

1999

## Shepard Broad Law Center Online Catalog for 1999-2000 & 2000-2001 Course Descriptions

Nova Southeastern University

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SHEPARD BROAD  
LAW CENTER  
Online Catalog for  
1999- 2000  
&  
2000 - 2001

COURSE DESCRIPTIONS

## COURSE DESCRIPTIONS & PREREQUISITES

*\*CAVEAT: Prerequisites cannot be waived.*

**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 and Criminal Procedure are pre- or co-requisites.

**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.

**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 & Winter: 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 mediation skills (Mediation **or** Alternative Dispute Resolution **or** Interviewing, Counseling & Negotiating) or have Mediation Program experience.

**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, 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, Evidence, and Professional Responsibility, and a 2.0 GPA. Corporate Workshop or Business Planning Workshop may be substituted for LSV Transactional Track.

**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 Contracts, first year LSV, 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 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 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.

**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 which courts use to control police procedures. **Prerequisites:** Passing grades in Constitutional Law I and Criminal Law. Criminal Law and Constitutional Law I are waived for the summer term only.



**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.

**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.

**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.

**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.

**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 Litigation Track **or** Transactional Track, an Environmental Law Course, Evidence, Professional Responsibility, and a 2.0 GPA. Any of the following courses will satisfy the Environmental Law Course requirement: Environmental Law, Environmental Aspects of Business Transactions, Florida Land Development Workshop, Wetlands Law & Regulation, or Hazardous Waste Remediation.

**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, first year LSV, and Wills & Trusts.

**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 seminar will explore an area of current interest. Past seminars have focused on the Rehnquist court, on the Internet and on Law and Popular Culture. Prerequisites will be set based on the seminar's subject matter. Passing grade in LSV I & II is required.

**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: Passing grade in Property or Contracts.

**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 and 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.

**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)** Fall & Winter: 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: Passing grades in LSV Litigation Track *or* Transactional Track, Professional Responsibility, an International Law Course (Specific International Law Course determines Public vs. Private International Law internship), and a 2.0 GPA. For an International Business externship, International Business Transactions or International Tax is required. For all other International Law externships, any one of the following courses is required: International Law, International Law Seminar, International Human Rights Law, International Regulation of Trade, International Litigation, International Arbitration, International Business Transactions, or International Tax.

**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: Passing grade in Income Tax.

**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, 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 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.

**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 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 "takings" 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.

**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 & 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.

**Law and the Elderly (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 Constitutional Law I, first year LSV, and Torts. If offered as a seminar, first year LSV is required.

**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.

**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. 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 & Winter: 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. Prerequisites: None, Property, Contracts, Civil Procedure and Constitutional Law are strongly recommended.

**Real Property Workshop (3 credits)** - An advanced integration of property, contract, business organization, and tax law materials and problems for an understanding of planning real property investments. A coverage of legal and financial issues in the acquisition, construction, use, and disposition of 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 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. Prerequisites: Passing grade in Corporations (can be a co-requisite for students with undergraduate business major or M.B.A.).

**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 fans, team owners, and players.

**Sports Law II (2 credits)** - This course describes the legal rights and responsibilities of sports agents, coaches, doctors, referees, reporters, 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 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--3d 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: Passing grade in Property.

**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 and the contest of wills. Prerequisites: Passing grade in Property.

**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: Passing grade in Property.

**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 work place, sex role stereotypes, the economic consequences of divorce and child custody, biological reproduction, prostitution, and pornography. Prerequisites: Passing grades in LSV I & II.