

**Course Notes
Spring 2012**

Enrollment Caps

Acting Concepts for Lawyers	12
Advanced Legal Research (Day)	25
Advanced Legal Research (Night)	25
Art Law	16
Children's Law Clinic	6
Contract Drafting (Day)	15
Contract Drafting (Night)	20
Criminal Litigation	16
Death Penalty Seminar	15
Deposition Strategies	25
Elder Law	20
Environmental Law Seminar	20
Facts, Storytelling & Persuasion	16
Interview, Counsel and Negotiate	12
Juvenile Law	24
Kentucky Practice and Procedure	25
Legal Drafting – Litigation	20
Legal Drafting – Wills	20
Litigation Technology	25
Mediation (Day)	20
Mediation (Night)	20
Small Business Clinic	8
Supreme Court Seminar	9
Trial Advocacy (Day)	12
Trial Advocacy (Night)	12
Voir Dire Strategies	24

Prerequisites

Advanced Tax	Tax – Basic Tax Concepts
Children's Law Clinic	Professional Responsibility
Clinic	Completed or taking (1) PR and (2) Corporations or Agency
Coal and Mineral Law	All first-year courses
Complex Litigation	Civil Procedure, Torts
Contract Drafting	BLS- Writing and Contracts
Corp. and W.C. Crime	Criminal Law
Criminal Litigation	Criminal Law, Evidence, and Crim. Pro.
Death Penalty Seminar	Criminal Law
Deposition Strategies	Evidence and Civil Procedure
Ethics for Transactional Attys	Professional Responsibility
Externships	Please see Professor Locker
Juvenile Law	Civil Procedure and Criminal Procedure
KY. Practice and Proc.	Civ. Pro., Crim. Pro., and Crim. Law
Legal Drafting – Lit.	BLS-Writing, Civ. Pro. I and II
Legal Drafting – Wills	Wills and Trusts
Litigation Technology	Trial Advocacy (suggested) and Evidence Small Business

Mediation (day)

Students should be in their third or fourth year, with some exposure to litigation

Securities Regulation

Co-reqs: Corporations or Agency; or permission from instructor

Tax – Bus. Orgs

Tax – Basic Tax Concepts

Trial Advocacy (day)

Evidence or currently enrolled in Evidence

Trial Advocacy (night)

Evidence, Civil Procedure, Criminal Procedure

AWR- Research

Advanced Legal Research (day)

Advanced Legal Research (night)

Art Law

Complex Litigation / Mass Torts

Corporate and White Collar Crime

Death Penalty Seminar

Domestic Violence Seminar

Elder Law

Employee Benefits Litigation

Entertainment Law

Environmental Law Seminar

Information Privacy Law

Introduction to Cyberlaw

Insurance Law

Juvenile Law

School Law

AWR-Drafting

Contract Drafting

Criminal Litigation

Drafting and Negotiating I.P. Licenses

Employment Discrimination

Interview, Counsel and Negotiate

Legal Drafting – Litigation

Legal Drafting – Wills

Mediation (night)

Supreme Court Seminar

Tax – Advanced Tax

Tax – Business Organizations and Business Planning

Trial Advocacy (night)

Pass/Fail

All Advanced Legal Analysis Strategies

Competition Teams

Externships and Clinics

Kentucky Practice and Procedure

Law Review

Skills Courses

Acting Concepts for Lawyers
Advanced Legal Research
Contract Drafting
Deposition Strategies Trial Advocacy
Drafting & Negotiating I.P. Licenses
Facts, Storytelling & Persuasion
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Miscellaneous Notes

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Children’s Law Clinic: Clinic students must be available for Friday clinic class and some Monday/Wednesday mornings at 8:30 for court appearances. Clinic application will be posted on Symplicity. Please see Professor Halbrosk with questions.

Clinics: Please see the faculty member in charge of the particular clinic in which you are interested.

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Corporate and White Collar Crime: Over the last few decades, the use of the criminal law has become increasingly common in controlling corporate and individual business misconduct. This course is designed to familiarize students with this developing area. There are two primary objectives: first, understanding the general legal principles which underlie the imposition of criminal liability upon both the corporate entity itself as well as the individuals within it; second, discussing the particular criminal statutes most often utilized in these prosecutions.

The course will begin with a discussion of the legal basis for imposing criminal liability upon corporations for acts of their employees and directors, as well as personal criminal liability of these individuals for their own conduct as well as conduct of those they supervise.

We will then cover the statutes, primarily federal, which are most popular with United States Attorneys, such as mail fraud and securities fraud and some lesser known statutes like the Foreign Corrupt Practices Act. Also included will be the use of the Racketeer Influenced and Corrupt Organizations Act (RICO), both civil and criminal, and the controversy this has engendered. We will also cover prosecution for environmental crimes and work-place crimes, under federal as well as state law.

Finally, we will cover the topic of punishment of both the corporate entity itself and individuals within it. This will entail an extensive discussion of a number of issues the Federal Sentencing Guidelines and their continued usefulness given recent Supreme Court opinions limiting their application.

There will be an in-class final exam. Students taking this class will be eligible to satisfy the AWR Writing Requirement.

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There will be a final examination.

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Prerequisites for this course are the completion of Criminal Law, Criminal Procedure and Evidence.

Professor Mungo is an experienced and well-respected criminal defense attorney who practices in both Kentucky and Ohio. A 1998 Chase graduate, Professor Mungo has also been an Assistant Commonwealth Attorney as well as in private practice with the firm of Wood, Herron & Evans. He has taught other courses here, including legal writing, advance appellate advocacy and trial strategy.

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The learning outcomes for the student are:

- (i) to understand the key elements in an intellectual property transaction common to all forms of intellectual property;
- (ii) to explore the fundamentals of negotiation in the context of complex contract drafting;
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transactions.

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- To what extent do the laws allow advertisers, employers and insurers to use this data when setting rates or making hiring decisions?
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- (ii) to introduce you to the primary contractual duties and obligations regarding transactions in data;
- (iii) to explore techniques for scholarly writing, including development of a strong thesis, comprehensive research, a consistent logical argument, careful and effective drafting, and technical compliance with The Bluebook; and
- (iv) to develop the ability to become a subject matter expert on a discrete topic through the production of a scholarly paper, classroom presentation and critiques of colleagues' work.

Intro to CyberLaw: This course examines current U.S. practice regarding growing issues in Internet Governance and Cyberspace, emphasizing issues such as online copyright, cyber-property, net-neutrality and cyber-security affected by this regimen. Through student-directed research, the course will introduce students to the global, disruptive nature of digital networks and the impact that will have on future public policy.

The learning outcomes for the student are:

- (v) to introduce you to the primary U.S. and global policies affecting the structure and regulation of the Internet;
- (vi) to understand the implications of global digital networks and their impact on existing public policy;
- (vii) to explore techniques for scholarly writing, including development of a strong thesis, comprehensive research, a consistent logical argument, careful and effective drafting, and technical compliance with The Bluebook; and
- (viii) to develop the ability to become a subject matter expert on a discrete topic through the production of a scholarly paper, classroom presentation and critiques of colleagues' work.

Juvenile Law: This course will focus on state based juvenile justice systems in the USA. Students will examine the constitutional and statutory framework for juvenile court and its attendant methods of punishment and rehabilitation. We will study fact, duration and conditions of confinement issues within juvenile justice. Students will consider the various methods of classification for misconduct by children and the consequences attendant with a state choosing one method of classification over another. We will explore the roles and duties of attorneys in all levels of the state and federal juvenile justice constructs as lawyers serve as judges, attorneys for state agencies involved with juvenile justice,

lawyers as advocates for youth and the lawyer as prosecutor. Students will explore where an attorney can turn to understand the principles and duties available to guide their work. Upon completion of this course, students will have a well-rounded understanding of the juvenile justice system in the USA, the challenges faced by those within the system and the role of counsel critical to effectuating a sound juvenile justice system.

Legal Drafting – Wills: Students will draft a will, a trust, advance health care directives, etc. Students will review items covered in the basic Wills and Trusts course for purposes of drafting. Students will also cover items not covered in the basic course such as powers of appointments, advance health care directives, charitable trusts, etc. Please keep your basic Wills and Trusts casebook.

Litigation Technology: Students should have knowledge of how to make a basic PowerPoint presentation or how PowerPoint works.

Mediation: This is a hands-on, skills course with lots of role-playing. Students need to participate actively in class.

Small Business Clinic: Students must submit application with resume to Professor Porter to be considered for participation in Clinic. Students will be selected for participation in the Clinic based on application/resume and interview with the Clinic Director.

Sports Law: Overall study of the Sports Industry world-wide with specific emphasis on the collective bargaining issues and resolutions in the NBA, NBA, and MLB; Player contracts; regulation of sports agents; issues regarding the NCAA and major college sports; international rules and contracts for basketball players; sports marketing contracts; and miscellaneous other issues that will give the student a broad, general knowledge of the sports industry.

Supervised Independent Study – International Human Rights (See Prof. Bales for Details): This course takes a multidisciplinary approach to international human rights, contextualizing the contemporary theoretical and philosophical analyses of both the legal and the non-legal aspects of the topic. The analyses shed light on some of the most controversial issues in the field, such as the conflict between universality and cultural difference, collective v. individual human rights, and the myriad causes of human rights violations. Although the course itself will focus on human rights from a European perspective, students will be encouraged to apply and research these principles to contemporary global issues. Students will be assessed through a research paper.

Supreme Court Seminar: Please see attached course description. Keep in mind you must submit a resume to Associate Dean Rosenthal prior to enrolling in this course. *The resumes must be received by 5:00pm on November 15.*

Trial Advocacy (night): Students who have taken Pre-trial litigation with Wirthlin/Thomas will be given preference for cap purposes.

Information Privacy Law: This course will meet on the following dates and times:

January 10	6:30-9:15pm
January 17	6:30-9:15pm
January 24	6:30-9:15pm
January 31	6:30-9:15pm
February 7	6:30-9:15pm

Introduction to Cyberlaw: This course will meet on the following dates and times:

February 14	6:30-9:15pm
February 21	6:30-9:15pm
February 28	6:30-9:15pm
March 13	6:30-9:15pm
March 20	6:30-9:15pm

Drafting and Negotiating I.P. Licenses: This course will meet on the following dates and times:

March 27	6:30-9:45pm
April 3	6:30-9:45pm
April 10	6:30-9:45pm
April 17	6:30-9:45pm

Deposition Strategies: This course will meet on the following dates and times:

January 21	9:00am - Noon
January 28	9:00am - Noon
February 4	9:00am - Noon
February 11	9:00am - Noon

February 18 9:00am - Noon

Voir Dire Strategies: This course will meet on the following dates and times:

March 17 1:15pm-4:15pm

March 24 1:15pm-4:15pm

March 31 1:15pm-4:15pm

April 7 1:15pm-4:15pm

April 14 1:15pm-4:15pm

Litigation Technology: This course will meet on the following dates and times:

March 17 9:00am - Noon

March 24 9:00am - Noon

March 31 9:00am - Noon

April 7 9:00am - Noon

April 14 9:00am - Noon

Employee Benefits Litigation: This course will meet on the following dates and times:

January 21 10:00am – 12:30pm

January 28 10:00am – 12:30pm

February 4 10:00am – 12:30pm

February 11 10:00am – 12:30pm

February 18 10:00am – 12:30pm

The Supreme Court Seminar is an intense course of research, writing, and fun. The course will focus on nine to twelve cases currently before the United States Supreme Court. Examples of potential cases include:

- Three First Amendment cases—*United States v. Alvarez*, concerning the Stolen Valor Act; *Knox v. SEIU*, concerning the mandatory payment of a special union assessment intended for

political and ideological expenditures; and *FCC v. Fox*, concerning whether the FCC's standards for indecency on television are too vague to be constitutional;

- An Eleventh Amendment case, *Coleman v. Maryland*, concerning whether Congress constitutionally abrogated the states' Eleventh Amendment immunity when it passed the self-care leave provision of the Family and Medical Leave Act;
- An international law case, *Kiobel v. Royal Dutch Petroleum*, concerning corporations' liability under the Alien Tort Statute; and
- A Fourth Amendment case, *United States v. Jones*, concerning the warrantless use of a tracking device on a suspect's vehicle.
- In the event that the Court grants certiorari in an Affordable Care Act case, we will also consider it in this course.

This is how the seminar will work: Each student will select one current Supreme Court Justice to impersonate for the entire semester (during the first class there will be a draft so all nine justices will be represented). Before each class, students will review the briefs in the case assigned for that week, the oral argument, and any writings by their respective Justice in the subject area. During class, students will discuss the case as the Justices would in their private conference. The students will then vote on the case. During the course of the seminar, each student will produce at least one majority opinion and either one significant concurrence or dissent. The course is worth three credits and will focus on effective advocacy and opinion writing. Students will learn several interesting areas of the law, become better advocates by gaining insight into the way judges think, and learn effective and ineffective brief-writing techniques. Students will also have the opportunity to hear from a seasoned Supreme Court advocate during one of the class meetings.

Students must receive approval from the professor and/or the Associate Dean prior to enrolling.

International Engagement – Taiwan:

NKU-Chase students will take a 3-credit hour, spring semester class that culminates in travel to Taiwan for 3 to 4-weeks from mid-May to mid-June. In Taiwan, the NKU-Chase students will teach law to law students at a Taiwanese law school.

The spring semester course will meet 3 hours per week in Nunn Hall and will cover the following topics: among others:

The civil law tradition, Taiwan's legal system, preparation for teaching in Taiwan

NKU-Chase students will travel to Taiwan after their final exams and spend 3 to 4 weeks in Taiwan from mid-May to mid-June. During their time in Taiwan, the NKU-Chase students will have 8 to 10 hours of classroom teaching time at the Taiwanese law school.

The Taiwanese law school will provide housing. Students are responsible for other living expenses and airfare.

Permission of instructor is required to take this course.

Please contact **Professor Chris Gulinello** if you are interested in taking this course. Nunn Hall Room 526; 859-572-5380; gulinelloc@nku.edu.

Death Penalty: Policy and Procedure

COURSE DESCRIPTION

This seminar will explore the statutory and constitutional rules regarding implementation of the death penalty in the United States. The course will begin with a brief discussion of arguments by proponents and opponents of the death penalty. We will then address the development of Eighth and Fourteenth Amendment restrictions on the use of capital punishment, including the requirements of “guided discretion” and individualization of sentencing, and categorical exemptions from the death penalty for the insane, the mentally retarded, juveniles, certain felony-murderers, and those who do not commit homicide. We will examine the unique hallmarks of a capital trial including the selection of a “death qualified” jury, the use of aggravating and mitigating evidence in the punishment phase of the trial, and issues created by the use of victim impact evidence. The prominent issue of race and its relation to the death penalty will also be addressed, as will the special federalism concerns raised by the application of the federal death penalty in non-death States. Traditional class discussion will be supplemented with: guest speakers; in-class exercises in which students take on the roles of prosecutors, defense attorneys, judges, and state legislators; and, if possible, a moot court of a death penalty case currently pending before the U.S. Supreme Court, in which students will role-play the attorneys and the Justices. Students will write a research paper on an instructor-approved topic and present the results of their research in class.

ADVANCED LEGAL ANALYSIS STRATEGIES

This course builds on the analytical and writing skills taught across the law school curriculum to enhance a student’s ability to prepare for, take, and pass the bar exam. While the most intense preparation for the bar occurs during the weeks immediately prior to the examination, this course will prepare students for that period of study and practice. Therefore, the course is open only to students in their final semester of law school.

Students will be introduced to the format and components of the Kentucky and Ohio bar exams, to the magnitude of the task of bar study, and to skills necessary for bar passage. Selected substantive topics must be reviewed, mainly the six subjects tested on both the multiple choice and essay portions of the bar exam. Primarily students will learn study methods, answer practice essay and multiple choice questions, and receive feedback on written answers. Self-assessment techniques and group learning are emphasized and encouraged.

Because so much material must be covered, a fair amount of out-of-class preparation is necessary. Despite the pass/fail grading, the course is rigorous and requires students to read, think, discuss, write, and answer many questions.

This course is not designed to replace commercial bar preparation courses, which all students are strongly encouraged to take.

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- (iii) to explore techniques for scholarly writing, including development of a strong thesis, comprehensive research, a consistent logical argument, careful and effective drafting, and technical compliance with The Bluebook; and
- (iv) to develop the ability to become a subject matter expert on a discrete topic through the production of a scholarly paper, classroom presentation and critiques of colleagues' work.

Intro to CyberLaw: This course examines current U.S. practice regarding growing issues in Internet Governance and Cyberspace, emphasizing issues such as online copyright, cyber-property, net-neutrality and cyber-security affected by this regimen. Through student-directed research, the course will introduce students to the global, disruptive nature of digital networks and the impact that will have on future public policy.

The learning outcomes for the student are:

- (v) to introduce you to the primary U.S. and global policies affecting the structure and regulation of the Internet;
- (vi) to understand the implications of global digital networks and their impact on existing public policy;
- (vii) to explore techniques for scholarly writing, including development of a strong thesis, comprehensive research, a consistent logical argument, careful and effective drafting, and technical compliance with The Bluebook; and
- (viii) to develop the ability to become a subject matter expert on a discrete topic through the production of a scholarly paper, classroom presentation and critiques of colleagues' work.

Juvenile Law: This course will focus on state based juvenile justice systems in the USA. Students will examine the constitutional and statutory framework for juvenile court and its attendant methods of punishment and rehabilitation. We will study fact, duration and conditions of confinement issues within juvenile justice. Students will consider the various methods of classification for misconduct by children and the consequences attendant with a state choosing one method of classification over another. We will explore the roles and duties of attorneys in all levels of the state and federal juvenile justice constructs as lawyers serve as judges, attorneys for state agencies involved with juvenile justice,

lawyers as advocates for youth and the lawyer as prosecutor. Students will explore where an attorney can turn to understand the principles and duties available to guide their work. Upon completion of this course, students will have a well-rounded understanding of the juvenile justice system in the USA, the challenges faced by those within the system and the role of counsel critical to effectuating a sound juvenile justice system.

Legal Drafting – Wills: Students will draft a will, a trust, advance health care directives, etc. Students will review items covered in the basic Wills and Trusts course for purposes of drafting. Students will also cover items not covered in the basic course such as powers of appointments, advance health care directives, charitable trusts, etc. Please keep your basic Wills and Trusts casebook.

Litigation Technology: Students should have knowledge of how to make a basic PowerPoint presentation or how PowerPoint works.

Mediation: This is a hands-on, skills course with lots of role-playing. Students need to participate actively in class.

Small Business Clinic: Students must submit application with resume to Professor Porter to be considered for participation in Clinic. Students will be selected for participation in the Clinic based on application/resume and interview with the Clinic Director.

Sports Law: Overall study of the Sports Industry world-wide with specific emphasis on the collective bargaining issues and resolutions in the NBA, NBA, and MLB; Player contracts; regulation of sports agents; issues regarding the NCAA and major college sports; international rules and contracts for basketball players; sports marketing contracts; and miscellaneous other issues that will give the student a broad, general knowledge of the sports industry.

Supervised Independent Study – International Human Rights (See Prof. Bales for Details): This course takes a multidisciplinary approach to international human rights, contextualizing the contemporary theoretical and philosophical analyses of both the legal and the non-legal aspects of the topic. The analyses shed light on some of the most controversial issues in the field, such as the conflict between universality and cultural difference, collective v. individual human rights, and the myriad causes of human rights violations. Although the course itself will focus on human rights from a European perspective, students will be encouraged to apply and research these principles to contemporary global issues. Students will be assessed through a research paper.

Supreme Court Seminar: Please see attached course description. Keep in mind you must submit a resume to Associate Dean Rosenthal prior to enrolling in this course. *The resumes must be received by 5:00pm on November 15.*

Trial Advocacy (night): Students who have taken Pre-trial litigation with Wirthlin/Thomas will be given preference for cap purposes.

Information Privacy Law: This course will meet on the following dates and times:

January 10	6:30-9:15pm
January 17	6:30-9:15pm
January 24	6:30-9:15pm
January 31	6:30-9:15pm
February 7	6:30-9:15pm

Introduction to Cyberlaw: This course will meet on the following dates and times:

February 14	6:30-9:15pm
February 21	6:30-9:15pm
February 28	6:30-9:15pm
March 13	6:30-9:15pm
March 20	6:30-9:15pm

Drafting and Negotiating I.P. Licenses: This course will meet on the following dates and times:

March 27	6:30-9:45pm
April 3	6:30-9:45pm
April 10	6:30-9:45pm
April 17	6:30-9:45pm

Deposition Strategies: This course will meet on the following dates and times:

January 21	9:00am - Noon
January 28	9:00am - Noon
February 4	9:00am - Noon
February 11	9:00am - Noon

February 18 9:00am - Noon

Voir Dire Strategies: This course will meet on the following dates and times:

March 17 1:15pm-4:15pm

March 24 1:15pm-4:15pm

March 31 1:15pm-4:15pm

April 7 1:15pm-4:15pm

April 14 1:15pm-4:15pm

Litigation Technology: This course will meet on the following dates and times:

March 17 9:00am - Noon

March 24 9:00am - Noon

March 31 9:00am - Noon

April 7 9:00am - Noon

April 14 9:00am - Noon

Employee Benefits Litigation: This course will meet on the following dates and times:

January 21 10:00am – 12:30pm

January 28 10:00am – 12:30pm

February 4 10:00am – 12:30pm

February 11 10:00am – 12:30pm

February 18 10:00am – 12:30pm

The Supreme Court Seminar is an intense course of research, writing, and fun. The course will focus on nine to twelve cases currently before the United States Supreme Court. Examples of potential cases include:

- Three First Amendment cases—*United States v. Alvarez*, concerning the Stolen Valor Act; *Knox v. SEIU*, concerning the mandatory payment of a special union assessment intended for

political and ideological expenditures; and *FCC v. Fox*, concerning whether the FCC's standards for indecency on television are too vague to be constitutional;

- An Eleventh Amendment case, *Coleman v. Maryland*, concerning whether Congress constitutionally abrogated the states' Eleventh Amendment immunity when it passed the self-care leave provision of the Family and Medical Leave Act;
- An international law case, *Kiobel v. Royal Dutch Petroleum*, concerning corporations' liability under the Alien Tort Statute; and
- A Fourth Amendment case, *United States v. Jones*, concerning the warrantless use of a tracking device on a suspect's vehicle.
- In the event that the Court grants certiorari in an Affordable Care Act case, we will also consider it in this course.

This is how the seminar will work: Each student will select one current Supreme Court Justice to impersonate for the entire semester (during the first class there will be a draft so all nine justices will be represented). Before each class, students will review the briefs in the case assigned for that week, the oral argument, and any writings by their respective Justice in the subject area. During class, students will discuss the case as the Justices would in their private conference. The students will then vote on the case. During the course of the seminar, each student will produce at least one majority opinion and either one significant concurrence or dissent. The course is worth three credits and will focus on effective advocacy and opinion writing. Students will learn several interesting areas of the law, become better advocates by gaining insight into the way judges think, and learn effective and ineffective brief-writing techniques. Students will also have the opportunity to hear from a seasoned Supreme Court advocate during one of the class meetings.

Students must receive approval from the professor and/or the Associate Dean prior to enrolling.

International Engagement – Taiwan:

NKU-Chase students will take a 3-credit hour, spring semester class that culminates in travel to Taiwan for 3 to 4-weeks from mid-May to mid-June. In Taiwan, the NKU-Chase students will teach law to law students at a Taiwanese law school.

The spring semester course will meet 3 hours per week in Nunn Hall and will cover the following topics: among others:

The civil law tradition, Taiwan's legal system, preparation for teaching in Taiwan

NKU-Chase students will travel to Taiwan after their final exams and spend 3 to 4 weeks in Taiwan from mid-May to mid-June. During their time in Taiwan, the NKU-Chase students will have 8 to 10 hours of classroom teaching time at the Taiwanese law school.

The Taiwanese law school will provide housing. Students are responsible for other living expenses and airfare.

Permission of instructor is required to take this course.

Please contact **Professor Chris Gulinello** if you are interested in taking this course. Nunn Hall Room 526; 859-572-5380; gulinelloc@nku.edu.

Death Penalty: Policy and Procedure

COURSE DESCRIPTION

This seminar will explore the statutory and constitutional rules regarding implementation of the death penalty in the United States. The course will begin with a brief discussion of arguments by proponents and opponents of the death penalty. We will then address the development of Eighth and Fourteenth Amendment restrictions on the use of capital punishment, including the requirements of “guided discretion” and individualization of sentencing, and categorical exemptions from the death penalty for the insane, the mentally retarded, juveniles, certain felony-murderers, and those who do not commit homicide. We will examine the unique hallmarks of a capital trial including the selection of a “death qualified” jury, the use of aggravating and mitigating evidence in the punishment phase of the trial, and issues created by the use of victim impact evidence. The prominent issue of race and its relation to the death penalty will also be addressed, as will the special federalism concerns raised by the application of the federal death penalty in non-death States. Traditional class discussion will be supplemented with: guest speakers; in-class exercises in which students take on the roles of prosecutors, defense attorneys, judges, and state legislators; and, if possible, a moot court of a death penalty case currently pending before the U.S. Supreme Court, in which students will role-play the attorneys and the Justices. Students will write a research paper on an instructor-approved topic and present the results of their research in class.

ADVANCED LEGAL ANALYSIS STRATEGIES

This course builds on the analytical and writing skills taught across the law school curriculum to enhance a student’s ability to prepare for, take, and pass the bar exam. While the most intense preparation for the bar occurs during the weeks immediately prior to the examination, this course will prepare students for that period of study and practice. Therefore, the course is open only to students in their final semester of law school.

Students will be introduced to the format and components of the Kentucky and Ohio bar exams, to the magnitude of the task of bar study, and to skills necessary for bar passage. Selected substantive topics must be reviewed, mainly the six subjects tested on both the multiple choice and essay portions of the bar exam. Primarily students will learn study methods, answer practice essay and multiple choice questions, and receive feedback on written answers. Self-assessment techniques and group learning are emphasized and encouraged.

Because so much material must be covered, a fair amount of out-of-class preparation is necessary. Despite the pass/fail grading, the course is rigorous and requires students to read, think, discuss, write, and answer many questions.

This course is not designed to replace commercial bar preparation courses, which all students are strongly encouraged to take.