COURSES

In the course and seminar descriptions that follow, the description is followed by the quarter(s) in which it is taught and the instructor name(s). More up-to-date course information is available on the Law School web page at www.law.uchicago.edu/courses. The course descriptions below, however, provide a representative overview of the curriculum.

The Law School’s policies for determining credit hours are currently under review. Specific information on policies and procedures for determining credit hours awarded for courses and other work undertaken by students will be posted on the Law School’s website (referenced above) prior to the beginning of classes for the 2016-2017 academic year.

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First Year Courses

Civil Procedure I
LAWS 30211 - 01 (3) 1L
Civil Procedure is offered in two parts. Part I meets in the Autumn Quarter and addresses the mechanics of civil litigation, with special reference to pleading, discovery, and trial, including the respective roles of judge and jury. Part II is offered in the Spring Quarter and focuses on the study of the power of particular courts to decide cases (subject matter jurisdiction); jurisdiction of the courts over the person or things before them; the scope and effect of judgments; principles of finality of judgments; and the rules governing joinder of claims and parties. The student's grade is based on an examination given at the end of each quarter.
Autumn 2016 – William Hubbard

Civil Procedure I
LAWS 30211 - 02 (3) 1L
Civil Procedure is offered in two parts. Part I meets in the Autumn Quarter and addresses the mechanics of civil litigation, with special reference to pleading, discovery, and trial, including the respective roles of judge and jury. Part II is offered in the Spring Quarter and focuses on the study of the power of particular courts to decide cases (subject matter jurisdiction); jurisdiction of the courts over the person or things before them; the scope and effect of judgments; principles of finality of judgments; and the rules governing joinder of claims and parties. The student's grade is based on an examination given at the end of each quarter.
Autumn 2016 - Emily Buss

Civil Procedure II
LAWS 30221 - 01 (3) 1L
Civil Procedure is offered in two parts. Part I meets in the Autumn Quarter and addresses the mechanics of civil litigation, with special reference to pleading, discovery, and trial, including the respective roles of judge and jury. Part II is offered in the Spring Quarter and focuses on the study of the power of particular courts to decide cases (subject-matter jurisdiction); jurisdiction of the courts over the person or things before them; the scope and effect of judgments; principles of finality of judgments; and the rules governing joinder of claims and parties. The student's grade is based on an examination given at the end of each quarter.
Spring 2017 - Alison LaCroix

Civil Procedure II
LAWS 30221 - 02 (3) 1L
Civil Procedure is offered in two parts. Part I meets in the Autumn Quarter and addresses the mechanics of civil litigation, with special reference to pleading,
discovery, and trial, including the respective roles of judge and jury. Part II is offered in the Spring Quarter and focuses on the study of the power of particular courts to decide cases (subject matter jurisdiction); jurisdiction of the courts over the person or things before them; the scope and effect of judgments; principles of finality of judgments; and the rules governing joinder of claims and parties. The student’s grade is based on an examination given at the end of each quarter. Spring 2017 - William H. Hubbard

**Contracts**
LAWS 30511 - 01 (3) 1L, A
This first part of the contracts class focuses on the basic principles of the common law of contract, including such foundational questions such as what it means to make a promise legally enforceable, what promises are legally enforceable, and how the legally enforceable promise comes into being. The student’s grade in contracts is based on a single final examination.
Winter 2017 - Douglas G. Baird

**Contracts**
LAWS 30511 - 02 (3) 1L, A
This course, offered over two sequential quarters, is an introduction to commercial and consumer law and lays the foundation for advanced study in commercial transactions, corporations, restitution, consumer credit, insurance, labor and employment law, and investment securities. Substantively, the Contracts course deals with how contracts are formed, which contracts are valid, when a contract has been breached and the various remedies for breach, including damages, specific performance, and restitution. The course is also designed to introduce the student to legal methodology and to compare the common law with the techniques of statutory interpretation, particularly in connection with the Uniform Commercial Code.
Winter 2017 – Omri Ben-Shahar

**Contracts**
LAWS 30511 - 01 (3) 1L, A
This course, offered over two sequential quarters, is an introduction to contract law, and lays the foundation for advanced study in commercial transactions, corporations, restitution, consumer credit, insurance, labor and employment law, and investment securities. The Contracts course deals with how contracts are formed, which contracts are valid, when a contract has been breached and the various remedies for breach, including damages, specific performance, and restitution. The course is also designed to introduce the student to legal methodology and to compare the common law with the techniques of statutory
interpretation, particularly in connection with the Uniform Commercial Code. The student's grade is based on a single final examination.
Spring 2017 - Eric A. Posner

Contracts
LAWS 30511 - 02 (3) 1L, A
This course, offered over two sequential quarters, is an introduction to commercial and consumer law and lays the foundation for advanced study in commercial transactions, corporations, restitution, consumer credit, insurance, labor and employment law, and investment securities. Substantively, the Contracts course deals with how contracts are formed, which contracts are valid, when a contract has been breached and the various remedies for breach, including damages, specific performance, and restitution. The course is also designed to introduce the student to legal methodology and to compare the common law with the techniques of statutory interpretation, particularly in connection with the Uniform Commercial Code.
Spring 2017 - Omri Ben-Shahar

Criminal Law
LAWS 30311 - 01 (3) 1L, A
This course, offered over two sequential quarters, addresses the doctrines of criminal liability and the moral and social problems of crime. The definitions of crimes and defenses are considered in light of the purposes of punishment and the role of the criminal justice system, including police and correctional agencies. The student's grade is based on class participation and a single final examination at the end of the Spring quarter.
Autumn 2016 – Genevieve Lakier

Criminal Law
LAWS 30311 - 02 (3) 1L, A
This course, offered over two sequential quarters, addresses the doctrines of criminal liability and the moral and social problems of crime. The definitions of crimes and defenses are considered in light of the purposes of punishment and the role of the criminal justice system, including police and correctional agencies. The student's grade is based on class participation and a single final examination at the end of the Spring quarter.
Autumn 2016 – Richard McAdams

Criminal Law
LAWS 30311 - 03 (3) 1L, A
This course, offered over two sequential quarters, addresses the doctrines of criminal liability and the moral and social problems of crime. The definitions of
crimes and defenses are considered in light of the purposes of punishment and the role of the criminal justice system, including police and correctional agencies. The student’s grade is based on class participation and a single final examination at the end of the Spring quarter.

Autumn 2016 – Jonathan Masur

Criminal Law
LAWS 30311 - 01 (3) 1L, A
This course, offered over two sequential quarters, addresses the doctrines of criminal liability and the moral and social problems of crime. The definitions of crimes and defenses are considered in light of the purposes of punishment and the role of the criminal justice system, including police and correctional agencies. The student’s grade is based on class participation and a single final examination.

Winter 2017 – Genevieve Lakier

Criminal Law
LAWS 30311 - 02 (3) 1L, A
This course, offered over two sequential quarters, addresses the doctrines of criminal liability and the moral and social problems of crime. The definitions of crimes and defenses are considered in light of the purposes of punishment and the role of the criminal justice system, including police and correctional agencies. The student’s grade is based on class participation and a single final examination.

Winter 2017 – Richard McAdams

Criminal Law
LAWS 30311 - 03 (3) 1L, A
This course, offered over two sequential quarters, addresses the doctrines of criminal liability and the moral and social problems of crime. The definitions of crimes and defenses are considered in light of the purposes of punishment and the role of the criminal justice system, including police and correctional agencies. The student’s grade is based on class participation and a single final examination.

Winter 2017 – John Rappaport

Elements of the Law
LAWS 30101 - 01 (3) 1L
This course examines the role of judges in our legal system, focusing particularly on the processes of statutory and constitutional interpretation. The subjects for discussion include the nature of, and justification for, reasoning from precedent; the meaning of originalism and other methods of interpretation; and the role of history and context in judicial decision making.

Autumn 2016 – Geoffrey Stone
Elements of the Law
LAWS 30101 - 02 (3) 1L
This course examines certain issues that occur in many different areas of the law and considers the relationship between these issues and comparable questions in other fields of thought, such as moral and political philosophy, economics, and for, reasoning from precedent; the meaning of such notions as consent, coercion, and voluntary choice; the decision whether to impose rules or allow discretion; the problems of interpreting statutes and other authoritative texts; and the objective or subjective nature of moral judgments. The student’s grade is based on a final examination.
Autumn 2016 - Richard H. McAdams

Elements of the Law
LAWS 30101 - 03 (3) 1L
This course examines certain issues that occur in many different areas of the law and considers the relationship between these issues and related questions in other fields of thought, such as moral and political philosophy, economics, and political theory. The subjects for discussion include the nature of, and justification for, reasoning from precedent; the meaning of such notions as consent, coercion, and voluntary choice; the decision whether to impose rules or allow discretion; the problems of interpreting statutes and other authoritative texts; and the nature of moral judgments.
Autumn 2016 - David A. Strauss

Elements of the Law
LAWS 30101 - 04 (3) 1L
This course examines certain issues that occur in many different areas of the law and considers the relationship between these issues and comparable questions in other fields of thought, such as moral and political philosophy, economics, and political theory. The subjects for discussion include the nature of, and justification for, reasoning from precedent; the meaning of such notions as consent, coercion, and voluntary choice; the decision whether to impose rules or allow discretion; the problems of interpreting statutes and other authoritative texts; and the objective or subjective nature of moral judgments. The student’s grade is based on a final examination.
Autumn 2016 - Lior Strahilevitz

Legal Research and Writing
LAWS 30711 – 01, 02, 03, 04, 05, 06 (2, 1, 1) 1L, A
All first-year students participate in the legal research and writing program under the supervision of one of the six Bigelow Teaching Fellow and Lecturer in Laws. The work requires the student to become familiar with the standard tools and techniques of legal research and to write a series of memoranda and other
documents representative of the lawyer’s regular tasks. A prize, the Joseph Henry Beale Prize, is awarded for the outstanding written work in each legal writing section. The Bigelow Fellows also serve as tutor-advisors on an informal basis. Autumn 2016, Winter 2017, Spring 2017 - Brian Feinstein, Ben Grunwald, Hiba Hafiz, Michael C. Pollack, Dorothy Shapiro, Diego Zambrano

**Property**
LAWS 30411 - 01 (3) 1L, A
This course, offered over two sequential quarters, provides an introduction to the legal relationships that arise out of or constitute ownership of property. Subjects covered may include, but are not limited to, such areas as the initial acquisition of rights in real and personal property, the nature of ownership of natural resources, the various types of concurrent and successive interests in land, and restraints on alienation. The course will also deal with the law relating to easements and covenants, landlord and tenant, intellectual property, and takings. The student’s grade is based on an in-class examination.
Winter 2017 – Daniel Abebe

**Property**
LAWS 30411 - 02 (3) 1L, A
This course, offered over two sequential quarters, provides an introduction to the legal relationships that arise out of or constitute ownership of property. Subjects covered may include, but are not limited to, such areas as the initial acquisition of rights in real and personal property, the nature of ownership of natural resources, the various types of concurrent and successive interests in land, and restraints on alienation. The course will also deal with the law relating to easements and covenants, landlord and tenant, and conveyancing. The student’s grade is based on a single final examination. Participation may be taken into account as indicated in the syllabus.
Winter 2017 – Lee Fennell

**Property**
LAWS 30411 - 03 (3) 1L, A
This course, offered over two sequential quarters, provides an introduction to the legal relationships that arise out of or constitute ownership of property. Subjects covered may include, but are not limited to, such areas as the initial acquisition of rights in real and personal property, the nature of ownership of natural resources, the various types of concurrent and successive interests in land, and restraints on alienation. The course will also deal with the law relating to easements and covenants, landlord and tenant, and conveyancing. The student’s grade is based on a single final examination at the conclusion of the Spring quarter.
Winter 2017 - Richard H. Helmholz
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LAWS 30411 - 01 (3) 1L, A
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Spring 2017 – Lior Strahilevitz

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LAWS 30411 - 02 (3) 1L, A
This course, offered over two sequential quarters, provides an introduction to the legal relationships that arise out of or constitute ownership of property. Subjects covered may include, but are not limited to, such areas as the initial acquisition of rights in real and personal property, the nature of ownership of natural resources, the various types of concurrent and successive interests in land, and restraints on alienation. The course will also deal with the law relating to easements and covenants, landlord and tenant, conveyancing. The student’s grade is based on a single final examination. Participation may be taken into account as indicated in the syllabus.
Spring 2017 - Lee Fennell

Property
LAWS 30411 - 03 (3) 1L, A
This course, offered over two sequential quarters, provides an introduction to the legal relationships that arise out of or constitute ownership of property. Subjects covered may include, but are not limited to, such areas as the initial acquisition of rights in real and personal property, the nature of ownership of natural resources, the various types of concurrent and successive interests in land, and restraints on alienation. The course will also deal with the law relating to easements and covenants, landlord and tenant, and conveyancing.
The student’s grade is based on a single final examination at the conclusion of the Spring quarter.
Spring 2017 - Richard H. Helmholz

Torts
LAWS 30611 - 01 (3) 1L, A
The focus of this course, offered over two sequential quarters, is on the Anglo-American system (mainly judge-created) dealing with injury to person or property.
Special stress is laid on the legal doctrines governing accidental injury, including negligence and strict liability. Grades are based on a single final examination at the end of the two-quarter sequence.
Autumn 2016 - Daniel J. Hemel

Torts
LAWS 30611 - 02 (3) 1L, A
The focus of this course, offered over two sequential quarters, is on the Anglo-American system (mainly judge-created) dealing with injury to person or property. Special stress is laid on the legal doctrines governing accidental injury, including negligence and strict liability. The student's grade is based on a single final examination at the end of the two-quarter sequence.
Autumn 2016 - Saul Levmore

Torts
LAWS 30611 - 01 (3) 1L, A
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Winter 2017 - Saul Levmore

Torts
LAWS 30611 - 02 (3) 1L, A
The focus of this course, offered over two sequential quarters, is on the Anglo-American system (mainly judge-created) dealing with injury to person or property. Special stress is laid on the legal doctrines governing accidental injury, including negligence and strict liability. The student's grade is based on a single final examination at the end of the two-quarter sequence.
Winter 2017 – Adam Chilton

SECOND- AND THIRD-YEAR OFFERINGS

Abrams Environmental Law Clinic
LAWS 90224 - 01 (1, 2, or 3 per quarter, 9 maximum) A, SKLL, CLN
Students in the Abrams Environmental Law Clinic work to address climate change, water pollution and legacy contamination and to protect natural resources and human health. Clinic students engage in a wide variety of activities to learn practical legal skills, such as conducting factual investigations, interviewing witnesses and preparing affidavits, reviewing administrative determinations, drafting motions, working with experts, arguing motions and presenting at trial or
an administrative hearing, among other activities. The Clinic generally represents regional and national environmental organizations and works with co-counsel, thus exposing students to the staff of these organizations and other experienced environmental lawyers. In addition to litigation, the Clinic may also engage in legislative reform and rule-making efforts; students interested solely in that kind of work should notify the instructor before joining the Clinic, if possible. While it helps for students to have taken or be taking one or more of Environmental Law, Administrative Law, Evidence, or Intensive Trial Practice, these courses are not pre-requisites or co-requisites. A student should plan to enroll in the Clinic for two credits per quarter, although he or she may enroll for one, two or three credits per quarter after consultation with clinic faculty.

Autumn 2016, Winter 2017, Spring 2017 - Mark N. Templeton; Sean M. Helle

Accounting and Financial Analysis
LAWS 43248 - 01 (3) ++, SKLL, BID, CORE, DOC
This course is designed to refresh your knowledge of basic financial accounting [first two weeks of class] and then aims to aggressively increase your ability to be a highly sophisticated user of financial statements. After taking this course, you should improve your ability to determine a firm’s accounting policy for a particular type of transaction and to determine how that policy choice affects its primary financial statements. You will also learn how to question whether these effects fairly reflect the underlying economics of the firm’s transactions. Asking these questions involves an interplay between accounting, economics, finance, law and business strategy. You should therefore greatly improve your ability to use an accounting report as part of an overall assessment of the firm’s strategy and the potential rewards and risks of dealing with the firm. The teaching approach will be a roughly equal combination of lecture time and demanding case applications of the lecture material that will involve group case assignments that will form the basis for in-class discussion of the cases. The technical knowledge acquired from the lecture material is applied to cases where the main goal is to examine how the reported financial statements would differ if the firm had used different accounting policies. The focus is on modifying the reported financial statements in order to obtain the cleanest possible inputs for use in such applications as equity valuation, transaction structuring and credit analysis. The topics to be discussed are likely to include the accounting for, and interpretation of: revenue recognition, intercorporate investments, organizational structures (e.g., franchising), debt, and leases. Intensive group hand-in cases will be used to illustrate how the flexibility in financial reporting can reflect both the economics of the firm and the incentives of the managers creating the financial statements.

It is REQUIRED that students registering for this course have prior exposure to accounting course work, at least at the level of Fundamentals of Accounting for Attorneys (LAWS 79112 or 53260), but with a strong preference for the stronger
background knowledge provided by the Booth course Financial Accounting (B30000).

Spring 2017 – Philip Berger

**Administrative Law**

LAWS 46101 - 01 (3) BID, CORE

This course examines the structure of the administrative state, its relations to the other branches of government and private citizens, and the constitutional, statutory, and common law rules that govern the substance and procedure of administration action and inaction. The course focuses on some constitutional topics, including the non-delegation doctrine, presidential control over administrative agencies, and the delegation of adjudicative authority to non-Article III officers. Substantial attention is given to the Administrative Procedure Act (APA) and other statutory requirements for lawful agency action. Covered topics include the proper role of agencies in interpreting statutory and regulatory law; judicial review of agency decisions; public participation in agency rulemaking; and non-traditional approaches to regulation, including negotiation and privatization. A central theme of the course is how the law manages the tension between rule of law values (e.g., procedural regularity, accountability, and substantive limits on arbitrary action) and the desire for flexible, effective administrative governance. The student's grade is based on a final examination.

Autumn 2016 – Nicholas Stephanopoulos

**Administrative Law**

LAWS 46101 - 01 (3) BID, CORE

This course examines the structure of the administrative state, its relations to the other branches of government and private citizens, and the constitutional, statutory, and common law rules that govern the substance and procedure of administration action and inaction. A central theme is how the law manages the tension between rule of law values (e.g., procedural regularity, accountability, and substantive limits on arbitrary action) and the desire for flexible, effective administrative governance. In particular, the course focuses on constitutional topics, including the non-delegation doctrine, presidential control over administrative agencies, and the delegation of adjudicative authority to non-Article III officers. Substantial attention is also given to the Administrative Procedure Act (APA) and other statutory requirements for lawful agency action. Other covered topics include the proper role of agencies in interpreting statutory and regulatory law; judicial review of agency decisions; and public participation in agency rulemaking.

The student's grade is based on class participation and a final examination.

Spring 2017 - Jennifer H. Nou
Administrative Law Theory and Practice
LAWS 53349 – 01 (3) ++, BID, LEC, SEM

Administrative law is among the most difficult, widely misunderstood, and practically important law school subjects. No longer the preserve of specialists, it is of increasing importance in transactional and litigation practices. The apparent simplicity of its doctrines is often a trap for the uninitiated.

This course seeks to unravel administrative law’s mysteries as a matter of basic theory and case-level practice. Its first part explores tensions tugging at what only a few years back was a fairly stable Vermont Yankee/State Farm/Chevron doctrinal consensus. We will begin with the often hidden foundations underlying the classic administrative law doctrines; those related legal principles that aim to curtail judicial policy-making and allow expert agencies to take a leading, but not unfettered, role in all aspects of the administrative process. We then explore, and seek to reconcile, the views of advocates of a neo-constitutionalist revival, who would conform administrative law more closely to the Framers’ ideas about a separation of governmental powers, and post-modernist skeptics, who increasingly question the viability of any trans-substantive doctrine that seeks to structure, in advance, decision-making for what will often be perilous, murky, and unanticipated policy dilemmas.

The second -- longer -- part of our course will explore, often microscopically, what does and doesn’t work in challenging, hotly contested cases. Themes will include (1) relationships between administrative law and constitutional law; (2) overlooked distinctions between appellate litigation strategy and appellate litigation tactics; and (3) the role of supra-doctrinal logic, both in advocacy and judicial decision-making. This part of the course will center on examples of successful and unsuccessful arguments in prominent cases.

Grades will be based on on class participation, plus one 20- to 25-page research paper or two 10- to 12-page brief sections.

Winter 2017 – Robert Gasaway

Admiralty Law
LAWS 43224 - 01 (3) CORE

This course will cover the development and scope of this part of the jurisdiction of the federal courts, the role of the Supreme Court in the common law development of the substantive law of the admiralty, and several of the main elements of substantive maritime law: maritime torts, industrial accidents, collisions, salvage, and limitation of liability.

The student’s grade is based on class participation and a final take-home examination.

Autumn 2016 - Randall D. Schmidt
Advanced Administrative Law  
LAWS 53385 – 01 (2) ++, BID, SEM, SRP, WP  
This seminar will explore contemporary issues and controversies in administrative law. Using recent cases, contemporary scholarship, and in-depth case studies, the class will cover a range of topics, including mass adjudication; regulatory interpretation; administrative remedies; and the unintended consequences of agency disclosure regimes. One aim of the course is to help participants develop greater familiarity with regulatory materials and a more grounded understanding of the practical development of regulatory policy.  
Spring 2017 – Jennifer Nou

Advanced Civil Procedure  
LAWS 43208 – 01 (3) CORE  
This course examines salient features of major civil litigation from both a practitioner’s and a policymaker’s perspective. Broadly, these features fall into two categories: issues with forum and aggregation on the one hand, and problems with the collection and production of evidence on the other. Topics in the first category include class actions and arbitration. Topics in the second category include electronic discovery, expert witnesses, and preservation of evidence. In addition, this course studies how the federal rulemaking process, statutes, and judicial decisions compete to define the procedures that govern civil litigation. The student’s grade is based on a final examination with limited consideration of class participation.  
Spring 2017 – William Hubbard

Advanced Contracts: Sales Law for a Modern Economy  
LAWS 81006 - 01 (3) SKLL, BID, SIM  
This class is an advanced contracts class that focuses on Article 2 of the Uniform Commercial Code. It presents the material from a hybrid jurisprudential, transactional and litigation perspective in an effort to help students integrate what they have learned about contracts in theory, into the types of tasks that they will face as a transactional lawyer. For (almost) every class students will prepare a written exercise (about 2-4 pages) applying the material in the reading, these range from writing letters to clients, to lecturing the loading dock staff of a company, to researching the content of industry norms, to drafting contract clauses to deal with particular transactional realities. During the quarter students will do a mock appellate argument, a negotiation, and will draft a sales agreement.  
There is no exam.  
Written assignments and the final contract will count for 60% of the grade, the other 40% will be based on class preparation and participation.  
Spring 2017 - Lisa Bernstein
**Advanced Issues in Delaware Corporate Law**  
LAWS 43203 - 01 (1) ++, BID  
This seminar examines current hot topics in Delaware corporate law, relying principally on judicial decisions and academic or practitioner commentary. It is not a high-level survey course; instead, the course will consider issues such as why Delaware occupies a dominant position in the field of corporate law, and will explore particular aspects of that law, including judicial standards of review, common law fiduciary duties of managers and directors, change of control transactions, conflict transactions, poison pills, and defensive mechanisms, all in the context of particular decisions by the Delaware Court of Chancery and Supreme Court. The class is intended to be a focused course on how corporate law is made in Delaware, as well as the policy reasons underlying its law. Grades will be based on class participation and either a paper or an in-class examination.  
Spring 2017 - William B. Chandler

**Advanced Legal Research**  
LAWS 53264 - 01 (2 or 3) SKLL, BID, SEM, LEC  
The purpose of this seminar is to enhance students’ knowledge of legal sources and to develop their ability to research the law. The seminar will cover the basic categories of legal research in depth and with a focus on practical skills and efficiency, including statutes, administrative law, legislative history, cases, and secondary sources. This seminar also will address a series of practice areas such as corporate and securities, tax, transactional, federal procedure, and intellectual property, focusing on the substantive resources and practical research skills for each. Upon successful completion of the seminar, students will expand their understanding of research resources in a variety of areas, will improve their skills in using legal research tools, and will develop extensive research knowledge in at least one area from their work on a final research paper. The seminar will be limited to twenty-five students with priority to third year students. To receive credit for this seminar, students must complete research assignments (30 percent of grade), submit a research paper on a topic approved by the instructor (60 percent of grade), and attend and participate in course meetings (10 percent). Students may earn either 2 or 3 credits for this seminar depending upon the number of assignments completed and the length of their final paper. A 20-25 page paper will be required for the 3-credit option for this course, along with 4 research assignments. For the 2-credit option for this course, students will write a 10-15 page paper and complete 2 research assignments. Research assignments will count towards 30% of the final grade; the research paper 60%. Class participation counts for 10%. In the research paper, the student should extensively and comprehensively address sources for researching the topic, discuss successful and less useful techniques, and recommend research strategies.  
Autumn 2016 – Todd Ito
Advanced Legal Research
LAWS 53264 - 01 (2 or 3) SKLL, BID, SEM
The purpose of this seminar is to enhance students’ knowledge of legal sources and to develop their ability to research the law. The seminar will cover the basic categories of legal research in depth and with a focus on practical skills and efficiency, including statutes, administrative law, legislative history, cases, and secondary sources. This seminar also will address a series of practice areas such as corporate and securities, tax, transactional, federal procedure, and intellectual property, focusing on the substantive resources and practical research skills for each. Upon successful completion of the seminar, students will expand their understanding of research resources in a variety of areas, will improve their skills in using legal research tools, and will develop extensive research knowledge in at least one area from their work on a final research paper. The seminar will be limited to twenty-five students with priority to third year students. To receive credit for this seminar, students must complete research assignments (30 percent of grade), submit a research paper on a topic approved by the instructor (60 percent of grade), and attend and participate in course meetings (10 percent). Students may earn either 2 or 3 credits for this seminar depending upon the number of assignments completed and the length of their final paper (minimum 20 pages for 3 credits; 10 pages for 2 credits). In the research paper, the student should extensively and comprehensively address sources for researching the topic, discuss successful and less useful techniques, and recommend research strategies. Winter 2017 - Sheri H. Lewis

Advanced Legal Writing
LAWS 43251 - 01 (2) ++, WP, SEM, SKLL, BID
This seminar will prepare law students for the working world by honing writing skills for briefs, memoranda, motions and contracts. We will discuss and practice the major principles of legal writing in plain English -- no jargon, no legalese, no anachronistic fluff. In addition to fine-tuning basic and more advanced writing skills, students will learn how to use their writing to win arguments, persuade clients and sharpen their own thinking. The class will function largely as a workshop where we analyze the impact of various writing styles. Through exercises and group critiques, students will learn to write more succinctly and effectively. Better writers make better lawyers. Regular attendance is essential. Spring 2017 - Elizabeth Duquette

Advanced Topics in Criminal Law: Vice and Victimless Crimes
LAWS 53345 - 01 (3) BID, SEM
Vice crimes, mostly drug crimes, but also the crimes of prostitution, gambling, and alcohol, are among the most frequently prosecuted crimes in the United States.
Nevertheless, because they criminalize consensual behavior, they pose difficult philosophical problems for a system of justice organized around the ideal of individual autonomy. This seminar will examine the problem of vice crime. It will explore the philosophical debates about whether a liberal democratic government has the right, or duty, to criminalize vice. It will also examine the history and the race and class politics of the law of vice. And it will introduce students to the different regulatory regimes that govern the treatment of drugs, alcohol, gambling, and prostitution. The seminar grade will depend upon class participation, two short response papers submitted over the course of the quarter, and a final paper of no longer than 15 pages in length.

Autumn 2016 – Genevieve Lakier

Advanced Topics in Moral, Political, and Legal Philosophy
LAWS 53256 - 01 (3) SRP, WP, CL, BID, SEM
The topic for Winter 2017 is “Freedom and Responsibility, Contemporary and Historical.”
We will begin by canvassing some the major philosophical positions in the Anglophone literature on free will and moral responsibility over the past half-century, with readings drawn from some or all of P.F. Strawson, G. Strawson, H. Frankfurt, D. Velleman, G. Watson, and others. In the second half of the seminar we will step back to look at the treatment of these same issues by major figures in the history of philosophy, including M. Frede’s A Free Will: Origins of the Notion in Ancient Thought, as well as primary texts by Hume, Kant, Hegel, Nietzsche, and Sartre. The seminar is open to philosophy PhD students without permission; to J.D. students with instructor permission; and to others with instructor permission.

Winter 2017 - Brian Leiter; Michael N. Forster

Advanced Trademarks and Unfair Competition
LAWS 53214 - 01 (2 or 3) ++, WP, BID, SEM, LEC
This seminar addresses current issues in trademark law and their evolution since the latter half of the 19th century, such as trademark law’s constitutional foundations; competing justifications of trademark rights (incentivizing manufacturers while lowering consumer search costs, fostering commercial morality, protecting property rights, vindicating speech interests, and so on); the reciprocal development of trademark doctrine and commercial practice; the interplay of trademark and First Amendment law; statutory and judicial limitations on trademark rights and those limitations’ normative underpinnings; counterfeiting, contributory infringement, and the online marketplace; and the peculiar role (especially in light of other nations’ practices) of federal registrations in the acquisition and maintenance of U.S. trademark rights.
Enrollment is limited to twenty-five students. Previous or concurrent coursework or professional experience in intellectual property is recommended but not required.
A student’s grade is based on class participation and either a series of short thought papers for two credits, or a series of longer research papers totaling at least 20 pages, or a major research paper, both for three credits.

Winter 2017 - Chad J. Doellinger; Uli Widmaier

**Alternative Dispute Resolution**
LAWS 81007 - 01 (2 or 3) SKLL, BID, SIM, LEC
This is a class in the dispute resolution methods that attorneys often use in the practice of law. The class provides experiential simulations in negotiation, mediation, and arbitration. The class differs from most other law classes in the following ways: 1. Many classes teach a substantive body of law; this class, in contrast, is designed to teach a variety of lawyering skills. 2. In most classes, students participate strictly as individuals; in contrast, students in this class often interact in small group settings and simulations, and therefore, must listen to and cooperate with peers while working through their disagreements. 3. Many classes measure student performance once, at the end of the semester, through an issue-spotting exam; in contrast, this class requires brief reflection papers that are based on a combination of readings, group activities, and simulated exercises. 4. Most classes involve little or no role playing; in contrast, this class gives students the experience of being a negotiator, trial advocate, arbitrator, mediator, victim/complainant and defendant/respondent in an adversarial proceeding.
The instructor will base simulations on cases from his private arbitration practice. Students will be required to sign and abide by a confidentiality agreement with respect to these sensitive materials.
Spring 2017 - Michael H. LeRoy

**American Indian Law**
LAWS 53278 – 01 (3) SRP, WP, CORE
This course will consider two distinct bodies of law regarding the 565 federally recognized Indian tribes in the United States. First, we will study the law governing the relation between non-tribal law and tribal law. This is the law of treaties, federal jurisdiction, and sovereignty. The Supreme Court has several cases on tribal issues each year, and with the rise of gaming and natural resources as major sources of wealth, the stakes in these cases for tribe members and non-members is increasing. The materials for the course will be mostly Supreme Court cases, as well as some historical materials necessary to understand the context of the judicial consideration of tribal jurisdiction. The flavor for this part of the course will be international law, although with a decidedly American approach. Second, we will study the law within several prominent tribal areas. The Hopi, for instance, have a court system that is roughly parallel to the American one, but with key differences for handling crimes, contracts, torts, and so on. The flavor for this part of the course will be comparative law, since we will compare how different legal rules develop in distinct but related legal systems. This course is mandatory for students interested
in participating in the Hopi Law Practicum (serving as clerks to justices of the Hopi Appellate Court on live cases), but it is open to all students with an interest in tribes, federal jurisdiction, sovereignty, or comparative law.

Autumn 2016 – M. Todd Henderson; Justin Richland

**American Law and the Rhetoric of Race**

LAWS 49801 - 01 (3) CL, CORE

This course presents an episodic study of the ways in which American law has treated legal issues involving race. Two episodes are studied in detail: the criminal law of slavery during the antebellum period and the constitutional attack on state-imposed segregation in the twentieth century. The case method is used, although close attention is paid to litigation strategy as well as to judicial opinions. Undergraduate students registering in LLSO, PLSC, HIST cross-listed offerings must request faculty consent prior to registration. Law students do NOT need consent.

Grades are based on class participation and a final examination.

Spring 2017 - Dennis J. Hutchinson

**American Legal History: The Twentieth Century**

LAWS 43268 - 01 (3) 1E, BID, CORE

This course examines major legal and constitutional conflicts in twentieth century American history. Topics include law and social movements, the role of the courts, rights consciousness, the legal profession, and legal thought. Students will connect legal texts and legal struggles to broader developments in social, cultural, and political history.

Grading is based on class participation and a final examination.

Spring 2017 - Laura Weinrib

**Animal Law**

LAWS 53129 - 01 (3) WP, BID, SEM, LEC

This seminar will explore the treatment of animals in the law. We will cover several areas of the law as they intersect with animal rights and animal welfare issues, including first amendment/constitutional law, criminal law, administrative law, torts, contracts, and consumer protection law. Topics will include: factory farming practices; religious exemptions to animal protection laws; standing and other challenges to litigating on behalf of animals; and evolving theories of economic valuation of animals.

Conducted in a discussion format centered around weekly reading assignments, the course will allow students to explore the latest cases, legislation, and legal theories developing in animal law.

All perspectives are both welcome and open to critique.
Students will be asked to form teams and lead the discussion for a selected week's readings, and to submit a final research paper.

Autumn 2016 - Vincenzo Field

**Anthropology and Law**

LAWS 53306 - 01 (3) SRP, WP, BID, SEM

This seminar for law students and graduate students in the social sciences will provide an introduction to the field of legal anthropology. We will address anthropological theories of the nature of law and disputes, examine related studies of legal structures in non-Western cultures, and consider the uses of anthropology in studying facets of our own legal system. By examining individual legal institutions in the context of their particular cultural settings, we can begin to make cross-cultural comparisons and contrasts. In so doing, we confront the challenge of interpreting and understanding the legal rules and institutions of other cultures while assessing the impact of our own social norms and biases on the analysis. Thus, our analytic and interpretative approach will require us to examine the cultural assumptions that underpin various aspects of our own belief systems and the American legal system.

Requirements for this seminar course include preparation of a research paper and thoughtful class participation.

Writing for this seminar may be used as partial fulfillment of the J.D. writing requirement (SRP or WP).

Winter 2017 - Christopher C. Fennell

**Antitrust Law**

LAWS 42801 - 01 (3) BID, CORE

This course provides an introduction to the law of antitrust. The course focuses on the practices by which competing firms eliminate, or are alleged to eliminate, competition among themselves. The practices considered include formal cartels, price-fixing conspiracies, conscious parallelism, trade association activities, resale price maintenance, and mergers to monopoly and other types of horizontal merger. The course also looks at the practices by which firms, either singly or in combination, exclude actual or potential competitors from their markets, by means of practices such as boycotts, predatory pricing, tying arrangements, vertical integration, and price discrimination under the Robinson-Patman Act. Both price and non-price vertical restrictions are considered.

The grade is based on a final in-class examination.

Winter 2017 - Randal C. Picker

**Antitrust Law**

LAWS 42801 - 01 (3) BID

This course is a one-quarter survey of antitrust law. It is designed for students with diverse interests and practice plans. The course should be as valuable to the general
business lawyer and the legally trained private equity investor or investment banker as it is to the litigator. There is no assumption of advanced skill or training in economics and no complex mathematical or economic tools are required. Antitrust has been defined not by rulemaking and statutory expansion, but by judges deciding cases, one at a time, in the common law tradition, in large part because the antitrust statutes are very terse and compact (unlike statutes in other business fields such as securities regulation, banking regulation and the regulation of telecommunications). Most antitrust issues have been back and forth to the Supreme Court repeatedly. This allows students to see how succeeding generations of great judges have wrestled with the core issues in the field.

For these reasons, the great beauty of antitrust is to see it as, essentially, a common law subject, evolving and adapting over its 120-year history. We will do that by reading and studying the wonderful opinions that enliven this field.

Spring 2017 – Andrew Rosenfield

Antitrust Litigation Seminar
LAWS 53288 - 01 (2) ++, BID, SEM, LEC

The Antitrust Litigation seminar covers the evolution of antitrust law, with a particular focus on litigated cases involving mergers, monopoly, unreasonable agreements, the intersection of antitrust law with intellectual property, and class actions. We will also review the Horizontal Merger Guidelines of the FTC and the DOJ and will try to understand their impact on litigated cases of all kinds, especially with respect to issues related to market definition. For each area of antitrust law, we will discuss how the law developed and study litigation strategies in at least one recent, relevant case. Students will be provided excerpts from actual testimony, evidence, and/or lower court or agency rulings. As part of the classroom work, the students will learn how to use exhibits and demonstratives to argue an antitrust case. Students will have a hands-on experience in using trial exhibit technology and will discuss how it can help an antitrust presentation at trial or on appeal. Why spend time with the early phases of these cases? By the time an appellate court renders an opinion in a case, the issues often look very simple and one-sided, but they are not. After you graduate from the Law School, almost every case that you will see will never make it through litigation or find its way to a decision by a Court of Appeals or the Supreme Court. To gain a complete understanding of antitrust law, you will need to understand how cases evolve at the early stage and what the contested issues are. This seminar will serve students with diverse interests and plans for their legal careers: it should be as valuable to the general business lawyer as to the litigator. I do not assume advanced skill or training in economics, nor is knowledge of complex mathematical or economic tools required. The basic Antitrust Law course is helpful but not required to take the seminar. An eight-hour take home examination, along with participation and performance in class exercises, will determine your grade.

Winter 2017 - J. R. Robertson
Art Law
LAWS 53263 – 01 (3) BID, CL, SEM, SRP, WP
This seminar examines legal issues in the visual arts including artist’s rights and copyright, government regulation of the art market, valuation problems related to authentication and artist estates, disputes over the ownership of art, illicit international trade of art, government funding of museums and artists, and First Amendment issues as they relate to museums and artists.
Autumn 2016 – William Landes; Anthony Hirschel

Bankruptcy and Reorganization: The Federal Bankruptcy Code
LAWS 43234 - 01 (3) BID, CORE
This course studies the Federal Bankruptcy Code and the law of corporate reorganization. Topics include the rights of creditors in bankruptcy, the relationship between bankruptcy law and state law, the treatment of executory contracts, bankruptcy planning, the restructuring of corporations in Chapter 11, and the procedure for confirming plans of reorganization.
There are no prerequisites for this course.
Spring 2017 - Douglas G. Baird

Behavioral Law & Economics
LAWS 51702 – 01 (2) BID, SEM
This seminar will explore a set of frontier issues at the intersection of law and human behavior, including people’s conduct under risk and uncertainty; the commitment to fairness; social influences and peer pressure; extremism; adaptation; happiness; discrimination; and judicial behavior. Some discussion will be devoted to the uses and limits of paternalism.
Grades will be based on class participation and a series of short papers.
Spring 2017 – Jonathan Masur
The Big Problems course will use multidisciplinary approaches to try to understand and tackle the most important problems facing our country or the world. The first 8 weeks will be taught by the instructors and outside experts, focusing on problems such as the Zika virus, Syrian migration to Europe, cybersecurity, nuclear waste storage, opioid addiction, sex trafficking, and policing and race relations. Students will work in teams of 2 business and 2 law students to develop feasible policy or private sector solutions to a problem of their choosing and make a presentation in the last 2 weeks. Presentations will be made to instructors, outside experts and fellow students. Grades will be based on these team projects and class participation.

Law students are admitted by permission of the instructors. Booth students are admitted through their bidding procedure.

Law students will ideally have taken at least intermediate microeconomics or an equivalent-level course in public policy. A law and economics class can qualify, but on a case by case basis.

Spring 2017 - Anup Malani; Bob Topel; David Weisbach

**Brief-writing and Appellate Advocacy Seminar**
LAWS 53268 - 01 (3) WP, SKLL, BID, LEC, SEM

This seminar will be devoted to the art of brief-writing and appellate advocacy. Topics will include how to select the best arguments, how to choose a theme and structure the facts and the argument, and how to write the brief in a way that it is clear, concise and persuasive on the first read.

Winter 2017 – Michele Odorizzi

**Business of Law**
LAWS 53186 - 01 (2) BID, SEM, LEC

This seminar will focus our students' critical reasoning skills on their own chosen profession through an in-depth and interdisciplinary examination of the business of law. We will analyze the business, how it is changing, and professional development issues that all new lawyers should expect to arise over their long and varied careers. Classes will include guests with expertise in law firm management, client relationship skills, industry trends, and lawyer career development to prompt a robust and candid dialogue from a variety of perspectives. Reading materials will include selected articles, excerpts, and David H. Maister's influential *Managing the Professional Services Firm.*

Grades will be based on short reaction papers.

Winter 2017 - Bruce W. Melton
Business Organizations  
LAWS 42301 - 01 (3) BID, CORE  
This course will examine the law of the various ways in which businesses are organized, including partnerships, limited liability companies, and corporations, with an emphasis on corporate law. This is a foundational course, so there are no prerequisites and no familiarity with business, economics, or anything else is required. Whether you are interested in working in litigation or transactional work, for the government, a law firm, an NGO, or a business, understanding the law of business associations is essential.  
Autumn 2016 – M. Todd Henderson

Business Organizations  
LAWS 42301 - 01 (3) BID, CORE  
This is an introductory course on the law of business organizations. While we will focus primarily on corporations, we will also cover agency and partnership to examine similarities and differences in organizational law. Specific topics will include fiduciary law, shareholder voting, executive compensation, derivative suits, control transactions, mergers and acquisitions, and corporate governance. Special emphasis throughout the course will be given to the functional analysis of legal rules and the law and economics method.  
The student’s grade will be based on a final in-class examination.  
Winter 2017 – Mark Ramseyer

Business Strategy  
LAWS 43255 – 01 (3) BID, CORE, DOC  
This course applies tools from microeconomics, game theory, industrial organization, and theory of the firm to analyze decisions facing firms in a competitive environment. The specific focus is on strategic decisions where each firm’s profits depend critically on the actions chosen by its competitors. Classes combine case analysis and discussions with lectures. Topics include pricing, positioning, strategic commitment, firm structure, and entry and exit.  
Autumn 2016 – Emir Kamenica

Buyouts  
LAWS 53111 - 01 (3) WP, BID, CORE  
In this course we will examine possible conflicts of interest in mergers and acquisitions, and especially in going private transactions in which publicly held companies are acquired by controlling shareholders or by entities with the participation or support of the company’s management. Both types of transactions may raise conflict of interest issues because some of the company’s directors or officers, who are charged with protecting the public shareholders, may be accused of having interests adverse to those of the public shareholders. We will examine the methods that Delaware law has provided for dealing with these possible conflicts
of interest and the consequences of employing these methods. We will also look at some other issues raised by going private transactions and certain conflict and other issues that can arise in transactions even if they are neither controlling shareholder buyouts nor buyouts involving the company’s management. Finally, we will examine the role of the financial advisors and lawyers who are involved in these transactions. Some of the topics in this seminar will also be covered in Mergers and Acquisitions, but that course is not a prerequisite for this seminar and students may take both classes. Grades will be based on a paper and on class participation.

Spring 2017 - Scott Davis

Canonical Ideas in American Legal Thought
LAWS 57013 - 01 (3, 2, 2) ++, A, WP, SEM
This year-long research seminar is the equivalent of a research colloquium in a PhD program. During the Autumn quarter, students will read, discuss, and critique some of the most influential law review articles from the twentieth century, as well as newer papers that extend and apply those canonical ideas to modern legal problems. The readings will consist of a healthy mix of public law and private law, and various scholarly methodologies. During the Autumn quarter, students will have short research and writing assignments on the readings. Students will also work with faculty to identify a topic for a substantial research paper. During the Winter quarter, the seminar will not meet in formal sessions, but each student will work on his or her research paper and will meet individually with the instructors to assess the paper’s progress. During the Spring quarter, the seminar will reconvene, and students will workshop their drafts (i.e., each student will circulate his or her draft in advance and answer questions from students and faculty). Students will receive an Autumn quarter grade based on their short writing assignments, discussion facilitation, and class participation. Students will receive a separate grade for the Winter and Spring quarters based on the quality of their research papers and class participation. Every student must enroll for the entire year; students may not drop the class after the Autumn quarter. Students may only enroll with the permission of the instructors. Students interested in enrolling should email Professors Hubbard and Stephanopoulos a resume and a one-paragraph statement explaining why they would like to enroll in the seminar no later than August 26, 2016.


Capital Markets Transactions
LAWS 53350 - 01 (2) ++, BID, LEC, SEM
This seminar examines selected legal issues and documents in connection with capital raising transactions by companies and investment banks in the U.S., including initial public offerings and offerings of investment grade and high yield
The seminar will review the key aspects of offering equity and debt securities, including relevant offering documents and contractual agreements (such as prospectuses, underwriting agreements and indentures), applicable SEC and stock exchange regulation and disclosure issues. Topics will also include the issuance of securities in the context of out-of-court restructuring transactions, as well as related disclosure issues, and alternative means of “going public” in the U.S., including spin-offs. The seminar will include analysis of deal-related issues and case studies.

Winter 2017 – Carole Anne Huff

**Chicago Policing**

LAWS 53381 – 01 (2) A, BID, SEM

We will study American policing and police reform by focusing on the example of Chicago. We will start with the history of the Chicago Police Department and calls for reform before turning to recent and current events. We will have outside speakers who will present in the seminar and/or at lunch talks. Beyond history, topics will include: crime in Chicago; basic police practices regarding hiring, training, collective bargaining, arbitration, deployment (including community policing); the significance of neighborhoods and politics; Stop and Frisk practices; police violence, especially shootings and the torture scandal; citizen complaints and internal discipline; and mechanisms of accountability. Students will participate in the discussion and write a series of reaction memos about the readings and speakers, which will include attendance at a chosen subset of relevant lunch talks. The grade will be based on participation and the memos. Students may qualify for an additional credit hour by writing a substantial paper.


**Child Exploitation and Human Trafficking**

LAWS 53132 - 01 (3) WP, BID, SEM, LEC

This seminar provides a comprehensive, practical introduction to the history and present-day reality of child sexual exploitation, as well as to the interconnected web of domestic and transnational federal laws and law enforcement efforts launched in response to this global challenge. The seminar will use a text written by the professor and a colleague who have the distinctive perspective of two individuals who have spent their careers in the trenches investigating, prosecuting, and adjudicating these intricate and commonly emotional cases. The seminar will offer open debate about child sexual abuse by stripping it of its unhelpful, constricted definitions, and by candidly discussing the state of the law, the criminal justice process, and the treatment of offenders and victims. The seminar examines today’s system of federal anti-exploitation laws; the connection between modern communications technologies, such as the Internet, and the rise in U.S. and foreign child exploitation; the unique challenges posed by transnational investigations; organized crime’s increasing domination over the commercial sexual exploitation
of children; the current state of the U.S. government’s transnational anti-trafficking efforts; the myriad international legal instruments designed to enhance transnational enforcement efforts; how, during investigations and trials, to avoid re-injuring the child-victims; the hallmarks of an effective trial strategy; the most promising investigative and trial avenues for the defense; and, what contemporary research tells us about charging and sentencing-related issues, including victimization and recidivism rates.

Taught by federal district court judge, Hon. Virginia M. Kendall.

Winter 2017 - Virginia M. Kendall

**Children and the Law: The Restatement Process**

LAWS 53351 – 01 (3) SRP, WP, SEM

This seminar combines an introduction to the substantive law of children's rights, and an introduction to the process through which the American Law Institute Restatements are produced. Professor Buss serves as one of the Reporters on the ALI's new Restatement of Children and the Law, and work for this course offers students an opportunity to contribute to that drafting and advising process. After the first few sessions, in which students will gain basic grounding in children's rights and the Restatement process, students will prepare and present draft Restatement portions focused on a topic of their choice, to be discussed and reviewed by their classmates, who will serve in the ALI adviser's role. Possible topics include school speech, search and seizures in schools and elsewhere, rights and limits of religious observance in schools, gender identity rights, rights to access medical and reproductive care, among others. After the seminar concludes, students will submit a final, revised Restatement portion (black letter law, comments, and reporter's notes), which will qualify for SRP credit. Prior enrollment in Con Law VII (Parent, Child & State) or The Constitution Goes to School does not preclude enrollment in this seminar, as student work in the seminar will focus on a specific topic and general discussion will focus on the Restatement process and the particular questions pressed in that context.

Spring 2017 – Emily Buss

**Chinese Law & Economic Growth**

LAWS 53352 – 01 (3) SRP, WP, SEM, BID

This seminar will deal with past and current debates on the role of legal institutions in promoting economic development in contemporary China. It draws on the so-called new institutionalist approach, beginning with Ronald Coase’s recent contribution to understanding China’s economic success in the past four decades and ending with his final warning to the Chinese for future success. The course will cover a series of topics, including property rights, contract enforcement, corporate governance and legal institutions. Reading materials draw on a range of interdisciplinary contributions. This seminar will require one 20-page final paper and active class participation. The
paper can be used for SRP credit if it is at least 25 pages.
Autumn 2016 – Jinhua Cheng

Civil Rights Clinic: Police Accountability
LAWS 90913 - 01 (1, 2, or 3 per quarter, 9 maximum) ++, A, SKLL, CLN
The Civil Rights and Police Accountability Project (PAP) is one of the nation’s leading law civil rights clinics focusing on issues of criminal justice. Through the lens of live-client work, students examine how and where litigation fits into broader efforts to improve police accountability and ultimately the criminal justice system.
Students provide legal services to indigent victims of police abuse in federal and state courts. They litigate civil rights cases at each level of the court system from trial through appeals. Some students also represent children and adults in related juvenile or criminal defense matters.
Students take primary responsibility for all aspects of the litigation, including client counseling, fact investigation, case strategy, witness interviews, legal research, pleadings and legal memoranda, discovery, depositions, motion practice, evidentiary hearings, trials, and appeals. A significant amount of legal writing is expected. Students work in teams on cases or projects, and meet with the instructor on at minimum a weekly basis.
Students also take primary responsibility for the Clinic’s policy and public education work. PAP teaches students to apply and critically examine legal theory in the context of representation of people in need. It teaches students to analyze how and why individual cases of abuse occur and to connect them to systemic problems, often leading to “public impact” litigation and other strategies for policy reform. Through our immersion in live client work, we engage fundamental issues of race, class, and gender, and their intersection with legal institutions. We instruct students in legal ethics and advocacy skills. And we seek to instill in them a public service ethos, as they begin their legal careers.
Students are required to complete, prior to their third year, Evidence, Criminal Procedure I, and the Intensive Trial Practice Workshop. Constitutional Law III is also recommended.
Autumn 2016, Winter 2017, Spring 2017 - Craig B. Futterman

Civil Rights Practicum
LAWS 53388 – 01 (1) A
In this practicum, students will engage in a range of research and analysis under the supervision of Prof. Huq, in relation to a number of active civil rights cases or other matters. Initial projects will include work on street-policing reform in Chicago. The aim is to cultivate experience in litigation and advocacy-related tasks in a real world setting, albeit without the structured format of a clinic. The practicum can be profitably taken in tandem with the seminar on Chicago Policing that will be occurring across the 2016-17 academic year.
Students can opt to join the practicum for any or all quarter. Questions should be directed to Prof. Huq.
Autumn 2016, Winter 2017, Spring 2017 – Aziz Huq

Class Action Controversies
LAWS 53299 - 01 (2 or 3) WP, BID, SEM, LEC
The purpose of this seminar is to discuss and understand the rules applicable to class action litigation, the major doctrinal and policy issues that influence class action litigation, and the strategic, ethical, and practical considerations counsel and litigants face in class action litigation. We will address class certification, notice, settlements, attorneys fees, collateral attack of class judgments, and due process considerations in class cases. There is no case book. Instead, each week I will assign cases and other materials for you to read and for us to discuss. Students may submit a major paper for three credits or a series of reaction papers for two credits. Class participation may influence the grade -- i will not reduce a grade for lack of class participation but in an unusual case I may increase a grade where I believe the student’s class participation reflects greater understanding than may be indicated by the student’s written submissions.
Autumn 2016 - Michael T. Brody

Closing A Deal: The Structuring and Documentation of a Secured Loan Transaction
LAWS 53225 – 01 (2) SEM, BID, SKLL, LEC
This seminar will cover the structuring, documentation and closing of a secured loan transaction from the perspective of the secured lender. As counsel for the secured lender we will first consider the best structure for the proposed loans and how both the organization and working capital needs of the borrowers and the underwriting and regulatory constraints of the secured lender influence this structure. We will next assess commitment documentation and syndication. The majority of our time will then be spent analyzing transaction documentation, progressing from the organization of the closing checklist to the negotiation of the credit agreement and finally to the perfection of liens. In this seminar we will discuss not only why transactions and documentation are structured the way they are and the meanings of standard credit document provisions, but also the practical implications for any commercial finance associate living through the transaction.
Winter 2017 – Erin Casey

Coding and the Law
LAWS 53378 – 01 (2) BID, LEC, SEM
The tools used in legal analysis today rely on the same basic methods utilized before the recent exponential advancements in coding and technology. The application of modern technology tools to legal analysis will be essential to various
legal areas. This seminar covers the intersection of coding and the law, with a focus on understanding and using state-of-the-art technologies, data analytics, and programming applications to examine issues in legal practice, legal scholarship, and current legal policy in legislative and regulatory bodies. Students will learn to code in Python and R using APIs, open data sets, and machine learning to conduct analyses and make novel observations and comments in various areas of law. Participants in the class will divide into teams, and each will make a weekly presentation either analyzing a legal opinion which mischaracterizes the underlying technology at issue, or answering a legal question using code. Grading will be based on weekly presentations, and class participation, including feedback on other students’ presentations. Students should expect to dedicate significant time outside of the seminar to the weekly projects. No prior knowledge of coding, programming concepts or complex technology is required.

Autumn 2016 – Nikhil Abraham

Collective Bargaining in Sports and Entertainment
LAWS 53196 - 01 (2) SKLL, BID, SEM, LEC
This seminar examines collective bargaining in the contexts of professional sports and entertainment. The Sherman Act and Clayton Act are studied in light of antitrust exemptions that apply to monopolistic employment arrangements such as the reserve system (its opposite is called free agency), the draft and exclusive rights for a player, eligibility restrictions for star amateurs, and other anticompetitive practices in music, theater, movie, TV, and sports settings. The seminar explores how unions have evolved as potent employee responses to highly restrictive employment practices. Class readings examine powerful weapons under the National Labor Relations Act that unions may use to counteract employer cartels in theater, movies, baseball, football, basketball, hockey, and related industries. These weapons include full and partial and intermittent strikes, as well as strike threats. The seminar examines how these bargaining tactics enable rank-and-file employees, and star performers, to share in the wealth that they generate in combination with capital investments made by employers.
The seminar emphasizes writing.
Students are assigned weekly question sets, and are expected to submit a class paper based on the accumulation of these exercises.
Autumn 2016 - Michael H. LeRoy

Comparative Legal Institutions
LAWS 43201 - 01 (3) SRP, WP, 1E, BID, CL, CORE
This course is designed to examine a range of legal institutions from a comparative and interdisciplinary perspective. It is not a traditional course in comparative law, in that it focuses not so much on particular rules of substantive law but on the structure of different legal systems and the consequences of those structural differences for law and society. In particular, we will focus on the economic impact
of legal traditions. Readings will be drawn from legal and social science literature, including works from anthropology, economics, political science and sociology. The course will explicitly cover non-Western legal traditions to an extent not found in conventional comparative law courses. Furthermore, American institutions are explicitly included in the comparison: this is not simply a course in foreign law.

Spring 2017 - Thomas Ginsburg

Complex Financial Institutions -- the conundrum of "too big to fail?"
LAWS 53314 - 01 (3) BID, SEM, LEC
This seminar will examine how events during the financial crisis shaped the debate about global systemically important financial institutions and whether they are "too big to fail"; how current and proposed regulations in the US and EU have sought to address these issues; and what the implications are for the economy and capital formation from different approaches.
Spring 2017 - Barry L. Zubrow

Complex Litigation
LAWS 52412 – 01 (2) BID, LEC, SEM
An advanced civil procedure class, this seminar will introduce students to complex civil litigation, and the various ways available in the federal system to aggregate multi-party, multi-issue, and multi-forum disputes. The class will cover both the theory of the various laws and devices used in aggregation, and also the practical aspects of how those laws and theories succeed (or not) in achieving fair and efficient disposition of disputes. Topics covered will include the various mechanisms for aggregating parties, including joinder, intervention, interpleader, and class actions; relevant venue and consolidation considerations, including multi-district transfer and consolidation; federal jurisdiction and preclusion rules that affect aggregation; and relevant choice of law issues. Grading will be based on an open-book take-home final examination, with some account taken of class participation.
Spring 2017 - Brian Murray

Compliance and Regulatory Strategy
LAWS 53317 - 01 (2) BID, SIM, LEC
Since the financial crisis of 2008, regulators and prosecutors around the world increasingly expect companies to have state of the art governance, risk and compliance programs as a condition for remaining in business and for avoiding liabilities for regulatory missteps. Increasingly, regulatory rules are becoming more complex and authorities are becoming more unforgiving, with stepped up efforts to secure criminal and civil penalties against companies, their executives, lawyers and auditors. For companies, such liability can at best result in plummeting share prices, and at worst the shutting down of an enterprise. For individuals, they can result in incarceration, fines, penalties and removal from the business. While many
of the principles apply to all industries, the seminar will explore the regulatory and legal foundations for these programs primarily through the lens of the financial services sector, which includes banks, brokerage firms, investment companies and investment advisers. We will also explore how the design and execution of these programs can avoid or limit potential liabilities from regulatory and criminal authorities. From the perspective of a corporate executive, board member or counsel, students will develop the ability to understand the fundamentals of regulatory regimes overseeing these businesses, as well as strategies for successfully engaging the regulators. Students will consider the steps a firm should take to mitigate regulatory and reputation risk, including the importance of an effective corporate ethics program, as well as how, in the process, a firm can enhance its brand, meet the expectations of its board of directors and create value for its shareholders. The grade is based on a series of short reaction papers, attendance and class participation.

Spring 2017 - Charles V. Senatore

Constitutional Decisionmaking
LAWS 50202 – 01 (3) ++, SEM, SKLL, SRP, WP

Students enrolled in the seminar will work as "courts" consisting of five "Justices" each. During each of the first eight weeks of the quarter, each court will be assigned two hypothetical cases raising issues under the Equal Protection Clause of the Fourteenth Amendment.

All cases must be decided with opinion (concurring and dissenting opinions are permitted). The decisions may be premised on the "legislative history" of the Equal Protection Clause (materials on that history will be provided) and on any doctrines or precedents created by the "Justices" themselves. The "Justices" may not rely, however, on any actual decisions of the United States Supreme Court. The seminar is designed to give students some insight into the problems a Justice confronts in collaborating with colleagues, interpreting an ambiguous constitutional provision, and then living with the doctrines and precedents he or she creates.

Enrollment will be limited to three courts. Since the members of each court must work together closely under rigid time constraints, students must sign up as five-person courts.

This seminar will not have regularly-scheduled classes (except for introductory and concluding meetings), but you should not underestimate the time demands. It is a very demanding seminar. If more than three courts sign up, I will select the participating courts by lot.

More information will be available about enrolling by mid-November 2016.

Winter 2017 – Geoffrey Stone
Constitutional Law for LL.M. Students
LAWS 70801 – (3) BID
This course is designed to introduce LL.M. students to U.S. constitutional law. Topics to be covered include the theory and practice of judicial review, the power of, and limitations on, judicial power, and judicial involvement in economic policy. In addition, the course will cover key doctrines in the areas of equal protection and implied fundamental rights to help students prepare to take the New York Bar.
Autumn 2016 – Gerald Rosenberg

Constitutional Law I: Governmental Structure
LAWS 40101 - 01 (3) BID, CORE
This course provides an introduction to the United States Constitution. Topics to be covered include constitutional interpretation; the function of judicial review; the role of the states and the federal government in the federal structure; and the allocation of powers among the legislative, executive, and judicial branches. The student’s grade is based on a final in-class examination.
Winter 2017 – Louis Seidman

Constitutional Law I: Governmental Structure
LAWS 40101 - 01 (3) BID, CORE
This course provides an introduction to federal constitutional law and constitutional theory. Topics to be covered include the function of judicial review; the role of the states and the federal government in the federal structure; and the allocation of powers among the legislative, executive, and judicial branches.
Spring 2017 - Alison LaCroix

Constitutional Law II: Freedom of Speech
LAWS 40201 - 01 (3) ++, BID, CORE
This course explores the doctrine and theory of the constitutional law of freedom of speech. The subjects for discussion include advocacy of unlawful conduct, defamation, invasion of privacy, commercial speech, obscenity and pornography, offensive speech, symbolic expression, protest in public places, regulation of campaign finance, and selective government subsidies of speech. Students who have completed Constitutional Law IV are ineligible to enroll in this course.
The grade is based on a final examination and class participation.
Winter 2017 - Genevieve Lakier

Constitutional Law II: Freedom of Speech
LAWS 40201 - 01 (3) ++, BID, CORE
This course explores the doctrine and theory of the constitutional law of freedom of speech. The subjects for discussion include advocacy of unlawful conduct, defamation, invasion of privacy, commercial speech, obscenity and pornography,
offensive speech, symbolic expression, protest in public places, regulation of campaign finance, and selective government subsidies of speech. Students who have completed Constitutional Law IV are ineligible to enroll in this course.
The grade is based on a final in-class examination.
Spring 2017 - Geoffrey R. Stone

Constitutional Law III: Equal Protection and Substantive Due Process
LAWS 40301 - 01 (3) BID, CORE
This course considers the history, theory, and contemporary law of the post-Civil War Amendments to the Constitution, particularly the Equal Protection and Due Process Clauses of the Fourteenth Amendment. The central subjects are the constitutional law governing discrimination on the basis of race, gender, sexual orientation, and other characteristics, and the recognition of certain fundamental rights. Throughout, students consider foundational questions, including the role of courts in a democracy and the question of how the Constitution should be interpreted.
The student's grade is based on a final in-class examination.
Autumn 2016 - David A. Strauss

Constitutional Law III: Equal Protection and Substantive Due Process
LAWS 40301 - 01 (3) BID, CORE
This course considers the history, theory, and contemporary law of the post-Civil War Amendments to the Constitution, particularly the Equal Protection and Due Process Clauses of the Fourteenth Amendment. The central subjects are the constitutional law governing discrimination on the basis of race, gender, and other characteristics, and the recognition of individual rights not explicitly enumerated in the Constitution. Throughout, students consider certain foundational questions, including the role of courts in a democracy and the question of how the Constitution should be interpreted.
The student's grade is based on a final take-home examination and class participation.
Spring 2017 – Justin Driver

Constitutional Law V: Freedom of Religion
LAWS 40501 - 01 (3) ++, CORE, SRP
This course explores religious freedom in America, especially under the first amendment.
It is recommended that students first take Constitutional Law I.
Students who have completed Constitutional Law IV are ineligible to enroll in this course.
The grade is based on a substantial paper, series of short papers, or final examination, with class participation taken into account.
Constitutional Law VI: U.S. Constitutional Rights in Comparative Perspective  
LAWS 43279 – 01 (1) ++, CORE  
This course offers a survey of U.S. constitutional rights law from a comparative perspective. It considers U.S. Supreme Court decisions relating to the death penalty, equal protection, affirmative action, hate speech, pornography, libel, abortion, gay and lesbian rights, religious free exercise (especially as it arises in the context of religious sacraments and religious dress), and emergency legislation post-9/11, and compares the Court’s approach in these cases to the approach of constitutional courts in Canada, Germany, India, Israel, South Africa and the United Kingdom in similar cases. Assessment for the course will be based on a combination of class participation (30%) and a take-home final examination (70%).  
Autumn 2016 – Rosalind Dixon

Constitutional Law VII: Parent, Child, and State  
LAWS 47101 - 01 (3) CL, CORE  
This course considers the role that constitutional law plays in shaping children’s development. Among the topics discussed are children’s and parent’s rights of expression and religious exercise; parental identity rights including rights associated with paternity claims, termination proceedings, assisted reproduction, and adoption; the scope of the state’s authority to intervene to protect children, to regulate their conduct, or to influence their upbringing; and the role of race and culture in defining the family. The student’s grade is based on a take-home examination.  
Winter 2017 - Emily Buss

Contract Drafting and Review  
LAWS 53271 - 01 (3) SKLL, BID, SEM  
This seminar will serve as an introduction to contracting drafting and how such drafting differs from other types of legal writing. We will start with the basic “anatomy of a contract,” discussing the meaning, use and effect of various provisions. The seminar will address not only legal drafting issues, but also how to understand a client’s practical business needs in order to effectively use the contract as a planning and problem solving tool. Students will draft and review specific contract provisions, and will learn how to read, review and analyze contracts with an eye toward both legal and business risk issues. Grades will be based upon class participation, a series of substantial out-of-class weekly drafting exercises, and a final take-home assignment.  
Autumn 2016; Winter 2017 - Joan E. Neal
**Contract Law for LL.M. Students**  
LAWS 70850 - 01 (3) ++  
This course in contracts is designed for LL.M. students in lieu of attending a regular 1L course. It will cover both common law and statutory law and focus on both case analysis and application to real world problems. Special attention will be paid to negotiation strategies and the application of the law to firms outsourcing decisions and contracts. The class will culminate in the drafting of a commercial agreement. The class assumes no knowledge of contract law in the U.S., but that the student has taken a contracts class in another jurisdiction (a general civil law class meets this requirement).  
Bring your practice experience with you, we can learn from one another!  
Spring 2017 - Lisa Bernstein

**Copyright**  
LAWS 45801 - 01 (3) BID, CORE  
This course explores the major areas of copyright law, with special emphasis on how modern technology might challenge traditional copyright principles. Topics include copyright duration, subject matter, and ownership; the rights and limitations of copyright holders, including the fair use doctrine; remedies for copyright infringement; and federal preemption of state law. The student's grade is based on a final examination.  
Autumn 2016 – Randal Picker

**Corporate and Entrepreneurial Finance**  
LAWS 42603 - 01 (3) ++, BID, CORE, DOC  
This course uses the case method to study the practical aspects of important topics in corporate and entrepreneurial finance. We will apply the concepts and techniques of corporate finance to actual situations. The course is roughly divided into three sections: (1) financing decisions; (2) investment decisions; (3) entrepreneurial finance; and (4) private equity finance.  
In addition to analyzing the specific financing problems or issues, we will consider how those issues relate to the strategic objectives of the firm. It will be important to examine the “big picture” assumptions that are used in the numerical calculations. This course also places a strong emphasis on presentation and discussion skills. It will be important to explain your positions or arguments to each other and to try to argue for the implementation of your recommendations.  
**COURSE PROCEDURES**  
For each class meeting, I will assign study questions concerning one or two case studies. For most of the class period, we will consider the questions and the material in the cases. This includes the first meeting. You are allowed and encouraged, but not required to meet in groups outside of class to discuss and analyze the cases.
Each group will submit a two-page memorandum of analysis and recommendations at the beginning of each case discussion. If you are working in a group, I will accept one memorandum from the group and count it for all students in the group. If you choose to do this, the group can include up to 3 students. Each memorandum should be typed and double-spaced. Write these as if you were writing a recommendation to the CEO or major decision maker in the case. The two page limit is for text only. You may attach as many numerical calculations as you wish. Memoranda will not be accepted after the class has met. A memorandum will be given credit if it is handed in and no credit if it is not. Initially, therefore, I will not grade them. However, I will use the memoranda to determine final grades for those students who are on the border of two grades.

You should prepare a memorandum for UST, the first class. The readings and articles that I have assigned and will hand out are largely non-technical in nature and summarize the findings of academic research in corporate finance in the recent past. These articles are meant to be background material that will help you analyze the cases. They should not necessarily be cited in the case discussion. You should argue as if you were in a corporate boardroom rather than in a doctoral seminar. The process of arriving at the answer is as important as getting the answer.

Because of the nature of this course (and its grading criteria), it is extremely important that you attend every class, arrive on time and be prepared to participate. To help me out, you should bring your name cards to each class. I may not remember who said what without those cards.

In the past, students have asked me to hand out my case analysis after the class has discussed the case. I will not do this, because there are usually no absolute right answers. The best cases are deliberately written to be ambiguous. While there are no right answers, there are good arguments and bad arguments. This course is designed to help you learn to distinguish between sensible and senseless arguments. Handing out my analyses would reduce the ambiguity in the cases and partially defeat the purpose of doing cases. If you are uncomfortable with ambiguity, this class may not be for you.

GRADING
Grading will be based on class participation, the short memoranda and a final examination.

Class participation will count for 40% of the final grade. I will judge your performance based both on the quality and the quantity of your comments. Because so much of the learning in this course occurs in the classroom, it is very important that you attend every class.

The memoranda will count for 10% of the final grade.

The final examination will count for 50% of the final grade. The final examination will be an individual take home case analysis. You will have approximately one week to work on the case.
PREREQUISITE
Students should have an understanding of financial statements. I.e., students should be able to read an income statement, cash flow statement and balance sheet.
Spring 2017 - Steven N. Kaplan

Corporate Criminal Prosecutions and Investigations
LAWS 53201- 01 (3) WP, BID, SEM, LEC
The criminal investigation and prosecution of large-scale corporate fraud and corruption are among the hottest areas of focus for prosecutors and the criminal defense bar. This seminar is designed for students interested in learning about the various aspects of uncovering, investigating, defending, prosecuting, and resolving corporate criminal matters, including those arising under the Foreign Corrupt Practices Act. The seminar will address legal and practical issues and concerns from the perspective of the prosecutor, the defense attorney, and in-house counsel. Among other topics, students will learn about: (i) foundational principles of corporate criminal liability; (ii) the whistleblower frameworks under the Dodd-Frank Act and Sarbanes-Oxley Act; (iii) conducting internal investigations as well as government investigative techniques and tools; (iv) strategic considerations for the prosecutor and defense lawyer in white collar criminal investigations; (v) prosecutorial and SEC charging policies, including creating incentives to encourage voluntary disclosure and cooperation; (vi) pre-trial diversion, including deferred and non-prosecution agreements; (vii) compliance monitors and the monitorship process; (viii) the Foreign Corrupt Practices Act; and (ix) proposals for corporate criminal reform. The seminar will introduce students to this multi-faceted area of the law, and expose students to real-world considerations involved in advising corporate clients and their officers, directors, and employees.
This is a three-credit class.
The student’s grade will be based on a major paper (20-25 pages) and class participation.
Papers are eligible to satisfy the writing project (WP) requirement and will be due four weeks after final exams for the Winter quarter.
Winter 2017 - Andrew S. Boutros

Corporate Finance
LAWS 42501 - 01 (3) BID, CORE
This course provides an overview of the application to law of the basic principles of corporate finance and financial economics. Topics include the concept of discounting and present value, portfolio theory and diversification, the theory of efficient capital markets and its applications in securities litigation, corporate capital structure and bond covenants, and the analysis of options and other derivative instruments.
The principles and concepts of corporate finance are essential to understanding modern corporate transactions. Increasingly, lawyers must understand these
principles in order to structure transactions in ways that achieve particular business objectives. The concepts in this class are also of great value to lawyers outside the corporate area: financial principles can be fruitfully applied to a wide variety of legal questions, ranging from estate planning to the calculation of tort awards.

This class assumes no background in finance, and is aimed primarily at students with little or no prior exposure to the field (rather than those with an MBA or with an undergraduate finance major).

It does not use any mathematics beyond basic arithmetic and some simple algebra.

Spring 2017 - Dhammika Dharmapala

Corporate Governance
LAWS 53237 - 01 (2 or 3) ++, WP, BID, SEM, LEC
Through the production of goods and services, innovation, employment and occasional misbehavior, publicly-held corporations in the U.S. exert an enormous impact on the lives of individuals and the economy in general. How (and how well) corporations are governed greatly influences what that impact will be. Since the early 1990s, there has been a significant increase in the attention given to corporate governance by investors, lawyers, academicians, politicians and the press. This seminar will provide students with a deep understanding of applicable legal, regulatory and market influences on corporate governance, an appreciation for the historical development of the current system of governance and insights into current “hot” issues and the continuing evolution of governance. We will discuss critical issues such as for whose benefit is a corporation to be governed and what is the proper balance of decision-making authority between owners and managers. There will be a heavy emphasis on the role of counsel to the enterprise as a whole and on the practical aspects of advising officers and directors, including the coordination of multi-disciplinary teams.

Corporations and securities law courses provide highly desirable background, but are not prerequisites.

Grades will be based upon: a final take-home exam (2 credits), or a final take-home exam plus a 10-12 page research paper (3 credits), or a full-length paper (3 credits). In all instances, class participation will also be taken into account.

Enrollment will be limited to 25 students; MBA students from Booth will be welcome.

Autumn 2016 - Thomas A. Cole

Corporate Governance in China
LAWS 53279 - 01 (3) WP, BID, SEM, LEC
Good corporate governance is essential to building an effective and stable capital market. China, which leads the world in economic growth, still lags in corporate governance and its capital markets remain underdeveloped as a result. Despite a plethora of new laws and regulations, compliance remains problematic and
transparency inadequate – and board and management practices still vary widely across state-owned enterprises, publicly-listed companies, and privately-held firms. Furthermore, appreciation for ethical behavior, which is regarded as the bedrock of good governance and central to reform, is proving difficult to institutionalize. Given the growing volume of Chinese investment activity, the potential impact of a corporate collapse, and the risk of contagion spreading between Chinese and Western capital markets, corporate governance in Chinese companies is becoming an important concern not only for China but for investors and regulators worldwide.

This seminar will review the current state of corporate governance in China, compare Chinese practice to Western practice, examine recent high-profile failures, and highlight reform efforts. The seminar will be highly interactive and include extensive discussion of case studies. During the class, students will also learn-by-doing when they role-play a major governance crisis scenario, expressing the attitudes and behaviors of corporate executives, board directors, and regulators. Grading will be determined by class participation and performance across three short papers. The first paper will involve a comparison of Chinese and Western corporate governance methods; the second will focus on a recent case and provide analysis and commentary; and the third will require generation of a detailed, hypothetical governance crisis scenario, which will compete for inclusion in a monograph of future scenarios to be published later in the year.

Winter 2017 - Tom J. Manning

Corporate Governance in Emerging Markets
LAWS 53240 - 01 (3) ++, SRP, WP, BID, SEM

This seminar provides an overview of recent developments and scholarship relating to corporate governance, primarily from a “law and finance” perspective. It particularly emphasizes the context of developing and transitional economies and other jurisdictions without a long tradition of strong corporate and securities law and enforcement. Topics to be covered include:

1) The emerging markets context, the distinctive legal and governance issues raised by firms with controlling shareholders, and the legal and institutional preconditions for stock market development
2) Legal and economic aspects of tunneling and other forms of self-dealing among firms with controlling shareholders
3) The debate on the impact of historical legal origins on stock market development
4) The evidence on the impact of corporate and securities law reforms on firm value and stock market development, introduced through country-level studies of major recent reforms in Korea, India and Russia
5) The distinctive context of corporate governance in China, including issues raised by the role of governmental entities as controlling shareholders
6) Regulatory dualism, as exemplified by Brazil’s Novo Mercado, and the regulation of hostile takeovers in emerging markets
7) The causes and implications of the phenomenon of international cross-listing
8) The role of public and private enforcement of securities law in stock market development

While some background in areas such as corporate and securities law would be helpful, there is no formal prerequisite for the seminar. Some readings from the “law and finance” literature will be interdisciplinary in approach, and some undertake statistical analysis. However, no background in finance or statistics will be assumed. Rather, the emphasis will be on understanding the implications of the readings for law and policy.

Winter 2017 - Dhammika Dharmapala

**Corporate Tax I**
LAWS 43242 - 01 (3) ++, CORE
This course examines income tax aspects of the formations, distributions, and liquidations of corporations. The focus is on transactional and planning aspects of the corporate tax.
Prerequisite: Introductory Income Taxation required except with permission of the instruction.
The student’s grade is based on class participation and a final examination.
Winter 2017 - David A. Weisbach

**Corporate Tax II**
LAWS 43243 - 01 (3) ++, WP, CORE
This course surveys the taxation of reorganizations and other adjustments involving continuing businesses: mergers, asset and stock acquisitions and other similar shifts of ownership and control; recapitalizations; and divisions. Points of focus are the recognition of gain and loss and the survival and allocation of tax attributes (basis, earnings, and loss carryovers) in these transactions.
Prerequisites: Taxation of Corporations I or Corporate Tax I
Students’ grades based on a final proctored examination or a full-length paper.
Spring 2017 - David A. Weisbach

**Counterintelligence and Covert Action - Legal and Policy Issues**
LAWS 53219 - 01 (3) WP, BID, SEM, LEC
This seminar will focus on the constitutional and legal framework for counterintelligence and other instruments of national power that seek to neutralize and/or exploit our adversaries’ intelligence activities against US national security interests. Such adversaries may include foreign intelligence services, terrorists, foreign criminal enterprises, cyber intruders, or some combination thereof. The seminar will consider both legal and policy issues raised in efforts to prevent
adversarial espionage action -- overt, covert, or clandestine -- targeting US military, diplomatic, and economic interests at home and abroad. The seminar will also explore the role and overlap of covert action, roughly defined as action intended to influence events in another nation or territory without revealing the involvement of the sponsor. Although the primary focus of the seminar will be separation of powers issues and the role of executive power in counterintelligence and covert action, care will be taken to consider less frequently discussed implications for domestic and international economies and markets, as well as the extent to which economic and market considerations motivate policy making or legal decisions. The seminar will include short case studies from the Cold War and post-Cold War eras in the US, Latin America, the Middle East, and the former USSR. The seminar is designed to minimize overlap with the material covered in The Law of Counterterrorism (LAWS 70704 or 43221) and National Security Issues (LAWS 70703 or 53217) by primarily focusing attention on state actors rather than nonstate actors. Grades will be based upon a final paper, occasional short response papers, and reasonable class participation.

Spring 2017 - Stephen J. Cowen

Criminal and Juvenile Justice Project Clinic
LAWS 90217 - 01 (1, 2, or 3 per quarter, 9 maximum) ++, A, SKLL, CLN
The Project provides law and social work students the supervised opportunity to represent children and young adults accused of crime in juvenile and adult criminal court. Representation includes addressing the social, psychological and educational needs of our clients and their families. In addition to direct representation, students are involved in policy reform and public education including work with coalitions on issues of juvenile life without parole, youth violence, mass incarceration, and the collateral consequences of conviction. Autumn 2016, Winter 2017, Spring 2017 - Herschella G. Conyers; Randolph N. Stone

Criminology and Criminal Procedure
LAWS 53353 – 01 (2 or 3) WP, LEC, BID, SEM
This seminar uses social science research to examine the empirical assumptions of rules and systems of criminal law and procedure. We will cover a series of empirical questions that are likely to include: (1) Does the death penalty deter crime? (2) Are there alternatives to incarceration that can keep us safe? (3) Does stop and frisk policing reduce crime? (4) Is there racial disparity in sentencing, and can we do anything about it? (5) Are juries any better than judges at fact-finding? (6) What is the right age of majority to separate the juvenile and adult justice systems? While some background in social science research and statistics may be helpful, it is not a requirement for the course. Students will be evaluated based on class participation and a series of reaction papers (two credits). They may earn a
third credit by writing a short research paper (10-15 pages) in addition to the rest of
the coursework.
Spring 2017 – Ben Grunwald

**Criminal Procedure I: The Investigative Process**
LAWS 47201 - 01 (3) BID, CORE
This course focuses on the law regulating the investigatory process, including
searches, seizures, and confessions.
The grade is based on a final in-class examination.
Winter 2017 - John Rappaport

**Criminal Procedure I: The Investigative Process**
LAWS 47201 - 01 (3) BID, CORE
This course focuses on the constitutional law of searches, seizures, self-
incrimination, and confessions.
The grade is based on a final in-class examination.
Spring 2017 - Louis M. Seidman

**Cross-Border Transactions**
LAWS 53229 - 01 (1) SKLL, BID, LEC, SEM
This seminar is a survey of cross-border transactions and how successfully
negotiating a transaction may vary across boarders. We will first examine M&A,
securities and financing transactions to gain comparative oversight. After covering
this foundational overview, we will turn to Europe to gain an understanding of
how various governance rules and local laws can impact transactions and
procedures. Next, we will devote some time to Asian markets to show how recent
changes in local law have expanded the opportunities for cross-border transactions,
particularly for global supply chain transactions, and the implications of such
changes on the legal profession. The course will cover a hands-on simulated
negotiation. The course will also discuss the increasingly important issue of
bribery, focusing primarily on the Foreign Corrupt Practices Act and the UK
Bribery Act. We will then put all this together to discuss multi-jurisdictional
transactions and how to best negotiate cross-border legal, procedural and cultural
differences.
Autumn 2016 - Tarek Sultani

**Current Controversies in Corporate and Securities Law**
LAWS 52202 - 01 (3) WP, BID, SEM, LEC
This seminar deals with the most important developments in U.S. (and to some
extent global) corporate and securities practice during the preceding year. The
seminar and discussions provide analysis of the legal, political, and economic
implications of these Developments.
Each student submits one paper and gives an oral presentation and analysis of another student’s paper.
Winter 2017 - Richard Shepro

Current Issues in Criminal and National Security Law
LAWS 53221 - 01 (3) ++, WP, BID, SEM, LEC
This seminar covers a series of current issues in criminal and national security law, often comparing and contrasting the two approaches, with a particular focus on challenges arising from acts of terrorism and other national security prosecutions (including a focus on substantive terrorism offenses, espionage offenses as well as the leaking of classified information), a discussion of criminal and intelligence investigative tools (comparing Title III electronic surveillance with Foreign Intelligence Surveillance Act), application of constitutional principles to terrorism investigations and prosecutions (particularly the First, Fourth, Fifth and Sixth Amendments and the application of Miranda, Quarles and Corley decisions and certain state bar rules in that context), the President’s war powers and congressional oversight (including discussions of drone strikes, law of war detention, and Presidential and Congressional authority to use military force), and in other select areas, including the Classified Information Procedures Act, and economic sanctions, and national security leaks.
Each class will focus on a different topic, with advance reading assigned around each topic, and grading on the basis of two short reflection papers (3-5 pages each) and a final paper preferably written in the form of a U.S. Supreme Court opinion (20-25 pages, including a majority and dissent) on a select issue in criminal and national security law.
Guest speakers will help facilitate discussion on certain topics.
Pre-requisites: Criminal Law
Winter 2017 - Patrick J. Fitzgerald; Michael Y. Scudder

Cybercrime
LAWS 53354 – 01 (2 or 3) BID, LEC, SEM
Computers and digital technologies have become integrated into every aspect of our lives. And though these technologies bring enormous benefits, they leave us exposed to a digital underground of criminals, companies, and even countries that use emerging technologies against us. Governments have struggled to respond and prevent these crimes, in part because the cybercriminals operate in a borderless world, exploiting a criminal justice system that remains largely territorial. Under mounting pressure to stem the tide of cybercrime, law enforcement has embraced new controversial investigative and surveillance techniques.
The rise of cybercrime and the government’s efforts to combat it raise a host of profound legal and policy issues relating to information privacy, cybersecurity, encryption, and government surveillance. We will tackle these issues and others in this seminar. Topics will include: computer hacking and other computer crimes, the
Fourth Amendment and civil liberties in cyberspace, the law of electronic surveillance, the freedom of speech online, encryption, technological tools used to combat cybercrime, and international cybercrime. No previous experience is required. Students are required to participate in class sessions, prepare short response papers, and write a paper on an approved topic. Students may opt to write a major research paper for three credits.

Winter 2017 – William Ridgway

**Deals and Joint-Ventures: Contract Strategy Simulation**

**LAWS 43281 – 01 (3) CORE**

The goal of this course is to develop your ability to strategically analyze contracting problems, increase your knowledge of the business needs that drive contracting, and give you an opportunity to further your knowledge of contract law in the context of related areas of law. The emphasis is not on learning new doctrine per se but on putting analytical and legal concepts to work, developing judgment about how to isolate key issues, and working collaboratively to generate sound advice to promote a business client’s objectives. The course involves working with a team on a series of case studies, each of which is based on an actual case drawn from the files of a major commercial law firm or a problem facing a real client. Case studies range across a number of industries that in the past have included mining, entertainment, technology, pharmaceuticals, and franchising and can be both domestic and international in structure. Situations include responses to a draft agreement, changes in a contract on renewal, structuring an agreement to support a time-sensitive multi-national deal that is contingent on many factors including foreign government approvals, advising on the enforceability of an arbitration provision, and advising a start-up seeking initial venture capital. Teams alternate roles as attorneys and clients. Attorney teams prepare and circulate documents to structure discussions with the client teams. There are no assigned caselaw or statutory materials; any caselaw or statutes a team feels it needs to analyze a problem come from the team’s own research, including both contract and other areas of law “such as trade secret, jurisdiction, or agency” and the course thus gives students an opportunity to integrate their analysis of a problem across several areas of law as is the case for most real law problems. Grades are based on team scores on memos and individual contributions during class discussion. There is no final exam or paper. Attendance is mandatory.

Autumn 2016 – Gillian Hadfield

**Developing Law Practice Skills through the Study of National Security Issues**

**LAWS 53355 – 01 (3) WP, BID, LEC, SEM**

My purpose is to help students improve the skills required for successful law practice (regardless of setting) through the analysis and oral and written presentation of current national security issues (such as Presidential power, indefinite incarceration, assassination, electronic surveillance and cyberwarfare).
Students will form teams of 2-4 persons. Each team will present its analysis of a topic to the class, which will be expected to participate on an informed basis. Prerequisite: Constitutional Law or equivalent.

**Spring 2017 – Robert Helman**

**Drafting Contracts: The Problem of Ambiguity**

LAWS 53269 - 01 (2) SKLL, BID, SEM, LEC

This seminar is unique. It is a very interesting, very intellectual, and very practical learning experience. The main features are: 1. Students will learn some extremely useful tools for analyzing and drafting contracts. They will acquire them by an inductive process of reviewing many examples of ambiguity from case law, eminent legal scholars, and the lecturer’s practice. They will learn to identify and eliminate ambiguity in drafting contracts. These tools are the creation of the lecturer and will give students unique practical skills that no other American law students (except the lecturer’s prior students) have. 2. The course materials come from the in-house seminars for the firm’s China Practice lawyers that the lecturer conducted for many years as a partner at Baker & McKenzie and that established the profession’s best practices for China-related contracts. 3. The historical examples of ambiguity in the seminar are of human, as well as intellectual, interest. They show that ambiguity can lead to the hanging of an individual for piracy or treason, a damages award of more than U.S. $10 billion, and even a change in the course of World War II. 4. The seminar facilitates student learning. At the beginning of each class, an audience response system (called “clickers”) provides students immediate, comparative, and anonymous feedback on their understanding of the reading assignment. The seminar also allows each student to see what he or she has learned in the seminar by comparing his or her analysis of a specific contract for the first class and for the last class. This contract analysis, like the final exam, gives each student the experience of a practicing lawyer reviewing a contract.

Grades will be based on a proctored final exam.

**Winter 2017 - Preston M. Torbert**

**Election Law**

LAWS 43260 - 01 (3) CORE

This course examines the law, both constitutional and statutory, that governs the American electoral system. Topics covered include the right to vote, reapportionment and redistricting, minority representation, the regulation of political parties, and campaign finance. The course draws heavily from both legal and political science scholarship. It addresses constitutional provisions including the First, Fourteenth, and Fifteenth Amendments, as well as key statutes such as the Voting Rights Act, the Federal Election Campaign Act, and the Bipartisan Campaign Reform Act. Students will develop an understanding of not only election
law doctrine, but also the theoretical and functional underpinnings of the American electoral system.

Spring 2017 - Nicholas Stephanopoulos

Electronic Commerce Law
LAWS 53190 - 01 (3) WP, BID, SEM
This seminar focuses on both the technology involved in electronic commerce and the law surrounding the emerging field. Electronic commerce is growing at an exponential rate. As more of our daily commercial lives are lived through use of computers, decisions must be made: will existing law treat e-commerce no differently than any other kind of commerce, or must new laws emerge to take into account some of the radical new transactions and complications? The seminar will begin with an overview of the history and infrastructure of the Internet, setting the groundwork and providing students with a working knowledge of the terminology and technology they will likely encounter working in this legal field. Additional background discussion will involve the concept of regulation of the Internet, global vs. national perspectives on the law of the Internet, and conceptions of sovereignty. Topics will be dictated by the needs of the moment, but will potentially include electronic contracts, digital signatures, the application of traditional UCC doctrines such as the mailbox rule and the statute of frauds to e-commerce, Internet sales of highly regulated goods (such as alcohol, firearms, pharmaceuticals), the domain name system and its relation to trademark law, trade-related issues such as consumer fraud/protection and product disparagement, sales taxation, Internet and business method patents, digital cash/smart cards, digital checks, electronic securities law, Internet gambling, commercial privacy, and e-commerce in gray and black markets. Time permitting, we may also explore the relationship of international law to e-commerce, the effect of e-commerce concepts on commercial litigation, and export control laws involving cryptography.
Enrollment is capped at 20.
Topics not covered in the seminar will be suitable for papers. There is a short presentation on the same topic as the student’s written paper - this counts for 20% of the grade.
Winter 2017 - Marsha F. Nagorsky

Employee Benefits Law
LAWS 55503 - 01 (3) WP, BID, SEM, LEC
This seminar will provide an introduction to the Employee Retirement Income Security Act (ERISA) and other federal statutes regulating employee benefit plans in the private sector. The course will cover many types of plans, including defined benefit pension plans, individual account retirement plans (such as 401(k) plans), medical plans, other welfare benefit plans and executive compensation programs. It will provide a basic understanding of fiduciary standards governing plan administration and the investment of plan assets; minimum standards for benefits
Employment Discrimination Law
LAWS 43401 - 01 (3)
This course considers legal prohibitions on employment discrimination. It focuses on Title VII of the 1964 Civil Rights Act, which prohibits employment discrimination based on race, color, religion, sex, or national origin. The course will address topics including how to define discrimination, frameworks for proving discrimination, remedies for discrimination, sexual harassment, affirmative action, and religious accommodation. We will examine questions including whether employment discrimination law should focus on protecting classes, eliminating stereotypes, promoting diversity and inclusion, or something else; how the law should account for insights from other disciplines such as psychology, philosophy, economics, and literature; and whether the law should forbid discrimination on the basis of additional categories. Grades will be based on class participation and a final examination.
Autumn 2016 – Jessica Clarke

Employment Law
LAWS 43511 - 01 (3) BID, LEC, SEM
This seminar is designed to provide the student with an overview of the common law principles and leading federal and state statutes that govern the private-sector employment relationship. Among the topics to be covered are (1) the contractual nature of the employment relationship and the employment-at-will doctrine; (2) contractual, tort-based, and statutory erosions of the employment-at-will doctrine; (3) the contractual and common law duties and obligations owed by an employee to the employer; (4) wage and hour and employee leave statutes, including the Family and Medical Leave Act (FMLA); and (5) other employee protective statutes. This seminar supplements, but will not cover the topics presented in, the Law School’s courses in Labor Law (Laws 43101), Employment Discrimination Law (Laws 43401), and Employee Benefits Law (Laws 55503), which are not prerequisites to enrollment. Enrollment will be limited to 20 students. The student’s
grade will be based on a final examination. Students wishing to earn 3 credits for
the class may write a 10-12+ page research paper in addition to the final exam.
Spring 2017 – James Whitehead

Employment Law Clinic
LAWS 90216 - 01 (1, 2, or 3 per quarter, 9 maximum) ++, A, WP, SKLL, CLN
Randall D. Schmidt and his students operate the Clinic’s Employment Law Clinic.
The Clinic focuses primarily on pre-trial litigation and handles a number of
individual cases and class actions. In individual cases, the Clinic represents clients
in cases before the Illinois Department of Human Rights and the Illinois Human
Rights Commission and seeks to obtain relief for clients from race, sex, national
origin, and handicap discrimination in the work place. In the class actions, the
Clinic represents groups of employees in employment and civil rights actions in
federal court. Additionally, in its individual cases and law reform/impact cases,
the Clinic seeks to improve the procedures and remedies available to victims of
employment discrimination so that employees have a fair opportunity to present
their claims in a reasonably expeditious way. To accomplish this goal, the Clinic is
active in the legislative arena and participates with other civil rights groups in
efforts to amend and improve state and federal laws. It is suggested, but not
required, that all students in the Employment Law Clinic take the Employment
Discrimination Law seminar.
It is recommended that third-year students take, prior to their third year, either the
Intensive Trial Practice Workshop or some other trial practice course.
The student’s grade is based on class participation.
Academic credit varies and will be awarded according to the Law School’s general
criteria for clinical courses as described in the Law School Announcements and by
the approval of the clinical faculty.
Evidence is a prerequisite for 3L’s in the clinic.
The Intensive Trial Practice Workshop (or an equivalent trial practice course) is
recommended for 3L’s in the clinic.
Autumn 2016, Winter 2017, Spring 2017 - Randall D. Schmidt

Energy Law and Policy
LAWS 43282 – 01 (3) CORE, 1E
Energy markets and regulation have undergone significant changes in the past 20
years in the United States in attempts to improve reliability, to reduce costs, and to
address environmental impacts, while meeting increased demand. Focusing
primarily on electric power, this course will introduce students to energy
economics and the principles and administration of public utility regulation. The
class will trace the historical development of the regulated electric industry, review
traditional sources of energy used to generate electricity (water, coal, and natural
gas), and examine the current structure of the electric industry and emerging
issues, including wholesale and retail competition, environmental effects (including climate change), renewable energy, conservation and efficiency.
Spring 2017 – Mark Templeton

**Entrepreneurship and the Law**
LAWS 53192 - 01 (3) WP, SKLL, BID, SEM
This seminar examines how the law and legal counsel influence innovation and entrepreneurship in the US, particularly by micro-enterprises. The seminar explores the position of the entrepreneur in society, in the economy, and in our constitutional framework, in order to analyze the entrepreneur's fundamental legal needs. We survey legal questions particular to start-ups, including strategies for structuring a business organization, financing, and protecting intellectual property. Assignments require students to research issues that apply to hypothetical and real start-ups and practice lawyerly skills like strategic planning, negotiation, drafting, and counseling.
This seminar is required for participation in the Institute for Justice Clinic on Entrepreneurship, unless students make other arrangements with the Clinic instructors.
Students' grades will be based on active participation and several research and writing assignments.
Autumn 2016 - Elizabeth W. Kregor; Salen M. Churi; Amy Hermalik

**Environmental Law**
LAWS 46001 - 01 (3) CL, CORE
Concern about environmental risks has spurred the growth of a complex array of laws and regulations over the past four decades. This course is designed to provide a general introduction to the theory and practice of environmental law, with an emphasis on the major pollution control statutes, especially the Clean Air Act and the Clean Water Act. Some of the recurring themes of the course will be the balance between federal and state authority, the economic justifications for environmental regulation, the distributional effects of environmental policy, the choice of regulatory instruments, and the role of federal agencies. The political backdrop for the development of environmental policy, especially the role of interest groups, political affiliation, and public perceptions, will also be discussed.
Autumn 2016 – Michael Livermore

**European Legal History**
LAWS 53292 – 01 (2 or 3) SRP, WP, BID, SEM
This seminar aims to give students an appreciation of the basic themes and most important events in European (as opposed to English) legal history. It begins with the Roman law formulated under the Emperor Justinian and moves forward to the 19th century. Among the subjects covered are Germanic law, the rise of legal science beginning in the 12th century, the nature of the ius commune, legal
humanism, the reception of Roman law, the natural law school, and the movement towards Codification. In addition to the text book, students are expected to read one law review article each week and to share it with the class. They are permitted to write a research paper, but a final examination will also be offered as an option.

Winter 2017 – Richard Helmholz

Evidence
LAWS 41601 - 01 (3) BID, CORE
This course examines the law governing proof of disputed propositions of fact in criminal and civil trials, including relevance, character evidence, the hearsay "rule" and other rules of exclusion, and examination and privileges of witnesses. The grade is based on a final in-class examination.

Autumn 2016 - John Rappaport

Evidence
LAWS 41601 - 01 (3) BID, CORE
This course examines the law governing proof of disputed propositions of fact in criminal and civil trials, including relevance, character evidence, the hearsay "rule" and other rules of exclusion, and examination and privileges of witnesses. The grade is based on a final in-class examination.

Spring 2017 – Emily Buss

Exoneration Project Clinic
LAWS 90220 - 01 (1, 2, or 3 per quarter, 9 maximum) ++, A, SKLL, CLN
The Exoneration Project is a post-conviction clinical project that represents people convicted of crimes of which they are innocent. Students working in our project assist in every aspect of representation including selecting cases, working with our clients, investigating and developing evidence, drafting pleadings, making oral arguments, examining witnesses at evidentiary hearings, and working on all aspects of appellate advocacy. Through participation in our project, students explore issues of error and inequality in the criminal justice system, including police and prosecutorial misconduct, the use of faulty scientific evidence, coerced confessions, unreliable eyewitness testimony, and ineffective assistance of counsel. The Exoneration Project is an intensive, rigorous experience designed for students who are committed to providing the best possible representation to deserving clients. Second-year students wishing to enroll in the Project are encouraged to take Evidence in their second year. Third-year students are required to complete, prior to their third year, Evidence and the Intensive Trial Practice Workshop. Students are also strongly encouraged but not required to take Criminal Procedure I, and Criminal Procedure II. Students selected for this project will receive credit for the work they do in accordance with the credit rules for all other clinical programs.

Autumn 2016, Winter 2017, Spring 2017 - Russell Ainsworth; David B. Owens; Tara E. Thompson; Joshua Tepfer
Family Law  
LAWS 45001 - 01 (3) SRP, CL, CORE  
This course will examine the state’s role in recognizing and regulating personal relationships between adults and between adults and children. Throughout the quarter we will explore assumptions about family that underlie existing legal regulation, including assumptions embodied in constitutional law. The grade is based on a substantial paper, series of short papers, or final examination, with class participation taken into account. Paper writers require permission of the instructor; ADDITIONAL explicit instructor consent required for paper to be considered for SRP certification. Can be taken with Constitutional Law VII (LAWS 47101) with permission of the instructor. Undergraduates by instructor permission only. Spring 2017 - Mary Anne Case  

Federal Courts  
LAWS 41101 - 01 (3) BID  
This course covers the role of the federal courts in the federal system. Topics will include the jurisdiction of the federal courts, Congress’s power over those courts, litigation against federal and state governments and their officials, and the relationships between federal and state courts. There are no prerequisites. The student’s grade is based on class participation and a final take-home examination. Autumn 2016 - Adam K. Mortara  

Federal Courts  
LAWS 41101 - 01 (3) BID, CORE  
This course will consider the functioning of the federal courts in our larger federal system. Particular attention will be paid to doctrinal questions pertinent to those intending to litigate in federal court or serve as federal law clerks. It is recommended that students take Constitutional Law I before taking this class. The student’s grade is based on a proctored final examination. Spring 2017 – Aziz Huq  

Federal Criminal Justice Clinic  
LAWS 90221 - 01 (1, 2, or 3 per quarter, 9 maximum) ++, A, SKLL, BID, CLN  
The Federal Criminal Justice Clinic zealously represents indigent defendants charged with federal crimes and gives students a unique opportunity to practice in federal court. The FCJC is the only legal clinic in the country that exclusively represents indigent clients charged with federal felonies. We enter our federal district court cases at the time of arrest, take them to trial or guilty plea and sentencing, and then carry them through appeal and beyond. As part of our
broader mission to promote fairness in the criminal justice system, we also take Seventh Circuit appeals and write amicus briefs and petitions for certiorari to the U.S. Supreme Court.

FCJC students interview clients and witnesses; meet with clients at the federal jail; conduct and participate in bond hearings, preliminary hearings, arraignments, evidentiary hearings, plea hearings, sentencing hearings, and trials; research, write, and argue motions and briefs; negotiate with prosecutors; and participate in case investigations. Students involved in appellate litigation research and write briefs to the Seventh Circuit and the Supreme Court and conduct oral argument in the Seventh Circuit. The seminar component includes skills exercises, simulations, lectures, case rounds, and discussions.

The pre-requisites/co-requisites are Evidence and Criminal Procedure I; these courses may be taken at any time during 2L or 3L year. It is strongly recommended that rising 3Ls interested in joining the FCJC take the Intensive Trial Practice Workshop or another trial advocacy course. The FCJC is a year-long clinic. Bidding is only open to 3Ls, but any slots that remain after bidding closes will be opened to 2Ls. It is strongly recommended that current 2L students interested in joining the FCJC during the 2017-18 year take Prof. Siegler’s Federal Sentencing Seminar in 2017.

Autumn 2016, Winter 2017, Spring 2017 - Alison Siegler; Erica K. Zunkel; Judith P. Miller

Federal Criminal Justice Practice And Issues
LAWS 53386 – 01 (2) BID, LEC, SEM

This seminar will integrate instruction on federal criminal issues and procedures with simulated practice by students. The class will cover federal criminal pretrial practice from investigation up to trial, and provide multiple opportunities for student performance to develop professional skills and understanding. In particular, the course will provide instruction on (i) federal investigation techniques and authority (Grand Jury/administrative subpoenas and search warrants); (ii) corporate internal investigations and related privilege and ethical issues; (iii) federal prosecution guidelines and charging decisions; (iv) initial appearances following arrest/indictment, and accompanying bail/detention proceedings; (v) criminal discovery under the federal rules; (vi) pretrial motions and practice; and (vii) plea agreements (including deferred- and non-prosecution agreements) and cooperation. Students will be expected to engage in regular practice simulations related to the pretrial stages of a federal criminal case, overseen by the instructor. For example, students will conduct mock witness interviews in the context of a corporate internal investigation and draft accompanying interview memoranda, present motions and arguments seeking, and objecting to, pretrial detention, and prepare motions in limine seeking to exclude or admit evidence. Although the course will provide opportunities for oral and written advocacy, these opportunities will focus on pretrial proceedings rather than
The Law School

Winter 2017 – Michael Doss

Federal Criminal Law
LAWS 46501 - 01 (3) BID, CORE
This course surveys the substance and structure of federal criminal law. The appropriate scope of federal criminal law and enforcement is a central theme of the course. Topics examined include: federal jurisdiction over crime and offenses that enlarge the reach of federal criminal law such as mail fraud; federal crimes occurring in markets, including transactions in illegal markets (such as drug trafficking) and illicit transactions in legal markets (such as securities fraud); federal crimes involving corrupt payments, such as bribery, extortion, and foreign corrupt practices; federal crimes involving concealment, such as false statements, perjury, obstruction of justice, and money laundering; the regulation of criminal activity occurring in and through formal and informal organizations (such as RICO), and the allocation of liability between individuals and organizations with particular attention to deferred prosecution agreements.
Winter 2017 – Thomas J. Miles

Federal Habeas Corpus
LAWS 43212 – 01 (2 or 3) BID, LEC, SEM
We will cover the history of the Great Writ and the evolution of the scope of federal habeas corpus review and relief; the Suspension Clause; habeas review in capital cases including stays of execution; alternatives to habeas review; state post-conviction proceedings; and jurisdictional issues in both the trial and appellate courts. There will be an emphasis on habeas review under the Antiterrorism and Effective Death Penalty Act, which will be particularly helpful for students taking federal judicial clerkships.
Students' grades are based on in-class examination and participation, and a short research paper (if the 3 credit option is chosen).
Students who have completed Criminal Procedure III (LAWS 49701) may not register for this class.
Spring 2017 - Adam K. Mortara

Federal Legislative Power
LAWS 53200 – 01 (2) ++, BID, SEM
This seminar examines the legislative powers granted to Congress by the Constitution. Covered topics include well known legislative powers (commerce and spending), lesser known powers (such as copyright power and the power to punish counterfeiting of securities and currency), and quasi-legislative powers (such as the treaty power). The seminar will focus on how courts have defined
these powers, how the courts’ treatment comports with different theories of constitutional interpretation, and also more broadly how the specific powers interact with one another especially how they interact with the Commerce Clause.

Winter 2017 – Joshua Rabinovitz

Federal Sentencing: Balancing Judicial and Prosecutorial Discretion
LAWS 53135 – 01 (3) WP, BID, SEM
The Supreme Court has dramatically changed the federal sentencing landscape in the past decade, making federal sentencing the least settled and most dynamic area of federal criminal jurisprudence. This seminar examines the federal sentencing revolution and its aftermath. We study the Federal Sentencing Guidelines and recent Supreme Court cases that try to define the Guidelines’ proper role in sentencing. We discuss the ongoing struggle to balance judicial discretion and prosecutorial discretion, and the fundamental tension this creates between district courts and courts of appeals, and between the judicial and executive branches. We also explore the tension between ensuring consistency across cases and individualizing punishment. Reading materials are varied and include Supreme Court and lower court cases, the United States Sentencing Guidelines, law review articles, Sentencing Commission studies and reports, and Department of Justice internal directives. Various guest speakers will visit class, including a federal district court judge and an Assistant United States Attorney. Each student is expected to research and write a 20-25 page paper in response to a specific assignment. Students will be graded based on their written submissions and class participation. Second-year students interested in participating in the Federal Criminal Justice Clinic during their 3L year are strongly encouraged to enroll in this seminar, although it is not a prerequisite or corequisite for the clinic.
Winter 2017 – Alison Siegler

Federalism and State Social Policy
LAWS 53356 – 01 (3) BID, LEC, SEM, WP
This seminar will examine the origins of federal and States’ powers; how conflicts between the two have been resolved; how and why there has been an expansion or contraction of States’ powers; and what political, policy, economic and other factors have affected these changes. Some of the substantive topics to be discussed include K-12 education, regulation of water quality and access, discrimination based on sexual orientation, labor laws, elections and voting rights, environmental laws, gun control, and the legalization of marijuana. Resources will include current news articles and commentaries. Guest lecturers to be invited will include practitioners and politicians.
Spring 2017 – Fay Hartog-Levin
Feminist Philosophy  
LAWS 47701 – 01 (3) CL, CORE, BID, 1E  
The course is an introduction to the major varieties of philosophical feminism. After studying some key historical texts in the Western tradition (Wollstonecraft, Rousseau, J. S. Mill), we examine four types of contemporary philosophical feminism: Liberal Feminism (Susan Moller Okin, Martha Nussbaum), Radical Feminism (Catharine MacKinnon, Andrea Dworkin), Difference Feminism (Carol Gilligan, Annette Baier, Nel Noddings), and Postmodern ”Queer” Gender Theory (Judith Butler, Michael Warner). After studying each of these approaches, we will focus on political and ethical problems of contemporary international feminism, asking how well each of the approaches addresses these problems.  
NOTE: Undergraduates may enroll only with the permission of the instructor.  
Spring 2017 – Martha C. Nussbaum

Financial Regulation Law  
LAWS 43253 - 01 (3) CORE  
This course will consider the regulation of banks and other financial institutions in the United States. It will start with the history and evolution of banking regulation in order to see the stage of the examining the regulatory responses to the recent financial crisis. Topic include an examination of the Dodd-Frank legislation, including the activities of the Consumer Fraud Protection Bureau and the complex bailouts cases, of both Fannie Mae and Freddie Mac, and also AIG. The course will also cover various proposals for reform that have been proposed to deal with the current impasse.  
Spring 2017 – Richard A. Epstein

Food and Drug Law and Policy  
LAWS 43259 - 01 (3) WP, CL  
This course explores legal and policy issues in the federal regulation of foods, drugs, medical devices, and other products coming within the jurisdiction of the FDA. It will examine substantive standards applicable to these products and procedural issues in the enforcement of these standards. It will also address the tension between state and federal regulation in this area, constitutional constraints on such regulation, the conflict between state tort law and federal regulation, and a variety of other issues relating to the development and marketing of regulated products. The student’s grade is based on class participation and a final examination or major paper.  
Spring 2017 - Jack R. Bierig
French Law Seminar
LAWS 54903 – 01 (2) BID, SEM
This seminar is intended for students who wish to get introductory knowledge of the French civil law system, serve French or international clients and organizations and conduct French or international legal transactions. The typical class session will consist of a presentation of a specific French law topic and related basic principles (including constitutional law, general civil law, corporation law, financial transactions, criminal law) followed by oral and written exercises giving students exposure to French court decisions, French statutes and other tools used by French legal practitioners.
Autumn 2016 – Caroline Paranikas

Fundamentals of Accounting for Attorneys
LAWS 53260 - 01 (3) ++, SKLL, BID, SEM, LEC
This seminar will teach the basic fundamentals of accounting to better prepare you to recognize and understand financial business issues related to the practice of law. Topics include key accounting concepts, reading financial statements and financial statement analysis. The class sessions will include guest speakers presenting on current accounting topics such as Sarbanes Oxley, working with the SEC and forensic accounting (investigating accounting frauds). The class is designed for those who have never taken an accounting class and/or have little financial background. There are no prerequisites but you should not take this class if you have taken an accounting class before or if you have experience in finance or accounting. Grades will be based on homework, papers and a final examination.
Autumn 2016 - Philip Bach; Sean M. Young

Gender-Based Violence
LAWS 53358 – 01 (2 to 3) BID, LEC, SEM, WP
Arrest and criminal prosecution is only one of many potential legal responses to gender-based violence. This course will focus on domestic and sexual violence and the ways in which survivors are affected by the complex intersection of poverty, legal systems, and social service responses. The course will explore the civil legal remedies available to survivors under federal and state laws, including the Violence Against Women Act, as well as the multiple ways survivors are impacted by family law systems and other laws that affect their economic and social stability. Specifically, students will study immigration remedies, housing protections, education complaint procedures, and employment rights available to survivors.
Students will assess the effectiveness of these tools through case studies. The students will be evaluated based on class participation and will have the choice of a take-home final exam (for 2 credits) or, with instructor approval, a major final research paper (for 3 credits).
Autumn 2016 – Neha Lall
Global Inequality
LAWS 53294 – 01 (3) SRP, WP, CL, BID, SEM
Global income and wealth are highly concentrated. The richest 2% of the population own about half of the global assets. Per capita income in the United States is around $47,000 and in Europe it is around $30,500, while in India it is $3,400 and in Congo, it is $329. There are equally unsettling inequalities in longevity, health, and education.
In this interdisciplinary seminar, we ask what duties nations and individuals have to address these inequalities and what are the best strategies for doing so. What role must each country play in helping itself? What is the role of international agreements and agencies, of NGOs, of political institutions, and of corporations in addressing global poverty? How do we weigh policies that emphasize growth against policies that emphasize within-country equality, health, or education?
In seeking answers to these questions, the class will combine readings on the law and economics of global development with readings on the philosophy of global justice. A particular focus will be on the role that legal institutions, both domestic and international, play in discharging these duties. For, example, we might focus on how a nation with natural resources can design legal institutions to ensure they are exploited for the benefit of the citizens of the country. Students will be expected to write a paper, which may qualify for substantial writing credit.
Winter 2017 – Martha C. Nussbaum; David Weisbach

Greenberg Seminar: Blood, Books, and Guns: Crime and Medical Ethics in Literature
LAWS 92000 - 02 (1, 0) A, BID
This seminar studies selected criminal justice topics and medical ethics issues through the lens of novels, plays, and other primary sources. We also explore the centrality of storytelling in lawyering and doctoring. Professor Alison Siegler and her father, Professor Mark Siegler of the Medical School, bring to this seminar their undergraduate experience as English majors and their respective expertise in criminal defense and medical ethics. Topics include mens rea in Capote; sentencing in Shakespeare; end-of-life decision-making in Tolstoy; and crime, punishment, and ethics in Dylan’s music.
Graded Pass/Fail.
Autumn 2016, Winter 2017 - Alison Siegler; Mark Siegler

Greenberg Seminar: Cheating
LAWS 92000 - 04 (1, 0, 0) A, BID
This seminar will explore legal, ethical, and procedural issues inherent in questions of cheating and rule breaking in contexts ranging from sports and academics to private career advancement. We will look at the nature of rules and difficult distinctions that must be drawn such as why some rules are expected to be broken while others are not. We will explore the line between artificial performance
enhancement as cheating on the one hand and as positive personal improvement on the other. For example, we will look at the different treatment of performance enhancing drugs in athletics and in performance art. We will also explore how and when law and government should be involved in setting and enforcing rules.

Graded Pass/Fail.

Greenberg Seminar: Conspiracy Theories
LAWS 92000 - 06 (1, 0) A, BID
Conspiracy theories have always shadowed governments, religions, and organized societies. How and when do they arise? How can they be distinguished from contrarian views that eventually displace convention and become scientifically or sensibly accepted? This Greenberg Seminar will meet on five Thursday evenings in the Autumn and Winter Quarters to discuss books and other materials on modern and venerable conspiracy theories. Credit may not be allocated to Spring.
Graded Pass/Fail.
Autumn 2016, Winter 2017 - Saul Levmore; Julie Roin

Greenberg Seminar: Crime and Politics in Charm City: A Portrait of the Urban Drug War
LAWS 92000 - 01 (1, 0, 0) A, BID
We will explore a series of works on urban crime, politics, and policing, with an emphasis on the City of Baltimore: David Simon, “Homicide: A Year on the Killing Streets,” Sudhir Venkatesh, “Gang Leader for a Day,” Jill Loevy, “Ghettoside: A True Story of Murder in America,” and all of “The Wire.” We will focus particularly on the drug war – the economics and violence of the trade; the culture of the police bureaucracy; alternative law enforcement strategies such as informants and wiretapping; the politics of race, crime rates, and legalization; and the effects of addiction. But these works also examine the effects of declining blue collar jobs and weakening labor unions; the effects of race, incumbency, and corruption on local politics; the challenges and failures of urban education and child welfare agencies; and the role of the city newspaper in self-governance. Preference is given to 3L students.
Graded Pass/Fail.
Autumn 2016, Winter 2017, Spring 2017 - Jonathan Masur; Richard H. McAdams

Greenberg Seminar: The Future
LAWS 92000 - 08 (1, 0, 0) A, BID
This seminar examines both fictional depictions and non-fictional predictions about the future. Drawing from film, literature, and academic scholarship we will explore themes that include the rise of artificial intelligence, apocalyptical predictions, time travel, and dystopian societies, as well as the role of law and government.
Greenberg Seminar: The Future of Government  
LAWS 92000 - 03 (1, 0, 0) A, BID  
This Greenberg Seminar will explore how new innovations upend existing systems, with a special focus on the ways that technological innovations may affect, displace, or even replace existing legal and regulatory frameworks. We will explore such topics as the conflict between insurgent startup companies like Uber and existing regulation, labor market dislocations brought on or hastened by automation, and how technological change can or should change government structures.  
Graded Pass/Fail.  

Greenberg Seminar: Greek Tragedy and Justice  
LAWS 92000 - 07 (1, 0, 0) A, BID  
This seminar will study tragedies based on two mythic themes: the House of Atreus (Aeschylus’ Oresteia, Sophocles’ Elektra, Euripides’ Elektra and Orestes), and the Theban cycle (Sophocles’ Oedipus Tyrannos, Oedipus at Colonus, and Antigone, Aeschylus’ Seven Against Thebes), considering themes of justice and law. We will then consider literary representations of the trial and death of Socrates, especially by Plato. Please send a statement about your background in literature to both instructors. Places will be reserved for 2 LL.M. students.  
Graded Pass/Fail.  

Greenberg Seminar: Hamilton  
LAWS 92000 - 10 (1, 0) A, BID  
We will discuss Alexander Hamilton—the man, the myth, the musical. The works we study will include founding-era primary sources from Hamilton himself, contemporary texts about Hamilton and the musical, and of course the soundtrack written by Lin-Manuel Miranda. All meetings will take place in Winter and Spring quarters of 2017. Graded Pass/Fail.  
Winter 2017, Spring 2017 – Alison LaCroix; William Baude

Greenberg Seminar: Law and Psychology in Popular Media  
LAWS 92000 - 05 (1, 0, 0) A, BID  
The seminar explores legal problems that lie in the intersection of ethics and psychology. The co-instructor, Boaz Keysar, is a Professor of Cognitive Psychology at the University of Chicago. In preparation to each meeting, students will be asked to watch a movie that raises a set of specific ethical/psychological problems. The
movies include *The Stanford Prison Experiment*, *A Few Good Men*, *Inside Job*, and others.
Graded Pass/Fail.
Autumn 2016, Winter 2017, Spring 2017 – Omri Ben-Shahar; Boaz Keysar

**Greenberg Seminar: Liberty and Security in a Changing World**
LAWS 92000 – 12 (1, 0, 0) A, BID
The Greenberg Seminar on "Liberty and Security in a Changing World" will meet five times during the course of the year. The focus will be on national security issues in the context of terrorism. In the meetings in the Autumn Quarter, we will be joined by Michael Morell, who served for many years as both Deputy Director and Acting Director of the Central Intelligence Agency. The materials in the seminar will include Mr. Morell's book "The Great War of our Time," the Report of the President's Commission on NSA Surveillance Programs (on which both Morell and Stone served), and other books, articles, and films posing questions about leakers, including Edward Snowden, and related issues.

**Greenberg Seminar: Reimagining Work**
LAWS 92000 – 15 (1, 0, 0) A, BID
This seminar explores what work could look like 50 years from now and whether work “reimagined” could result in a greater good for individuals and society. Using non-fiction books, articles, and television episodes, seminar discussions will be centered on how work might change in the future and, specifically, how work could be re-structured to promote various social goals such as gender equity, work-life balance, and individual and societal health-and well-being. We will focus on economic, technology, and regulatory changes, as well as changing social norms around gender roles, as possible drivers of this change.

**Greenberg Seminar: Where Does the Rule of Law Come From?**
LAWS 92000 – 13 (1, 0, 0) A, BID
Although the rule of law is the central political ideal of our time, we know very little about where it comes from or how to push political systems to have more of it. Perhaps there are some clues to be found from looking at its origins. Drawing on readings from anthropology and history, this seminar will interrogate the rule of law and its antecedents in pre-modern societies and early states.
Greenberg Seminar: Will we ever be post-racial? The Persistent Relevance of Race in America
LAWS 92000 – 14 (1, 0, 0) A, BID
Many celebrated the 2008 election of President Barack Obama as the moment the U.S. transitioned to a post-racial era. By 2016, however, it has become clear that race is still central to public policy discussions about policing, economic inequality, immigration, and terrorism, among other areas. In this Greenberg, we examine an emerging literature on the persistence of race and racial ideologies and their consequences for America, particularly as the U.S. becomes an increasingly multi-ethnic and multi-racial society. Graded Pass/Fail.

Greenberg Seminar: Wine and the Law
LAWS 92000 - 09 (1, 0, 0) A, BID
This seminar will consider the law and politics of wine production and regulation in the US and elsewhere. There will be an empirical research component. Places will be reserved for 2 LL.M. students.
Graded Pass/Fail.

Greenberg Seminar: Wrongful Convictions
LAWS 92000 – 11 (1, 0, 0) A, BID
In recent years, investigative journalists, legal activists, and documentary filmmakers have highlighted the shortcomings of the American criminal justice system by giving wrongful convictions widespread public awareness. In this Greenberg seminar, we will watch documentary films on wrongful convictions and discuss the elements of the criminal justice system that make these mistakes possible. We will specifically explore many of the drivers of wrongful convictions, including racism, prosecutorial misconduct, and the limits of forensic evidence. We will also discuss how wrongful convictions are portrayed in the media and why they gain such widespread public interest.

Health Law and Policy
LAWS 43246 - 01 (3) WP, CL
This course will explore various policies that underlie regulation of the provision of health care in the United States. We will begin with an examination of the principal government programs for financing the delivery of health care in America -- Medicare and Medicaid. This first third of the course will focus on how these programs seek to resolve the tension between controlling costs, promoting quality, and assuring access. We will next address other federal legislation affecting the delivery of health care, including the Affordable Care Act. We will then move to a consideration of policy issues relating to managed care organizations, including the
functioning of these organizations and the impact of ERISA on their actions. Next, we will explore issues relating to the behavior of physicians, hospitals, and nursing homes. This exploration will focus on the impact of the antitrust, labor, and tax laws on these entities. The goal of the course is to expose the student to the conflicting law and policy issues that impact on the delivery of health in this country.

The student’s grade is based on class participation and a final examination or paper.

Autumn 2016 - Jack R. Bierig

**Hinton Moot Court Competition**

LAWS 95020 - 01 (0, 0 or 3, 0 or 3) ++, A, WP

The Hinton Moot Court Competition is open to all second- and third-year students (except those third-year students who made it to the semi-finals during the previous year). The competition provides students the opportunity to develop skills in writing and appellate advocacy. Moot Court participants advance through three rounds.

The Fall Round: The focus of the preliminary round is on oral argument—no brief writing is required at this stage. After studying the briefs and record of an actual case and participating in practice arguments with student judges, each competitor must argue both sides of the case to panels of local alumni attorneys.

Approximately 12-14 students advance to the semi-final (Winter) round.

The Winter Round: The students who have advanced to the semi-final round must brief and argue a new case during the Winter quarter. A panel of faculty members judge the semi-final arguments and select the four best advocates on the basis of their written and oral advocacy skills. Semifinalists are recognized as winners of the Mulroy Prize for Excellence in Appellate Advocacy.

The Spring Round: The four finalists work in teams of two on another new case during the Spring quarter. A panel of distinguished judges, usually federal appellate judges, presides at the final argument before the Law School community. The winning team is awarded the Hinton Cup; the runners-up are awarded the Llewellyn Cup.

Students participating in the semifinal round may be eligible for three pass/fail credits and may satisfy the WP graduation requirement. Please see the Student Handbook for additional details.


**Hopi Law Practicum**

LAWS 53359 – 01 (3) A

This practicum is designed to give students first hand experience with the complex challenges and unique opportunities present in the everyday work of contemporary tribal legal systems. Students will serve as law clerks to justices of the Hopi Appellate Court, doing legal research, writing bench memoranda, and
drafting opinions on live cases. Students will do all their coursework and assigned casework at the University of Chicago with site visits to the respective Hopi legal institutions to attend oral arguments, present findings to Hopi tribal officials, and participate in judicial deliberations. In so doing, they will be directly involved in testing the socio-legal principles, theories and critiques they explore in class in the crucible of the work they do helping to lay the regulatory and legal foundations for Hopi tribal institutions. In this practicum, almost every project that a student will work on will involve important questions of first impression with respect to a wide variety of pressing, yet enduring sociolegal issues, including issues of constitutionalism (separations of powers, checks and balances, etc.), crime and punishment (criminal law enforcement and defendants’ and victims’ rights), civil procedure (due process, appellate procedure, motions and orders), private law (property, contract, family), pluralism (the role of Anglo-American vs. Hopi traditional norms, and alternative dispute resolution), among many others. Given the centrality of these issues to the philosophy, social science, and practice of law - whether in the context of indigenous self-governance and settler colonialism, or otherwise -we believe that there are few other opportunities like this one, where students will encounter, explore and work through, the profound governance and legal issues and discussions offered by the Hopi Tribal Law Practicum.


Housing Initiative Clinic
LAWS 90226 - 01 (1, 2, or 3 per quarter, 9 maximum) A, SKLL, CLN
The Housing Initiative is a transactional clinic in which students provide legal representation to community-based housing developers, tenant groups, and other parties involved in affordable housing development. Students serve as deal lawyers, advising clients on structuring issues; negotiating, drafting and reviewing construction loan documents, construction contracts, purchase and sale agreements, partnership agreements, and other contracts; securing zoning and other governmental approvals; assisting clients in resolving compliance issues under the applicable state and federal housing programs; and participating in the preparation of evidentiary and closing documents. Some of our work also involves community organizing and legislative and policy advocacy around affordable housing and public housing issues. In addition to working on specific transactions and projects, students in the Housing Initiative Clinic meet as a group in a weekly two-hour seminar in autumn quarter, and in a weekly one-hour seminar during winter and spring quarters, to discuss the substantive rules and legal skills pertinent to housing transactions and to examine emergent issues arising out of the students’ work. During the fall quarter seminar, returning clinic students need only attend the first hour; new students should attend for the full two hours. In the winter and spring quarters, all students should attend all the one-hour seminar sessions. Academic credit for the Housing Initiative Clinic varies and is awarded
Immigration Law
LAWS 43200 - 01 (3) CORE
This course explores the U.S. immigration system. The course will focus on the federal laws and policies that regulate the admission and exclusion of immigrants. Topics covered will include: the visa system, deportation and removal, the law of asylum, the role of the states in regulating migrants, and proposed reforms to the immigration system. The course will also consider how immigration law connects to both constitutional law and foreign policy.
Spring 2017 - Adam Chilton

Immigration Policy
LAWS 53333 - 01 (2) BID, SEM
This seminar will explore immigration policy in the United States and other countries around the world. The seminar will specifically focus on examining which policies are effective and potential reforms to existing policies that are failing. The seminar will explore topics including the financial consequences of immigration, the impacts of efforts to police immigration, the consequences of guest worker programs, and the determinants of public opinion on immigration policy. Specific attention will be given to studying immigration policy in a comparative context.
Spring 2017 - Adam Chilton

Independent Research
LAWS 93499 (1, 2, or 3) ++, SRP, WP
Second-year, third-year, and LL.M. students may earn course credit by independent research under the supervision of a member of the faculty. Such projects are arranged by consultation between the student and the particular member of the faculty in whose field the proposed topic falls.
Autumn 2016, Winter 2017, Spring 2017 – Faculty

Innovation Clinic
LAWS 90222 - 01 (1, 2, or 3 per quarter, 9 maximum) A, SKLL, CLN
The Innovation Clinic’s students work with start-ups and venture capital funds on a broad range of matters in the technology and innovation sector. These include entity formation, licensing, intellectual property and licensing of intellectual property, terms of use, privacy, finacing, employment agreements, stock options and employee equity, taxation, governance and founders agreements, confidentiality and non-disclosure agreements, preparing for future financing and venture capital transactions, human resources, and sales and procurement
agreements. Academic credit for the clinic varies and is awarded according to the Law School’s general criteria for clinical courses as described in the Law School Announcements and by the approval of the clinical faculty.

**Institute for Justice Clinic on Entrepreneurship**

**LAWS 90223 - 01 (1, 2, or 3 per quarter, 9 maximum) ++, A, SKLL, CLN**

The Institute for Justice Clinic on Entrepreneurship, or IJ Clinic, provides legal assistance to low-income entrepreneurs who are pursuing the American Dream in spite of legal obstacles. IJ Clinic students develop practical skills in transactional lawyering while helping creative entrepreneurs earn an honest living, innovate, and build businesses that build neighborhoods. Students advise clients on issues such as business formation, licensing, zoning, strategic relationships, intellectual property protection, and regulatory compliance. Students become trusted advisors for their clients and have the opportunity to consult with clients on business developments; draft and review custom contracts; negotiate deals; research complex regulatory schemes and advise clients on how to comply; and occasionally appear before administrative bodies. Students may also work on policy projects to change laws that restrict low-income entrepreneurs. Policy work may involve legislative drafting, lobbying, and community organizing.

Academic credit varies and will be awarded according to the Law School’s general criteria for clinical courses as described in the Law School Announcements and by the approval of the clinical staff.

The seminar Entrepreneurship & The Law is a pre- or co-requisite unless a student has received special permission from the IJ Clinic instructors.

A commitment of at least two quarters is required.
Autumn 2016, Winter 2017, Spring 2017 - Elizabeth W. Kregor; Amy Hermalik

**Intellectual Property-based Finance and Investment**

**LAWS 53320 – 01 (3) BID, LEC, SEM, WP**

Developed world corporations today are focused on an innovation heavy, tangible asset-lite model while exporting manufacturing, a lower margin enterprise. The trend is demonstrated by increased levels of R&D in innovation-driven industries, a doubling of issued patents outstanding and material, concentrated changes in the underlying IP law. While IP valuation, implementation and technological trends are coming to dominate many forms of investing, optimal risk adjusted returns morph with levels in the equity and credits markets and changes in IP law. This course will review these trends, explain the range of IP investment types (liquid/Illiquid, public/private, cash/derivative) and illustrate how insight into IP can drive investment and capital market decision making.

Autumn 2016 – Michael Friedman
Intensive Trial Practice Workshop  
LAWS 81009 - 01 (3) ++, SKLL, SIM  
This is a required class for participation in the Exoneration Project Clinic and Civil Rights - Police Accountability Clinic. This class is strongly recommended for participation in the Employment Law Clinic, Criminal & Juvenile Justice Project Clinic; and Federal Criminal Justice Clinic. This class teaches trial preparation, trial advocacy, and strategy through a variety of teaching techniques, including lectures and demonstrations, but primarily through simulated trial exercises. Topics include opening statements, witness preparation, direct and cross examination, expert witnesses, objections at trial, and closing argument. Practicing lawyers and judges are enlisted to provide students with lectures and critiques from varied perspectives. The class concludes with a simulated jury trial presided over by sitting state and federal court judges. Open to J.D. students only. Completion of this class partially satisfies one of the requirements for admission to the trial bar of the United States District Court for the Northern District of Illinois. This class is open only to students entering their 3L year and limited to 48 with preference given to students who have been accepted into a Litigation Clinic. Students who have taken Trial Advocacy (LAWS 67603), Poverty and Housing Law Clinic (LAWS 90512), or Trial Practice: Strategy and Advocacy (LAWS 91702) may not take this class. This class is offered for approximately six hours/day before the beginning of the Autumn Quarter. The Autumn 2016 Workshop is scheduled from 9/12 through 9/23, and the final trial is scheduled for Saturday, September 24. The student’s grade is based on a compilation of daily performance evaluations.  
Autumn 2016 - Herschella G. Conyers; Craig Futterman; Randolph Stone

International Business Transactions  
LAWS 53123 - 01 (3) WP, SKLL, BID, SEM, LEC  
This seminar provides a detailed review and analysis of a number of business transactions in a complex international setting. The documents underlying these transactions include: (i) an acquisition agreement, (ii) a joint venture agreement, (iii) an outsourcing agreement and (iv) a distribution agreement for the sale of goods. These documents will be reviewed in the context of these transactions, which involve business entities in several countries.  
Autumn 2016 - Alan D’Ambrosio

International Commercial Arbitration  
LAWS 53310 - 01 (2) SKLL, BID, SEM, LEC  
The objective of this seminar is to familiarize the student with what has emerged as the primary means of resolving cross-border and multi-jurisdictional commercial disputes in today’s global economy. Through this seminar, the student will explore the similarities and differences between international arbitration and the procedures used in common law (i.e. the U.S. and U.K.) and civil law (i.e. most of
Europe, Asia and Latin America) systems. The student will develop an appreciation for the cross-cultural nature of international transactions and disputes and attain a certain facility with key international arbitration rules, multi-lateral treaties, and arbitration provisions. Through review of relevant court decisions, the student will develop an appreciation for the interplay between the arbitral authority and the national courts. Students will learn when and why to enter into arbitration agreements as well as how to initiate proceedings and select arbitrators, present evidence and contest and enforce awards. This seminar will be interactive with some simulation work, including negotiating, drafting, and oral advocacy in addition to class discussion.

Booth students do not require instructor consent in order to submit a registration request.

The student’s grade will be based upon in-class participation and a take-home final exam.

This course is highly recommended for students interested in negotiating international transactions and resolving the disputes arising thereunder.

Winter 2017 - Michael L. Morkin

**International Human Rights Clinic**

LAWS 90225 - 01 (1, 2, or 3 per quarter, 9 maximum) ++, A, SKLL, CLN

The International Human Rights Clinic works for the promotion of social and economic justice globally and in the United States. The Clinic uses international human rights laws and norms, other substantive law, and multidimensional strategies to draw attention to human rights violations, develop practical solutions and promote accountability on the part of state and non-state actors. The Clinic works with clients and organizational partners through advocacy campaigns, research and litigation in domestic, foreign, and international tribunals. Working in project teams, students develop and hone essential lawyering skills, including oral advocacy, fact-finding, research, legal and non-legal writing, interviewing, media advocacy, cultural competency and strategic thinking. Some students may have the option (but are not required) to undertake international or domestic travel in connection with their projects during the Autumn, Winter or Spring quarter breaks.

In the Fall, new students must enroll in the International Human Rights Law and Advocacy seminar. The seminar is designed to provide a technical and practice-based foundation for the promotion and protection of human rights. In addition, students are encouraged, but not required, to take courses in international human rights law, public international law and constitutional law. Students may enroll for up to three credits a quarter. New students should plan to take the clinic for a minimum of two quarters for two credits each quarter. Returning students may enroll for one credit a quarter and need not enroll in the seminar.

Autumn 2016, Winter 2017, Spring 2017 - Claudia M. Flores; Brian S. Citro
International Human Rights Law and Advocacy
LAWS 53328 - 01 (2) SKLL, BID, SEM
This seminar considers major issues in international human rights law and advocacy. It is designed to introduce students to the promotion and protection of human rights through context-driven advocacy mechanisms and strategies. The seminar will provide an introduction to the history of human rights principles and movements, the development of international human rights norms, and an overview of the international, regional and national institutions that develop, interpret and enforce these norms. The remainder of the seminar will evaluate human rights advocacy tools and strategies applied in various political, social and economic contexts. Through case studies and simulated human rights research and advocacy projects, students will develop the skills to conduct international human rights work, including: performing situational assessments; designing and executing field-work and fact-gathering; report writing; interviewing witnesses and victims of abuses; assessing various litigation and non-litigation strategies; conducting effective legal research using diverse sources; developing cross-cultural and context-driven analysis and advocacy skills; and learning to effectively and realistically evaluate achievements and challenges. Class discussions and readings will expose students to critical perspectives on the international human rights regime, as well as current research methodologies and technologies used to monitor and promote human rights. Grading will be based on class participation, simulations and a series of short assignments.
Autumn 2016 - Claudia M. Flores; Brian S. Citro

International Investment Law
LAWS 43265 - 01 (2 or 3) BID, SEM, SRP, WP
Foreign investment is a central feature of the world economy, and plays an essential role in economic development. It involves a transaction in which an investor in one country (home state) sends capital to another (host state). But in many cases the transaction is subject to what is called in economics a dynamic inconsistency problem, in which the host state’s incentives change once the investment is sunk, and it may want to renege on its promises to the investor. Furthermore, neither side is likely to want any disputes adjudicated in the courts of the other’s country. The global investment regime has arisen to help resolve these problems. The regime includes bilateral investment treaties (known as BITs) as well as multilateral agreements that are embedded in broader treaty structures, such as the North American Free Trade Agreement (NAFTA) or the Energy Charter Treaty. This seminar will introduce students to the operation of the investment law regime, with an emphasis on the tensions between home and host states, the impact of the regime on development outcomes, and the relationship between law and arbitration. There are no prerequisites.
Spring 2017 - Thomas Ginsburg; Ruoying Chen
International Law of Sovereign Debt Crises
LAWS 43289 – 01 (3) BID, LEC, SEM, WP
This seminar will cover the international law that applies to sovereign debt crises, i.e., crises that occur when nation states default on their bonds or loan obligations. We will begin by discussing the elements of sovereign debt finance, the key contractual provisions of debt agreements, legal doctrines bearing on sovereign debt (such as sovereign immunity, odious debts and state succession), and the process for rescheduling or otherwise resolving impaired debt. Such recent cases as Argentina, Greece and Ukraine will provide concrete and practical context for our discussions. We also will consider the roles of various international bodies, such as the IMF and the European Central Bank, and proposed international regimes for resolving defaulted debt. We will use Lastra and Buchheit, "Sovereign Debt Management", Oxford University Press 2014 and other materials to be provided by the Lecturer. There are no prerequisites for the course. The grade will be based on a paper of approximately 25 pages, as well as on class participation.
Spring 2017 – Jim Foorman

Introduction to Japanese Law
LAWS 43283 – 01 (3) 1E, CORE
This course is designed to introduce the non-specialist law student to major features of the Japanese legal system. The course attempts to integrate the structures, processes, and personnel of the Japanese legal system with other features of Japanese society and history. Topics covered include (but are not limited to): Litigation and extra-judicial settlement, the legal services industry, economic regulation, criminal procedure, and constitutional litigation.
Spring 2017 – Mark Ramseyer

Introduction to Law and Economics
LAWS 43231 – 01 (3) BID, CORE
This course introduces the concepts of law and economics. Over the last forty years, economics has become an important tool for those who want to understand the effect legal rules have on the way people behave. This course also explores the extent to which the principles of economics can be used to explain the workings of the legal system itself. The topics covered in this course include the Coase theorem, the choice between property and liability rules, the allocative effects of alternative liability rules (e.g., strict liability versus negligence); the determination of damages for breach of contract; and the economics of legal procedure. No prior acquaintance with economics or calculus is assumed; the relevant economic concepts are developed through an examination of particular legal applications. The student’s grade is based on a final examination.
Autumn 2016 – Anup Malani
Introduction to Law and Economics
LAWS 43231 - 01 (3) 1E, BID, CORE
This class is an introduction to the economic analysis of law, an approach that has grown rapidly in the last thirty years and now exerts a profound influence on how law is taught and on how courts make decisions. The class will provide you with a set of tools for analyzing transactions and how they are shaped by legal rules, through systematic exposure to the economic way of thinking about law across a variety of legal contexts. These tools are intended to complement, not to challenge, the traditional doctrinal approach to law. The objective is to equip you to use economic reasoning in an informed and critical spirit to analyze cases and transactions of the sort you may encounter in practice. More generally, you should be able to understand and critically evaluate the use of economic analysis in legal scholarship, judicial opinions, and other legal contexts.
Winter 2017 - Dhammika Dharmapala

Introductory Income Taxation
LAWS 44121 - 01 (3) BID, CORE
This course provides an introduction to the essential elements of the federal income tax, with a special emphasis on the taxation of individuals. The topics covered include the nature, timing and measurement of income, the role played by "basis" in calculating gain (and loss) in transactions involving property, the boundary between personal and business expenditures, and the use of the tax system to provide behavioral incentives and disincentives. The course stresses the complex interactions between political and administrative concerns in the tax system.
Autumn 2016 - Julie Roin

Introductory Income Taxation
LAWS 44121 - 01 (3) BID, CORE
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Winter 2017 – Daniel Hemel

Islamic Law and Finance
LAWS 53275 – 01 (3) WP, CL, BID, LEC, SEM
This seminar will provide students with an overview of the modern Islamic finance industry. We will review the basic sources of Islamic law and jurisprudence and
consider the prohibitions on unjustified increase (riba) and excessive risk (gharar). We will explore the classical rules of Islamic contract and commercial law and their application in the modern context. The growth of the modern Islamic finance industry from the 1970’s to the present will be examined. The main Islamic financial products will be reviewed. We will consider legal questions in structuring transaction documentation and enforcement. We will explore the ethical underpinnings of Islamic finance and the social justice questions highlighted by the intersection of religion and finance. Regulatory issues will be discussed. We will also consider the political environment in which Islamic finance currently operates. The course is intended to familiarize students with the essential legal framework of the rapidly emerging market for highly technical and sophisticated Islamic financial products.

Winter 2017 – Cynthia Shawamreh

**Islamic Law: Foundations and Current Issues**

**LAW5 53360 – 01 (3)**

Since its inception, Islamic Law has grown from a set of rules governing life in 6th century Arabia to a global body of law developed across time and place with application to religious, civil, criminal, constitutional, commercial, and international law. The primary objective of the seminar will be to give students a basic understanding of Islamic Law and the issues faced in applying Islamic Law in the modern context. The seminar will cover the origins and historical development of Islamic Law, Islamic legal theory, scope and application of Islamic Law, and selected current issues such as Islamic Finance. Modern constitutional law issues regarding sources of law, religious freedom, public interest, and related issues in Muslim majority countries will be reviewed as well as the debates around the application of Islamic Law for Muslim minorities living in secular states. Special attention will be paid to comparative law aspects of Western legal theory and Islamic legal theory in light of the historical introduction of Western legal systems to the Muslim world through Colonial and post-Colonial experiences. Current political debates around Shari law and the concept of a Caliphate will be assessed against Islamic legal theory and constitutional law, specifically in light of the Arab Spring revolutions and the phenomenon of violent extremism. As such, in addition to a theoretical understanding of Islamic Law in the modern context, students will also develop an understanding of the practical impact of legal theory on political, social, and economic realities in the Muslim world and beyond.

This is a one-quarter seminar for 2L and 3L students. There are no pre-requisite courses required in Islam. Weekly readings will be assigned in English language source materials. The seminar will draw on the lecturer’s extensive personal experience with the subject matter and knowledge of the legal systems of Muslim majority states such as Saudi Arabia, Turkey, UAE, Pakistan, Egypt, Malaysia, and elsewhere. Professor Kamran Bajwa studied classical Islamic Law and Islamic Theology at the Al-Azhar seminary in Cairo, Egypt prior to attending the
University of Michigan Law School where he also took advanced courses in Islamic Law. After graduating from law school, Professor Bajwa trained as a corporate transactional lawyer at a major U.S. law firm and then moved to the Middle East and practiced law in that region for 8 years. During his time working in the Middle East, Professor Bajwa continued his studies in Islamic Law and served as an advisor to major Islamic scholars and political leaders throughout the Muslim world involved in legal reform and intellectual projects. Professor Bajwa currently heads the Middle East regional practice for a major U.S. law firm and travels regularly to the region. Grading will be based on student participation and a collaborative student presentation on a sub-topic of the student’s choice.

Autumn 2016 – Kamran Bajwa

Jenner & Block Supreme Court and Appellate Clinic
LAWS 90219 - 01 (1, 2, or 3 per quarter, 9 maximum) A, ++, SKLL, CLN, BID

The Jenner & Block Supreme Court and Appellate Clinic represents parties and amici curiae in cases before the United States Supreme Court and other appellate courts. Students participate in the researching and drafting of merits briefs, amicus briefs, and certiorari petitions, conduct research on cases that may be suitable to bring to the Court, and help prepare and participate in moots of oral arguments. The clinic is supervised by Assistant Clinical Professor Sarah Konsky, Professor David Strauss, and by members of the Appellate and Supreme Court Practice group at Jenner & Block. Although the clinic’s focus is the U.S. Supreme Court, the clinic may also handle cases at the United States Court of Appeals for the Seventh Circuit and the Illinois Supreme Court. U.S. Supreme Court: Theory and Practice (LAWS 50311) is a co-requisite for participating in the clinic. Academic credit for the clinic varies and is awarded according to the Law School’s general criteria for clinical courses as described in the Law School Announcements and by the approval of the clinical faculty.

Autumn 2016, Winter 2017, Spring 2017 - David A. Strauss; Sarah Konsky

John Stuart Mill
LAWS 53361 – 01 (3) CL

A careful study of Mill’s Utilitarianism in relation to his ideas of self-realization and liberty. We will study closely at least Utilitarianism, On Liberty, the essays on Bentham and Coleridge, The Subjection of Women, and the Autobiography, trying to figure out whether Mill is a Utilitarian or an Aristotelian eudaimonist, and what view of “permanent human interests” and of the malleability of desire and preference underlies his political thought. If time permits we will also study his writings about India.

Admission by permission of the instructor. Permission must be sought in writing by September 15.

Prerequisite: An undergraduate major in philosophy or some equivalent solid philosophy preparation. This is a 500 level course. Ph.D. students in Philosophy
and Political Theory may enroll without permission. I am eager to have some Economics graduate students in the class, and will discuss the philosophy prerequisite in a flexible way with such students.

Autumn 2016 – Martha C. Nussbaum

Judicial Federalism
LAWS 59903 – 01 (3) SRP, WP, BID, SEM
In this seminar, we will explore the various doctrines that police the line between the role of the U.S. federal courts and the often-parallel role of the state courts (or occasionally tribal courts). Those doctrines include the limits on the subject-matter jurisdiction of the federal courts found in Article III; the Rooker-Feldman doctrine; constitutional or common-law limitations on federal authority such as those for domestic-relations and probate cases; the various abstention doctrines (Pullman, Burford, Younger, Colorado River); the Anti-Injunction Acts; notions of lis pendens that apply in both federal and state courts; "complete" versus defense preemption, and habeas corpus review of state-court criminal judgments in federal courts. We will also compare the U.S. system to that of the European Union. There are no prerequisites. Students will write a paper (which can qualify for the substantial writing requirement) for credit in the seminar.

Winter 2017 – Diane Wood

Judicial Opinions and Judicial Opinion Writing
LAWS 52003 - 01 (3) WP, SKLL, BID, SEM
For many graduates of this law school, their first job is as a judicial law clerk, usually in a federal court of appeals. A few graduates will eventually become judges. More important, many, many graduates will have a litigation practice. As law clerks or judges, they must learn to write judicial opinions. As practicing lawyers, they must learn to think like judges so that they will know how to communicate with them effectively, in briefs and at oral argument: something few lawyers know how to do. The seminar aims to teach law students how to think and write like judges, and so to equip them for a future as law clerks, judges, practicing lawyers—or all three.

Winter 2017 - Richard A. Posner; Robert N. Hochman

Jurisprudence I: Theories of Law and Adjudication
LAWS 47411 - 01 (3) 1E, BID, CORE
An examination of classic jurisprudential questions in and around the theory of adjudication: the theory of how judges actually do decide cases and how they ought to decide them. These questions include: Do legal rules really constrain judicial decision-making? What makes a rule (or norm) a rule of the legal system? Are principles of morality legally binding even when such principles have not been enacted into a law by a legislature? (Relatedly, are there objective principles of morality?) When no legal norm controls a case, how ought judges to decide that
case? Can there be right answers to legal disputes, even when informed judges and lawyers disagree about the answer? Are there principles or methods of legal reasoning that constrain judicial decision-making, or is legal reasoning essentially indeterminate, such that a skillful judge can justify more than one outcome for any given dispute? Is judicial decision-making really distinct from political decision-making of the sort legislators engage in? Readings drawn exclusively from major twentieth-century schools of thought - especially American Legal Realism (e.g., Karl Llewellyn, Jerome Frank), Natural Law (e.g., Ronald Dworkin, John Finnis), and Legal Positivism (e.g., H.L.A. Hart, Joseph Raz) - supplemented by other pertinent readings (from Leslie Green, Richard Posner, and the instructor, among others). No familiarity with either jurisprudence or philosophy will be presupposed, though some readings will be philosophically demanding, and the course will sometimes venture into (and explain) cognate philosophical issues in philosophy of language and metaethics as they are relevant to the core jurisprudential questions.

Attendance at the first session is mandatory for those who want to enroll.

Take-home essay exam.

Spring 2017 - Brian Leiter

Kapnick Initiative Leadership Effectiveness and Development Lab I:
Development
LAWS 43239 - 01 (3) ++, A, CL

Course 43239 is the first of a two-course series. This course develops the self-awareness and leadership effectiveness of the student facilitator to lead the Kapnick Leadership Initiative for the first-year Law students (1Ls). This course uses a team-oriented work environment and a series of classroom presentations and discussions to catalyze students’ efforts to develop as leaders. The goal of this experiential lab course is for students to master facilitation skills. Class time is spent working on teams, creating and mastering module content, presenting and leading discussions, motivating and influencing colleagues and 1Ls, giving and receiving feedback, and building relationships. Its two distinct components are: Development (LAWS 43239, see below) and Implementation (see LAWS 43240).

In the Spring Quarter facilitators are focused on personal development. They work with Chicago Booth’s Coaches and staff to build their self-awareness and facilitation skills. Facilitators work in their designated four-person squad to select specialties from key leadership topics, then collaboratively develop and master the material to lead different modules and events.

Students do not need to bid for this course. Interested students apply during Autumn quarter of their 2L year and undergo an extensive and competitive application process. Students are assessed on their ability to develop the requisite knowledge and skills to run the program and their effectiveness at doing so. One component of the grade
Kapnick Initiative Leadership Effectiveness and Development Lab II: Implementation
LAWS 43240 - 01 (1) ++, A, CL
This is the second of a two-course series to develop the self-awareness and leadership effectiveness of the student facilitator to lead the Kapnick Leadership Initiative for the first-year Law students (1Ls). The series is experiential in nature. Its two distinct components are: Development (LAWS 43239) and Implementation (LAWS 43240, see below).
The overarching mission of “Implementation” is to deliver an outstanding leadership effectiveness and development program during Autumn quarter for all the 1Ls. Each session for 1Ls is run by a team of four facilitators who are responsible for the learning experience of one Bigelow section. The Implementation phase begins with a Training Camp for the facilitators in early September followed by delivery to the 1Ls during the Law School Orientation and the first few weeks of Law School. The class ends with the successful recruitment of new facilitators for the following year’s program.
Students do not need to bid for this course. Students registered for the Spring 2016 quarter course (LAWS 75710) will be automatically registered for this course. Students are assessed on their ability to develop the requisite knowledge and skills to run the class and their effectiveness at doing so. One component of the grade is based on feedback that facilitators are expected to give and receive from other facilitators. Class attendance in both Spring and Autumn quarters is mandatory. Students receive a single numerical grade for both courses.
Autumn 2016 - Stacey R. Kole

Kirkland & Ellis Corporate Lab Clinic
LAWS 91562 – 01, 02 (2 or 3, 9 maximum) ++, A, SKLL, BID, CLN
The Kirkland & Ellis Corporate Lab Clinic provides students with a forum for working closely with legal and business teams at top-tier multinational companies, leading nonprofits, and smaller entrepreneurial startups. The primary goal of the Corporate Lab is for students to learn practical legal skills, both substantively, in terms of the corporate building blocks necessary to understand complex transactions and agreements, and professionally, in terms of implementing such knowledge efficiently and meaningfully within the context of a wide array of careers as lawyers and business leaders. This class mirrors the real world work experience of both litigators and corporate lawyers: students will receive hands-on substantive and client-development experience and will be expected to manage and
meet expectations and deadlines while exercising a high level of professionalism. As a result, this class is likely to involve a significant commitment (with a substantial amount of work to be completed outside of class). Clients will include the following: Amazon, Baxter Healthcare, Booth School of Business New Venture Challenge (Spring Quarter), Chicago Symphony Orchestra, GE Healthcare, Honeywell, IBM, Microsoft, Nike, Northern Trust, Schreiber Foods, and Verizon Communications. Students will be required to sign nondisclosure agreements with participating clients. Corporate Lab students also will have the opportunity to negotiate a simulated transaction across the table from Northwestern Law students as part of the negotiation workshop component of the Corporate Lab (Autumn Quarter). Please note that (i) students are expected to remain in the Corporate Lab for a minimum of two consecutive quarters, (ii) students may not take the Corporate Lab for more than nine credits, (iii) LL.M. students may register by instructor permission only, and (iv) this offering will not count toward seminar restrictions. Student grades will be based upon participation in the classroom, appropriate attention to client services, collaborative efforts within a team environment, and quality of work product. For additional information, see the Corporate Lab website at http://www.law.uchicago.edu/corporatelab. 3 credits  (Reduced 2-credit load with instructor permission.)

Labor Law
LAWS 43101 - 01 (3) CORE
This course examines the statutory, administrative, and judicial law governing collective labor relations. The principal subjects are union organizing and collective bargaining, with particular attention to the National Labor Relations Act. Students consider the strategies adopted by labor groups, employers, and legal actors in response to evolving economic and social conditions. The course draws on historical and comparative perspectives to evaluate emerging alternatives to the existing labor law regime. The grade is based on a final in-class examination and class participation. Winter 2017 - Laura Weinrib

Land Use and Social Policy
LAWS 53362 – 01 (2 or 3) BID, LEC, SEM, WP
This seminar explores the ways in which land use decisionmaking shapes and reflects broader issues of class and social policy. We will cover topics of contemporary significance, including development and gentrification, the impacts of landmark or historical preservation districts, development exactions designed to protect health and welfare, the incidence of eminent domain, exclusionary zoning, environmental racism, secondary effects regulation, and more. Grades will be
based on a series of short reaction papers and class participation (two credits). Students may earn a third credit by writing a 15-page research paper.

Spring 2017 – Michael Pollack

**Law and Politics: U.S. Courts as Political Institutions**
LAWS 51302 - 01 (3) ++, SRP, WP, CL, SEM
The purpose of this seminar is two-fold. First, the seminar aims to introduce students to the political science literature on courts understood as political institutions. In examining foundational parts of this literature, the seminar will focus on the relationship between the courts and other political institutions. The sorts of questions to be asked include: Are there interests that courts are particularly prone to support? What factors influence judicial decision-making? What effect does congressional or executive action have on court decisions? What impact do court decisions have? While the answers will not always be clear, students should complete the seminar with an awareness of and sensitivity to the political nature of the American legal system. Second, by critically assessing approaches to the study of the courts, the seminar seeks to highlight intelligent and sound approaches to the study of political institutions. Particular concern will focus on what assumptions students of courts have made, how evidence has been integrated into their studies, and what a good research design looks like.

Winter 2017 - Gerald N. Rosenberg

**Law and Society**
LAWS 43219 - 01 (3) SEM
This seminar offers an introduction to the central themes and major debates in the field of Law and Society. The field of sociolegal studies is an interdisciplinary one, and reflecting this, the course will emphasize research in sociology, political science, psychology, anthropology, and legal studies. We will explore classic readings from the Law and Society canon as well as more contemporary research and theory. We will analyze the readings for both their theoretical and empirical contributions, as well as for the methodologies the authors deploy.

Autumn 2016 – Anna Marshall

**Law and the Economics of Natural Resources Markets**
LAWS 53297 – 01 (3) BID, LEC, SEM
Market-based mechanisms such as emissions trading are becoming widely accepted as cost-effective methods for addressing environmental concerns, especially as societies move towards a carbon-constrained future. In the last decade, we have witnessed the expansion of environmental finance to new products - carbon dioxide spot and futures contracts, sulfur dioxide futures and over-the-counter water contracts - that are now fully integrated financial instruments for hedging and speculation. These mechanisms also have potential
benefits to address issues in other pressing matters such as water quality, fisheries and biodiversity protection.
Spring 2017 – Richard Sandor

Law and the Mental Health System
LAWS 47001 - 01 (3) SRP, WP, CL, CORE
The course examines the interrelationship between legal doctrine; procedural rules; medical, cultural, and social scientific understandings of mental disability; and institutional arrangements affecting the provision of services to the mentally disabled. Consideration is given to admission to and discharge from mental health facilities, to competency to consent to or to refuse treatment, to surrogate decision-making for those found incompetent, to the rights of those confined in mental health facilities; to discrimination against the mentally disabled, and to the rights of the mentally disabled in the criminal justice system.
Grades are based on a final paper or a final take-home exam, and class participation.
Autumn 2016 - Mark J. Heyrman

Law, Policy & International Development
LAWS 43286 – 01 (2) CORE
This course explores various law-based strategies for achieving economic and political development in poor countries. One influential school of thought claims that capitalism will not flourish in developing nations until there is a long-term, national commitment to reform property laws. Other scholars and development specialists insist that instituting the rule of law is the linchpin to attaining international development. Yet others insist that all law reform efforts are pointless unless access-to-justice issues are first addressed. This course is designed to investigate these claims and allow each student to come to her or his own conclusions about how law is most effectively used as a strategy for promoting political and economic development.
Autumn 2016 – Bernadette Atuahene

Law, Politics, and Policy of Policing Strategies
LAWS 53363 – 01 (3) BID, LEC, SEM, WP
This seminar will survey the legal and policy considerations relevant to policing strategies. The course will kick off in the first week with a historical perspective on the evolution of policing strategies since the 1970's covering broad conceptual topics such as the "broken windows" theory. Following the initial class, each week will focus on a specific policy issue or policing strategy. Issues to be covered including policing strategies to address violent crime, narcotics trafficking and terrorism. Additional topics to be covered will include community policing, procedural justice, and crisis intervention. Readings will be comprised on books,
cases and other relevant publications. Students will be evaluated based on class participation, a research paper, and a take-home final examination.

Spring 2017 – Sharon Fairley

Legal Elements of Accounting
LAWS 43247 - 01 (1) ++, SKLL, BID
This mini-course introduces accounting from a mixed law and business perspective. It covers basic concepts and vocabulary of accounting, not so much to instill proficiency with the mechanics of debits and credits as to serve as a foundation from which to understand financial statements. The course then examines accounting from a legal perspective, including consideration of common accounting decisions with potential legal ramifications. It also analyzes throughout the reasons for and roles of financial accounting and auditing, as well as the incentives of various persons involved in producing, regulating, and consuming financial accounting information. The course will touch on some limitations of, and divergent results possible under, generally accepted accounting principles. Current cases, proposals, and controversies will be discussed. Attendance and participation will be very important. Grades will be based on a take-home assignment. Students with substantial prior exposure to accounting (such as students with an MBA, joint MBA/JD students, and undergraduate finance or accounting majors) may not take the course for credit.

Winter 2017 - John R. Sylla

Legal History of Early China
LAWS 53364 – 01 (3) BID, LEC, SEM
The purpose of this course is to enhance the students’ understanding of the application of law and legal theory through study of the growing body of legal texts from pre-imperial and early imperial China. In addition to situating the Chinese legal materials in their varying legal, social, political, cultural and historical contexts, and thereby highlighting some of their unique elements, the course also familiarizes students with a wide range of theoretical materials (e.g., anthropological, legal philosophical, economic, etc.) which may be useful in bringing to light any universalities of legal systems and behavior. However, discussion of any given text will be directed in large part by the nature and contents of the material itself. The Chinese materials, all readings of which will be in translation, range from commemorative inscriptions cast in bronze sacral vessels and descriptions of legal practices in received texts, to actual statutes and case records, philosophical texts and legal debates. The medium, discovery/transmission, and authorship of each document will be given due consideration for the effect they may have on our understanding of the contemporary legal context from which the text derives. The course culminates with student presentations on the material of their choice. Preparation for presentations will be conducted in consult with the instructor. Students are
encouraged to draw from their study of other legal systems and/or systems of legal thought (both modern and pre-modern) in their discussion of the ancient Chinese material. It is hoped that the course will help students question their own assumptions about legal behavior, and the nature and role of law and legal systems in early China, specifically, and within the human world, generally.

Spring 2017 – Laura Skosey

Legal Interpretation
LAWS 51602 – 01 (3) WP, BID, SEM
Many challenges in law come from the difficulty of interpreting words—always incomplete, often old. This seminar explores different methods of resolving interpretive problems: "plain meaning," its cousin textualism; a search for intent ("original," presumed, or imputed); functional analysis; and so on. The seminar asks how the competing approaches to decoding texts stand up on different criteria, such as consistency with principles of democratic governance (including the contributions of public choice theory) and the philosophy of language. Constitutional and statutory interpretation receive approximately equal emphasis. Enrollment is limited to 20 students.
The student’s grade is based on a series of short research papers.
Successful completion of this seminar qualifies for the fulfillment of the WP graduation requirement.
Winter 2017 – Frank Easterbrook

Legal Issues in International Finance
LAWS 53390 – 01 (2 or 3) BID, SEM, WP
This seminar will discuss legal issues with respect to international finance: activities involving cross-border payment and investment. Financial markets all over the world have been undergoing a higher degree of global integration in terms of service/product, capital and people. It is also an area where inter-government cooperation and coordination are mostly active, pushing for the establishment of numerous international organization and for the convergence of legal rules in many aspects. Meanwhile, regulation of financial transactions and market players and its enforcement remain largely domestic and fierce competition between sovereign states is increasing dramatically. Such a strong contrast presents exiting and complex challenges that worth intellectual reflection and discussions among lawyers. By applying useful theoretical framework and citing recent empirical studies, we will analyze these challenges and assess a few emerging legal resolutions, such as the following ones: how to control moral hazards on both creditors and debts in preventing and dealing with banking failures, how to protect individual investors among high-powered financial firms with opportunities of regulatory arbitrage around the world, and how to identify and control risks associated with debt financing raised by sovereign investors or quasi-government entities, especially those from the emerging market. Theoretical themes such as
institutional competition and private enforcement will also be addressed in the light of recent development in international finance. The focus of this seminar will not be on domestic law of banking and financial institution in the US. But examples will be drawn from the US as well as Europe, Japan and a number of emerging market including China. Due to time constraints, we will not elaborate on issues relating to foreign exchange, the payment system and the clearance system for international finance.

No background on finance or economics is required. Some basic understanding of banking, lending and securities regulation would be helpful for participation in class discussions.

Students will be graded on a number of short research papers and class participation. Students wishing to take the seminar for three credits must submit an additional 10-12 page research paper.

Winter 2017 – Ruoying Chen

**Legal Profession**

LAWS 41002 - 01 (3) PR, BID

This course, which satisfies the professional responsibility requirement, will consider the law and the ethics governing lawyers. Among the topics that will be examined are the nature of the lawyer-client relationship, competency, confidentiality, conflicts of interest, and some fundamental questions about who we are and what we stand for as lawyers.

A student's grade is based on a final examination.

This class will be capped at 50.

Spring 2017 - Barry S. Alberts

**Legal Profession: Ethics**

LAWS 53101 - 01 (3) WP, PR, SEM, LEC, BID

This seminar addresses ethical considerations and issues encountered during the practice of law, including strategic, practical, and moral considerations with which attorneys should be familiar. Using materials from casebooks, the rules of professional conduct, cases or articles of particular interest and videos, we will discuss within the context of the Model Rules the ethical situations that lawyers face. There will be a particular focus on the ambiguities of how to handle particularly difficult issues encountered in the practice of law and the rules and framework to which attorneys can turn in determining how to handle those situations. Throughout the seminar, we will consider certain overarching questions, including:

a. are lawyers authorized by their duties to clients to lie,
b. is civility consistent with the duty of vigorous representation,
c. is social media beyond the rules, and
d. can there be a conflict without direct adversity.

This seminar will be taught as a participatory class and will use structured
hypotheticals. Students will be evaluated both on the quality and extent of their participation and on the basis of a paper of 20 pages in length on a topic relating to professional responsibility chosen by and of particular interest to the student. Short presentations of the paper will be incorporated into the class. Attendance is mandatory.

Winter 2017 - Hal R. Morris

Legal Profession: Ethics in Government and Public Interest Legal Practice
LAWS 53104 – 01 (3) PR, BID, LEC, SEM
This seminar, which satisfies the professional responsibility requirement, will address the ethical rules and principles that govern government and public interest attorneys. Among the topics that will be explored is the challenge of defining who the client is in government practice. Time will also be devoted to exploring the nature of the attorney-client relationship, conflicts of interest, candor requirements and various other duties and obligations imposed upon government and public interest attorneys, whether they litigate cases or not. Real world scenarios will be used to illustrate the various ethical issues attorneys face each day. The class will meet once a week. A student’s grade will be based upon the quality of in-class participation, a take-home final exam and a 10 page paper on a topic of the student’s choosing in consultation with the Instructor.

Spring 2017 – Lynda Peters

Legislation and Statutory Interpretation
LAWS 44201 - 01 (3) 1E, BID, CORE
Much legal work today involves the close reading and interpretation of statutes or similar texts. This class considers current theories and problems related to the production and interpretation of statutes. The class encompasses political theory and public choice approaches to the legislative process as they relate to legal interpretation. It aims to bolster students’ ability to work with statutes in law school and beyond. At the end of the class, students will have a thorough grasp of the production of statutes by the legislative branch and their use by the courts. The student’s grade is based on a final examination.

Spring 2017 - Aziz Huq

LGBT Law
LAWS 53365 – 01 (2) BID, LEC, SEM, WP
This seminar examines the treatment of gender, sexual orientation and related questions of sexuality and identity in the U.S. legal system. The course emphasizes constitutional jurisprudence and theory with a particular focus on the First Amendment and the equal protection and due process guarantees, and statutory antidiscrimination provisions. Topics covered include marriage rights, student speech, the definition of sex under the equal protection guarantee and statutory antidiscrimination provisions, the rights of students to access sex segregated
facilities, public and private workplace concerns, rights of intimate and expressive association, and asserted conflicts between religious liberty and nondiscrimination principles.

Winter 2017 – Camilla Taylor

**Life (and Death) in the Law**

LAWS 53348 – 01 (2) WP, BID, SEM

This seminar will explore the various definitions and valuations of life across diverse areas of the law. Readings will include seminal cases in reproductive rights, assisted suicide, right-to-die, and capital punishment. Background readings in related areas, i.e., scientific journals, papers, etc. will also be required. The seminar will discuss policy decision-making including actuarial analysis and social, medical and religious values inherent, implicit or ignored in the legal analysis. Students will be required to write two response papers, co-draft a statute in one area of law, and participate in jury deliberations. Grade will also be based on class participation.

Spring 2017 – Herschella Conyers

**Litigation Laboratory**

LAWS 81015 - 01 (3) WP, SKLL, BID, LEC, SIM

This seminar brings lawyers and students together to analyze and develop aspects of the lawyers’ ongoing cases. It allows good lawyers to use law students for collaborative help with open cases, and allows law students to learn litigation skills by working with the lawyers. A different lawyer with a different case will participate in most class sessions. Typically the lawyer will provide materials for the students to review before the class. During the class, students will discuss, argue, debate, and work with the lawyer to solve hard issues. Following each class, students will complete written materials analyzing and evaluating the problem. In classes when lawyers are not included, students also learn practical litigation skills through various advocacy exercises. Students will be graded based on active participation and their written materials.

Winter 2017 - James A. Clark; Catherine M. Masters

**Local Government Law**

LAWS 43228 - 01 (3) CORE

This course examines the law regarding the provision of public goods and services at the state and local level. It explores the way in which local government law addresses the issues of what services a local government should provide, which residents should receive those services, who pays for the services provided, and how these decisions are reached. In the process, it explores the relationship among federal, state, and local governments, with particular emphasis on judicial analysis of the constitutional and statutory basis of those relationships.

Winter 2017 - Julie Roin
Marketing Strategy
LAWS 43256 - 01 (3) BID, CORE, DOC
The objectives of the course are to introduce you to the substantive and procedural aspects of marketing management and to sharpen your skills for critical analytical thinking and effective communication. My goals are:
1. To introduce you to marketing strategy and to the elements of marketing analysis: customer analysis, competitor analysis, and company analysis.
2. To familiarize you with the elements of the marketing mix (product strategy, pricing, advertising and promotion, and distribution), and to enhance your problem solving and decision-making abilities in these operational areas of marketing.
3. To provide you with a forum (both written and oral) for presenting and defending your own recommendations and for critically examining and discussing the recommendations of others.
Effective marketing management results not from simply internalizing marketing facts and institutional detail, but from systematic critical thinking and the reasoned application of several general, underlying principles.
“Whatever be the detail with which you cram your student, the chance of his meeting in after-life exactly that detail is almost infinitesimal; and if he does meet it, he will probably have forgotten what you taught him about it. The really useful training yields a comprehension of a few general principles with a thorough grounding in the way they apply to a variety of concrete details. In subsequent practice the (students) will have forgotten your particular details; but they will remember by an unconscious common sense how to apply principles to immediate circumstances.”
Autumn 2016 - Sanjay Dhar

Mental Health Advocacy Clinic
LAWS 90213 - 01 (1, 2, or 3 per quarter, 9 maximum) ++, A, WP, SKLL, CLN
Mental Health Advocacy teaches a variety of advocacy skills. With the permission of the clinical teacher, students may choose to focus on litigation, legislation, or both. Students engaged in litigation may interview clients and witnesses; research and draft pleadings and legal memoranda, including briefs to reviewing courts; conduct formal and informal discovery; negotiate with opposing counsel and others; conduct evidentiary hearings and trials; and present oral argument in trial and appellate courts. Students who have completed fifty percent of the credits needed for graduation may be licensed to appear, under the supervision of the clinical teacher, in state and federal trial and appellate courts pursuant to court rules and practices. Students engaged in legislative advocacy may research and draft legislation and supporting materials, devise and implement strategies to obtain the enactment or defeat of legislation, negotiate with representatives of various interest groups, and testify in legislative hearings. In addition to discrete
advocacy skills such as cross-examination, discovery planning, and legislative drafting, the course aims to provide students with an understanding of the relationships between individual advocacy tasks and the ultimate goals of clients, between litigation and legislative advocacy, and between advocacy on behalf of individual clients and advocacy for systemic change. Prior or contemporaneous enrollment in Law and the Mental Health System is encouraged, but not required, for all students. See the general rules for all clinical courses for further details concerning enrollment, including the rules governing the award of credit. There is a mandatory one-credit seminar component for this course which meets once a week during the Autumn Quarter. Mental Health Advocacy satisfies part of the writing requirement if substantial written work is completed. Student may enroll in this clinical course for between one and six quarters. Autumn 2016, Winter 2017, Spring 2017 - Mark J. Heyrman

**Mergers and Acquisition Agreements**

LAWS 53366 – 01 (3) BID, SEM

In this seminar we will examine issues that may arise in the negotiation of: (1) merger agreements in which the target is a public company; (2) stock purchase agreements under which all of the target’s outstanding shares are acquired; and (3) asset purchase agreements. For each type of agreement, we will begin with a discussion of significant issues that tend to be present. We will then have a simulated negotiation based on a hypothetical situation in which the parties will be attempting to negotiate contractual language that would be part of the type of agreement at issue. In that simulated negotiation certain members of the class will be named counsel or a business representative for either the buyer or the seller and will engage in negotiations (which may be both inside and outside of class) and efforts to draft appropriate contractual provisions to which the parties can agree. Each student will be counsel to a party at least once. Grades will be based on classroom performance and on the draft and final contractual provisions submitted. Some of the topics in this class will also be covered in Mergers and Acquisitions, but that course is not a prerequisite for this seminar and students may take both classes.

Spring 2017 - Scott Davis

**Mergers and Acquisitions**

LAWS 53107 – 01 (3) CORE

In this course we will examine a number of the important legal and practical issues that arise in connection with mergers and acquisitions of U.S. businesses. These include: (1) the differences between mergers and tender offers, and the advantages and disadvantages of each type of transaction; (2) the duties of directors in change of control transactions; (3) special considerations applicable to going private transactions in which publicly held companies are acquired by controlling
shareholders or by entities with the participation or support of the company’s management; (4) disclosure issues in public M&A transactions; (5) issues that arise in connection with hostile takeovers and takeover defenses; (6) deal protection provisions in public merger agreements; (7) some issues that arise in connection with merger, stock purchase, and asset purchase agreements; (8) issues relating to fraud claims brought in M&A transactions; (9) some of the rights that sellers may have after agreements are signed if the buyer can’t or won’t close; and (10) issues that arise in connection with preliminary agreements. The course materials will include articles and relevant judicial decisions, as well as some disclosure documents and model merger, stock purchase and asset purchase agreements. Some of the topics we will cover in this course may be covered in introductory business law courses, but students who have taken or are taking introductory business law courses should not hesitate to sign up for this course. Introductory business law courses are not a prerequisite for this course. Some of the topics in this course will also be covered in Buyouts and in Mergers and Acquisitions Agreements, but those courses are not a prerequisite for this course and students may take all three courses. Grades will depend on a take-home exam and class participation.

Autumn 2016; Winter 2017 – Scott Davis

Modern Professional Responsibility
LAWS 41018 - 01 (3) PR, BID
This course satisfies the professional responsibility requirement. It will explore a variety of legal, ethical and real-world issues commonly faced by modern lawyers in their daily practices. It will address the relationship among the Model Rules of Professional Responsibility, the Restatement of Law Governing Lawyers and the Sarbanes-Oxley Act. It will also focus on several noteworthy legal malpractice and securities claims in which lawyers and major law firms were involved. Course materials will include traditional texts and statutory materials, hypotheticals drawn from unreported matters, as well as the results of mock trials and jury focus groups in which the conduct of lawyers was at issue.

Autumn 2016 - Mark D. Nozette

Money and Criminal Justice
LAWS 53367 – 01 (2) BID, SEM
This seminar explores the roles money plays in the criminal justice system. Potential topics include indigent defense funding, for-profit policing, the prison-industrial complex, liability insurance, private prisons and police, federal grants, and bail. Readings will be interdisciplinary. Grades will be based on class participation and reaction papers and/or online posts.

Autumn 2016 – John Rappaport
Moot Court Boot Camp  
LAWS 95030 - 01 (1) SKLL, BID, SIM  
Moot Court Boot Camp has two components: oral advocacy and writing. The oral advocacy component will cover the basics of appellate oral argument. Students will receive two different cases and prepare and submit argument outlines in advance. During the workshop, students will gain hands-on experience by conducting multiple oral arguments before a variety of alumni and other practicing attorneys, judges, and faculty, who will provide feedback. The writing component will cover the basics of appellate brief writing. Students will prepare a short, written assignment that we will discuss and revise during class. We will focus on strong issue statements, effective headings, and powerful conclusions. We'll also explore sentence structure and word choice. Students will learn to define themes in their writing and carry them into the oral argument. Focused writing, we will learn, promotes successful oral advocacy, and vice versa. 
This class, which will meet for the weekend of October 29-30, is an optional supplement to the Hinton Moot Court Competition. One credit will be granted for the weekend course and an additional credit will be granted upon completion of two judged arguments as part of the Hinton Moot Court Competition. There are no prerequisites, but good faith participation in the Hinton Moot Court Competition is required. Students may receive credit for this class only once during their Law School career. The Moot Court Boot Camp is open to J.D. students only and is graded Pass/Fail. Autumn 2016 - Elizabeth Duquette; Lisa Noller

Municipal and State Insolvency  
LAWS 53233 – 01 (2) ++, BID, SEM  
This seminar focuses on the legal issues that arise when a state or municipal government becomes financially distressed, with particular emphasis on the evolution of Chapter 9 of the Bankruptcy Code from the 1930s until the present day. Students are required to write a series of short papers. Taking bankruptcy law before or concurrently with this course is useful, but not required. 
Winter 2017 – Douglas Baird

Negotiating International Agreements: The Case of Climate Change  
LAWS 53387 – 01 (2 or 3) BID, LEC, SEM  
This seminar is a practical introduction to the negotiation of international environmental agreements, with a focus on climate change. Students will learn about the cross-cutting features of international environmental agreements and, through the climate change lens, explore the process of negotiating such agreements, the development of national positions, the advocacy of positions internationally, and the many ways in which differences among negotiating countries are resolved. The seminar will also examine the history and substance of the climate change regime, including, inter alia, the 1992 UN Framework
Convention on Climate Change, the 1997 Kyoto Protocol, the 2009 Copenhagen Accord, and the Paris Agreement, concluded in December 2015. Grades will be based on class participation and a series of short reaction papers. With permission of the instructor, students may receive three credits for the seminar by writing an additional 10-12 page research paper.
Winter 2017 – Sue Biniaz

Negotiation Theory and Practice
LAWS 53368 – 01 (3)
This course offers students an opportunity to develop negotiating skills and strategies for application in all areas of personal and professional life. Students will be introduced to conceptual frameworks for understanding how agreements are reached or not reached, and they will have ample opportunities to practice negotiation in structured simulations and other exercises. Assigned readings and seminar discussions will consider contributions from law, game theory, psychology, and more. Students will be encouraged to develop their own tools and practices of inquiry to enable continued learning about negotiation beyond the limits of the quarter.
Autumn 2016 – Ian Solomon

Non-Profit Organizations
LAWS 53202 - 01 (2) BID, SEM
This seminar explores the laws associated with non-profit organizations and charitable giving, with a particular emphasis on tax-related issues. Grades will be based on a final examination. Instructor’s approval is required for students who have not completed or are currently enrolled in Introductory Income Tax.
Winter 2017 - Daniel Hemel

Partnership Taxation
LAWS 44301 - 01 (3) ++, SKLL, BID
A review of the principles of partnership taxation, with an emphasis on the tax consequences of the formation, operation and dissolution of partnerships. Matters discussed include the treatment of leverage, capital accounts, disguised sales, mixing bowls, anti-abuse rules and other aspects of partnership taxation.
Spring 2017 - Todd D. Golub; Richard M. Lipton

Patent Law
LAWS 43244 - 01 (3) BID, CORE
This is a basic course in patent law, in which the class is introduced to the governing statutes, core concepts, and influential court decisions. No technical expertise is necessary whatsoever, and students from all backgrounds are encouraged to enroll. Patent cases sometimes involve complicated technologies, but the key to understanding the relevant legal issue almost never turns on an
understanding of the patented technology itself. Student grades are based on an in-class final examination. Students from all backgrounds -- technical or not -- are encouraged to enroll.

Spring 2017 - Jonathan Masur

**Patent Litigation**

LAWS 53254 - 01 (3) ++, SKLL, BID, SEM, LEC

This course is a hands-on introduction to patent litigation. Using a hypothetical case, students will explore the practical application of key patent law and litigation concepts. Students will follow the litigation over the course of the term as counsel for plaintiff or defendant. Students will be asked to produce written work (e.g., pleadings, motion papers, deposition outlines, etc.) and to orally argue motions. Potential topics include motions to dismiss or transfer, discovery disputes, claim construction, expert discovery, summary judgment, and appeals. In addition to oral argument, class will discuss practical and legal topics pertaining to patent litigation, typically to assist in preparation of the next week's assignment.

Spring 2017 - Steven C. Cherny; Jason Wilcox

**Poverty and Housing Law Clinic**

LAWS 91301 - 01 (3 or 4 per quarter, 7 total) A, SKLL

This clinic, conducted over two sequential quarters, exposes students to the practice of poverty law by giving them the opportunity to work on housing cases at LAF, the Midwest's largest provider of free civil legal services to the poor. Students may be asked to attend administrative grievance hearings, represent tenants facing unwarranted evictions, and prevent landlords from performing lockouts or refusing to make necessary repairs. All students will be expected to interview clients, prepare written discovery, conduct research, and draft motions. In addition to working 12 hours a week at LAF, students will attend a weekly two-hour class to learn about subsidized housing programs, eviction actions, housing discrimination, the intersection between domestic violence and housing, and the extensive and often misunderstood connection between criminal law and housing. Enrollment is limited to eight students. The seminar is taught by Lawrence Wood (Director, LAF’s Housing Practice Group). Each student’s grade is based on his or her class participation (20%), a paper (10%), and work at LAF (70%).

Winter 2017, Spring 2017 - Lawrence Wood

**Poverty Law**

LAWS 57402 – 01 (2 or 3) WP, BID, SEM, LEC

In Poverty Law, we explore the role that lawyers can play in challenging the distribution of wealth in American society. We focus primarily on the patchwork of government programs we call the “safety net” such as programs providing cash (welfare), food assistance, and Medicaid. We try to deepen our understanding, as lawyers and as citizens, of how such programs, a frequent source of discussion in
current media, function in reality. In the process, we enjoy many opportunities to explore whether and how program structures reflect or reinforce prevailing cultural attitudes and assumptions about program participants including attitudes and assumptions based on gender and race. We also debate, from practical, political, legal and ethical perspectives, what government can or should do, when administering safety net programs, to address what policy makers identify as root causes of American poverty.

Spring 2017 – Miriam Hallbauer

**Pre-Trial Advocacy**
LAWS 81008 - 01 (2) ++, SKLL, BID, SIM, LEC
This seminar will focus on litigation strategies and skills that are instrumental in the day-to-day life of a litigator, many of which are used in both the pretrial and trial phases of litigation. Students will get to interview witnesses, negotiate discovery disputes, take depositions, cross-examine witnesses and draft and argue motions in limine, in addition to learning to evaluate and develop facts and legal theories and study tactical moves to disarm the opposing side and narrow the case for trial. The seminar employs a variety of learning methodologies, including lectures, small group discussions, and participation in mock exercises with live witnesses. Students taking Pre-Trial Advocacy are also eligible to enroll in the Intensive Trial Practice Workshop. Because of the overlap in topics, students are ineligible for Pre-Trial Advocacy if they have taken or are currently enrolled in any of the following litigation clinics: Criminal and Juvenile Justice Project Clinic; Civil Rights Clinic: Police Accountability; Mental Health Litigation Clinic; Complex Mental Health Litigation Clinic; Exoneration Project Clinic; Employment Discrimination Clinic; Abrams Environmental Law Clinic; and Federal Criminal Justice Clinic. The student’s grade is based on class participation, including participation in mock exercises, and written work product.

Autumn 2016 - Erin E. Kelly; Lisa Hausten

**Privacy**
LAWS 43250 – 01 (3) BID, SEM
This seminar surveys America’s efforts to draw boundaries between the public and private spheres. Substantive topics of discussion may include privacy tort law, constitutional and statutory privacy frameworks, Internet privacy; health care and genetic privacy; sexual privacy; FTC privacy regulation, and European privacy law. The student’s grade is based on a series of bi-weekly reaction papers, one of which will require outside research, and class participation.

Winter 2017 – Lior Strahilevitz
Private Equity in Asia
LAWS 53228 - 01 (3) WP, BID, SEM, LEC
Private equity is expanding rapidly into new regions around the world. Asia, where profound economic change is taking place in countries such as China, India, Indonesia, and Viet Nam, offers attractive opportunities for Western firms seeking to apply their proven investment models. Leading global firms like Carlyle, KKR, and Bain Capital are bullish on Asia and expect their Asian operations to excel in both rate of growth and rate of return and eventually rival their U.S. and European operations. Such expansion is not without risk, however, and success in Asia requires private equity firms to develop new skills such as partnering with state-owned enterprises, accepting minority investment stakes, dealing with ambiguous legal frameworks, fending off fraud and corruption, and correcting weak corporate governance. Additionally, competition from indigenous firms is threatening to change the landscape - domestic funds are sprouting up in large numbers and increasingly attracting many of the best deals.
This seminar will address current developments in private equity across major countries in Asia. We will examine the rise of the industry in the region, the role of private equity in economic development, and the nature of recent Asian private equity deals. Using case examples, we will evaluate deal opportunities and simulate investment decisions in eight different countries. Grading will be determined by class participation during the discussion of cases and readings and by performance across three short papers. The first paper will examine private equity in the macro-context of economic transformation; the second will focus on the evaluation of a recent deal; and the third will address the terms in a prospective deal negotiation.
Autumn 2016 - Tom J. Manning

Private Equity Transactions: Issues and Documentation
LAWS 53224 - 01 (3) ++, SKLL, BID, SEM, LEC
This seminar will examine from a practical perspective the issues and documentation arising in a typical private equity acquisition transaction. The seminar will follow this type of transaction through its various stages and provide students in-depth and practical experience with common deal issues and drafting contractual provisions to address those issues. The goal of the seminar is to help prepare students for the practical aspects of being a deal lawyer. Coursework will include reading acquisition contracts, cases and legal commentators and weekly written assignments (contract drafting and issue analysis).
Grades will be based on class participation and the written assignments.
Business Organizations and Contracts are prerequisites.
Winter 2017 - Mark A. Fennell; Stephen L. Ritchie
Professional Responsibility
LAWS 41016 - 01 (3) PR, BID, LEC, SEM
This seminar will focus on the rules governing the legal profession and practical applications of the rules. Class materials will include the ABA Model Rules of Professional Conduct and a textbook; we may also read supplemental materials from time to time. Grades will be based on an in-class final exam, weekly response papers, and a class participation component. This seminar will fulfill the professional responsibility requirement.
Winter 2017 - Martha M. Pacold; Daniel Feeney

Professional Responsibility and the Legal Profession
LAWS 43284 – 01 (3) PR, CORE
This course provides a systematic treatment of the law of professional responsibility. The central goal is to understand how the rules of professional conduct guide lawyer conduct and shape the legal profession. Toward that end, we will begin by examining the lawyer’s key duties to clients in different contexts, paying attention to differences based on what lawyers do (advocacy, advising, negotiating), where they work (law firms, corporate legal departments, government legal offices, public interest organizations, legal services groups), and what types of clients they represent (individuals, classes, organizations). Drawing upon case materials and problems, our emphasis will be on how lawyers define and resolve ethical problems while promoting their public duties in the real world of practice. We will pay special attention to the two foundational rules of professional responsibility “client confidentiality and conflicts of interests” and will consider how market changes and demographic shifts impact the lawyer’s role. Overall, the course is designed to help you think critically about the challenges you will face in the profession you are about to enter and how you can best meet them in the pursuit of your professional goals.
Autumn 2016 – Anna Marshall

Project and Infrastructure Development and Finance
LAWS 53110 - 01 (3) ++, WP, BID, SEM, LEC, CL
This seminar is focused on the development and project financing of infrastructure facilities. These transactions feature a wide variety of commercial agreements and financial instruments, legal and financial structuring, and a significant role for lawyers. Public private partnership structures will be examined. Representative transactions, principally in the energy, transportation and public infrastructure sectors, will be selected for analysis and discussion. Infrastructure projects such as these provide a convenient vehicle for discussion of contractual provisions, structuring parameters, financial analysis, and legal practice issues common to a broad range of business and financial transactions. The classes will be discussion oriented; grades will be based on 3-4 short papers, an analytical paper of 10-13 pages based on a case study and class participation.
There are no pre-requisites, although basic corporation law is recommended. The readings will be taken from textbooks, professional journals, and actual commercial and financial contracts. A speaker from the financial community with a wide range of experience is expected.
Enrollment is limited to 25 students.
Autumn 2016 - Martin D. Jacobson

**Prosecution and Defense Clinic**
LAWS 91201 - 01 (3 or 4 per quarter, 7 total) A, SKLL., CLN
The Prosecution and Defense Clinic provides students with an opportunity to learn about the criminal justice system through: (1) a 2-quarter seminar taught by a former Assistant United States Attorney and a career defense lawyer; and, (2) a clinical placement in either a prosecutor’s office or public defender’s office. The course will familiarize students with the legal procedures and issues which arise in a typical criminal case as well as ethical and other social justice issues encountered by all criminal justice attorneys and courts. The clinic provides students with a unique combination of substantive criminal law and procedure, ethics, trial practice, and hands-on experience through a clinical placement.
Each student in the clinic will be responsible for securing a field placement and participating in a pre-screened externship program with a federal or state prosecutor or defender office for the winter and spring quarters. Examples include the U.S. Attorney’s Office for the Northern District of Illinois or the Public Defender’s office in any northern Illinois county. Students will comply with the clinical placement’s requirements regarding hours and assignments, and may be expected to research substantive criminal law issues, draft affirmative and responsive pleadings and memos, interview witnesses and clients, assist lawyers with court hearings and where permitted (and with an appropriate 711 license), appear in court under the supervision of practicing attorneys.
Other components of each student’s grade are: seminar classroom participation; trial practice exercises; journal entries; and, a 10-page practice paper or research paper. There is no final exam (in either quarter) and students will earn up to seven credits for the course, depending on the placement. Because of the practical component, the class size will be limited to twelve 2L or 3L students.
Winter 2017, Spring 2017 - Lisa M. Noller; Molly Armour

**Public Choice**
LAWS 43218 - 01 (3) BID, CORE
This course focuses on the relationship between modern perspectives on voting and interest groups on the one hand and legislation and judicial interventions on the other. Public choice is essentially the science of collective decision-making, and it comes with several well developed tools of analysis. With these tools, and that perspective, we revisit the interactions between legislatures and judges, democracy’s attempt to solve certain problems, and the roles played by a variety of
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legal doctrines and constitutional institutions (from takings law to the meaning of precedents and to the way we structure appeals). As the course proceeds, we explore specific topics in law, such as the possibility of judicial vote-trading, the role of referenda in some jurisdictions but not others, and the role of precedent itself. Grades will be based on a final examination.
Winter 2017 - Saul Levmore

Public Corruption and the Law
LAWS 53205 - 01 (2 or 3) ++, WP, BID, SEM, LEC
This seminar will focus on how governments use the law to prevent and catch public corruption, how the law is sometimes used to protect public corruption, and how one should determine the optimal response to corruption and its consequences. We will examine the substantive criminal laws and sentencing schemes used in the best public corruption prosecutions, ranging from RICO and "honest services" fraud to bribery and extortion laws. We will also examine the laws that create, authorize, or prevent the most effective investigative tools used by law enforcement against public corruption, including wiretap laws and related privacy issues. We will study several key topics within public corruption law, including patronage, its effect on democratic institutions, and its status under the First Amendment; campaign finance reform and whether money in campaigns is protected speech or a corrupting influence (or both); and the relationship between transparency, online access to information, and corruption. We will also consider an economic analysis of public corruption, including questions about whether the level of democracy, and the pervasiveness of corruption in the culture, affect the cost-benefit analysis.
Constitutional Law I and II are recommended pre-requisites.
Students taking the class for 3 credits write one short reaction paper (or short research paper if appropriate), and one major paper.
Those taking it for 2 credits write several short reaction papers.
Spring 2017 - David H. Hoffman

Public International Law: Human Rights
LAWS 43285 – 01 (3) CORE, SRP, WP
This course is an introduction to public international law, which is the body of law that nation states have jointly created for the purpose of governing their relations. The course focuses on the sources of international law, international institutions such as the United Nations, and international adjudication. Most examples are drawn from the field of human rights so that the course can serve as an introduction to that topic as well. Grades will be based on class participation and an examination. A paper option is allowed for students who wish to write an SRP.
Autumn 2016 – Tom Ginsburg
Public Land Law
LAWS 44501 – 01 (3) CORE
This course introduces the law governing public lands in the United States, including the preservation and the exploitation of the natural resources on those lands. The course deals with the administrative structures and the legal doctrines that have been developed to control use and enjoyment of the public lands. It takes up selected subjects to illustrate how the system works. Among possible subjects for inclusion are: the national parks, timber policy, grazing rights, mining law, protection of wildlife, and wilderness preservation. The choice of subjects to be studied will depend in large part on the interests of the students who enroll.
Autumn 2016 – Richard Helmholz

Racism, Law, and Social Sciences
LAWS 54303 - 01 (3) SRP, WP, BID, SEM
This seminar will provide an in-depth study of theories and methods for analysis of racialization in past and present societies. Analyses of the social construction of racial and ethnic identities have facilitated studies of the ways in which social differences are created, maintained, and masked. Subjects to be addressed in this seminar include the interrelation of racializing ideologies with other cultural and social dimensions, such as class, ethnicity, gender, political and legal structures, and economic influences. We will also consider the related histories of biological and genetic concepts of different races within the human species as part of the context of our study of racism operating within social processes. Requirements for this seminar course include preparation of a research paper and thoughtful class participation. Writing for this seminar may be used as partial fulfillment of the JD writing requirement (SRP or WP).
Winter 2017 - Christopher C. Fennell

Religion, Law, and Politics
LAWS 53335 - 01 (3) WP, CL, BID, SEM, LEC
This seminar examines the conceptualization and realization of religious liberty and the separation of church and state. We explore philosophical precepts and historical contexts, review the state of the law, and address current controversial issues.
Autumn 2016 - Sylvia Neil

Reproductive Health and Justice
LAWS 53131 - 01 (3) WP, BID, SEM, LEC
This seminar will examine the history and evolution of legal protections for abortion, contraception and other reproductive health care. We will look at state and federal constitutional, statutory and common law theories used to secure and protect these rights. We will explore current threats and growing barriers to access,
including ever-expanding assertions of religious beliefs to limit access to reproductive health care. We will also look at advocacy strategies for addressing those threats and barriers.

Grades are based on a final paper and class participation.

Spring 2017 - Lorie Chaiten

**Retail Law and Transactions**

LAWS 81024 – 01 (3) SKLL, BID, SEM

This seminar addresses the principal legal issues and commercial challenges facing the retail sector. Particular attention will be paid to relations with vendors and other third-party business associates, and customers, the effect of the evolving economy on these relations, and the challenges and opportunities brought about by globalization, technology, social media, and e-commerce. Students will develop an understanding of key corporate, IP, contracting, sourcing, regulatory and other legal issues and practice pitfalls. The instructors will emphasize the practical interplay and tension between commercial realities and legal requirements, and strive to demonstrate the increasing professional burdens and responsibilities to which “in-house” counsel are subject. At times, the instructors will use a case-study format to emphasize identification and resolution of key issues and risks experienced by retailers, as well as to highlight examples of retailers both thriving and struggling to adapt to change. The instructors also will use actual contracts, retailer policies and practices, litigation materials and internal-investigation documents. The class will participate in multiple role-playing scenarios, including contract negotiations and a crisis management reenactment. Tony Bangs, formerly Senior Vice President and General Counsel of the Neiman Marcus Group, and Nate Lutz, Senior Counsel of Meijer, will co-teach this seminar with Professor Zarfes, whose in-house experience was gained as Executive Vice President and General Counsel of Cap Gemini Ernst & Young. Grades will be based upon quality of class participation, including participation in negotiation exercises (75 percent), and performance of a group project to be undertaken outside of class and presented in class (25 percent). The instructors will emphasize quality of oral and written expression and legal analysis.

Autumn 2016 – David Zarfes; Nathan Lutz; Tony Bangs

**Right to Health International Facets and Local Application: Selected Aspects**

LAWS 43288 – 01 (1)

The course of 5 modules will examine the Right to Health internationally and its domestic application. The first module will deal with international treaties, the general principles and the jurisprudence, sources of human rights law, evolution of human rights treaties, differences in common and civil law countries, differences within human rights treaties and comparing them with and other treaties, including the TRIPS Agreement and Free Trade Agreements and their consequent impact. It will also deal with obligations of States internationally, nationally
domestication, interpretation, sovereignty, enforcement. The second module will dealt with the principles of the Right to Health under the ICESR and its various facets as elaborated in General Comment 14 including principles of non discrimination, informed consent, vulnerable groups and participation of those affected, the application of the Right to Health in domestic jurisdictions as also the evaluation and critique of the Right to health. The third module will deal with practical application of the principles elaborated in the earlier modules as applied in the case of the HIV epidemic, the empowering and the participation of the persons directly and indirectly affected by the HIV epidemic, the concept vulnerable groups, the history of criminalisation of vulnerable groups, including sex workers, drug users and LGBTI communities and the methods adopted to deal with that. The fourth module will deal with the TRIPS Agreement and Access to Medicines, the principle of flexibility, patents on medicines, their ever greening and tools adopted by States to deal with that. It will also deal with the substantive and procedural aspects of the grant of a patent and oppositions to it; making affordable medicines through competition and the role of the generic industry in that as also future challenges to that. The fifth module will deal with the Free Trade Agreements, Trade investment Agreements the push towards TRIPS plus provisions, the reduction of policy space for the States and consequent the impact they have on access to medicines and the Right to Health. In particular the module will touch on the Investor State Dispute settlement fora as also on the human rights accountability of the Trans National Corporations and the challenges ahead to get that done.

Autumn 2016 – Anand Grover

Roman Philosophers on the Fear of Death
LAWS 53370 – 01 (3) CL
All human beings fear death, and it seems plausible to think that a lot of our actions are motivated by it. But is it reasonable to fear death? And does this fear do good (motivating creative projects) or harm (motivating greedy accumulation, war, and too much deference to religious leaders)? Hellenistic philosophers, both Greek and Roman, were preoccupied with these questions and debated them with a depth and intensity that makes them still highly influential in modern philosophical debate about the same issues (the only issue on which one will be likely find discussion of Lucretius in the pages of The Journal of Philosophy). The course will focus on several major Latin writings on the topic: Lucretius De Rerum Natura Book III, and extracts from Cicero and Seneca. We will study the philosophical arguments in their literary setting and ask about connections between argument and its rhetorical expression. In translation we will read pertinent material from Plato, Epicurus, Plutarch, and a few modern authors such as Thomas Nagel, John Fischer, and Bernard Williams.
Prerequisite: ability to read the material in Latin at a sufficiently high level, usually about two years at the college level.
Winter 2017 – Martha C. Nussbaum

Secured Transactions
LAWS 42201 - 01 (3) BID, CORE
This course deals with the many legal issues that come into play when there are collateralized loans for which the collateral is personal property. Students focus on Article 9 of the Uniform Commercial Code, the Bankruptcy Code, and other related laws. This form of lending is central to our economy, and the applicable legal doctrines are ones that every corporate and commercial lawyer should firmly grasp. The course is a useful, though not absolutely essential, preparation for Bankruptcy and Reorganization: The Federal Bankruptcy Code (LAWS 73601). The student’s grade is based on a proctored final examination.
Autumn 2016 – Douglas Baird

Secured Transactions
LAWS 42201 - 01 (3) BID
Secured lending is central to our economy, and the applicable legal doctrines are ones that every corporate and commercial lawyer should grasp. Focusing primarily on Article 9 of the Uniform Commercial Code, students will learn about different forms of collateral, how security interests are created and perfected, and the remedies available to secured lenders. This course is a useful preparation for Bankruptcy and Reorganization courses, and will be worthwhile for students contemplating private practice in corporate, commercial finance or bankruptcy/workout groups. Grades will be based on a final examination. Open to MBA students.
Winter 2017 – Erin Casey

Securities Regulation
LAWS 42401 - 01 (3) BID
This course examines the federal statutes and administrative regulations governing the issuance and sale of securities in the United States. We will cover the registration and distribution of securities by issuers, such as through initial public offerings or private placements; exemptions from registration requirements, such as those used by private equity and hedge funds; federal disclosure obligations, such as quarterly reports and proxy filings; and theories of liability for securities violations, such as insider trading and fraud. The student's grade will be based primarily on a final in-class examination but valuable class participation may also be taken into account.
Autumn 2016 – William Birdthistle
Securities Regulation  
LAWS 42401 – 01 (3) ++, BID, CORE  
We will examine in detail the law regulating the issuance and sale of securities (that is, stocks, bonds, and other financial instruments) in the United States. Topics will include: initial public offerings (IPOs), the regulation of stock exchanges, private placements of stock, securities fraud litigation, and the regulation of broker-dealers.  
Winter 2017 – M. Todd Henderson

Selected Topics in Conflict of Laws  
LAWS 53389 – 01 (2) BID, SEM  
This seminar will examine the legal framework for the resolution of interstate conflict of laws within the U.S., focusing on the choice of law principles that courts apply to determine the rule of decision in cases where the relevant parties, conduct or transactions have connections to more than one state. Topics include the traditional and modern approaches to choice of law; federal constitutional limitations on choice of law; conflict of laws in the federal system, and the role of international conflict of laws rules on the domestic enforcement of foreign judgments, among other topics. There are no prerequisites for this seminar.  
Student grades are based on class participation and a series of short response papers.
Spring 2017 – Daniel Abebe

Strategies and Processes of Negotiation  
LAWS 81002 – 01 (3) SIM, SKLL, BID, DOC  
Increasingly negotiation is part of the day-to-day life of managers. The aim of this class is to make students more effective negotiators. Students should leave the class with (1) a structured approach for preparing for and thinking about negotiations; and (2) a refined set of skills for carrying out negotiations. A central part of the class is an extensive set of negotiation simulations. These simulations take students through a variety of negotiations: single and multiple issue; two-negotiator and multiple-negotiator (coalitional); and internal (within organization) and external. In addition, the class includes a number of cases. Lectures, readings, and structured analytical exercises supplement the simulations and cases.  
Winter 2017 – George Wu

Structuring Financial Instruments  
LAWS 53223 - 01 (2 or 3) ++, WP, SKLL, BID, SEM, LEC  
This seminar introduces tax, legal, accounting and economic principles relevant to the structuring of complex financial instruments – from forwards, swaps and options to convertible bonds and other securities with embedded derivatives. Throughout the seminar, different products designed to achieve similar economic goals will be examined to highlight the significance of structuring choices and the range of techniques available. For example, there are various products that can be
used to approximate the economics of buying an asset, without an actual purchase of that asset. The seminar will examine how these products are treated differently for tax, securities law, commodities law, bankruptcy, accounting and other purposes, notwithstanding their economic similarity. Students will develop the ability to optimize transactions by selecting among existing financial instruments or inventing new ones. The seminar will also include discussion of policy issues. No specific prerequisites, but introductory income tax recommended, and knowledge of securities law and bankruptcy law helpful. The seminar will be assessed via a) a series of reaction papers (2 credits) or b) via a full-length research paper (3 credits). Class participation and attendance will be considered.

Spring 2017 - Jason Sussman

Structuring Venture Capital, Private Equity, and Entrepreneurial Transactions
LAWS 43225 - 01 (3) ++, SKLL

This course covers tax, legal, and economic principles applicable to a series of interesting, complex, current entrepreneurial transactions, utilizing venture capital or private equity financing, including (1) new business start-up, (2) growth-equity investment in existing business enterprise, (3) leveraged buyout of private or public company (including going-private transaction), (4) use of flow-through tax entity such as S corporation, partnership, or LLC for variety of venture capital or private equity financed transactions, (5) devising equity-based executive compensation program, (6) private equity financed restructuring or workout (in or out of bankruptcy) for troubled over-leveraged enterprise and utilizing troubled company’s NOL post restructuring, (7) exit scenarios for successful venture capital or private equity financed enterprise (such as IPO, SEC rule 144 stock sales, sale of company, or merger of company into larger enterprise), and (8) forming venture capital, LBO, or private equity fund.

Substantive subjects include federal income tax, securities regulation, corporate law, partnership law, LLC law, bankruptcy law, fraudulent conveyance law, and other legal doctrines, as well as accounting rules and practical structuring issues (including use of common and preferred stock, subordinated or mezzanine debt, convertible debt, convertible preferred stock, warrants, and options), all reviewed in a transactional context, and with discussion of their policy underpinnings and likely future evolution.

No specific prerequisites, but introductory income tax strongly recommended, entity taxation desirable, and knowledge of corporate law, securities regulation, bankruptcy, and accounting helpful. However, the course book and the course book appendix contain adequate discussion and supplemental precedents for an understanding of the material covered by the course. The grade is based on a final in-class examination.

Spring 2017 - Jack S. Levin; Donald Rocap
Tax Issues in Bankruptcy
LAWS 53371 – 01 (2) ++, BID, LEC, SEM
This seminar provides a basic background in tax issues that affect troubled companies, with special attention to tax issues that arise under the Bankruptcy Code. The seminar will emphasize the tax consequences that can flow from transactions while a case is pending under Title 11 or when a taxpayer engages in an insolvency workout. Additionally, the class will cover the treatment of tax claims in bankruptcy and the litigation of tax liabilities in bankruptcy court. The seminar will primarily focus on corporations in bankruptcy under Chapter 11, but there will also be discussion of the tax effects on individuals and partnerships. Specific topics to be covered include modifying debt and its consequences, the exclusion for discharge of indebtedness income, taxable versus tax-free reorganizations of companies in bankruptcy, special net operating loss change in ownership rules, and certain related consolidated return considerations.
Registration Requirements: Introductory Income Taxation is required except with permission of instructor. Taxation of Corporations I and II and Bankruptcy and Reorganization: The Federal Bankruptcy Code both provide relevant background information, but are by no means required.
Evaluation Methods: Final Examination.
Autumn 2016 – Todd Maynes; Thad Davis; Anthony Sexton

Technology Policy
LAWS 53287 - 01 (2 or 3) BID, SEM
This seminar will look at a mixture of old and new materials on technology and the law, with a special focus on the intersection of antitrust and intellectual property. We typically read 2-5 recent books. Students write blog posts on the readings which will be posted on the class blog. Students will also comment on posts by other students. The blog postings do not fulfill one of the substantial writing requirements. By default, this seminar is 2 credits, but you can earn a third credit if you choose to write a meaningful additional independent study paper for 1 credit. The syllabus for the seminar is at picker.uchicago.edu/seminar/syllabus.htm and the class blog is at picker.typepad.com/picker_seminar/.
The student's grade is based on class and blog participation.
Winter 2017 - Randal C. Picker

Telecommunications and Internet Law
LAWS 43214 - 01 (3) CORE
This is an introductory course looking at the regulatory regimes in the U.S. that apply to telephony (both wireline and wireless) and the infrastructure of the Internet. In particular, this course will explore the legal and policy history behind such regulation and the difficulty of classifying new technologies and applying the existing regulatory regimes to new technologies. This course will not cover mass
media regulation (broadcast television and radio, or cable television). Grades will be based upon class participation, a few short reaction papers, and a final in-class exam.
Spring 2017 - Joan E. Neal

**Textual Interpretation: Linguistics and the Law**
LAWS 53372 – 01 (3) WP, BID, LEC, SEM

Natural language is the primary tool of the law. Lawyers and judges, called upon to interpret contracts, statutes, and other written documents, have developed methodologies for ascertaining the meaning of the parties as expressed in the writing, according to the rules of grammar. (Thayer, 1892).
Methodologies for textual interpretation rest on a number of assumptions about meaning, ambiguity, vagueness, and other aspects of language. But jurisprudence rarely questions those assumptions. The purpose of this seminar is to test the assumptions against philosophical theories, using tools developed in the field of Linguistics.

For example, the late Supreme Court Justice Antonin Scalia advocated for textualism, an approach which rests on the premise that words and sentences have a “plain meaning.” This seminar looks to the classic works of philosophy of language to investigate the concept of “plain meaning.”

The students will read original essays by Frege, Russell, Quine, Strawson, Donnellan, Grice, and other philosophers. Modern linguists, including Chomsky and Fodor, are also on the reading list. Each session will tackle a problem pondered by analytical philosophers (after many decades, their word puzzles are still intriguing). For each problem we will discuss the legal implications; each problem is illustrated by at least one court case in which a metalinguistic understanding of the text might have been helpful in deciding the case.

The seminar explores:
– What is the relationship between the words of a document and the document’s legal effect?
– Does meaning reside only in the private thoughts of the speaker and listener (writer and reader); if not, which aspects of semantic content are intrinsic to the text?
– If the notion of plain meaning is a convenient legal fiction, what policy purposes does it serve?
– What are the ways in which texts can be unclear (lexical ambiguity, syntactic ambiguity, scope ambiguity, vagueness, etc.)?
– When is a proposition true “by definition” and whose definition counts?
– What is the role of precedent in resolving vagueness?

First-year contracts is helpful. Background in Linguistics and Philosophy is not required.
Autumn 2016 – N. Elizabeth Diamond
The Constitution Goes to School
LAWS 43205 - 01 (3) CORE, 1E
This course will examine how the Supreme Court's constitutional opinions have both shaped and misshaped the nation's public schools. In 1969, the Supreme Court famously declared that students do not "shed their constitutional rights when they enter the schoolhouse gate." Not surprisingly, though, Supreme Court Justices both before and since have bitterly contested the precise scope of students' constitutional rights in the elementary and secondary school contexts. Some Justices, moreover, have concluded that it is typically unwise for the judiciary to enter the educational realm, lest the Supreme Court turn into a schoolboard for the entire nation. Even if such fears are overblown, however, there can be no doubt that the Court's constitutional interpretations have had significant consequences for schools charged with transforming students into citizens. Constitutional topics will include: freedom of speech, establishment of religion, free exercise of religion, searches and seizures, cruel and unusual punishment, due process, and equal protection. Educational topics will include: homeschooling, zero tolerance policies, corporal punishment, school funding, school uniforms, racial desegregation, strip searches, single-sex schools, off campus speech, drug testing, unauthorized immigration, the school-to-prison pipeline, and book banning. There are no prerequisites for enrollment. The student's grade is based on a take-home final examination and class participation.
Spring 2017 - Justin Driver

The Chicago Journal of International Law
LAWS 94130 - 01 (1, 1, 1) A, SRP
The Chicago Journal of International Law, a biannual student-edited journal, is the Law School's newest journal. It publishes short Comments and articles by students and scholars on matters of international law and foreign affairs. Students gain access to participate as a staff member via the Write-on Competition or via the Topics Access process. Each student is paired with a faculty member who supervises the writing of the comment. Students may receive three credits for their work in writing the comments. The comments may also satisfy the SRP graduation requirement. Please see the Student Handbook for additional details regarding the competition, credits, and the SRP. For more information on the journal, please visit cjil.uchicago.edu.

The European Convention on Human Rights
LAWS 97117 – 01 (3) CL
Lech Garlicki is a Polish jurist and former judge on the Polish Constitutional Court and the European Court of Human Rights. This course offers an introduction to
the international human rights law as developed in Europe under the 1950 European Convention on Human Rights and under the case-law of the European Court of Human Rights. The European Convention represents the most developed mechanism of protection of human rights on a regional level and information on its practical operation may be relevant also for other regional and national systems. Prerequisites: Graduate or professional students: at least one Human Rights, Law, or European History course.

Autumn 2016 – Lech Garlicki

The Financial Crisis of 2008: Law and Policy
LAWS 53109 - 01 (3) SRP, WP, BID, SEM
The financial crisis of 2008 was a watershed in American financial history. We look at the financial crisis and its aftermath from a predominantly legal perspective. Topics include why financial regulators were unable to stop the crisis from happening; how they responded to the crisis; and the policy and legal response to the crisis. Special attention will be given to the legal basis of the crisis response, and to the post-crisis litigation.
Spring 2017 - Eric A. Posner

The History of Civil Liberties in the United States
LAWS 53220 – 01 (3) SRP, WP, CL, BID, SEM
This seminar examines changing understandings of civil liberties in American legal history. It emphasizes legal and ideological contests over the meaning of free speech, religious freedom, and reproductive rights during the nineteenth and twentieth centuries. Readings explore the intersection between legal struggles and broader developments in social, cultural, and political history, with a particular focus on the labor, civil rights, and feminist movements.
Winter 2017 – Laura Weinrib

The Legal Challenges of Early Stage Companies: The Lawyer as an Entrepreneur
LAWS 53188 – 01 (2) BID, LEC, SEM
The seminar will explore the legal challenges that arise in taking a business concept and growing it into a sustainable entity. Tapping a number of legal disciplines, the seminar will examine how to identify a conceptâ€™s value proposition along with its risks. The seminar will further explore securing funding with an emphasis on raising money under safe-harbor provisions and new crowdfunding regulations. Students will identify, present, critique and document potential new business concepts. A student’s grade is based upon 3 short writing assignments and class participation.
Winter 2017 – Michael Kennedy
The New Jim Crow
LAWS 81025 – 01 (3) WP, BID, LEC, SIM
While lawyers often use their skills to argue facts given the constraints of current law; they too rarely use their skills to actually create or change the laws that constrain them. This course hones students’ ability to do both. Students will hone these skills as they learn about, and fight against, the “New Jim Crow” which refers to discriminatory laws, policies and practices that prevent people with criminal records, disproportionately men and women of color, from accessing basic necessities like employment and housing. With that lens in mind, this course will give students an opportunity to:
1 - Engage the men, women and youth impacted by the New Jim Crow in community and class settings;
2 - Research laws, policies, practices and pending legislation relating to the criminal justice system from across the world;
3 - Learn how to craft, draft, and present model legislation and policies designed to eradicate the New Jim Crow;
4 - Convert legal concepts into training materials that are easily digestible by laypeople and present them in a community setting; and,
5 - Write and present a 20-page research paper detailing the students’ policy recommendation with appendices that include concise fact sheets relating to the model legislation presented.
Autumn 2016 – Todd Belcore

The Original Meaning of the Constitution
LAWS 53374 – 01 (3) BID, SEM, SRP, WP
This seminar will explore the original meaning of the Constitution, both in theory and in substance. The first half of the seminar will cover debates over the theoretical foundations of “originalism,” as well as considering how originalism might confront such problems as unforeseen circumstances and precedent. The second half will be historically oriented -- we will read historical materials and scholarship in several case studies on the original, historical, meaning of different parts of the Constitution. The case studies will likely include federalism, the First Amendment, and the Fourteenth Amendment. Students may complete either a series of short papers during the quarter or a longer research paper on an originalist topic (which has the option of being an SRP). Prior constitutional law classes are not a prerequisite, and may or may not be helpful.
Winter 2017 – William Baude
The Roberts Court
LAWS 50312 - 01 (3) SRP, WP, BID, SEM
Co-taught by Professor Lee Epstein and Mr. Adam Liptak (Supreme Court correspondent of the New York Times) with Judge Richard A. Posner and Professors Dennis Hutchinson and William M. Landes also participating, this course will examine the contemporary Supreme Court. Topics include the Court’s membership; its procedures for selecting cases for review; the role of lawyers, law clerks, and journalists; and doctrinal developments in several areas of the law.
Winter 2017 - Lee Epstein; Dennis J. Hutchinson; William M. Landes; Adam Liptak; Richard A. Posner

The University of Chicago Law Review
LAWS 94110 - 01 (1, 1, 1) A, SRP
The Law Review publishes articles and book reviews by leading scholars along with Comments written by students. In addition to participating in the editing and publication of legal scholarship, staff members have the unique opportunity to develop their own skills as writers and scholars.
Students gain access to participate as a staff member via the Write-on Competition (which includes a Grade-on component) or via the Topics Access process.
Each student is paired with a faculty member who supervises the writing of the comment.
Students may receive three credits for their work in writing the comments. The comments may also satisfy the SRP graduation requirement.
Please see the Student Handbook for additional details regarding the competition, credits, and the SRP.
For more information on the Law Review, visit lawreview.uchicago.edu.

The University of Chicago Legal Forum
LAWS 94120 - 01 (1, 1, 1) A, SRP
The Legal Forum is the Law School’s topical law journal. Its student board annually publishes a volume of articles (by academics and practitioners) and Comments (by students) that focus on a single area of the law. Each fall the Legal Forum hosts a symposium at which the authors of the articles present their work.
Students gain access to participate as a staff member via the Write-on Competition or via the Topics Access process.
Each student is paired with a faculty member who supervises the writing of the comment.
Students may receive three credits for their work in writing the comments. The comments may also satisfy the SRP graduation requirement.
Please see the Student Handbook for additional details regarding the competition,
credits, and the SRP.
For more information on the Legal Forum, please visit legal-forum.uchicago.edu.

The US-China Treaty Project
LAWS 53281 – 01 (3) BID, LEC, SEM
The United States and China are engaged in the most important bilateral relationship of our era, yet the relationship remains random, fragile, and mistrustful. China’s rising influence threatens to change the global status quo, and the United States is understandably concerned. If these two giants learn how to collaborate, they could conceivably solve the world’s greatest problems. Alternatively, if they elect to contest each other at every turn, the result will be global instability and crisis. Unfortunately, the Shanghai Communiqué, which helped to open China forty years ago, is no longer sufficient as a guide; a new framework is needed. The world has grown less structured and more volatile, and the two nations are more competitive than ever. The risk of conflict is growing along with the volume of sensitive interactions. It is time for both nations to negotiate a new bargain that will guide and support the steady maturation of their high-potential, high-risk relationship. This seminar will advocate that the two nations develop a new, fifty-year treaty in the form of a strategic cooperation agreement. We will define the rationale and the case for action, draft major components of the proposed treaty, outline the pathway required for adoption, and transmit our end-product to foreign policy authorities in Washington and Beijing. Grading will be determined by class participation and by performance across three short papers. The first paper will examine best practices in bilateral treaty development; the second will focus on critical factors in the future United States-China relationship; and, the third will require drafting of key components for the proposed treaty.
Spring 2017 – Tom J. Manning

Theoretical and Comparative Aspects of Corporate Governance
LAWS 53375 – 01 (3) BID, SEM
In this seminar we shall explore some key concepts in corporate law from a theoretical (i.e. non-doctrinal) perspective. The materials will borrow heavily from the economic, psychological, financial and accounting literature. By the same token no formal education in either of these disciplines or in math is expected. Doctrinal materials will be treated as empirical observations. For instance, we might note that a given judicial dictum was made by some court as one notes the occurrence of facts, but then explore whether that dictum generates an optimal result. The seminar will be divided in two parts. During approximately the first half of the quarter I shall deliver introductory lectures. In the second half the students will make oral presentations on topics of their choice, which naturally will pertain to the subject of the seminar. Prior to making those presentations the students will be
expected to consult with me in order to make sure that their respective presentations are going in the right direction. By the end of the term the students will submit a written paper on the subject of their oral presentations. There will be no final exam. The final grade for students choosing not to be evaluated on a pass/fail basis will be the oral presentation (10%), class participation (10%) and the final written paper (80%).

Spring 2017 – Uriel Procaccia

**Topics in State and Local Finance**  
**LAWS 53193 – 01 (2) BID, SEM**  
This seminar looks at a variety of fiscal challenges facing state and local governments, and at the legal constraints on politically attractive solutions to these challenges. In past years, topics have included educational funding, pension funding, "welcome stranger" property tax assessment, eminent domain, and municipal bankruptcy.  
Autumn 2016 – Julie Roin

**Trademarks and Unfair Competition**  
**LAWS 45701 - 01 (3) BID, CORE**  
The course covers federal and state doctrines governing trademarks, domain names, and geographical indications; state law unfair competition doctrines; trademark dilution; publicity rights; and federal registration of trademarks. The student’s grade is based on a final take home examination.  
Winter 2017 - Omri Ben-Shahar

**Trial Advocacy**  
**LAWS 81010 - 01 (3) SKLL, BID, SIM, LEC**  
This class will focus on the trial phases of civil litigation. Simulated trial problems designed to promote knowledge of the litigation process and to afford individual experience in selected phases of trial practice will be employed to familiarize students with pragmatic tactical issues and solutions. Written trial materials will be used and instruction will by lecture, demonstration, and exercise (including a mini-trial). Students who have taken the Intensive Trial Practice Workshop (LAWS 67503 or LAWS 81009) may not take Trial Advocacy (LAWS 81010). An understanding of the Federal Rules of Evidence is preferred but not a prerequisite. Final grades will be based on class participation, performance during courtroom exercises and the mini-trial, and one or more written assignments. Enrollment is limited to 16 students. Spring 2017 - Jay Cohen

**U.S. Supreme Court: Theory and Practice**  
**LAWS 50311 - 01 (3) SKLL, BID, SEM, LEC, WP**  
This seminar will provide an in-depth look at the U.S. Supreme Court, with particular emphasis on the skills required to practice successfully in that forum.
Students will not only discuss the Court as an institution, but they will also hone skills needed to navigate the certiorari process and to brief and argue before the Court. In addition to class participation, students will be graded on a legal brief (generally 15-25 pages in length) and on their performance in a moot court. 

Autumn 2016 - Michael A. Scodro

**U.S. Taxation of International Transactions**
LAWS 44601 – 01 (3) ++, CORE
This course provides a survey of the US tax treatment of both inbound (foreign investment in the US) and outbound (US investment abroad) transactions. Though the principal focus of the class is on the US tax rules, some attention is paid to the interaction between US and foreign tax systems through the operation of the tax credit and tax treaties. Introductory Income Tax is a recommended prerequisite. 
Students grades will be based on a three-hour examination. 

Winter 2017 – Julie Roin

**Wealth Transfer Taxation**
LAWS 53379 – 01 (2) ++
This seminar will explore the laws and policies underlying the United States’ system of wealth transfer taxation. The seminar will cover basic provisions of the estate, gift, and generation-skipping transfer tax laws, as well as arguments for and against the taxation of transfers. Introductory Income Taxation is a prerequisite. 
Students will be evaluated on the basis of a final take-home examination. 

Autumn 2016 – Daniel Hemel

**Women's Human Rights in the World**
LAWS 53380 – 01 (2 or 3) SRP, WP, SEM, BID
This seminar examines women’s human rights from a global comparative perspective. We will explore the concept of substantive equality under international law through a focused inquiry into three areas of women’s human rights - violence, reproduction and political participation. We will discuss the evolution of these rights, variations in state interpretation and implementation, and the social, economic, political and cultural factors that impact their realization. Each student is required to write a series of reaction papers throughout the quarter. Grades will be based on these papers as well as class participation. Students wishing to earn three credits must complete an additional research paper. 

Winter 2017 – Claudia Flores

**Workshop: Constitutional Law**
LAWS 63612 - 01 (1, 1, 1) A, SRP, WP, BID, SEM
This workshop, conducted over three sequential quarters, exposes students to current academic work in constitutional law and theory and other areas of public law. Workshop sessions are devoted to the presentation and discussion of papers
from outside speakers, at six to eight sessions to be conducted regularly throughout the academic year. Enrollment may be limited. This workshop may be taken for fulfillment of the Substantial Research Paper graduation requirement. Grading is based on a substantial paper (or two shorter papers) plus brief reaction papers on each of the workshop papers. As an alternative to writing a long paper, you may write two or more extended reaction papers (i.e., 10-12 pages) to the papers presented in the workshop. You have to get our approval in advance for this option. We encourage it if you find that you have a lot to say about some of the workshop papers. If you wish to receive Writing Project (WP) credit for this option, you must submit a draft of each of the two long response papers to us and satisfactorily incorporate our suggestions. Autumn 2016, Winter 2017, Spring 2017 - Justin Driver; Aziz Huq

Workshop: Judicial Behavior
LAWS 63812 - 01 (1, 1, 1) ++, A, SRP, WP, SEM
The Workshop on Judicial Behavior provides students with a unique opportunity to read and analyze cutting-edge scholarship that focuses on how judges reach their decisions. In a case law system such as that of the United States, a realistic understanding of judicial behavior, which conventional legal instruction does not convey, is essential to the understanding and practice of law. Over the course of the academic year, six scholars from the fields of law and the social sciences will present their work. By the end of the academic year, students will produce a major research paper on judicial behavior. The Workshop is limited to twenty law students; interested students should contact Prof. Landes (w-landes@uchicago.edu) by the start of Autumn quarter 2016. It will meet seven times over the course of the academic year. Autumn 2016, Winter 2017, Spring 2017 - Frank H. Easterbrook; Lee Epstein; William M. Landes; Richard A. Posner; Dennis J. Hutchinson

Workshop: Law and Economics
LAWS 66012 - 01 (0, 1, 1) A, WP, BID, SEM
This workshop, conducted over three sequential quarters, is devoted to the intensive examination of selected problems in the application of economic reasoning to a wide variety of legal questions. Workshop sessions will be devoted to the presentation and discussion of working papers by guests, most of whom are renowned faculty from other institutions. In addition to workshop sessions, which occur approximately every other week, there will be occasional discussion sessions, which will serve as opportunities for students to engage in in-depth, informal discussion of topics in law and economics with the instructor.
This workshop does not require a research paper; grading is based on the completion of a series of reaction papers. Students interested in academic writing in law and economics are encouraged to use this workshop to develop their ideas. There will be 13 meetings of the workshop (5, 4, 4, in the three quarters, respectively).

Students will be required to submit 12 reaction papers. Each reaction paper is 2-3 pages long, for a total of 24-36 pages.

Students enrolled in the workshop receive two credits; one in Winter, and one in Spring.

Autumn 2016, Winter 2017, Spring 2017 - Omri Ben-Shahar; William Hubbard

**Workshop: Law and Philosophy: Current Issues in General Jurisprudence**

LAWS 61512 - 01 (1, 1, 1) ++, A, SRP, CL, SEM

This is a seminar/workshop; many of whose participants are faculty from various related disciplines. It admits approximately ten students. Its aim is to study, each year, a topic that arises in both philosophy and the law and to ask how bringing the two fields together may yield mutual illumination. Most sessions are led by visiting speakers, from either outside institutions or our own faculty, who circulate their papers in advance. The session consists of a brief introduction by the speaker, followed by initial questioning by the two faculty coordinators, followed by general discussion, in which students are given priority.

The topic for 2016-17 will expose students to cutting-edge work in general jurisprudence, that part of philosophy of law concerned with the central questions about the nature of law, the relationship between law and morality, and the nature of legal reasoning. We will be particularly interested in the way in which work in philosophy of language, metaethics, metaphysics, and other cognate fields of philosophy has influenced recent scholarly debates that have arisen in the wake of H.L.A. Hart’s seminal The Concept of Law (1961). Please see [www.law.uchicago.edu/workshops/lawandphilosophy](http://www.law.uchicago.edu/workshops/lawandphilosophy) for additional information concerning each session.

Usual participants include graduate students in philosophy, political science, and divinity, and law students.

Students write a 20-25 page seminar paper at the end of the year.

The paper may satisfy the Law School Substantial Writing Requirement.

Students must enroll for all three quarters to receive credit.

Students are admitted by permission of the instructors. They should submit a c.v. and a statement (reasons for interest in the course, relevant background in law and/or philosophy) to the instructors by e-mail by September 20.

Autumn 2016, Winter 2017, Spring 2017 - Martha C. Nussbaum; Brian Leiter; Matthew Etchemendy
Workshop: Legal Scholarship
LAWS 68711 - 01 (3, 1, 2) A, CL, SKLL, BID, SEM
This workshop may be taken for a full year (every other week in Winter and Spring quarters) or only in the Autumn quarter. It is open to all students, including JSDs and LLMs. Students registered for the full year are required to either write a paper of publishable quality or revise a previously written paper for publication. The goal is to prepare students for the academic job market. Special attention is paid to topic selection, how to approach working on an original (not synthetic) project, and presentation skills. Students enrolled for the year will be expected to conduct themselves as if they were junior faculty members at a top law school, reading and commenting on the work of their peers. Optional lunches to discuss writing will be held throughout the year in the same format as the Faculty Round Table. The goal is to create a learning community that will provide students with the type of scholarly atmosphere the faculty here enjoys. There will be meetings on average every other week during Winter and Spring Quarters.
The Autumn quarter only option is designed for several audiences: (1) students who want to decide if an academic career is for them; (2) students who wish to improve their skills as a public speaker; (3) students who want to improve their skills of critique while reading papers from a wide variety of subject areas; (4) and students who simply enjoy arguing about the law. Each week a young scholar present works-in progress and students play the role of the faculty in a faculty workshop. The class and the professor then provide feedback and suggestions to the presenter on aspects of both presentation style and the substance of the paper. The AUTUMN ONLY version is graded on the basis of short reactions papers and class participation.
The full-year version may fulfill the WP or the SRP.
Autumn 2016, Winter 2017, Spring 2017 - Lisa Bernstein

Workshop: Public Law and Legal Theory
LAWS 63402 - 01 (0, 0, 1) A, BID, SEM
Working from a variety of methodological orientations, the workshop examines questions arising at the intersections of public law, legal theory, and interdisciplinary work in law and the social sciences, with an emphasis on politics, legal history, and legal theory. Sessions are devoted to the presentation and discussion of papers by faculty members from other institutions. Students must enroll for the entire year and will receive one pass/fail credit. Students are required to read the papers, attend the workshop, ask questions, and to post questions to the online discussion board.
Autumn 2016, Winter 2017, Spring 2017 - Jonathan Masur; Richard H. McAdams; Jennifer H. Nou
Workshop: Regulation of Family, Sex, and Gender  
LAWS 63312 - 01 (1, 1) A, CL, BID, SEM, WP, SRP  
This workshop exposes students to recent academic work in the regulation of family, sex, gender, and sexuality and in feminist theory. Workshop sessions are devoted to the presentation and discussion of papers from outside speakers and University faculty. The substance and methodological orientation of the papers will both be diverse.  
Autumn 2016, Spring 2017 - Mary Anne Case

World Bank Practicum  
LAWS 53376 – 01 (3) WP  
This practicum involves preparing memoranda on various issues for the Legal Department of the World Bank under the supervision of Professor Ginsburg. Students work in small teams to analyze an array of policy and legal issues. Past topics have ranged from an analysis of sovereign wealth, to lending in post-conflict zones, to a study of remedies. The course is limited to a small number of students each quarter.  
Autumn 2016; Spring 2017 – Thomas Ginsburg

Writing and Research in the U.S. Legal System  
LAWS 53266 - 01 (3) BID, SEM  
In this seminar, international LLM students learn research and writing skills essential to the practice of U.S. law. Students learn how to use these skills to win arguments, persuade clients and sharpen their own thinking. We discuss and practice the major principles of legal writing in plain English - no jargon, no legalese. The class functions largely as a workshop where we apply multiple research techniques and analyze the impact of various writing styles. Students meet individually with the instructor throughout the course. Regular class attendance is mandatory. Students must complete all assignments before the take-home examination, which determines the student’s grade. This class is open only to LLM students and satisfies the legal research and writing prerequisite for the New York Bar exam.  
Autumn 2016; Winter 2017 - Elizabeth Duquette; Margaret Schilt

Young Center Immigrant Child Advocacy Clinic  
LAWS 90211 - 01 (1, 2, or 3 per quarter, 9 maximum) A, SKLL, CLN  
The Young Center for Immigrant Children’s Rights Clinic combines international human rights law, immigration law and children’s rights law. Students in the clinic are appointed by the federal government as Child Advocate (similar to a guardian ad litem) for unaccompanied immigrant children detained in Chicago. Unaccompanied immigrant children come to the U.S. from all corners of the world, on their own. They are apprehended—typically at the U.S./Mexico border—then detained and placed in deportation proceedings.
Direct Client Service: Pursuant to federal law, the Trafficking Victims Protection Act, the Young Center is appointed as Child Advocate for the most vulnerable of these children (tender age children, children with mental or physical disabilities, children who have experienced extensive trauma, etc.). Law students serve as Child Advocate for individual children, and are responsible for advocating for the best interests of the assigned child on issues relating to safe repatriation, legal relief, care, custody and release. Each student meets weekly with the child at the detention facility, and advocates on behalf of the child with federal officials, including immigration judges and asylum officers, under the supervision of Young Center attorneys. Since there currently is no substantive best interests of the child standard under the Immigration and Nationality Act, students look to international human rights law, including the Convention on the Rights of the Child, state child welfare law, and the child protection laws of the child’s home country.

Policy Advocacy: In addition to serving as Child Advocate, clinic students have the opportunity to engage in legislative and policy advocacy aimed at improving the immigration system for children in removal proceedings. This is an especially critical time since the government projects 70,000 children will arrive at the border this year. Young Center students will do policy advocacy aimed at reforming procedural and substantive legal protections, including the appointment of counsel for immigrant children and incorporation of a substantive best interests of the child standard in the Immigration and Nationality Act.

Students must enroll in the Autumn quarter and participate in a 2-day orientation on Oct 1st and 2nd (Saturday and Sunday). The Young Center Clinic admits both second-year and third-year law students. Language skills are not required, but students who speak Spanish, Mandarin, Hindi, Gujarati, Punjabi or Urdu are strongly encouraged to apply.

Autumn 2016, Winter 2017, Spring 2017 - Marcy Phillips; Maria Woltjen; Xiaorong J. Wu; Kelly Kribs

Charlotte, NC