

COURSES

Course listings are as of September 1, 2021 and are not updated thereafter in this document. This list is for illustrative purposes only and should not be relied upon for registration or other purposes. Please see <https://coursesearch.uchicago.edu> for the most up-to-date course information.

FIRST YEAR COURSES

Civil Procedure

LAWS 30211 - 01 (4)

Civil Procedure introduces students to the process of civil litigation, focusing on the phases of the federal civil action such as pleading, discovery, motion practice, trial, and appeal. It also provides an introduction to jurisdiction, joinder, and other doctrines that control where, when, and with whom civil litigation happens. The student's grade is based on an examination given at the end of the quarter, with very minor consideration of class participation.

Autumn - Hubbard, William

Civil Procedure

LAWS 30211 - 02 (4)

Civil Procedure introduces students to the process of civil litigation. It focuses on the phases of a civil action, primarily using the federal system as an example, and covers topics including pleading, discovery, motion practice, trial, and appeal. It also provides an introduction to jurisdiction, applicable law, joinder, and other doctrines that control where, when, and with whom civil litigation happens. The student's grade is based on an examination given at the end of the quarter. This class will not meet on Friday, October 8 and Friday, October 22. Make-up classes are scheduled for Monday, October 4 and Monday, October 18 from 4:15pm-6:45pm.

Autumn - Wood, Diane

Civil Procedure

LAWS 30211 - 03 (4)

Civil Procedure introduces students to the process of civil litigation, focusing on the phases of the federal civil action such as pleading, discovery, motion practice, trial, and appeal. It also provides an introduction to jurisdiction, joinder, and other doctrines that control where, when, and with whom civil litigation happens. The

student's grade is based on an examination given at the end of the quarter.

Autumn - Buss, Emily

Constitutional Law I: Governmental Structure

LAWS 40101 - 01 (3)

This course provides an introduction to the Constitution's structural provisions. We will study the powers of the executive, legislative, and judicial branches of the federal government as well as how the Constitution structures the spaces of overlap between them, including the administrative state. We will also study the Constitution's system of federalism, which distributes power vertically between the federal government and state and local governments.

The course will provide an introduction to constitutional argumentation, sources of constitutional analysis, and certain topics in constitutional theory.

Spring - Fahey, Bridget

Constitutional Law III: Equal Protection and Substantive Due Process

LAWS 40301 - 01 (3)

This class explores the doctrinal development of Equal Protection and substantive due process rights. We will, of course, explore the historical development of these rights. We will also think about how the rights interact with pressing present concerns related to social stratification, especially by gender and race.

Spring - Huq, Aziz

Contracts

LAWS 30511 - 01 (4)

This course is an introduction to the foundational principles of the Anglo-American law of contracts. It lays the foundation for advanced study in commercial transactions, corporations, restitution, consumer credit, insurance, labor and employment law, and investment securities. It explores the domain of legally enforceable promises, the consequences of making a promise legally enforceable, how such promises come into being, and how they are interpreted. The student's grade is based on a single final examination.

Winter - Baird, Douglas

Contracts

LAWS 30511 - 02 (4)

This course is an introduction to contract law. We will cover contract formation, interpretation, breach, and remedies. Student grades will be based on class participation and a final examination.

Winter - Fahey, Bridget

Contracts

LAWS 30511 - 03 (4)

This course is an introduction to contract law. 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 student's grade is based on a single final examination.

Winter - Posner, Eric

Criminal Law

LAWS 30311 - 01 (4)

This course 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 - Masur, Jonathan

Criminal Law

LAWS 30311 - 02 (4)

This is an introductory course surveying the substantive principles of criminal law, including the elements of crimes (for example, mental states, causation, and act elements), affirmative defenses, and principles of attempt, conspiracy, and accomplice liability. We will consider these topics in the context of the U.S. criminal justice system, with an eye toward the social consequences and social meanings of the choices made in defining the criminal law. This class has a final exam.

Winter - Starr, Sonja

Criminal Law

LAWS 30311 - 03 (4)

This course 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 - Rappaport, John

Criminal Procedure I: The Investigative Process

LAWS 47201 - 01 (3)

This course covers the constitutional law regulating the investigatory process, including searches, seizures, and confessions. The grade is based on a final examination.

Spring - Rappaport, John

Elements of the Law

LAWS 30101 - 01 (3)

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 - Baude, William

Elements of the Law

LAWS 30101 - 02 (3)

This course examines concepts and issues that recur across many areas of law and introduces concepts and issues from other fields of thought, such as philosophy, economics, and psychology, that are useful for understanding law. The subjects for discussion include the nature of, and justification for, reasoning from precedent; the problems of interpreting statutes, constitutions, and other authoritative texts; the decision whether to impose rules or allow discretion; the value of liberty and the problems of distinguishing coercion from voluntary choice; and the value of equality and the problems of its application to race, class, and gender. The student's grade is based on a final examination.

Autumn - Mcadams, Richard

Elements of the Law

LAWS 30101 - 03 (3)

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. Participation may be considered in final grading.

Autumn - Strahilevitz, Lior

Legal Research and Writing

LAWS 30711 - 01 (1, 1)

All first-year students participate in the legal research and writing program, which provides an introduction to the key tools and methods of lawyering. Students will develop several skills core to legal practice, including legal research, application of law to facts, and effective communication of legal reasoning and analysis through written work. The course work includes two major writing assignments: a fall "closed" and winter "open" memo. Both memos require students to identify relevant facts, weigh legal arguments available to each side, and assess which side is likely to prevail on each issue. All research required for the closed memo will be provided by the Bigelow Fellows. The open memo assignment requires students to research the relevant cases, statutes, and other sources of law using an electronic legal database. After submitting the final draft of their open memos, students will transition to the transactional module taught by members of the Law School's clinical faculty. Participation may be considered in final grading.

Autumn, Winter - Shaffer, Hannah; Davidson, Adam; Kovvali, Aneil; Wilf-Townsend, Daniel; Gocke, Alison; Morse, Michael

Legal Research, Writing, and Advocacy

LAWS 30712 - 01 (2)

This experiential class provides first-year students with lawyering skills including brief writing and oral advocacy. As part of this skills-oriented lawyering course, students will research and draft an appellate brief based on a factual scenario that mirrors real life cases encountered in day-to-day practice. During the brief-writing process, students will be introduced to the Federal Rules of Appellate Procedure and the basic rules of professional conduct that govern formal court submissions. After completing the brief, students will focus on developing their presentation skills and attend a lecture on oral advocacy by a federal appellate judge. The class culminates in the formal Bigelow Moot Court, in which students argue before a three-judge panel of law professors and distinguished attorneys who will provide students with (1) an opportunity for self-assessment, and (2) individualized feedback on their oral advocacy. Each of the experiential components of the Lawyering class builds upon the competencies that students have developed

throughout the first-year legal writing program and provides them with an introduction to basic lawyering skills.

Spring - Shaffer, Hannah; Davidson, Adam; Kovvali, Aneil; Wilf-Townsend, Daniel; Gocke, Alison; Morse, Michael

Legislation and Statutory Interpretation

LAWS 44201 - 01 (3)

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. It aims to bolster students' ability to work with statutes in law school and beyond. At the end of the class, students should 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 - Doerfler, Ryan

Legislation and Statutory Interpretation

LAWS 44201 - 02 (3)

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. It aims to bolster students' ability to work with statutes in law school and beyond. At the end of the class, students should have a thorough grasp of the production of statutes by the legislative branch and their use by agencies and courts. The student's grade is based on a final examination.

Spring - Nou, Jennifer

Legislation and Statutory Interpretation

LAWS 44201 - 03 (3)

This class covers the theory and the practice of statutory interpretation, along with relevant aspects of the legislative process. Students will leave this class with the tools they need to interpret legislative and similar texts. They will also develop a thorough grasp of the production of statutes by the legislative branch and their use by the courts. The grade is based on a final examination.

Spring - Peterson, Farah

Property

LAWS 30411 - 01 (4)

This course 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. Grades will be based on participation and a take-home examination.

Winter - Huq, Aziz

Property

LAWS 30411 - 02 (4)

This course 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, the acquisition of rights in personal and real property, the nature of ownership of natural resources, the types of and rules governing concurrent and successive interests in property, the use of and limits on restraints on alienation, the law governing private restrictions on the use of land, the law of conveyancing, and an introduction to the law of takings and of landlord and tenant. Grades will be based on participation and a final examination.

Winter - Gallanis Jr, Thomas

Property

LAWS 30411 - 03 (4)

This course 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, zoning, and takings. The student's grade is based on a final examination. Participation may be taken into account as indicated in the syllabus.

Winter - Fennell, Lee

Torts

LAWS 30611 - 01 (4)

This is a 1L four-credit course on the Anglo-American (mainly judge-created) system dealing with injury to person or property. Special stress is put on the legal doctrines governing accidental injury, including negligence and strict liability. Topics include the legal approach to questions of causation, the occasionally obligation to rescue others, the assignment of liability when multiple parties are involved, and products liability. Grades are based on a single final examination. Students should purchase a hardcopy edition of the required textbook. The ebook

only option does not allow offline access which may be required for the in-class proctored exam.

Autumn - Levmore, Saul

Torts

LAWS 30611 - 02 (4)

This is a 1L four-credit course on the Anglo-American (mainly judge-created) system dealing with injury to person or property. Special stress is put on the legal doctrines governing accidental injury, including negligence and strict liability. Topics include the legal approach to questions of causation, the occasionally obligation to rescue others, the assignment of liability when multiple parties are involved, and products liability. Grades are based on a single final examination. Students should purchase a hardcopy edition of the required textbook. The ebook only option does not allow offline access which may be required for the in-class proctored exam.

Autumn - Levmore, Saul

Torts

LAWS 30611 - 03 (4)

The focus of this course 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. Students should purchase a hardcopy edition of the required textbook. The ebook only option does not allow offline access which may be required for the in-class proctored exam.

Autumn - Chilton, Adam

Transactional Lawyering

LAWS 30713 – 01, 02, 03 (3)

A substantial portion of legal advice is given in a transactional setting, in the sense that the lawyer is assisting in structuring future activity. For example, a lawyer may advise a client who wants to start a business, a nonprofit that wants to expand its offerings, or a government that wants to provide a new service to the public. Lawyers in this role approach law and legal advice differently than lawyers engaging in litigation or dispute resolution, focusing on structuring the transaction to comply with relevant legal requirements while meeting the client's goals. This class provides an introduction to giving legal advice in a transactional setting.

Spring - Weisbach, David; Neal, Joan; Baird, Douglas

SECOND- AND THIRD-YEAR OFFERINGS

Abrams Environmental Law Clinic

LAWS 90224 - 01 (1 TO 3)

Students in the Abrams Environmental Law Clinic promote clean energy, fight against water pollution, protect natural resources and human health, and address legacy contamination. Students 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. The Clinic represents regional and national environmental organizations and individuals and often works with co-counsel. 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. While the course does not have any pre-requisites, students are strongly encouraged to take an environmental law, energy law, and/or administrative law courses at some point during their time in the clinic. A student enrolling in the Clinic for the first time should sign up for two credits; in subsequent quarters, the student may enroll for one, two or three credits per quarter after consultation with clinic faculty. Evaluation based on legal research and writing, oral presentation and advocacy. Participation may be considered in final grading.

Autumn, Winter, Spring - Templeton, Mark; Weinstock, Robert

Access to Justice

LAWS 53422 - 01 (3)

Access to justice is a persistent and pressing problem in the American legal system. Significant structural barriers prevent people from exercising their rights and from getting fair outcomes from the civil legal system. Moreover, their lack of access to fair and equitable dispute resolution re-enforces existing systems of inequality. Drawing mostly on an emerging empirical literature on access to justice, this seminar will focus on the obstacles to providing quality civil legal aid and on solutions, including making courts less complex, increasing the supply of lawyers, and offering dispute resolution outside of the legal system. A major paper (20-25 pages) is required.

Autumn - Marshall, Anna-Maria

Accounting and Financial Analysis

LAWS 43248 - 01 (3)

This course is designed to quickly introduce you to (or, preferably, 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. It is REQUIRED that students registering for this course have a thorough exposure to accounting course work, at least at the level provided by the Booth course Financial Accounting (B30000). Fundamentals of Accounting for Attorneys (LAWS 79112 or 53260) does not provide a sufficient foundation for this course. Students who have not taken B30000, but feel they have taken an equivalent level of accounting coursework, must petition for a waiver from Professor Berger at Philip.berger@chicagobooth.edu.
Spring - Berger, Philip

Administrative Law

LAWS 46101 - 01 (3)

This course examines the structure of the administrative state and its relations to the other branches of government as well as private citizens. It discusses 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. Significant attention is paid to the Administrative Procedure Act and other statutory requirements governing agency action. Covered topics include the role of agencies in interpreting statutory and regulatory law; judicial review of agency decisions; and public participation in agency rulemaking.
Spring - Doerfler, Ryan

Administrative Law

LAWS 46101 - 01 (3)

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 a final examination.

Winter - Strauss, David

Administrative Law

LAWS 46101 - 01 (3)

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.

Students should purchase a hardcopy edition of the required textbook. The ebook only option does not allow offline access which may be required for the in-class proctored exam.

Autumn - Nou, Jennifer

Administrative Law Theory and Practice

LAWS 53349 - 01 (2)

This seminar has two goals. First, it will explore in depth and from a jurisprudential standpoint today's administrative law controversies -- above all, challenges to traditional non-delegation, administrative adjudication and Chevron deference doctrines. Second, the seminar will introduce practical aspects of legal strategy, from the perspective of both advocate and client, with the aid of guest appearances by eminent lawyers and business executives. Grades will be based on

class participation, plus three five-page papers. Class readings will be drawn a reading packet for the seminar consisting mainly of case decisions, briefs, and scholarly articles.

Spring - Gasaway, Robert

Admiralty Law

LAWS 43224 - 01 (3)

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.

Textbook information for this course is pending.

Autumn - Schmidt, Randall

Advanced Advocacy: Building and Using Your Advocate's Toolbox

LAWS 53499 - 01 (2)

The seminar will illustrate the many ways in which an argument is much more than just "the automatic gainsaying of anything the other person says." We will explore not only the many forms of argument (persuasion, evidence-based, push/shove, Talmudic, misdirection), but also the many considerations necessary to win (forum, timing, deposition vs. trial, insurance coverage, leverage). We will use arguably (and inarguably) the best sources to build an advocate's toolbox: classical (Bible, Talmud); historical (Gettysburg Address, Letter from a Birmingham Jail, The Murder of William of Norwich); and popular culture (My Cousin Vinny, Monty Python's Argument Clinic). Students will use their toolbox in argument simulations, including Trolley Problem permutations, Headline Rewrite, and Would I Lie to You? "Is this the right room for an argument?" Yes, it is.

Spring - Cheifetz, Robert

Advanced Corporate Restructuring Practice: Legal and Financial Strategies

LAWS 53429 - 01 (2)

Complex corporate restructurings will almost always involve a mix of legal, business, and financial advice. This seminar will focus on identifying practical issues faced by restructuring lawyers in connection with fundamental aspects of restructuring practice, including: (i) identifying a capital structure, capital structure problems, and their solutions; (ii) the key legal relationships between a borrower and its creditors and between the creditors themselves; (iii) what happens when a

borrower is running out of cash; and (iv) the recent trend in so-called "Liability Management" transactions.

Winter - Dahl, Ryan

Advanced Criminal Law: Evolving Doctrines in White Collar Litigation

LAWS 53445 - 01 (3)

This seminar examines timely issues in the investigation, prosecution, and defense of federal white collar crimes. The seminar will challenge students to reason through statutory, doctrinal, and policy issues in practical scenarios from both prosecutorial and defense perspectives. This seminar will cover recurring crimes in white collar litigation in areas such as fraud, public corruption, racketeering, and obstruction of justice and false statements. These substantive criminal areas will be addressed in the context of frequently encountered scenarios in white collar practice, such as interpreting criminal statutes, entity liability, parallel civil and criminal investigations, grand jury practice and defense investigations, attorney client privilege and joint defense agreements, and plea bargaining and sentencing issues. Advanced readings will be assigned on the issues covered. Grading will be based on two short papers (3-5 pages each) written from various perspectives (for example, in the form of a letter from defense counsel to the U.S. Attorney advocating to close an ongoing investigation) and a final paper (20-25 pages), preferably written as a memo to a client. Class participation may be considered in final grading. Prerequisite: Criminal Law.

Autumn - Kirsch II, Thomas

Advanced Election Law

LAWS 53460 - 01 (3)

This seminar will explore contemporary issues and controversies in election law through recent cases and contemporary scholarship. Prerequisite: Election Law
Spring - Nou, Jennifer

Advanced Evidence: Key Legal Principles and Their Practical Application

LAWS 53339 - 01 (2)

This class will focus on advanced evidence principles and problems through experiential learning (learning by doing), using real-world issues that arose during a four-week trial of a case the instructor recently tried, *Ramirez, et al. v. U.S. Immigration Customs Enforcement*, as well as a case file and selected problems from the National Institute of Trial Advocacy. Completion of the Law School's course on Evidence is a prerequisite for this course. Classes will typically consist of: (1) a lecture concerning the topic(s) for that day, which will focus not only on the relevant law, but also practical considerations and practice tips and real-world

anecdotes and illustrations; (2) role-playing problems in which students will argue in support of and against evidentiary objections and motions in limine, and conduct brief directs and cross-examinations laying the foundation for and opposing the admissibility of various types of evidence; and (3) feedback concerning the role-playing performances and discussion of the issues they raise. Topics that will be covered include: the authentication and admissibility of exhibits, including laying the foundation for the admission of business records, summaries, demonstratives, and other types of exhibits; objections, motions in limine and offers of proof; identifying and overcoming hearsay objections; experts and opinion testimony, including admissibility, expert disclosures and reports, and the structure and strategy of expert directs; and impeachment and rehabilitation. Typical assignments will include reading one or two key cases or excerpts from leading texts and preparing for the role-playing problems on the subject(s) for that class. Grades will be based on class participation and role-playing performances (70%) and three short (5-page) written assignments (10% per assignment, 30% in total).

Autumn - Patton, Stephen

Advanced Interpretation: Law and Language

LAWS 53324 - 01 (2)

This seminar invites students to develop, defend, and apply a framework for interpreting the language of law. The course materials highlight the basis for and means of the law's commitment to an inquiry into "ordinary meaning," identify theoretical and operational shortcomings in the inquiry, and open a dialogue about how best to deal with the problem.

The dialogue is centered around a proposal to use linguistic theory and tools to better refine the inquiry into the communicative content of the language of law. We will consider traditional tools long used by judges (such as dictionaries, canons, and legislative history) and emerging tools used by linguists (such as corpus linguistic tools and human-subject survey instruments). We will then consider possible grounds for refinement in our interpretive approach to ordinary meaning, as developed in judicial opinions and in emerging scholarship on law and linguistics.

The course materials include both support for and substantial critiques of the use of linguistic theory and tools. The goal of the seminar is not to convince students to embrace these emerging tools. It is to invite careful, critical thinking about how best to theorize and operationalize the inquiry into the communicative content of the language of law, and on what to do when we encounter indeterminacy.

Students will be invited to come to their own conclusions. They will be asked to do so (a) by participating in class discussion of the assigned scholarly material, as

applied to a range of cases on statutory interpretation; and (b) producing a paper that outlines, defends, and applies a framework of interpretation as applied to a reported or pending case, a canon of interpretation, or some other application.
Spring - Lee, Thomas

Advanced Issues in Delaware Corporate Law

LAWS 43203 - 01 (1)

This course 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 - Chandler, William; Will, Lori

Advanced Legal Research

LAWS 53264 - 01 (2 TO 3)

The purpose of this seminar is to enhance students' knowledge of legal sources and to develop their ability to research the law. The class 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 class, 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 course, students must complete research assignments (40 percent of grade), submit a research paper on a topic approved by the instructor (50 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 and nature 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. For the 2-credit option for this

seminar, students will write a 10-15 page paper. 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. Participation may be considered in final grading.

Autumn - Vanderlin, Scott; Ito, Todd

Advanced Legal Research

LAWS 53264 - 01 (2 TO 3)

The purpose of this seminar is to enhance students' knowledge of legal sources and to develop their ability to find the relevant law on a legal issue. 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. As a learning outcome of the course, students will be able to demonstrate the ability to conduct legal research and, more specifically, will expand their understanding of research resources in a variety of areas, improve their skills in using legal research tools, and 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 and projects, submit a final research paper, and participate in course meetings. Students may earn either 2 or 3 credits for this seminar depending upon the assignments and projects completed and the length of their final paper.

Winter - Lewis, Sheri

Advanced Legal Writing

LAWS 43251 - 01 (2)

This course 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 thinking. The class will function largely as a workshop where we analyze the impact of various writing styles. Regular attendance is essential. Through exercises and group critiques, students will learn to write more succinctly and effectively. Better writers make better lawyers. The course concludes with an eight-hour take-home examination, which determines the student's grade. Students must complete all assignments before the exam period begins. This course satisfies the Writing Project writing requirement. Legal Research and Writing is a pre-requisite.

Spring - Duquette, Elizabeth

Advanced Topics in Corporate Reorganizations

LAWS 53118 - 01 (2)

This 2-credit seminar explores emerging issues in corporate reorganization. We are principally interested in the ever-present tension between bankruptcy law and policy and the practical reality of managing a company's business in Chapter 11. The seminar will address such broad topics as restructuring support agreements, asset sales, post-petition financing, structured dismissals, and the role of creditors' committees. Final grade will be based on: a series of short reaction papers, class participation.

Spring - Baird, Douglas; Sontchi, Christopher

Advanced Topics in Moral, Political, and Legal Philosophy

LAWS 53256 - 01 (3)

Topic: NIETZSCHE AND THE HERMENEUTIC TRADITION

Hermeneutics, or the theory of interpretation, was developed in its modern form in Germany in the 18th- and early 19th-centuries by authors like Herder, F. Schlegel and Schleiermacher. Later in the 19th-century, there emerged what Ricoeur subsequently dubbed a "hermeneutics of suspicion"-an attempt to reveal the hidden meanings beneath the surface meanings people express-in figures like Marx, Nietzsche and Freud. In the first half of the seminar, we will give a close reading of Nietzsche's *On the Genealogy of Morality* as an exercise in the hermeneutics of suspicion, as well as consider in some detail Nietzsche's remarks on perspectivism and interpretation. In the second half of the seminar, we will then consider the historical background to this hermeneutics of suspicion in Romantic hermeneutics. We will also give particular attention to the development of legal hermeneutics in Savigny and then, much later, through the work of Gadamer. We will conclude by returning to the hermeneutics of suspicion, especially as illustrated by Marx. Open to philosophy PhD students without permission and to others with permission; those seeking permission should e-mail Leiter with a resume and a detailed description of their background in philosophy (not necessarily in the study of Nietzsche or hermeneutics). In the event of demand, preference will be given to J.D. students with the requisite philosophy background. (I) and (III) M. Forster; B. Leiter. This class requires a major paper of 20-25 pages.

Winter - Leiter, Brian; Forster, Michael

Advanced Trademarks and Unfair Competition

LAWS 53214 - 01 (2 TO 3)

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 20 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 - Doellinger, Chad

American Indian Law

LAWS 43278 - 01 (3)

This course will consider 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. Last year, the Supreme Court decided a case that suggests half of Oklahoma, including Tulsa, is actually "Indian Country," and subject, in part, to tribal law. 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. This class has a final exam.

Spring - Henderson, M. Todd

American Legal History, 1800-1870: Revolution to Reconstruction

LAWS 43263 - 01 (3)

This course examines major themes and interpretations in the history of U.S. law and legal institutions from the early Republic through Reconstruction. Topics to be discussed include changing ideas of the Constitution; the federal-state relationship; the role of the federal courts; membership and citizenship; slavery and race; the Indian Removal Act and federal relations with Native nations; and the

constitutional and legal consequences of the Civil War and Reconstruction.

This class has a final exam.

Winter - LaCroix, Alison

Anthropology and Law

LAWS 53306 - 01 (3)

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 (20-25 pages) and thoughtful class participation. Writing for this seminar may be used as partial fulfillment of the JD writing requirement (SRP or WP).

Winter - Fennell, Christopher

Antitrust Law

LAWS 42801 - 01 (3)

This course addresses antitrust law, which is the law that regulates competition in the marketplace. Topics include collusion, monopoly, mergers, and other anticompetitive actions, with special attention to platforms, labor market power, and recent controversies over the purpose of antitrust law.

Spring - Posner, Eric

Antitrust Law

LAWS 42801 - 01 (3)

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, 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 and vertical integration. The grade is based on a final in-class examination. The syllabus for the current version or most recent version of the course can be found at

<http://picker.uchicago.edu/antitrust/Syllabus.htm>

Autumn - Picker, Randal

Art Law

LAWS 53263 - 01 (3)

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. Final grade will be based on: a major paper (20-25 pages) and class participation

Autumn - Landes, William; Hirschel, Anthony

Bankruptcy

LAWS 43234 - 01 (3)

This course concerns the law and finance of corporate bankruptcy. The course reviews the fundamentals of debt contracting, including the role of events of default, debt priority, and security interests. Students will learn about various aspects of the bankruptcy process, including the automatic stay, the avoidance of prebankruptcy transactions (e.g. fraudulent conveyances and preferences), the treatment of executory contracts, the debtor's governance structure during bankruptcy, the financing of operations and investments in bankruptcy, sales of assets during bankruptcy, and the process of negotiating, voting, and ultimately confirming a plan of reorganization.

Spring - Macey, Joshua

Bankruptcy and Reorganization: The Federal Bankruptcy Code

LAWS 43234 - 01 (3)

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. This class has a final exam.

Winter - Casey, Anthony

Behavioral Law and Economics

LAWS 51702 - 01 (3)

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 - Masur, Jonathan

Big Problems

LAWS 53377 - 01 (3)

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. Final grade will be based on the presentations and a companion paper (20-25 pages).

Spring - Weisbach, David; Malani, Anup

Brief-writing and Appellate Advocacy Seminar

LAWS 53268 - 01 (3)

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. Grades will be based on two papers - an opening brief and a reply.

Autumn - Odorizzi, Michele

Business Organizations

LAWS 42301 - 01 (3)

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. This class has a final exam. Participation may be considered in final grading.

Winter - Henderson, M. Todd

Business Organizations

LAWS 42301 - 01 (3)

This course examines law that allows for the creation and governance of business entities, including partnerships, corporations, and limited liability companies, with special emphasis on corporations and corporate governance. The course explains and makes use of some concepts from financial economics, but no prior experience with economics or finance is needed. To the contrary, it is a means of learning and becoming comfortable with how businesses work and why they and the legal restrictions they face have acquired their current details. A major aim is to equip students with the knowledge to take advanced courses, to counsel businesses and practice transactional law, but also to understand the stakes and the vulnerable points if they choose careers as litigators or regulators. Perhaps one quarter of the course is devoted to takeovers by one company of another, but otherwise the course does not overlap with Securities Regulation, Corporate Taxation, or Antitrust. Students who expect to pursue careers in business law normally take the course in Business Organizations early in their law school careers.

Spring - Levmore, Saul

Business Organizations

LAWS 42301 - 01 (3)

This is an introductory course on the law of the governance of business organizations. While we will focus primarily on corporations, we will also cover other forms of organization to examine similarities and differences. Specific topics will include fiduciary law, shareholder voting, derivative suits, control transactions, mergers and acquisitions, and corporate governance. This class has a final exam.

Autumn - Casey, Anthony

Business Planning

LAWS 53194 - 01 (2 TO 3)

This seminar develops and applies the student's knowledge of taxation and corporate and securities law in the solution of a series of transactional problems involving typical steps in business formation and rearrangement. The problems include the formation of a closely held company; the transition to public ownership of the corporation; executive compensation arrangements; the purchase and sale of

a business; and mergers, tender offers, and other types of combination transactions. Small-group discussions and lectures are employed. The student's grade is based on a final examination; students may earn an additional credit by writing a paper on a topic approved by the instructors. The student must have taken (or be taking concurrently) Business Organizations and Corporate Tax I or receive instructor approval. This class has a final exam (2 credits). To receive 3 credits students must additionally write a research paper of 10-12 pages.

Winter - Crow, Keith; Sexton, Anthony

Canonical Ideas in American Legal Thought

LAWS 57013 - 01 (3,2, 2)

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 legal scholarship. The readings will consist of a mix of public law and private law, and various scholarly methodologies. 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 Baude and Chilton a resume and a one-paragraph statement explaining why they would like to enroll in the seminar no later than midnight on August 31, 2021. Participation may be considered in final grading.

Autumn quarter 3 credits

Winter quarter 2 credits

Spring quarter 2 credits

Autumn, Winter, Spring - Baude, William; Chilton, Adam

Capital Markets Transactions

LAWS 53350 - 01 (2)

This course will delve into the major legal and practice issues presented by capital markets transactions conducted in the US, including initial public offerings, "shelf"

offerings, private placements and offerings of high yield securities. Grades will be based on five substantial take-home written assignments (20-30 pages combined) and class participation.

Winter - Junewicz, James

Civil Procedure (for LLMs)

LAWS 30211 - 04 (3)

Civil Procedure introduces students to the process of civil litigation, focusing on the phases of the federal civil action such as pleading, discovery, motion practice, trial, and appeal. It also provides an introduction to jurisdiction and other doctrines that control where, when, and with whom civil litigation happens. The student's grade is based on an examination given at the end of the quarter.

Autumn - Casey, Anthony

Civil Rights Clinic: Police Accountability

LAWS 90913 - 01 (1 TO 3)

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. Participation may be considered in final grading.

Autumn, Winter, Spring - Futterman, Craig

Class Action Controversies

LAWS 53299 - 01 (2 TO 3)

The purpose of this seminar is to 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 that judges, class counsel, and litigants face in class action litigation. Each week, we will address topics in class action law that bear on these issues.

Students taking the class for 2 credits will complete 2-3 reaction papers. Students taking class for 3 credits will complete a substantial writing project. Students completing the three credit option can receive writing project credit. Participation may be considered in final grading.

Autumn - Brody, Michael

Climate Change and the Law

LAWS 53432 - 01 (3)

Climate Change and the Law will address doctrinal issues related to climate change. Students will study international climate agreements, the law of climate attribution, and other issues about how the law can be used to address the climate crisis. Readings will be posted on Canvas. Students will be evaluated on the basis of a paper and a presentation. Interested students should submit a brief statement of interest. Enrollment limited to 14.

Spring - Kim, Hajin; Macey, Joshua

Collateral Consequences of Criminal Convictions

LAWS 57508 - 01 (3)

This seminar will explore the ways in which having a criminal record changes people's lives, as well as the broader social and public safety impact of those consequences, including distributive consequences along racial and socioeconomic lines. We will explore the many "collateral legal consequences" of criminal convictions (that is, legal consequences other than the sentence), constitutional theories for challenging those consequences, and socioeconomic hurdles facing people with records, especially those reentering society from prison. We'll also evaluate, from an interdisciplinary perspective, various legal and policy interventions designed to help people with records overcome these obstacles and avoid criminal recidivism.

Spring - Starr, Sonja

Communications and Advocacy for Lawyers

LAWS 53398 - 01 (2 TO 3)

No skill is more important for a lawyer than communication, and this is especially true when lawyers are engaged in public advocacy. Students in this hands-on seminar will develop skills in writing, analysis, and presentation geared toward advocacy. Students will take on the role of a spokesperson for an organization (non-profit, business, or law firm) and learn to advocate for that organization through writing op-eds, press releases, blog posts, and communications plans; preparing and delivering a presentation and slide decks; and engaging through media interviews and crisis communications. Topics covered will include creating and adjusting communications based on audience and medium; writing persuasively, especially for non-legal audiences; communications plan development, media training, and public speaking with and without preparation. Students will be expected to speak before the class and outsiders, write on a weekly basis, and edit each other's work. Students will be graded on quality of work product, participation in class, and improvement over the class time, with the majority of the grade coming from a final presentation and slide deck and a capstone communications plan.

Winter - Nagorsky, Marsha

Comparative and International Antitrust

LAWS 42911 - 01 (3)

This course will consider antitrust law and policy questions from a comparative and international perspective. It will examine the major systems of antitrust enforcement around the world and their major differences. Such comparisons will be done with respect to institutional features as well as key areas of enforcement such as horizontal cartels, vertical distribution restraints, monopolization, and mergers. The course will then analyze the global antitrust legal system, including the externalities imposed by national law enforcement on other jurisdictions, as well as the justifications and costs of a variety of international coordination, harmonization, and joint enforcement practices and proposals. This analysis will enable us to focus on fundamental antitrust questions: What are the goals of antitrust and how can they be best achieved? What are the main differences between antitrust systems and how are they justified? What is the effect of different systems on the global antitrust legal system? Can anti-competitive practices engaged in by large multinationals be deterred by the current system? Some of the issues explored, such as the pros and cons of the harmonization of laws, have implications for other areas of law as well.

Spring - Gal, Michal

Comparative Constitutional Studies

LAWS 50211 - 01 (2 TO 3)

In this course, we will study constitutional law and politics from a comparative perspective. It has three features that distinguish it from a more traditional comparative constitutional law course:

First, it employs the lens of plurinational and deeply divided societies. One supposed function of constitutions is to enshrine the priority of political and legal mechanisms over violence for resolving societal disputes. A focus on deeply divided societies will allow us to examine this function closely.

Second, before delving into a study of constitutional institutions and norms, the course will involve an interrogation of conceptual issues such as what makes a norm or institution 'constitutional' or 'quasi-constitutional', meaning of constitutionalism, purposes of constitutions, processes of constitution-making, constituent and constituted power, and criteria for evaluating constitutional design and resilience. Clearing this theoretical ground first should enable us to tackle the rest of the course with greater clarity.

Third, the course will study legal as well as political constitutionalism.

Institutionally, apart from constitutional courts, it includes a study of other constitutional institutions (such as legislatures, executives, federal or devolved units, political parties, constitution-protection institutions such as electoral commissions, ombudsoffices, human rights and equality commissions, and anti-corruption bodies). Doctrinally, besides legal norms (found in constitutional and statutory provisions and caselaw), we will also look at political constitutional norms (such as constitutional conventions and constitutional directives) and their enforcement mechanisms.

Recommended (not required): any constitutional law/politics/theory class concerning any jurisdiction(s).

Spring - Khaitan, Tarunabh

Comparative Legal Institutions

LAWS 43201 - 01 (3)

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. Assessment is by a three-hour take-home exam. There is an option to write a research paper sufficient to fulfill the substantial writing requirement; LLM, second-year and third-year students can exercise this option freely but only a limited number of first-year students may avail themselves of it.
Spring - Ginsburg, Thomas

Competitive Strategy

LAWS 43280 - 01 (3)

We will apply tools from microeconomics and game theory to the analysis of strategic decision making by firms. Specific topics covered include the sources of industry and firm profitability, strategic positioning, sustainable competitive advantage, the boundaries of the firm, incomplete contracts, horizontal and vertical integration, strategic commitment, strategic cooperation, dynamic pricing, entry and exit, network effects, and platform markets. My goal in the class is to get students to think like an economist about firm strategy. The course is designed for students who are already comfortable with microeconomics at the level of Booth's 33001 course, or most colleges' intermediate micro classes. The class will not require calculus but prior exposure to microeconomics concepts is important. Classes will combine case analysis and discussions with lectures.

Winter - Budish, Eric

Complex Litigation

LAWS 43308 - 01 (3)

This is an advanced procedure course covering disputes in which the ordinary assumptions of the civil procedural system prove inadequate or otherwise unsatisfactory. We will focus generally on problems arising from the aggregation of claims, including preclusion, choice of law, and jurisdiction. The course gives particular attention to class actions and also to multidistrict litigation practice. We will consider what attributes of disputes mark them as complex cases, the kinds of strategic choices available to lawyers handling these cases, and the economics of settlement. We will also discuss the role of bankruptcy and other schemes in resolving complex litigation.

The student's grade is based on a final examination with limited consideration of class participation.

Winter - Mckenzie, Troy

Conflict of Laws

LAWS 41501 - 01 (3)

States frequently have different laws, and so it is frequently important which state's law applies to a given case or transaction. This course will confront the choice and enforcement of law in these conflicts. We will cover the competing theories of choice of law, constitutional limits on state authority, and full faith and credit. Application to international law and internet transactions may also be covered. This class has a final exam.

Spring - Chilton, Adam

Constitutional Decisionmaking

LAWS 50202 - 01 (3)

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. To be eligible for participation in the seminar, students should send me an e-mail (gstone@uchicago.edu), including the names and e-mail addresses of all five "Justices." This seminar will not have regularly-scheduled classes (except for an introductory meeting), 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 and I will email you to let you know whether your court has been selected.

Students in each court will write mock Supreme Court opinions in a series of eight hypothetical cases. On average, each student in this seminar writes opinions totaling approximately 50 single-spaced pages. This includes SRP papers.

Winter - Stone, Geoffrey

Constitutional Law for LL.M. Students

LAWS 70801 - 01 (3)

This course is designed to introduce LL.M. students to U.S. constitutional law. Topics to be covered include the theory, development and practice of judicial review, the power of, and limitations on, judicial power, the allocation of powers among the legislative, executive, and judicial branches, judicial involvement in economic policy, and the role of the Supreme Court in adjudicating disputes between the states and the federal government. In addition, the course will cover key doctrines in the areas of equal protection and substantive due process.
Spring - Rosenberg, Gerald

Constitutional Law I: Governmental Structure

LAWS 40101 - 01 (3)

This course will study the law governing the administrative state - the executive departments of the federal government. Among other things, we will consider the constitutional foundations of the administrative state; the statutes, especially the Administrative Procedure Act, that govern administrative agencies; presidential control of administrative agencies; the role of agencies in interpreting statutes and regulations; and judicial review of agency action. A central theme is the tension between values associated with the rule of law (such as procedural regularity, transparency, democratic accountability, and reasoned decisionmaking) and the demands of effective executive action. Students' grades are based on a final take-home examination.

Winter - LaCroix, Alison

Constitutional Law I: Governmental Structure

LAWS 40101 - 01 (3)

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 examination.

Autumn - Strauss, David

Constitutional Law II: Freedom of Speech

LAWS 40201 - 01 (3)

A study of 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.

Spring - Stone, Geoffrey

Constitutional Law II: Freedom of Speech

LAWS 40201 - 01 (3)

A study of 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 may take a final exam or write a major paper (20-25 pages).

Winter - Stone, Geoffrey

Constitutional Law III: Equal Protection and Substantive Due Process

LAWS 40301 - 01 (3)

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 examination or major paper (20-25 pages)

Students should purchase a hardcopy edition of the required textbooks. The ebook only option does not allow offline access which may be required for the in-class proctored exam.

Autumn - Stone, Geoffrey

Constitutional Law III: Equal Protection and Substantive Due Process

LAWS 40301 - 01 (3)

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 take-home examination.
Winter - Strauss, David

Constitutional Law V: Freedom of Religion

LAWS 40501 - 01 (3)

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 or a series of short papers with class participation taken into account. Instructor consent required for paper to be considered for SRP certification.

Spring - Case, Mary Anne

Constitutions Lab: Myanmar

LAWS 53431 - 01 (3)

The coup d'etat earlier this year in Myanmar has created a horrific humanitarian situation. It has also brought a host of legal challenges, including: the question of who can properly represent the country at the United Nations and other international fora; the status of existing peace agreements with armed rebels; and the future constitution of the country. This Lab will grapple with these issues. It will first cover a series of background readings on the country, followed by a series of short assignments that will inform constitution-making efforts under way outside Myanmar. Enrollment is limited and by instructor approval only. Interested students should send a cv and statement of interest to Prof. Ginsburg. Group projects and memos will be the basis of evaluation. Participation may be considered in final grading.

Autumn - Ginsburg, Thomas; Gelbort, Jason

Contract Drafting and Review

LAWS 53271 - 02 (3)

This seminar will serve as an introduction to contract 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 specific contract provisions and a complete contract, and will learn how to read, review and analyze contracts with an eye toward both legal and business risk issues. Many/most of the exercises simulate working with a fictional client. Grades will be based on class

participation, a series of substantial out-of-class weekly drafting exercises, and two capstone assignments.

Spring - Drake, Michelle

Contract Drafting and Review

LAWS 53271 – 02, 01, 01 (3)

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 specific contract provisions and a complete contract, and will learn how to read, review and analyze contracts with an eye toward both legal and business risk issues. Many/most of the exercises simulate working with a fictional client. Grades will be based upon class participation, a series of substantial out-of-class weekly drafting exercises, and two longer capstone assignments.

Autumn, Winter, Spring - Neal, Joan

Contract Drafting and Review

LAWS 53271 - 03 (3)

This seminar will serve as an introduction to contract 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 specific contract provisions and a complete contract, and will learn how to read, review and analyze contracts with an eye toward both legal and business risk issues. Many/most of the exercises simulate working with a fictional client. Grades will be based on class participation, a series of substantial out-of-class weekly drafting exercises, and two capstone assignments.

Autumn - Drake, Michelle

Contract Law for LL.M. Students

LAWS 70850 - 01 (3)

The materials for this course give overview of key topics in US contract law (especially those that are most practice relevant but difficult like interpretation and damages) but the course devotes much of its in-class time to subjects more directly relevant to the practice of contract law including: how to choose a contracting

partner who can innovate, different approaches to negotiating agreements that will work well in practice, how to review and draft actual agreements (focusing on both procurement and biotechnology agreements), how to choose the law and dispute resolution forum best suited to the transaction, and how to deal with crises caused by a company's contracting partners. Attention is also paid to how to use both legal and nonlegal sanctions and a variety of monitoring mechanism to induce contractual performance. Students will do some work individually and some in groups (both in and out of class). Grade is part class participation/group work and part individual written assignments. There is no exam. This course does not directly prepare students for the bar, although optional videos that will aid in that endeavor are provided for those who seek this type of learning.

Spring - Bernstein, Lisa

Contracting and Business Strategy

LAWS 53421 - 01 (3)

This seminar focuses on how to negotiate, structure, and govern contracts from both a legal and a business (strategy) standpoint. It focuses on how to choose a contracting partner, devise a negotiation strategy, and structure not only the core legal terms you have studied before, but also the key work-a-day contract provisions that make business relationships successful. Discussion will focus on how to best facilitate commercial cooperation, encourage product and process innovation, and structure value creating deals. Emphasis is placed on the role that nonlegal mechanisms and business considerations play in contract governance and management as well as on the limits of the legal system in many contractual settings. Students will work sometimes individually, but often in teams (always with the option to note their disagreement with their team in the team journal), to complete assignments based on case studies of real deals and will write both individual and group based memoranda. There is no exam. Grading is based on individual and team work (oral and written) as well as class participation. Students will have the opportunity to advise a live client on a deal, advise inside counsel on an outsourcing deal, and get feedback on a crisis management project from a leading consultant and a seasoned general counsel.

Autumn - Bernstein, Lisa

Copyright

LAWS 45801 - 01 (3)

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. The syllabus for the course is at <http://picker.uchicago.edu/Copyright/Syllabus.htm>.

Winter - Picker, Randal

Corporate and Entrepreneurial Finance

LAWS 42603 - 01 (3)

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 divided into four sections: (1) financing decisions; (2) investment decisions; (3) private equity; and (4) venture capital. In addition to analyzing financing issues, we will consider how those issues relate to firm strategy. It will be important to examine the "big picture" assumptions used in the numerical calculations. This course also places a strong emphasis on presentation and discussion skills. COURSE PROCEDURES For each class meeting, I will assign study questions concerning one or two cases. 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. group can include up to 3 students. GRADING will be based on class participation, the short memoranda and a final examination. Class participation will count for 40% of the final grade. 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. 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 - Kaplan, Steven

Corporate Compliance and Business Integration

LAWS 53406 - 01 (2)

This seminar explores the rapidly expanding scope of Corporate Compliance across industries and the evolving role of corporate compliance officers as business partners and culture champions. Study begins with a foundational overview of the relevant legal and policy mandates, proceeds to explore Corporate Compliance's role in operational oversight and risk mitigation, and finishes with an examination of Corporate Compliance's evolving role in enterprise risk, strategy and culture.

The first section of the course will provide insight into the legal, regulatory and risk management considerations that have driven business organizations to develop and enhance their internal programs for identifying and managing compliance risks. The second section will focus on case studies from different industries, and from the separate perspectives of business leaders, regulators, consumers and employees. The final section of the course will focus on the intersection of compliance and organizational culture, and illustrate how to leverage the tools of policy, training, and leadership engagement to build cultures of integrity. The course will include academic, regulatory and business readings as well as interactive case studies, where students will apply practical solutions to real risk and corporate integrity challenges faced by multinational organizations in a variety of sectors and explore the consequences for the compliance function.

Student evaluation is based on a 3-part Group Project on a corporate compliance program's response to a series of hypotheticals. Each student in the group will serve as a main presenter once. Each group assignment is accompanied by a short (3-5 pages) supplemental paper to be completed individually by each group member. Participation may be considered in final grading.

Autumn - Deegan, Forrest

Corporate Criminal Prosecutions and Investigations

LAWS 53201 - 01 (3)

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 under state and federal law, 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 approximately four weeks after final exams for the Winter quarter.

Winter - Boutros, Andrew

Corporate Finance

LAWS 42501 - 01 (3)

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. This class has a final exam. Participation may be considered in final grading.

Winter - Dharmapala, Dhammika

Corporate Governance

LAWS 53237 - 01 (2 TO 3)

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, market and political 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

and among shareholders, directors and CEOs and their management teams . 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 full-length paper (3 credits) which can be used to satisfy WP requirements. In all instances, class participation will also be taken into account. Enrollment will be limited to 30 students, including up to an aggregate of 10 students from the LL.M. program, Chicago Booth, Harris and the Department of Economics.

Autumn - Cole, Thomas

Corporate Governance: Theory and Practice

LAWS 53245 - 01 (1)

This class provides an introduction to the foundational policy debates in corporate law, as well as some of the fundamental economic concepts that informs those debates. The key feature of the public corporation is Adolph Berle and Gardiner Means' insight concerning the separation of ownership and control: in many cases, the managers of the firm who run the business are not the owners. This separation creates organizational problems known as agency problems. As the readings indicate, much of corporate law is directed at mitigating agency problems, including by incorporating internal governance mechanisms (such as the board of directors and shareholder voting), as well as by facilitating external governance mechanisms (such as the market for corporate control). We will explore these issues, as well as other perspectives, in depth and make them concrete with discussions of real world events and issues.

Spring - Lund, Dorothy

Corporate Tax I

LAWS 43242 - 01 (4)

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 - Weisbach, David

Counterintelligence and Covert Action - Legal and Policy Issues

LAWS 53219 - 01 (3)

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, as well as recent events. 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 - Cowen, Stephen; Garcia, Tony

Criminal and Juvenile Justice Project Clinic

LAWS 90217 - 01 (1 TO 3)

The Project provides law and social work students the supervised opportunity to represent children and young adults accused of crime in juvenile and 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. Students will participate in case selection and litigation strategies. Students will be expected to do legal research and writing including drafting motions and memoranda on various legal issues, i.e. evidentiary questions, sentencing, etc. and brief writing. Additionally, students will do pre-trial investigation and fact development including interviewing clients and witnesses. 3L students who have taken a trial practice course will have the opportunity to

argue motions and second chair hearings and trials. Policy work will include general research on issues, drafting statement and position papers and attendance at meetings. Corequisite: Evidence must be taken at some point that the student is in the clinic.

Autumn, Winter, Spring - Conyers, Herschella

Criminal Procedure I: Investigations

LAWS 47201 - 01 (3)

This course is a study of the constitutional constraints on criminal investigation. Under what circumstances are police permitted to stop you on the street, fish in your pockets, or open your wallet and remove its contents? What legal rules govern jailhouse interrogations? At what point in a criminal investigation does the right to speak with counsel attach? In surveying the Fourth, Fifth, and Sixth Amendments to the U.S. Constitution and their interpretation in Supreme Court jurisprudence, we will consider answers to each of these questions. Upon completion of the course, students will understand how the Constitution and related case law govern the opening stages of the criminal process. This class has a final exam. Participation may be considered in final grading.

Autumn - Gardner, Trevor

Criminal Procedure I: The Investigative Process

LAWS 47201 - 01 (3)

The course focuses on the constitutional law regulating searches, seizures, and confessions. It considers both physical searches and seizures and also searches and seizures of electronic data. Grades are based on a final in-class examination.

Winter - Fairley, Sharon

Criminal Procedure II: From Bail to Jail

LAWS 47301 - 01 (3)

Criminal Procedure II surveys the criminal process after an individual has been formally charged through the pretrial process, the trial, and beyond. Criminal Procedure I is NOT a prerequisite, and no knowledge of Criminal Procedure I is needed for this course. While Criminal Procedure I examines the rules that govern police investigations, this course examines the constitutional and procedural rules that govern criminal proceedings as they occur chronologically. Topics include: sufficiency of the charging instrument, joinder and severance, discovery, jury selection, selected trial issues (including confrontation rights), double jeopardy, sentencing, post-trial motions and post-conviction relief. The final grade is based on an eight-hour take-home examination.

Spring - Fairley, Sharon

Critical Race Studies

LAWS 43220 - 01 (3)

This course provides an introduction to critical race theory through reading canonical works by critical race scholars; it explores a selection of current legal debates from a critical race perspective; and it contextualizes critical race theory through the study of related movements in legal scholarship, including legal realism, critical legal studies, and social science research on discrimination and structural racism. We will attempt to identify the ways in which critical race scholarship has influenced, or should influence, legal research and law school pedagogy. Requirements for this course include thoughtful class participation and a final take-home examination.

Spring - Hubbard, William

Cross-Border Transactions: Law, Strategy & Negotiations

LAWS 53229 - 01 (1)

This is a short class scheduled for Mon-Thurs., Sept. 27-30 only.

This seminar is a survey of cross-border transactions and how successfully negotiating a transaction may vary across borders. We will first examine negotiation strategies and key terms in commercial contracts. Next we will review how these transactions vary globally. Lastly, 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. Final grade will be based on: Substantial out of classroom work, a short paper, an in-class negotiation and class participation.

Autumn - Sultani, Tarek

Current Debates in Antitrust, Bankruptcy, Corporate & Securities Law: The ABCS of Stakeholderism

LAWS 53435 - 01 (2)

After a series of pitched intellectual battles, various fields of business law each came to focus on a single constituency. Antitrust came to focus on consumer prices, instead of protecting competitors or the political process from domination by large firms. Bankruptcy came to focus on creditor interests, instead of protecting employees or local communities from the collapse of distressed firms. Corporate law came to focus on shareholder interests, instead of protecting workers, creditors, the environment, or surrounding communities. And securities regulation came to focus on investors in public companies, instead of the full range of constituencies that could benefit from improved disclosures.

But this clean allocation of responsibility has come under increasing strain. A wave of reformers has sought to extend each field to protect a broader range of stakeholders. In each area, they have been met with a fierce counterattack. Studying these debates together is worthwhile because stakeholderism can have advantages and disadvantages that cut across different fields, and because stakeholderism in one area can have complementary or contradictory effects in another.

This seminar will consider these current debates in business law. The seminar will not assume any prior knowledge of antitrust, bankruptcy, corporate law, or securities regulation. It will seek to provide useful framing concepts for students who go on to study those fields, while offering new insights and perspectives to students who have already taken those subjects. A series of reaction papers will be required. Participation may be considered in final grading.

Spring - Kovvali, Aneil

Current Issues in Criminal and National Security Law

LAWS 53221 - 01 (3)

This seminar covers a series of current issues in criminal and national security law, often comparing and contrasting the two approaches, with a focus on war power and uses of military force, drone strikes, challenges arising from acts of terrorism and national security prosecutions (including a focus on substantive terrorism offenses, espionage offenses as well as the leaking of classified information), a discussion of criminal investigative tools and intelligence activities, 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), and in other select topics, including the Classified Information Procedures Act, 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 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 may be invited to help facilitate discussion on certain topics.

Criminal law is prerequisite.

Winter - Scudder, Michael ; Fitzgerald, Patrick

Current Trends in Public Law Scholarship

LAWS 53419 - 01 (2)

Recent events, including President Trump's controversial policies and actions, the COVID-19 pandemic, and nationwide protests over policy brutality, have placed a

strain on administrative law and institutions in the United States. In this seminar, invited speakers from other law schools will present scholarship that examines these developments. The seminar serves the dual purpose of introducing students to scholarly approaches to understanding contemporary events, and educating them about the relevant administrative and constitutional rules, particularly those that address crises and fast-changing problems. Students will read academic articles, draft short reaction papers, and be prepared to ask questions of the speaker. The Q&A with each paper's author will be followed by discussion among the students and professors regarding the strengths and shortcomings of the scholarship presented. Participation may be considered in final grading.
Autumn - Masur, Jonathan; Posner, Eric

Derivatives in the Post-Crisis Marketplace

LAWS 53313 - 01 (3)

In this seminar, we will explore the vital role that derivatives such as futures, forwards, options and swaps play in the financial system and the impact that post-crisis reforms have had on the derivatives marketplace. We will begin with a brief history of derivatives, an introduction to the core building blocks of the product and an overview of the agencies, regulations and statutes governing derivatives use, including the Bankruptcy Code and similar restructuring and resolution laws. We will then explore the role that derivatives played in the financial crisis and discuss the regulatory architecture put in place to mitigate the perceived risks of derivatives both in the U.S. under the 2010 Dodd-Frank Wall Street Reform and Consumer Protection Act and abroad under various regimes. In order to understand some of the law's grey areas, we will also discuss pivotal case law, including *Metavante* and *Lomas*. Turning to the future, we will evaluate changes in the current marketplace, explore trends in derivatives use and delve into new trading architectures such as central clearing and blockchain, with a particular focus on the regulatory challenges these technologies pose and due consideration to the current tumultuous macroeconomic climate. We will touch on current events such as the Archegos meltdown and "GameStop" controversy. We will conclude with an in-depth discussion of the credit default swap auction process by reference to case studies such as *Codere*, *Hovnarian*, *iHeart* and *Windstream*. Grades will be based on a major paper (20-25 pages) on a topic of the student's choice as well as class participation.

Autumn - Madell, Jaime

Derivatives, Repo, and Prime Brokerage - Negotiation and Practical Analysis
LAWS 53437 - 01 (3)

In this hands-on class, students will learn the fundamentals of the negotiation and legal structuring of derivatives and related instruments such as repo and prime brokerage. Students will engage in simulated negotiation, drafting and issue-spotting, with a focus on the challenges regularly confronted by practitioners in the private equity and opportunistic credit spaces. Class will be a mix of lecture and simulated implementation of trading programs for hypothetical clients. Grades will be based on a mix of class participation and a negotiation project.

Spring - Madell, Jaime

Disability Rights Law
LAWS 53426 - 01 (2)

This course will focus on the Americans with Disabilities Act (ADA), including the interpretation of the definition of disability and the subsequent ADA Amendments Act; employment discrimination; the Supreme Court's Olmstead decision guaranteeing community integration; and the ADA's application to healthcare, education, websites and criminal justice. In addition to the ADA, the seminar will review disability laws related to special education, housing and financial benefits. This class requires a series of reaction papers. Participation may be considered in final grading.

Winter - Webb, Andrew

Divorce Practice and Procedure
LAWS 53397 - 01 (3)

This is a simulation class providing exposure to the dynamic process of representing clients in dissolution of marriage cases and issues related to them. The class will make you aware of the complexities arising when the ever-changing family unit becomes divided. Topics are covered through an evolving case, with each student in the role of a practicing lawyer. Issues include interstate and international parental kidnapping, determination of jurisdiction, domestic violence, restraining orders and injunctions, temporary and permanent parenting rights and responsibilities (custody and visitation), temporary and permanent maintenance (alimony), child support, the characterization of property and division of assets and liabilities; also, premarital and post marital agreements, ethical issues, federal tax law affecting divorce and the effects of bankruptcy. Students will discuss and argue issues not only with instructors, but also with one or more sitting Illinois Domestic Relations Court judges, as well as interacting with classmates. Readings will be drawn from case law, statutes, and court approved forms used in contested proceedings. One half of a student's grade is based on preparation for and class

participation and one half on a series of six short papers related to class topics of less than five pages.

Autumn - Schiller, Donald; Wyatt, Erika

Editing and Advocacy

LAWS 53497 - 01 (2)

Good editors don't just see the sentence that was written. They see the sentence that might have been written. They know how to spot words that shouldn't be included and summon up ones that haven't yet appeared. Their value comes not just from preventing mistakes but from discovering new ways to improve a piece of writing's style, structure, and overall impact.

This course will teach you how to be one of those editors. You'll edit briefs. You'll edit contracts. You'll edit all kinds of legal documents. Sometimes this editing will occur during in-class exercises. Sometimes it will occur through short, weekly assignments. But always the goal will be the same: learn and practice a skill that is fundamental to becoming an excellent advocate.

Autumn, Winter, Spring - Barry, Patrick

Education Law & Policy

LAWS 52201 - 01 (3)

Public schools have been a dramatic setting for Constitutional challenges for over 100 years, and K-12 education has been shaped by cases on the role of government in education, by policies intended to promote equality of opportunity and access, and by evolving methods of reform. Students will examine well-established education precedents while learning how education law and policy have developed. The class focus, however, will be on cutting-edge issues.

Students will explore policy choices under theories of jurisprudence including critical race theory. Readings will include Constitutional issues of speech, privacy, equal protection, and freedom of religion, as well as state constitutional rights to adequate education. In addition, there will be applications of statutory and regulatory law. Broad course themes include: equity in access to education and the disparate impact of policy choices, particularly during the pandemic, on students who are members of groups with limited access to educational opportunity historically; the goals of public education and the tension between government authority to ensure these goals are met, and family rights to control the values and education presented to their children; and the balance between freedom of expression for students and the goal of schools to provide a safe teaching and learning environment. Current disputes will be analyzed through the lens of access to a quality education at every aspect of the education process.

Topics may include: K-12 student data privacy; transgender student rights; practices that may create a school-to-prison pipeline; safe spaces and the First Amendment; artificial intelligence digital tutors and rights to adequate education; tax credit scholarships for religious schools; the impact of growth of charter schools; teachers' rights to work conditions in a pandemic; sanctuary districts and excluding immigrants from the Census; and K-12 teacher tenure and compensation. Spring - Epstein, Susan

Employee Benefits Law

LAWS 55503 - 01 (3)

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 and funding; benefit claim dispute resolution procedures and standards of judicial review; federal preemption of state laws; and key issues which arise in ERISA litigation. The course is intended for students interested in a broader labor and employment practice; a mergers and acquisitions or general corporate practice; or a civil litigation practice. Although our primary mission will be to prepare students for the practice of law, we also will explore whether the law governing employee benefit plans is operating effectively and in accordance with its stated purposes. Students will be graded on class participation and on short reaction and/or research papers. Students must submit either: a) a series of short reaction and research papers which must total at least 20-25 pages, including at least one research paper of 10 or more pages or b) a major research paper of at least 20-25 pages. There are no prerequisites required for this seminar.

Autumn - Wolf, Charles; Mowery, Philip

Employment Discrimination Law

LAWS 43401 - 01 (3)

This course will examine employment discrimination law beginning with the legislative history of employment discrimination leading to the passage of Title VII and continuing to other limitations on the employment-at-will doctrine. Types of discrimination examined will include race, sex, religion, disability, age, color, national origin and sexual orientation. Emphasis will be placed on race discrimination as an example of how discrimination is proven and defended in litigation. Individual and class claims will be discussed. Special emphasis will be

placed upon such pragmatic topics as corporate internal investigations, handling agency and administrative charges of discrimination, the impact of insurance coverage, federal litigation, along with the increasing use of private mediation and arbitration. Final grade will be comprised of a research project conducted by small groups of students along with a final written exam.

Possible topics for research projects include:

- Whether current standards of proof of discrimination are sufficient or appropriate.
- Whether whistleblowers should be identified and compensated similar to SEC whistleblowers.
- How the "pipeline" may lead to discriminatory decisions in hiring and promotions.
- Are victims of discriminatory terminations fully compensated after losing employer-based medical coverage?

A key theme of the course will be to identify changes to anti-discrimination laws, which changes would be designed to more effectively reduce discrimination.

Spring - Greene, Martin

Employment Law

LAWS 43511 - 01 (2 TO 3)

This seminar is designed to provide the student with an overview of the common law principles and several of the 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; and (4) wage and hour and employee leave statutes, including the Fair Labor Standards Act (FLSA) and the Family and Medical Leave Act (FMLA). 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 - Whitehead, James

Employment Law Clinic

LAWS 90216 - 01 (1 TO 3)

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 in federal court or 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, the Clinic is appointed each year to represent a few clients in appeals pending before the 7th Circuit Court of Appeals and in settlement conferences in the District Court for the Northern District of Illinois. Finally, in addition to 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. Students will be evaluated on their written and oral work on behalf of the Clinic's clients. Participation is considered in final grading.. 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, Winter, Spring - Schmidt, Randall

Energy Law

LAWS 43282 - 01 (3)

Energy touches all of our daily lives, even as it historically remained unseen by the public eye and under-considered in the public discourse. Energy law governs the production, consumption, and disposal of energy resources.

This course examines energy law and policy in the United States. Energy law is interdisciplinary by nature, and our study of the field will reflect that. Energy law relies heavily on legal doctrine, but it also raises questions of policy, economics, and the environment. Accordingly, this course will rely on both (1) the traditional study of case law, statutes, and regulations and (2) case studies and materials that draw on and raise other aspects of energy law and policy.

The first part of the course surveys the world's primary sources of energy: coal, oil, biofuels, natural gas, hydropower, nuclear, wind, solar, and geothermal energy.

This part also introduces you to the main themes that we will cover throughout the course, namely: (1) the tension between free markets and government regulation;

(2) federalism issues and, more broadly, the division of U.S. regulatory authority governing energy production and use among federal, state, and local governmental units; and (3) balancing energy production and use with environmental protection. The second part of the course turns to the two major sectors of the U.S. energy economy: electricity and transportation. The third part of the course explores hot topics in energy law and policy that highlight the complex transitions taking place in today's energy systems. These topics include grid modernization and the continued role of nuclear energy.

This class has a final exam. Participation may be considered in final grading.

Autumn - Macey, Joshua

Enforcement Risk in Cross-Border Transactions

LAWS 53222 - 01 (3)

This seminar will examine enforcement risk and mitigation strategies encountered in international and cross-border transactions. In particular, we will spend time considering the contours of risk flowing from bribery, corruption, economic sanctions and money laundering issues. We will focus on legal and reputational risk, as well spend some time on financial risk incident in these transactions. Students will gain an in-depth understanding of key U.S. and foreign laws (like the U.S. Foreign Corrupt Practices Act and the U.K. Bribery Act) relating to cross-border enforcement, explore common red flags found in global transactions, explore how different transactions (including traditional "leveraged" buyouts, real estate, credit, and other alternative investment strategies) impact international risk mitigation strategies, and learn how to structure deals based on the varying risks presented.

Spring - Goel, Asheesh; Nemirow, Kim; Niles, Nicholas

Entrepreneurship and the Law

LAWS 53192 - 01 (3)

This seminar examines how the law and legal counsel influence innovation and entrepreneurship in the US, whether by micro-enterprises and high-growth disruptors. 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. Students' grades will be based on active participation, short written assignments, and a research paper.

Winter - Kregor, Elizabeth; Gryczan, Catherine

Environmental Law: Air, Water, and Animals

LAWS 46001 - 01 (3)

This survey course explores the major domestic policies in place to protect the environment, with a focus on clean air and water and animal conservation (e.g., the Clean Air Act, the Clean Water Act, the National Environmental Policy Act, and the Endangered Species Act). The course is a complement to Professor Templeton's Toxic Torts and Environmental Justice course; neither is a prerequisite for the other, and the two share little overlap. We'll spend some time on the regulation of climate change and will discuss issues of environmental justice embedded in each of the major topics.

Spring - Kim, Hajin

Ethics for Transactional Lawyers

LAWS 41015 - 01 (3)

This class will focus on ethical issues faced by transactional lawyers. We will consider the role of a transactional lawyer, the various sources of guidance for transactional lawyers, the intersection of personal morality and rules-based ethics, individual and organizational practice pressures that can cause lawyers to violate ethics norms, how to weigh competing ethical obligations, and select ethics issues faced by transactional lawyers in practice (including, e.g., ethics issues arising when drafting contracts, negotiating agreements, conducting due diligence, and providing opinion letters). Grades will be based upon active class participation in discussions and simulations, plus a final paper (20-25 pages). (Please note that this paper cannot fulfill the SRP or WP requirement.)

Autumn - Neal, Joan

Evidence

LAWS 41601 - 01 (3)

An examination of the federal rules governing proof at trial. On many points, the rules of most states are the same or similar (New York and California have the most differences, though even they have significant overlap with the Federal Rules). There will be somewhat more lecture than in a typical course, in order to facilitate coverage of material. Even so, certain relatively minor or easy topics will not be covered (Burdens of Proof, Presumptions, Judicial Notice), and others will be covered only briefly (e.g., Privileges, Impeachment of Witnesses). Approximately two-thirds of the term will be devoted to the two central topics in the law of evidence: relevance and hearsay (including the hearsay exceptions).

Spring - Buss, Emily

Evidence

LAWS 41601 - 01 (3)

An examination of the federal rules governing proof at trial. On many points, the rules of most states are the same or similar (New York and California have the most differences, though even they have significant overlap with the Federal Rules). There will be somewhat more lecture than in a typical course, in order to facilitate coverage of material. Even so, certain relatively minor or easy topics will not be covered (Burdens of Proof, Presumptions, Judicial Notice), and others will be covered only briefly (e.g., Privileges, Impeachment of Witnesses). Approximately two-thirds of the term will be devoted to the two central topics in the law of evidence: relevance and hearsay (including the hearsay exceptions). This class has a final exam.

Winter - Leiter, Brian

Exoneration Project Clinic

LAWS 90220 - 01 (1 TO 3)

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, advising clients, investigating and developing evidence, drafting pleadings, making oral arguments, examining witnesses at evidentiary hearings, and appellate litigation. 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 (although we recognize that that may not be possible under current circumstances). Students are also strongly encouraged but not required to take Criminal Procedure I and II. Students will receive credit for the work they do in accordance with the credit rules for all other clinical programs. Participation may be considered in final grading.

Autumn, Winter, Spring - Leonard, Karl; Myerscough-Mueller, Lauren; Ainsworth, Russell

Fair Housing

LAWS 43313 - 01 (3)

This course will focus on the law and policy of fair housing, broadly construed. Substantial attention will be devoted to antidiscrimination laws in housing, including the federal Fair Housing Act. We will also explore existing and proposed policies for improving access of lower-income people to housing. The causes and consequences of residential segregation will be examined, as well as the effects of zoning and other land use controls. Additional topics may include gentrification, eviction, squatting, mortgages and foreclosures, and the use of eminent domain. The student's grade will be based on class participation and a final exam.

Spring - Fennell, Lee

Family Law

LAWS 45001 - 01 (3)

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. All students may choose between an exam, a series of short reaction papers, and a major research paper. Students who obtain instructor permission may meet the SRP or WP requirement.

Winter - Case, Mary Anne

Federal Courts

LAWS 41101 - 01 (3)

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. Constitutional Law I is a prerequisite, though it may be waived in special circumstances. The student's grade is based on class participation and a final take-home examination.

NOTE: Unlike in previous years, this class may not use the traditional Hart and Wechsler casebook, or any casebook.

Prerequisite: Constitutional Law I

Spring - Baude, William

Federal Criminal Justice Clinic

LAWS 90221 - 01 (1 TO 3)

The Federal Criminal Justice Clinic is the first law school clinic in the country to focus on representing indigent clients charged with federal felonies. The FCJC gives

students a unique opportunity to represent individual clients in federal court and will be taking new cases this year. FCJC students also engage in systemic reform efforts focused on combatting racial disparities and discrimination. For example, students in the FCJC's Federal Bailwatching Project have engaged in legislative advocacy before Congress and have created the first federal courtwatching initiatives in the country.

The FCJC litigates in federal district court in Chicago, before the Seventh Circuit, and in the U.S. Supreme Court. In our district court litigation, FCJC students may have an opportunity to interview clients and witnesses; meet with clients; conduct and participate in hearings and trials; research, write, and argue motions and briefs; and participate in case investigations. During the pandemic, FCJC students continued representing clients virtually and litigated numerous successful motions for compassionate release. Students involved in appellate litigation write briefs to the Seventh Circuit and the Supreme Court and may conduct oral argument. The FCJC seminar includes skills exercises, simulations, lectures, case rounds, guest speakers, and discussions. The pre-requisites/co-requisites are Evidence and Criminal Procedure I; these courses may be taken at any time during law school. It is strongly recommended that 3L students take the Intensive Trial Practice Workshop in September 2021. The FCJC is typically a year-long clinic, but during the 2021-22 school year, the FCJC anticipates admitting additional students in Winter Quarter. First priority is given to 3Ls; the remaining slots go to 2Ls. Students who want to learn more about the FCJC or who have questions about the enrollment requirements may contact Profs. Siegler, Zunkel, or Miller. Autumn, Winter, Spring - Siegler, Alison; Miller, Judith

Federal Criminal Justice Practice And Issues

LAWS 53386 - 01 (2)

This practice-oriented course integrates instruction on federal pretrial criminal procedures and issues with student practice exercises overseen by the instructor. The course will cover federal criminal practice from investigation up to trial, utilizing examples from recent federal criminal investigations and cases. The course will provide opportunities for student performance to develop professional skills and understanding. In particular, the course will provide instruction on (i) federal investigations and related issues (including Grand Jury proceedings and witness immunity); (ii) corporate internal investigations; (iii) federal charging decisions; (iv) initial appearances following arrest and accompanying bail/detention hearings (v) discovery under the federal criminal rules; (vi) pretrial motions and practice; and (vii) plea agreements. Students will engage in periodic practice simulations related to the pretrial stages of a federal criminal case. For example, students will conduct mock witness interviews in the context of a corporate internal investigation, present

motions and arguments seeking, and objecting to, pretrial detention, and present motions and argument seeking to exclude or admit evidence. The course thus will provide opportunities for oral and written advocacy focusing on federal criminal pretrial practice. Each class session will also include discussion of practical and strategic issues facing both the defense and the prosecution under real-world circumstances at each pretrial stage. A student's grade will be based on class participation and written and oral performance in the simulated practice exercises.
Winter - Doss, Michael

Financial Regulation Law

LAWS 43253 - 01 (3)

This course addresses the regulation of banks and other financial institutions in the United States. The focus will be on the current regulatory scheme, with some attention to the 2008 financial crisis, the history of financial regulation, and proposals for reform. The student's grade will be based on participation and a final examination.

Students should purchase a hardcopy edition of the required textbook. The ebook only option does not allow offline access which may be required for the in-class proctored exam.

Autumn - Posner, Eric

Food Law

LAWS 53308 - 01 (3)

This seminar will examine issues relating to food law and food policy. Topics covered will include: food safety, food labeling, genetically modified agriculture, corn policy, regulation of food quality, factory farming, restaurant regulations, and more. Students will have to write an SRP paper and make a presentation in class. Participation may be considered in final grading.

Autumn - Ben-Shahar, Omri

Foreign Relations Law

LAWS 43269 - 01 (3)

This course examines the constitutional and statutory doctrines that regulate the conduct of American foreign relations. Topics include the distribution of foreign relations powers between the three branches of the federal government, the status of international law in U.S. courts, the scope of the treaty power, the validity of executive agreements, the preemption of state foreign relations activities, the power to declare and conduct war, and the political question and other doctrines regulating judicial review in foreign relations cases.

Spring - Bradley, Curtis

Fundamentals of In-House Counsel

LAWS 53430 - 01 (3)

The role of in-house counsel is both complex and complicated, and can be vastly rewarding to the attorney who understands its realities and can apply the law in a practical manner to support an enterprise and its leadership. This course will help students explore and learn the fundamentals critical to succeeding as inside counsel. Through a combination of review and discussion of influential written work of preeminent past and present in-house lawyers, discussion of case studies focused on contemporary scenarios faced by inside counsel, analysis and evaluation of risk issues in specific contracts, in-class simulations and team exercises, and guest speakers who will share their experiences and talk about their career paths, including successes and failures along the way, you will obtain an understanding of the modern view of inside counsel from a variety of diverse vantage points.

The primary focus will be on beginning to understand the critical skills necessary to prepare to succeed as in-house counsel in a large U.S. private or public company setting. We will seek to answer questions such as: How does working in-house compare and contrast to working at a law firm, what are the day-to-day challenges experienced by inside counsel and what are strategies to meet them and excel, how has the in-house counsel role evolved over time, and what does the future hold for attorneys serving as in-house counsel. From the student who aspires to one day be an in-house attorney, to the student who plans to serve in-house counsel while working at a law firm, Fundamentals of In-House Counsel will provide a multitude of candid and practical perspectives on the critical means by which the law supports today's American enterprises.

Grading will be based on in-class performance and a series of reflection papers.
Spring - Zarfes, David; Avratin, Joshua; Lutz, Nathan

Global Human Rights Clinic

LAWS 90225 - 01 (1 TO 3)

The Global Human Rights Clinic (GHRC) works to advance social and economic justice worldwide. The Clinic uses multidimensional advocacy strategies to address pressing human rights issues, including documentation and reporting, legislative and institutional reform, and litigation in domestic, regional and international tribunals. Working in project teams, students develop essential lawyering skills, including oral advocacy, fact-finding, research, legal and non-legal persuasive writing, interviewing, media advocacy, cultural competency and strategic thinking.

GHRC clients and partners include United Nations agencies and other multinational organizations, NGOs and individuals across the globe, and national and local governments. Clinic projects vary from year to year. In 2020-2021, GHRC projects included litigation of a Petition on behalf of domestic workers before the Inter-American Commission on Human Rights; advisory support to candidates for Chile's constitutional commission on measures to advance gender equality and women's rights; publication of two reports on police lethal use of force policies in the U.S. and globally; design and delivery of trainings on strategic litigation and comparative foreign law to lawyers in Tanzania challenging inhumane prison conditions; and documentation to the U.N. Human Rights Council on Vietnam's violation of its citizens' right to freedom of expression. For more information on the Clinic's work, visit the GHRC's website: <https://www.law.uchicago.edu/ghrc> and Facebook Page: <https://www.facebook.com/GHRChicago>.

Students may enroll for up to three credits in the Clinic per quarter. New students to GHRC enrolled in the J.D. program should plan to take the Clinic for three quarters for a minimum of two credits each quarter, unless they receive faculty approval prior to registration. Continuing J.D. students and LL.M.s may take the Clinic for any allowable amount of credits and quarters.

Participation may be considered in final grading.

Autumn, Winter, Spring - Flores, Claudia; Olaizola Rosenblat, Mariana

Greenberg Seminars: Ladies' Night: Leadership from the Female Perspective
LAWS 92000 - 03 (0, 0, 1)

We will read books and other pieces of writing by female chief executive officers, politicians, athletes, and other leaders in their industries, and discuss those pieces during each session. Discussion and readings may touch on topics such as how the female experience of leadership differs depending on industry, role, and characteristics of a woman's colleagues (for example, how the experience of a female general counsel of a professional sports team might be different from a female captain on an all-female athletic team), general perspectives on leadership styles, and others as determined throughout the year based on the ultimate readings selected.

Autumn, Winter, Spring - Underwood, Emily; Henderson, M. Todd

Greenberg Seminars: Race and Capitalism
LAWS 92000 - 04 (0, 0, 1)

Final description coming soon

Autumn, Winter, Spring - Abebe, Daniel; Huq, Aziz

Greenberg Seminars: Resignations

LAWS 92000 - 02 (0, 0, 1)

When lawyers participate in politics at the highest levels—as counselors to the government, advisors to political leaders, and authors of sensitive policies—they can confront competing demands from the governmental institutions and leaders they serve, on the one hand, and the ethics of the legal profession or morality generally, on the other. But because the demands on these lawyers are frequently shaped by unprecedented events, it is not always clear just what legal ethics or morality require them to do. Prompted by these conflicts, lawyers across many political administrations have confronted calls to resign—claims that what the government has asked of them is incompatible with the professional requirements of being a lawyer or the demands of morality. This Greenberg will use case studies of high-profile government lawyers who have faced those calls to untangle this dramatic dilemma.

Autumn, Winter, Spring - Doerfler, Ryan; Fahey, Bridget

Greenberg Seminars: The Law of Space

LAWS 92000 - 05 (0, 0, 1)

This Greenberg Seminar will explore the law governing space programs and outer space, including issues involving the International Space Station, the Moon and other extraterrestrial bodies, lost astronauts, and any number of other topics.

Autumn, Winter, Spring - Masur, Jonathan; Fahey, Bridget

Greenberg Seminars: Wine and the Law

LAWS 92000 - 01 (0, 0, 1)

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. Graded Pass/Fail.

Autumn, Winter, Spring - Masur, Jonathan; Ginsburg, Thomas

Health Care Law and Policy

LAWS 43346 - 01 (3)

This class will cover the basics of health law, health economics and U.S. health care policy. We will discuss the value of health, the productivity of health care and the role of health insurance. We will also review the major sources of US health care (physicians, hospitals, and drugs) and health insurance (including Medicaid and Medicare). We will also discuss the common law and statutory regulation of these providers in common law and statute, as well as regulation of health insurance in the US. We will discuss the drivers of health care innovation and health care costs. We will also take up timely policy topics such as Medicare for All, drug pricing,

medical bankruptcy, racial disparities in health, and hospital mergers. My aim is to provide a survey of the many views of health care markets, regulation and reforms. This class has a final exam. Participation may be considered in final grading.

Autumn - Malani, Anup

History and Theory of Policing

LAWS 53438 - 01 (3)

We will read from classic texts that influenced the way those who think and write about the police, as well as the police themselves, view the role of the police in American society.

Spring - Rappaport, John

History of the Common Law

LAWS 43210 - 01 (3)

A survey of the development of Anglo-American legal institutions. Among the subjects covered will be the origins and growth of the legal profession, the origin and use of royal writs, the growth of the court system and the nature of trials at common law, law reporting, and the development of the common law in the American colonies and the new Republic. This class has a final exam.

Winter - Helmholz, Richard

Housing Initiative Transactional Clinic

LAWS 90226 - 01 (1 TO 3)

The Housing Initiative Transactional Clinic provides legal representation on complex real estate development projects to build affordable housing. Clients include nonprofit, community-based affordable housing developers and housing cooperatives. Students serve as deal lawyers, working with clients and teams of professionals -- such as financial consultants, architects, marketing professionals, property managers, and social service providers -- to bring affordable housing and mixed use development projects to fruition. Projects range from single family rehabs with budgets in the \$30,000 to \$75,000 range, to multi-million dollar rental and mixed use projects financed by low income housing tax credits, tax exempt bonds, TIF, and other layered subsidies. Students also counsel nonprofit clients on governance and tax issues related to their work. In addition to their client work, students 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 real estate development 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 Transactional 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. Participation may be considered in final grading.

Autumn, Winter, Spring - Leslie, Jeffrey

How to Minimize and Investigate Trade Secret Theft

LAWS 53134 - 01 (2)

Trade secret theft is becoming an inevitable reality for companies across industries. This seminar provides background on the landscape of trade secret laws, and examines practical issues relating to how companies can identify and protect their trade secrets as well as issues relating to investigating suspected theft to help companies minimize the chance that theft occurs and maximize the chance of achieving legal remedies (civil and/or criminal). This seminar will focus would be on real-world legal issues, counseling, and investigations in addition to legal and practical issues that may impact trade secret litigation. The students' grades will be based on a combination of: (1) class participation, (2) reviewing and spotting issues in practical documents, and (3) reaction papers.

Spring - Murphy, Shannon

Human Trafficking and the link to Public Corruption

LAWS 53132 - 01 (3)

This course provides a comprehensive, practical introduction to the history and present-day reality of human trafficking both domestically and internationally. In the year of the 20th anniversary of the Palermo Protocol, the course will look back on how far individual states have come in their efforts to fulfill their obligations under the Protocol. By reviewing the challenges to criminal prosecution first, the course will explore alternative paths to eradicating this transnational human rights crime that impacts over 40 million individuals annually. Reviewing the array of supply chain laws domestically and internationally first and then exploring industry-wide practices, students will learn to examine solutions from an array of laws that reach beyond merely criminal prosecution. Recognizing that public corruption plays a significant and powerful role in aiding the crime to continue with little societal repercussions, the course will explore ways in which the Foreign Corrupt Practices Act and the TVPRA have mechanisms to enforce these violations that provide billions of dollars to the traffickers. Taught by federal district court judge, Hon. Virginia M. Kendall. A major paper (20-25 pages) is required.

Winter - Kendall, Virginia

Immigrants' Rights Clinic
LAWS 90211 - 01 (2 TO 3)

The Immigrants' Rights Clinic provides legal representation to immigrant communities in Chicago, including individual representation of immigrants in removal proceedings, immigration-related complex federal litigation, and policy and community education projects on behalf of community-based organizations. Students will interview clients, develop claims and defenses, draft complaints, engage in motion practice and settlement discussions, appear in federal, state, and administrative courts, conduct oral arguments and trials, brief and argue appeals, and engage in media advocacy. In the policy and community education projects, students may develop and conduct community presentations, draft and advocate for legislation at the state and local levels, research and draft public policy reports, and provide support to immigrants' rights organizations.

Past and current projects include the first challenge to indefinite detention under the PATRIOT Act, a civil rights lawsuit alleging Fourth and Fourteenth Amendment challenges against state law enforcement involved in an arrest that led to deportation, litigation against ICE detention centers for conditions of confinement during the COVID-19 pandemic, challenges to due process in removal proceedings, representation of asylum seekers and human trafficking victims, and publication of the first guide to the immigration consequences of criminal convictions for criminal defense attorneys in Illinois.

The seminar will meet for two hours per week and will include classes on the fundamentals of immigration law and policy as well as skills-based classes that connect to the students' fieldwork. Both 2L and 3L students are encouraged to apply. Students must enroll for either 2 or 3 credits each quarter and must enroll for all three quarters.

Students will be evaluated on the fieldwork portion of course on the basis of whether they:

- Fulfill professional obligations to clients
- Work diligently and zealously towards accomplishing the clients' goals
- Collaborate with team members and supervisor effectively
- Show willingness to learn new skills and confront new legal problems
- Show improvement in legal writing, oral advocacy, and other lawyering skills
- Willingly incorporate feedback into your work
- Use reflection to learn from clinic experiences
- Display responsibility, collegiality, and professionalism
- Meet internal and external deadlines
- Attend class prepared to discuss readings and regularly participate in classroom discussions
- Practice excellent file management and time-keeping

Autumn, Winter, Spring - Hallett, Nicole

Immigration Law

LAWS 43200 - 01 (3)

This course explores the U.S. immigration system. It 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, forms of relief from deportation, the law of asylum, immigration enforcement and detention, and proposed reforms to the immigration system. The course will also consider how immigration law connects to both constitutional law and foreign policy.

Spring - Hallett, Nicole

Innovation Clinic

LAWS 90222 - 01 (1 TO 3)

The Innovation Clinic gives students the opportunity to counsel startups and venture capital funds on a broad range of corporate law and strategic issues, including regulatory compliance, entity formation, stock options and employee equity, privacy, employment, governance and founders' agreements, licenses, seed stage funding transactions, and commercial agreements. Students also present on such topics at the Argonne National Laboratories' Chain Reaction Innovations Incubator and at the Polsky Center. In addition to their work with the Clinic's clients and the substantive topic areas to be covered, students will have the opportunity to train in, and develop, the soft skills that separate good lawyers from highly effective lawyers in a transactional practice, such as negotiation, client management, preparedness and flexibility. Students will work with startups across a wide variety of industries and will also complete non-client related homework assignments to prepare them for client work. Students are required to enroll in the Clinic for a minimum of two consecutive quarters, and enrollment is currently capped at three consecutive quarters of participation. Students may take between 1-3 credits in any given quarter.

Students will be evaluated based on the quality of work they prepare for the Clinic's clients, how well they interact with clients and demonstrate a command of the soft skills required for effective transactional legal practice, and the volume and quality of their participation during in-class sessions.

Autumn, Winter, Spring - Underwood, Emily

Innovation Fund Associates Program Practicum

LAWS 81027 - 01 (3)

The Innovation Fund Associates ("IFA") program practicum is an avenue for law students who are accepted into the IFA program to receive course credit for their participation in lieu of the available stipend. Information regarding the IFA

program can be found here: <https://polsky.uchicago.edu/programs-events/innovation-fund-associates-program/>.

Students receive 3 credits during each of the Spring and Autumn Quarters, and prepare brief response papers during each of those quarters reflecting on their experience. There is substantial training during the Winter Quarter but no credit is offered for this time. During the Spring and Autumn Quarters, in addition to the final presentation date, students should plan on meeting (1) for two to three hours every other Friday at noon for status updates, (2) on three to four additional dates that will be communicated to accepted students during the preceding quarter for trainings on topics such as patent law, FDA regulatory processes and compliance, public speaking, and other subjects relevant to the funding candidates during that cycle, and (3) two to three times per week with their teams, fund leaders, funding candidates and industry experts as part of the diligence process. There is substantial individual work outside of these meetings. Students do all coursework at the Polsky Center with potential site visits to the offices of industry experts and target companies. The approximate time commitment for the program is an average of 15 hours per week, although that may vary. Students may either take the offered stipend or course credit in any given quarter, but not both, and must be accepted into the IFA program through its normal application procedures before they are eligible to participate in the practicum. Participation may be considered in final grading.

Autumn, Spring - Underwood, Emily

Institute for Justice Clinic on Entrepreneurship

LAWS 90223 - 01 (1 TO 3)

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, employment law, 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. A commitment of at least two consecutive quarters is required.

Evaluation is based holistically on the student's client work. Participation may be considered in final grading.

Autumn, Winter, Spring - Kregor, Elizabeth; Gryczan, Catherine

Intellectual Property-based Finance and Investment

LAWS 53320 - 01 (3)

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. Final grade will be based on a major paper (20-25 pages). Participation may be considered in final grading.

Autumn - Friedman, Michael

Intensive Contract Drafting Workshop

LAWS 53271 - 01 (3)

This 3-credit intensive seminar will meet each weekday morning from 9:00am-11:15am from August 23 - September 3. Students should plan to treat the seminar like a full time job during this period - they will spend a substantial part of each afternoon doing written homework which is due each evening, and a part of each evening doing reading and preparation for the next day's class. The seminar will serve as an introduction to contract 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 specific contract provisions and a complete contract, and will learn how to read, review and analyze contracts with an eye toward both legal and business risk issues. Many/most of the exercises simulate working with a fictional client. Evaluation will be based upon class participation and a series of substantial out-of-class daily drafting exercises. Students are not eligible to register if they have taken Contract Drafting and

Review, Advanced Contract Skills or other similar contract drafting courses.

Autumn - Underwood, Emily; Drake, Michelle

Intensive Trial Practice Workshop

LAWS 81009 - 01 (3)

This class teaches trial preparation, trial advocacy, and strategy through a variety of teaching techniques, including lectures, demonstrations, and simulated trial exercises. Topics include opening statement, witness preparation, direct and cross examination, expert witnesses, objections at trial, and closing argument. Practicing lawyers and judges are enlisted to provide students with demonstrations and critiques from varied perspectives. The class concludes with a simulated jury trial presided over by sitting state and federal court judges. This is a required class for participation in the Civil Rights-Police Accountability Clinic, the Criminal & Juvenile Justice Project Clinic, and the Exoneration Project Clinic. This class is strongly recommended for participation in the Employment Law Clinic, the Federal Criminal Justice Clinic, and the Immigrants' Rights Clinic. It is also open to all rising 3Ls, regardless of participation in any clinic. Open to 3L J.D. students only. The faculty strongly recommend that students take Evidence prior to enrolling in this course. 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. Students who have taken Trial Advocacy (LAWS 67603 or LAWS 81010) or Trial Practice: Strategy and Advocacy (LAWS 91702) may not take this class. This class is offered for approximately 5-6 hours/day before the beginning of the Autumn Quarter. The 2021 Workshop is scheduled from September 7 through September 17, and the final trial is scheduled for Saturday, September 18. The student's grade is based on a compilation of daily performance evaluations and performance during the simulated jury trial. There is a cap of 36 students in this class, with preference given to students required to take the course. For more information regarding the Intensive Trial Practice Workshop, please email Professor Zunkel at ezunkel@uchicago.edu. This class runs from September 7 through September 18. The class does not meet on September 11/12.

Autumn - Futterman, Craig; Conyers, Herschella; Zunkel, Erica; Miller, Judith; Alonso, Jorge

International Arbitration

LAWS 53310 - 01 (3)

This seminar provides a basic foundation in the law and mechanics of international commercial arbitration and international investment treaty arbitration. It will give students an understanding of the substantive and strategic issues that frequently confront international arbitration practitioners. The Seminar covers, among other

things, the crafting of international arbitration agreements, the relative advantages and disadvantages of ad hoc UNCITRAL-Rules arbitration and institutional arbitration (e.g., ICC, LCIA, ICDR, ICSID). The seminar also addresses the rules of procedure that commonly govern international arbitration, including procedural issues that commonly arise in international arbitration, including the availability and extent of discovery, pre-hearing procedure, the presentation of evidence, and the enforcement of international arbitral awards. The Seminar also will cover the fundamentals of international investment arbitration, including the jurisdictional issues that commonly arise in investor-state arbitration and the types of treaty claims that are commonly asserted under international law. While there will be a fair amount of traditional lecture, the format of the Seminar will depend heavily upon active student participation, including a mock arbitration exercise. Students will be graded based upon the quality of their preparation for and participation in the Seminar, as well as the quality of a required paper (20-25 pages). This Seminar will satisfy part of the lesser of the school's two writing requirements, if substantial research and written work is completed.

Autumn - Rubinstein, Javier

International Business Transactions

LAWS 53123 - 01 (3)

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. Students will be asked to identify and address key legal issues. They will be asked to analyze, draft and revise key provisions of these agreements and determine whether the drafted provisions achieve the objectives sought. Students will also be asked to prepare one short paper and one longer paper addressing key legal issues underlying provisions of these agreements and the transactions involved. Students will be graded based upon (i) the quality of their preparation for and participation in the seminar (ii) their work product in connection with several drafting assignments and (iii) the quality of the short paper and longer paper addressing specific issues. There will not be a final examination.

Spring - D'ambrosio, Alan

International Human Rights

LAWS 43262 - 01 (3)

This course is an introduction to international human rights law, covering the major instruments and institutions that operate on the international plane. It includes discussion of the conceptual underpinnings of human rights, the structure of the United Nations System, the major international treaties, regional human rights machinery, and the interplay of national and international systems in enforcing human rights. There are no prerequisites. Grading will be on the basis of a take-home exam at the end of the quarter. Students who wish to write, in lieu of the exam, a paper sufficient to satisfy the substantial writing requirement, may do so upon approval of the topic in advance.

Winter - Ginsburg, Thomas

Introduction to American Law and Legal Institutions

LAWS 43204 - 01 (3)

This class is only open to LLM students, MLS students, and PhD students from elsewhere in the university. This course will consider a variety of legal institutions and how they interact to produce a distinctly American configuration of law. Since Tocqueville, observers have noted that Americans have a distinctly legal mode of organizing society: as he put it "Scarcely any political question arises in the United States that is not resolved, sooner or later, into a judicial question." More than citizens of other advanced democracies, they seem willing to turn to courts to resolve disputes, from those about mundane traffic accidents to major disputes of politics and public policy, and to emphasize punitive legal sanctions. The causes and consequences of this litigiousness will be explored through the lens of legal institutions. The course will begin with an introduction to the constitutional structure and then proceed to examine particular legal institutions. Subjects will include the civil and criminal jury, the role of lawyers, the political role of the judiciary, and legalistic modes of administrative regulation. The emphasis will be on how the institutions actually operate, and readings will be drawn from both legal and social scientific literature. Students may take a final exam or choose to write a major paper (20-25 pages).

Autumn - Ginsburg, Thomas

Introduction to Law and Economics

LAWS 43231 - 01 (3)

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. This class has a final exam. Participation may be considered in final grading.

Winter - Dharmapala, Dhammika

Introductory Income Taxation

LAWS 44121 - 01 (3)

This class provides an introduction to the design and operation of the federal income tax. Topics covered in this class include the definition of income, deductions, the tax treatment of gains and losses generated by sales and other dispositions of assets, realization and other timing issues, and tax shelters. The class uses a combination of lectures, problems, and class discussions to teach students about the interplay of the Internal Revenue Code, regulations and other agency interpretations of the Code, and judicial opinions in the administration of tax law. This class will also look into the policies underlying the design of the tax system. There are no prerequisites for this course. This class has a final exam.

Autumn - Roin, Julie

Introductory Income Taxation

LAWS 44121 - 01 (3)

This class provides an introduction to federal income tax law. Topics covered in this course include (but are not limited to) what constitutes income; deductions; the tax treatment of gains and losses; realization and timing; tax shelters. The class uses a combination of lectures, class discussion and problems, focusing on the application of the Internal Revenue Code, Treasury Regulations, cases, and other sources of tax law. Policy issues underlying the tax law will also be analyzed. This class has no prerequisites.

Spring - Dharmapala, Dhammika

Jenner & Block Supreme Court and Appellate Clinic

LAWS 90219 - 01 (1 TO 3)

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 work on all aspects of the clinic's cases -- from formulating case strategy; to researching and writing merits briefs, amicus curiae briefs, and

petitions for certiorari; to preparing for oral arguments. Students also conduct research on cases that may be suitable to bring to the U.S. Supreme Court. Although the clinic's focus is the U.S. Supreme Court, the clinic may also handle cases in the United States Courts of Appeals and the Illinois Supreme Court. The clinic is supervised by Associate Clinical Professor Sarah Konsky, Professor David Strauss, and members of the Appellate and Supreme Court Practice group at Jenner & Block. U.S. Supreme Court: Theory and Practice (LAWS 50311) is required as either a pre-requisite or co-requisite for 2L and 3L students participating in the clinic. Students who have successfully completed a course covering content comparable to the U.S. Supreme Court: Theory and Practice seminar may seek consent from Professor Konsky to waive the co-requisite requirement. 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. Participation may be considered in final grading.

Autumn, Winter, Spring - Konsky, Sarah; Strauss, David

Judicial Opinion Writing

LAWS 52003 - 01 (3)

Judicial opinions are the means by which judges explain their rulings to the litigants and their lawyers, and in many instances (depending largely, but not exclusively, on whether the judge is writing on behalf of a court of review) to the bar as a whole, other judges, other branches of government, and/or the public at large. For those of you planning to serve as a law clerk after graduation, opinion drafting and editing likely will comprise the lion's share of your work. For those of you planning on a career as a litigator, understanding the elements of judicial opinion writing will help you to effectively frame your arguments in your briefs and at oral argument. And for all of you, reinforcing the skills necessary to write clearly and edit wisely will serve you well whatever your future plans.

The class will begin with a careful review of the work of some well known judges, past and contemporary. The remaining sessions will proceed largely in a workshop format. For the first half of the remaining sessions, each of you will rewrite a recent, published appellate opinion that we will select. For the second half, each of you will write an appellate opinion from scratch based on a real case that we will select and that will recently have been argued. If your opinion is up for discussion for a given week, we will ask that you post it to the class site by noon on the Monday preceding the class so that we and the other students can read it. More than one student will be assigned each rewritten and original opinion, enabling the class to compare different approaches taken to the same set of problems. The point of this, as you'll see, is entirely pedagogical; it is not to turn

this class into the law school equivalent of Top Chef or Project Runway. There is no single right way to construct an eminently readable and learned opinion.

Participation may be considered in final grading.

Winter - Hochman, Robert; Feinerman, Gary

Jurisprudence I: Theories of Law and Adjudication

LAWS 47411 - 01 (3)

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 - Leiter, Brian

Jurisprudence II: Problems in General Jurisprudence

LAWS 47421 - 01 (3)

This class builds on topics first touched upon in Jurisprudence I: Theories of Law and Adjudication, probing more deeply into the philosophical and jurisprudential issues. Among those we will consider: the objectivity of law and of morality, especially in the context of Dworkin's theory of law and adjudication; the semantics underlying Hart's theory of the "open texture" of language as a source of legal indeterminacy, and competing views of meaning that might resolve it; recent

approaches to the problem of theoretical disagreements in law. Other topics will be added based on student interest. Students who have not taken Jurisprudence I at the Law School must seek instructor permission to enroll (please supply information about prior study of legal philosophy).

Spring - Leiter, Brian

Kirkland & Ellis Corporate Lab Clinic

LAWS 91562 – 01, 02 (3)

The Kirkland & Ellis Lab provides students with a forum for working closely with legal and business teams at top-tier multinational companies, leading nonprofits, and entrepreneurial startups. The primary goal of the 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. Clients will include Abercrombie & Fitch, Accenture, Baxter Healthcare, Booth School of Business New Venture Challenge (Spring Quarter), GE Healthcare, Honeywell, IBM, John Deere, Microsoft, Nike, Northern Trust, Schreiber Foods, and Verizon Communications. Corporate Lab students also will have the opportunity, should they wish, to negotiate a simulated cross-border transaction opposite students of a leading foreign law school as part of the negotiation workshop component of the Corporate Lab (Autumn Quarter). Please note: (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, and (iii) 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>. (Reduced 2-credit option available with instructor permission.)

Autumn, Winter, Spring - Zarfes, David; Avratin, Joshua; Kramer, Sean

Labor Law

LAWS 43101 - 01 (3)

In his dissent in *Vegeahn v. Gunter* (Mass. 1896), Oliver Wendell Holmes wrote: "One of the eternal conflicts out of which life is made up is that between the effort of every man to get the most he can for his services, and that of society, disguised

under the name of capital, to get his services for the least possible return. Combination on the one side is patent and powerful. Combination on the other is the necessary and desirable counterpart, if the battle is to be carried on in a fair and equal way..." This course will consider how law, mostly federal but some state, has taken on Holmes's charge, especially since the New Deal. We will discuss the law of labor union formation, operation, and control in the United States, including elections, membership, role in politics, misconduct and economic foundations.
Spring - Henderson, M. Todd

Labor Law

LAWS 43101 - 01 (3)

This course covers the law governing labor-management relations in the private sector of the U. S. economy. Subjects that will be addressed include the historical background and coverage of the National Labor Relations Act (NLRA) and the Labor-Management Relations Act (LMRA), the organization of and procedures before the National Labor Relations Board, the rights and protections created by Section 7 of the NLRA, unlawful employer and union interference with such rights and the remedies available for such unlawful conduct, the procedures for the selection of union representation, the collective bargaining process and the obligation to bargain in good faith, the enforcement of collective bargaining agreements, the regulation of strikes and other concerted union activities, the union's duty of fair representation, the preemption of state laws and state law-based claims by the NLRA and the LMRA, and current proposals for legislative change. Enrollment will be limited to 20 students. The student's grade will be based on class participation and a final examination.

Autumn - Whitehead, James

Law & Political Economy

LAWS 53427 - 01 (2)

This seminar will survey the recent "Law & Political Economy" ("LPE") within the legal academy. Meetings will involve readings of foundational texts and presentations of works in progress by outside speakers. This class requires a series of reaction papers. Participation may be considered in final grading.

Winter - Doerfler, Ryan

Law and Economic Development

LAWS 43232 - 01 (3)

Why do some nations perform better than others, whether measured by income, happiness, health, environmental quality, educational quality, freedom, etc.? What can be done to help the world's poor? We explore the proximate causes of

inequality across countries, including the role of human capital, natural resources, technology and market organization. We also explore the root causes of long term differences in wealth, including the role of geography (e.g., location in tropical areas) and technological development (e.g., the impact of plow agriculture). We spend a substantial amount of time on the role of institutions, broadly defined, on development. We will explore the value of democracy, the common law, and state capacity generally. We will study the impact of disruptions such as the slave trade, colonialism and war. Ultimately, we will try to understand the implications of each explanation for development policy. Importantly, we will also consider how the lessons law and economics offers for countries with weak state capacity and limited rule of law differ dramatically from those it offers for countries such as the US.

A major paper (20-25 pages) is required. Students will be required to complete a review and critical analysis of the literature on a specific topic in development. The topic must be approved by the professor. Participation may be considered in final grading.

Autumn - Malani, Anup

Law and Literature

LAWS 53347 - 01 (3)

This seminar explores the interdisciplinary field of law and literature. Literature is important for understanding law because it teaches a certain way of thinking -- one that emphasizes close reading of text, competing interpretations, and empathetic judgment. Law is important to understanding novels, plays, and short stories where they make certain assumptions about law or develop themes about the relationship of law, society, and justice. This seminar will explore these and related topics through seven to nine literary works of short to moderate length, including stories by authors Susan Glaspell, Kazuo Ishiguro, Herman Melville, and Toni Morrison. There will also be secondary readings. We will address specific questions such as: What can literature and literary imagination bring to performance of legal tasks, including "telling stories" about facts and cases, or understanding the nuances of moral responsibility? What different (or similar) interpretative rules do lawyers and literary critics employ in construing a text? Can legal analysis bring new insight into the meaning of classic literature or offer compelling new critiques? Students will be graded on attendance, participation, and two research papers.

Winter - Mcadams, Richard

Law and Public Policy: Case Studies in Problem Solving

LAWS 53218 - 01 (2)

This course examines the intersection of law and public policy and the lawyer's role in helping to formulate and defend public policy choices, using recent, real-world problems based, in part, on the instructor's experience as former Corporation Counsel and senior legal advisor to the Mayor of the City of Chicago. While the course will be conducted in a seminar/discussion format, a significant portion of each class will be devoted to hands-on role-playing in which students will play the role of legal advisors to an elected official, grappling with and proposing solutions to vexing issues of public policy.

While this course may be of particular interest to students who are interested in public service and public policy-making, its emphasis on developing students' analytical and problem-solving skills and on providing hands-on, practical experience in advising clients on complex issues should be of benefit to any student, regardless of interests and career objectives. Providing legal analysis and advice and counseling clients are a critical part of almost every legal career, whether as a litigator or transactional lawyer in a private firm or as in-house counsel for a corporation or not-for-profit.

Assigned reading will include press articles, proposed legislation, briefs and pleadings, and other materials concerning the case studies/public policy issues that will be examined. Students will be expected to identify and analyze legal issues, competing legal and policy interests, and possible policy alternatives, and advise their "client" accordingly. Grades will be based on class participation and performance in role-playing exercises and short (5 page) reaction papers concerning three of the case studies that will be examined.

Autumn - Patton, Stephen

Law and Social Movements

LAWS 53423 - 01 (3)

Movements for social justice have always struggled with law as both a bulwark against change as well as a potential tool for reform or even emancipation. This course explores the complex relationship between social justice movements and law, mostly in the U.S. context. Key themes will include (1) how social movement pressures have shaped doctrinal developments across many areas of law, often in underappreciated ways; (2) debates over the role of litigation and legislation in social movement strategy, as well as civil disobedience and other forms of defying legal authority; (3) the role of lawyers in social movements and questions of leadership and accountability, including common dilemmas in lawyering practice. Case studies will be both historical (e.g., Progressive Era, Civil Rights Movement) and contemporary (e.g., Occupy, Movement for Black Lives). Attention will also be

paid to parallels and differences with conservative and right-wing legal movements.

Grading will be based on weekly discussion questions, class participation, and a final research paper on a topic of the student's choice (20-25 pages).

Winter - Li, Darryl

Law and the Economics of Natural Resources Markets

LAWS 53297 - 01 (3)

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. Non-law students must apply by emailing Iris Chaoui-Boudrane, at ichaouib@envifi.com.

This class requires a major paper (20-25 pages). Participation may be considered in final grading.

Autumn - Sandor, Richard

Law of/for Artificial Intelligence

LAWS 53425 - 01 (3)

Course description coming soon.

Winter - Huq, Aziz

Legal Elements of Accounting

LAWS 43247 - 01 (1)

This mini-class 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 seminar 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. This class has a final take-home exam.

Winter - Sylla, John Richard

Legal History of the Founding Era

LAWS 43368 - 01 (3)

This class explores the legal world of the late eighteenth century from the period just before the Revolution to the ratification of the Constitution. Among other topics, the class covers debates over the economic and political conditions that shaped the constitutional moment, and the implications of those debates for constitutional interpretation.

Spring - Peterson, Farah

Legal Profession

LAWS 41002 - 01 (3)

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 - Alberts, Barry

Legal Profession: Ethics

LAWS 53101 - 01 (3)

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 Model 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. are aspects of the practice of law 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, role playing, class discussions, and class competitions. A short quarter ending presentation is required. Students will be evaluated both on the quality and extent of their participation and the presentation 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. Attendance is mandatory.

Winter - Morris, Hal

Legal Profession: Ethics in Government and Public Interest Legal Practice

LAWS 53104 - 01 (3)

This seminar, which satisfies the professional responsibility requirement, will address the ethical rules and principles that govern public interest and government attorneys. Among the topics that will be explored is the challenge of defining who the client is in government practice and how that interplays with conflict of interest rules. Time will also be devoted to exploring the nature of the attorney-client relationship, 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 - Peters, Lynda

Legislation and Statutory Interpretation

LAWS 44201 - 04 (3)

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.

Spring - Epstein, Richard

LGBT Law

LAWS 53365 - 01 (3)

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, free speech rights, and nondiscrimination principles.

This class requires a major paper. Participation may be considered in final grading.
Winter - Taylor, Camilla

Life (and Death) in the Law

LAWS 53348 - 01 (2)

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 three 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 - Conyers, Herschella

Litigation Laboratory

LAWS 81015 - 01 (3)

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 - Masters, Catherine; Clark, James

Local Government Law

LAWS 43228 - 01 (3)

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. This class has a final exam.

Autumn - Roin, Julie

Managerial Psychology

LAWS 57507 - 01 (3)

This course is about managing people - oneself and others. Successfully managing people requires an understanding of their thoughts, feelings, attitudes, motivations, and determinants of behavior. Developing an accurate understanding of these factors, however, can be difficult to achieve because intuitions are often misguided, and unstructured experience can be a poor teacher. This course is intended to address this development by providing the scientific knowledge of human thought and behavior that is critical for successfully managing others, and also for successfully managing ourselves. Using a combination of lectures, discussions, and group activities, the course offers an introduction to theory and research in the behavioral sciences. Its primary goal is to develop conceptual frameworks that help students to understand and manage effectively their own complicated work settings. The course is organized into two main themes: (1) the individual, and (2) the organization. The individual part of the course is concerned with issues related to individual behavior, such as how people's attitudes influence their behavior, how people form impressions of others, and how the choices people make are affected by characteristics of the decision maker and the decision-making process. The organization part of the course focuses on people's behavior within the context of an organization. It addresses how organizations can successfully coordinate the actions of their members. Topics of this section include effective group decision-making, persuading and motivating others, and the use of formal and informal power in interpersonal relations.

Spring - Fishbach, Ayelet

Mass Incarceration and Reform

LAWS 53439 - 01 (3)

This seminar will survey 21st Century movements to achieve criminal reform in the arenas of pretrial detention, jury selection, discovery, exculpatory evidence, sentencing, and more. Our focus will be doctrinal rather than policy-based, emphasizing the legal, constitutional, and legislative underpinnings of these reform efforts. This seminar will familiarize students with key constitutional provisions

that have served as bulwarks for criminal reform movements, including equal protection, due process, and the Sixth Amendment, and will highlight the social and historical forces that animated these reforms. We will investigate the evolution of each law reform, for example, watching how battle-lines were drawn and redrawn by trial courts, courts of appeals, and the U.S. Supreme Court during the federal sentencing revolution that began in 2005. In addition, this seminar will look at criminal reform through a uniquely practical lens, talking through strategic mechanisms that advocates use to transform the law, including systemic impact litigation, legislative advocacy, and court-watching. We will also discuss the next frontiers for reform. Readings will include cases, statutes, sentencing guidelines, law review articles, and practitioners' motions/briefs. There are no prerequisites. Grading will be based on a combination of class participation and a final paper, which will require students to research and write either a judicial opinion or a legislative proposal enacting a new criminal reform.

Spring - Siegler, Alison

Mergers and Acquisitions

LAWS 53107 - 01 (3)

This course will delve into the primary legal issues confronted by an M&A lawyer in a major US law firm or legal department. The course will examine acquisitions of public and private companies.

Prerequisite: Business Organizations

Spring - Junewicz, James

Modern Professional Responsibility

LAWS 41018 - 01 (3)

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 Conduct, the Restatement of the 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. This class has a final exam.

Participation may be considered in final grading.

Students should purchase a hardcopy edition of the required textbook "The Law Governing Lawyers". The ebook only option does not allow offline access which may be required for the in-class proctored exam.

Autumn - Nozette, Mark

Moot Court Boot Camp
LAWS 95030 - 01 (1 TO 2)

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 briefs and/or bullet points from two different cases and will prepare and submit argument outlines in advance. During the workshop, students will gain hands-on experience by conducting multiple oral arguments before practicing-attorney judges, 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 promotes successful oral advocacy, and vice versa. This class, which will meet for one weekend (October 9-10) during the quarter, is an optional supplement to the Hinton Moot Court Competition. One credit will be granted for the weekend course. 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. Participation may be considered in final grading. This is a short class that meets on Saturday/Sunday, October 9 and 10 only.
Autumn - Lansky, Madeline; Horwitz, Rebecca

Moot Court Boot Camp
LAWS 95030 - 02 (1 TO 2)

Moot Court Boot Camp is an opportunity for students to develop skills and gain hands-on experience in appellate oral advocacy and writing. In preparation for this condensed weekend course, students will prepare and submit argument outlines for two different cases. During the weekend course, students will participate in a series of workshops with an opportunity to perform multiple oral arguments before a variety of faculty and practitioners who will provide guidance and feedback. The writing component of the course will include a short, written assignment that we will discuss and revise during class. Through writing assignments and class discussion, students will work on developing essential writing skills such as how to devise strategically framed issue statements, compelling headings, and powerful conclusions. Students will also learn how to maximize the effectiveness of their advocacy by articulating themes in writing that are carried through in their oral argument. This class, which will meet during the weekend of October 9-10, 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.

Participation may be considered in final grading. This is a short class that meets on Saturday/Sunday, October 9 and 10 only.

Autumn - Whitehead, James; Patton, Stephen

Negotiation

LAWS 81123 - 01 (3)

Course description coming soon

Spring - Ruiz, Jesse

Network Industries

LAWS 43233 - 01 (3)

This course addresses the regulation of natural monopoly. Historically, the industries that match with that description have been public utilities (think electricity and telecommunications) but modern platform industries (say Google, Facebook and the like) also are naturally relevant. The emphasizes the substantive law and pays little attention to the procedural questions addressed in Administrative Law, which should be taken at some point, but which is not a prerequisite for this course. The student's grade is based on a final examination.

The syllabus for the last version of the course is located at

<http://picker.uchicago.edu/NetIndus/Syllabus.htm>.

Spring - Picker, Randal

Partnership Taxation

LAWS 44301 - 01 (3)

A study of the principles of the taxation of partnerships (including entities classified as partnerships) and their partners, with an emphasis on the tax consequences of the formation, operation and dissolution of partnerships. Matters discussed include contributions to and distributions from partnerships, the treatment of leverage, allocations of partnership income and loss to the partners, capital accounts, disguised sales, transfers of partnership interests, liquidations, taxation of service partners, mixing bowls, anti-abuse rules and other aspects of partnership taxation. Prerequisite: Introductory Income Tax. This class meets at 300 E. Randolph - Baker and McKenzie

Spring - Haddad, Maher

Patent Law

LAWS 43244 - 01 (3)

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 - Masur, Jonathan

Patent Litigation

LAWS 53254 - 01 (3)

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 - Cherny, Steven; Curran, Patrick

Philosophy of Animal Rights

LAWS 53128 - 1 (3)

A close study of some recent philosophical classics about animal ethics and animal rights, including Christine Korsgaard's *Fellow Creatures*, Sue Donaldson and Will Kymlicka's *Zoopolis*, and a manuscript of my own, *Justice for Animals*, that is due at the end of 2021. We will also read some of the recent work by scientists such as Frans De Waal, Mark Bekoff, and Victoria Braithwaite on animal cognition.

Autumn - Nussbaum, Martha

Poverty and Housing Law Clinic

LAWS 91301 - 01 (3 TO 4)

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 Legal Aid Chicago, the Midwest's largest provider of free civil legal services to

people who are living in poverty or otherwise vulnerable. 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, representing tenants with disabilities, the intersection between domestic violence and housing, and the extensive and often misunderstood connection between criminal law and housing.

Winter, Spring - Wood, Lawrence

Presence: Performance Skills for Lawyers

LAWS 53498 - 01 (2)

This seminar examines the performance, improvisation, storytelling, and engagement skills necessary to help you excel as an attorney and beyond. Through a series of interactive group exercises and games, performance theory discussions, and individual assignments, we will explore how to tap into your unique, authentic voice to positively engage others and better represent your clients. By the end of this course, you should be able to speak and move with more freedom and presence, listen fully and authentically, and joyfully connect with audiences of all sizes and backgrounds. No prior performance or public speaking experience necessary; just bring your full attention, sense of curiosity and play, and willingness to express yourself to each class.

This is a performance skills course, so in-class participation, discussion, and presentations will be the basis for evaluation.

Autumn - Marchegiani, Paul

Pretrial Litigation: Strategy and Advocacy

LAWS 52410 - 01 (3)

This seminar will focus on litigation skills and strategies that are instrumental in the day-to-day life of any litigator. Indeed, a lawyer will use many of the same strategies and skills in both the pretrial and trial phases of litigation. Students will learn how to evaluate and develop fact and legal theories; develop themes; take and defend fact and expert witness depositions; draft pretrial motions; and use various tactics to prepare a case for trial. The seminar will use a variety of learning methodologies, including lectures and mock exercises. The student's grade will be based on performance in mock exercises and written work product. This class requires a series of research papers (20-25 pages).

Winter - Fields, Barry

Privacy and Modern Policing

LAWS 53463 - 01 (3)

Law enforcement in modern criminal investigations uses sophisticated tools to obtain voluminous, often private, information. These tools can include forensic searches of phones and social media accounts; stingrays; precise location information obtained from phones and social media accounts; wiretaps of phone and social media accounts; and network intrusions/hacking. This course will explore the challenges of trying to regulate these cutting-edge methods. Students will become familiar with the tools used, their benefits to law enforcement, and their privacy challenges. We will evaluate the costs and benefits of different approaches to regulating law enforcement's use of these tools—not only to privacy and to law enforcement capabilities but also with respect to separation of powers and other institutional concerns. Students will prepare several short papers, each about 4-5 pages in length, that will require some outside research. Participation will be considered in the final grading.

Autumn - Didwania, Vikas

Privacy Law

LAWS 43250 - 01 (3)

This course surveys legal efforts to draw boundaries between the public and private spheres. Substantive topics of discussion may include privacy tort law, the constitutional right to information privacy, financial privacy, Internet and consumer privacy; health privacy; FTC privacy regulations; state data protection laws, European privacy law; the relationship between privacy and the First Amendment; and restrictions on governmental investigations and surveillance. The student's grade is based on a final examination and class participation.

Spring - Strahilevitz, Lior

Private Equity Transactions: Issues and Documentation

LAWS 53224 - 01 (3)

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. This class requires a series of reaction papers.

Participation may be considered in final grading.

Winter - Fennell, Mark; Ritchie, Stephen

Professional Responsibility and the Legal Profession

LAWS 43284 - 01 (3)

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. This class has a final exam.

Autumn - Marshall, Anna-Maria

Professional Responsibility: Representing Business Organizations

LAWS 41016 - 01 (3)

This seminar concerns the rules governing the legal profession and practical applications of the rules, with a focus on representing business organizations. Materials will include the ABA Model Rules of Professional Conduct and a casebook; we may also read supplemental materials from time to time. Grades will be based on an in-class final exam, several short response papers, and a class participation component. This seminar will fulfill the professional responsibility requirement.

Winter - Feeney, Daniel; Weidner, Brant; Koski, John

Project and Infrastructure Development and Finance

LAWS 53110 - 01 (3)

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; there will be 3-4 short papers, an analytical paper of at least 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 20 students. Participation may be considered in final grading.

Autumn - Jacobson, Martin

Project Finance in Emerging Markets

LAWS 53417 - 01 (3)

This course will explore the principles of project finance and their application to projects in emerging markets, with a particular focus on Latin America. The class will include various case studies and will include the review of core contracts and a discussion of common legal issues that arise in the cross-border context.

Spring - Ramirez, Jaime

Prosecution and Defense Clinic

LAWS 91201 - 01 (3 TO 4)

The Prosecution and Defense Clinic is designed to provide 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 criminal defense attorney; and, (2) a clinical placement in either a prosecutor's office or public defender's office. The goal of the course is to familiarize students with the legal procedures and issues which arise in a typical criminal case as well as ethical and other social justice issues (such as race and poverty) routinely considered by all criminal justice attorneys and courts. The clinic will provide students with a unique combination of substantive criminal law and procedure, ethics, trial practice (through participation in courtroom exercises built around federal criminal cases), and hands-on experience through a clinical placement.

Each student in the clinic is responsible for securing a field placement and participating in a pre-screened placement program with a federal or state prosecutor or defender office for the winter and spring quarters (January through

May). Field placements will be formally supervised by coordinators within each program's office, and the faculty instructors will monitor the student's substantive work and performance in conjunction with the field placements. Students must comply with the placement's requirements regarding hours and assignments, which will be considered part of the course grade. In the placements, students 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.

Students receive up to 7 credits for the course.

Winter, Spring - Noller, Lisa; Armour, Molly

Psychological Dimensions of Criminal Law

LAWS 57506 - 01 (1)

This mini-seminar will explore experimental work on psychological dimensions of criminal law theory and doctrine. Topics of discussion will include theories of punishment, elements of crime, and legal doctrines that impose and absolve criminal liability. This class requires a series of reaction papers. Participation may be considered in final grading. Pre-requisite: Criminal Law. This is a short class that meets on October 13,15,18,20, and 22.

Autumn - Sood, Avani

Public Choice and Law

LAWS 43218 - 01 (3)

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 group decision-making, and it comes with several well developed tools of analysis, including the difference between aggregating preferences and looking for right answers to questions. 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 legal doctrines and constitutional institutions. It is also an opportunity to think about everyday group decisions in law firms and other settings where this is group hiring, cost sharing, and so forth. 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.

Spring - Levmore, Saul

Public Corruption and the Law

LAWS 53208 - 01 (2 TO 3)

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.

Winter - Hoffman, David

Public International Law

LAWS 43230 - 01 (3)

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, international adjudication, and various substantive fields of international law, such as the use of force, human rights, the treatment of aliens, and international environmental law. Grades will be based on a take-home examination, with marginal bonus for participation. A paper option is allowed for students who wish to write an SRP.

Autumn - Ginsburg, Thomas

Race and Criminal Justice Policy

LAWS 43227 - 01 (3)

This class will examine issues of criminal justice policy with a lens focused on the problem of racial disparity. We will assess disparities in the application of the law as well as the racially disparate effects of criminal justice-related practices, and we will consider why those practices exist and whether there are viable alternatives to them, taking into account a variety of perspectives. Specific topics will touch on a

variety of stages of the criminal justice process, including policing, bail decisions, prosecution and plea-bargaining, sentencing, corrections, parole, and reentry. Students need not have prior training other than introductory Criminal Law.
Spring - Starr, Sonja

Racism, Law, and Social Sciences

LAWS 54303 - 01 (3)

The domains of racism, law, and the social sciences impact one another in myriad ways. At times, a system of racism is deployed through law, which in turn shapes questions asked in the social sciences. In other instances, the sciences articulate conceptual frameworks that lead to the creation of new forms of racism within society and law. Particular systems of racism have operated across a spectrum from incidents of overt violence to the daily impacts of implicit biases. Our readings and class discussions will consider a sample of case studies from across the globe in addition to past and present dynamics in the United States. 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 course include the interrelation of racial ideologies with other cultural and social dimensions, such as class, ethnicity, gender, political and legal structures, and economic influences. At an international scale, policy makers confront the challenge of balancing calls for multicultural tolerance with demands for fundamental human rights. We will also consider the related histories of biological, genetic, and epigenetic concepts of different races within the human species. This seminar includes a major writing project in the form of a seminar paper (20-25 pages).

Winter - Fennell, Christopher

Real Estate Transactions

LAWS 44801 - 01 (2)

Real Estate Transactions will focus on the lawyer's role in structuring and negotiating investments in commercial real estate. The course will explore legal and related business issues encountered when acquiring, selling and financing commercial real estate investments, including through mortgage and mezzanine debt and will also focus on "joint ventures" and other capital aggregation vehicles. For many reasons it is typical today for an investor to own real estate with one or more other investors in a joint venture. Our goal in the course is to provide you with an understanding of how an attorney can be most effective in negotiating and documenting sophisticated real estate transactional agreements. Students will learn to look at the motives, goals and roles of each party to a transaction and to make sure that the legal structure most efficiently accommodates the client's business

objectives. Final grade will be based on three or four short projects and class participation.

Autumn - Small, Andrew

Regulation of Drug, Devices, Biologics, and Cosmetics

LAWS 43359 - 01 (3)

This course explores legal and policy issues in the federal regulation of drugs, medical devices, biologics, and cosmetics. 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. These issues are particularly timely and important in light of the COVID-19 pandemic. The student's grade is based on class participation and a final examination or major paper.

Spring - Bierig, Jack

Regulation of Sexuality

LAWS 43229 - 01 (3)

This course explores the many ways in which the legal system regulates sexuality, sexual identity, and gender and considers such regulation in a number of substantive areas as well as the limits on placed on such regulation by constitutional guarantees including free speech, equal protection, and due process. Readings include cases and articles from the legal literature together with work by scholars in other fields. The grade is based on a substantial paper or a series of short papers, with class participation taken into account.

Spring - Case, Mary Anne

Responses of Law and Legal Institutions to the Impacts of Racial Segregation in Chicago

LAWS 53311 - 01 (3)

Chicago is among the most racially segregated major cities in America and also has one of the greatest disparities in poverty rate by race. Racial segregation in Chicago is the product of governmental policies & socio-economic trends. Such segregation has in turn given rise to many social justice issues that impact Chicago communities.

This three-credit seminar is designed to examine social and legal problems in Chicago that are connected to racial segregation in the city. In doing so, the seminar will provide an opportunity to evaluate how different areas of law interact

with and effect a complex web of social problems. This seminar will meet once a week, for two hours.

The introductory sessions will provide an overview of the historic drivers of racial segregation in Chicago, key contemporary racial, socio-economic, administrative and political dynamics in the City. Each subsequent session will be led by a different faculty member or external expert and focused on exploring the ways key laws, policies, and legal institutions within a particular area of law create or exacerbate social ills related to racial segregation. Sessions in prior years have focused on criminal law, policing, environmental justice, human rights, corporate law, education, & housing. Each session will present a tailored mix of legal doctrine, interdisciplinary insights, & practical perspectives on the way law and legal institutions redress or reinforce a particular social challenge in contemporary Chicago. Some sessions will feature guest speakers to convey the real-world effect of legal institutions on a community.

Students will be assessed in the following ways: 1) weekly reactions to the readings in advance of the week's seminar; 2) a final research paper (20-25 pages); and 3) class participation.

Winter - Weinstock, Robert

Retail Law and Transactions

LAWS 81024 - 01 (2 TO 3)

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. Final grade will be based on: substantial out of classroom work, group projects.

Spring - Afendoulis, Peter

Roman Law

LAWS 53137 - 01 (3)

The seminar develops skill in analyzing legal problems according to the processes of the Roman civil law, in contrast with those of the common law, and does not purport to give a comprehensive treatment of its detailed workings. The material provides an outline of the sources and procedure of Roman private law, followed by an examination of the Roman institutional system, the basis of most modern civil law codes. Particular emphasis is given to property and to obligations (contracts and torts). No knowledge of Latin is required for the seminar. This class will be assessed via a series of short research papers. Because this is a 1L elective, it will be graded on the curve usually applied to courses (as all 1L electives are).
Spring - Epstein, Richard

Secured Transactions

LAWS 42201 - 01 (3)

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.

Autumn - Casey, Erin

Securities Regulation

LAWS 42401 - 01 (3)

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: public offerings, private placements of stock, secondary sales of securities, and securities fraud litigation.

Spring - Malani, Anup

Securities Regulation

LAWS 42401 - 01 (3)

You will learn the law, regulations, and institutions regarding the issuance and sale of "securities" in the United States. The primary focus will be on the fund-raising process (e.g., the IPO or the private placement) covered by the Securities Act of 1933 and the regulations promulgated thereunder. This part of the course will teach

you not only the substance of the law but also skills on how to read and interpret statutes and administrative regulations. Alternative fund-raising approaches--from crowdfunding to direct listings will be discussed. Securities fraud suits by the government and class-action lawyers will also be considered. This class has a final exam. Participation may be considered in final grading.

Autumn - Henderson, M. Todd

State Courts and Civil Justice Reform

LAWS 53440 - 01 (3)

State courts play an essential role in law and policymaking in the United States, hearing vastly more cases than the federal courts and providing the main site for the adjudication of many common types of dispute. This seminar will explore the world of state courts, with a focus on civil litigation. We will examine the structure of state courts; how their dockets, procedures, and institutional design differ from federal courts; and the role they play in the implementation of public policy. The course will pay particular attention to one of the defining problems in contemporary state courts: the dramatic rise in the number of unrepresented litigants over the last three decades. We will consider a variety of reforms that have been proposed to improve the delivery of civil justice in state courts, including the establishment of "Civil Gideon" rights, the adoption of new norms and duties for judges, and the use of computerized forms of dispute resolution. Final grades will be based on a series of short research papers and class participation.

Spring - Wilf-Townsend, Daniel

Strategic Considerations in Securities and Corporate Governance Litigation

LAWS 53395 - 01 (2)

This seminar will introduce students to the most important strategic considerations that lawyers encounter in today's highly sophisticated financial services litigation. The litigators (and corporate lawyers) who concentrate in this area must function in an environment where the stakes are high, leverage is critical, and "victory" is defined by the client, not the court. Accordingly, this seminar examines the critical questions faced in virtually every financial services litigation matter including: (1) which is the most favorable venue for this litigation, including consideration of how legal principles vary jurisdiction by jurisdiction; (2) how does Directors and Officers Liability insurance impact the litigation, itself; (3) strategic considerations relating to the composition of the board and use of special litigation committees; (4) how dispositive motions can be used to, at a minimum, best frame and limit the litigation; (5) how derivative and class certification mechanisms can be used to narrow or defeat claims; (6) how to use the timing and positioning of mediation to produce a favorable result for the client; (7) who of your pool of potential experts

should be identified, on what topics, and when to maximize chances of success; and (8) what is jury research and what role does it play in making thematic and settlement decisions. To further the student experience, we will supplement our sessions by bringing some of the nation's top practitioners in fields like jury research, D&O insurance, mediation and/or damage analysis to share their years of expertise drawn from real world situations. Grading will be based on class participation and two relatively short papers (under 10 pages) which will focus on discrete topics covered in class and in the reading assignments. Each paper will count for approximately 30% of your grade, and the remaining 40% will be based on class participation.

Spring - Feirson, Steven; Jacobsen, Joni

Strategies and Processes of Negotiation

LAWS 81002 - 01 (3)

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. A final paper is also required.

Winter - Wu, George

Structuring Financial Instruments

LAWS 53223 - 01 (2 TO 3)

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 in the final grading.
Autumn - Sussman, Jason

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

Course covers tax, legal, & economic principles applicable to series of interesting, complex, current entrepreneurial transactions, utilizing venture capital (VC) or private equity (PE) 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 both double-tax C corp and flow-through single-tax S corp, partnership, or LLC for variety of VC or PE financed transactions, (5) devising equity-based exec comp program, (6) PE financed restructuring or workout (in or out of bankruptcy) for troubled over-leveraged enterprise and utilizing troubled corp's NOL post-restructuring, (7) exit scenarios for successful VC or PE financed enterprise (such as IPO, series of SEC rule 144 stock sales, sale of company, or merger of company into larger enterprise), & (8) forming VC, PE, or LBO fund.

Substantive subjects include federal income tax, federal securities regulation, state corp, partnership, & LLC law, federal bankruptcy law, fraudulent conveyance law, & other legal doctrines, as well as accounting rules (for exec comp and acquisition accounting) & practical structuring issues (including use of common & preferred stock, subordinated or mezzanine debt, convertible debt & preferred stock, warrants, options, & substantial-risk-of-forfeiture stock), all reviewed in transactional context, with discussion of policy underpinnings & likely future evolution.

No specific prerequisites, but introductory income tax strongly recommended, entity taxation desirable, & knowledge of corp law, securities regulation, bankruptcy, & accounting helpful. However, course book & course book appendix contain sufficient discussion & supplemental material so student can (with careful reading) adequately comprehend these topics. Grade based on final in-class examination. Instructor consent not required.

Spring - Ritchie, Stephen; Carew, Mike

Tax Issues in Bankruptcy LAWS 53371 - 01 (2)

This seminar provides a basic background in tax issues that affect troubled companies, with special attention to tax issues that arise in bankruptcy cases and

insolvency workouts. 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.

Evaluation Methods: Final Examination.

Spring - Sexton, Anthony; Davis, Thad

Technology Policy

LAWS 53287 - 01 (3)

This seminar is discussion based. The two key parts of the seminar are blog posts based on readings (usually three recent books) and student group presentations in weeks 8 and 9. For more, see the syllabus at <http://picker.uchicago.edu/seminar/Syllabus.htm>.

Winter - Picker, Randal

The Business of Law

LAWS 53186 - 01 (2)

This course examines the legal profession as a business. We will evaluate the structure of current law firm practice, with a focus on the ethical and financial constraints under which law firms operate in the United States. The course will begin with a study of the historical development of the modern large law firm. We will investigate the peculiar ways in which law firms hire, evaluate, promote, and retain lawyers. We will also consider the rise over the last generation of the multinational law firm, and why some firms choose to grow to globe-spanning size while others retain a much smaller footprint. The role of technological innovation in shaping law firm organization will also be studied.

Spring - Mckenzie, Troy

The Chicago Journal of International Law

LAWS 94130 - 01 (1, 1, 1)

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.

Autumn, Winter, Spring - Casey, Anthony

The Interbellum Constitution: Union, Commerce, and Slavery in the Early 19th Century

LAWS 53282 - 01 (2 TO 3)

This seminar examines the legal and intellectual history of debates concerning U.S. constitutional law and politics between the War of 1812 and the Civil War, approximately 1815 to 1861. Topics to be discussed include the federal-state relationship, the commerce power, internal improvements, the market revolution, federal and state regulation of slavery, the role of the federal courts, and the development of national identity.

Spring - LaCroix, Alison

The Internet Economy

LAWS 53454 - 01 (2 TO 3)

The Internet is contributing to economic growth that exceeds the pace of the Industrial Revolution of the 1800s. The Internet is transforming the global economy, creating enormous value for founders, firms, investors, and consumers. Today, the seven most valuable public companies in the world-- Apple, Microsoft, Amazon, Alphabet, Facebook, Tencent, and Alibaba- all compete in the Internet Economy. At the same time, there is also an unprecedented number of so-called Unicorns, start-ups valued at more than a billion dollars, trying to disrupt these platforms and ecosystems, as well as every other sector of the economy. The emergence of these highly funded private companies alters the structure and dynamics of the market in seismic ways. This seminar seeks to explore many of the most important historical and current trends and themes in the Internet and technology economy and ecosystem. We will explore the incentives of the major constituencies in the ecosystem, including firms (and the difference in incentives between founders, managers, employees), investors (the difference between private and public market incentives), consumers, and politicians, and other constituents. We will examine the overall structure and competitive dynamics of firms within the overall Internet economy, focusing on critical horizontal and vertical markets. To aid in our discussion, we will explore a range of business and legal concepts,

with a specific focus on how decision-makers apply (or not) these concepts in real life. Specifically, we will explore concepts related to corporate finance, competitive strategy, economics, and behavioral economics, psychology, and history. We will also explore the legal and policy structure, foundation, and issues that serve as the backdrop for the Internet economy. Evaluation will be based on a paper (10-15 pages) and short weekly class preparation (2 credits). Students may earn 3 credits by doing an extra short assignment.

Autumn - Grusd, Jared

The Law of Future Interests

LAWS 43293 - 01 (3)

This course will deal with the creation and utility of interests in real and personal property that take effect in the future. Class gifts, powers of appointment, charitable bequests, conditional limitation, and the rule against perpetuities will be among the subjects covered. Special attention will be paid to the enactment and construction of modern statutes affecting these subjects. For students who intend to enroll in the Law School's course in Trusts and Estates, this offering should provide important grounding. Students who took Estate Planning and Drafting may not take this course. This class has a final exam.

Autumn - Helmholz, Richard

The Law of Police

LAWS 43292 - 01 (3)

This course will comprehensively survey the law governing police in the United States, beyond what is already extensively covered in Criminal Procedure I: The Investigative Process (so a student may take both courses). Topics include state and local law creating and empowering public and private police; class action lawsuits to challenge stop and frisk policies under the Fourth Amendment; class action lawsuits to challenge racial profiling under the Equal Protection Clause, especially regarding car stops; Fourth Amendment and state statutory law on police use of deadly force and local use-of-force policies; collective bargaining law regarding arbitration of police discipline and use-of-force policies; the First Amendment and statutory law of policing public protests; section 1983 lawsuits against the police and qualified immunity; federal and state law for prosecuting the police; the law of injunctive relief against police; and the policy choice between reform and abolition. The grade is based on a final examination.

Winter - Mcadams, Richard

The Law, Politics, and Policy of Policing

LAWS 53363 - 01 (2 TO 3)

In the wake of several highly publicized incidents of police brutality, the American public is engaged in substantive debate over modern policing strategies and tactics and how best to achieve public safety while respecting the rights and dignity of all citizens. This course will provide an overview of the public safety challenges facing large, urban police organizations. With the legal framework as a foundation, students will discuss the policy and political considerations relevant to key policing strategies. Starting with readings that provide the historical perspective on policing, each week will focus on a distinct policing strategy or policy challenge, including topics such as crisis intervention, national security, and gun violence. Some classes may include invited guest speakers. Students can do an exam and a 10-12 page paper to earn 3 credits, or they can do exam only for 2 credits, or major paper for 3 credits with possible SRP credit. Participation may be considered in final grading. Criminal Procedure is suggested as a pre-requisite, but not required.

Autumn - Fairley, Sharon

The New Abolitionists

LAWS 53441 - 01 (3)

This seminar will discuss the current movement to abolish police, prisons, and the prison industrial complex more broadly. We will read the work of academics and activists like Mariame Kaba, Allegra M. McLeod, Ruth Wilson Gilmore, Angela Davis, and others, who are writing within and about this movement. We will read these works with an eye toward the answers to four broad questions: What is abolition? Why is abolition necessary? How will abolition come about? What does a post-abolition world look like? In seeking answers to these questions, the seminar will consider what role law has to play in either advancing or hindering this modern abolitionist movement.

Spring - Davidson, Adam

The Role and Practice of the State Attorney General

LAWS 53404 - 01 (3)

All 50 States and the District of Columbia have an Attorney General, each of whom enjoys broad discretion over a range of legal issues. This seminar will address the institutional role of these officials, including their status within their respective state systems and their relationship to the federal government. The course will also address a host of critical and often controversial areas-including civil rights, criminal justice, consumer fraud, and environmental regulation-where state Attorneys General have come to play a leading role on the local and national stage.

Students will be graded based on class participation and a final paper.
Spring - Scodro, Michael; Madigan, Lisa

The University of Chicago Law Review
LAWS 94110 - 01 (1, 1, 1)

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.

Autumn, Winter, Spring - Casey, Anthony

The University of Chicago Legal Forum
LAWS 94120 - 01 (1, 1, 1)

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.

Autumn, Winter, Spring - Casey, Anthony

Topics in State and Local Finance

LAWS 53193 - 01 (2)

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. Final grade will be based on a series of short reaction papers and class participation.

Spring - Roin, Julie

Toxics, Toxic Torts and Environmental Injustice

LAWS 46010 - 01 (3)

This course will expose students to common law and administrative approaches for addressing actual and potential public health and environmental harms from toxic substances. The course will begin by examining concepts of risk assessment and risk management. Next, the course will look at common law approaches, including theories of liability, causation, admissibility of evidence, proximate cause, damages, and defenses. The course will then review in-depth federal laws to address these issues, such as statutes that cover solid and hazardous waste (RCRA and CERCLA (Superfund)) and potentially toxic products (FIFRA, TSCA). Throughout the course, students will learn about how individuals and groups, including low-income and people-of-color communities, have sought redress for the toxic exposures they have faced. The course is a complement to Professor Kim's Environmental Law: Air, Water, and Animals course; neither is a prerequisite for the other, and the two share little overlap. A series of research papers is required. Participation may be considered in final grading.

Winter - Templeton, Mark

Trademarks and Unfair Competition

LAWS 45701 - 01 (3)

The course covers federal and state doctrines governing trademarks and rules designed to protect against false advertising and deception of consumers. In addition to the technical requirements for trademark eligibility, registration, infringement, and dilution, the course covers the constitutional and economic underpinnings of trademark protection, evaluate current shifts toward the "propertyization" of trademark law, First Amendment defenses, common law misappropriation, right of publicity, and FTC law. Grades are based on a final examination. Participation may be considered in final grading.

Autumn - Ben-Shahar, Omri

Trial Advocacy

LAWS 81010 - 01 (2 TO 3)

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 be by lecture, demonstration, and exercise (including a mini-trial). Students who have taken the Intensive Trial Practice Workshop (LAWS 67503) may not take Trial Advocacy (LAWS 67603). 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 12 students.
Spring - Cohen, Jay

Trusts and Estates: Wealth Management and Transmission

LAWS 45211 - 01 (3)

This course examines the law and practice of private wealth management and transmission, typically within the family and often across generations. Among the topics covered are: (1) the policy basis of inheritance and the changing character of intergenerational wealth transfer; (2) intestate succession; (3) the execution and revocation of wills; (4) the rise of will substitutes, including revocable trusts, life insurance, and pension and retirement accounts; (5) spousal protection against disinheritance; (6) the creation, modification, and termination of trusts; (7) the particular rules applicable to charitable trusts; (8) the fiduciary duties of trustees, the principles governing trust investments, and the emerging use of directed trusts; and (9) the nature of a beneficiary's interest in trust, the range of the trustee's discretion, and the rights of a beneficiary's creditors, with special reference to discretionary, spendthrift, and asset protection trusts. The provisions of the Uniform Trust Code, Uniform Probate Code, and other uniform laws will be emphasized. The final examination will be open book.

Spring - Gallanis Jr, Thomas

U.S. Supreme Court: Theory and Practice

LAWS 50311 - 01 (3)

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 15-20 pages in length) and a moot court presentation.

Autumn - Konsky, Sarah; Scodro, Michael

U.S. Taxation of International Transactions

LAWS 44601 - 01 (3)

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.

Spring - Roin, Julie

University of Chicago Business Law Review

LAWS 94140 - 01 (1, 1, 1)

UChiBLR publishes articles 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 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.

Autumn - Casey, Anthony

Workshop: Constitutional Law

LAWS 63612 - 01 (1, 1, 1)

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. Participation may be considered in final grading.

Autumn, Winter, Spring - Peterson, Farah; Fahey, Bridget

Workshop: Law and Economics

LAWS 66012 - 01 (1, 1, 1)

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 papers by faculty. In addition to workshop sessions, which occur approximately every other week, there will be 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. Students may either write reaction papers across all three quarters, or write a single major paper (students interested in academic writing in law and economics may use the latter option to develop their ideas). Students enrolled in the workshop receive three credits with either method of evaluation; one in Autumn, one in Winter, and one in Spring. Participation may be considered in final grading. Please note that the Workshop is open to anyone to attend on a non-registered basis. Only law students can take it for a grade (i.e., everyone else takes it P/F). Please note: class sessions will be remote-only, but workshops will be required in-person meetings for students.

Autumn, Winter, Spring - Dharmapala, Dhammika

Workshop: Legal Scholarship

LAWS 68711 - 01 (3, 1, 2)

This workshop is designed for students (including JSDs and LL.Ms) who are considering an academic career as well as those who want to improve their public speaking and written expression skills. It may be taken for a full year as a course (every other week in W and S) or only in the fall quarter as a seminar. In the fall young scholars from around the world present works in progress and students write reaction papers and question them as the faculty does in other workshops. As we discuss what does and does not work in these papers and presentations, students will get a clear sense of the types of topics that lead to good papers by young scholars, how good scholarship is structured, and how to give an engaging and clear presentation. In the Winter and Spring students write an original piece of

legal scholarship or revise a previously written paper for publication. The goal of the workshop is to create a learning community that will provide students with the type of scholarly atmosphere the faculty here enjoys, something all the more important in the age of Zoom. Students enrolled for the year will be expected to conduct themselves as they would 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 FALL ONLY version is graded on the basis of short reactions papers and class participation, the full year version grade depends on the written paper and its presentation as well. The full year version may fulfill the WP or the SRP.

Autumn, Winter, Spring - Bernstein, Lisa

Workshop: Public Law and Legal Theory

LAWS 63402 - 01 (0, 0, 1)

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. The topics are therefore varied. 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. The Public Law Workshop will meet on alternating Tuesday afternoons throughout the year. Students enrolling in the Public Law Workshop should check to make sure that they do not intend to take other Tuesday afternoon courses during any quarter throughout the year that would overlap with the Workshop. A series of reaction papers will be required for this workshop. Participation may be considered in final grading.

Autumn, Winter, Spring - Doerfler, Ryan; Fairley, Sharon; Ginsburg, Thomas; Kim, Hajin; Macey, Joshua

Workshop: Regulation of Family, Sex, and Gender

LAWS 63312 - 01 (1, 1)

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. Students have the option of writing a major research paper for SRP

or WP credit or short reaction papers commenting on the works-in-progress presented.

Winter, Spring - Case, Mary Anne

Writing and Research in the U.S. Legal System

LAWS 53266 - 01 (3)

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 - Duquette, Elizabeth; Scotese, Ariel

