

Summer 2018 Notes

Enrollment Caps

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|--------------------------------|---|
| Client-centered Practice | 16 |
| Deposition Strategies | 16 |
| E-Discovery | 20 |
| ICN | 16 |
| Mediation | 18 |
| Practical Civil Trial Practice | 15 (you cannot take this course and Trial Ad) |
| Workers' Compensation | 25 |
| Trial Advocacy | 10 |

Prerequisites

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|--------------------------------|--|
| Client-centered Practice | 2L full-time; 3L part-time; BLS-R and BLS-W; See notes |
| Death Penalty Seminar | Criminal Law |
| Deposition Strategies | Civil Procedure; Evidence strongly recommended |
| E-discovery | Civil Procedure |
| Field Placements / SIP | See notes |
| ICN | 2L and 3L f/t; 3L and 4L p/t |
| Practical Civil Trial Practice | Civil Procedure |
| Trial Advocacy | Evidence; Civ Pro |
| Workers' Compensation | Torts I and II; must be upper-level student |

Skills (Note - you may not use the same course for "skills" and an AWR requirement)

Client-centered Practice
Deposition Strategies
Field Placement Clinic / Semester in Practice
ICN
Mediation
Trial Advocacy

Experiential: (Note - you may not use the same course for "experiential" and an AWR requirement)

Client-centered Practice
Field Placement Clinic / Semester in Practice
ICN
Mediation
Trial Advocacy

AWR-Research (Note - you may not use the same course for "skills" and an AWR requirement)

Employee Benefits Litigation
Supervised Independent Research
Supervised Independent Study, Washington DC

AWR Drafting (Note - you may not use the same course for "skills" and an AWR requirement)

Field Placement Clinic / Semester in Practice (with professor permission)
ICN
Mediation

Pass/Fail

Field Placement Seminar

Course Notes

Business Basics for Lawyers: The course is intended for students with little or no business background, to introduce them to basic business concepts. There are no prerequisites. Students with a business degree or strong business background should not enroll.

Client-centered Practice: This course will be team taught (Profs. Bickers, Halbrook, Kinsley, and Harrison). Students must be prepared to complete substantial work each day after class and should be prepared to commit 9am-noon for class time daily and noon to 6pm, at a minimum, for work outside of class daily.

Death Penalty Seminar: This seminar will explore the federal constitutional law regarding the implementation of the death penalty in the United States, while providing students with real-life experiences of death penalty cases through the use of pleadings in actual cases, anecdotal stories and discussions regarding the experiences of attorneys who handle these cases on a daily basis. The course will begin by discussing the seminal United States Supreme Court cases from the 1970s. It will then discuss categorical exemptions for the intellectually disabled, juveniles, various types of crimes, and insanity at the time of execution. We will examine the unique constitutional requirements of “guided discretion” and “individualized sentencing.” We will further examine the unique hallmarks of a death penalty case as it proceeds from pretrial through the guilt phase through the sentencing phase, including “death qualification” and “life qualification” of jurors and aggravating circumstance and mitigating circumstances. We will also discuss the execution process, death row “volunteers,” and the impact of the death penalty on both the family of the victim and the family of the condemned. And, students will be assigned to perform the roles of attorneys or judges for an unofficial in-class moot of one of the professor’s death penalty cases. Class participation, the moot argument, and the draft opinion will count towards the final grade. The course will conclude with a take-home final exam.

E-Discovery: This course will be taught entirely online. It is not a learn-at-your-own-pace course, but students will be able to complete all course requirements asynchronously within the timelines set for each course element. There is no scheduled meeting time for the course.

Interviewing, Counseling, and Negotiating: Students’ grades will be based on engagement in case role-plays, in-class discussions, completion of written and oral assignments, and attendance (plus additional grading criteria). Electronic devices are not permitted in this class, unless special accommodations are made.

Field Placement Clinic: Students must meet the following criteria: (1) completion of a minimum of 28 hours generally/60 hours for placements requiring courtroom activity; (2) good academic standing at the time the field placement is commenced; (3) satisfactory completion of BLS-Writing and BLS-Research; (4) have a pre-approved field placement location (these are listed on Simplicity) or obtain Professor Kinsley’s approval before beginning the field placement; and (5) successful completion of all registration enrollment forms required by Professor Kinsley.

Practical Civil Trial Practice: Students cannot take this course if they have taken or plan on taking Trial Advocacy.

Trial Advocacy: This is a hands-on skills course. Students will be making presentations each evening, including opening statements, direct examination, cross examination, voir dire, and closing arguments. Issues related to ethics of trial practice will also be discussed. Students will try a bench-trial during the two-week session.