgment of the administration such changes are
required in the exercise of its educational responsibility.

http://www.nsulaw.nova.edu/Student/rights/studentconductcode/default.htm
Policy on Acceptable Use of Computing Resources

This policy provides guidelines for the appropriate and inappropriate use of the computing resources of Nova Southeastern University. It applies to all users of the University's computing resources including students, faculty, staff, alumni, and guests of the University. Computing resources include all computers, related equipment, software, data, and local area networks for which the University is responsible as well as networks throughout the world to which the University provides computer access.

The computing resources of Nova Southeastern University are intended to be used for its programs of instruction and research and to conduct the legitimate business of the University. All users must have proper authorization for the use of the University's computing resources. Users are responsible for seeing that these computing resources are used in an effective, ethical, and legal manner. Users must apply standards of normal academic and professional ethics and considerate conduct to their use of the University's computing resources. Users must be aware of the legal and moral responsibility for ethical conduct in the use of computing resources. Users have a responsibility not to abuse the network and resources, and to respect the privacy, copyrights, and intellectual property rights of others.

In addition to the policy contained herein, usage must be in accordance with applicable University Policies (see "Related Policies" listed elsewhere in this policy) and applicable State and Federal laws. Among the more important laws are the Florida Computer Crimes Act, the Federal Computer Abuse Amendment Act 1994, the Federal Electronic Communications Privacy Act, and the U.S. Copyright Act. Copies of these laws and the NSU Copyright Policy may be examined in the Office of Academic Affairs.

Policy violations generally fall into five categories that involve the use of computing resources:

1. for purposes other than the University's programs of instruction and research and the legitimate business of the University
2. to harass, threaten or otherwise cause harm to specific individuals or classes of individuals
3. to impede, interfere with, impair, or otherwise cause harm to the activities of others
4. to download, post or install to University computers, or transport across University networks, material that is illegal, proprietary, in violation of license agreements, in violation of copyrights, in violation of University contracts, or otherwise damaging to the institution
5. to recklessly or maliciously interfere with or damage computer or network resources or computer data, files, or other information

Examples (not a comprehensive list) of policy violations related to the above five categories include:

- using computer resources for personal reasons
- sending E-mail on matters not concerning the legitimate business of the University
- sending an individual or group repeated and unwanted (harassing) E-mail or using E-mail to threaten someone
- accessing, or attempting to access, another individual's data or information without proper authorization (e.g. using another's computing account and password to look at their personal information)
- propagating electronic chain mail, pyramid schemes or sending forged or falsified E-mail
- obtaining, possessing, using, or attempting to use someone else's password regardless of how the password was obtained
- copying a graphical image from a Web site without permission
- posting a University site-licensed program to a public bulletin board
- using illegally obtained licensed data/software, or using licensed data/software in violation of their licenses or purchase agreements
- releasing a virus, worm or other program that damages or otherwise harms a system or network

http://www.nova.edu/common-lib/policies/aucr.policy.html
Policy on Acceptable Use of Computing Resources

- preventing others from accessing services
- attempting to tamper with or obstruct the operation of NSU's computer systems or networks
- using or attempting to use NSU's computer systems or networks as a means for the unauthorized access to computer systems or networks outside the University
- viewing, distributing, downloading, posting or transporting child or any pornography via the Web, including sexually explicit material for personal use that is not required for educational purposes
- using University resources for unauthorized purposes (e.g. using personal computers connected to the campus network to set up web servers for illegal, commercial, or profit-making purposes)
- violating Federal copyright laws or the NSU copyright policy

Inappropriate conduct and violations of this policy will be addressed by the appropriate procedures and agents (e.g., the Office of the Dean, the Office of the Vice President for Academic Affairs, or the Office of Human Resources) depending on the individual's affiliation to the University. In cases where a user violates any of the terms of this policy, the University may, in addition to other remedies, temporarily or permanently deny access to any and all NSU computing resources, and appropriate disciplinary actions may be taken, up to and including dismissal.

RELATED POLICIES:

Student-Related: Student Code of Conduct and Academic Integrity
Faculty-Related: Faculty Policy Manual
Staff-Related: Employee Handbook
General Policies: Copyright and Patent Policy, Computing Account Security Agreement

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http://www.nova.edu/common-lib/policies/aucr.policy.html