### ELECTIVE COURSES

**ACCOUNTING FOR LAWYERS, 2 Crs.**
- **Enrollment Limit:** 25
- **Course Requirement:** exam
- **Fulfills Concentration Elective:** Business Law

This course introduces basic accounting concepts that are relevant in problems relating to taxation, corporations, and other business areas. Topics include an introduction to accounting records and procedures, and the preparation and analysis of financial statements. The course is restricted to students who have not had any undergraduate accounting.

**ADMINISTRATIVE LAW, 3 Crs.**
- **Course Requirement:** exam
- **Fulfills Concentration Elective:** Civil Litigation, Energy & Environmental Law, Government & Public Interest Law, Health Law & Science, Labor & Employment Law

This course examines all aspects of the federal administrative process with special emphasis upon constitutional concepts. Topics covered include: agency powers, delegation, rule-making, right to a hearing, judicial review, agency hearing processes and controlling agency discretion.

**ADVANCED CONSTITUTIONAL LAW: CURRENT ISSUES, 2 Crs.**
- **Enrollment Limit:** 16
- **Prerequisite:** Constitutional Law
- **Course Requirement:** Paper and Exam
- **Fulfills Concentration Elective:** Government & Public Interest Law

In this seminar we read, discuss, and evaluate recent Supreme Court opinions dealing with significant constitutional questions, primarily those involving the Bill of Rights.

**ADVANCED CRIMINAL PROCEDURE: BAIL TO JAIL, 3 Crs.**
- **Fulfills Concentration Elective:** Criminal Law

This course will cover all aspects of criminal proceedings from the time a defendant is arrested, or is investigated by a grand jury, through the trial, sentencing, appeal, and post-conviction. Topics to be considered include bail, preliminary hearings, grand jury investigations, speedy trial, venue, joinder and severance, discovery, plea bargaining, jury selection, the trial process, sentencing, double jeopardy, appeals, effective assistance of counsel, and collateral review. This elective course is highly recommended for anyone planning a career in criminal law. There is no pre-requisite for this course. It may be taken before, during, or after “Criminal Procedure: The Police Function” or “Criminal Procedure: Fundamentas” and covers none of the same topics.
ADVANCED LEGAL REASONING, 2 Crs.

Course Requirement: In class exam

This course is designed to provide in-depth training in legal reasoning for law school exams, the bar exam, and practice. It is a two-credit course offered in the day and evening division of the fall semester only. Students will receive guidance and feedback on all written work from the professor about ways to improve their legal reasoning skills. Due to the number of written assignments and extensive individual feedback provided, enrollment is limited. The target audience is second year students.

ADVANCED LEGAL RESEARCH, 1 Crs.

PASS/FAIL
Enrollment Limit: 24
Course Requirement: Paper
Satisfies Professional Skills requirement

This course will serve to refresh the basic skills that students learned in the first year of law school, while at the same time expose them to advanced paper and computer-assisted research skills. These advanced skills will be immensely beneficial to upper level students, many of whom are entering the job market for the first time or are participating in summer associate programs. Students will be taught advanced legal research skills for paper legal information resources, Internet, and online subscription databases such as Lexis Advance, WestlawNext, BloombergLaw, BNA, CCH, HeinOnline, etc. The course focuses on students’ hand-on research skills. Students will perform research trails developed by the faculty members before classes as assignments, and make presentations in the classroom. Students will prepare a pathfinder in their chosen field of law as the basis for their performance evaluation.

ADVANCED LEGAL WRITING, 3 Crs.

Enrollment Limit: 12
Prerequisites: Legal Research & Writing I and II
Course Requirement: Paper
Satisfies Professional Skills requirement OR Upper Level Writing Requirement

The purpose of this class is to provide students with an opportunity to enhance their writing skills through drafting various litigation documents. Students will litigate a civil case researching the applicable law, drafting client correspondence, pleadings, motions and a settlement agreement. In addition to class time, students will be required to complete 3 hours of work online each week. This will generally entail supplemental materials or watching videos and answering questions or completing exercises related to the topic to be addressed in the subsequent class. Students will be provided with a hard copy of the case files, billing time sheets and a file folder to organize the case documents. All assignments should be submitted by the deadline to kwisnek@duq.edu. This course may be used to satisfy either the Professional Skills Requirement or the Upper Level Writing Requirement.

ADVANCED LEGAL WRITING: DRAFTING, 3 Crs.

Enrollment Limit: 12
Course Requirement: Paper
Satisfies Upper Level Writing requirement or Professional Skills requirement
Requires approval of Professors to be taken with Adv. Legal Writing: Drafting

This seminar is intended to build on the foundation resulting from the two required first-year Legal Research & Writing courses and introduces new drafting skills and new research techniques. The course theme is how lawyers
work with legislation and regulations. Students will prepare various types of correspondence, including a job letter, client letter, and a demand letter; will prepare a trial court memorandum in support or opposition to a motion in limine; and will do short exercises that will require the rewriting and editing of portions of statutes. The final paper assignment (worth 50% of the course grade) will require the drafting of a state or federal statute, local ordinance, university or law school policy statement, set of state or federal regulations, or similar rule-based document (such as sports rules) on a topic of the student’s choice. Several papers for this course have resulted in actual legislation or have been published. This course also prepares students well for the Pennsylvania and Multi-State Performance Test, by covering the types of documents likely to be assigned on the test.

**ADVANCED LEGAL WRITING: WRITING IN LAW PRACTICE, 3 Crs.**

Enrollment Limit: 12  
Prerequisites: Legal Research & Writing I and II  
Satisfies Professional Skills requirement or Upper Level Writing requirement  
Fulfills Concentration Elective: Civil Litigation

Through a substantive assignment vehicle, students will participate in the evolution of a relatively simple civil case and learn the basics of pretrial litigation practice from client intake through negotiation and settlement. Students will be exposed to the rigors and ethics of law practice and will be required to exercise the interpersonal skills necessary to produce collaborative written work product in the context of a simulated law firm setting. Students will be required to draft many of the documents routinely drafted by new law firm associates during the pretrial litigation stage (including client letters, initial pleadings, discovery, a motion brief and settlement documents) and, in so doing, will learn the importance of time management through the use of billable hours. Students will also participate in a variety of professional development activities throughout the semester, including the development of a “continuing legal education” seminar and culminating in an “associate performance review” with the professor in the role of a partner-supervisor. Sections occasionally may be combined for lecture, group or simulation exercises, and/or discussion. Final grades will be based on the quality of the written work product submitted and additional non-written exercises.

**ADVANCED PRETRIAL LITIGATION TECHNIQUES, 3 Crs.**

Enrollment Limit: 20  
Course Requirement: Various Writings  
Satisfies Professional Skills requirement  
Fulfills Concentration Elective: Civil Litigation

This course is designed to give students practical, hands-on experience in the civil litigation process from initial client meeting up until, but not including, trial. Students will draft pleadings, draft and argue motions, draft and respond to written discovery, and conduct depositions, with feedback from an experienced litigator. Classroom discussion will focus on the strategic aspects of the litigation process.

**AGENCY, 2 Crs.**

Enrollment Limit: 25  
Fulfills Concentration Elective: Labor & Employment Law

This course involves the study of the legal consequences that arise from the agency relationship, a relationship in which one person acts on behalf of another. Topics covered include creation of the agency relationship; the nature of the agency relationship; the concepts of principal, agent, master, servant, and independent contractor; scope of employment; authority; rights and liabilities of principals and agents in relation to third parties; and rights and liabilities of the types of principals and agents to one another.
ALTERNATIVE DISPUTE RESOLUTION, 2 Crs.

No Exam
Enrollment Limit: 25
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Civil Litigation, Family Law, Government & Public Interest Law, Labor & Employment Law, Religion & Moral Life

This course is a survey of various dispute resolution processes, including negotiation, mediation, arbitration and hybrid processes. This two (2) credit course is designed for those who anticipate using ADR while representing clients as well as those who are interested in serving as neutrals in one or more ADR processes. While the course will involve discussion of dispute resolution theory, the focus will be on skills training, ethics and the use of ADR problem-solving. (Students who have registered for Judgment and Decision Making for Lawyers cannot register for this course.)

APPELLATE MOOT COURT I, 1 Crs.

PASS/FAIL
Prerequisite: Students must have been selected for membership on the Appellate Moot Court Board.
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Civil Litigation, Criminal Law, Family Law, Labor & Employment Law

This course is required for all new members of the Appellate Moot Court Board. This course focuses on appellate brief writing and oral advocacy to prepare students to participate in extramural moot court competitions. This course provides advanced instruction on legal research, persuasive writing, the record on appeal, the rules of the Supreme Court of the United States (which govern most extramural competitions), and professionalism. While the focus of the Course is on appellate advocacy, students will also learn skills related to client counseling and alternative dispute resolution.

APPELLATE PRACTICE AND PROCEDURE, 2 Crs.

Enrollment Limit: 25
Course Requirement: paper
Fulfills Concentration Elective: Civil Litigation, Criminal Law, Government & Public Interest Law

This course will address significant issues in appellate practice and procedure in Pennsylvania, using as a guide the Pennsylvania Rules of Appellate Procedure. The purpose of the course is to educate about the both the substantive and procedural issues and traps inherent in appellate practice in Pennsylvania. The course overviews the unified judicial system and the constitutional and statutory basis for each appellate court in Pennsylvania and the powers enjoyed by each of them. Then, specific subjects in both the criminal and non-criminal appellate arenas will be examined. Who may appeal? What is a final, interlocutory or collateral order? When may the appellate court exercise jurisdiction? When is an issue waived? The course will also have specific classes devoted to the procedural aspects of Superior Court, the Commonwealth Court and the Supreme Court. Finally, classes will focus on brief writing and oral advocacy. Subjects will address scope of review, standard of review, and the crafting of effective written argument and the presentation of effective oral argument. Guest speakers who are members of the appellate judiciary or well-regarded appellate advocates will address a number of the classes.
**APPLIED COMPETENCIES I, 1 Cr.**

Enrollment Limit: 35  
Corequisite: Core Competencies for Legal Practice I

Through a substantive assignment vehicle, students will participate in the evolution of a high profile criminal case (in the fall semester) and a complex civil case (in the spring semester) and learn the basics of critical legal thinking, good legal writing, and pretrial litigation practice from client intake through trial. Students will be exposed to the rigors and ethics of law practice and will be required to exercise the interpersonal skills necessary to produce written work product in the context of a simulated law practice setting. Students will be required to draft many of the documents routinely drafted by new law firm associates during the pretrial litigation stage (including client letters, office memoranda, initial pleadings, discovery demands, letters to opposing counsel, a motion brief and settlement documents) and, in so doing, will learn the importance of time management and collegial collaboration. Day and Evening sections occasionally may be combined for lecture, group or simulation exercises, and/or discussion.

**APPLIED COMPETENCIES II, 1 Cr.**

Enrollment Limit: 35  
Corequisite: Core Competencies for Legal Practice II

Through a substantive assignment vehicle, students will participate in the evolution of a high profile criminal case (in the fall semester) and a complex civil case (in the spring semester) and learn the basics of critical legal thinking, good legal writing, and pretrial litigation practice from client intake through trial. Students will be exposed to the rigors and ethics of law practice and will be required to exercise the interpersonal skills necessary to produce written work product in the context of a simulated law practice setting. Students will be required to draft many of the documents routinely drafted by new law firm associates during the pretrial litigation stage (including client letters, office memoranda, initial pleadings, discovery demands, letters to opposing counsel, a motion brief and settlement documents) and, in so doing, will learn the importance of time management and collegial collaboration. Day and Evening sections occasionally may be combined for lecture, group or simulation exercises, and/or discussion.

**ART OF MEDIATION: THEORY & PRACTICE, 2 Crs.**

PASS/FAIL  
Enrollment Limit: 30  
Course Requirement: In-Class Exam  
Satisfies Professional Skills requirement  

Mediation is becoming part of the legal process in civil and family cases, with courts and legislatures increasingly mandating alternative dispute resolution prior to trial. The goals of mediation are to save time, expense, and stress of a trial, protect the parties’ privacy and autonomy, and, in family cases, protecting children from the adversarial process. This course explores history and theory of conflict management and provides practical training in mediation for students considering this field of practice or for others desiring improved negotiation skills. Students will participate in a variety of role play scenarios that build practice skills and techniques. The course in combination with family law is approved by the Association for Conflict Resolution and satisfies the requirements of the Pennsylvania Supreme Court (Pa. R.C.P. 1940.4) as the training standard for court-appointed family mediators. Students successfully completing the course will receive a Certificate in basic mediation training.
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<tr>
<th>Course Title</th>
<th>Credits</th>
<th>Course Requirement</th>
<th>Fulfills Concentration Elective</th>
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<tr>
<td><strong>BANKRUPTCY, 3 Crs.</strong></td>
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<td>Course Requirement: exam or paper</td>
<td>Satisfies Upper Level Writing requirement</td>
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<td></td>
<td>Fulfills Concentration Elective: Business Law, Civil Litigation, Government &amp; Public Interest Law, Real Property</td>
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<td>This course offers an introduction to the Federal Bankruptcy Code. Elements common to consumer and business bankruptcies will be reviewed. The course will explore qualifications for bankruptcy, the claims allowance process, discharge, the automatic stay, as well as issues of procedure and jurisdiction. Further, State law issues of collection practice will be studied as they interact with the Code.</td>
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<td><strong>BASIC FEDERAL INCOME TAXATION, 3 Crs.</strong></td>
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<td>Course Requirement: exam</td>
<td>Fulfills Concentration Elective: Business Law, Family Law, Tax &amp; Estate Planning</td>
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<td>An introduction to the policies and theories underlying the law of federal income taxation and to the fundamental concepts of individual income taxation. Primary emphasis is given to the definition of gross income and to the tax consequences associated with the acquisition and disposition of property.</td>
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<td><strong>BUSINESS LAW JOURNAL, 0 Crs.</strong></td>
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<td>Satisfies Upper Level Writing requirement</td>
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<td>The Duquesne Business Law Journal is a bi-annual publication which focuses not only on topics that are currently affecting the world of business, but also on evolving Supreme Court case law, and influential persons in the business community.</td>
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<td><strong>BUSINESS PLANNING, 2 Crs.</strong></td>
<td>Enrollment Limit: 45</td>
<td>Course Requirement: exam</td>
<td>Fulfills Concentration Elective: Business Law, Tax &amp; Estate Planning</td>
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<td>An advanced course involving the application of partnership, corporation, securities and tax law in the analysis and solution of factual business problems such as selection of the business entity, organization of a corporation, redemption of stock, liquidation and dissolution of a corporation, purchase and sale of a business, and acquisition of a corporation by merger or purchase of stock or assets. The course will stress planning and counseling.</td>
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<tr>
<td><strong>CANON LAW, 2 Crs.</strong></td>
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<td>Fulfills Concentration Elective: Family Law, International &amp; Comparative Law, Religion &amp; Moral Life</td>
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<td>This course studies the 1983 Code of Canon Law of the Roman Catholic Church and its history. This course begins with the theological and philosophical underpinnings of the 1983 Code. Then it considers the general norms of Canon Law, the canons on the Apostolic See, the hierarchy, religious orders, dioceses, parishes, the sacraments, marriage, annulments, church property, ecclesiastical crimes and church trials. The course also relates canonical norms to the civil law on a comparative basis.</td>
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**CAPSTONE COURSE: LAWYERING SKILLS, 2 Crs.**

**PASS/FAIL**
Fulfills Concentration Elective: Civil Litigation

This course will provide third-year and fourth-year students moving toward completion of their Juris Doctor degrees with the opportunity to understand how the substantive knowledge they have acquired translates to the actual practice of law through skills training and experiential learning presented by prominent members of the bench and practicing bar. The course is divided into a nine-week segment that will provide an overview of law firm structures and the business of practicing law, followed by a three-week specialty segment, where students will break into specialty subject groups that include Civil Litigation Practice, Practice, and Business Law Practice. The final two weeks of the course will be devoted to solo law practice and student reflection on their learning experience.

**CATHOLIC SOCIAL THOUGHT AND THE LAW, 2 Crs.**

Enrollment Limit: 20
Course Requirement: exam
Fulfills Concentration Elective: Government & Public Interest Law, Labor & Employment Law, Religion & Moral Life

The course will examine the response of the Catholic Church to the social, political, and economic questions of the modern world. It will provide an overview of the foundations and key themes of the Catholic Social Tradition, focusing primarily on developments since Pope Leo XIII’s 1891 encyclical, Rerum Novarum. Course topics will include the common good, religious freedom and pluralism, the relationship of the state to the Catholic Church, and to other churches, the relationship between law and morality, social justice and charity, subsidiarity, natural law, natural rights, democracy, and economic justice. The implications of the Catholic Social Tradition for contemporary law and policy will also be examined. Students will write one page reflection-reaction papers on a weekly basis.

**CHILDREN AND THE LAW, 3 Crs.**

Enrollment Limit: 12
Course Requirement: Take-home exam or a major paper
Fulfills Concentration Elective: Family Law, Government & Public Interest Law

This course examines the legal rights (and not infrequent competing interests) of parents and children and the State’s authority to regulate those interests and define the parent-child relationship. Among the topics discussed are children’s and parents’ rights of expression and religious exercise, parent-child privacy, liabilities and limitations on autonomy, education including trends in anti-bullying laws and policy, economic relationships, foster care and “aging out” of state care, children living with life-limiting conditions, fertility preservation and legal issues raised by assisted reproduction impacting children’s interests, child poverty and homelessness, status offenses and juvenile curfews, child misconduct and the juvenile justice system, and the role of counsel and representation of children. In relation to the various topics, we will also consider the ways that ‘childhood’ is constructed by the law, aspects of childhood that are ignored by that legal construct, and the ways the construction could be challenged and changed. In addition, we will examine scientific and social science literature on child development and its application by legislatures and courts.
CIVIL RIGHTS LITIGATION, 3 Crs.
Prerequisite: Constitutional Law
Fulfills Concentration Elective: Government & Public Interest Law, Labor & Employment Law

This course will examine the major civil rights statutes that implement the guarantees of the United States Constitution. Since the Civil War era, Congress has adopted significant legislation seeking to ensure that certain fundamental rights are safeguarded, including the equal protection and due process guarantees; the liberty of contract; the right to own property; and the right to vote. In modern courtrooms, most civil rights litigation is carried out under the banner of one or more of these statutes. Emphasis in this course will be placed on the most heavily utilized civil rights law: Section 1983 of the Civil Rights Acts (violation of civil rights under color of state law); Section 1981 (violation of right to make and enforce contracts); Section 1982 (violation of right to hold and enjoy property); Section 1985(3) (private conspiracies to deny civil rights); and the Voting Rights Act of 1965 (violation of right to vote). Although many of the leading cases focus on discrimination based upon race and national origin, the above statutes also spill into countless other types of civil rights violations, including deprivation of First Amendment rights, prisoner civil rights, sex discrimination, and discrimination based upon religious and political beliefs. This course will also examine defense and immunities available to defendants sued for civil rights violations, including protections afforded members of the legislative, judicial, and executive branches faced with civil rights suits. In a related vein, we will examine the concept of sovereign immunity as it applies to federal, state and local governments. Grades will be based upon a paper and/or a writing project involving an actual civil rights case.

COMMERCIAL USE OF INTELLECTUAL PROPERTY, 2 Crs.
Course Requirement: exam
Prerequisite: Fundamentals of Intellectual Property
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Intellectual Property

The course focuses on the applied use of intellectual property rights and the protection and enforcement of those rights in both a commercial context and in litigation and prelitigation settings. Special emphasis will be placed on: the management and strategic use of IP portfolios by businesses; intellectual property concerns in the field of information technology; patent trademark, and copyright infringement, including cease and desist letters and claim construction issues in patent cases; handling of IP issues in mergers and acquisitions; and other practical considerations of using and protecting intellectual property in the marketplace.

COMPARATIVE LAW: LAW AND LEGAL PROCESS IN LATIN AMERICA, 2 Crs.
Enrollment Limit: 25
Course Requirement: exam
Fulfills Concentration Elective: International & Comparative Law

An introduction to the Civil Law in general and to Latin American legal traditions and institutions in particular through an examination of selected contemporary judicial problems related to such matters as protection of constitutional guarantees, land reform, and chronic inflation.

COMPLEX LITIGATION, CLASS ACTIONS AND THE ADVERSARY SYSTEM, 2 Crs.
Enrollment Limit: 20
Course Requirement: exam

This course covers in-depth complex litigation and class actions, including the constitutional issues associated with representative litigation. Among other aspects, the course includes the use of the multi-district litigation techniques, court supervision and coordination of litigation, discovery techniques in complex litigation, settling
complex litigation, and techniques for trying complex cases. These areas are generally explored through antitrust, securities, discrimination and mass tort claims so that students receive some substantive as well as practical exposure to those areas. Take home or in-class exam.

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<th>CONFLICT OF LAWS, 2 Crs.</th>
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<tr>
<td>Fulfills Concentration Elective: Civil Litigation</td>
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An examination of legal problems with multi-state or international aspects. Attention is given to newly developing theories of jurisdiction, recognition and effect of foreign judgments, and rules of decisions applicable in conflict controversies.

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<th>CONSTRUCTION LAW, 2 Crs.</th>
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<td>Fulfills Concentration Elective: Business Law, Real Property</td>
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This course will consider the law pertaining to the construction contracting process, including formation of the contract, administration, claims, dispute resolution, mechanics’ liens and constructions bonds, with particular emphasis on Pennsylvania law.

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<th>CORE COMPETENCIES FOR LEGAL PRACTICE I, 2 Crs.</th>
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This course is designed to provide students with the substantive knowledge, skills training, and critical legal reasoning required to succeed as newly admitted attorneys, and on the bar examination. The course covers core legal concepts in the following subject areas: in the fall semester course (criminal law, criminal procedure, evidence and constitutional law); and in the spring semester course (contracts, property, torts, civil procedure and remedies). Students are afforded ample opportunity to practice applying the substantive knowledge of the "Black Letter Law" to real-world fact scenarios, presented in the same formats used on the bar examination: multiple choice questions, essays and performance tests. The course employs a "flipped classroom" approach by posting lectures online (which students view outside the classroom) and using class time for analysis and application of the law to new fact scenarios.

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This course is designed to provide students with the substantive knowledge, skills training, and critical legal reasoning required to succeed as newly admitted attorneys, and on the bar examination. The course covers core legal concepts in the following subject areas: in the fall semester course (criminal law, criminal procedure, evidence and constitutional law); and in the spring semester course (contracts, property, torts, civil procedure and remedies). Students are afforded ample opportunity to practice applying the substantive knowledge of the "Black Letter Law" to real-world fact scenarios, presented in the same formats used on the bar examination: multiple choice questions, essays and performance tests. The course employs a "flipped classroom" approach by posting lectures online (which students view outside the classroom) and using class time for analysis and application of the law to new fact scenarios.
CORPORATE GOVERNANCE, 2 Crs.

Limited Enrollment: 20
Prerequisite: Both semesters of Corporations or permission of the professor

Prior to the implosions of Enron and WorldCom in the early 2000’s, Corporate Governance was a sleepy backwater of the law that generated some interest of professionals in the field but little beyond that. Since then, there has been an explosion of interest in Corporate Governance with the trading markets, the business and general media, and publicly traded companies, closely held companies and non-profits all focusing on what are or should be best practices. Utilizing a series of hypothetical problems, this course will examine the internal structures, processes and standards of behavior that are required by law in the governance of corporate organizations. Particular attention will be given to the corporate director’s duties with respect to his or her oversight and decision-making functions and the shareholders’ ability to enforce those duties. The roles of activist investors, the SEC, the stock exchanges, proxy advisory firms and the media will also be discussed. Certain features of the Sarbanes-Oxley Act of 2002 and the Dodd-Frank Act of 2010 will also be considered.

DEPOSITION SKILLS, 2 Crs.

PASS/FAIL
Enrollment Limit: 16
Prerequisite: Evidence
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Civil Litigation, Family Law, Labor & Employment Law

Deposition Skills is a one-semester, two-credit, pass/fail course which will provide the students with a general overview of the discovery process, with specific emphasis on depositions. The students will be presented with as few as one and as many as three fact patterns based upon actual cases. The students will be expected to review the fact pattern and determine the identity of individuals to be deposed. The students will then be asked to prepare a deposition outline for each individual to be deposed as well as a summary of documents to be requested and then used at the depositions. The students will then conduct the deposition of the Instructor, who will assume the role of the chosen deponent. The students will then receive critique from the Instructor which they will hopefully utilize in their next deposition exercise. It is anticipated that the students will conduct a minimum of two depositions during the course of the semester. The students will be evaluated based upon their analysis of the fact pattern, preparation of a written deposition outline, their overall quality of questions and demeanor during depositions, and their ability to incorporate the Instructor’s critique into their next deposition exercise. Regular attendance is expected.

E-DISCOVERY, A PRACTICAL COURSE, 3 Crs.

Course Requirement: exam
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Civil Litigation, Labor & Employment Law

E-Discovery, a practical course, is an intensive, practical introduction to the discovery of electronically stored information. The class will be divided into two groups (plaintiffs and defendants) and will use a hypothetical case study to allow students to gain experience in the identification and location of relevant information, formulate a plan to preserve that information, and determine appropriate steps to obtain relevant information from other parties. The course will include preparation and classroom critique of litigation hold letters, preservation letters, search protocols, Rule 26 meet and confer disclosures, Interrogatories, Requests for Production, and Motions to Compel. Students will also prepare for and take a 30(b)(6) deposition to assist with the identification of electronically stored information and argue the Motion to Compel electronically stored data. The course is intended to provide students with hands-on experience in a litigation setting. Classroom time will be split between lecture and active learning with an emphasis on self-critique of work product. The goal of the course is to aid
students in becoming practitioners and provide them with a foundation of exemplar documents to use as they move into the work force.

**ELECTION LAW, 2 Crs.**

Election Law will provide a working understanding of local, state and national laws and decisions as they affect the electoral process. The history of the right to vote, including past and current voter suppression policies and devices will be part of the focus. Congressional legislative reapportionment will be examined, including current grounds and procedures for challenges to decennial maps and plans. Executive legislative and judicial elections will be examined at each level with emphasis on the problems that confront the practitioner. Legal considerations involved with the planning and administration of political campaigns, including fundraising and ballot access, will be examined from a practitioner's perspective. The roles of special interest groups and lobbyists will be reviewed and legal and ethical pitfalls will be identified. Grades will be determined by one final examination.

**EMPLOYEE BENEFITS, 2 Crs.**

Prerequisite: Basic Federal income Taxation is strongly recommended  
Course Requirement: exam  
Fulfills Concentration Elective: Business Law, Family Law, Labor & Employment Law, Tax & Estate Planning  

This course analyzes the tax and labor laws governing employee benefits plans. Students will examine (a) the principal types of retirement plans (including defined benefit pension plans, profit sharing plans, 401(k)/401(m) plans and employee stock ownership plans) and the requirements that these plans must meet in order to obtain favorable tax treatment; (b) issues related to stock-based compensation arrangements such as grants of restricted stock, stock appreciation rights and stock options; and (c) issues arising in connection with the maintenance of employee welfare benefit plans, with a particular emphasis on health plans and severance plans. Significant attention will be paid to the fiduciary requirements and enforcement provisions of the Employee Retirement Income Security Act of 1974 (“ERISA”). Successful completion of Basic Federal Income Taxation is strongly recommended.

**EMPLOYMENT DISCRIMINATION, 3 Crs.**

Course Requirement: exam  
Fulfills Concentration Elective: Civil Litigation, Family Law, Government & Public Interest Law, Labor & Employment Law  

This course is concerned with discrimination in employment. This course will introduce the basic theories and legal principles underlying equal employment opportunity law in the United States. The course focuses primarily on Title VII of the Civil Rights Act of 1964 as amended, and secondarily on the Age Discrimination in Employment Act and, Americans with Disabilities Act (and its amendments): the fundamental federal statutes prohibiting employment discrimination based on race, gender, religion, age and disability.

**EMPLOYMENT LAW, 3 Crs.**


This course surveys the rights and liabilities of employees and employers in a non-union context. Types of legislation studied include workers’ compensation, unemployment compensation, social security, occupational safety and health, and regulation of wages, hours and working conditions. Historical background, statutory language, and judicial and administrative interpretation are studied. Additionally, the course will survey modern judicial and legislative developments in the area of wrongful discharge and modification of the common law doctrines relating to the “at-will” employee.
### ENERGY LAW, 2 Crs.

**Course Requirement:** exam  
**Fulfills Concentration Elective:** Energy & Environmental Law, Government & Public Interest Law, Real Property

This course provides an introduction to energy law and regulation in the United States. It focuses on the basic principles of rate regulation and public utilities, the division of jurisdiction between federal and state governments, and the key regulatory federal statutes and case law governing energy resources. The class will also examine new challenges confronting energy law as a result of climate change and emerging mandates for renewable energy.

### ENVIRONMENTAL AND TOXIC TORTS, 2 Crs.

**Enrollment Limit:** 40  
**Prerequisite:** Environmental Law  
**Fulfills Concentration Elective:** Energy & Environmental Law, Government & Public Interest Law.

This course reviews the developing law which defines liability for personal injuries or property damage arising out of exposure to hazardous substances or conditions, such as toxic chemicals, tobacco smoke, asbestos, pharmaceutical products, nuclear radiation, or lead paint. While substantive legal principles will be emphasized, the complex procedural issues which are involved in environmental and toxic tort cases will be addressed. This course is recommended for students who have an interest in environmental law, as well as for students who have an interest in tort litigation.

### ENVIRONMENTAL CONSIDERATIONS IN BUSINESS AND REAL ESTATE TRANSACTIONS, 2 Crs.

**Prerequisites:** Corporations or Concurrent  
**Fulfills Concentration Elective:** Energy and Environmental Law

This course is intended to introduce students to the interface between environmental law and business/real estate law; to teach students how to incorporate environmental principles into due diligence; and to teach students how to negotiate and draft contract provisions to address environmental issues. Students must have either taken Corporations or be concurrently enrolled in that course.

### ENVIRONMENTAL LAW, 3 Crs.

**Course requirement:** exam  
**Fulfills Concentration Elective:** Energy & Environmental Law, Government & Public Interest Law

This course covers various aspects of the interrelated legal, economic, and technological problems of environmental quality control. An overview of federal law’s response to air and water pollution, waste management issues, and natural resource conservation is provided.

### ESTATES AND TRUSTS, 3 Crs.

**Prerequisite:** Property  
**Course Requirement:** exam  
**Fulfills Concentration Elective:** Family Law, Tax & Estate Planning

An introduction to the law of wills and trusts. The primary focus of the course is intestate and testamentary transfers of property under Pennsylvania law, including intestate succession, the execution and revocation of wills, will contests, and the protection of family members from inadvertent disinheritance. Students will also be introduced to trusts and to powers of appointment.
EXPERT EVIDENCE, 3 Crs.

Prerequisite: Evidence
Course Requirement: paper
Satisfies Upper Level Writing requirement or Professional Skills Requirement
Fulfills Concentration Elective: Civil Litigation, Criminal Law, Family Law, Health Law & Science, Intellectual Property

Expert Evidence is an upper-level Evidence course that focuses on the use of experts in civil and criminal trials. Providing an in-depth examination of federal and state law standards governing admissibility of such evidence, the course includes a solid grounding in the relationship of both science and statistics to law. In addition, the course covers a variety of possible subjects including medical malpractice, the role of memory and eyewitness identification in trials, social and behavioral science, economic damages, DNA, accident and crime reconstruction, forensic science, and ethical concerns involved with expert testimony. The course provides both a solid theoretical understanding of the subject and a practical application of the principles.

FACT INVESTIGATIONS, 2 Crs.

Course Requirement: assignments
Enrollment Limit: 12
Fulfills Concentration Elective: Criminal Law

This course will teach students how to perform one of the most important functions performed by lawyers – discovering facts. The course will be taught as a partnership between the law school, the Pittsburgh Post-Gazette, and the Wecht Institute for Forensic Science. Journalists and forensic investigators will lecture and lead discussions on developing strategies for investigations, conducting interviews, obtaining government documents, internet searches, computer-aided investigations of big data, and forensic science. Students will work in groups. Each group will be assigned a journalistic-style investigatory project and uncover facts to determine how some aspects of the criminal justice system is functioning or not functioning. Possible investigations include, as examples, an examination of how police are using GPS monitoring to track suspects or an inquiry into how well crime labs are functioning. Each group will then produce a report at the end of the course detailing what was found, how the facts were discovered, and the significance of the findings. This year’s primary project will explore health care fraud cases and consider how prosecutors decide whether to leave the matters to civil lawsuits or bring criminal charges against those engaged in such schemes. Instructor approval required. Please email Professor Oliver (oliverw@duq.edu) an expression of interest and attach a resume.

FAMILY LAW, 3 Crs.

Course Requirement: exam
Fulfills Concentration Elective: Civil Litigation, Family Law

This course studies the legal requirements for a marriage in Pennsylvania, marital agreements, the legal definition of a family, sexual privacy and procreation issues, the dissolution of a marriage on both fault and no-fault grounds, child custody, child support, spousal support, alimony, the equitable distribution of property, child abuse and neglect and Protection from Abuse actions.

FEDERAL CIVIL PROCEDURE, 3 Crs.

Federal Civil Procedure focuses upon litigating civil actions in federal courts using procedures and practices that are sharply different than state court procedures. The course covers federal jurisdiction and the Federal Rules of Civil Procedure with special emphasis on pleading, joinder of claims and parties, judicial control of actions, discovery, pre-trial motions including summary judgment techniques, bench and jury trials, post-trial motions, and appealable orders.
FEDERAL COURTS AND THE FEDERAL SYSTEM, 3 Crs.
Course Requirement: exam
Fulfills Concentration Elective: Civil Litigation, Government & Public Interest Law

American federalism looked at through the prism of the distribution of jurisdiction between Federal and State courts; examination is also made of advantages and disadvantages of the choice of a federal forum over a state forum and vice-versa.

FOOD LAW AND POLICY, 2 Crs.
Online Course
Enrollment Limit: 12
Course Requirement: paper

This doctrinal course will explore the legal regulation of food. We will study federal and common law regulation of food, with an emphasis on environmental implication of current food production systems, and cutting-edge policy issues like intensive farming, food safety, biopiracy and genetic modification. Although the primary focus will be on domestic law, we will contextualize food trade, patenting and regulation internationally. Students will submit one research paper on a topic of their choosing and present their research to the class. There are no prerequisites for this course.

FUNDAMENTALS OF INTELLECTUAL PROPERTY, 3 Crs.
Course Requirement: exam

This course surveys the basics of United States intellectual property law, including patents, copyrights, trademarks, and trade secrets. This course is appropriate for students wishing to prepare for a career in intellectual property law and take additional specialized courses in the area, as well as for those seeking only a foundational understanding of the subject. A technical background is not required.

GENDER AND THE LAW: CURRENT TOPICS, 2 Crs.
Enrollment Limit: 25
Course Requirement: paper
Fulfills Concentration Elective: Family Law, Government & Public Interest Law, Labor & Employment Law

The focus of this course will be on barriers to the participation of women as equals in our educational, legal and political institutions, in the world of work and in the family. The course will review and apply feminist legal theories to examine the root causes of issues that primarily impact women in our society, and our legal system’s efforts to address them. Topics include Violence against Women, Human Trafficking of Women and Young Girls, Women and Reproductive Rights, Women and Wage Labor, Women and Education, Women and the Legal Profession, and the Intersection of Race and Gender. The last half of the course will emphasize the participation and treatment of women in Pennsylvania’s legal system.
### HEALTH CARE FRAUD AND ABUSE LAWS, 2 Crs.

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<th>Enrollment Limit: 20</th>
<th>Prerequisite: Health Care Law</th>
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<td>Course Requirement: exam</td>
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<td>Fulfills Concentration Elective: Health Law &amp; Science</td>
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This course will examine health care fraud and abuse laws from both civil and criminal perspectives. Course emphasis will be placed on the federal Anti-Kickback Statute, Stark Law and False Claims Act, but state law issues will also be considered. In addition to reviewing statutes and regulations, this course will review sanctions and governmental enforcement initiatives. This course will also consider the complexities and challenges that arise in developing and maintaining an effective compliance program for health care providers. Reading and class lectures will be supplemented with sample problems. Students will have the opportunity to hone analytical and writing skills as they apply healthcare fraud and abuse laws to relevant fact patterns.

### HEALTH CARE LAW, 2 Crs.

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<tr>
<td>Fulfills Concentration Elective: Government &amp; Public Interest Law, Health Law &amp; Science</td>
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This course introduces the student to the basic topics and themes that affect patient care and the doctor-patient relationship. In addition, students learn how to translate legal theories and strategies into practice, problem-solving, and policy development as well as practical skills in advising clients. Topics include medical licensure, staff privileges, information disclosure and management, Medicare/Medicaid and prescription drug fraud and abuse, legal duties to treat and obligations of care, aging populations and elder care, professional discipline and liability, error prevention and patient safety, health care decision making, and the roles of health care providers and institutions. Evaluation will be based on a final examination.

### HEALTH CARE ORGANIZATION AND FINANCE, 2 Crs.

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<th>Enrollment Limit: 30</th>
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<tr>
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This course will examine how the law influences the delivery and financing of health care in the United States. Covered subjects include national health reform, the obligation to provide health care, health insurance, managed care, ERISA, HIPAA, COBRA, EMTALA, Medicare, Medicaid, SCHIP, regulation of health care providers and facilities, staff privileges, hospital-physician contracts, antitrust, and fraud and abuse laws.

### HEALTH CARE REGULATION, 2 Crs.


This course introduces students to many of the primary statutes and regulations affecting hospitals, physicians, and other entities and individuals that provide health care. Topics include facility and professional licensure; credentialing and peer review, the Stark law, the Anti-kickback Law, the False Claims Act, patient privacy, access to emergency services, and substitute decision-making. The course focuses on the regulatory and sub-regulatory guidance issued by government agencies that oversee health care. Students gain experience finding and interpreting such sources by completing short research assignments throughout the term. Students also gain experience reviewing and proposing revisions to contracts that raise various regulatory issues.
IMMIGRATION LAW AND PROCEDURE, 2 Crs.
Course Requirement: exam
Fulfills Concentration Elective: Government & Public Interest Law, Labor & Employment Law

This course offers an introduction to immigration law and practice and is taught from the perspective of an immigration practitioner. Topics include Exclusion, Deportation, Asylum and Refugee Status, Non-Immigrant and Immigrant Visas, Labor Certification, Adjustment of Status, Revocation of Visas and Rescission of Adjustment, Relief from Deportation and Exclusion, Naturalization, Administrative Appeals and Judicial Review.

INDEPENDENT RESEARCH, 1 to 3 Crs.
NON-CLASSROOM CREDITS – GRADED
May Satisfy the Upper Level Writing requirement

Any student in good standing beyond the first year may engage in an independent research project. The student must prepare a substantial paper which will be graded by the Faculty member subject to the following restrictions: 1) A student may count no more than a total of 6 credits toward the 88 credits needed to graduate; 2) A student may register for no more than 3 credits a semester; 3) A student must have a different faculty advisor for each Independent Research; however, a student may register for two Independent Research courses over two consecutive grading periods, with the same professor if the work involves a single project and is for no more than 3 total credits; and 4) a student may register for Independent Research during the summer, provided it is for 1 credit. Work product must be a minimum of 7500 words if the course is taken to satisfy the upper-level writing requirement; otherwise, the work product must be a minimum of 2500 words per credit. An Independent Research Project may not be used to satisfy a Summer Session residency requirement. In addition, an Independent Research Project performed during the Summer Session is subject to the regular tuition rates.

IN-HOUSE COUNSEL IN MODERN CORPORATIONS, 2 Crs.
3D, 4E, 4P preference.
Enrollment Limit: 14
Course Requirement: exam
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Business Law, Civil Litigation, Tax & Estate Planning

This course will explore the unique legal and practical challenges that face counsel working in corporate law departments. Topics examined will include selecting and managing outside counsel and expense, developing internal training programs, and reducing litigation risk. It will also examine matters of corporate compliance and governance, attorney-client privilege, and the Sarbanes-Oxley Act specific to the in-house context. In addition to legal issues, students will build practical business skills such as counseling the non-lawyer business client, metric-tracking and reporting, and business writing.

INTERNATIONAL BUSINESS TRANSACTIONS, 3 Crs.

This course introduces the student to selected legal aspects of International Business Transactions. Topics include: international sale of goods; U.S. Trade Laws and the GATT; foreign licensing and distributorship agreements; direct foreign investment; International Monetary System; US/EC antitrust and trade laws as well as international civil litigation. The course will focus upon the international dimensions of local business and legal practice, with specific practical project work that will feature international business in Pittsburgh as examples.
INTERNATIONAL CRIMINAL LAW, 3 Crs.
Prerequisite: Criminal Law and Procedure or Criminal Law
Course Requirement: exam
Fulfills Concentration Elective: Criminal Law, International & Comparative Law

This course will deal with the fundamentals of and is designed for students who have taken classes. It will examine the various international courts and domestic courts dealing with international law such as the International Criminal Court, the International Criminal Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda. Areas to be explored include common responsibility, joint criminal enterprise, genocide and universal jurisdiction.

INTERNATIONAL INTELLECTUAL PROPERTY, 2 Crs.

This course examines the practical aspects of International Conventions and Protocols on Intellectual Property, such as the Paris and Berne Conventions and the TRIPS Agreement as administered by the World Trade Organization. The course also involves a comparative overview of the domestic laws governing protection of Intellectual Property in the United States and those in other countries and regions, particularly in the European Union and the Asia Pacific.

INTERNATIONAL LAW, 3 Crs.
Course Requirement: exam
Fulfills Concentration Elective: International & Comparative Law

This course is designed to introduce the student to international law through the examination of such matters as the nature and sources of international law (including the role of treaties, custom, and natural law), the relationship between international law and municipal law, the operation of international law on states and individuals, the role of international organizations, and international conflict of laws.

INTERNATIONAL TRADE LAW, 3 Crs.
Course Requirement: Paper

While a survey in International Business Transactions can discuss most elements of private international business law, it only discusses public international law when private law touches upon it. Thus it is often the case that a separate course in International Trade Law (ITL) is offered. ITL also allows students to appreciate the interplay between the private law and public law from the public law perspective of regulating trade between the nations. International Trade Law concerns the study of the law of the multilateral trading system in the World Trade Organization (WTO) and the implementation of those legal obligations into the law of the US and other countries.

INTRODUCTION TO THE AMERICAN LEGAL SYSTEM 3 Crs.
Course Number: 160
Course Requirement: Paper or Project
Required for LL.M. Students

This 3-credit, required course for all LL.M. for Foreign Lawyer students is offered in the fall semester each year. The contents of the course includes: history and the government structure, legal methodology, the adversary system and the jury trials, the legal profession, the judicial system and all major areas of American law including administrative law, constitutional law, civil and criminal procedures, contracts, tort law, property law, criminal law,
tax law, family law, etc. The textbook for the course is: William Burnham, *Introduction to the Law and Legal System of the United States*, (5th ed. 2011). Students will be assigned reading before class. The classes are conducted by the Socratic Method. Students will be asked to compare the American legal system and the legal systems of their own countries. A substantial original paper is required for the course.

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<tr>
<th>JOULE: DUQUESNE ENERGY &amp; ENVIRONMENTAL LAW JOURNAL, 0 Crs.</th>
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<tr>
<td>Satisfies Upper Level Writing requirement</td>
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*Joule: Duquesne Energy & Environmental Law Journal* ("Joule") is Duquesne University School of Law's first journal-bolg hybrid, which serves as a forum for students and outside professionals to discuss legal concepts related to energy and environmental law. Their mission is to facilitate and encourage contribution of written work that provides insight to the local, state, and national community.

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<th>JUDGMENT AND DECISION MAKING FOR LAWYERS, 2 Crs.</th>
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<td>Enrollment Limit: 12</td>
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Few practicing lawyers ever try cases in front of juries or even judges. Over 98% of cases filed in courts are resolved by other means. Hard data from studies of verdicts and settlement negotiations show that the overwhelming majority of attorneys do not accurately access their case and are prone to "decision error" in settlement. A greater understanding of how leading lawyers effectively analyze a situation and implement the decisions that result in the negotiations, mediation and litigation of legal matters provides a solid foundation for future success in the practice of law. Lawyers make dozens of hundreds of decisions during the course of advising a client, consummating a transaction or litigating a case. This course seeks to unpack the processes utilized by people to make human decisions. Students who have already taken or plan on registering for *Alternative Dispute Resolution* cannot register for this course.

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<th>LABOR LAW, 3 Crs.</th>
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<td>Fulfills Concentration Elective: Government &amp; Public Interest Law, Health Law &amp; Science, Labor &amp; Employment Law</td>
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This course covers the evolution of federal labor relations laws and their effects upon the relationships between employers and employees, employers and unions, and employees and unions. Within this broad area, special attention is devoted to the following topics: the area of federal regulation, labor objectives and labor rights, employee representation (bargaining units and elections), unfair labor practices of both employers and unions (i.e., employer interference in union activities, domination of labor unions by employers, discrimination encouraging or discouraging union activity, restraint or coercion of employees by unions, discrimination by unions), strikes, picketing, boycotts, and injunctions.

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<th>LAND USE PLANNING, 2 Crs.</th>
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<td>Course Requirement: exam</td>
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<tr>
<td>Fulfills Concentration Elective: Energy &amp; Environmental Law, Government &amp; Public Interest Law, Real Property</td>
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This course examines the doctrines and implications of land use planning. Consideration is given to relevant constitutional and property law doctrines. The coverage includes the role of the judiciary in resolving conflicting land uses, legislative controls through zoning, subdivision control, building and housing codes, the use of eminent domain, and the uses of public lands.
LAW AND HIGHER EDUCATION, 2 Crs.
Course Requirement: paper
Satisfies Upper Level Writing requirement
Fulfills Concentration Elective: Government & Public Interest Law

Higher education is increasingly an area of focus for attorneys in both private and governmental legal practices. This interdisciplinary course explores the intersection of law and higher education in a variety of relevant topical applications, including student organizations, expression, discipline, and safety; academic freedom and tenure; athletics and Title IX; privacy; intellectual property and sponsored research; affirmative action and diversity; and disability law, among others. Successful completion of this course will require submission of a research paper.

LAW AND LITERATURE, 3 Crs.
Enrollment Limit: 12
Course Requirement: Scholarly paper
Satisfies Upper Level Writing requirement
Fulfills Concentration Elective: Religion & Moral Life.

This course, which is divided into two parts (Law in Literature & Law as Informed by Literature), will foster an appreciation of law as a literary profession and the obligation of every lawyer to commit to a lifetime of reading, writing, learning and professionalism through the study of various literary texts. Readings will include classic works by Franz Kafka, Harper Lee, and Herman Melville, as well as contemporary authors, such as John Grisham, Saul Bellow, and modern judges and scholars. Topics covered during the first part include the depiction of law, the legal system and the role and humanity of lawyers in literature. Topics covered during the second part include the role of literature and narrative techniques to enhance persuasion. As part of this course, students will complete five short essay assignments, one creative writing assignment, and a substantial scholarly paper involving a topic of choice based on a text authorized by the Professor. The scholarly paper, which may be used to satisfy the Upper Level Writing Requirement, is worth 50% of the course grade (allocated as 35% for the final written paper and 15% for the oral presentation of the “work in progress” mid-semester). No previous background in the study of literature is required and certain class sessions will be devoted to reviewing the process of researching and writing a scholarly paper.

LAW AND MEDICAL ETHICS, 2 Crs.
Enrollment Limit: 25
Course Requirement: Final exam
Fulfills Concentration Elective: Government & Public Interest Law, Health Law & Science

This course introduces law students to the constellation of issues in medical ethics arising from life-support systems and other medical interventions and innovations, along with the law’s response and ongoing development. Among the topics covered are institutional mechanisms such as ethics committees and research review boards, decision-making capacity, informed consent, right to choose (and to refuse) medical treatment, end-of-life care, physician aid in dying, advance directives, family and proxy decision making, medical futility, pediatric care, confidentiality and privacy, human subject experimentation and research ethics, assisted reproduction, genetic screening, testing, and engineering, human cloning, and transplantation. Evaluation will be based on a final examination.
LAW AND NEUROSCIENCE, 2 Crs.

Enrollment Limit: 15
Prerequisite: Evidence
Course Requirement: paper
Fulfills Concentration Elective: Criminal Law, Health Law & Science

Law and Neuroscience is a team-taught course by a law professor (Moriarty) and a practicing forensic neuropsychiatrist (Dr. Bernstein). There are two overarching goals of the course: First, to educate students about neuroscience as reflected in basic neuroanatomy and physiology and to teach them the current neuroscience evaluative technologies. Second, to consider the role of various forms of neuroscience in the practice of law. This latter goal will include considering the how neuroscience may be of use in the legal system and will consider the problems such science poses. We will also be including a neuroethics component in the readings and discussion. The goals of the course are to stimulate informed discussion, encourage rigorous and critical thinking, help students with speaking and presentation skills, and teach students to use science and medicine in a deep and more accurate way in their practices.

The class will be primarily in a discussion format in a seminar setting. In addition to being prepared to discuss the assignment for the week, students will be periodically assigned a neuroscience cases or topic and will serve as the point person for that week’s issues, acting as a catalyst for the class’s discussion. The class will include assignments throughout the semester and the grading will be based on the quality of class participation, short papers, and an individual presentation on a subject of the student’s choosing that relates to the course.

LAW AND PSYCHOLOGY, 2 Crs.

Enrollment Limit: 25
Course Requirement: exam
Fulfills Concentration Elective: Criminal Law, Government & Public Interest Law, Health Law & Science

This course is divided into two parts. The first part of the course is designed to present a study of psychoanalytic theory and to explore its relevance to a wide variety of fundamental legal issues. The second part of the course returns the lawyer to the more familiar role of participant in particular legal processes. We will examine the relationships between the disciplines of psychiatry and the law, focusing on mental law in the criminal justice system (competency to be tried, insanity as a defense, the concept of guilty but mentally ill), involuntary civil commitment, and problems in the process of mental health administration.

LAW REVIEW, 0 Crs.

Satisfies Upper Level Writing requirement

This journal is entirely student-run and publishes scholarly works by legal professionals and academics four times annually. Membership of Law Review is based on a tiered evaluation system that is correlated to the students’ class rankings in their respective divisions and sections as well as their overall class rankings upon the completion of either their first year of full-time studies or second year of part-time studies.

LEGAL MEDICINE AND FORENSIC SCIENCE, 2 Crs.

Course Requirement: paper
Fulfills Concentration Elective: Health Law & Science

This course will cover numerous medical-legal and forensic scientific issues and problems of timely interest and concern to attorneys. These matters will relate to civil and criminal litigation, as well as workmen’s compensation cases, governmental agencies, and health care institutions. Personal injury lawsuits, particularly medical malpractice, and products liability cases involving scientific issues will be emphasized. An opportunity to attend an
autopsy will be provided for interested students.

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<th>Course Title</th>
<th>Credits</th>
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<tr>
<td><strong>LEGAL RESEARCH, WRITING &amp; ANALYSIS I, 1 Crs.</strong></td>
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<td>LL.M. BAR TRACK</td>
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<tr>
<td><strong>LEGAL RESEARCH, WRITING &amp; ANALYSIS II, 2 Crs.</strong></td>
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<td>LL.M. BAR TRACK</td>
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<tr>
<td><strong>LOCAL GOVERNMENT LAW, 2 Crs.</strong></td>
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<td><strong>MEDICAL MALPRACTICE &amp; LITIGATION SKILLS, 2 Crs.</strong></td>
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**LEGAL RESEARCH, WRITING & ANALYSIS I, 1 Crs.**

This is the fall semester course in a sequence of two courses required of all students in the Bar Track Curriculum of the LL.M. for Foreign Lawyers program. In the fall semester, emphasis is placed on understanding how to research and find relevant law, how to read and understand statutes and cases, issue identification, problem solving, case analysis and synthesis, effective legal writing style, print-based and online research, and professionalism. A predictive writing assignment will be assigned, leading to the preparation of law-office memoranda and client letter. The professor will confer individually with students on these assignments, and the initial drafts of papers are revised after faculty critiques. Additional shorter research and writing assignments may also be assigned.

**LEGAL RESEARCH, WRITING & ANALYSIS II, 2 Crs.**

This is the spring semester course in a sequence of two courses required of all students in the Bar Track Curriculum of the LL.M. for Foreign Lawyers program. The spring course builds upon the fall course; students will continue to refine the legal writing, analysis, and research techniques learned in the fall semester. Emphasis is placed on persuasive writing, advocacy, and compliance with court rules through the preparation of a letter to opposing counsel and trial court brief in support of a motion. The professor will confer individually with students on these assignments, and the initial drafts of papers are revised after faculty critiques. Additional shorter research and writing assignments may also be assigned.

**LOCAL GOVERNMENT LAW, 2 Crs.**

Enrollment Limit: 12  
Fulfills Concentration Elective: Energy & Environmental Law, Government & Public Interest Law

This course examines the nature and power of local government units, their relationship to state government, their relationship to one another, and their relationship to their residents. The status of local governments in a federal system of government is also considered. Examples of specific topics that are covered include: the types and formation of local government units; enabling legislation; Dillon’s Rule; police power; home rule; municipal charters; local government taxing authority; and local government liability for the violation of constitutional, statutory, and common law.

**MEDICAL MALPRACTICE & LITIGATION SKILLS, 2 Crs.**

PASS/FAIL  
Satisfies Professional Skills requirement  
Fulfills Concentration Elective: Civil Litigation, Health Law & Science

This course will provide students interested in health care litigation with a working knowledge of all aspects and phases of the practice, from the beginning states of case intake, evaluation, and the drafting of pleadings, through the discovery process, and trial. Additionally, the course will examine common issues litigated in medical liability cases, including those involving tactical pleading preparation, discovery disputes, damages, and settlement issues. This course is specifically designed to equip students with skills that will facilitate a rapid transition into practice as associates in health care litigation firms, both defense and plaintiff, with specific focus on the tasks that young associates are expected to accomplish as practitioners in this practice area.
MILITARY LAW, 2 Crs.

The course will explore different aspects of the Uniform Code of Military Justice, the Manual of Courts-Martial, as well as prosecuting and defending cases in the Courts-Martial system. There will be a focus on practical training for the prosecution and defense of Courts-Martial and representation of military personnel before military tribunals and Administrative Boards. The course curriculum is primarily based on the Naval Justice School Program for United States Navy and Marine Corps Judge Advocates.

MINERAL & GAS LAW; LEASES AND CONVEYANCES, 2 Crs.

Enrollment Limit: 30
Course Requirement: exam
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Energy & Environmental Law, Real Property

The course will concentrate on analyzing the relevant clauses in mineral and gas leases; in conveyances of mineral, gas and royalty Interests; and in related contracts and assignments. Emphasis will be placed on understanding the importance of the provisions critical in such documents and on drafting the same. We will concentrate on the law of Pennsylvania, New York and West Virginia. Prerequisite: Property. Enrollment limited to 40. Fulfills Concentration Elective: Energy & Environmental Law, Real Property & Estate Planning

MINING LAW, HISTORY AND PRACTICE, 2 Crs.

Enrollment Limit: 12
Course Requirement: paper
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Energy & Environmental Law, Government & Public Interest Law

Mining law may seem a niche area, however, it is a unique combination of administrative law, employment law, contract law, tort law and health and safety regulatory law. Federal regulatory agencies are increasingly the site of where the action is, and using mining law as a means of understanding this vast area of law will be of use to all students. Students will be introduced to the three primary aspects of mining law: the history of mining, mining disasters, and passage of mining legislation in the United States; key elements of federal mining legislation; the interpretation and evolution of mining law in the Commission and Courts.

NATIONAL SECURITY LITIGATION, 2 Crs.

Course Requirement: paper
Satisfies Upper Level Writing requirement

This course examines national security law as asserted and developed in U.S. federal courts. It is not a course about policy; it is a course about litigation and the law. Students will learn litigation skills in the context of national security. Conversations throughout the semester will focus on litigation strategy, and course assignments will encourage the honing of litigation skills including issue research and brief writing. We will study the role of Article III courts and will seek to understand how national security law has developed. We will review litigation challenges to the government’s security policies and programs, limits on the court’s jurisdiction, and the defenses that are available to the government. We will also study investigative and prosecutorial methods in the national security context. We will discuss whether (and if so, how) recent national security case law should be applied to other current and future national security problems. In some ways, this course resembles a curriculum of advanced civil and criminal procedure. But it is more that that. We will aim to better understand the relationship between security, liberty, justice and the law. The course will be participatory, meaning that students are expected to contribute to class discussion each week.
**NEGOTIATION SKILLS, 2 Crs.**

PASS/FAIL
Enrollment Limit: 20
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Civil Litigation, Criminal Law, Family Law, Government & Public Interest Law, Labor & Employment Law

All attorneys regardless of specific practice area, negotiate on a regular basis. Good lawyers know how to use various negotiation tactics, and know how to respond to negotiating strategies used by other lawyers. This course is designed around a series of negotiation simulations using mock business and legal problems in which students will learn various negotiation skills.

**OIL AND GAS LAW, 2 Crs.**

Course Requirement: exam
Fulfills Concentration Elective: Energy & Environmental Law, Real Property

This course covers the life cycle of natural gas and oil production from cradle (obtaining a lease) to grave (end use at the burner tip/facility/vehicle, etc.), focusing on the mechanics of obtaining the interest, the geology/engineering of drilling and producing the interest, the marketing/processing/transportation of the interest, and the ultimate end use. Students will learn about oil and gas leases, how to interpret and negotiate one, how to convey mineral interests, the legal/environmental/regulatory aspects of oil and gas production, the midstream aspects of gas production (gathering/transportation pipelines, processing facilities, sales points on interstate pipelines, etc.), and ultimately for downstream aspects that are generally regulated.

**PATENT DRAFTING, 3 Crs.**

Prerequisites: Fundamentals of Intellectual Property OR Patent OR permission of Intellectual Property Law concentration advisor

This skills course offers students a hands-on introduction to drafting patent applications. Topics covered will span from the initial stages of invention disclosure to post-issuance proceedings before the United States Patent and Trademark Office. Students will be exposed to real-life scenarios and will learn how patent attorneys actually address those situations, with emphasis on strategy, execution, and client management. In addition to these practical skills, students will be exposed to the rapidly evolving legal landscape that impacts patent drafting and prosecution.

**PATENT LAW, 3 Crs.**

Course Requirement: Written and Oral Assignments
Fulfills Concentration Elective: Intellectual Property
Prerequisite: Fundamentals of Intellectual Property

This course introduces students to the basic principles of patent law in the United States, including subject matter eligible for patent protection, the conditions for patentability of an invention, and the disclosure requirements for a patent application. In addition, course reading and discussions will cover the history, origins, and evolving architecture of the patent system (including under the America Invents Act of 2011), as well as patent enforcement considerations and defenses. A technical background in not required to take the course.
**PENNSYLVANIA CIVIL PROCEDURE, 3 Crs.**  
Course Requirement: exam  
Fulfills Concentration Elective: Civil Litigation, Family Law

This course is designed to acquaint students with the Pennsylvania Rules of Civil Procedure and their application to the handling of a civil action. It will explore drafting of pleadings, venue, jurisdiction, service of process, parties, arbitration, practice before the minor judiciary, other forms of actions, post-trial practice and appeal ability. Students will acquire a working knowledge of these Rules and related statutes that will assist them in handling legal matters for clients.

**PENNSYLVANIA LEGISLATIVE PROCESS AND DRAFTING, 3 Crs.**  
Limited Enrollment: 20  
Satisfies Professional Skills requirement  
Fulfills Concentration Elective: Government and Public Interest Law  
Requires approval of Professors to be taken with Adv. Legal Writing: Drafting

In this course, students will explore and experience the role and the work of legislatures in our state and federal governments. Despite the fact that the lawmaking function of our government resides with legislatures, lawyers all too often focus on the court system as the primary means of solving client problems. In this course, students will gain a greater understanding of the legislative process and how it can be used to help clients. While traditional learning methods of reading, lecture, and discussion will be employed, the primary learning method in this course will be experiential. Students will have the opportunity to “work” in a mock legislative setting, drafting legislation and working with classmates to improve and “pass” the bills. Additionally, students will work with a real-world client to draft federal, state, or local legislation to help solve a problem for the client. No matter the field of law a student intends to enter, the understanding of the lawmaking process, as well as the basic legal drafting skills learned will be transerable.

**PENNSYLVANIA STATE CONSTITUTIONAL LAW, 2 Crs.**  
Course Requirement: Exam or Paper  
Satisfies Upper Level Writing requirement  
Fulfills Concentration Elective: Energy & Environmental Law

Increasingly, state courts are turning to state constitutions as sources of fundamental legal norms. This course will examine the history, structure, and content of the Pennsylvania Constitution. Inevitably, the role of courts in the process of interpreting organic law also will be examined. The course will aim to help the student understand the nature of the Pennsylvania Constitution, the contours of its most significant provisions, the extent to which it differs from the U.S. Constitution and the methods of constitutional interpretation generally applied by Pennsylvania courts.

**PHILOSOPHY OF LAW, 2 Crs.**  
Enrollment Limit: 20  
Fulfills Concentration Elective: Religion & Moral Life, Government & Public Interest Law, Labor & Employment Law

This course has as its goal, perspective forming: to remove the shackles of the mind which limit our ways of seeing and experiencing law and lawyering. The insights of civilization’s greatest thinkers are used to examine the law and the legal profession within the largest context imaginable. Particular focus is given to the impact of the role of law and lawyering upon the self as well as upon civilization, with considerable attention given to moral sensitivity, personal values, imagination, and creativity.
PLEADING AND DISCOVERY SKILLS, 2 Crs.

PASS/FAIL
Enrollment Limit: 25
Course Requirement: Project
Satisfies Professional Skills requirement
Fulfills Concentration Elective: Civil Litigation, Labor & Employment Law, Family Law.

Within the context of an actual case, this course centers on skills in the area of pretrial litigation. The class is divided into sections or “firms”, each representing a party in the lawsuit. The students then analyze a set of facts and develop a strategy for their clients. As the course unfolds, the students prepare a complaint, an answer, a cross-claim, and complain to join an additional defendant. When the pleading phase of the course concludes, the students, or firms, develop a discovery plan for their respective clients. Interspersed in the course are a series of projects that relate to the law applicable to the case.

REAL ESTATE PLANNING, 2 Crs.

Enrollment Limit: 30
Prerequisite: Property
Course Requirement: exam
Fulfills Concentration Elective: Real Property

The course will focus on expanding the student’s knowledge from fundamental real estate transactions to more complex commercial dealings. Commercial development as well as construction financing will be covered in addition to the role of the various participants involved such as the lender, developer and respective counsel. The related federal, state and local laws and regulations governing the same shall be reviewed as well.

SANCTIONS, SENTENCING AND CORRECTIONS, 2 Crs.

Course Requirement: exam
Satisfies Upper Level Writing requirement only with Professor Mistick
Fulfills Concentration Elective: Criminal Law

This course will examine the most critical part of the great majority of criminal proceedings: the rendering of a sentence. Lawyers have traditionally played a very limited role in the sentencing of convicted criminal defendants and have not used the sentencing hearing as a forum for effective advocacy. However, the role of the lawyer in this area is rapidly changing. This course will review all facets of criminal sanctions, including the procedures used to determine the sentence, the purposes for the imposition of sanctions, and whether those purposes could be better achieved with sanctions other than imprisonment. In addition, we will look closely to the role lawyers can and do play in the sentencing process and how knowledge of sentencing processes can enhance the effectiveness of legal representation. The course will also explore the special problems of sentencing juvenile and mentally ill defendants, and the current “populist” movement toward stripping away judicial discretion and replacing it with legislatively mandated sentences.

SECURITIES REGULATION, 2 Crs.

3D, 4E, 4P preference.
Enrollment Limit: 40
Prerequisites: Corporations, Corporate and Partnership Law, Advanced Corporate Law and Business Entities
Course Requirement: exam
Fulfills Concentration Elective: Business Law

This course is designed to provide an overview of the public offering and sale of securities under the Securities Act of 1933. A problem analysis approach will allow students to follow the registration process from the initial
Students should complete the course with an overall understanding of the securities registration process as it applies in the United States. The course will explore the question of “what is a security?” The concept of “materiality” is also considered along with the consequences of a deficient registration statement, including the remedies available under the Act. The course will explore exemptions from the registration requirements of the Act including the private offering exemption, the intrastate offering exemption, the small offering exemption and Regulation D. Secondary transactions and resales of securities are also covered. Students may not register for both Securities Regulation and Securities Regulation Research.

**SECURITIES REGULATION RESEARCH, 3 Crs. (2 classroom credits, 1 non classroom credit)**

3D, 4E, 4P preference.
Enrollment Limit: 12
Prerequisites: Corporations, Corporate and Partnership Law, Advanced Corporate Law and Business Entities.
Course Requirement: paper
Satisfies Upper Level Writing requirement
Fulfills Concentration Elective: Business Law

This course considers the same topic areas as Securities Regulation. Students taking this course will attend the Securities Regulation classes and must participate in them. Rather than a final examination, the student’s grade in this course will be based on a research paper that will require substantial research, guided by the professor, in a select area of Securities Regulation Law. The paper will go through two drafts prior to the final version, to be reviewed by the professor and rewritten by the student based on the professor’s comments. The student must also provide the professor with an original outline prior to any drafts being submitted. Students may not register for both Securities Regulation and Securities Regulation Research.

**SIMULATION COURSE: CONTRACT DRAFTING, 3 Crs.**

Satisfies Upper Level Writing requirement

This is a three credit course in drafting contracts. It encompasses basic contract concepts and development of the analytical skill of translating the business deal into contract concepts. The course involves the drafting of each part of a contract, beginning with the preamble and ending with the signature line. Matters of clarity and ambiguity are addressed. The lawyer’s role as business counselor is explored. Exercises of actual contract drafting will be a substantial part of the course.

**SOCIAL MEDIA AND THE LAW, 1 Cr.**

Enrollment Limit: 20
Course Requirement: Paper
Fulfills Concentration Elective: Civil Litigation, Family Law, Intellectual Property, Labor & Employment

Social media – from Facebook, to LinkedIn, to Twitter (and more) – are irrevocably altering the legal landscape, impacting everything from substantive areas of law to traditional notions of jurisdiction and ethics, to procedural issues, discovery, and evidence. Using case law from state and federal courts around the country, statutes, ethics opinions, and news stories, this 1-credit “short course” examines the myriad ways in which the use of social networking platforms is creating new twists on old legal problems, for users and non-users alike. The course will meet for 2 hours a week. Final evaluation will be in the form of a 10- to 15-page paper, with a due date for the paper set in mid-April. Background experience with or use of social media is not required.
SPORTS & ENTERTAINMENT LAW, 2 Crs.

Fulfills Concentration Elective: Business Law, Labor & Employment Law.

The course will involve the study of the application of various legal doctrines as they relate to sports related activities and issues. Areas of law that will be discussed in the course will include: Contracts, Labor Law, Taxation, Torts, Licensing and Media Rights.

STRATEGIC INTERNATIONAL TRANSACTIONS, 3 Crs.

Course Requirement: exam

Strategic cross border transactions exhibit various forms and are driven by the key business aims of the Parties at the negotiating table. Whether the transactions at hand are an intellectual property deal, a joint venture or a merger or acquisition, the final form of the transaction emanates from the underlying business goals and objectives of the Parties. Each of these forms will be examined and dissected from the underlying business case as well as their respective legal underpinnings within the context of an international setting and comparative law application. Guest lectures with respect to International Tax and International Labor Laws are envisioned with senior international lawyers.

TAX EXEMPT ORGANIZATIONS, 2 Crs.

Course Requirement: exam
Fulfills Concentration Elective: Government & Public Interest Law, Health Law & Science, Tax & Estate Planning

This course studies nonprofit organizations that are exempt from the federal income tax. It begins by considering the public policy that supports the existence of a tax exempt sector. It then considers the formation of tax exempt organizations, the IRS tests for federal tax exemption and other legal requirements of exempt status. It examines, in detail, specific types of exempt organizations: religious organizations and churches, educational organizations, healthcare organizations and arts organizations. The course then moves on to cover the charitable contribution to exempt organizations and various funding devices. Next, it examines the unrelated business income tax on otherwise tax exempt organizations. The course ends with a consideration of the private foundation status of certain types of charitable organizations. The course grade will be based on classroom participation and a final examination. Students may not register for both Tax Exempt Organizations and Tax Exempt Organizations Research.

TAX EXEMPT ORGANIZATIONS RESEARCH, 3 Crs. (2 classroom credits, 1 non classroom credit)

Enrollment Limit: 12
Course Requirement: paper
Satisfies Upper Level Writing requirement
Fulfills Concentration Elective: Tax & Estate Planning

This course considers the same topic areas as Tax Exempt Organizations. Students taking the course will attend the Tax Exempt Organizations classes and must participate in them. The student's grade in this course will be based on a research paper that will require substantial research, guided by the professor, in a select area of tax exempt organization law. The paper will go through two drafts prior to the final version, to be reviewed by the professor and rewritten by the student based on the professor's comments. The student must also provide the professor with an original outline and abstract prior to any drafts being submitted, and must accompany the paper's final version with a binder, including a table of contents and hard copies of all sources cited in the paper, with the language in each source that the student has relied on highlighted by the student. Students may not register for both Tax Exempt Organizations and Tax Exempt Organizations Research.
<table>
<thead>
<tr>
<th>Course Title</th>
<th>Credits</th>
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<tbody>
<tr>
<td>TRADE SECRET LAW, 2 Crs.</td>
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<tr>
<td>Prerequisite: Recommended but not required: Fundamentals of Intellectual Property Law</td>
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<tr>
<td>Course Requirement: exam</td>
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<tr>
<td>Fulfills Concentration Elective: Intellectual Property</td>
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This course introduces students to trade secret law, a fourth intellectual property regime. The common law development of trade secret protection, as well as the doctrine's philosophical and statutory underpinnings are covered in the course. Also examined are the relationships between federal and state trade secret laws, the relationships between trade secret law and other intellectual property regimes, and the relationships between trade secret law and other areas of law, such as employment law and law governing business relationships. A technical background is not required to take the course.

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<tr>
<th>TRADEMARK AND UNFAIR COMPETITION LAW, 3 Crs.</th>
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<td>Prerequisite: Fundamentals of Intellectual Property</td>
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This course introduces students to the Lanham Act and related statutory and common law doctrines designed to protect against consumer confusion and appropriation of commercial goodwill. Topics covered include trademarks and service marks, trade dress, dilution, false advertising, misappropriation, false endorsement, and false attribution. Class readings and discussion will focus on the policy justifications for these property rights, requirements for obtaining, maintaining, and enforcing them and applicable defenses and remedies. A technical background is not required to take the course.

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<tr>
<th>TRIAL ADVOCACY, 3 Crs.</th>
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<td>Enrollment Limit: 12</td>
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<tr>
<td>Prerequisite: Evidence</td>
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<td>Satisfies Professional Skills requirement</td>
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<td>Fulfills Concentration Elective: Civil Litigation, Criminal Law, Family Law</td>
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This course is designed to acquaint students with the practical aspects of representing a client in Court. The emphasis is on the application of the rules of evidence, procedure and ethical conduct in trial and adversary proceedings. Students will be expected to transform their education in the law to the reality of courtroom behavior and advocacy. You will learn the “how to’s” of direct, cross, introduction of exhibits, use of experts, and an understanding of the pitfalls and landmines that trial lawyers face. You are expected to conduct legal research and vignette moot court trials, as well as the trial of an entire case from beginning to end. Students are selected for this course after an annual interview process.

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<tr>
<th>TRIAL ADVOCACY I - TRIAL TEAM, 3 Crs.</th>
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<tr>
<td>Exclusively for those students who are selected after the interview process with faculty</td>
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<tr>
<td>Enrollment Limit: 12</td>
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<tr>
<td>Co-requisite: Evidence</td>
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<td>Satisfies Professional Skills requirement</td>
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an understanding of the pitfalls and landmines that trial lawyers face. You are expected to conduct legal research and vignette moot court trials, as well as the trial of an entire case from beginning to end. Students are selected for this course after an annual interview process.

**TRIAL AND APPELLATE MOOT COURT COMPETITIONS, 1 TO 2 Crs.**

Satisfies Professional Skills requirement  
Non Classroom Credits  
Co-requisite: Evidence  
Enrollment limited to 12.  
Fulfills Concentration Elective: Civil Litigation, Family Law

**TRIAL TEAM, 2 Crs.**

Taken by students from Trial Ad I who are selected for Trial Team competitions  
Enrollment Limit: 12  
Satisfies Professional Skills requirement

This course provides advanced instruction in trial advocacy techniques for students who are selected to participate in trial competitions. Prerequisite: Trial Advocacy I – Trial Team

**UCC NEGOTIABLE INSTRUMENTS AND OTHER PAYMENT SYSTEMS, 3 Crs.**

Course Requirement: exam  
Fulfills Concentration Elective: Business Law

This course is a study of negotiable instruments (checks, drafts, notes) under Articles 3 and 4 of the Uniform Commercial Code. Topics covered include requirements for negotiability and the manner of negotiation; holder in due course, the bona fide purchaser of commercial paper; liability that may arise with commercial paper, based on contract, warranty, and conversion; checking accounts; the bank collection process; and rights and liabilities of various parties when commercial paper contains forgeries or alternations. The course will also consider alternative payment systems including wire transfers (“payment orders”), credit and debit cards, and letters of credit.

**WHITE COLLAR CRIME, 2 Crs.**

Prerequisites: Evidence and either Criminal Procedure: Fundamentals or Criminal Procedure: The Police Function  
Course Requirement: exam  
Fulfills Concentration Elective: Business Law

This course examines federal white collar crimes, and the application of those laws in the investigation, prosecution and defense of individuals and corporations.

**WRONGFUL CONVICTIONS, 2 Crs.**

Enrollment Limit: 20  
Course Requirement: Paper  
Satisfies Upper Level Writing requirement  
Fulfills Concentration Elective: Criminal Law

Since 1989, the results from DNA testing from post-trial claims of actual innocence are causing policy and practical shifts in our understanding of what were once thought to be settled conventions and static principles in our criminal justice system. This shift has not only assisted law enforcement in solving crimes, but it has also helped to reveal a problem that many observers of the criminal justice system have long suspected: that a number of actually innocent prisoners have been convicted in the United States. This seminar will explore (1) the primary
factors that contribute to the phenomenon of wrongful convictions and (2) potential reforms that could be implemented to guard against convicting of the innocent. We will explore various policy initiatives in Pennsylvania and around the nation, pertinent case and statutory law as it continues to develop, post-conviction practices, various other disciplines and social sciences and how they impact our understanding of criminal law, law review and peer-reviewed articles on select aspects of wrongful convictions, and case studies of specific exonerees, some of whom will visit with the class during the semester. Each student will be required to write a research paper on a counseled topic of your choice and briefly present your paper to the class.