

## Southern Illinois University School of Law Course Descriptions

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### Explanation Key for Notations Following Some Descriptions:

RQ = Required, offered every year

B = General Practice Menu B Course

A = General Practice Menu A Course

S = Skills Menu Course

#### **Law 502, Torts, 4 hours (RQ)**

This course surveys basic tort law (injuries to persons and property), with topics including intentional torts; negligence; strict liability; products liability; defenses; and damages. The course includes an introduction to legal method, the tort litigation process and the social policy considerations underlying tort law.

#### **Law 503A, Lawyering Skills I, 3 hours (RQ)**

Taught in small sections, this course provides instruction and practice in legal research, legal analysis, and legal writing. The focus is on objective legal writing and basic legal research sources. This course also introduces students to client interviewing skills and to relevant ethical principles that may arise when representing a client.

#### **Law 504A, Lawyering Skills II, 3 hours (RQ)**

This course continues the development of the research, analysis, and writing skills practiced in Lawyering Skills I. The focus shifts to persuasive legal writing and more complex legal research sources. Students are also introduced to negotiation, oral advocacy, and client counseling skills.

#### **Law 505, Civil Procedure I, 3 hours (RQ)**

This course teaches the concepts and rules of civil procedure applicable to the initial phase of a civil lawsuit: service of process, the Erie Doctrine, pleading, and motion practice.

#### **Law 508, Advanced Electronic Legal Research, 1 hour**

Building on the research techniques presented in Law 503A and 504A (Lawyering Skills I and II), this course focuses on the effective and efficient use of both legal and nonlegal research tools available to assist in the practice of law. Students receive advanced training in Westlaw, LexisNexis, and other commercial and free online research systems and resources. The Law School's computer lab is utilized for course instruction. Prerequisites: Law 503A & 504A (Lawyering Skills I and II).

#### **Law 509, Constitutional Law, 4 hours (RQ)**

This course surveys the law, principles, and policies of government structure and individual rights under the United States Constitution. Topics covered include the distribution of power between the federal and state governments, the powers allocated to the President, Congress, and the federal courts, and the rights secured by the Fourteenth Amendment.

#### **Law 510A, Academic Enhancement, 3 hours**

This course emphasizes the development of legal reasoning and analysis and the development of study skills appropriate to law school. Stress is on the development of the ability to articulate legal analysis in writing, with emphasis on exam writing. The course is designed for those students who have had difficulty in their first semester of law school. Enrollment is restricted to those with a first semester GPA of 2.1 or below.

**Law 511, Contracts I, 3 hours (RQ)**

The first of a two-course sequence in contract law covering the concept, scope and function of contract as an institution for ordering resources exchange and allocation in society. The sequence will cover the legal techniques for the promotion and securing of expectations created by exchange of promises: offer and acceptance, problems of consideration, interpretation, condition, assignments, breach of contracts and remedies. Changes in the basic contract law in respect to contracts involving sale of goods under the Uniform Commercial Code will be noted and discussed in appropriate places. Prerequisite: enrollment in the School of Law

**Law 512, Contracts II, 3 hours (RQ)**

A continuation of Contracts I, with the sequence covering the concept, scope and function of contract as an institution for ordering resources exchange and allocation in society. The sequence will cover the legal techniques for the promotion and securing of expectations created by exchange of promises: offer and acceptance, problems of consideration, interpretation, condition, assignments, breach of contracts and remedies. Change in the basic contract law in respect to contracts involving sale of goods under the Uniform Commercial Code will be noted and discussed in appropriate places. Prerequisite: enrollment in the School of Law.

**Law 513A, Legislative and Administrative Process, 3 hours (RQ)**

This course in the second semester of the freshman year will introduce students to the basic principles of separation of powers, legislative authority, statutory interpretation, and administrative law.

**Law 516, Criminal Law, 3 hours (RQ)**

Substantive criminal law presents difficult questions concerning the relationship of the individual to the state, the goals of the criminal law, and how they may be achieved. Therefore, the course will study the general principles of criminal law, with particular emphasis placed on homicide, inchoate crimes (e.g., attempts and conspiracy), and defenses (e.g., insanity).

**Law 517A, Introduction to Commercial Law, 4 hours**

An overview of basic principles of commercial law, including sales and leases of goods, negotiable instruments, checks, credit and debit cards, letters of credit, and secured transactions.

**Law 519, Constitutional Law: Advanced Topics, 2 or 3 hours**

An in-depth study of selected topics arising under the United States Constitution. Prerequisite: Law 509 (Constitutional Law).

**Law 521, Pre-Trial Advocacy, 3 hours (S)**

This course exposes students to the rules and techniques available for pre-trial preparation of

matters in litigation. The course includes practical skills assignments in client interviewing, taking and defending depositions, drafting pleadings, motions and written discovery, as well as settlement negotiations. Restricted enrollment (usually 24 per section, perhaps fewer during summer), priority to seniors. Prerequisite: Law 535 (Civil Procedure II). Graded S/U.

**Law 522, Property I, 3 hours (RQ)**

An introduction to concepts of relationships between people to things. Attention will be directed to: (1) implications of possession; finding; bailments; adverse possession of real property; (2) gifts of personal property; (3) estates in land (emphasizing present possessory estates); and 4) landlord/tenant relationships. Prerequisite: enrollment in the School of Law.

**Law 523, Property II, 3 hours (RQ)**

This is a continuation of Property I for first-year students. It is a study of the transfer of interests in real property including real estate contracts, deeds, recording procedures, methods of title assurance, easements, and covenants. Prerequisite: enrollment in the School of Law. The course also studies government regulation of land, including a discussion of zoning, eminent domain, and the extent to which other laws regulating the use of property may amount to inverse condemnations.

**Law 524, Advanced Real Estate Transactions, 3 hours**

This course involves a study of mortgages and other financial instruments used in the sale and exchange of residential real estate . Key topics include: sales contracts, title insurance, rights and duties of the parties during foreclosure, transfer of mortgaged property, and priority problems between senior and junior mortgagees.

**Law 525, Federal Income Taxation, 3 hours (A)**

This is the introductory tax class, and it considers the federal income taxation of individuals. Topics include increases in wealth that are taxed, increases in wealth that are not taxed, expenses that can be deducted, and expenses that cannot be deducted. Special emphasis is placed on income tax problems faced by general practitioners, such as the taxation of settlements and damage awards, the deductibility of attorney fees, the tax consequences of sales and exchanges, and the tax aspects of divorce. A non-graded writing assignment may simulate a drafting project that a practicing attorney would encounter when representing a charity seeking tax-exempt status.

**Law 526, Basic Estate Planning, 3 hours (S)**

This course considers planning strategies for transferring wealth during lifetime and at death. Potential topics may include marital planning (for example, pre-nuptial agreements and/or co-habitation agreements), planning for spendthrift beneficiaries, planning for disabled beneficiaries, planning for beneficiaries with behavioral issues (alcoholism, drug addiction), etc. The course also introduces basic concepts of gift and estate taxes, and common techniques for reducing a potential gift or estate tax liability. It is expected that this course will be taken by third-year students. Law 531 (Trusts and Estates), whether taken in a prior semester or taken concurrently with this course, is very helpful. Law 525 (Federal Income Taxation) might be somewhat helpful, but not as helpful as Trusts and Estates. Neither Trusts and Estates nor

Federal Income Tax is a prerequisite. Much of the course grade is determined by a student's performance on multiple drafting projects designed to simulate challenges that practicing estate planners encounter.

**Law 527, Agency and Partnership, 2 hours (A)**

This course covers problems associated with any kind of joint enterprise, including: the principal's tort liability for acts of his agent; the rights between principal and agent; the contractual powers of agents; liability of the agent to third persons; ratification; notice and imputed knowledge; termination of authority; and partnerships, limited partnerships, limited liability partnerships, and limited liability companies. Suggested second-year course.

**Law 528, Corporations, 3 hours (A)**

This course covers problems associated with any kind of joint enterprise, including: selection and development of business forms; the formation, financing, and management of closely held corporations; disregard of the corporate entity; control and management of the public corporation; duties of officers and directors; struggles for control of the corporation; and transactions in shares of the corporation. Suggested second-year course.

**Law 529, Criminal Procedure: Pre-Trial, 3 hours (B)**

The course focuses on the Fourth Amendment and on the self-incrimination clause in the Fifth Amendment. More specifically, it deals with problems of search and seizure, the exclusionary rule, confessions and the Miranda Rule and lineups.

**Law 531, Trusts and Estates, 3 or 4 hours (A)**

This course deals with problems arising in the administration of estates, including who inherits property when a decedent leaves no will, the formal requisites of wills, will substitutes, the nature, creation and termination of trusts, charitable trusts, and fiduciary administration. The four-hour course includes several skills projects (i.e., drafting, negotiating, etc.) which are not included in the three-hour course. The three-hour course also is not likely to cover future interests. Suggested second-year course.

**Law 532, Education Law, 3 hours**

This course examines constitutional issues arising out of a public school setting, including questions involving race, speech, religion, tenure, dismissal, authority of school boards, etc. Reform efforts, including choice and voucher systems, are discussed.

**Law 533, Administrative Law, 3 hours (B)**

The function and use of administrative agencies, the application of the Administrative Procedure Act, consideration of policy and economics, the role of the judiciary and the scope of judicial review, and the allocation of decision-making powers. Suggested second-year course.

**Law 534, Federal Courts, 3 hours (B)**

This course covers the subject matter jurisdiction of the federal court system. Topics include judicial power over "cases and controversies," cases "arising under" the Constitution and laws of the United States, diversity of citizenship, removal jurisdiction and procedure, venue,

jurisdiction to determine jurisdiction, conflicts between state and federal judicial systems, , federal common law, , and appellate jurisdiction.

**Law 535, Civil Procedure II, 3 hours (RQ)**

This course teaches the concepts and rules of civil procedure applicable to the later phases of a civil lawsuit: joinder of claims and parties, discovery, pre-trial disposition, trial, appeal, and judgments.

**Law 536, Evidence, 4 hours (RQ)**

A survey of the rules and underlying theories governing the admission, exclusion, and sufficiency of evidence in court proceedings, emphasizing the Federal Rules of Evidence. Specific topics include witness competency, relevance, credibility, hearsay, confrontation clause issues, privileges, expert witnesses, real and demonstrative evidence, and more. Includes rules concerning trial structure, the examination of witnesses, and substitutes for evidence.

**Law 537, Trial Advocacy, 3 hours (S)**

An examination of problems of advocacy, tactics, and procedures at the trial level, primarily consisting of student exercises and demonstrations. Restricted (varies per professor), priority to seniors. Prerequisite: Law 536 (Evidence).

**Law 539, Introduction to Transactional Skills, 3 hours (S)**

This course focuses on developing the following skills: problem solving, interviewing and counseling, negotiation, drafting, and organization and management of legal work.

**Law 540, Family Law, 3 hours (A)**

A study of the relationship between the state and the family including procedures for marrying, legal relationships within an on-going family, alternative forms of families, and problems in the dissolution of the family. Special emphasis is placed on problems of child support, adoption, and divorce, particularly child custody and property settlement agreements.

**Law 541, Anglo-American Legal History, 3 hours**

An historical introduction to the development of the common law and principles of equity, in England from 1066 to early 18th century, and the reception and application of these principles in colonial America and after.

**Law 543, Conflict of Laws, 3 hours (B)**

This course covers traditional and modern approaches to choosing the applicable state law in a civil lawsuit, federal constitutional limits on such choices, choice of law in federal court proceedings, choice of law and forum selection clauses, recognition of judgments, and application of federal law in the international context.

**Law 544, Advanced Estate Planning, 3 hours**

This course focuses on the income taxation of the trust and the estate with the planning as to distributions being emphasized. Advanced estate and gift tax problems are covered: generation skipping transfer tax; advanced marital deduction planning; gifts to minors; and retirement

benefit rules. Graded S/U, seniors only. Prerequisite: Law 526 (Basic Estate Planning).

**Law 545, International Trade Law, 3 hours**

This course introduces students to various legal rules and problems in the area of international trade, with a focus on the World Trade Organization (WTO) agreements and U.S. implementation of same. Topics typically covered include why countries engage in trade; how the U.S. government regulates trade; the legal structure of GATT/WTO, including dispute settlement mechanisms; types of trade barriers; remedies available to address unfair trading practices; and the intersection between trade and other areas, such as the environment, intellectual property, national security, human rights, and labor standards.

**Law 546, Federal Business Taxation, 3 hours**

This course surveys the federal income taxation of corporations, partnerships, and limited liability companies. Topics include the taxation of business operations, the taxation of distributions from a business entity to its owners, and the tax consequences of contributing property to a business entity. Special emphasis is placed on income tax problems faced by general practitioners, such as the choice of business entity upon formation and the characterization of transfers of cash or property between a business entity and its owners. A non-graded writing assignment may simulate a drafting project that a practicing attorney might encounter when representing a taxpayer in an IRS audit. Law 525 (Federal Income Taxation) is not a prerequisite, but it is strongly recommended.

**Law 548, Environmental Law I: Laws & Policies, 3 hours**

This course is an overview of the key environmental statutes and the theoretical foundations for environmental regulation. It considers the Clean Air Act, the Clean Water Act (including wetlands laws), hazardous waste laws, and natural resource conservation laws. It also addresses the various mechanisms legislatures and administrative agencies can use to protect the environment, as well as the relationships between the different “players”—states, industries, environmental groups, federal agencies, Congress, and the courts.

**Law 550, Securities Regulation, 3 hours**

This course covers the issues raised by government regulation of the capital market, the process of financing business and the trading of stocks, bonds, and other interests in business. Topics include disclosure requirements, insider trading, and the definition of “security.”

**Law 552, Mental Health Law, 2 or 3 hours**

This course primarily examines three broad issues: the mental health professional and the law; the mental health system in the civil context; and the mental health system in the criminal setting. The course examines the legal and philosophical basis for a separate mental health system and the legal limitations upon that system. In this regard, the role of the professional mental health practitioner, the role of the attorney in the mental health process, legal rights of patients within the system and related problems are explored.

**Law 553, Labor Law, 3 hours**

Study of historical common law principles of labor law, the National Labor Relations Act and

the operation of the National Labor Relations Board; analysis of representation and unfair labor practice procedures, and conduct constituting unfair labor practices, including union related discrimination, picketing, strikes and boycott activity; review of principles relating to the enforcement of collective bargaining agreements, labor arbitration, labor anti-trust issues, and individual rights in the labor setting.

**Law 555, Remedies, 3 hours**

**(B)**

This course covers the available remedies for various civil courses of action and the theories underlying such remedies and analyzes whether some theories justify application or withholding of certain remedies irrespective of the name of the cause of action. Topics include: value judgements in choosing certain remedies, damages, equitable remedies, and restitution.

Suggested third-year course.

**Law 556, Insurance, 2 or 3 hours**

A survey of the law relative to insurance contracts and the rights conferred on the insured, the insurer and third parties. Topics include: powers of insurance intermediaries; the insurable interest doctrine; warranties, representations and concealment; waiver, election and estoppel; coverage and exclusions; payment of loss; subrogation; rights of insurance beneficiaries; and government regulation of the insurance industry.

**Law 557, Jurisprudence, 3 hours**

Survey of the different schools of legal philosophy and jurisprudence (natural law, moral law, etc.).

**Law 558, International Law, 3 hours**

This course introduces students to the rules and processes governing relations between states and between private parties located in different states in the international system. Students will become familiar with some of the rules and sources of international law; examine how international law is made, implemented and enforced; consider the interaction between international law and U.S. law; become familiar with some of the primary international and nongovernmental organizations; and consider how international disputes are resolved. Topic coverage is selected each semester based on student interest and may include international human rights, the law of war and use of force, international economic law; the law of the sea, international environmental law, international criminal law, etc.

**Law 559, International Business Transactions, 3 hours**

**(S)**

With the increasing globalization of commerce, lawyers everywhere and in virtually every type of practice will encounter some aspect of international law. This course is designed to introduce students to international law as it relates to private business transactions. The course covers (1) the international sale and purchase of goods; (2) national and international regulation of international business transactions, including trade, licensing and investment; and (3) resolution of international business disputes. From a skills perspective, the course will introduce students to the negotiation and drafting of international business agreements.

**Law 560, Agricultural Law, 3 hours**

State statutory and common law affecting people in the business of farming; legal considerations in farm land ownership; use of credit; farm tenancy, employment of farm labor; water and drainage law; livestock law; cooperatives and not-for-profit corporations in agriculture; the impact of zoning, eminent domain and the nuisance theory on farming.

**Law 561, European Union Law, 3 hours**

This course is designated as meeting the Senior Writing Requirement. The course provides a basic understanding of the history, legal structure, and development of the European Community (EC) and the European Union (EU) and highlights challenges to further development.

Familiarity with EC and EU law is important for several reasons. First, the EC is the United States' largest trading partner, is the single largest overseas market, and is a major site of investment for U.S. investors. Second, U.S. and EC/EU law often influence the development of the other. Third, the successes and failures of a regional organization and law like the EU are illustrative for the development of international organizations and law more generally.

**Law 562, Copyright Law, 3 hours**

This course examines how authors, musicians, artists, software developers, web designers and others control the copying, distribution, sale, and performance of their works through copyright law and related doctrines. The course will cover the kinds of works that qualify for copyright protection, the scope of rights granted to copyright owners, and the special privileges that copyright law provides for the public, including the "fair use" doctrine. We will consider how copyright law shapes and is shaped by businesses and individuals who create music, movies, literature, software, and databases. The course will particularly focus on copyright's response to technological change, including current controversies such as the copying of digital music and the alteration and adaptation of movies by fans.

**Law 564, Law and Economics, 3 hours**

The use of analytical tools of microeconomics to analyze law and the legal system and the impact of both on human behavior. Includes "public choice theory"—the use of microeconomics to analyze and explain the behavior of public officials. The approach cuts across all of law's subject areas.

**Law 565, Antitrust, 3 hours**

This course is a survey of federal antitrust regulation and its mixture of substantive legal principles, economics, and socio-political value judgments. After briefly introducing the relevant statutes and economic doctrines, the focus will turn to "structural" violations associated with enterprise power, such as monopolization, and finally to "conduct" violations, such as price-fixing. Critical assessment of the "popular assumptions" behind antitrust policy is included.

**Law 567, Electronic Commerce, 3 hours**

This course deals with legal and technological issues arising from businesses and consumers choosing to engage in commercial transactions in digital/electronic forms. Among the subjects that are ordinarily covered are: how to set up a business in cyberspace, including obtaining a domain name and issues of information security; rights in personal information, including recent privacy reform legislation; sales of goods in cyberspace, including both business-to-business

transactions and business-to-consumer transactions; licensing of information; electronic payment systems; secured lending involving intellectual property as collateral and electronic filing systems; and problems of jurisdiction and choice of law in electronic transactions.

**Law 568, Water Law, 3 hours**

Water law deals with various aspects of the law relating to the use of one particular natural resource: water.

**Law 570, Client Interviewing and Counseling, 3 hours** (S)

The course will focus on developing in students an understanding of interviewing and counseling as lawyer functions and of the skills and problems associated with these functions. In particular, concern would be with (a) interpersonal and psychological aspects and problems in interviewing and counseling processes, (b) interviewing as a fact-gathering tool, (c) counseling and the lawyer's role in the decision making process and as advisor, and (d) ethical problems raised in the interviewing and counseling settings.

**Law 571, Advanced Appellate Moot Court, 1 to 2 hours (maximum 6 credit hours per degree)**

Brief writing and oral argument of an appellate case as part of interscholastic moot court competition. Enrollment is limited to students who have taken Advanced Appellate Advocacy and who have been invited to join the Appellate Moot Court Board.

**Law 572, Journal of Legal Medicine, 1 to 2 hours (maximum 6 credit hours per degree)**

*Journal of Legal Medicine* participation. Individual research on a special topic or problem selected in consultation with a member of the Faculty. Writing and other editorial work may, with the approval of the Faculty Advisor, entitle a student to one or more hours in *Journal of Legal Medicine*.

**Law 573, Law Journal, 1 to 2 hours (maximum 6 credit hours per degree)**

*Southern Illinois University Law Journal* participation.

**Law 574, Advanced Mock Trial, 1 to 2 hours (maximum 4 hours per degree)**

The Mock Trial Board shall consist of a maximum number of eight students, selected as set forth in the Operating Rules Governing Mock Trial. All Mock Trial Board members are required to participate in at least one interschool competition as well as perform intraschool administrative hours as required by the Faculty Advisor.

**Law 577, Bankruptcy, 3 hours**

(A)

The rights, duties, and remedies of debtors, creditors and trustees under the U. S. Bankruptcy Code are examined. The course also covers enforcement of money judgments, insolvency proceedings and the use of alternative dispute resolution in bankruptcy. Federal bankruptcy law is emphasized. Prerequisite: Law 517A (Introduction to Commercial Law), which may be taken concurrently.

**Law 578, Elder Law, 2 or 3 hours (Previously known as Aging and the Law)**

An examination of issues related to aging, with particular emphasis on health care, guardianship, grandparenting issues, housing, property management, ethical issues, and elder abuse.

**Law 579, Land Use Planning, 3 hours**

The course builds upon the study of private law devices of land use planning studied in the first-year property course: nuisances, easements and restrictive covenants. The primary focus of the course will be on public regulatory activities relating to the use of land. Among the topics analyzed are subdivision control, comprehensive planning, zoning and historic preservation.

**Law 580, Legal Profession, 3 hours**

**(RQ)**

This course covers the ethical responsibility of lawyers. It focuses on the Model Rules of Professional Conduct and when an attorney is subject to discipline. Topics include attorney confidentiality, communication between attorney and client, conflicts of interest, attorney fees, ethics in advocacy, and attorney advertising and solicitation. The course also covers attorney-client privilege, malpractice, attorney liability to third parties, judicial ethics, and disqualification and admission to the bar.

**Law 583, Sports Law, 2 hours**

The course focuses on legal issues found in both amateur and professional sports. Topics include constitutional law, antitrust, contracts, labor, torts and criminal law. The course will also include analysis of the responsibilities and roles of an attorney representing a professional athlete.

**Law 584, Consumer Protection, 2 or 3 hours**

This course considers some of the special protective legal mechanisms that have arisen at the federal and state levels in the context of consumer transactions. The principal focus of the course is on deceptive and unfair advertising and other practices in consumer transactions and on consumer credit regulation (e.g., disclosures, discrimination, usury, collection practices). The student who excels in the Consumer Protection course is awarded a cash prize of \$1,000. This prize is funded through a settlement award from a national class action law suit.

**Law 585, State and Local Government, 3 hours**

This course provides an introduction to the law related to state government; the state/federal relationship; and other subdivisions of state and local government, including counties, townships, municipalities, and special local governmental units. The course focuses on the powers and duties of these various governmental entities and questions of jurisdiction. Examples and problems are drawn largely from the Illinois experience.

**Law 586, Business Planning, 3 hours**

**(S)**

The course focuses on the legal, tax and ethical issues encountered in starting up a new business and converting from one business form to another. The emphasis is on general and limited partnerships, closely held corporations and limited liability companies. Prerequisites: Law 525 (Federal Income Taxation), and either Law 527 (Agency & Partnership) or Law 528 (Corporations).

**Law 590, Senior Writing Seminar, 3 hours**

**(RQ)**

This course requires the preparation of a written research paper of publishable quality on a topic chosen by the student and approved by the faculty member teaching the seminar. Several seminars are offered every year in a wide variety of substantive areas. Senior priority, enrollment usually limited to 12 per seminar. Priority first to seniors needing seminar for graduation, next to Law Journal seniors requesting a seminar, next to seniors requesting a second seminar, last to spring semester juniors, if space is available. Course may also be taken for elective credit.

**Law 591, Products Liability, 3 hours**

The course covers the growth and development of product liability for personal injury and economic loss. The course seeks to provide not only a current view of product liability law, but also presents important public policy questions ranging from international economic competitiveness to alternative welfare and compensation systems.

**Law 593, Immigration Law, 3 hours**

This course seeks to familiarize students with the bases upon which the United States admits and removes non-U.S. citizens from the country pursuant to the Immigration and Nationality Act and its supporting regulations. Students will learn the roles and powers of the different branches of the federal government in the development of immigration law and policy, as well as the underlying political, social and economic context which drives the formation of immigration policy historically and today. Topic coverage may include the constitutional rights of noncitizens, family and employment-sponsored immigration, nonimmigrants, bases for exclusion and removal, relief from removal, asylum, and citizenship.

**Law 594, Criminal Procedure: Post Investigations, 3 hours**

This course deals with how the federal and state constitutions and laws governing pre-trial and trial procedure in criminal cases. The course goes chronologically through the criminal case and covers right to counsel, grand jury, bail, the decision to prosecute, criminal pleading, preliminary hearing, joinder and severance, speedy trial, discovery, guilty pleas, jury procedure, and double jeopardy.

**Law 595, Independent Research and Writing, 1 to 3 hours/semester (maximum 6 credit hours per degree)**

This course requires the fourth-semester or senior student to prepare a research paper of publishable quality on a topic selected by the student under the direction of a faculty advisor. Law 595 is restricted to individual students who have completed at least three semesters and whose writing projects have been approved; it does not fulfill the senior writing requirement. Law 595 counts against the otherwise available six hours of Graduate School courses toward the 90 hours for the J.D. Full-time faculty may supervise only two students per semester. Mandatory minimum cumulative GPA required: 2.3.

**Law 596, Health Policy Law, 3 hours**

This course explores the health care system, its basic institutions, and the policy issues confronting the system, as well as the law's role in shaping the system and in implementing policy choices. Special emphasis is placed on issues of health care access, quality, and costs.

**Law 597, Medical Malpractice Law, 3 hours**

**Law 597C, Medical Malpractice Clinical Rotation, 1 hour**

This course includes discussion of standards of care, statutes of limitations, informed consent, and defenses. Eight to twelve students concurrently enrolled in Law 597 (Medical Malpractice Law) can earn a fourth hour of course credit for a clinical rotation with residents of the School of Medicine. Law 597C is restricted to eight (determined at first class meeting). Availability to be determined by instructor. It is graded S/U.

**Law 598, Bioethics and the Law, 3 hours**

This course examines critical issues in law and medicine arising from advances in medical science and technology, including such areas as reproduction, organ and tissue transplantation, death and dying, and human subjects research.

**Law 600, Disability Law, 3 hours**

The Disability Law course surveys the diverse subject of the rights and anti-discrimination protections afforded to persons with disabilities. Among the areas covered are employment, governmental programs and services, public accommodations (by private providers), educations, housing and health care. The course will emphasize federal law, with particular attention on the Americans with Disabilities Act.

**Law 601, First Amendment Rights, 2 or 3 hours**

**(B)**

This course surveys the law, principles, and policy underlying the First Amendment guarantees of freedom of speech, freedom of the press, and religious liberty. Topics covered include content-based regulations of speech (e.g., fighting words, obscenity, libel, and incitement to violence), commercial speech, government interference with the media and the press, freedom of association, the free exercise of religion, and the prohibition on laws respecting establishment of religion.

**Law 603, American Legal History, 2 or 3 hours**

American Legal History reviews our legal system during colonial times but will focus on the system beginning with the Revolution until modern times.

**Law 605, White Collar Crime, 3 hours**

The White Collar Crime course will introduce students to the evolving law of white collar crime—offenses committed by individuals, institutions, and corporations, the primary effect of which is economic or social harm against broad classes of victims. After establishing a working definition of white collar crime, the course will introduce students to concepts of individual and corporate liability. The course will focus heavily on the substantive offenses that comprise white collar crime, including conspiracy, mail and wire fraud, securities fraud, bribery, perjury, extortion, money laundering, and RICO violations. To a lesser extent, the course will examine the procedural aspects of prosecuting white collar criminal offenses and will also briefly touch on sentencing and forfeiture issues.

**Law 606, International Criminal Law, 3 hours**

This course will examine international criminal law, in particular substantive crimes, tribunals

for prosecution, and domestic and international jurisdiction over offenses. The course goal is for students to develop an understanding of the issues involved in balancing the prosecution of international crimes with the interests of state sovereignty and the primacy of domestic criminal law.

**Law 607, Workers' Compensation, 3 hours (S)**

Workers' Compensation will be taught primarily as a statutory subject examining the provisions and practice applications of the Illinois Workers' Compensation law. Students will study the basic tenets of worker compensation programs (e.g., the compensation principle; the relationship of fault and compensation, immunity and administrative rather than judicial adjudication.)

**Law 608, Current Developments in International Law, 3 hours**

This course will focus on current developments in International Law. This course will likely cover different topics in international law such as international environmental law, international health law, and international human rights law.

**Law 609, Current Developments in American Law, 1 to 3 hours**

This course allows the School of Law to offer specialized courses in response to new developments and current legal trends. The course is used by faculty to present specialized topics, such as "sentencing," "homeland security," current issues in health law, and "election law," that may be taught on an irregular basis. It allows the School of Law to supplement its usual offerings in a new area without committing to a permanent course.

**Law 610, Federal Regulation of Electronic Media, 3 hours**

This course studies state and federal laws, regulations and court decisions that affect electronic media (telephone, broadband, cable, and satellite) mass communication systems. Students develop knowledge of the key constitutional, administrative, economic, and political issues that arise in the various telecommunication settings.

**Law 612, Mass Media Law, 3 hours**

This course deals with the law of mass communications with references to radio, television, advertising, public relations, and publicity. The focus is placed on the Federal Communications Commission and includes licensing and rule making and the impact of the regulatory and statutory laws affecting the media. Topics typically include First Amendment theory, libel, privacy, copyright, access to government information, pornography, and obscenity.

**Law 614, Current Developments in Electronic Media, 2 hours**

This course will examine current developments in the electronic media, including broadcasting, cable television, the internet, and telephony. It will focus upon late-breaking issues of interest to both the students and instructor. It is a pre/co-requisite to Advanced Media Law Research. A short paper is required, unless students also are enrolled in the Advanced Media Law Research course.

**Law 616, Advanced Media Law Research, 2 hours**

Offered in conjunction with Law 614 (Current Developments in Electronic Media), this course

gives second- and third-year students an opportunity to write a senior research paper. Students will work on their papers while taking the Current Developments in Electronic Media course, which is a co/pre-requisite to this course. A paper of substantial academic quality is required.

**Law 619, Civil Rights, 2 or 3 hours**

A study of statutory and judicial protections for civil rights. Coverage includes the post-Civil War civil rights statutes, which have been the basis of much recent civil rights litigation, and more recent civil rights legislation.

**Law 620, Employment Discrimination, 3 hours**

Study of employment discrimination laws relating to race, color, religion, sex and national origin; analysis of models of employment discrimination, use of statistical methodology, and burden of proof, sexual harassment and affirmative action issues; review of claims of employment discrimination arising under Age Discrimination in Employment Act, Equal Pay Act, Civil Rights Acts and Americans with Disabilities Act.

**Law 622, Employment Law, 3 hours**

(A)

This course surveys the laws regulating the employer-employee relationship in non-unionized workplaces. Each stage in the employment relationship is considered with an emphasis on both common law and statutory provisions. Some specific topics include the employment at will doctrine, privacy issues in the workplace, wage and hour laws, regulation of employee benefits, and in introduction to anti-discrimination law.

**Law 625, Charities & Charitable Giving, 3 hours (Previously known as Not-for-Profit Tax)**

A knowledgeable attorney can make valuable contributions to charitable causes. There are more than 1 million not-for-profit organizations in the United States, including hospitals, schools, churches, governmental entities, and many others. This course considers obtaining and maintaining tax-exempt status, structuring subsidiaries and affiliated entities, promoting charitable giving, dealing with the unrelated business income tax, and other topics.

**Law 626, Law, Literature, and Society, 3 hours**

This course is focused on identifying biases and presuppositions in our perspectives. The books for this course have thus been chosen to elicit discussion regarding your impressions (and thus your own presuppositions) of the genres, character environment, and moral principles exhibited within and by these books. The goal is to assist in learning how to identify your own biases through exposure to new perspectives and to apply this skill in understanding other perspectives when presented with circumstances within and outside your traditional experience. Hopefully, this skill of identifying presuppositions and understanding your own and others' biases will help you clarify your thinking and assist you in your legal reasoning. Thus, it is anticipated that you will attempt to identify many perspectives in reading these books and take into account your own biases in this effort. A related theme of the course is an assessment of the concept of professionalism. What are professionals? What characteristics do they engender that nonprofessionals do not? What makes lawyers particularly the prototypic professional? Of course, these issues are directly affected by your own presuppositions and assumptions about what it means to be a professional, and we will explore how, why, and in what form we, and

society, deem lawyers as being professional in their activities.

**Law 630, Intellectual Property, 3 hours**

This course is a survey of federal and state laws that protect intellectual property, in particular copyrights, patents, and trademarks. In addition, the course may address other rights such as trade secrets and rights of publicity. Lawyers in a wide range of practice areas encounter intellectual property issues, whether they are transactional lawyers or litigators, in fields such as corporate law, employment law, bankruptcy, health law, commercial litigation, and beyond. As intangible property grows ever-more central to the U.S. and global economy, a basic knowledge of intellectual property laws has become indispensable. The course is intended to provide such a background for non-specialists, while establishing a foundation for those who wish to explore the field further.

**Law 631, Law and the Arts, 2 hours**

This course explores several important intersections of the law and the arts. The broad themes include how the law defines art, how the law determines ownership of art, and how the law encourages the creation of art. Among the specific topics that may be covered are: art forgeries, stolen art, reparations of art taken in wartime, the limits of free speech, copyright issues for artists, artists' moral rights, museum concerns, and regulating art as signage.

**Law 634, Trademarks and Unfair Competition, 3 hours**

This course examines the federal and state laws that protect consumers and businesses from deception. The doctrines covered will include trademark, trade dress, false advertising, and commercial disparagement. In addition, the course will cover related topics such as Internet domain names, trademark dilution, misappropriation, and right of publicity. Part of the class will be devoted to the basic tools and practice skills needed to address trademark and unfair competition issues. The course will cover such topics as counseling clients on trademark selection, review the content of advertising copy, preparing and responding to cease and desist demands, and the use of consumer surveys.

**Law 635, Appellate Courts, 3 hours**

A comprehensive study of the appellate process in the American legal system, including functions and purposes of appeals and appellate courts; appellate review; law-making in the appellate courts; the crisis of volume; and the roles of judges and appellate counsel. Also includes a practical skills component in which students write a brief in an actual case using an actual record.

**Law 636, Advanced Torts, 2 hours**

Includes aspects of tort law that are either covered briefly or not covered at all in the first-year course, such as nuisance, defamation, privacy, misrepresentation, civil rights, misuse of legal procedure, interference with relationships, and substitutes for tort law (compensation systems).

**Law 637, Advanced Trial Advocacy, 3 hours**

The purpose of the course is to further develop and enhance trial advocacy skills. Using complex cases, students will increase their familiarity with the rules of evidence and trial practice with

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particular emphasis on the use of expert testimony and courtroom technology. Students, working in teams of two, will develop a case from client interview through a trial by jury. Prerequisites: Law 536 and Law 537.

**Law 638, Advanced Appellate Advocacy, 3 hours (S)**

The course is divided into two parts: brief writing and oral argument. It is intended to serve two purposes: (1) providing any student an opportunity to enhance appellate advocacy skills without the necessity of being selected for one of the competition moot court teams, and (2) providing a structured, academically sound basis for selecting the student members of SIU Law School's competition moot court teams. Students who wish to participate in any interschool appellate moot court competition are required to take this course. All class members will participate in an oral advocacy competition.

**Law 640, Alternative Dispute Resolution, 3 hours (S)**

The course explores negotiation, mediation, and arbitration as ways of resolving legal conflicts through other than the litigation process. The course focuses on the role of the attorney who counsels clients about ADR and who represents clients in some ADR process. Students study the theory behind each process, the law and ethical standards governing each, and the public policies raised by each. It includes simulated exercises in mediation and negotiation. Suggested second-year course.

**Law 642, Negotiation, 3 hours (S)**

This basic negotiation course has two goals. The first is to introduce students to the theories, terminology, and research related to negotiation. This goal is accomplished through the study and classroom discussion of these topics. The second is to help students develop actual negotiating skills. This goal is accomplished by simulations, actual negotiation, and critical feedback. This study of negotiation theory and practice is applicable to most negotiation situations, but is focused most directly on legal settlement negotiations.

**Law 648, Environmental Law: Business Transactions, 3 hours (S)**

This course is designed for the prospective business counselor and examines how environmental regulation and liability issues arise in a variety of business transactions, such as real estate sales and purchases, securities disclosures, and lender financing. Both the substance of the environmental law and its impact on the transactional setting are examined, with special attention to how the lawyer must integrate those factors through practice skills such as document drafting, party negotiation, and client counseling.

**Law 650, Advanced Environmental Litigation, 3 hours (S)**

This course is designed primarily for the prospective environmental litigator, but is also valuable for the prospective business counselor. It considers some or all of the following: governmental enforcement of environmental laws and regulations, citizen suits, toxic torts, natural resource damage litigation, and judicial review of environmental agency actions. This course emphasizes both the substance of the particular laws at issue, as well as the litigation and negotiating skills necessary to litigate environmental issues successfully. Limited enrollment, priority to third-year students.

**Law 651, Natural Resources Law, 3 hours**

The Natural Resource Law Course will explore aspects of the law relating to several natural resources from an energy perspective. Water, coal, oil, and natural gas will be dealt with in this context. The course will also deal with nuclear energy and energy used for transportation. Other topics will be covered if time permits.

**Law 660, Food, Drug, and Medical Device Law, 2 or 3 hours**

More than twenty-five cents of every consumer dollar is spent for products regulated by the Food and Drug Administration. The agency's principal responsibility is the enforcement of the Federal Food, Drug and Cosmetic Act. This introductory course focuses on the legal and practical problems associated with the agency's regulation of drugs and medical devices under that statute.

**Law 662 Health Care Legislation, 3 hours**

This course focuses on the making of health policy in this country through the federal and state legislative and administrative process. The course begins with readings and class discussion on the theory and process of health policy making. The course also includes an array of guest speakers, including legislators, interest group representatives, policy analysts, and others who are involved in one way or another in the legislative and regulatory process. A major component of the course involves each student researching and developing a legislative proposal and then undertaking efforts to have the proposal introduced directly, or through the support of an interest group, in the Illinois General Assembly. This course is designated for senior writing credit. Prerequisite or co-requisite for 662: one from Law 597 (Medical Malpractice), Law 598 (Bioethics), Law 596 (Health Policy Law), or Law 668 (Public Health Law).

**Law 667, Regulation of Health Care Providers, 3 hours**

The laws and regulations affecting the everyday practice of health care professionals are numerous and complex. They grow more numerous every year. It is important that attorneys who represent or will represent health care professionals have a solid foundation in this area of the law. This course will examine state and federal laws and regulations impacting the practice of health care professionals with a particular focus on laws impacting the quality and costs of health care services.

**Law 668, Public Health Law, 3 hours**

This course will provide an overview of basic public health law principles, examined in such contexts as bioterrorism, immunization, mandatory screening of particular population groups, and medical surveillance. Discussion of these and other issues will focus on the extent and limits of government's legal authority to act, as well as applicable policy and ethical considerations.

**Legal Clinic (671, 672, 673, 674, 675): Students may apply a maximum of 9 hours of Legal Clinic credit toward the 90-hour graduation requirement. No student may enroll in more than 6 credit hours in any one clinical course, except under the most extraordinary circumstances and with the written permission of the Clinic Director.**

**Law 671, Alternative Dispute Resolution Clinic, 1 to 6 hours/semester. (Previously Law 576) (S)**

Students learn about dispute resolution processes and are trained in mediation. They mediate disputes in court, for the community and for university students. Students will have the opportunity to observe arbitrations, pre-trial settlement conferences, civil mediation and family mediation. There are regularly scheduled class meetings. Graded S/U. Prerequisites: Law 640 (Alternative Dispute Resolution); completion of first- or second-year of law study. Class size restrictions may apply.

**Law 672, Summer Judicial Extern Clinic, 1 to 6 hours/semester. (Previously Law 576) (S)**  
Students will serve as a student law clerk for a federal or state judge in any location approved by the professor. Student clerks observe court proceedings, do research and writing for the judge and take part in all or most activities in Judge's chambers. Class sessions for this summer-only program taken place during the week immediately after spring classes and final exams end. Graded S/U. Prerequisites: completion of first- or second-year of law study, minimum cumulative GPA of 2.5.

**Law 673, Civil Practice Clinic, 1 to 6 hours/semester. (Previously Law 576) (S)**  
Students under attorney supervision provide civil legal representation to those more than 60 years of age in 13 southern Illinois counties. Students learn and practice many legal skills such as case management, legal drafting, client interviewing, presenting cases in court, research, etc. Students will have their own case files and clients to serve. There are regularly scheduled class meetings. Graded S/U. Restricted to seniors who are "711" eligible (must have completed 54 hours). Prerequisites: Law 535 (Civil Procedure II) and Law 536 (Evidence). Class size restrictions may apply.

**Law 674, Domestic Violence Clinic, 1 to 6 hours/semester. (Previously Law 576) (S)**  
Students provide legal representation to victims of domestic violence in Jackson, Williamson and Union counties. Working under the supervision of an experienced attorney, students will learn and practice legal skills such as client interviewing, factual investigation, court representation, legal drafting, etc. Students learn about the Illinois Domestic Violence Act and its enforcement by various law enforcement agencies. Class meets regularly. Graded S/U. Restricted to seniors who are "711" eligible (must have completed 54 hours). Prerequisites: Law 535 (Civil Procedure II) and Law 536 (Evidence). Class size restrictions may apply.

**Law 675, Public Interest Extern Clinic, 1 to 6 hours/semester (Previously Law 576) (S)**  
Students work in publicly-funded law offices, non-profit agencies or corporations will full time legal staff. Common placements include state or federal prosecutors' or defenders' offices, legal services offices, state or federal government offices with legal departments, etc. Sites must be approved by the Clinic Director. Classes for the summer version of this clinic are held late in the Spring semester so that summer placements can be anywhere. Mandatory minimum cumulative GPA required: 2.3. Graded S/U. Restricted to seniors who are "711" eligible (must have completed 54 hours). Prerequisites: Law 535 (Civil Procedure II) and Law 536 (Evidence). Class size restrictions may apply.

**Law 676, Advanced Legal Clinic, 1 to 3 hours (S)**  
Intro to legal practice utilizing legal services projects and external placements. Students handle

all aspects of office, trial and appellate practice including the advising of clients and court representation in conformity with Illinois Supreme Court Rule 711 and Illinois Rules of Professional Conduct. Includes interviewing, preparation of legal memoranda, briefs, court documents, court appearances, negotiating settlements & professional ethics. Prerequisites: 6 hours of Law 671, 672, 673, 674, or 675, consent of Professor, restricted to seniors who are "711" eligible (must have completed 54 hours). Graded S/U. Class size restrictions may apply.

**Law 690, Visiting Student Program, 1 to 18 hours**

Designates approved student enrollment at non-SIUC law school in a cooperative visiting program.