PUBLIC INTEREST LAW

Georgetown is a leader among law schools in providing academic offerings in public interest law, which deals with the representation of people or interests that, through most of history, have been underrepresented in legal institutions and processes. Many lawyers practice public interest law by devoting their careers or volunteering their time to serving people who are disadvantaged or to advance public causes of various types. Some work for non-profit organizations (such as legal aid agencies or public defender offices), national or local governments, or international organizations. Others work in law firms but devote a portion of each year’s work to uncompensated pro bono activities.

Students interested in learning about or practicing public interest law should consider relevant J.D. and graduate courses and seminars, and Georgetown’s many clinical offerings. They should also consider non-academic public interest and government volunteer work and internships, especially if they want to pursue full-time public interest careers upon graduation or shortly thereafter. Students must demonstrate some background in public interest to be competitive for public interest postgraduate employment, and internships and other volunteer work are terrific vehicles for doing so. The Office of Public Interest and Community Service (OPICS) offers career and academic advising for students interested in public interest law and facilitates student pro bono activity.

Because public interest issues include every aspect of law, virtually all of the course offerings of the Law Center are relevant to students interested in a career in public interest law. Leaders in the public interest field tell legal educators that public interest lawyers of the future need to have a solid grounding in a broad range of law school subjects and that they should be skilled and creative problem solvers.

What does this mean for course planning?

First, students planning a public interest career should establish a foundation in courses most law students take – including Administrative Law, Constitutional Law, and Corporations. Constitutional Law II: Individual Rights and Liberties is the Law Center’s basic offering in free speech, due process, and equal protection of the law. Administrative Law and Corporations address the legal framework for and issues related to dominant institutions in our society – government regulatory agencies and corporations. Most public interest lawyers will intersect with government agencies and corporations during their professional careers. Some faculty members would add Legislation to this list. That course studies the theory and doctrine of statutory interpretation and provides an introduction to the legislative process. Finally, students who expect to litigate should take Evidence, which is prerequisite for a number of clinics and skills courses.

One course that is required for PILS students is open to other students as well. Professional Responsibility: Ethics in Public Interest Practice examines professional responsibility issues through the lens of public interest law practice and the representation of otherwise underrepresented groups and individuals. This course meets the Law Center’s professional responsibility requirement.

Students should branch out in their second year and sample a few specific areas of law that interest them, such as Civil Rights, Communications Law, Criminal Law, Disability Law, Election Law, Employment Law, Environmental Law, Family Law, Gender and the Law, Health Law and Policy, Human Rights, Immigration and Refugee Law, International Law, Labor Law, Public Health Law, Social Welfare Law and Policy, State and Local Government Law, and Taxation I.

Once you identify an individual area of interest – for example, Environmental Law or Criminal Defense – you should consult the relevant curriculum essay and faculty members in that area for more guidance about which courses and seminars to take.

The list of courses that follows reveals a wealth of specialized courses and seminars that build on these basic courses and allow students to examine in depth important social and legal issues. Just a few examples include the Advanced Health Law Seminar, Environmental Research Workshop, Homelessness, Poverty, and Legal Advocacy Seminar, and Issues in Disarmament: Proliferation Terrorism Seminar. Students who plan a career in the public interest will benefit from writing a substantial scholarly paper in one of these seminars. Faculty members and the associate dean for research encourage and assist students who want to publish a scholarly paper.

The work of public interest lawyers is often part of a larger public policy debate. Faculty recommend a course in Economic Reasoning and the Law to students interested in public interest law because that course introduces students to the language and style of the economic arguments that often drive public policy decisions. To get some background in public policy, you may want to take up to six credits of courses in the Georgetown Graduate Public Policy Program, with Dean Bellamy’s approval. A university course schedule (https://schedule.georgetown.edu) is available on the Georgetown University website.

In addition to getting a broad foundation and some depth in a particular interest area, students should add courses to their curriculum that build skills. The best “skills” training takes place in the Law Center’s 15 clinical courses. Three of the clinics, Appellate Litigation, the Center for Applied Legal Studies and the Community Justice Project, meet the Law Center’s legal writing requirement. Students wishing to pursue public interest work immediately after graduation should seriously consider taking a clinic. In addition to providing exceptional training, clinics give students experience that helps demonstrate their commitment to the public interest.

Consider taking more than one writing seminar, including those that require different forms of legal writing. If you do not take a trial clinic, you might want to take Trial Practice, a small enrollment course in which you learn and practice trial skills, culminating in a mock trial. In addition, you may want to take one of the courses in the Alternative Dispute Resolution cluster, such as Negotiations or Multi-Party Dispute Resolution Seminar. The skills learned in these courses are applicable in virtually every practice setting. Negotiation and Mediation in a Public Interest Setting focuses on negotiation theory and practice as applied in a variety of public interest practice settings.

Some seminars in the Public Interest cluster stress problem solving approaches to legal problems, such as the Homelessness, Poverty, and Legal Advocacy Seminar and the Housing Today: Lawyering Affordable Housing Seminar. These seminars provide an opportunity to learn how to approach a key issue from a variety of legal, policy and advocacy approaches. Professor Charles Lawrence’s year-long seminar, Public School Reform: Policy, Practice and the Law Seminar, gives students an opportunity to work on current issues related to the D.C. Public School System, in conjunction with school reform advocates and/or individuals within the school system.
If you envision yourself working in or heading up a public interest organization, you will want to take the Nonprofit Organizations Seminar, which covers the formation and governance of nonprofit organizations. A course in the graduate school, Tax Treatment of Charities and Other Nonprofit Organizations, addresses the tax treatment of nonprofit organizations in depth.

The course, Doing Well and Doing Good: Enhancing Pro Bono at Major Law Firms focuses on the tension between the realities of practice in large law firms and the public service obligation of the profession. Students in the seminar develop a plan to enhance or introduce a pro bono project at a law firm.

Search Public Interest Law Courses (http://curriculum.law.georgetown.edu/course-search/?cluster=cluster_23)

LAW 534 v01 Access to Health Care and Coverage: Law and Policy (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20534%20v01)
J.D. Course (cross-listed) | 3 credit hours
The law governing access to health care has been in flux and in legal dispute in recent years. This course will examine America's programs for health care access and finance, including employment-based private insurance, Medicare, Medicaid, CHIP, and VA. The course will also examine the enactment, implementation, and litigation of the Affordable Care Act. In addition to these payment systems, the course will also at laws affecting non-comprehensive systems such as emergency rooms, public hospitals, and community health centers. No previous knowledge of health law is required.

Note: The course will not focus on biomedical ethics, medical malpractice, or pharmaceutical regulation.
This is a required course for the U.S. Health Law Certificate.

LAW 025 v00 Administrative Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20025%20v00)
J.D. Course (cross-listed) | 3 credit hours
This course considers the constitutional, statutory, and other legal limitations on what government agencies can do and how they can do it. What constraints govern the power of agencies to make law, decide cases involving private parties, and investigate citizens? How much "due process" must government agencies give citizens whose lives they affect; what limits has Congress imposed on the procedures for agency decision making; and to what extent can people call on courts to check what they regard as abuses of governmental power? These are among the questions addressed in the course, which draws together problems ranging from the legitimacy of New Deal institutions to the dramatic procedural innovations of recent federal administrations and problems created by renewed Congressional interest in the details of agency decision making.

Recommended: For Professor Nager's section: Prior or concurrent enrollment in Constitutional Law I: The Federal System.

Mutually Excluded Courses: Students may not receive credit for both this course and the first-year elective by the same name or the first-year course, Government Processes.

LAW 025 v06 Administrative Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20025%20v06)
J.D. Course | 3 credit hours
There is no more fundamental course in law school than administrative law. This course introduces you to the modern administrative and regulatory state. You will come to understand both the tremendous power exercised by administrative agencies and the significant constraints (legal and political) under which they operate. You will learn to identify the design features that might make an agency constitutionally problematic, the factors that make one type of decision-making framework more appropriate than another, the prerogatives and limits of agencies in interpreting the statutes they are charged with administering, and agencies' prerogatives and limits in adjudicating facts and exercising policymaking discretion. You will also learn to identify the factors that affect the availability and timing of judicial review of agency action.

Mutually Excluded Courses: Students may not receive credit for this course and the upperclass course with the same title.

Note: This course is a first-year elective. First-year day students select an elective offered in the spring.

LAW 1349 v00 Administrative Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201349%20v00)
J.D. Course (cross-listed) | 3 credit hours
There is no more fundamental course in law school than administrative law. This course introduces you to the modern administrative and regulatory state. You will come to understand both the tremendous power exercised by administrative agencies and the significant constraints (legal and political) under which they operate. You will learn to identify the design features that might make an agency constitutionally problematic, the factors that make one type of decision-making framework more appropriate than another, the prerogatives and limits of agencies in interpreting the statutes they are charged with administering, and agencies' prerogatives and limits in adjudicating facts and exercising policymaking discretion. You will also learn to identify the factors that affect the availability and timing of judicial review of agency action.

Mutually Excluded Courses: Students may not receive credit for both this course and the first-year elective by the same name or the first year electives, The Regulatory State or Legislation and Regulation, or Government Processes, or Legislation and Regulations: Law, Science, and Policy.
**LAW 1474 v00 Advanced Civil Rights: The Civil Rights Act of 1964, The Frontiers of Civil Rights Enforcement and the Next Fifty Years**

J.D. Seminar (cross-listed) | 2 credit hours
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The Civil Rights Act of 1964, growing out of a sweeping grassroots civil roots movement was one of most important pieces of legislation passed in American history. At the time of passage, it was called a "Magna Carta of Human Rights" and during its first fifty years it produced enormous changes in legal doctrine, the workplace, and society. These changes in the legal landscape include disparate impact doctrine aimed at systemic racial discrimination, hostile work environment, religious accommodation, and gender stereotyping. This seminar will examine, from a practitioner's perspective, how social change, evolving ideas of race and gender, globalization, global conflict, and technology will shape the development of this Act (and notions of equality) over the next fifty-years and the legal strategies to navigate this terrain. The course will focus on emerging issues such as coverage of sexual orientation and gender identity, big data and disparate impact, the intersection between criminal justice and employment opportunity, arbitration and privatization of adjudication, the "new" gig economy, migration and human trafficking, and religious pluralism.

**Strongly Recommended:** Constitutional Law I and Employment Discrimination.

**LAW 032 v02 Advanced Criminal Procedure**

J.D. Course | 2 credit hours
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The stages of the criminal process beginning with the filing of charges through the sentencing stage are analyzed. Legal issues arising at each stage will be examined. How the participants' legal and administrative obligations influence decision-making during those stages is explored. The prosecutor's paramount role is to advocate aggressively on behalf of the government while being mindful of its administrative responsibility to process cases expeditiously. Protecting the rights of the accused is a defense attorney's foremost obligation but not without a regard for the attorney's duties as an officer of the court. Arbitrating matters is a core judicial activity in the criminal process; but it is affected by the court's desire to move cases to conclusion. Burdens of proof to resolve procedural issues are studied in the context of how the allocations of burdens of proof are crafted to balance the rights of the parties within the system to achieve a just result.

Prosecutorial discretion in the charging function, the constitutional basis therefore and limitation thereon are explored. Preliminary procedural steps as well as grand jury process, joinder and severance of defendants and charges, the right to a speedy trial, discovery, trial issues arising in complex multi-defendant trials, the evolving federal constitution law on the right to confrontation, the presentation of evidence, jury instructions and sentencing issues are all studied.

**Prerequisite:** Criminal Justice (or Democracy and Coercion) or Criminal Procedure.

**Recommended:** Evidence.

**Mutually Excluded Courses:** Students may not receive credit for both this course and Advanced Criminal Procedure and Litigation or Serial and Adnan Syed: Special Topics in Criminal Procedure.

**LAW 032 v06 Advanced Criminal Procedure**

J.D. Course | 2 credit hours
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This course examines the process of criminal litigation beginning with the filing of charges and continuing through the trial. Topics covered include the exercise of prosecutorial discretion in the charging function, the preliminary examination and grand jury, bail, joinder and severance of defendants and charges, the right to a speedy trial, discovery, trial issues, the right to confrontation, the presentation of evidence, and jury instructions.

**Prerequisite:** Criminal Justice (or Democracy and Coercion) or Criminal Procedure.

**Recommended:** Evidence.

**Mutually Excluded Courses:** Students may not receive credit for both this course and Advanced Criminal Procedure and Litigation or Serial and Adnan Syed: Special Topics in Criminal Procedure.
LAW 1393 v00 Advancing Educational Equity through the Federal Regulatory Process (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201393%20v00) (Project-Based Practicum) J.D. Practicum | 4 credit hours

In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of their professor. This project-based practicum course will focus on how to leverage the federal legislative and regulatory process to effect change in policies and practices to advance educational equity, including through working to dismantle the phenomenon known as the School-to-Prison Pipeline. Students will participate in a two hour/week seminar and carry out 5 hours/week of project work, under the direction of the course professor.

SEMINAR: The School-to-Prison Pipeline refers broadly to overly punitive discipline practices, policies, and prevailing consciousness that push students out of the classroom and often into the juvenile justice system. These practices, which data show disproportionately impact students of color, students with disabilities, and LGBTQ students, can include suspensions, expulsions, and school-based arrests. Students will examine school discipline disparities and other educational inequities within the U.S. public school system and analyze interventions to help address such inequities. Other inequities include, inequitable school funding, resource inequities, and gender discrimination.

Students will learn how to advocate for educational equity through the federal regulatory process, including through drafting and submitting comment letters in response to Requests for Information (RFI), Notice of Proposed Rulemaking (NPRM), or the issuance of federal agency guidance. Students will learn about the Administrative Procedure Act (APA) and how it governs the federal regulatory process. Students will also learn about the federal legislative process and identify key points for intervention to elevate equity issues and advance legislative and policy solutions. By developing this expertise, students will be equipped to identify points for intervention to advocate for implementation of alternatives to overly punitive discipline practices, like restorative practices and school-based mental health services, as well as other positive interventions to help address educational inequities and improve educational outcomes.

PROJECT WORK: The Professor will assign and supervise students’ projects, ensuring that the projects identify and leverage strategic points for advocacy and intervention to advance educational equity. Projects will be focused on current issues of educational equity that are the subject of, and which can be addressed through, the federal rulemaking process, including:

- School Discipline disparities
- Significant disproportionality in special education
- The role and impact of Guidance from the Department of Education
- The privatization of public education (the impact of school choice and vouchers)
- Fiscal inequities in public education
- The Title VI and Title IX complaint processes and school discipline or gender discrimination
- The implementation of the Every Student Succeeds Act
- Executive action

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Recommended: Administrative Law. In addition, the courses Education Law: Civil Rights and Civil Liberties and The Federal Role in Education Law Seminar may provide useful background to students in this practicum.

LAW 127 v00 Advocacy Tools for Public Interest Lawyers (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20127%20v00) J.D. Seminar (cross-listed) | 2 credit hours

This course is designed for students embarking on careers in public interest law or policy and explores the many necessary techniques to become highly effective advocates for social change. The purpose of the class is to help class participants develop creative advocacy approaches and learn to think beyond litigation and other traditional legal strategies to meet key client and societal goals. In particular, the course will: 1) explore how coalition building, grassroots organizing, and public policy advocacy can be used to enhance legal strategies; 2) teach basic public interest advocacy skills, including media relations, fundraising basics, legislative advocacy and lobbying, leveraging data and research, social marketing and public opinion, and cutting-edge digital strategies; and 3) introduce students to dynamic experts in relevant issue areas, from lobbyists to communications experts. Using compelling case studies and background reading materials, students will have the opportunity to use multiple advocacy tools to tackle real-life social problems on the local and national levels. Grades will be based on the extent and quality of class participation and written assignments.

Note: FIRST CLASS ATTENDANCE IS MANDATORY. All enrolled and waitlisted students must be in attendance at the start of the first class session in order to be eligible for a seat in the class.

LAW 1604 v00 Affordable Housing Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201604%20v00) J.D. Seminar | 3 credit hours

The goal of this seminar is to expose you to the policy, law and practice concerning the provision and preservation of affordable housing and its relationship to personhood, to community, and to society as a whole. Specifically, we will examine the problems caused by the absence of a sufficient number of safe, sanitary, decent, and affordable units for households of low and moderate income. We will look at aspects of federal and local housing policy from both a current and an historical viewpoint. We will place particular emphasis on issues of poverty and race. Your paper can examine any element of affordable housing regardless of whether it is covered in class.

LAW 508 v01 Affordable Housing Transactions Clinic (Harrison Institute) (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20508%20v01) J.D. Clinic | 14 credit hours

Please see the Affordable Housing Transaction Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/HIHC) for more detailed information about the program.

For registration-specific supplemental materials, please see the Affordable Housing Transactions Clinic PDF (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/Affordable-Housing-2017-FINAL.pdf).


Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.
Aging and Law Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20277%20v02)
J.D. Seminar | 3 credit hours
This seminar explores, through lecture, discussion, and problem solving, the demographics, public perceptions, special legal problems, and public policy issues affecting older persons. Subject areas include income maintenance programs (Social Security, SSI); health and long-term care benefits (Medicare, Medicaid, long-term care insurance, state and federal financing issues); retirement housing and long-term care options and regulation (continuing care retirement communities, nursing homes, home and community-based care, home equity conversion); estate and personal planning issues related to incapacity (powers of attorney, trusts, guardianship and its alternatives, elder abuse, the right to refuse life-sustaining medical treatment, bioethical dilemmas, surrogate decision making, and health care advance directives); and ethical issues in representing the elderly. The seminar is both practice- and policy-oriented and integrative with respect to other coursework and related disciplines.

Recommended: Prior or concurrent enrollment in one or more of the following courses: Administrative Law; Employment Discrimination; Family Law I: Marriage and Divorce; Constitutional Law II: Individual Rights and Liberties; Professional Responsibility.

Note: This seminar requires a paper. Students must register for the 3-credit section of the seminar if they wish to write a paper fulfilling the J.D. Upperclass Legal Writing Requirement. The paper requirements of the 2-credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.

Aggregate Litigation: A Global Perspective (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201632%20v00)
J.D. Seminar (cross-listed) | 1 credit hour
In a world of mass production, mass harm often follows. A defective product might injure numerous consumers; a false report might mislead multiple investors; and a discriminative practice might impact a large number of employees. In such cases, litigation by each individual plaintiff might prove ineffective, and often impractical. To resolve this problem, legal systems have devised various forms of aggregate litigation and collective redress procedures. This introductory course discusses the key characteristics of these procedures, using a comparative framework. Class actions and alternative collective redress regimes in the U.S., Canada, Australia, Israel and Europe will be studied, and the potential for multi-national aggregate litigation, in a single or in multiple forums, will be explored.

Note: This course will meet on Mondays and Wednesdays, 11:10 a.m. - 1:10 p.m. on the following dates: 9/5, 9/10, 9/12, 9/17, 9/19, 9/24, and 9/26.

AIDS Law and Ethics Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20369%20v01)
J.D. Seminar (cross-listed) | 2-3 credit hours
This course examines the social, legal, political, and ethical controversies surrounding the HIV/AIDS pandemic in contemporary society. It covers both domestic and international law and policy. The course is divided into several parts. Part I covers the role of social movements and mobilization in the response to HIV/AIDS. Part II, AIDS in the Courtroom, covers the major court cases related to HIV/AIDS in the United States and in key countries around the world like South Africa, India and Brazil that provide important comparative perspectives to understand the power of law. These cases demonstrate the social impact of AIDS—the effect of litigation on social institutions, constitutional law, and interpersonal relationships. Part III, Rights and Dignity, examines the role of international human rights, privacy, and discrimination. Part IV, Policy, Politics, and Ethics, covers a wide range of the most contentious debates of the HIV/AIDS pandemic, including testing, named reporting, civil and criminal confinement, sex work, drug law and policy, LGBT rights, and gender. Part V, Special Considerations covers a set of particular contexts and realities including sexual assault, HIV-infected health care workers, and perinatal transmission of HIV. The final Part, Governance and Financing, examines the absence of political leadership, the international trade system which militates against access to affordable treatment in low- and middle-income countries, the systems of financing for HIV in the U.S. and around the world, and the ethics of international collaborative research. The AIDS pandemic has reached deeply into all major spheres of modern life—e.g., law, medicine, economics, and politics. The pandemic has transformed society and restructured ethical values. This course provides an account of the major themes of the pandemic during the last three decades and offers an analysis of contemporary and future policy.

Mutually Excluded Courses: Students may not receive credit for this seminar and the course, AIDS Law and Ethics.

Note: This seminar requires a paper. J.D. students must register for the 3-credit section of the seminar if they wish to write a paper fulfilling the J.D. Upperclass Legal Writing Requirement. The paper requirements of the 2-credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.
LAW 065 v02 Alternative, Complementary, and Integrative Medicine, The
Legal Issues Seminar (http://curriculum.law.georgetown.edu/course-
search/?keyword=LAW%20065%20v02)
J.D. Seminar (cross-listed) | 3 credit hours
Alternative, Complementary, and Integrative Medicine ("non-traditional
medicine") ("CAM") is the fastest-growing sector of American Health
Care and is one of the fastest growing fields in the United States.
Presently, at least 50 percent of Americans are using some form of
alternative and complementary therapy such as acupuncture, nutritional
supplementation, herbs, massage, yoga, chiropractic and homeopathy.
According to the Journal of the American Medical Association in 1997,
visits to alternative health care practitioners exceeded total visits to
all conventional primary care physicians. The number of clinics and
hospitals that integrate some modalities of CAM alongside conventional
medicine is growing rapidly. The Institute of Medicine, a part of the
National Academy of Sciences, has held recent conferences on the
values of both CAM and Integrative Medicine. The NIH is using significant
resources to fund research in this area.

This development, of course, is raising legal issues. There is a growing
but still unsettled body of law on this subject. Some but not all CAM
modalities are now regulated and are regulated by at least some states.
Federal regulatory bodies, such as the FDA and FTC are trying, within
the limits of their statutory authority, to protect what they perceive to
be the interests of the public. Yet, they come at the problem through
conventional, rather than alternative, eyes. Conventional law is based
upon protecting the public from purveyors of the proverbial "snake oil"
frauds. And to an extent this law is being used to keep out alternatives
to the established health-care modalities. This seminar studies the
tensions, legal, economic, and social, of this struggle as it unfolds. This
seminar covers several areas of law including administrative law, medical
malpractice, informed consent, FDA/FTC law, among others. A paper
meeting the upperclass legal writing requirement is required.

LAW 1107 v00 Analytical Methods (http://
curriculum.law.georgetown.edu/course-search/?keyword=LAW
%201107%20v00)
J.D. Course (cross-listed) | 3 credit hours
Lawyers in every type of practice (corporate, litigation, government,
public interest, etc.) routinely deal with problems that require a basic
understanding of concepts and methods from economics and statistics.
This course provides an introduction to these subjects and their
application and relevance to law and legal practice. Topics covered
include decision analysis, game theory, probability theory, and statistics.
Grades will be based on class participation, a graded problem set, and
a final examination. No prior background in economics or statistics is
required; however, we will regularly use elementary algebra and geometry.
Students with strong backgrounds in economics, mathematics, or
statistics should consult with the professor before enrolling in the course.

LAW 567 v00 Animal Protection Litigation (http://
curriculum.law.georgetown.edu/course-search/?keyword=LAW
%20567%20v00) (Fieldwork Practicum)
J.D. Practicum | 4 credit hours
In fieldwork practicum courses, students participate in weekly seminars
and conduct related fieldwork at outside organizations. This fieldwork
practicum course explores the process of public interest litigation in an
effort to better understand the status and treatment of animals in the
courts. Students will participate in a two hour/week seminar and also
undertake 10 hours/week of fieldwork in the twenty-attorney litigation
unit at the Humane Society of the United States.

SEMINAR: The seminar offers a practical survey of litigation and
legislative efforts on behalf of animals at the local, state, and national
level. The course will address the historical status of animals in the law;
the current application of animal protection laws to wild animals, animals
confined in factory farms, exhibitions, and laboratories, and companion
animals; legislative efforts and citizen initiatives to strengthen animal
protection laws; the role of international conventions and other laws
concerning trade in animals and animal products; the limitations on
implementation and enforcement of animal laws; and the impacts of
free speech, religious expression, and other Constitutional provisions on
animal protection statutes. Utilizing an interdisciplinary approach that
combines administrative law, environmental law, consumer protection,
and other related public interest fields, the seminar will examine why
some public interest litigation campaigns succeed and others fail; explore
how to construct an effective public interest litigation strategy; and teach
students how to develop innovative uses of existing laws to expand legal
protections for animals.

FIELDWORK: Students will work closely with the Humane Society of the
United States' in-house litigation group to find new and creative ways
to ensure that all animals receive the legal protections they deserve.
As part of the fieldwork, students will work on a wide variety of cases
in state and federal courts throughout the country, including actions to
protect cougars, wolves, grizzlies and other wildlife, to curb unscrupulous
breeding of, and cruelty to, companion animals, to improve the treatment
of animals used in research, and to prevent the systematic mistreatment
of animals in factory farms. The docket is extensive and interdisciplinary,
and involves cases being pursued jointly with other public interest
groups, including environmental protection, consumer protection, public
health, labor, and sustainable agriculture organizations.

Prerequisite: J.D. students must complete the required first-year program
prior to enrolling in this course (part-time and interdivisional transfer
students may enroll prior to completing Criminal Justice, Property, or their
first-year elective).

Recommended: Administrative Law.

Mutually Excluded Courses: Students may not concurrently enroll in this
practicum and an externship or a clinic or another practicum course.

Note: This practicum course is open to LL.M. students, space
permitting. Interested LL.M. students should email Louis Fine
(fine@law.georgetown.edu) to request admission.

This course is suitable for evening students who can attend the weekly
seminar and conduct 10 hours of fieldwork/week during normal business
hours. This is a four credit course. Two credits will be awarded for the
two-hour weekly seminar and two credits for approximately 10 hours of
fieldwork per week, for a minimum of 11 weeks, to be scheduled with
the faculty. The fieldwork must be completed during normal business
hours. The two-credit seminar portion of this practicum will be graded.
The two credits of fieldwork are mandatory pass/fail. Students will be
allowed to take another course pass/fail in the same semester as this
practicum. Students who enroll in this course will be automatically
enrolled in both the seminar and fieldwork components and may not
LAW 504 v01 Appellate Courts Immersion Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20504%20v01)
J.D. Clinic | 12 credit hours
Please see the Appellate Courts Immersion Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/appellate-courts-immersion) for more detailed information about the program.


For more information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/Clinic-Registration-Handbook-v2.pdf).

Mutually Excluded Courses: Students may not receive credit for both this course and the Appellate Practice Seminar. Students in this clinic may not concurrently enroll in another class, clinic, externship or practicum.

LAW 504 v00 Appellate Litigation Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20504%20v00)
J.D. Clinic | 9 credit hours
Please see the Appellate Litigation Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/appellate-litigation) for more detailed information about the program.

For registration-specific supplemental materials, please see the Appellate Litigation Clinic PDF (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/ALC-2018-Info-Sheet-v2.pdf).

For information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/Clinic-Registration-Handbook-v2.pdf).

Mutually Excluded Courses: Students may not receive credit for both this course and the Appellate Practice Seminar.

STUDENT LEARNING OUTCOMES
At the end of the course, students should be able to:
• Demonstrate knowledge of chapters 7, 11, and 13 of the federal Bankruptcy Code and related bodies of law
• Interpret the Bankruptcy Code and related statutory provisions, and apply these rules to new sets of facts
• Communicate legal analysis in an organized fashion, both orally and in writing

Recommended: Prior or concurrent enrollment in one of the following courses: Commercial Law: Secured Transactions; Commercial Law: Secured Transactions and Payment Systems.

Mutually Excluded Courses: Students may not receive credit for this course and Bankruptcy and Creditors' Rights or Financial Restructuring and Bankruptcy or Bankruptcy and Corporate Reorganizations.

LAW 054 v05 Bankruptcy (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20054%20v05)
J.D. Course | 3 credit hours
This course offers a general introduction to bankruptcy law, covering both individual and business bankruptcy. The course begins with a brief analysis of state debt collection rules outside of bankruptcy, before moving on to the Bankruptcy Code (Chapters 7, 11, and 13). Slightly less than half the course is devoted to consumer bankruptcy (classes 2-11), and the remainder to business bankruptcy (classes 12-25). This class offers students the chance to sharpen their statutory interpretation skills, and to consider the policy issues underlying the law of debt and debt forgiveness. Knowledge of bankruptcy law will be valuable in a range of legal practice settings, both in representing low-income consumers as well as in transactional work on behalf of corporate clients.

STUDENT LEARNING OUTCOMES
At the end of the course, students should be able to:
• Demonstrate knowledge of chapters 7, 11, and 13 of the federal Bankruptcy Code and related bodies of law
• Interpret the Bankruptcy Code and related statutory provisions, and apply these rules to new sets of facts
• Communicate legal analysis in an organized fashion, both orally and in writing

Recommended: Prior or concurrent enrollment in one of the following courses: Commercial Law: Secured Transactions; Commercial Law: Secured Transactions and Payment Systems.

Mutually Excluded Courses: Students may not receive credit for this course and Bankruptcy and Creditors' Rights or Financial Restructuring and Bankruptcy or Bankruptcy and Corporate Reorganizations.
LAW 1354 v00 Best Practices for Justice: Prosecutors Working to Improve the Criminal Justice System
(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201354%20v00) (Project-Based Practicum)
J.D. Practicum | 4 credit hours
In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of the professors. This project-based practicum course will work with the Prosecutors’ Center for Excellence to focus on emerging issues of importance to prosecutors and will provide opportunities for doing research that will support the growing national movement of prosecutors who are developing statewide Best Practices Committees. Students will participate in a two hour/week seminar and carry out 10 hours/week of project work under the direction of the course professors.

SEMINAR: The criminal justice system is undergoing a period of re-examination and reform. The Prosecutors’ Center for Excellence (PCE) is working with prosecutors to improve the criminal justice system and to assess emerging issues. PCE supports the development and growth of statewide Best Practices Committees that provide an on-going process for prosecutors to be part of this national discussion. Twenty states have formed such committees, with more states in the development phase. The critical topics being addressed by Best Practices Committees and covered in the practicum will be:

• Concerns about identification of the perpetrator, including current research on memory and development of identification procedures
• Ensuring the integrity of statements of the accused, including interrogation methods, articles on false confessions, and recording of statements
• Managing forensic evidence, including new forensic science, laboratory standards, and dealing with problems in forensic science
• Exploring the challenges of digital evidence, including using digital evidence for investigative purposes, privacy vs. public safety, and ethics and digital evidence
• Engaging in an understanding of prosecutorial ethics, including law enforcement ethics and conviction integrity units
• Reducing crime and building community trust, including community prosecution, crime strategy units, and research on crime prevention

PROJECT WORK: Under the direction of the professors, students will engage in:

• Legal work for the Prosecutors’ Center for Excellence, which supports practicing prosecutors and the growing number of statewide Best Practices Committees for prosecutors. More specifically, students may work on emerging issues facing the criminal justice system relating to: identification procedures, statements of the accused, forensic evidence, digital evidence, ethics, and how to reduce crime and build community trust. Students will have individual or group assignments, depending on the topic.

Learning Objectives:

The course objective to expose students to policy issues facing prosecutors on a variety of topics ranging from ethics to forensics to community engagement.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Recommended: A course in criminal law is recommended, but not required.

Mutually Excluded Courses: Students may not concurrently enroll in this course and the following:

• LAW 2028 v01 Clinical Internship (Project-Based Practicum)

LAW 284 v01 Bioethics and the Law Seminar
(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20284%20v01)
J.D. Seminar (cross-listed) | 3 credit hours
This seminar investigates legal, ethical, and social problems raised by developments in health, medicine and the biological sciences through the study of selected subjects that vary from year to year. Issues covered might include death and dying, genomics, reproductive technologies, fetal treatment and research, experimentation with human subjects, and societal controls on scientific advances.

LAW 1431 v00 Black Lives Matter and the Law
(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201431%20v00)
J.D. Seminar (cross-listed) | 3 credit hours
This course will explore the “Black Lives Matter” movement as a nascent social movement for racial justice. In addition to understanding BLM’s fundamental concepts and arguments, students will emerge from this class with a clear understanding of the historical context of the movement, the role that the lawyers and the law have played in the movement thus far, and the place of the law in the movement as it continues. In analyzing the key moments in the BLM movement over the past two years, the course will focus on the history, theory, and practice of racial justice advocacy in the United States, the key cases and responses that have emerged since the Ferguson moment, and the role of lawyers and law students in policy and police reform, litigation, and forms of rebellious lawyering for social change.

LAW 1620 v00 Campaigning for Public Office
(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201620%20v00)
J.D. Seminar | 2 credit hours
This simulation course will provide students with the fundamentals of organizing, managing, and executing an effective campaign for political office, within a bipartisan context grounded in ethical public service. Each enrolled student must identify a local, state, or federal public office that they plan to run for (plans to run for this office can be tentative and prospective). Students will then learn campaign basics, message development and delivery, fundraising strategies, communication and media strategies, applicable campaign finance and election laws, and debate preparation. Students will prepare and give “stump” speeches and participate in a simulated candidate forum. Students will also develop policy platforms and learn how to assess and respond to the needs of a constituency and the public.

Note: MANDATORY FIRST CLASS ATTENDANCE. All enrolled and waitlisted students must be in attendance at the start of the first class session in order to be eligible for a seat in the class.

Students may not withdraw from this class after the add/drop period ends without professor permission.
Mutually Excluded Courses:

- LAW 090 v00 Capital Punishment Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20090%20v00)
  J.D. Seminar | 2-3 credit hours
  This seminar focuses on the substantive law of capital punishment and on the procedural aspects of post-conviction proceedings. The course will include an examination of the history of death penalty jurisprudence, habeas corpus, recent U.S. Supreme Court cases, public policy issues, and state and federal death penalty statutes. The writing requirement offers students an opportunity to write on a topic of their choice pertaining to the death penalty.

  Note: This seminar requires a paper. Students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the Upperclass Legal Writing Requirement.

- LAW 500 v00 Center for Applied Legal Studies (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20500%20v00)
  J.D. Clinic | 10 credit hours
  See the Center for Applied Legal Studies website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/Center-for-Applied-Legal-Studies.cfm) for more detailed information about the clinic.


  For information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/Clinic-Registration-Handbook-v2.pdf).

- Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.

LAW 1079 v00 Child Welfare Law and Practice in the District of Columbia (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201079%20v00) (Fieldwork Practicum)
J.D. Practicum | 4 credit hours
In fieldwork practicum courses, students participate in weekly seminars and conduct related fieldwork at outside organizations. This practicum course will focus on the workings of the child welfare system in the District of Columbia. Students will participate in a two hour/week seminar and also undertake 10 hours/week of fieldwork at a child welfare-related organization.

  SEMINAR: Students will study Supreme Court and District of Columbia cases defining the fundamental nature of the parent/child relationship and setting forth when state intervention is warranted to protect the best interests of the child. Students will gain an understanding of the various stages of child protection proceedings and the different roles, responsibilities and professional relationships of the attorneys representing the government, the child and the parents at each stage. Issues concerning interracial and gay adoption will be discussed, as will the overrepresentation of poor and minority youth in the child welfare system. Students will give an in-class presentation on a topic of their choosing, and will write a final paper.

  FIELDWORK: Students will participate in fieldwork with a child welfare-related organization and share their experiences with the class and through written reflection memos. Some fieldwork sites require students to undergo police/background clearances, and others do not. If this is a concern for a student, he/she should reach out to the professor before the beginning of the semester to discuss field placement options.

  Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective.)

- Mutually Excluded Courses: Students may not concurrently enroll in this practicum and an externship or a clinic or another practicum course.

  Note: This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

This course is suitable for evening students who can commit to attending class and working 10 hours/week (during business hours) on site at their field placements. This is a four credit course. Two credits will be awarded for the two-hour weekly seminar and two credits for approximately 10 hours of fieldwork per week, for a minimum of 11 weeks, to be scheduled with the faculty. The fieldwork must be completed during normal business hours. The two credit seminar portion of this practicum will be graded. The two credits of fieldwork are mandatory pass/fail. Students will be allowed to take another course pass/fail in the same semester as the field work. Students who enroll in this course will be automatically enrolled in both the seminar and fieldwork components and may not take either component separately. After Add/Drop, a student who wishes to withdraw from a practicum course must obtain permission from the faculty member and the Assistant Dean for Experiential Education. The Assistant Dean will grant such withdrawal requests only when remaining enrolled in the practicum would cause significant hardship for the student. A student who is granted permission to withdraw will be withdrawn from both the seminar and fieldwork components. Default attendance rule for all practicum courses (unless the professor indicates otherwise): Regular and punctual attendance is required at all practicum seminars and fieldwork placements. Students in project-based practicum courses are similarly required to devote the requisite number of hours to their project. If a student must miss seminar, fieldwork, or project work, he or she must speak to the professor as soon as possible to discuss the absence. Unless the professor indicates otherwise, a student with
J.D. Clinic | 6 credit hours
Beginning in the fall of 2017, the Law Center offers a new one-semester, six-credit clinic focused on civil litigation, principally in federal district court. The clinic focuses on teaching students basic litigation skills: including, among others, interviewing clients, drafting complaints, conducting discovery, taking and defending depositions, drafting motions for summary judgment, and, on occasion, taking appeals. The clinic does not focus on a single area of law. Instead, it takes on meaningful public interest cases that are especially good teaching vehicles, including open government cases, cases involving administrative agencies, and consumer protection cases. The clinic’s clients are public interest, civil rights, environmental and other non-profit organizations, as well as individuals in need of legal services.

Students joining the clinic will be expected to work for at least 21 hours/week, including attending the two-hour weekly seminar. Students are also expected to participate in weekly rounds sessions, supervision team meetings for their case teams, and bi-weekly individual meetings with the faculty director and fellow. Students will be engaged in substantial legal and factual research, drafting pleadings, motions, and substantial briefs, meeting with clients and opposing counsel, and attending court proceedings.


For more information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/Clinic-Registration-Handbook-v2.pdf).

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.

LAW 1494 v00 Civil Litigation Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201494%20v00)
J.D. Clinic | 6 credit hours

LAW 062 v01 Civil Rights (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20062%20v01)
J.D. Course | 2 credit hours
This course studies the statutory, common law, and constitutional issues that arise in federal civil rights litigation. For the fall semester of 2018, the course will focus on the primary civil rights statute, 42 U.S.C. § 1983, which is used for constitutional (and some other) claims against state and local governments and their officials. Such constitutional torts include most prison litigation and police misconduct litigation and provide the basic vehicle for claims for both damages and injunctions. The course is constructed around the fundamental issues of recognition of constitutional claims (prisoners’ rights to medical care, safety, and humane conditions, free citizens’ rights to freedom from unnecessary force, unreasonable searches, equality, etc.) and creation of offsetting defenses (absolute and qualified immunity, sovereign immunity, etc.). The course will offer at least two “workshops” that give students an opportunity for practical experience in implementing these concepts and the policies behind them. Some attention will be given to related statutes that may supplement § 1983.

Learning Outcomes. You should learn at the highest level of proficiency 1) topics listed in the primary syllabus and the theories and policies justifying them, 2) methods used by attorneys in the area of civil rights for finding or developing “law,” 3) professional skills (such as case analysis, potential case evaluation, how to listen and take notes, how to speak in public) used by attorneys in the area of civil rights, and 4) how to appreciate your own biases and limitations in doing all the above. The primary course evaluation is by the final exam.

Prerequisite: Prior or concurrent enrollment in Constitutional Law II: Individual Rights and Liberties. This prerequisite can be waived by the professor for students who have taken the substantial equivalent or show they have other preparation.

Mutually Excluded Courses: This course may not be taken in 2018-19 by persons also enrolling in the Civil Rights Policy Seminar in 2018-19.

LAW 528 v02 Civil Rights Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20528%20v02)
J.D. Clinic | 12 credit hours
Please see the Civil Rights Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/civil-rights-clinic) for more detailed information about the program.

For registration-specific supplemental materials, please see the Civil Rights PDF (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/civil-rights-clinic) for more detailed information about the program.

For information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/civil-rights-clinic) for more detailed information about the program.

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.
LAW 094 v01 Civil Rights Policy Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20094%20v01)
J.D. Seminar | 3 credit hours
This seminar studies the statutory, common law, and constitutional issues that arise in federal civil rights litigation. For the spring semester of 2019, the seminar will focus on the primary civil rights statute, 42 U.S.C. § 1983, which is used for constitutional (and some other) claims against state and local governments and their officials. Such constitutional torts include most prison litigation and police misconduct litigation, providing the basic vehicle for claims for both damages and injunctions. Like the course in Civil Rights, the seminar will cover both judicial creation of constitutional claims as well as defenses against those claims. Primary policy attention will be given to police misconduct litigation, an active area with substantial new developments and altered landscape over the past five years. The central policy issues in the area test the breadth of judicially created claims, the offsetting construction of defenses against such claims, and the resulting balance struck by the Court. That balance suggests that the Court is moving rapidly — and with surprising unanimity — toward a new view of police misconduct litigation.

Learning Outcomes. You should learn at the highest level of proficiency 1) topics listed in the primary syllabus and the theories and policies justifying them, 2) methods used by attorneys in the area of civil rights for finding or developing “law,” 3) research methods, including appreciation of both theory and practice, for analyzing policy justifications for proposed legal norms, and 4) how to appreciate your own biases and limitations in doing all the above. The primary course evaluation is by the traditional two-draft seminar paper.

Prerequisite: Prior or concurrent enrollment in Constitutional Law II: Individual Rights and Liberties. This prerequisite can be waived by the professor for students who have taken the substantial equivalent or show they have other preparation.

Mutually Excluded Courses: This course may not be taken in 2018-19 by persons also enrolling in the Civil Rights course in 2018-19.

Note: The seminar will meet double-time for the first five weeks of the semester and only a few times thereafter for presentation of papers.

LAW 1322 v00 Civil Rights Statutes and the Supreme Court Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201322%20v00)
J.D. Seminar | 2 credit hours
This seminar will examine recent litigation in the Supreme Court involving the modern civil rights statutes: Title VII, Title IX, RFRA, the ADEA, the ADA, the Fair Housing Act, and Sections 2 and 5 of the Voting Rights Act. Toward that end, we will read recent cases decided by the Court interpreting theses statutes, and the cases that form the backdrop for those decisions. We will also examine briefs and oral arguments in some of these cases. Finally, we will examine civil rights cases that are scheduled to be heard in the upcoming term, or that may make their way to the Court in the near future. There will be one writing assignment, a paper of approximately 25 pages in length. Two-thirds of the grade will be based on the paper, and one-third will be based on class participation.


LAW 088 v00 Class Action Law and Practice (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20088%20v00)
J.D. Course | 2 credit hours
Class actions in such diverse areas as securities and corporate governance, employment discrimination, toxic torts, mass accidents, and consumer fraud have challenged the capacity and creativity of federal and state courts throughout the Nation. New forms of class suits continue to pose challenging questions for the judiciary. This seminar will focus on the class action device as an attempt to resolve disputes on an aggregate basis. The principal focus will be on emerging procedural and constitutional issues raised in recent and pending class action suits, and the treatment of those issues in the Supreme Court and federal courts of appeals. The seminar will explore these issues by evaluating class actions in a variety of settings, focusing on appellate decisions that have resolved (or failed to resolve) significant issues in class action law and practice as well as case-studies of pending or recently decided class actions. The seminar will confront all phases of a class action, including pleading and other pre-certification issues, the certification decision, appeals from class certification decisions, class notice, settlement issues, trial, and the legal doctrines governing simultaneous overlapping federal and state-court litigation.

Prerequisite: Civil Procedure (or the equivalent Legal Process and Society).

Mutually Excluded Courses: Students may not receive credit for this course and Complex Litigation.

LAW 1513 v00 Community Development Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201513%20v00)
J.D. Seminar | 2-3 credit hours
Community Development is the work of partnering with local communities to tackle complex social problems, where racism, economic and social inequality are often intertwined. Students will have the unique opportunity to integrate critical theory and practice within the context of a real-time community development project spearheaded by the professor. Students will gain exposure to the deal structure, financing and legal documents governing the increasingly controversial disposition of public land in mixed income/mixed use developments. Grassroots organizers, attorneys and government officials working in the field will participate as guest speakers and conversants from time to time. Student papers may range across a wide spectrum of topics dealing with some problem confronted by the professor's initiative or, more generally, by community development practitioners in the field.

Recommended:
Previous exposure to critical theory, community organizing and economic development is helpful but not required.

Note:
This course will be enrolled via waitlist. This seminar requires a paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.


**LAW 1098 v00 Complex Litigation**

*J.D. Course | 4 credit hours*

This course will focus on complex procedural issues that arise in modern litigation. The overall focus of the course is on multi-party, multi-jurisdictional disputes and the increased regulatory role that courts play in the system of dispute resolution. The first part of the course will focus on class actions, including the requirements for class certification, judicial review of class settlements, the impact of the Class Action Fairness Act on class action practice (CAFA), and the intersection of class actions and contracts for arbitration of disputes. Considerable time will also be spent on multi-district litigation (MDL) practice including the modern development of bellwether trials; the unique aggregation problems that arise in the context of international disputes; the strategic choices available to lawyers handling complex cases; and the strategic and economic dynamics of settlement.

**Prerequisite:** Civil Procedure (or Legal Process and Society).

**Mutually Excluded Courses:** Students may not receive credit for both this course and Class Action Law and Practice or Class Action Law and Practice Seminar.

**LAW 215 v00 Constitutional Law II: Individual Rights and Liberties**

*J.D. Course (cross-listed) | 4 credit hours*

This course focuses primarily on the First, Fifth, and Fourteenth Amendments (free speech, due process, and equal protection) and the role of the Supreme Court as ultimate interpreter and guardian of the Bill of Rights.

Note for Professor Barnett's section: As a way to understand the structure of current doctrines, Professor Barnett's course will stress how and why the doctrines evolved from the Founding through the Civil War, Reconstruction, the Progressive Era, the New Deal, the Warren and Rehnquist Courts to the Roberts Court today. Coverage will include the Second and Ninth Amendments. Internet access on any device is not allowed during class; all laptop use is disallowed in Professor Barnett's course.

Learning goals for Professor Spann’s section:

The primary goal of the course is to teach students how to manipulate the doctrinal rules and underlying policy considerations that govern the topics in the course, and to get students to confront the normative implications raised by such vast amounts of doctrinal indeterminacy.

**LAW 1512 v00 Constitutional Litigation and the Current Administration**

*J.D. Seminar | 2 credit hours*

In its first year, the Trump Administration faced an unprecedented number of legal challenges to the constitutionality of its actions. These cases raised many important questions about the strategy, mechanics, and complexities of litigating and defending constitutional claims against the President. They also shed light on the extent to which constitutional litigation under the current administration is unique.

In this seminar, we will study major challenges to the Trump Administration as a vehicle for exploring the fundamentals of constitutional litigation. We will place special emphasis on the key strategic judgments made by parties, and courts, over the course of each case. In addition, we will seek to identify common themes in the filings and opinions that we study, and will aim to appreciate ways in which constitutional litigation against the Trump Administration has been similar to (and different from) cases against prior administrations. Students will acquire an understanding of key players in constitutional cases as we study their goals and tactics. They will also develop an informed and critical perspective on major cases against President Trump, drawing on insights from diverse viewpoints.

The seminar will begin with a thematic overview of constitutional litigation against the Trump Administration. We will then explore, at length, litigation over President Trump’s series of travel bans. Building from that foundation, we will address a broad array of cases. In Spring 2018, we covered: (1) military service by transgender individuals; (2) presidential compliance with the Emoluments Clauses; (3) the rescission of DACA; (4) President Trump’s decision to block certain individuals on Twitter; (5) abortion rights of undocumented migrant juveniles; (6) sanctuary cities; and (7) changes to the 2020 Census. Along the way, we touched on many other cases against Trump. While we likely will cover many of these topics in Spring 2019, we will update the syllabus as appropriate in light of ongoing developments.

Each week, students will study relevant court pleadings and opinions, from district courts all the way to the Supreme Court. They will also read contemporaneous legal commentary that offers varied perspectives on key issues and themes.

**Learning Objectives:**

1. Introduce students to the fundamentals of constitutional litigation, from its inception through appeal.
2. Understand the ways in which claims and defenses may evolve throughout the course of litigation and proceed as a conversation between lower courts, courts of appeals, the Executive Branch, and Congress.
3. Learn to analyze and critique actual pleadings, with an eye towards the parties’ litigation strategy, goals, and hurdles.
4. Learn to analyze and critique judicial opinions on constitutional claims over the course of an entire litigation (rather than just reading the Supreme Court ruling), linking this skill to a refined appreciation of the judicial role and the rule of law.
5. Understand the aspects of modern constitutional challenges that have been common to earlier constitutional litigation against the federal government, as well as the features of the present landscape that are remarkable or unique.
6. Draw upon cutting-edge legal scholarship to analyze trends in constitutional litigation under the Trump Administration.

**Prerequisite:** Civil Procedure or Legal Process and Society; Constitutional Law I: The Federal System or Democracy and Coercion.
LAW 1101 v00 Consumer Advocacy: Public Health Regulation of Tobacco and Personal-Care Products (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201101%20v00) (Fieldwork Practicum)  J.D. Practicum | 4 credit hours

In fieldwork practicum courses, students participate in weekly seminars and conduct related fieldwork at outside organizations. This fieldwork practicum course will focus on federal regulation of tobacco and personal-care products by the Food and Drug Administration (FDA) under the Food, Drug, and Cosmetic Act and how public interest groups advocate greater protections for consumers. Students will participate in a two-hour/week seminar and carry out either 10 or 15 hours/week of fieldwork as interns with one of two national consumer and environmental health organizations: the Campaign for Tobacco-Free Kids or the Environmental Working Group. (Two pass/fail credits will be awarded for 10 hours/week of fieldwork, and three pass/fail credits will be awarded for 15 hours/week of fieldwork.)

SEMINAR: In the two-credit, graded, seminar portion of the practicum, students will utilize legislative and administrative materials as well as case law to become familiar with the processes by which the federal government regulates tobacco and personal-care products, and to critique both the statutory framework and FDA's performance in protecting consumers. The 2009 Tobacco Act created a new regulatory regime very different from the FDA's existing authority to regulate other products within its jurisdiction. Examination of the agency's initial steps to carry out this responsibility provides a chance for students to understand how a federal agency responds to a legislative mandate requiring innovative action to address a major public health problem. On the other hand, FDA has minimal authority to regulate personal-care products, raising real concerns for consumer protection. The course will also touch on related topics such as the role of the Federal Trade Commission in the regulation of trade practices, the Freedom of Information Act, the legislative process and the interaction of federal and state regulation.

FIELDWORK: In the two- or three-credit, mandatory pass-fail, fieldwork portion of the practicum, students will work as interns with the Campaign for Tobacco-Free Kids or the Environmental Working Group on projects aimed at strengthening the legislative or administrative processes, or on matters in litigation, under the supervision of attorneys connected with these organizations. (Students who have completed this course will have priority consideration if they opt to apply for the year-long Toni Stabile Graduate Fellowship at the Environmental Working Group after graduation.)

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Recommended: Administrative Law; Food and Drug Law-related courses.

Mutually Excluded Courses: Students may not concurrently enroll in an externship or a clinic or another practicum course.

Note: LL.M. students must seek professor permission to apply. Evening students who work during the day are encouraged to reach out to the professors to determine whether this practicum course would be compatible with their schedules. This is either a four or a five credit course, depending on the number of fieldwork hours/week. Two credits will be awarded for the two-hour weekly seminar and either two credits (for 10 hours/week) or three credits (for 15 hours/week) for the fieldwork. The fieldwork will be conducted over a minimum of 11 weeks, to be arranged with the faculty members. Students will have the ability to choose the credit option that best fits their schedules. However, the fieldwork must be completed during normal business hours. All students will initially be registered for a total of four

LAW 1270 v00 Consumer Debt and Bankruptcy Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201270%20v00)  J.D. Seminar (cross-listed) | 3 credit hours

Over the past fifty years, American households have increasingly relied on borrowing to make ends meet. For most families, growth in household debt has outpaced growth in wages. Credit fills the gap between stagnant incomes and rising expenditures. As a result, many families struggle under unmanageable debt obligations.

This course focuses on the laws that govern consumer credit and debt collection: state and federal lending and consumer protection laws, rules allocating rights and remedies between debtors and creditors, and federal bankruptcy law. We will examine both legal doctrines and the public policy debates that shape their development. The course is divided into four units. First, we will consider why families incur debt, where they borrow, and how debt fits into the household balance sheet. Then, we will explore how particular types of loan products are regulated, including “fringe” products like payday loans. Third, we will examine what rights the law gives to creditors to collect, such as through foreclosure of residential mortgages. We will likewise study the scope of debtors' substantive rights and procedural protections, and the limits they place on debt collection activities. Finally, we will delve into the law of consumer bankruptcy, exploring the policy goals of the bankruptcy system and the 2005 bankruptcy reforms. Throughout the course, we will consider not only the formal legal rules governing household debt, but also how those rules work in the real world.

STUDENT LEARNING OUTCOMES

At the end of the course, students should be able to:

• Demonstrate knowledge of the key laws governing consumer debt and bankruptcy and of the recurring debates related to policymaking in this field

• Research and master the existing literature on a topic in the field of consumer debt and bankruptcy, and make an original contribution to it

• Evaluate and critique arguments presented in the course readings and other legal scholarship

• Communicate ideas and arguments in an organized fashion, both orally and in writing

Note: FIRST CLASS ATTENDANCE IS MANDATORY. All enrolled and waitlisted students must be in attendance at the start of the first class session in order to be eligible for a seat in the class.

LAW 1452 v00 Consumer Protection Law Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201452%20v00)  J.D. Seminar (cross-listed) | 2 credit hours

Consumer protection law seeks to address a wide (and ever-evolving) list of deceptive, fraudulent and unfair practices. In this course, we will survey the laws, players, and industries that are affected by consumer protection law. Among other subjects, we will cover advertising practices (including native advertising), mortgage fraud, privacy, identity theft, payday lending, and higher education.
LAW 113 v07 Corporate Governance Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %20113%20v07)
J.D. Seminar (cross-listed) | 2-3 credit hours
This seminar will focus on current issues in corporate law. We will consider how these developments relate to current theories of corporate governance and to the development of corporate governance laws and best practices in the United States. The seminar will meet weekly to discuss assigned readings.
Among the subjects that may be considered are: (1) the need – in the context of large public corporations - for corporate governance rules due to the separation of corporate control from ownership; (2) the governance-related duties and responsibilities of corporate directors, officers and controlling shareholders; (3) competing theories of ‘shareholder primacy’ and ‘director primacy’; (4) the changing roles of institutional investors seeking improvements in corporate governance; (5) activist investors and the competing governance theories of short term vs. long term investment strategies; (6) “shareholder democracy” and “shareholder primacy,” including such issues as majority voting, say-on-pay, proxy access, shareholder engagement and controlled or dual-class share structures for corporations; (7) corporate social responsibility, diversity in the boardroom and the role of non-shareholder stakeholders (local communities, environmental advocates, employees, creditors, consumers, etc.); (8) the role of corporate lawyers in corporate governance (including who is the “client” – the board, management or shareholders); (9) the interactions between state corporate law and federal securities law and various regulators; and (10) new international perspectives on corporate governance.
Seminar participants are expected to attend all sessions and to participate actively in each class. All participants will submit reaction papers/essays on the assigned materials for some of the classes and complete a team project, including a presentation in the last two weeks of class.
Students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the Upperclass Legal Writing Requirement. Students enrolled in the 3 credit section must submit a paper topic or a list of potential topics for approval at the first class session. Students must prepare an outline, a draft, and a final paper on a topic related to the seminar and chosen in consultation with the professor. The paper should reflect extensive research into applicable materials, including case law, statutes, regulations, as well as enforcement actions.

Prerequisite: Corporations.

LAW 1355 v00 Contemporary Bias and Law Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %201355%20v00)
J.D. Seminar | 2-3 credit hours
This course analyzes stereotypes, prejudice, and subtle forms of bias, and the role of law in protecting individuals from such bias. We will take an interdisciplinary approach, incorporating perspectives from social psychology, sociology, law, and business. Special attention will be given to empirical studies used to examine race and gender inequality in the workplace.
Note: This seminar requires a paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.

LAW 113 v06 Corporate Governance Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %20113%20v06)
J.D. Seminar (cross-listed) | 2-3 credit hours
This seminar will focus on current issues in corporate governance in the context of seminar requiring a substantial written paper. We will consider how these developments relate to current theories of corporate governance and to the development of corporate governance laws and best practices in the United States and several other jurisdictions. The seminar will meet weekly to discuss assigned readings; students will be expected to produce topic outlines and a draft of their final papers during the term as well.
Among the subjects to be considered are: (1) the need – in the context of large public corporations - for corporate governance rules due to the separation of corporate control from ownership; (2) the governance-related duties and responsibilities of corporate directors, officers and controlling shareholders; (3) competing theories of ‘shareholder primacy’ and ‘director primacy’; (4) the changing roles of institutional investors seeking improvements in corporate governance; (5) activist investors and the competing governance theories of short term vs. long term investment strategies; (6) “shareholder democracy” and “shareholder primacy,” including such issues as majority voting, say-on-pay, proxy access, shareholder engagement and controlled or dual-class share structures for corporations; (7) corporate social responsibility, diversity in the boardroom and the role of non-shareholder stakeholders (local communities, environmental advocates, employees, creditors, consumers, etc.); (8) the role of corporate lawyers in corporate governance (including who is the “client” – the board, management or shareholders); (9) the interactions between state corporate law and federal securities law and various regulators; and (10) new international perspectives on corporate governance.

Prerequisite: Corporations.

Recommended: Securities Regulation and/or Corporate Finance.

Note: This seminar requires a paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.
LAW 512 v01 Criminal Defense and Prisoner Advocacy Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20512%20v01)
J.D. Clinic | 14 credit hours

Please see the Criminal Defense & Prisoner Advocacy Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/Criminal-Defense-and-Prisoner-Advocacy-Clinic.cfm) for more detailed information about the program.


For information about clinic registration generally, please see the Criminal Justice Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/Criminal-Justice-Clinic).

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship. Students may not concurrently enroll in this clinic and the Negotiations Seminar (LAWJ-317-05) with Professor Kleinman.

LAW 512 v00 Criminal Justice Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20512%20v00)
J.D. Clinic | 14 credit hours

Please see the Criminal Justice Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/Criminal-Justice-Clinic) for more detailed information about the program.

For registration-specific supplemental materials, please see Criminal Justice Clinic PDF (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/Criminal-Defense-and-Prisoner-Advocacy-Clinic.cfm).

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course. Students may not concurrently enroll in this clinic and an externship or a practicum course. Students may not concurrently enroll in this clinic and the Negotiations Seminar (LAWJ-317-05) with Professor Kleinman.

LAW 1485 v00 Criminal Justice Technology, Policy, and Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201485%20v00) (Project-Based Practicum)
J.D. Practicum | 4 credit hours

In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of their professors. This practicum will explore the impact of technology on the criminal justice system, and will teach students how to design, build and understand technologies that affect criminal justice processes and policy. Students will participate in a two hour/week seminar and carry out 10 hours/week of project work under the direction of the course professors.

SEMINAR: Seminars will review the design, deployment, and impact of technologies throughout the criminal justice system, from law enforcement surveillance and monitoring tools to algorithmic risk assessments used in bail decisions and sentencing. Students will be asked to view these tools through two critical lenses: how well these tools further their stated policy aims, and how technology changes power relationships between government and citizens. Throughout the semester, students will also hear from guest speakers that are using technology to tackle police misconduct, expungement, and other criminal justice policy issues. To complement this policy discussion, students will learn techniques to design, deploy, and analyze criminal justice-focused technology. These exercises will teach analytical approaches to developing and understanding technology systems, including: activity-centered design, system mapping, specification building, tool selection, and prototyping. (No computer science or coding knowledge is necessary to take this course.) The semester will conclude with a pitch day, where students will present a policy or procedural problem they have identified in the criminal justice system that could be addressed through technological tools, and present their proposed design for a solution.

PROJECT WORK: Students will work with clients and the practicum instructors to identify problems in the criminal justice system that could be improved through the use of technological tools, then design such tools working in small teams. Potential practicum projects could include digitizing Miranda warnings, using text messages to lower failure to appear rates in juvenile court, or determining how to use the Digital Millennium Copyright Act (DMCA) to help people whose criminal records have been expunged but whose record information is still available online.

Prerequisite: Students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: This course is mutually exclusive with the practicum Technology, Innovation and Access to the Civil Justice System. Students may not concurrently enroll in this course and a clinic or another practicum course. Students may concurrently enroll in this course and an externship.

Note: This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

This course is suitable for evening students; project work does not need to be completed during business hours. This is a four credit course. Two credits will be awarded for the two-hour weekly seminar and two credits will be awarded for approximately 10 hours of supervised project work per week, for a minimum of 11 weeks. Both the seminar portion and the project work will be graded. Students who enroll in this course will be automatically enrolled in both the seminar and project components and may not take either component separately. After Add/Drop, a student who wishes to withdraw from a practicum course must...
LAW 126 v00 Criminal Law
This course examines society’s control of unwanted behavior through criminal law. The particular focus is on the general elements of a criminal offense cutting across all criminal codes rather than on the elements of individual crimes. Some attention is given to the basic theories of punishment and criminal culpability as contrasted with civil forms—e.g., tort law or civil commitment—for controlling deviant behavior.

Mutually Excluded Courses: Students may not receive credit for both this course and the perspective elective, Criminal Law and Theories of Punishment.

LAW 069 v03 Critical Race Theory
This 2 credit seminar focuses on critical race theory, a jurisprudential movement that examines the relationship among race, racism, and the U.S. legal system. The coverage is broad, including contemporary legal scholarship on race and the law, and the legal and political interventions that could perhaps guide successful racial reform. This course will provide students with an overview of critical race theory and more intensive exposure to certain subtopics, such as race-based critiques of liberalism, storytelling and the construction of identity, critical race feminism, critical white studies, and global approaches to critical race theory. With a focus on interpretive or critical dimensions of the law, as opposed to a primarily case based approach, this seminar will help students gain an understanding of how race reform theory works and fails, and how culture and historical forces have shaped that body of law. Students of all backgrounds and political persuasions are welcome.

LAW 969 v00 Derivatives Regulation
The Dodd-Frank Wall Street Reform and Consumer Protection Act (Dodd-Frank) fundamentally transformed the regulation of the derivatives markets, particularly with respect to the previously unregulated swaps market. The transition to this new regulatory framework has presented new legal issues and operational challenges for market participants, including companies using swaps to hedge or mitigate commercial risk, swap dealers and other intermediaries, and entities operating market infrastructures, such as exchanges, clearinghouses, and new “swap execution facilities.” This course will focus on the regulation of derivatives under the Commodity Exchange Act, as amended by Dodd-Frank, and as implemented by the Commodity Futures Trading Commission, including an examination of the legal, regulatory and operational issues facing market participants and their responses in implementing this new regulatory structure. This course is designed as a “Derivatives 101” equivalent, providing a broad overview of the regulation of derivatives from a U.S. legal perspective that will serve as a foundation for more advanced coursework and reading. The course will include an in-depth look at the new regulatory requirements and issues with respect to (i) market transparency and integrity, such as preventing market manipulation, disruptive trading practices, and so-called excessive speculation; (ii) the increasing use of automated trading systems and high-frequency trading in commodity markets; and (iii) the interplay between Congress, the federal market regulators, and the entities subject to financial market regulation. Students will be presented with the same questions of law confronting attorneys advising entities trading in derivatives markets, regulators, and the courts.

LAW 131 v02 Disability Discrimination Law
This course covers the Americans with Disabilities Act, its amendments, regulations, and interpretive guidance as they relate to discrimination against people with disabilities in employment, the programs, services, or activities provided by government entities, and public accommodations. The course will take a pragmatic approach to exploring the rights and responsibilities arising from this law and will focus on such issues as defining disability, the concept of qualified persons with a disability, reasonable accommodations, medical exams and disability-related inquiries, program access, and public accommodations.
LAW 253 v12 Diverse Placement Externship Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %20253%20v12)  
J.D. Seminar | 4 credit hours  
This seminar is designed for students participating in Georgetown Law’s J.D. Externship Program in Summer 2017. The seminar focuses on helping students: define and pursue their individualized learning goals for the field placement experience; develop competencies that are specific to the substance of particular practice areas; develop additional competencies that are universal to working in professional legal and policy settings generally; and reflect on issues relevant to public interest practice including but not limited to, access to justice, bias in the legal profession, and leadership and group dynamics.

The goal of this seminar is for students to develop the tools necessary to contemporaneously participate in and learn from their field placement experiences. An additional goal is for students to become adept at evaluating and enhancing the value of practical experiences so that they are able to match their learning goals with future practice goals and professional environments.

Please refer to the J.D. Externship website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/externships) for more detailed program information.

Identifying a Placement
Students are responsible for finding their own judicial, governmental, or nonprofit field placements. Advisors from the Office of Public Interest and Community Service (OPICS) and the J.D. Externship Office are available, by appointment, to discuss potential externship opportunities. You can also visit the J.D. Externship Program Overview website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/externships/program-overview.cfm) for additional advice on finding an externship placement.

Fieldwork Requirements
Externships are only permitted in government, judicial, and non-profit entities, and students should be supervised by an attorney. Students may not be compensated for the work at their placement, nor may students work on pro bono matters at a for-profit entity. Summer externships are permitted outside of the Washington, D.C. area.

Credit Options
Students receive either 2 or 3 fieldwork credits for 110 or 165 hours worked, respectively, over 6 weeks in the summer session.

LAW 518 v00 Domestic Violence Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %20518%20v00)  
J.D. Clinic | 10 credit hours  
Please see the Domestic Violence Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/domestic-violence-clinic) for more information about the program.


For information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinical-applications/upload/Clinic-Registration-Handbook-v2.pdf).

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.

LAW 096 v02 Education Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20096%20v02)  
J.D. Course (cross-listed) | 3 credit hours  
This course provides a survey of education law in elementary and secondary schools as set forth in federal and state constitutional doctrine, federal and state statutes and regulations, and local government ordinances. A large part of the class will focus on equal educational opportunity across a wide variety of dimensions. Other topics may include compulsory schooling, the regulation of student speech, due process and discipline, school choice, and education standards. Throughout the course, we will consider the sometimes cooperative, sometimes contested relationships among the federal, state, and local governments; among legislatures, courts, and agencies; and among governments, parents, and children.

Learning goals:
• Students will be able to identify the legal rules and doctrines that apply to the topics covered.
• Students will be able to apply those legal rules and doctrines to specific contested situations.
• Students will be able to evaluate those legal rules and doctrines from different normative perspectives.

Mutually Excluded Courses: Students may not receive credit for this course and Education Law and Policy.

Please refer to the J.D. Externship website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/externships) for more detailed program information.

Identifying a Placement
Students are responsible for finding their own judicial, governmental, or nonprofit field placements. Advisors from the Office of Public Interest and Community Service (OPICS) and the J.D. Externship Office are available, by appointment, to discuss potential externship opportunities. You can also visit the J.D. Externship Program Overview website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/externships/program-overview.cfm) for additional advice on finding an externship placement.

Fieldwork Requirements
Externships are only permitted in government, judicial, and non-profit entities, and students should be supervised by an attorney. Students may not be compensated for the work at their placement, nor may students work on pro bono matters at a for-profit entity. Summer externships are permitted outside of the Washington, D.C. area.

Credit Options
Students receive either 2 or 3 fieldwork credits for 110 or 165 hours worked, respectively, over 6 weeks in the summer session.

Classroom Requirement
In addition to their field work, students participate in a one credit, graded seminar that meets weekly during the summer session. ATTENDANCE IS MANDATORY AT ALL CLASS SESSIONS. All enrolled students must be in attendance at the start of the first class session in order to be eligible for a seat in the class and must attend each class session in its entirety.

To receive academic credit, students must, at a minimum: (i) fulfill their applicable field placement hours requirement by the last day of classes; (ii) attend, participate in, and timely complete all assignments for the seven externship seminar classes; (iii) receive a satisfactory Field Supervisor End-of-Semester Evaluation; and (iv) complete and submit all administrative assignments in a timely manner, including:

• The Field Supervision Agreement Form
• The Student Agreement Form
• Weekly time sheets; and
• The Student End-of-Semester Placement Evaluation

Additional, detailed course mechanics and requirements will be outlined in the seminar syllabus.
LAW 096 v01 Education Law and Policy (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20096%20v01)
J.D. Course (cross-listed) | 3 credit hours
Students examine legal issues relating to regulating and reforming elementary and secondary education through an analysis of federal and state court cases. They identify important legal standards/rules and explore how legal precedents could be applied to different situations across the country. Students also analyze issues relating to civil liberties, civil rights, and educational policy and authority. It is divided into three major areas of study: Democratic Education and the First Amendment; Equal Educational Opportunity; and Education Reform and the Law.

Mutually Excluded Courses: Students may not receive credit for both this course and Education Law or Education Law: Civil Rights and Civil Liberties. Students MAY receive credit for this course and Education Law: School Reform.

LAW 1393 v01 Educational Equity and the Federal Regulatory Process (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201393%20v01) (Fieldwork Practicum)
J.D. Practicum | 4 credit hours
In a fieldwork practicum course, students participate in a weekly seminar and conduct legislative and policy work at outside organizations. This fieldwork practicum course will focus on how to leverage the federal legislative and regulatory process to effect change in policies and practices to advance educational equity, including working to address school discipline disparities, resource inequities, and challenges with special education. Students will participate in a two hour/week seminar and carry out 10 hours/week of fieldwork for organizations such as the National Women’s Law Center or other legal advocacy organizations.

SEMINAR: This course will focus on leveraging the federal regulatory process, governed by the Administrative Procedure Act (APA), to advocate for educational equity. Students will learn about the federal legislative process that precedes the administrative process guiding the implementation of law and policy. Students will become adept at identifying key points for intervention to elevate equity issues and advance legislative and policy solutions. Students will work with legal advocacy organizations on tasks such as drafting and submitting comment letters in response to Requests for Information, Notice of Proposed Rulemaking, drafting congressional testimony, interpreting federal regulation and guidance, and interfacing with federal agencies. Students will work on issues such as significant disproportionality in special education, the “School-to-Prison Pipeline” and school discipline reform, resource inequity, and school diversity and integration. Through this familiarity, students will identify points for intervention to advocate for funding of alternatives to overly punitive discipline practices, like restorative practices and school-based mental health services. Students will become competent in identifying advocacy intervention points in the appropriations process.

FIELDWORK: In the two-credit, mandatory pass-fail, fieldwork portion of the practicum, students will work for 10 hours/week, over 11 weeks, with organizations that focus on educational equity. Students will be supervised by attorneys from these offices and will conduct work that is legal in nature.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Recommended: Administrative Law. In addition, the courses Education Law: Civil Rights and Civil Liberties and The Federal Role in Education Law Seminar may provide useful background to students in this practicum.

Mutually Excluded Courses: Students may not concurrently enroll in this practicum and a clinic, externship, or another practicum course.

Note: This practicum is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission. This practicum is suitable for evening students who can commit to attending the weekly seminar and participating in 10 hours of fieldwork a week; the fieldwork must be completed during regular business hours. This is a 4 credit course. 2 credits will be awarded for the 2-hour weekly seminar and 2 credits for 10 hours of fieldwork per week, for a minimum of 11 weeks. The seminar will be graded; the fieldwork will be evaluated on a Pass/Fail basis. Students who enroll in this course will be automatically enrolled in both the seminar and project components and may not take either component separately. After Add/Drop, a student who wishes to withdraw from a practicum course must obtain permission from the faculty member and
LAW 1182 v00 Election Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201182%20v00) (Project-Based Practicum)
J.D. Practicum | 4 credit hours
In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of their professors. This project-based practicum course will focus on election law. Students will participate in a two-hour/week seminar and carry out 10 hours/week of project work under the direction of the course professors.

SEMINAR: The seminar portion of this course will focus on voting rights law—including the Voting Rights Act, constitutional protections on the right to vote and redistricting law—and will also cover some related areas of law, including regulation of campaign finance. In the area of voting rights, the course will specifically examine the state of voting rights law and litigation in the wake of the 2013 Supreme Court decision in Shelby County V. Holder. The course will cover issues such as voter ID laws and other burdens on the right to vote, felon disenfranchisement, racial and partisan gerrymandering, and other voting-related topics based on current events. In the area of campaign finance, the focus will be on the law governing limits on contributions to candidates and the disclosure of funds contributed or spent to influence elections. Cases challenging these regulations as violative of the First Amendment have proliferated in the post-Citizens United world. Throughout the semester, students will be assigned several writing assignments that may include: complaints for potential federal lawsuits alleging violations of the Voting Rights Act and/or the United States Constitution; briefs or motions in pending voting rights cases; and other legal documents directly related to ongoing work in the voting rights and campaign finance fields. This practicum course will give students the opportunity, among other things to explore and weigh the governmental interests involved in voting and campaign finance restrictions against the rights those laws may infringe.

PROJECT WORK: Students in this practicum will have the opportunity to draft legal papers and/or briefs in current election law matters. Assignments will be based on pending cases and matters, but will involve a wide range of election law issues raising important questions of constitutional and statutory interpretation.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Recommended: Prior or concurrent enrollment in Evidence and Professional Responsibility.

Mutually Excluded Courses: Students may not concurrently enroll in this practicum course and a clinic or another practicum course. Students may concurrently enroll in this practicum course and an externship.

Note: This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

This practicum course is suitable for evening students who can attend seminar and participate in 10 hours/week of project work. This is a four-credit course. Two credits will be awarded for the two-hour weekly seminar and two credits will be awarded for approximately 10 hours of project work per week, for a minimum of 11 weeks. Both the seminar and the project work will be graded. Students who enroll in this course will be automatically enrolled in both the seminar and project components and may not take either component separately. After Add/Drop, a student who wishes to withdraw from a practicum course must obtain permission from the faculty member and the Assistant Dean for Experiential Education. The Assistant Dean will grant such withdrawal requests only when remaining enrolled in the practicum would cause significant hardship for the student. A student who is granted permission to withdraw will be withdrawn from both the seminar and practicum.

LAW 195 v05 Election Law: Voting, Campaigning and the Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20195%20v05)
J.D. Course (cross-listed) | 3 credit hours
This course examines federal and state law regulating the conduct of elections and the financing of campaigns. Included are aspects of federal and state constitutional law on speech, association, and equal protection; and particularly problems of apportionment, gerrymandering, race-conscious districting under the Voting Rights Act, and barriers to voting. With respect to campaign finance, we consider how much and what kinds of legal regulation are constitutionally appropriate regarding parties, candidates, independents, political action committees, corporations, unions, and individuals.

LAW 150 v04 Employment Discrimination (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20150%20v04)
J.D. Course | 3 credit hours
This course explores the legal mandate for equal employment opportunity in relation to race, color, religion, sex, national origin, age, disability and other traits. The focus is principally upon Title VII of the Civil Rights Act of 1964 and also includes the Age Discrimination in Employment Act, the Americans with Disabilities Act, the Post Civil War Civil Rights Acts, and state analogues to Title VII, such as the District of Columbia Human Rights Act. The course also discusses the evolution of employment discrimination law to address such traits as sexual orientation and transgender status. The course examines the doctrinal and theoretical aspects of employment discrimination law through a rigorous analysis of court decisions, statutes and regulations; explores the public policy issues underlying the law of employment discrimination; and discusses the strategic and tactical approaches a practicing attorney will consider in actually utilizing these laws to represent clients.

Recommended: Prior or concurrent enrollment in Evidence and Professional Responsibility.

LAW 150 v05 Employment Discrimination (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20150%20v05)
J.D. Course | 3 credit hours
This course explores the legal mandate for equal employment opportunity in relation to race, color, religion, sex, national origin, age, disability and other traits. The focus is principally upon Title VII of the Civil Rights Act of 1964 and also includes the Age Discrimination in Employment Act, the Americans with Disabilities Act, and related state analogues. The course examines the doctrinal and theoretical aspects of employment discrimination law through a rigorous analysis of court decisions, statutes and regulations; explores the public policy issues underlying the law of employment discrimination; and discusses the strategic and tactical approaches a practicing attorney will consider in actually utilizing these laws to represent clients.
LAW 263 v02 Employment Law
J.D. Course | 3 credit hours
This course surveys the law regulating the fundamentals of the employee-employer relationship and examines a variety of public policy questions relating to employment standards regulation. The subjects covered may include: the common law doctrine of at-will employment and the development of contract and tort exceptions to that doctrine; statutory efforts to protect employees from wrongful discharge; the law of work-related invasions of privacy (e.g., drug-testing, genetic screening, polygraphs, etc.); the National Labor Relations Act; the regulation of employment compensation (e.g., Fair Labor Standards Act, prevailing wage laws); the regulation of workplace health and safety (e.g., Occupational Safety and Health Act). This course may also cover the Worker Adjustment and Retraining Notification Act, the Family Medical Leave Act, and workers compensation.

LAW 2009 v01 Energy Trading and Market Regulation
LL.M Course (cross-listed) | 2 credit hours
Energy markets are dynamic and growing rapidly, creating new business opportunities and legal challenges not only for traditional energy companies such as utilities, pipelines, natural gas producers and independent power producers, but also for newer market entrants including investment banks, demand response providers, smart grid and renewable energy companies, hedge funds, and large industrial and commercial consumers of natural gas and electricity. The course will focus on the economic regulation of physical wholesale energy markets by the Federal Energy Regulatory Commission (FERC), primarily the regulation of transportation, price and competition in the electric and natural gas markets. We will examine six main areas: (i) restructuring and deregulation under the Federal Power Act and Natural Gas Act; (ii) the current model of energy market enforcement and compliance derived, in large part, from securities market regulation; (iii) the legal, regulatory and market responses to ongoing challenges, including market based pricing, market structure and the prevention of market manipulation and market power abuse; (iv) foundational laws and policies governing energy markets and non-discriminatory transportation by wire and pipeline of the electricity and natural gas commodities; (v) “hot topics” such as the shale gas revolution, pipeline and electric transmission infrastructure development and cost allocation, and integrating demand resources and renewables; and (vi) the constant interplay among Congress, energy regulatory agencies and market participants. Students will gain an appreciation for the legal and market challenges confronted by market participants. Some sessions will feature guest lecturers. There will be no examination. Instead, each student's grade will be based on a final paper that takes a position on a key legal or policy issue and defends that position persuasively.

LAW 1277 v00 Environmental Dispute Resolution Seminar
J.D. Seminar (cross-listed) | 3 credit hours
The Environmental Dispute Resolution Seminar explores the characteristics of environmental disputes and, through various simulations, serves to sharpen students' skills in negotiation, litigation, client communication, persuasive writing, and oral advocacy. The Seminar will center around simulations based on a complex civil environmental law dispute that initiates as a negotiation, proceeds to litigation, and culminates in a court-ordered mediation with a third-party neutral. The course examines the roles lawyers play in each approach, as students assume the role of attorneys from a governmental agency, public interest organization, and outside counsel for a corporate defendant. Through the environmental law simulations, students will evaluate the utility and limitations of the negotiation, mediation, and litigation approaches to resolution. The Seminar will focus on developing each student's understanding of the strategic decisions an attorney must make during various phases of dispute progression and resolution, including pre-enforcement determinations regarding compliance counseling. Students will also write a major motion that will fulfill the Upperclass Legal Writing Requirement, submitting a draft for review and comment before the final product. Environmental Law is a prerequisite for this course.

Prerequisite: Environmental Law.

Strongly Recommended: Prior or concurrent enrollment in Administrative Law. Foreign-trained LL.M. students must have completed a course in U.S. civil procedure, and U.S. Legal Research Analysis & Writing is strongly recommended.

LAW 146 v01 Environmental Law
J.D. Course (cross-listed) | 3 credit hours
This course covers the key laws developed to control pollution. The main focus of the course is on current statutes, including the National Environmental Policy Act, the Clean Water Act, the Resource Conservation and Recovery Act, the Superfund Act (CERCLA and SARA), and the Clean Air Act. Other statutes, such as the Toxic Substances Control Act, as well as climate change, are addressed briefly. Common law and pre-1970s efforts to develop law to obtain control are also reviewed. Relying on their practical experience, the instructors address application and interpretation of the statutes, Congressional actions to extend and modify the statutes, regulatory implementation of the statutes by executive agencies, enforcement policy and practice, the role of states, citizens' groups and industry, and private efforts at clean-up. The professors use problems to help students understand the practical application of the statutes in real-world contexts.

Strongly Recommended: Prior or concurrent enrollment in Administrative Law.
LAW 146 v08 Environmental Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20146%20v08)
J.D. Course (cross-listed) | 3 credit hours
This course focuses on legal strategies to regulate and remedy environmental harms. The course is designed to prepare transactional lawyers, regulatory lawyers, government counsel and litigators, as well as students interested in specializing in environmental law. A major goal of the course is to introduce students to the analytical skills necessary to understand and work in this and other predominantly statutory and regulatory fields. The course starts by reviewing economic, ecological and historical perspectives on protection of the environment. We also briefly cover common law environmental claims. We then turn to several cross-cutting public environmental law issues, namely discussion of regulatory design choices, federalism issues, a brief introduction to important administrative law concepts, cases, and doctrine, and analysis of the role of citizens as enforcers under US environmental laws. We then turn to in-depth analysis of key portions of several of the most significant federal environmental laws, including hazardous waste cleanup laws, the National Environmental Policy Act (NEPA), the Endangered Species Act, the Clean Air Act, and the Clean Water Act. We will also look at the developing body of law regarding climate change.

LAW 146 v09 Environmental Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20146%20v09)
J.D. Course (cross-listed) | 3 credit hours
This course focuses on legal strategies to regulate and remedy environmental harms. It is designed to prepare transactional, regulatory, and government lawyers, and students interested in specializing in environmental law. A major goal of the course is to introduce students to the analytical skills necessary to understand and work in this and other predominantly statutory and regulatory fields. The course starts by reviewing economic, ecological and historical perspectives on protection of the environment. We also briefly cover common law environmental claims. We then turn to an in-depth analysis of the key laws developed to control pollution: the National Environmental Policy Act, the Clean Water Act, the Resource Conservation and Recovery Act, the Superfund Act (CERCLA and SARA), and the Clean Air Act. Other key topics such as climate change, enforcement policy and practice, and the role of states, citizens’ groups and industry are addressed briefly. The professor will use problems to help students understand the practical application of the statutes in real-world contexts.

LAW 156 v01 Environmental Research Workshop (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20156%20v01)
J.D. Seminar (cross-listed) | 3 credit hours
The Environmental Research Workshop has three primary objectives: to (1) acquaint students with some of the best contemporary scholarship in environmental, natural resources, and energy law; (2) create an intellectual forum at Georgetown that brings together some of the nation’s foremost academic scholars with law- and policy-makers in the fields of environmental, natural resources, and energy law for the exchange of ideas, and to allow students to participate in that forum; and (3) provide students with an opportunity to produce some substantial legal scholarship on an environmental, natural resources or energy law-related topic. The centerpiece of the course is a series of workshop meetings, during which a leading academic or practitioner will present a paper or other written material, followed by commentary. Previous workshop speakers have included nationally recognized scholars writing about market-based regulation, risk analysis, environmental justice, climate change, endangered species, statutory interpretation, and other timely topics. Commentators have included a federal appellate judge, a Deputy Solicitor General, the general counsel for the U.S. Environmental Protection Agency, and the Counsel to the Secretary of the Interior, among others. Students will have an opportunity to present drafts of their papers to the class and respond to questions about them.

Students can fulfill their Upperclass Legal Writing requirement by producing a substantial piece of scholarly writing. Any student wishing to do this must register for the three (3) credit section of the course. JD students have the option of enrolling in the course for two instead of three credits. Those who pursue the two-credit option will not be responsible for preparing a substantial scholarly paper. They will instead draft the equivalent of three 4-5 page more detailed written critiques of papers being presented by the outside speakers. These critiques will be shared with the outside speaker. The paper requirements of the 2-credit section will not fulfill the Upperclass Legal Writing Requirement.

Prerequisite: Prior or concurrent enrollment in the basic survey class in environmental law, natural resources law, or international environmental law. Exceptions may be made with the consent of the Professor.

Note: This seminar requires a paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.
LAW 1491 v01 Externship I Seminar (J.D. Externship Program) (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201491%20v01)
J.D. Seminar | 4 credit hours
In the J.D. Externship Program, students work under the supervision of a field supervisor attorney to gain substantial lawyering experience that is reasonably similar to the experience of a lawyer advising or representing a client or engaging in other lawyering tasks outside of the law school. Working in collaboration with their supervising attorneys, students establish individualized learning goals for their experience and receive ongoing feedback in a real world practice setting. At the Law Center, students participate in a companion seminar to reinforce their field placement experiences. Through the seminar, students consider essential topics involving professionalism, ethics, professional identity, legal problem-solving, work-life balance, and the role of a lawyer. Through regular classroom engagement, students enhance their learning at the field placement and develop critical reflective practices that they will use throughout their careers.

Fieldwork
Students work for 10 or 15 hours per week for at least 11 weeks (110 or 165 hours total) in a judicial, governmental, or nonprofit field placement. Students must be closely supervised by a licensed attorney (or someone otherwise qualified to supervise). **Students are responsible for finding their own placements.** Students may not be compensated for the work at their placement, nor may students work on pro bono matters at a for-profit entity. Students earn 2 pass/fail credits for 10 hours of fieldwork/week or 3 pass/fail credits for 15 hours of fieldwork/week.

**Note:** Students can begin working toward their hours requirement (110 or 165 hours total) from the first day of regular, semester-long classes. Students must complete their hours requirement by the last day of classes.

**Note:** Students must be fully eligible to start work at their field placement (i.e., security clearances and/or background checks complete) by the day before Add/Drop ends or they will be dropped from the J.D. Externship Program and companion seminar.

Seminar
In the externship seminar, students develop the tools necessary to fully participate in and learn from their contemporaneous field placement experiences. Additionally, students will become more adept at reflecting on and evaluating their practical experiences to ensure the lessons learned during the externship can assist with the development of future professional goals. Students will participate in a biweekly, interactive seminar, incorporating multiple opportunities for student performance of various professional lawyering skills and development of professional competencies that are universal to numerous legal settings. Portions of the seminar will be taught using a flipped classroom model. **Attendance is mandatory at all class sessions.** Students receive 1-credit for the seminar, which is graded on a letter grade basis.

Prerequisite
Students must have completed one year of study as a full-time or part-time student BEFORE their externship begins.

Registration
To register for the Externship Program, students must first complete the externship application (https://apps.law.georgetown.edu/system/login.cfm?rp=extership-application). The Fall 2018 Externship Application will open after pre-registration results are released. Upon application approval, students must then enroll and/or waitlist themselves, via MyAccess, for an externship seminar.

For additional information on the externship enrollment process and deadlines, please see the 2018-19 Student Extern Manual.

LAW 1492 v01 Externship II Seminar (J.D. Externship Program) (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201492%20v01)
J.D. Seminar | 4 credit hours
Students must obtain permission from the Associate Dean of Experiential Education and the Director of the Externship Program to participate in a second externship for academic credit. Students request permission through the externship application. (http://apps.law.georgetown.edu/Externship-Application)

Students must have taken a prior externship seminar i.e., Externship I, Diverse Placements, or one of the subject matter externship seminars (Civil Rights, Environmental, Financial, Judicial, Policy and Legislative, or Prosecution) before enrolling in this course.

Registration
To register for the Externship Program, students must first complete the externship application (https://apps.law.georgetown.edu/system/login.cfm?rp=extership-application). The Fall 2018 Externship Application will open after pre-registration results are released. Upon application approval, students must then enroll and/or waitlist themselves, via MyAccess, for an externship seminar.

For additional information on the externship enrollment process and deadlines, please see the 2018-19 Student Extern Manual.

For Fall 2018, the guaranteed application deadline is Tuesday, July 31, 2018. For Spring 2019, the guaranteed application deadline is Wednesday, January 2, 2019.

**Note:** This seminar is only open to J.D. students participating in the J.D. Externship Program for the second time. If you are participating in the J.D. Externship Program for the first time, you must enroll in the Externship I Seminar.

**Note:** Students who enroll in this course will be automatically enrolled in both the seminar and fieldwork components and may not take either component separately. A student wishing to withdraw from the course will be withdrawn from both the seminar and fieldwork components.

Registration for the J.D. Externship Program will remain open until there are no seats left in the program or through the last day of Add/Drop, whichever occurs first.

Please refer to the J.D. Externship website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/externships) for more detailed program information.

Identifying a Placement
Students are responsible for securing their own judicial, governmental, or nonprofit field placement. The Office of Public Interest and Community Service (OPICS) is available, by appointment (http://www.law.georgetown.edu/careers/how-to-make-an-appointment), to discuss potential externship opportunities. In addition, the J.D. Externship program has resources to help you identify an externship placement (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/externships/Identifying-a-Placement.cfm).

**Note:** Additional, detailed course mechanics and requirements will be outlined in the seminar syllabus.

Grading
The fieldwork components of externships are mandatory pass/fail offerings and do not count towards the seven-credit limit on pass/fail courses. The one-credit seminar is graded.

Mutually Excluded Courses: Students may not concurrently enroll in this course and a clinic, fieldwork practicum, or other externship course.

Additional, detailed course mechanics and requirements will be outlined in the seminar syllabus.
LAW 611 v01 Extradition Simulation: International Law, Human Rights, and Effective Advocacy (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20611%20v01)
J.D. Course | 1 credit hour
This Week One simulation features an attempt by the United States to secure the extradition of two suspected terrorists who have been indicted in federal court for participating in terrorist acts on U.S. soil. In the initial indictments, the United States seeks the death penalty, a punishment which is likely to make it difficult for the countries in which the defendants now reside – France and Russia – to extradite under the international human rights treaty to which their nations are parties. Even life without parole may create extradition difficulties. Students will be assigned the role of counsel for one of the defendants or one of the governments and will be asked to evaluate whether the European Convention on Human Rights bars extradition in the circumstances of the cases. Throughout the four-day simulation, students work independently in small teams (with guidance from their teaching fellow) to interview the defendants, develop their arguments, and hone their oral advocacy skills in preparation for a mock oral argument before the European Court of Human Rights (played by practicing lawyers from Georgetown Law’s alumni network). Through this rich fact pattern, students will not only learn to read and interpret international and foreign law texts and gain an understanding of the international human rights landscape, but they will have the opportunity to engage in essential lawyering skills, including fact development and analysis, interviewing, problem solving, and oral advocacy skills.

Note: FIRST-YEAR WEEK ONE COURSE: This course will meet on the following days: Monday, January 8, 2018, through Thursday, January 11, 2018.

This course is mandatory pass/fail, and does NOT count against the 7-credit pass/fail limit for J.D. students. This optional, elective course is for first-year J.D. students only, who are enrolled through a lottery process. ATTENDANCE AT ALL CLASS SESSIONS IS MANDATORY. All enrolled students must be in attendance at the start of the first class session in order to be eligible for a seat in the class and must attend each class session in its entirety. For more information see Week One webpage (http://www.law.georgetown.edu/academics/academic-programs/jd-program/specialized-programs/week-one-law-in-a-global-context.cfm). Due to the intensive nature of the course, the small-group, team, and individual work that is involved, and the preparation that is necessary to ensure a positive student experience, students who wish to drop the course after they have accepted a seat must drop by Friday, December 1, at 3:00 p.m. After that point, permission to drop from the course professor and Assistant Dean for Experiential Learning is required. Students who are enrolled but do not attend the first class session will be withdrawn from the course.

LAW 530 v00 Federal Legislation Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20530%20v00)
J.D. Clinic | 10 credit hours
Please see the Federal Legislation Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/FLAC) for more detailed information about the program.


For information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/Clinic-Registration-Handbook-v2.pdf).

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.

LAW 635 v00 Federal Money: Policymaking and Budget Rules (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20635%20v00)
J.D. Course (cross-listed) | 3 credit hours
Ostensibly neutral budget rules have come to dominate Federal policymaking; indeed, the budget procedure is arguably more crucial to a proposal's success in the Congress or the Administration than a majority of the votes or the support of a Cabinet member. Unfortunately, the budget process is poorly understood by most observers, advocates and even the Members of Congress themselves. This course will survey the fundamentals of budget process and the uses and abuses of it. Topics will include Federal grants funding, entitlement spending, “tax spending,” and “off-budget” spending, as well as the budget aspects of current controversies such as health reform, tax policy, Social Security, defense spending, and economic stimulus spending.

Note: No accounting or budget background is needed.
Financial services can be broken down into three distinct subsectors: 1) Insurance; 2) Retail Banking; and 3) Investment/Advisory Banking. This course will focus on how technology is transforming both retail and investment/advisory banking. Retail banking law was designed for a world of brick and mortar banks that accepted deposits and leveraged those deposits to provide commercial and personal loans. Investment/advisory banking law was designed for a world of a relatively small number of sophisticated investors. This traditional schema is being transformed, rapidly.

The smartphone is replacing the retail bank as the method by which a small business or consumer conducts their day-to-day banking activity. A 2015 report by Goldman Sachs found that 33% of millennials do not think they will need a traditional bank in the next five years. In fact, 73% of millennials reported that they are more excited about new offerings in the financial services space from the likes of Google, Apple and Amazon.

Moreover, in the financial services industry lines are blurring – financial tech companies are expanding financial services ecosystems and traditional financial service companies are expanding their digital capabilities. New business models are being created that leverage the data and capabilities afforded by the Internet, and seemingly diverse industries ranging from telecom to traditional banks are competing over similar financial services activities.

Crowdfunding, mobile payments, online lending, robo-advisors, and Bitcoin are new phenomenon that challenge existing regulatory structures. The SEC, Treasury Department, Office of Comptroller of Currency, Financial Industry Regulatory Authority, Federal Deposit Insurance Commission, Federal Reserve Bank, Consumer Financial Protection Bureau, and Federal Trade Commission are just a few of the regulatory bodies that are increasingly exploring Fintech developments. Moreover, the courts have been faced with challenges to several federal and state laws that were written before modern technological innovations took hold and challenged existing concepts of Federalism. This class will focus in on these particular challenges, will question existing regulatory bodies, approaches and standards, as well as discuss the practicalities of alternative regulatory structures and rules.

The class will proceed in 4 parts. Part 1 will be an introduction to retail banking law and disruptions that are occurring due to Fintech. Part 2 will be an introduction to investment/advisory banking law and disruptions that are occurring due to Fintech. Part 3 will address cross-cutting horizontal disruptions. And, finally Part 4 will involve a high-level assessment of regulatory structures and approaches for Fintech. After this course, students should have a strong baseline knowledge of the myriad of legal and policy issues that exist in the Fintech arena.
**LAW 493 v01 Global Health Law** *(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20493%20v01)*  
LL.M Course | 3-4 credit hours  
Global Health Law is the flagship course for Georgetown University Law Center’s O’Neill Institute for National and Global Health Law. This course is open to both Georgetown JD and LLM students and is a compulsory unit in the Global Health LLM.

No longer an emerging field, global health law encompasses international law and policy that directly or indirectly affects global health, including treaties, regulations, global strategies and other non-binding standards, national and international jurisprudence etc. The field of study includes both legal instruments designed to protect public health as well as the interaction between legal instruments from other international legal regimes and public health considerations and concerns. This course provides a strong foundation in these laws and policies, including governance of the World Health Organization, the International Health Regulations, the WHO Framework Convention on Tobacco Control, international trade and investment law, and human rights treaties such as the International Covenant on Economic, Social, and Cultural Rights.

In examining the application and effectiveness of global health law, this course provides a normative foundation for global health issues including infectious diseases (such as Ebola, HIV/AIDS, tuberculosis, malaria, and influenza) and noncommunicable diseases (such as diabetes, cancer and cardiovascular disease and their causes, including obesity, tobacco, and alcohol).

In this course, students will hear from leading voices in global health and the law and benefit from the expertise of Georgetown Law’s O’Neill Institute.

**Text**  
The compulsory text for the course is Gostin, “Global Health Law” (2014, Harvard University Press). Additional readings – including key legal instruments – will be assigned for each topic.

**Recommended:** Prior enrollment in International Law I.

**Note:** Required for the Global Health Law LL.M.

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**LAW 1434 v00 Governing Automated Decisions** *(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201434%20v00)*  
J.D. Seminar | 2-3 credit hours  
Many important decisions historically made by people are now made by computers. Software influences people’s life chances in a growing range of contexts, impacts access to basic rights, and mediates core mechanisms of justice. Algorithms control access to welfare and healthcare benefits, target citizens or neighborhoods for police scrutiny, inform bail and sentencing decisions, select taxpayers for IRS audit, and grant or deny immigration visas, among a growing list of other key decisions.

The legal standards and accountability mechanisms to govern decisions like these have not kept pace with changing technology. In this seminar, we will explore how automated decisions are made, the unique governance challenges that they pose, and the emerging suite of legal and policy responses to these new challenges. We will focus on automated decisions that wield state power, because it is in these decisions that the unmet need for public understanding, and democratic governance, is most acute.

**Note:** This seminar requires a paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.

**LAW 627 v00 Health Justice Alliance Law Clinic** *(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20627%20v00)*  
J.D. Clinic | 10 credit hours  
Please see the Health Justice Alliance Law Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/community-justice) for more detailed information about the program.

For registration-specific supplemental materials, please see the Health Justice Alliance Law Clinic PDF (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/community-justice) for more detailed information about the program.


**Mutually Excluded Courses:** Students may not concurrently enroll in this clinic and an externship or a practicum course.
**LAW 206 v03 Health Law and Policy** (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20206%20v03)
J.D. Course (cross-listed) | 4 credit hours
Health law is a vast and expanding field. No single course can survey it all. This course focuses on the organization, financing, and provision of medical care, with an eye toward issues not yet resolved by courts, legislators, regulators, and American society. It also considers some related ethical questions. Topics and themes include the economics of health insurance and managed care, regulatory responses to the market’s perceived failures, medical tort law, access to care, consumer choice and patient autonomy, defining and assessing quality, health care providers’ conflicts of interest, privacy and confidentiality, and socio-economic and racial disparities in health and medical care.

**LAW 311 v01 Higher Education and the Law Seminar** (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20311%20v01)
J.D. Seminar (cross-listed) | 2-3 credit hours
Higher education plays a singular role in our society. Colleges and universities are complex organizations and institutions with unique missions to discover, create and transmit knowledge, and to further social mobility. Higher education intersects with the law in a myriad of ways. This course examines the legal issues that shape higher education, particularly in the United States. The course covers the distinctions between public and private colleges and universities, religion and higher education, accessibility to and financing of higher education, academic freedom, shared governance, admissions, free expression, privacy and freedom of association, campus safety with a particular focus on sexual assault, and issues of race, disability, gender and sexual orientation. We will consider student rights and responsibilities, faculty issues concerning research ethics and the classroom, and the roles of presidents, governing boards, and university general counsels. Materials include relevant statutes and cases as well as readings from related fields. Our goal throughout the course will be to understand the breadth of issues faced by higher education in the United States in pursuing its mission, and the ways in which legal rules and norms relate to these issues.

**Recommended:** Prior or concurrent enrollment in Constitutional Law II: Individual Rights and Liberties.

**Note:**
Students may take this seminar for either 2 or 3 credits. All members of the seminar are required to write a number of short reaction papers. Students taking the seminar for 3 credits are also required to write a research paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement.

**LAW 220 v02 Homelessness, Poverty, and Legal Advocacy Seminar** (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20220%20v02)
J.D. Seminar | 2 credit hours
This seminar will explore the many facets of homelessness and poverty and the role of legal and community advocacy in addressing its causes and alleviating its consequences. Students will be introduced to the myriad societal problems and individual challenges that intersect in homelessness and will work on developing solutions to those problems and challenges. Throughout the semester, the class will be building towards developing a strategic advocacy plan to address one of these problems/issues. Students will develop the skills needed to lay the groundwork for such plan to become a reality. The course will be very skills focused, exploring the variety of tools in a public interest lawyer's tool box that stretch beyond traditional notions of legal practice.

Throughout the semester, students will engage in a number of in-class problem solving exercises which will require students to identify a client's problem(s) or issue(s); define the client's goals; and develop advocacy strategies to help the client attain those goals.

Each student is required to commit to a brief "service-learning" activity, connecting directly with a person or people who are homeless or at risk of homelessness. This could include serving a meal at a soup kitchen; taking a "Street Sense" vendor to lunch; helping a job-seeker prepare a resume; or another activity which is of interest to the student and well-suited to the student's talents and gifts.

In lieu of one research paper, students will develop a portfolio of written materials to advance an advocacy strategy centered around a substantive topic of the student's choosing. The portfolio will include: strategic advocacy plan; sign-on or "dear colleague" letter; advocacy letter; fact sheet; testimony; social media materials; outreach materials and a plan for a community meeting.

**Learning Objectives:**
Our objective is for students to gain an understanding of the complex legal and social issues that intersect in homelessness, as well as the different ways lawyers can address such issues. We want students to think “outside the box” of a traditional law practice and become familiar with other tools that can help clients achieve their goals. Students will learn about the considerations that go into developing an advocacy strategy and how to prepare the materials needed to implement that strategy, crafting advocacy messages for varied audiences and decision-makers.
improve human moral character and tempered by doubts regarding the to human capabilities, sometimes balanced by the desire to use HGM to futuristic impulses to implement theoretically limitless improvements to influence the coming debate. Finally, we’ll close with an introduction and view a sample of public policy proposals and religious views likely finally to non-medical uses like sex selection. Then we’ll return to HGM other less serious conditions, then to the creation of “savior siblings” and embryos bearing genes causing incurable childhood diseases, first to regional efforts to ban or restrict human germline modification (HGM), of human genetic engineering. It begins with a review of international and of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.

Recommended: Federal Income Taxation (formerly Taxation I), Property.

Note: This course requires a paper. Students must register for the 3 credit section of this course if they wish to write a paper fulfilling the J.D. Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.

LAW 1408 v00 Human Genetic Engineering: Law and Policy (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201408%20v00)

J.D. Seminar (cross-listed) | 2 credit hours
This two-credit seminar will open a window into the fast-developing world of human genetic engineering. It begins with a review of international and regional efforts to ban or restrict human germline modification (HGM), along with a brief world overview of relevant laws and trends. It then focuses on cutting-edge techniques like CRISPR/Cas9 and organized research efforts, particularly in China, that may nonetheless spark a race to create designer babies within a decade or less, as regulation lags behind technology and human affairs. Next, we examine two more well-established reproductive technologies, mitochondrial replacement and pre-implantation genetic diagnosis (PGD), to identify forces that are likely to guide HGM regulation as relevant technologies become safer and more efficient. We’ll study the U.K.’s recent adoption of mitochondrial transfer to reduce birth defects or enhance fertility and then learn about evolving U.S. policy. We’ll follow the spread of PGD, initially used to identify embryos bearing genes causing incurable childhood diseases, first to other less serious conditions, then to the creation of “savior siblings” and finally to non-medical uses like sex selection. Then we’ll return to HGM and view a sample of public policy proposals and religious views likely to influence the coming debate. Finally, we’ll close with an introduction to futuristic impulses to implement theoretically limitless improvements to human capabilities, sometimes balanced by the desire to use HGM to improve human moral character and tempered by doubts regarding the moral status to be accorded new HGM creations.
Until the last class for this specific course.

This class will examine the U.S. immigration system through legal and policy perspectives. We will explore the source, scope and constitutional limits of congressional power to regulate immigration; the executive branch implementation of immigration legislation, particularly procedures for entry and removal, and the extent of, as well as constitutional constraints on, Presidential power; and the administrative and judicial review of executive branch action. Close attention will be paid to how membership laws and policies are established and implemented: What laws and policies govern U.S. citizenship? Who is eligible to become a legal immigrant? How are annual admissions numbers set? How and why are family and employment priorities created? How does the U.S. protect refugees? With respect to the arrival of unaccompanied children from abroad, we will consider the laws and policies that govern how the U.S. government treats them. Unauthorized migration will also be examined to understand why some migrants do not use the legal route into the U.S. and what laws and policies the U.S. has in place to deter such unlawful movements at the border and presence in the interior. We will analyze the impact of the major 1996 immigration control legislation and its implementation, with particular attention to detention and removal. We will closely examine the role of the Justice Department’s Immigration Courts, with special attention to access to justice issues. We will explore the extraordinary need for, and challenges of, immigration law reform, as well as the particular situation of the Dreamers, children without lawful immigration status brought to and raised in the United States by their parents. Finally, we will examine issues of federalism with respect to states’ attempts to address unauthorized immigration and consider immigration law in the national security context. This is an exam course.

This class will cover the constitutional and political framework for the U.S. Immigration System, enforcement and adjudication agencies, immigrants, nonimmigrants, removals and deportations, detention and bond, immigration hearings, judicial review, grounds for removal and inadmissibility, “crimmigration,” immigration reform, “Chevron” deference, refugee and asylum status and other international protections. It will also include reading and analyzing major immigration cases like INS v. Cardoza-Fonseca, 480 U.S. 421 (1987) (well-founded fear) and Matter of Kasinga, 21 I&N Dec. 357 (BIA 1996) (female genital mutilation).

**Mutually Excluded Courses:** Students may not receive credit for both this course and National Security Law Through an Immigration Framework.

**Note:** This class will meet on the following Summer 2018 dates: 5/29, 5/31, 6/5, 6/7, 6/12, 6/14, 6/19, 6/21, 6/26. Withdrawals are permitted up until the last class for this specific course.

Who can enter the United States as a visitor or an immigrant? Who will get asylum? Who will wait in a detention center? And when, according to immigration laws passed by Congress, over ten million migrants in the United States are unauthorized, who will actually be deported? American immigration law is the product of Presidential policy, Congressional command, and various discretionary decisions made by executive officials including immigration judges and Border Patrol officers. This course will examine the relationships between these various decision-makers. We draw on examples from immigration policy throughout the years—from the Chinese Exclusion Act to President Trump’s travel ban—to illustrate these issues. We will also use case law from the Supreme Court, the Board of Immigration Appeals, and various federal courts to understand how courts have evaluated these issues. Finally, secondary sources from historians and legal scholars help illustrate how various players the immigration system interact in practice. We will use this information to assess critiques of the immigration system and proposals for reform. These readings also introduce students to immigration related legal concepts including asylum, mandatory detention, and the use of the categorical approach to determining the significance of a migrant’s criminal history. Students will develop a familiarity with immigration practice as well as a more nuanced understanding of the legal and political issues that vex immigration law scholars.

**Learning Objectives:**

- Develop a better understanding of the historic development of immigration law and policy.
- Become familiar with legal concepts concerning asylum, immigration detention, and executive power over admissions and removal.
- Understand different policy-making options and the tension between discretionary decision-making and compulsory enforcement.
- Appreciate the choices and limitations facing various decision-makers in the immigration context, as well as the experience of migrants and asylum seekers in the immigration system.
- Assess separation of powers concerns using examples from the immigration field.
- Make a nuanced assessment of popular news stories and debates about immigration law, paying special attention to the role of various decision-makers at play.
- Summarize and critically analyze various proposals for reform of the immigration adjudications, deportation proceedings, and the asylum process.
- Master a substantive legal issue related immigration by producing a paper and/or presentation on a legal debate in the area. Develop writing and presentation skills by participating in this exercise.
- Practice critical reading of law review articles and cases.
This course examines “information privacy,” an individual’s right to control his or her personal information held by others. The aim of the course is to understand how courts and the Congress seek to protect information privacy as new technologies and new institutional practices emerge. The course traces the origins of the right to information privacy in American law, through Constitutional law, tort law, and modern statutory law. Case studies of landmark privacy legislation illustrate how expectations of privacy are translated into legal frameworks. The course looks at recent controversies involving domestic surveillance, identification systems, social network sites, DNA databases, locational privacy, and drones. The course also considers the impact of the European data protection law, new business practices and investigative techniques, and the availability of cryptography and other Privacy Enhancing Technologies on the future of privacy law in the United States. Guest speakers include leading privacy officials from government and practitioners from the private sector. More information is available at the Privacy Law and Society website.

Note: Students may not withdraw from this class after the add/drop period ends without the permission of the professor.

This course provides an introduction to information privacy law both on the books and on the ground. Topics covered include the common law, constitutional, and statutory foundations of U.S. information privacy law; information privacy compliance, enforcement, and regulatory practice; international approaches to information privacy law; philosophical bases for privacy protection; and “privacy by design.”

In addition to the final take-home exam, there will be a mid-term take-home exam.

This course will not meet on Thursday, October 4, Thursday, October 11 or Thursday, November 29. To make up for the cancelled classes, this course will meet from 9:00 a.m. - 11:00 a.m. on the following dates: 9/18, 10/2, 10/16, 11/8, 11/13, and 11/27.

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Note: Students may not withdraw from this class after the add/drop period ends without the permission of the professor.

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In addition to the final take-home exam, there will be a mid-term take-home exam.
LAW 230 v00 International and Comparative Law on Women’s Human Rights (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20230%20v00)
J.D. Course (cross-listed) | 2 credit hours
In many parts of the world, women are discriminated against, abused, treated as property, and even murdered because they are women. But today, there is a substantial body of international and regional human rights law that can be used to change the national laws that permit these practices or fail to protect women against them. In addition, many countries have begun to give women equal rights in many fields. Thus, there is now a body of human rights and comparative law that advocates can use to advance equal human rights for women.

This course provides students with an overview of that law. It introduces them to the many forms of discrimination and violence women still face and teaches them about the major human rights treaties that can help women achieve equality with men. These include the Convention on the Elimination of All Forms of Discrimination against Women; the International Covenant on Civil and Political Rights; and the regional human rights treaties from Africa, the Americas, and Europe. Students study the work of the human rights bodies that measure state compliance with these treaties, including their guidelines and case law on issues affecting women. The course also examines comparative law on human rights issues such as sex-based discrimination in employment, inheritance, and family law rights, domestic violence and female genital mutilation, polygamy and its impact on women and children, and women’s lack of reproductive rights.

National court decisions from countries in both common law and civil law jurisdictions show how courts are using international and regional human rights law to help resolve domestic law issues. As some issues pose difficult conflicts between women’s right to equality with opposing assertions of religious and cultural rights to discriminate, the course also examines how human rights bodies resolve those conflicts and asks how they should be resolved.

Note: For J.D. Students: Students Enrolled in the International Women’s Human Rights Clinic must take this course as a pre- or co-requisite, but it is also open to other J.D. students and to LL.M. students.

LAW 166 v00 International Efforts to Combat Corruption Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20166%20v00)
J.D. Seminar (cross-listed) | 2 credit hours
International anti-corruption has become increasingly “fashionable” among lawyers and policymakers: governments, international organizations, and technical experts all identify corruption as a serious impediment to comprehensive economic development. If left unchecked, corruption threatens to undermine the effectiveness of development initiatives in both the public and private sectors. Growing enforcement of legal instruments such as the Foreign Corrupt Practices Act and the UK Bribery Act have placed anti-corruption squarely on the agenda of a wide variety of transnational organizations. With so many variant actors invoking the importance of anti-corruption, lawyers must not only have a working knowledge of what corruption entails, but also understand how the development of an international anti-corruption legal framework is changing the way business is conducted in a global economy.

This course explores the international legal framework of anti-corruption, the scope of anti-corruption instruments, the methodologies employed by international actors enforcing these instruments, and the policy dilemmas implicated by these endeavors.

Given the dynamic nature of anti-corruption initiatives, the course presents an interdisciplinary, interactive approach to the subject matter. The class will introduce and discuss perspectives from academic texts, policy papers and media. It is hoped that this broad-based approach will provide students with a strong theoretical foundation in anti-corruption law, foster a practical understanding of international anti-corruption work, and inspire students to integrate this avenue of study into their future professional endeavors.

Students will complete a research paper 20-25 pages in length, and will also be asked to present their topic to the class during the last two course sessions.

Learning Objectives:
By the end of this course, students will have a working knowledge of the role anti-corruption policy and political institutions (i.e., FCPA, OECD, and UNCAC) play in the field of anti-corruption. Students will be able to engage in professional discussions on the historical context of international anti-corruption efforts, the state of the current political and international climate, and the future of anti-corruption by making connections between past policy and current events. Students will be able to articulate original views, back them up with research and defend them through strategic thinking by engaging with guest-lecturing practitioners and the final oral presentation. Students will further deepen their knowledge on a particular topic within the field by conducting a research paper in which they will need to provide insightful analysis making connections among historical and current policies, institutions, and governments.

Recommended: Prior or concurrent enrollment in at least one course in private or public international law.

Mutually Excluded Courses: Students may not receive credit for this seminar and Global Anti-Corruption Seminar.
LAW 145 v00 International Environmental Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20145%20v00)
J.D. Course (cross-listed) | 3 credit hours
This course focuses on international law applicable to the leading environmental and natural resource issues. The course covers climate change, ozone depletion, transboundary pollution, hazardous wastes and chemicals, biodiversity, agriculture, fresh water, human rights and environment, environment and trade intersection, and financing of sustainable development. The course provides a framework for addressing the legal issues, links international law with relevant national laws, and focuses on ways to strengthen compliance with international obligations.

Learning goals for this course: To enable students to become effective counsel, litigators, negotiators, arbitrators, judges, or legal advisors on a broad range of international environmental and natural resource problems; to understand international negotiations; and to be able to apply legal concepts developed in the course within different national settings for implementing international law.

LAW 227 v04 International Human Rights (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20227%20v04)
J.D. Course (cross-listed) | 3 credit hours
In the last two centuries, universal human rights have evolved from a utopian philosophical proposal to the dominant ideal of contemporary world politics. Beginning with the U.N. Charter in 1945, an elaborate body of human rights law has emerged. Nevertheless, even today human rights remain utopian for millions, perhaps billions, of people. This course will examine the basics of human rights law: the human rights provisions of the U.N. Charter and the Universal Declaration of Human Rights; the Genocide Convention; the Covenants on civil, political, economic, and social rights; the Torture Convention; and other treaties. The course also examines efforts by regional organizations and NGOs to implement human rights, and human rights successes and failures “on the ground.” The course will study the U.S. role in human rights, and the post-9/11 tensions between human rights and the campaign against international terrorism.

Recommended: International Law I: Introduction to International Law.

Mutually Excluded Courses: Students may not receive credit for both this course and International Human Rights Law.
LAW 814 v02 International Human Rights Law

LL.M Course (cross-listed) | 3 credit hours
How can the international legal system address some of human kind’s greatest weaknesses? This course provides an intensive survey of modern international human rights law and the legal institutions and systems of oversight that support it. Through a mixture of lecture and class discussion, we will look at how and why these mechanisms developed, and critically analyze how they -- as well as States, non-State actors, and individuals -- succeed or fail in practice to promote and protect human rights at the international, regional, and domestic levels. We will cover the foundations of the modern system including the International Bill of Human Rights and the Geneva Conventions, as well as subsequent developments including treaties and declarations regulating the use of certain weapons, prohibiting torture, protecting the rights of persons with disabilities, protecting refugees, promoting the rights of indigenous peoples, eliminating racial discrimination and discrimination against women, and establishing the international criminal court. We will also look at how “soft law” has developed to address emerging human rights-related fields such as corporate social responsibility and data privacy protection. Highlighting contemporary issues in international human rights, we will ultimately ask ourselves how current international human rights mechanisms can address today’s conflicts, including refugee crises, natural resource disputes, and international campaigns against terrorism.

Recommended: Prior enrollment in International Law I: Introduction to International Law (or equivalent).

Mutually Excluded Courses: Students may not receive credit for both this course and International Human Rights Law and Practice.

LAW 076 v00 International Migration and Development

J.D. Seminar (cross-listed) | 3 credit hours
This seminar is intended for students interested in preparing a research paper on a topic related to international migration. The course will focus on trends in international migration, including future economic, social, demographic, political, and other factors that will influence population movements; the elements of a normative and legal framework on which coherent migration policies could be based; the relationship between international migration and such issues as economic development, economic growth and competitiveness, poverty alleviation, trade, national and international security, social support systems, human rights, transnational organized crime, and public health; and institutional arrangements that will enhance international cooperation to promote safe and orderly migration.

Note: Priority is given to students fulfilling the requirements of the Certificate in Refugees and Humanitarian Emergencies and to students enrolled in the Certificate Program in International Human Rights Law.

LAW 691 v00 International Trade and Health

LL.M Seminar (cross-listed) | 2 credit hours
The objective of this 2 credit seminar is to introduce students to the relationship between international laws governing trade and efforts to protect and promote human health. The course will focus on the impact of the law of the World Trade Organization (WTO) on domestic health measures as well as on international efforts carried out under the auspices of the World Health Organization. Students will learn, and be asked to think critically about, how the international trade regime affects national regulation in the interests of human health.

The course will address the following subject matter:

1. Introduction to ‘trade and health’: issues and underlying theories.
2. The prohibitions and exceptions of the General Agreement on Tariffs and Trade in a health context.
3. Risk regulation, the precautionary principle and sanitary measures (such as import safety measures).
4. International standards and technical barriers to trade, such as labeling measures.
5. Trade in health services, health worker migration and the General Agreement on Trade in Services.
6. Access to essential medicines under the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPs) and TRIPs plus agreements.
7. The fragmentation of international law: cross-fertilization between international trade law and global health law.
8. Policy coherence, legitimacy and participatory governance at the WTO.

Note: A student will be permitted to drop a course that meets for the first time after the add/drop period, without a transcript notation, if a student submits a written request to the Office of the Registrar prior to the start of the second class meeting. Withdrawals are permitted up until the last class for this specific course.
LAW 959 v00 International Trade, Development & the Common Good (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %20959%20v00)

LL.M Seminar (cross-listed) | 2 credit hours
The seminar will explore the relationship between international trade and development policy and practice, both currently and historically. In particular, the seminar will critically investigate the link between trade and development that goes beyond a purely economic understanding and reaches questions of broad-based poverty alleviation, human rights, food security, environmental protections and even security and democratic reforms within and between nations. New, innovative approaches in the field, such as global value chains, impact investing, social entrepreneurship, spatial development and demand-driven policy reform will be introduced and discussed throughout the seminar. The purpose of the seminar’s exploration is to equip seminar members with the tools to integrate trade law and policy into a broader perspective on development (and vice versa) than that presented by economic analysis and current practice, in the hope of combining an understanding of the global trading system with expectations of its role in sustainable economic development.

The seminar will take place in three phases. In Phase I the seminar will explore the relationship between trade and development and how it relates to a common good. Phase II will explore several specific areas related to trade and development that are pertinent to the current debate. In Phase III, seminar members will apply the understanding gained in Parts I and II—in conjunction with their own research—in analyzing the relationship between trade and development in specific, concrete situations. This will include a brief presentation by each seminar member, as part of a larger panel, before the seminar. This phase will lay the groundwork for the final paper.

The required and recommended readings extend well beyond traditional analysis of trade agreements and negotiations into law, economics, history and politics in an effort to raise not just technical questions about trade practice and law but to focus as well on the equitable political economy considerations inherent in the operation of the current system. Seminar members are encouraged to bring to the discussion resources and points of view beyond those recommended. In the third part of the course, seminar members will be offered the opportunity of engaging in a current topic concerning trade and development. At different stages throughout the seminar, leading scholars, practitioners and policymakers in the wider Washington, D.C. community may be included in the discussions.

LAW 520 v00 International Women's Human Rights Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %20520%20v00)

J.D. Clinic | 10 credit hours
Please see the International Women’s Human Rights Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/IWHR) for more detailed information about the program.


For information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinical-applications/upload/Clinic-Registration-Handbook-v2.pdf).

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.

LAW 456 v01 International Women's Human Rights Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %20456%20v01)

LL.M Seminar (cross-listed) | 3 credit hours
This seminar will explore select international women’s human rights issues and the applicable international legal framework, including the Convention on the Elimination of All Forms of Discrimination against Women (CEDAW). Guest lecturers with practical expertise in advancing women’s human rights may be invited to join us throughout the semester. Each student will write a paper addressing a significant international women’s human rights issue from a legal perspective, exploring state responsibility under the government’s international human rights obligations, as well as domestic and international responses to the problem.
The second goal of the course is for students to learn to think, speak, and write critically, fluently, and insightfully about administrative law doctrines and the role of the courts in constructing them. Preparing a substantial research paper for the course will enable them to grasp the "why" behind an important administrative-law doctrine, as well as assess its impact and merits, and develop their skills in legal research and writing.

**Prerequisite:** Administrative Law or Government Processes or Legislation and Regulation.
J.D. Course | 3 credit hours
This course will survey the National Labor Relations Act. We will cover the scope of employee rights to engage in concerted activity; the National Labor Relations Board procedures for elections and unfair labor practice charges; the collective bargaining process; the duties of successor employers; strikes and lockouts; grievance and arbitration procedures; and a union’s duty of fair representation. We will also cover secondary boycotts, federal/state pre-emption, and discuss how the Railway Labor Act (covering the railroad and airline industries) compares with the National Labor Relations Act. We will not cover such topics as jurisdictional disputes; connections with anti-trust law; employee benefits and benefit trusts; or internal union law. Those topics are important to the practice of labor law, but are beyond our time limits. This is a foundation course for those wanting to advance their expertise in labor and employment law by later adding other offerings and gaining clinical experience. The focus of our course will be upon both the classic cases governing existing labor law and the potential impact of new case developments.

LAW 199 v03 Law and Regulation of Drugs, Biologics and Devices (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20199%20v03)
J.D. Course (cross-listed) | 3 credit hours
This course explores the legal, regulatory and policy issues that shape the research, development, and commercialization of drugs and biologics in the United States and Europe, with a particular emphasis on public policy issues. We will consider: the role of Federal, State and international regulation; regulatory and ethical issues in the development and testing of new therapies; managing incentives for innovation, including patent, regulatory and data exclusivity; tort liability and its function in the regulation of the pharmaceutical industry; pricing and payment systems and controls; and evolving medical technologies.

Recommended: Prior or concurrent enrollment in Administrative Law.

Note: This is a required course for the Food and Drug Law Certificate.

LAW 1433 v00 Law and Religion (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201433%20v00) (Fieldwork Practicum)
J.D. Practicum | 4 credit hours
In fieldwork practicum courses, students participate in weekly seminars and conduct related fieldwork at outside organizations. This fieldwork practicum course is designed to give students familiarity with the field of law and religion. Students will participate in a two hour/week seminar and undertake 10 hours/week of fieldwork with organizations in the Washington, DC area that work on issues related to religious freedom.

SEMINAR: President Obama called religious freedom “central to the ability of peoples to live together.” Professor Martha Nussbaum observes, “America now contains a religious diversity unparalleled in its history.”

This seminar will examine society’s ability to enable those with the deepest of differences to live in community peaceably. Substantively, it will promote an understanding of the law that governs the relationship between religion and government, defines protections for the free exercise of religion, and provides the framework for civic life among people of all religions and none. Although law and religion will be the uniting theme of our work, there is a broad range of modalities that we can pursue in this field—litigation in workplace disputes, amicus briefings for the Supreme Court, researching the effect of public policy initiatives—providing a myriad of opportunities to hone professional legal skills.

Seminar participants will gain doctrinal competency in current religious freedom law, engage in a principled examination of religious freedom as an essential Constitutional and basic international human right, and gain experience interacting on a “hot topic” issue in a professional manner by focusing on common ground and building principled consensus.

Interested students who have any questions or would like more information about the seminar or field placements should feel welcomed emailing Professor Inks directly at sci2@law.georgetown.edu.

FIELDWORK: Students will perform legal work under the supervision of an attorney mentor for 10 hours/week with organizations in the Washington, DC area that focus on issues related to religious freedom. Some examples include: the ACLU, The Interfaith Alliance, Americans United for the Separation of Church and State, The Center for Islam and Religious Freedom, The Christian Legal Society, The Native American Rights Fund, the Genocide Working Group, and Alliance Defending Freedom.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: Students may not concurrently enroll in this practicum and an externship, clinic, or another practicum course.

Note: Both enrolled and waitlisted students are encouraged to e-mail Prof. Inks over the summer (but a CV is not necessary) to let her know if they have any preferences in where they want to work or the kind of work they would like to do. Students are NOT required to find their own work placements. If a student has a specific request or pre-existing relationship with an organization, every attempt to accommodate that will be made. No special previous experience is required for this practicum.

This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission. This course is suitable for evening students who can attend the weekly seminar and conduct at least 10 hours of fieldwork/week during normal business hours. This is a four credit course. Two credits will be awarded for the two-hour weekly seminar and two credits for approximately 10 hours of fieldwork per week, for a minimum of 11 weeks, to be scheduled with the faculty.
LAW 135 v01 Law Firm Economics and the Public Interest: Advancing the Commitment to Pro Bono Publico through Law Firms and Other Legal Institutions

This seminar will focus on the intersection and tension between the economics of large law firm practice and the public service obligation of the profession. In recent years, the legal market has undergone tremendous change, from law firm mergers and failures to laid off and deferred associates. At the same time, both law firms and in-house corporate legal departments have substantially increased their commitments to pro bono client service. Are these two trends sustainable? Only by understanding the law firm business model and the forces behind the legal profession’s commitment to providing free legal services can this question be answered.

The seminar will focus on how law firms interact with other legal institutions, such as corporate counsel departments, law schools, legal media, bar associations and non-profit legal services organizations, to advance the professional obligation of pro bono publico. The seminar, led by the pro bono partners at two major international law firms, will also feature an array of guest speakers, including economists, law firm consultants, law firm managing partners, and legal services leaders.

The seminar will be open to any student interested in issues concerning the legal profession and professional responsibility, and should be of interest to anyone who expects to work at or interact with major law firms, either from a fee-paying client or public interest organization perspective. Based on the knowledge gained from class discussions and readings, each seminar registrant will develop a pro bono business plan designed either to increase the amount of pro bono undertaken at their future firm or to gain support for and implement a new pro bono project at the firm.

Note: This course is mandatory pass/fail and will not count toward the 7 credit pass/fail limit for J.D. students.

Attendance at all class sessions is mandatory and all enrolled students must attend the first class in order to remain enrolled. Students on the wait list must attend the first class in order to be admitted off the wait list. Enrolled students will have until the beginning of the second class session to request a drop by contacting the Office of the Registrar. Once the second class session begins, students may only seek a withdrawal by contacting an academic advisor in the Office of JD Academic Services. Withdrawals are permitted up until the last class for this specific course.

LAW 1188 v00 Law in a New Media World

This course will examine the way in which U.S. law—principally the Establishment and Free Exercise Clauses of the First Amendment—treats religious belief, religious exercise, and religious institutions. We will spend part of the semester examining the Supreme Court’s treatment of the Religion Clauses. We will also address current questions and controversies, including issues such as: defining “religion” for purposes of institutional law; governmental burdens on, and discrimination against, religious exercise; state aid for religious activities and to religious organizations, including pursuant to school voucher and “charitable choice” programs; the role of religion in public education and in the public square; the constitutionality of statutory exemptions for religiously motivated conduct; and religious institutions’ claims to legal autonomy.

Prerequisite: Constitutional Law I or Democracy and Coercion.

LAW 1296 v00 Law of Religion

This course will examine the way in which U.S. law—principally the Establishment and Free Exercise Clauses of the First Amendment—treats religious belief, religious exercise, and religious institutions. We will also address current questions and controversies, including issues such as: defining “religion” for purposes of constitutional law; governmental burdens on, and discrimination against, religious exercise; state aid for religious activities and to religious organizations, including pursuant to school voucher and “charitable choice” programs; the role of religion in public education and in the public square; the constitutionality of statutory exemptions for religiously motivated conduct; and religious institutions’ claims to legal autonomy.

Prerequisite: Constitutional Law I or Democracy and Coercion.
LAW 552 v01 Law Students in Court (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20552%20v00)
J.D. Clinic | 7 credit hours
Please see the Law Students in Court website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/DC-LSIC) for more detailed information about the program.


For information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/Clinic-Registration-Handbook-v2.pdf).

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.

LAW 274 v00 Law, Conscience, and Nonviolence Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20274%20v00)
J.D. Seminar | 2 credit hours
This seminar develops the student's awareness of nonviolence as a personal and political force and examines the law and conscience as exercised by such peacemakers as Gandhi, Dorothy Day, Martin Luther King, Einstein, A.J. Muste, Tolstoy, and others. The course texts include "Strength Through Peace: The Ideas and People of Nonviolence" and "Solutions to Violence." Course topics cover civil disobedience, the death penalty, Gandhian conflict resolution, pacifism and warism, nonviolence towards animals, and the difference between legal violence done by the state (war, executions, habitat destruction) and illegal violence done by an individual (murder, property destruction, stealing). The class is discussion-based, with dissent welcome.

LAW 315 v00 Literacy and Law Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20315%20v00)
J.D. Seminar | 2 credit hours
This seminar explores the relationships between literacy and law. The course will explore learning theories and practices regarding emergent literacy and examine their legal and social implications. Readings will be drawn from three areas: educational theory and practice, law, and children's literature. The course will focus upon whole language and other approaches which now inform literacy instruction in America. Legal implications to be considered may include restrictions on literacy due to slavery and educational disadvantage, statutory interpretation, equal protection and diversity, freedom of speech, school finance, discipline, and English as a second language. In order to provide practical experience in emergent literacy, students are required to participate in a practicum of at least one hour per week in which they work with a student in emergent literacy. The practicum may be a tutorial or literacy program sponsored by the Law Center (normally, the beginning reading program at Sursum Corda community near the Law Center) or some other arrangement approved by the instructors. Writing requirements include both a journal and short paper. The seminar is also open to graduate students in the Department of English.

LAW 1169 v00 Litigating at Regulatory Agencies: Roles, Skills and Strategies (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201169%20v00)
J.D. Practicum | 5 credit hours
In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of their professor (and in this case, an outside client). This project-based practicum course will focus on regulatory agency litigation. Students will participate in a two-hour/week seminar and carry out 15 hours/week of project work under the direction of the course professor.

Regulatory litigation covers a diverse terrain: from mergers of telecommunications monopolies to benefits for the disabled; from market manipulation by banks to fraud by physicians. It occurs at hundreds of administrative agencies, federal and state, employing thousands of lawyers in diverse roles. They organize proceedings, shape and draft expert testimony, conduct discovery, present and cross-examine expert witnesses, write briefs, draft opinions, defend or attack commission decisions in court, bring or defend enforcement actions, and shape regulatory legislation. Despite this diversity, all regulatory litigation should achieve the same outcome: an agency decision that serves a statutorily-defined public interest and holds up in court. This practicum course teaches students how to be effective participants in regulatory litigation, both as advocates for parties and as advisors to decision-makers. We will address two major questions: (1) What skills are required? and (2) How can lawyers shape the regulatory litigation process to serve the public interest rather than parties' narrow private interests? We will address these questions through a seminar component and a project component, each informing the other.

SEMINAR: The seminar component will study the complete record of a litigated proceeding; if possible, one pending during the semester. The spring 2015 and spring 2016 classes dealt with the proposed acquisition of the local electric utility Pepco by the holding company Exelon, reviewed by the D.C. and Maryland regulatory agencies. For each stage in the proceeding (application, interventions, discovery, pre-filed testimony, design of hearing procedures, cross examination, settlements, briefing, deliberations, order-writing and judicial review), students will critique actual filings, and prepare their own versions in a simulated context (e.g., preparing discovery questions, conducting cross examination and presenting oral argument during judicial review). Further, using examples from other regulatory proceedings, we will compare litigation procedures and practices, with attention to the centrality of the evidentiary record, parties' and the agency's vulnerability to interest group pressures, procedural efficiency and fairness, and the tension between short-term gains and the long-term public interest. Other readings will give insights into the strengths and weaknesses of agency decision-makers—the knowledge of which is essential to litigation success. Practitioners will visit class to answer student questions about technique and strategy.

PROJECT WORK: The project component will consist of one or more of the following activities: (a) working directly with a regulatory litigator or decisionmaker in a pending regulatory action; (b) preparing for an agency client a 15-20 page analytical paper that offers solutions to some suboptimality in regulatory litigation procedure; and (c) observing and commenting on some aspect of a current adjudication at the Federal Energy Regulatory Commission (or other regulatory agency selected by the student), applying the skills and principles studied in class.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: Students may not concurrently enroll in this practicum course and a clinic or another practicum course. Students may concurrently enroll in this practicum course and an externship.
This course surveys the legal environment, political values and policy debates that shape local government in the United States. After completing the course, students will be able to identify many of the key doctrinal principals, and analyze how they apply to the socio-economic context of federalism today. Some of the topics for discussion include:

1. the forms and powers of the various types of local governments (e.g. cities, counties, and special districts);
2. the allocation of power between states and their local governments and the role of local governments in the federal system;
3. the pivotal role of local government in the regulation of private land use;
4. local sources of revenue and limits on borrowing;
5. recent trends in blight, suburbanization, sprawl and redevelopment; and
6. inter-local cooperation and regional governments.

The course also will challenge students to explore the tension between the historical movement toward greater local home rule and the modern favor for “smarter growth” and regional solutions. Finally, the course will enable students to exercise and develop skills of particular relevance to local decision-making: statutory interpretation, working effectively in groups, and understanding the dynamics and procedural context of local government proceedings.

Learning Objectives:

This course aspires to empower its students to:

- Recognize and apply several core legal doctrines that enable and constrain the existence of various local government entities.
- Describe how several prominent strains of American political theory have guided the historical development of local government law.
- Apply several constitutional principles and legal standards that regulate local government functions – for example, local taxation and expenditures, land use regulation, education, public safety and the other local services.
- Understand the menagerie local entities and appreciate how alternative forms of governance impact a lawyer’s ethical obligations.
- Explain the predominant funding mechanisms for local government, and analyze how state and local policies can affect the viability of local government.
- Identify several state and federal policies that can impair the sustainability of local government.
- Develop and deliver principled arguments about how socio-economic policy issues relate to legal doctrine, intra-regional wealth, sprawl and alternatives to local government.

Note: Although no prerequisites are required for this course, Professor Gardner strives to highlight connections between the material discussed in class and other substantive legal topics. Third- and fourth-year students will be encouraged to share learning from related courses – for example, civil procedure, constitutional law, administrative law, land use law and other legal subjects. In particular, this course will offer a meaningful segue leading to (and from) courses in land use and administrative law.
LAW 1618 v00 Mass Incarceration Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %201618%20v00)
J.D. Seminar (cross-listed) | 1 credit hour
This seminar examines the growth and consequences of detention centers, jails, and prisons in this age of "mass incarceration." Nearly 2.4 million Americans are behind bars, roughly one in every 100 adults, far more per crime than any industrialized nation. If we include persons on parole or probation, one adult in 23 is under correctional supervision. With cost taxpayers paying in excess of $75 billion each year and with African Americans and Latinos overrepresented in the American justice system, some scholars, advocates, and policy makers argue that mass incarceration represents one of the greatest social injustices of our time.

The seminar is designed to stimulate students to think critically about contemporary punishment practices, and the serious social and economic consequences of mass incarceration. What accounts for the growth of incarceration, including both prison and jail? What have been the effects of the prison build-up on individuals, their families, and communities? What are the public safety consequences? What happens to individuals when they attempt to reenter society and what barriers do they face? What happens to the children of incarcerated parents?

Course Goals/Student Learning Outcomes

The substantive course goals are to: (1) understand the critical issues facing the criminal justice system; (2) expand awareness of the opportunities and risks facing criminal justice reformers by the crisis of mass incarceration, and (3) identify solutions for policy makers to reduce incarceration at the federal, state, and local levels.

The skills-oriented goals are: (1) by participating in class discussions, you will hone your skills in speaking fluently and comfortably about criminal justice policy issues; (2) by writing a research paper in the course, you will sharpen your skills in policy research and writing.

By the end of the course, I hope you will gain a basic understanding of the legal, social, and policy factors that contributed to the exponential rise of America's prison population, their consequences for U.S. law and policy, and the emerging alternative approaches to punishment that may reduce our reliance on incarceration. You will not learn every detail about America's criminal justice system, but you should grasp the nature and structure of mass incarceration and have the ability to critically assess and effectively communicate its contemporary policy issues and possible solutions.

Note: Withdrawals are permitted up until the last class for this specific course.

LAW 1317 v00 Military, Veterans and Society (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %201317%20v00) (Project-Based Practicum)
J.D. Practicum | 4 credit hours
In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of their professor. This project-based practicum course will focus on the law and policy architecture for veterans and military personnel in the U.S., and give students an opportunity to participate in efforts to reform this architecture by drafting policy analyses, legal analyses, model legislation, or other products that will directly address legal and policy issues in this sphere. Students will participate in a two hour/week seminar and carry out 10 hours/week of project work under the direction of the course professor.

SEMINAR: Through this practicum, students will learn the Constitutional and statutory underpinnings for the U.S. military personnel system and veterans affairs system. This will include, but not be limited to, the Constitutional doctrines shaping these systems, the agency authorization statutes creating the framework for these systems, and the annual authorization and appropriations acts that set the important parts of policy for these systems. Students will also be exposed to background materials which explain the illustration of these systems. Students in this practicum will also gain experience and expertise in policy analysis, including legal analysis, policy and programming analysis, cost analysis, and political analysis. Finally, this course will train students to prepare policy analyses and/or draft legislation focused on veterans and military personnel policy.

PROJECT WORK: Students will work with the Center for a New American Security (CNAS) Military, Veterans & Society program to develop a policy analysis paper, draft a legislative proposal, or contribute research that relates to the center's work on veterans and military personnel issues. Students will select a particular piece of legislation or issue within the scope of veterans and military personnel policy and write a detailed analysis of that issue/bill, complete with detailed recommendations (policy, legal, etc.) tied to their analysis of the issue. An illustrative example might be veterans’ access to care issues, which a student could analyze in the context of available VA population data and expenditures data, producing a recommendation for greater use of public-private partnerships and purchased care, accompanied by draft legislation that would amend Title 38, U.S. Code, to enable this recommendation. Research and analysis produced during this course will have a direct impact on policy papers and other products published by CNAS, and the best student projects will be considered for publication by CNAS. Practicum students will have an opportunity to participate in CNAS working groups and activities relevant to their work, including those with senior government officials, private sector leaders, and non-profit leaders. Students will work directly for Professor Carter, who directs CNAS’s veterans research program, and will also have the opportunity to engage with other policy analysis organizations, veterans service organizations, legislative offices, and advocacy groups throughout this course.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: Students may not concurrently enroll in this practicum course and a clinic or another practicum course. Students may concurrently enroll in this practicum course and an externship.

Note: This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

This practicum may be suitable for evening students who can commit to
LAW 1031 v00 National Security Crisis Law I (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201031%20v00)

J.D. Course (cross-listed) | 5 credit hours
National Security Crisis Law is a nationally-recognized class, and the capstone course for the J.D./LL.M. in National Security Law at Georgetown. It examines the law as it is written and as it is applied. The course will be equally helpful to students who go into other fields, as it emphasizes leadership and examines how cognitive biases, institutional cultures, and formal and informal social networks influence lawyers’ ability to perform effectively under pressure. The course takes into account both conventional and non-conventional threats, such as terrorist use of biological weapons, cyber attacks, and the detonation of radiological dispersal devices, to examine the constitutional, statutory, and administrative contours of the government’s response. In lieu of an examination, students will take part in a week-long simulation, during which they will assume positions within the federal Executive Branch, as well as state and local government. Students will have the opportunity to meet with lawyers who practice in the field, to help to prepare for their roles. Students will be assigned sim-classified and sim-unclassified email accounts, and provided with access to the Video News Network and AP Wire, through which they will receive information about a series of events as they unfold. A Control Team, made up of approximately 50 professors and attorneys from practice, will respond to the student decision-making. For the final two days of the week, students will be present in person at the law school. During the 2018-2019 year, the final exercise will be both national and inter-national, involving students from top national security law schools across the United States and Canada. Enrollment is limited to 30 students.


Note: In Spring 2019, this course will meet three days a week on Mondays, Wednesdays and Fridays, 9:00 a.m. - 11:00 a.m. This course will also meet on a few Wednesdays from 3:30 p.m. - 5:30 p.m. Dates to be announced. There will also be an all-day crisis simulation exercise in this course held on a Friday and Saturday. Attendance at the simulation exercise is mandatory. Students may not withdraw from this class after the add/drop period ends without the permission of the professor. The course can be taken either pass/fail or for a grade.

LAW 1320 v00 National Security Crisis Law II (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201320%20v00)

J.D. Course | 1 credit hour
During the early part of the term, students enrolled in NSCL II will conduct research and write injects to support the NSCL I simulation. During the week-long simulation, students in NSCL II will serve on the Control Team, writing articles, press releases, and TS/SCI reports and communications. They will also take on governmental and non-governmental roles as the Control Team responds to player decision making and requests for information (RFIs) in response to emerging national security crises. In preparation for the simulation, students also will take part in a training session on Canadian National Security Law. From Monday through Thursday students will be working intermittently on work for the simulation. On Friday (8:00 am - 6:00 pm) and Saturday (8:00 am - 4:00 pm), students will be expected to be physically present at the law school. Students will act as ambassadors to the students coming to Georgetown Law from Penn Law, as well as the Ministry of Justice in Canada, the University of Ottawa School of Law, and Osgoode School of Law. The course builds on the simulations held over the past seven years as part of the National Security Crisis Law class, which is a prerequisite for participation on the NSCL Control Team.

Prerequisite: National Security Crisis Law.

Note: THIS COURSE REQUIRES PROFESSOR PERMISSION TO ENROLL. Please email Professor Donohue at ldonohue@law.georgetown.edu to request permission to enroll in the course.

Note: This course is mandatory pass/fail.
LAW 819 v01 National Security Law Through an Immigration Framework
(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20819%20v01)
LL.M Seminar (cross-listed) | 3 credit hours
This course will explore the relationship between national security and immigration. The course will first provide a historical backdrop of this issue and continue with threshold national security issues that have immigration implications. Particularly, the current legal framework that surrounds this issue will be explored to include specific provisions in the Immigration and Nationality Act as well as peripheral legal issues such as material support of a terrorist organization. Other national security questions will be discussed to include protecting the borders, criminal immigration prosecutions, and population control. Lastly, this course will explore the conflict between individual rights and national security and attempt to answer the threshold question of whether it is appropriate to use immigration laws as a national security enforcement tool.

This course is oriented toward the practitioner due to the focus this course places on the legal framework and litigation strategies necessary for removing or detaining individuals who are national security threats. At the same time, we will spend time learning how to defend against the government using the immigration statutes as a national security tool. To facilitate this, students will not learn through lectures and group discussions alone, but also through examining real legal documents that have been filed in the United States District Courts and the Courts of Appeals. Students will also have the opportunity to examine a real A-file in order to practice issue spotting.

In the 3-credit version of this class, students will be required to submit a paper proposal, rough draft, and highly researched analytical paper approximately 30-35 pages in length.

Note: The 3-credit section meets the J.D. writing requirement.

Note: The J.D. section will be enrolled via waitlist.

LAW 1619 v00 Natural Resources and Energy Law and Policy Practicum
(http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201619%20v00) (Project-Based Practicum)
J.D. Practicum (cross-listed) | 4 credit hours
This course will give students an experiential learning experience in the field of natural resources and energy law and policy. Students will work individually or in groups on real-world legal and/or policy problems related to natural resources or energy for clients or stakeholders currently engaged in this rapidly changing subject area.

The seminar portion of the course covers the key elements of natural resources and energy law and policy related to the experiential learning projects. Students will study the relevant statutes, case law, and underlying policies relating to these natural resources and energy issues. The course is primarily domestic in its focus, but some topics and examples of international natural resources and energy law and policy will be included. During the course, students will draw on pertinent and practical legislative and administrative materials.

Throughout the semester, we will focus on building real-world legal and policy skills. We will discuss the successes and failures of natural resources and energy law and policy, the trade-offs between preservation and development, future prospects for effective resource management and conservation, and the skills needed to effectuate successful outcomes on behalf of clients.

This is a four-credit course, with two credits awarded for the two-hour weekly seminar and two credits for work outside of class on experiential learning projects. The class is designed to be appropriate for both law students and public policy students.

Course Goals:

1. The course is intended to help you develop your legal skills. During the experiential portion of the course, you will develop legal skills by working on a real-world legal or policy problem for a client. You will prepare a written analysis appropriate for delivery to the client. You will also prepare an oral presentation of your work, including findings and recommendations for the client. In undertaking this project, you will develop in-depth expertise on a natural resources issue as assigned.

2. In preparing the written analysis for your client, you will have an opportunity to hone your legal writing and analytical skills. You will consider and determine how best to present your analysis and findings to the client in written form.

3. You will also develop your skills in oral communication as you prepare and deliver a formal oral presentation of your project for the class and also for your client.

4. During the seminar portion of the course you will participate in an in-class exercise in which you will role-play and develop skills relating to the preparation, writing and oral presentation of testimony and public statements for a mock Congressional hearing and a mock public comment meeting. You will gain experience in considering the perspective of the person you are role-playing and how best to present the position that person represents. Through these in-class exercises and the class readings, you should develop practical skills and a greater facility with actual Congressional and administrative documents relevant to many legal practices.

5. By the end of this course, you should have a broad understanding of the overall legal framework for the administration of domestic natural resources. The focus will be on federal law and policy as it relates to the experiential projects being undertaken by the class, but you should also gain insights into selected state and international topics, particularly the interaction between federal and state law and policy.

6. The course should provide you with a context for evaluating ongoing and fast-changing legal and policy issues and controversies relating
and the role of law and lawyers in that evolution. The course will be the evolution of nonproliferation efforts over time. We will consider factors such as foreign states’ energy policies, their goals for countries and countries seeking to prevent proliferation. We will also consider obligations, regional rivalries, and non-state actor threats, focusing nonproliferation efforts in the context of great power strategies, alliance

The goal is to examine the full array of tools employed by the United States to address nuclear proliferation, as well as how the United States brings these tools to bear through the interagency process and our joint programs. The goal is to examine the full array of tools employed by the United States to address nuclear proliferation, as well as how the United States brings these tools to bear through the interagency process and our joint programs. The goal is to examine the full array of tools employed by the United States to address nuclear proliferation, as well as how the United States brings these tools to bear through the interagency process and our joint

**LAW 326 v00 Non-Profit Organizations Seminar**

J.D. Seminar | 2 credit hours
This seminar examines the nature, formation, classification, and governance of non-profit organizations under state and federal law. Emphasis is on tax exemption and unrelated business income; powers and duties of officers and directors; tort liabilities of members, agents, officers and directors; legal issues in fiscal management; antitrust implications; and joint ventures with for-profit corporations. Issues that receive special treatment include: lobbying and political activities; First Amendment religion, speech, and association issues; and liabilities for "public interest" service providers. This seminar includes a general overview of tax considerations for non-profit organizations, but not in depth; tax matters are covered in depth in Tax Treatment of Charities and Other Nonprofit Organizations, which is offered in the Graduate Program.

**LAW 755 v00 Nuclear Non-Proliferation Law & Policy**

LL.M Seminar (cross-listed) | 2 credit hours
This course will provide students with an understanding of the current matrix of nuclear non-proliferation treaties, multilateral arrangements, laws, regulations, initiatives, proposals, and organizations that aim to halt the spread of nuclear weapons and prevent nuclear terrorism. We will also consider the role of foreign assistance, intelligence gathering, and the threat or use of force in achieving nonproliferation objectives. The goal is to examine the full array of tools employed by the United States to address nuclear proliferation, as well as how the United States brings these tools to bear through the interagency process and our joint efforts with Congress and our international partners. Virtually every element of the nonproliferation toolbox was deployed to address the nuclear programs of Iran and North Korea, so considerable time will be spent examining these critical cases. We will also examine how the nuclear programs of India and Iraq shook and ultimately altered the nonproliferation regime. Throughout the course, we will consider nonproliferation efforts in the context of great power strategies, alliance obligations, regional rivalries, and non-state actor threats, focusing on how these factors influence the decision-making of proliferating countries and countries seeking to prevent proliferation. We will also consider factors such as foreign states’ energy policies, their goals for scientific achievement, and their economic interests. A continuing theme in the course will be the evolution of nonproliferation efforts over time and the role of law and lawyers in that evolution.

**LAW 1209 v01 O'Neill Institute Practicum: Health and Human Rights**

J.D. Practicum | 4 credit hours
In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of their professors. This project-based practicum course will give students the opportunity to work with Georgetown Law’s O'Neill Institute (http://www.georgetown.edu/onellinstitute/index.cfm) and its civil society partners to use international human rights law to advocate for positive health outcomes. Students will participate in a two-hour/week seminar and carry out 10 hours/week of project work under the direction of the course professors.

SEMINAR: In the seminar, students will explore the connections between global health and human rights. We begin by examining the emergence of health and human rights as a distinct field. Following this, we will carefully consider the meaning of the international right to health, stressing the material differences between civil and political rights, on the one hand, and economic, social, and cultural rights on the other. After exploring a series of foundational themes and issues through the first half of the semester, the remainder of the class will focus on in-depth case studies (e.g., HIV/AIDS, mental health, access to essential medicines, reproductive rights). While we will use the International Covenants on Economic, Social and Cultural Rights, and on Civil and Political Rights as the dominant legal instruments in our analyses, our discussions will also reference other international instruments, as well as a variety of national cases, constitutions and legislation. Class time will be devoted to developing practical advocacy and drafting skills to support students in their project work. Students will also learn how to use epidemiological data to support and craft compelling arguments for advancing the right to health.

PROJECT WORK: Students will work with external partners of Georgetown Law’s O’Neill Institute on legal and policy projects related to health and human rights. For example, students may draft alternative reports to UN bodies analyzing compliance with human rights obligations related to tobacco control (e.g., “shadow reports”). A report such as this could analyze the prevailing legal frameworks for ensuring universal access to maternal health services in a particular country and highlight any weaknesses in the statutory and regulatory language. A report such as this would also suggest recommendations for the UN body to consider. By working with the O’Neill Institute, Inter-Governmental Organizations (e.g., PAHO), and civil society organizations, the course will give students the opportunity to use international human rights law to advocate for legal mechanisms to address critical health challenges.

**Prerequisite:** J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

**Mutually Excluded Courses:** Students may not concurrently enroll in this practicum course and a clinic or another practicum course. Students may concurrently enroll in this practicum course and an externship.

**Note:** This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

Evening students who work during the day are encouraged to reach out to the professor to discuss whether this practicum course would be compatible with their schedules.

This is a four-credit course. Two credits will be awarded for the two-hour weekly seminar and two credits will be awarded for approximately 10 hours of supervised project work per week, for a minimum of 11 weeks. Both the seminar and the project work will be graded.
LAW 1209 v02 O'Neill Institute Practicum: Regulating Alcohol, Tobacco & Food in International and Comparative Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201209%20v02) (Project-Based Practicum)
J.D. Practicum | 4 credit hours
In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of their professors. This course will give students the opportunity to work with Georgetown Law's O'Neill Institute (http://www.law.georgetown.edu/oneillinstitute/index.cfm) and its external partners in government and civil society to gain experience in using law to prevent non-communicable diseases (NCDs), including cancer, cardiovascular diseases, chronic respiratory diseases and diabetes. Law is a key tool to reduce the prevalence of key NCD risk factors: tobacco and alcohol use, physical inactivity, and unhealthy diets. Students will participate in a two-hour/week seminar and carry out 10 hours/week of project work under the direction of the course professors.

SEMINAR: In the seminar, students will explore the challenges and opportunities of using law to address risk factors that contribute to the rising prevalence of NCDs. The course will take a global approach grounded in international law, including international human rights law - the right to health, and World Health Organization (WHO) law and policy instruments, such as the Framework Convention on Tobacco Control and the Global Action Plan for the Prevention and Control of NCDs 2013-2020. Further, case studies will explore a variety of best practice examples from jurisdictions spanning the United Kingdom, South Africa, and Latin American countries, including taxes to discourage consumption of unhealthy products, laws restricting advertising and promotion, and laws and policies to promote physically active lifestyles.

Students will be equipped with an understanding of specific issues, such as the role of law compared with policy, the strengths and weaknesses of different regulatory strategies and the role and responsibilities of the relevant industries in promoting the right to health. After exploring a series of foundational themes and issues through the first half of the semester, the remainder of the class will focus on in-depth case studies and experiences in regulating the risk factors (e.g., industry litigation challenging NCD-related laws, challenges in monitoring and evaluating the health impacts of NCD-related laws, and civil society’s role in NCD law-making). Students will also learn how to use epidemiological data to craft compelling arguments in support of adoption of NCD-related laws and policies and to defend these laws when challenged by industry. Class time will be devoted to developing practical advocacy and drafting skills to support students in their project work.

PROJECT WORK: Students will work with external partners of the O'Neill Institute for National and Global Health on legal and policy projects related to NCDs, law and human rights. For example, students may draft alternative reports to UN bodies analyzing compliance with human rights obligations related to tobacco control and unhealthy diets (e.g., "shadow reports"). A report such as this could take the prevailing legal frameworks in a particular country and highlight any weaknesses in the statutory and regulatory language. By working with the O'Neill Institute, Inter-Governmental Organizations (e.g., the Pan American Health Organization, World Health Organization), and civil society organizations (e.g., Campaign for Tobacco Free Kids, Inter-American Heart Foundation), the course will give students the opportunity to use law to advocate for legal mechanisms to address critical health challenges.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: Students may not concurrently enroll in this practicum course and a clinic or another practicum course. Students may not receive credit for both LAW 1209 v02 and another practicum course.

LAW 1360 v00 Policing in the 21st Century: Law Enforcement, Technology and Surveillance (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201360%20v00)
J.D. Seminar | 2 credit hours
This seminar will explore the intersection of contemporary surveillance practices with the need to safeguard civil liberties, and investigate how new technologies are being used to manage and control populations of people, in particular racial and religious minorities and immigrant communities. The course will place special emphasis on the evolving right to privacy in an increasingly cyber- and technology-oriented world, the expansion of government surveillance following the attacks of 9/11 and emergence of global terrorism, and the implications of new law enforcement technologies on civil liberty protections. Our texts will include a variety of sources ranging from case law, legal scholarship, government manuals and congressional testimony to congressional letters, TED Talks, and digital publications.

We will investigate more widely-known electronic surveillance and lesser known non-electronic surveillance, including social media monitoring, stop and frisk, license plate readers, drones, suspicious activity reporting, predictive policing, counterterrorism, and NSA data collection. Throughout the course, we will specifically discuss how these technologies can be used to stifle dissent and protest, using the recent events in Ferguson, Missouri; Baltimore, Maryland; and Charlottesville, Virginia as just the latest examples.

We will discuss how judges and legislators have responded to these surveillance technologies, and pay special attention to the legal tools, doctrines, and defenses available to the government in surveillance-related matters. We will simultaneously investigate the different avenues through which today's surveillance practices can be challenged, including lobbying, litigation, and private industry innovation. Specific reforms that will be discussed include encryption, informed consent, body cameras, diversity, community policing, and abolition.

Recommended: Prior or concurrent enrollment in Criminal Justice (or Democracy and Coercion) or Criminal Procedure.
LAW 508 v02 Policy Clinic (Harrison Institute for Public Law) (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20508%20v02)

J.D. Clinic | 8 or 14 credit hours
Learning outcomes for this clinic: Students are supervised, evaluated and graded on three skill sets, each of which has explicit evaluation criteria in the clinical program design (https://www.law.georgetown.edu/experiential-learning/clinics/the-policy-clinic-climate-health-food-human-rights-and-trade-harrison-institute).

1. Management and professionalism – includes “managing up” with supervision meetings, initiating self-evaluation, managing effort and deadlines, collaborating, and expectations in a professional culture.
2. Research and analysis – covers legal, policy and strategic analysis. It includes identifying issues that require analysis, learning the context efficiently, using diverse sources to learn efficiently and avoid bias, explaining analytic methods, using a logical framework, and drawing conclusions or options that meet client needs.
3. Communication, writing and speaking – includes organizing documents and presentations logically, meeting audience needs for context in the introduction and for decision-making in the conclusion, relating analysis through stories and examples, presenting visual information, and using appropriate language in terms of editing conventions, clarity, tone, and jargon.

Recommended: Legislation and Administrative Law. Also, for climate projects: Local Government Law; and for trade or human rights projects: International Law I, International Trade (various titles), World Trade Organization: Law, Policy and Dispute Settlement, and International Human Rights.

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.

Note: Please see the Harrison Institute for Public Law Policy Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/HIP) for more detailed information about the program.


LAW 1288 v00 Politics of Litigation and Litigation of Politics (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201288%20v00)

J.D. Seminar (cross-listed) | 2 credit hours
Many of the most important and intense political disputes in American history have come before the federal courts. From the controversy about the Second Bank of the United States reflected in McCulloch v. Maryland, to the conflict about slavery at the core of Dred Scott, to the rise of interest group litigation by civil rights, religious, environmental, and other organizations, those opposed to prevailing laws and policies have taken their grievances to court. In recent years, a new breed of political litigation has proliferated. Increasingly, the losers in legislative battles have leapt immediately into the judicial arena, challenging the constitutionality of the laws enacted over their objection. Increasingly, politicians and the entities they control have deployed litigation as another tool in the partisan arsenal. And increasingly, federal courts have become the arbiters of political disputes between the other two branches of the Federal Government, and between the Federal Government and the States.

This course will use the legal challenges to the Affordable Care Act as an initial case study of how political disputes play out in litigation, from the trial courts to the Supreme Court. We will follow the pattern of political litigation into the Trump Administration, and assess the lessons from the partisan shift in the litigation. We will consider how and why partisan disputes generate litigation and discuss the issues this litigation raises regarding the appropriate role of courts in our democratic system. For the most part, though, the perspective will be practical, as we explore the legal, strategic, and tactical choices advocates make in bringing high profile political cases, in framing the legal issues, in harnessing the rules of procedure, and in managing the political features of the case – both offensively and defensively, and both inside and outside the courtroom. We will discuss the hurdles litigants face in seeking to strike down federal laws, the particular challenges of representing the U.S. Government in defending those laws, and the conflicting pressures that bedevil advocates on both sides of the cases. In some of our sessions, students may be asked to strategize or to argue from the perspective of the plaintiffs or the defendant in the cases.

Prerequisite: Constitutional Law I: The Federal System (or Democracy and Coercion).

Recommended: Prior or concurrent enrollment in Federal Courts and the Federal System.
LAW 408 v03 Poverty Law and Policy (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20408%20v03) (Fieldwork Practicum)
J.D. Practicum | 8 credit hours
In fieldwork practicum courses, students participate in weekly seminars and conduct related fieldwork at outside organizations. This fieldwork practicum course is designed for students who wish to work for a public interest law organization that deals with issues connected to poverty. Students will participate in a two-hour/week seminar (in both the fall and spring semesters) that focuses on the framework, history, and current issues related to American poverty. Students will also work for a public interest law organization that works on issues connected to poverty; students may work for either 10 or 15 hours/week in both the fall and spring or 30 hours/week in one semester only.

SEMINAR: Classes in the fall will cover the definition of poverty, the history of antipoverty policy, welfare, work supports, and safety net issues. Spring classes will feature guest lecturers covering education, health, housing, homelessness, juvenile justice, and child welfare. Students will be involved in participatory exercises in the course of both semesters: in the fall, mock press conferences, testimony to Congress, and meetings with public officials; and in the spring, a group project on developing a plan for neighborhood transformation, using materials studied through the year. A final paper will be required. Students will earn four graded credits for the seminar (two credits each semester); one grade will be provided at the end of the year.

FIELDWORK: In the four to six-credit, mandatory pass-fail, fieldwork portion of the practicum, students will work with a public interest law organization that deals with issues connected to poverty. Students may work for either 10 or 15 hours in both the fall and spring or 30 hours/week in one semester only. The host organization may work from either a national or a local perspective on issues connected to poverty. Placements might involve a focus on poverty per se or ‘poverty and...: e.g., civil rights, women, education, housing, juvenile and criminal justice, child welfare or immigration. Depending on the organization, activities at placements could include litigation and/or policy advocacy. Students may propose and arrange their own placements; these must be approved by Professor Edelman. Alternatively, Professor Edelman is available to assist in finding and setting up the placements. Depending on the number of hours worked (students earn one pass/fail credit for every five hours/week of fieldwork), students will earn between four and six pass/fail credits for the fieldwork; one grade will be provided at the end of the year.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: Students may not concurrently enroll in this practicum and a clinic, externship, or another practicum course. Students cannot participate in this practicum and concurrently participate in any clinics, externships or internships which may result in representation of clients with the D.C. Superior Court.

Note: This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

This course is suitable for evening students who can commit to regularly attending class and working 10 hours/week, during business hours, primarily on site at the D.C. Superior Court.

This is a four credit course. Two credits will be awarded for the two-hour weekly seminar and two credits for approximately 10 hours of supervised fieldwork work per week, for a minimum of 11 weeks, to be scheduled with the faculty. The fieldwork work must be completed during normal business hours. The two-credit seminar portion of this practicum will be graded. The two credits of fieldwork are mandatory pass/fail. Students will be allowed to take another course pass/fail in the same semester as the fieldwork.

Students who enroll in this course will be automatically enrolled in both the seminar and fieldwork components and may not take either component separately. After Add/Drop, a student who wishes to withdraw from a practicum course must obtain permission from the faculty member and the Assistant Dean for Experiential Education. The Assistant Dean will grant such withdrawal requests only when remaining enrolled in the practicum would cause significant hardship for the student. A student who is granted permission to withdraw will be withdrawn from both the seminar and fieldwork components.

Default attendance rule for all practicum courses (unless the professor indicates otherwise): Regular and punctual attendance is required at all practicum seminars and fieldwork placements. Students in project-based practicum courses are similarly required to devote the requisite number of hours to their project. If a student must miss seminar, fieldwork, or project work, he or she must speak to the professor as soon as possible to discuss the absence. Unless the professor indicates otherwise, a student with more than one unexcused absence from the practicum seminar (out of 13 total seminar sessions), or one week of unexcused absences from the fieldwork or project work (out of a total of 11 weeks of fieldwork or project work), may receive a lower grade or, at the professor's discretion, may be withdrawn from the practicum course.

LAW 1183 v01 Problem Solving Justice: Developments in Treatment, Diversion, and Community Courts (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201183%20v01) (Fieldwork Practicum)
J.D. Practicum | 4 credit hours
A full course description is forthcoming.

Prerequisite: Prerequisites: Civil Procedure, Legal Practice: Writing and Analysis, Constitutional Law I, and Criminal Justice (or Democracy and Coercion) or Criminal Procedure. J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Recommended: Prior or concurrent enrollment in Professional Responsibility, Negotiations or Mediations Seminar, Advanced Criminal Procedure, Decriminalizing Mental Illness, or Mental Health Issues in Criminal Law.

Mutually Excluded Courses: Students may not concurrently enroll in this practicum and an externship or a clinic or another practicum course. Students cannot participate in this practicum and concurrently participate in any clinics, externships or internships which may result in representation of clients with the D.C. Superior Court.

Note: This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

This course is suitable for evening students who can commit to regularly attending class and working 10 hours/week, during business hours, primarily on site at the D.C. Superior Court.

This is a four credit course. Two credits will be awarded for the two-hour weekly seminar and two credits for approximately 10 hours of supervised fieldwork work per week, for a minimum of 11 weeks, to be scheduled with the faculty. The fieldwork work must be completed during normal business hours. The two-credit seminar portion of this practicum will be graded. The two credits of fieldwork are mandatory pass/fail. Students will be allowed to take another course pass/fail in the same semester as the fieldwork.

Students who enroll in this course will be automatically enrolled in both the seminar and fieldwork components and may not take either component separately. After Add/Drop, a student who wishes to withdraw from a practicum course must obtain permission from the faculty member and the Assistant Dean for Experiential Education. The Assistant Dean will grant such withdrawal requests only when remaining enrolled in the practicum would cause significant hardship for the student. A student who is granted permission to withdraw will be withdrawn from both the seminar and fieldwork components.

Default attendance rule for all practicum courses (unless the professor indicates otherwise): Regular and punctual attendance is required at all practicum seminars and fieldwork placements. Students in project-based practicum courses are similarly required to devote the requisite number of hours to their project. If a student must miss seminar, fieldwork, or project work, he or she must speak to the professor as soon as possible to discuss the absence. Unless the professor indicates otherwise, a student with more than one unexcused absence from the practicum seminar (out of 13 total seminar sessions), or one week of unexcused absences from the fieldwork or project work (out of a total of 11 weeks of fieldwork or project work), may receive a lower grade or, at the professor's discretion, may be withdrawn from the practicum course.
LAW 1264 v00 Professional Responsibility: Ethics in Public Interest Practice

J.D. Course | 3 credit hours

Public interest lawyering is counter-cultural in the legal profession, but the substantive law governing lawyers is generally the same regardless of practice area. This course examines the regulation of the legal profession with a focus on the ethical issues most often encountered by public interest lawyers. Most class meetings will be devoted to applying the Model Rules of Professional Conduct and other lawyer law to problems chosen from the text and other sources. Issues will include confidentiality and publicity; allocation of decision-making authority; conflicts of interest between individual clients and the broader client community or particular social justice movement; settlement and fee shifting; and special problems in organizational, class, and mass representation. The course will also examine the history of public interest law, issues confronting the public interest movement, and career options. This section is open to all students and priority in enrollment is given to students enrolled in the Public Interest Law Scholars program (“PILS”).

Note: Priority for enrollment is given to students enrolled in the Public Interest Law Scholars program (“PILS”). This course satisfies the Professional Responsibility requirement for PILS.

LAW 253 v14 Prosecution Externship Seminar

J.D. Seminar | 3-4 credit hours

The classes will focus on management of learning goals outside of the classroom; development of additional competencies; reflection that is specific to the substance of certain practice areas; and general reflections in practice including access to justice, bias in the legal profession, and leadership and group dynamics.

The goal of this seminar is for students to develop the tools necessary to contemporaneously participate in and learn from field placement experience. An additional goal is for students to become adept at evaluating and assessing the value of practical experiences so that they are able to match their learning goals with future practice environments.

While the seminar is geared toward students with Prosecution field placements, this seminar is open to students enrolled in the JD Externship Program who have field placements outside of this subject area.

More detailed information, including the summer application, will be posted by March 14, 2016 on the J.D. Externship website.

Identifying a Placement
Students are responsible for finding their own placements, but may contact the Externship Program office to schedule an advising appointment at any time. Externships are permitted in government, judicial, and non-profit entities, and students must be supervised by an attorney. Students may not be compensated for the work at their placement, nor may students work on pro bono matters at a for-profit entity. All fall and spring externships must be in the Washington, D.C. area. Summer externships are permitted outside of Washington.

Credits and the Classroom Requirement
Students receive either 2 or 3 credits for 110 or 165 hours worked, respectively, over 6 weeks in the summer session. In addition to their field work, students participate in a 1-credit seminar that meets six times over the course of the summer. Students receive a total of either 3 or 4 credits for their fieldwork and the seminar. ATTENDANCE IS MANDATORY AT ALL CLASS SESSIONS. All enrolled students must be in attendance at the start of the first class session in order to be eligible for a seat in the class and must attend each class session in its entirety.

The seminar will be evaluated based upon the following requirements:

- Class Participation
- Completion of Administrative Requirements (time sheets, supervision agreements, etc.)
- Reflection Memos
- Final Reflection Paper

Pass/Fail
The field work components of externships are mandatory pass/fail offerings and do not count towards the seven-credit limit on pass/fail courses. The one-credit seminar will be graded.

Application Process
Students fill out an externship application, which will be available by March 14, 2016 on the JD Externship website. Students may not register via MyAccess.

Prerequisite: Students must have completed one year of study as a full-time or part-time student BEFORE their externship begins to participate in the J.D. Externship Program.
This course is intended to provoke thought and legal and ethical debate over pressing public policy issues surrounding the major health problems facing America and globally—e.g., infectious diseases, smoking, obesity, violence, injuries, and the environment. First, the course will examine the Constitutional and historical foundations of public health law in the United States. This section will discuss the Constitutional and statutory powers and duties of government to assure the conditions for a healthy and safe population, including the implementation of the Affordable Care Act. Second, the course will examine the conflicts between public health and civil liberties. For example, the course will probe conflicts between: (1) injury and disease surveillance and privacy; (2) labeling and advertising restrictions and freedom of expression; (3) personal control measures (e.g., screening, forced medical treatment and quarantine) and liberty; (4) commercial public health regulation and property rights. Finally, the course will examine the future of public health law. This "Future" includes a careful analysis of biosecurity—both naturally occurring (e.g., Ebola, pandemic influenza, Zika Virus) and intentional (e.g., bioterrorism such as smallpox and the anthrax attacks after September 11, 2001). This course should be important for all students considering careers in health law as well as those simply interested in exploring and debating the state of public health in America. It is a particularly unique opportunity for students given the expertise of Georgetown Law’s own O’Neill Institute for National and Global Health Law.

This course will proceed in three movements. First, it will consider the conceptual foundations of public health law in the United States through the lens of governance, ethics, and human rights, affording particular attention to the statutory and regulatory powers and duties of federal and state governmental entities to protect the health and safety of the population. Second, it will examine the sources of tension between the objectives of public health and civil liberties, including, among others: labeling and advertising restrictions and free speech; disease surveillance and privacy; and considerations in personal versus population-based conceptions of health. Lastly, this course will conclude by considering emerging public health issues at the intersection of law and ethics, such as biosecurity, vaccine policy, and the role for public health in broader discussions around health care reform in the United States.
**LAW 1319 v00 Public Policy (D.C. Advantage Practicum)** (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201319%20v00)

**J.D. Practicum | 9 credit hours**

In a D.C. Advantage practicum course, students participate in a weekly seminar and work for between 20-30 hours/week in a related placement they have secured themselves. This D.C. Advantage practicum course is designed to help law students to take their hard wired academic knowledge and adapt it to the nuanced world of public policy.

**SEMINAR:** To succeed in the world of public policy, advocates must communicate an idea effectively and succinctly, convince opponents to support them, build a coalition to support their position, use the media to their advantage, testify before Congress, and raise money. These are some of the practical skills learned on the job after graduation from law school, but this course will give students a window into being an advocate before they graduate, the kinds of hands-on skills not otherwise taught in law school. It is designed for students who are simultaneously working in a public policy related field (in a position the student has found him- or herself), and aims to teach competencies that are directly relevant to that work. This seminar will be built around a real-world issue such as immigration or gun control. Class sessions will cover topics such as Congressional procedure, lobbying Congress, building a coalition, political journalism, money and politics, the political Press Secretary, the Committee process, negotiation and leadership, and the Executive Branch. Guest speakers will participate in many of these sessions to provide on-the-ground insights from their work. Students will earn 3 graded credits for the weekly seminar.

**FIELDWORK:** Students in this program will work for between 20-30 hours per week, for at least 11 weeks, in a public policy-related position (in a Congressional office, with a nonprofit engaged in policy work, etc.) with close supervision by an attorney from that office. Students are responsible for finding their own placements, and must have the placement offer when applying to the program. They will earn 4 pass/fail credits for 20 hours/week of fieldwork, 5 pass/fail credits for 25 hours of fieldwork, or 6 pass/fail credits for 30 hours/week of fieldwork.

**Prerequisite:** Prerequisites: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Required co-requisite: Every student taking a D.C. Advantage practicum must concurrently enroll in at least one additional course that relates to the fieldwork he or she will be doing.

**Mutually Excluded Courses:** Students may not concurrently enroll in this practicum and a clinic, externship, or another practicum course.

This course is mutually exclusive with all other D.C. Advantage practicum courses and the externship program (that is, a student may do only one D.C. Advantage practicum while at Georgetown Law and may not do both a D.C. Advantage practicum and an externship during his or her time here.) Students who completed one externship before this rule went into effect (Fall 2016) may seek a waiver and are still eligible to take this course. Under no circumstances may participants in this course concurrently or subsequently enroll in an externship. This course is also mutually exclusive with the summer Delaney Public Policy Scholars program.

**Note:** This course is open to J.D. students only.

Students must apply to this program through an online application that will be made available during the Fall 2016 semester. We will update this page with a link to the application as soon as it is available.

Students who enroll in this course will be automatically enrolled in both the seminar and fieldwork components and may not take either part of the course on a pass/fail basis.

**LAW 586 v00 Race and American Law** (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20586%20v00)

**J.D. Course | 4 credit hours**

With such watershed events in the civil rights movement as Brown v. Board of Education (1954) and the civil rights acts of the 1960s, the eradication of racial subordination in America seemed an achievable goal. Yet, in America today, racial minorities continue to experience social and economic disadvantages, and race relations remain strained in many respects. Whether law has aided or impeded the cause of civil rights in the past and the extent to which law can help to resolve racial issues in the present and future are questions of considerable controversy. This course will examine the response of law to racial issues in a variety of legal contexts. Topics will likely include the meaning of race and racial discrimination, intimate relationships, child placement, employment, education and integration, policing and criminal punishment, free expression, and political participation. Classes will center on candid discussion and participatory exercises about the issues raised by the assigned material. The course will cover most of the seminal "race" cases decided by the U.S. Supreme Court.

**Recommended:** Constitutional Law II: Individual Rights and Liberties.

**Note:** Laptops may not be used during class sessions.
LAW 1488 v00 Race and Voting Rights (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %201488%20v00)

J.D. Seminar (cross-listed) | 2-3 credit hours
This seminar will examine federal law and policy regarding voting rights, with a focus on requirements for equal treatment of racial, ethnic, and language minorities. Included are federal protections against racial discrimination and vote dilution under the Constitution and Voting Rights Act; aspects of federal law on redistricting and racial gerrymandering; language assistance protections; the racial impact of state-law voter qualifications (including voter identification requirements, documentary proof-of-citizenship statutes, and felon disenfranchisement laws). Students in this seminar will engage with the constitutional, statutory, and doctrinal foundation for racial nondiscrimination in voting, and will also consider the application of that foundation to current legal and policy debates about voting rights and election participation.

Learning Goals
A. Develop an understanding of foundational legal principles. Students will gain a working understanding of voting rights law as it affects the opportunity for equal and nondiscriminatory participation by racial and ethnic minorities, including congressional authority to prohibit discrimination in voting, protection of minority interests in redistricting, regulation of voter qualifications and registration requirements, and protections for language minority groups.

B. Synthesize and apply foundational principles to contemporary problems in voting. In addition to studying the central legal principles established by the Constitution, federal statutes, and key Supreme Court cases, students in this seminar will also develop an understanding of how to synthesize those foundational sources and apply them to current legal debates regarding voter participation and access to the ballot.

C. Refine presentation skills. The class participation and research presentation requirements of this seminar will require students to develop their skills both in speaking about legal issues and in engaging in critical exchanges with classmates about legal issues.


Note: This seminar requires a paper. Students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the Upperclass Legal Writing Requirement.

LAW 1021 v01 Race, Gender and Criminal Law Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW %201021%20v01)

J.D. Seminar | 2-3 credit hours
The course examines the role of race and gender in substantive criminal law and criminal procedure. Selected topics include rape, racial disparities, hate crimes, victimization, race and gender based defenses, including cultural defenses and the "battered spouse" defense, jury selection and participation, prostitution and sex crimes, and racial profiling. Readings will consist primarily of cases and scholarly articles. Possible case books include "Race and Races" (Thompson West) and "Women and the Law" (Thompson West). Selected readings from "Race, Crime, and the Law" (Kennedy) and "Let's Get Free: A Hip-Hop Theory of Justice" (Butler).

Prerequisite: Criminal Law.

Note: ATTENDANCE IS MANDATORY AT ALL CLASS SESSIONS. All enrolled and waitlisted students must be in attendance at the start of the first class session in order to be eligible for a seat in the class and must attend each class session in its entirety.

This seminar requires a paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.

LAW 1607 v00 Race, Inequality and Progressive Politics: Voting Rights in America (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201607%20v00)

J.D. Course (cross-listed) | 3 credit hours
Race, Inequality and Progressive Politics: Voting Rights in America explores 1) the role of race and inequality in the evolving progressive vision of American democracy 2) lessons learned from successive backlashes to the progressive vision and 3) the implications of this history for the future of progressive politics in America. Tracking the historical evolution of progressive politics from 19th century Reconstruction to 20th century Civil Rights, this course locates the defining characteristics of American Progressive thought in an Ideology of Equality that consists of the following: 1) a critique of entrenched economic, political and social inequality 2) the reconstruction of government's role in remedying inequality and 3) the development of a community-based, participatory democracy – a robust civil society supplementing the work of progressive government.

Learning Objectives and Methods: Over the course of the semester, students 1) develop a working knowledge of how race and inequality impact voter registration, participation and/or representation 2) acquire critical tools to identify and analyze dominant ideologies and narratives reinforcing inequalities and 3) explore innovative public policy and civil society solutions to the inequalities plaguing voting rights and electoral politics in American democracy.

Note: This course will have a mid-term exam and a special project.
LAW 1335 v01 Race, Inequality, and Justice (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201335%20v01)
J.D. Course | 2 credit hours

Course Organization and Overview
This course explores the law’s response to the problem of economic inequality. By 2015, the political and economic conversations have recognized the stark and unacceptable wealth and economic differences that underlie growing political and social instability. We will approach the subject from an interdisciplinary perspective that includes sociology, psychology, history and cultural studies. The course offers an introduction to the work of classic economic thinkers such as Adam Smith, and contemporary economists and legal scholars including Milton Friedman, Gary Becker, Richard Posner and Ian Ayres. The primary focus of the course however will be an exploration of the limits and failures of conventional rational choice approaches to explaining the questions arising from economic inequality for members of groups who have experienced pervasive race, gender and other forms of cultural subordination.

We will explore the conceptual framework of marketplace distribution of commodities, the cultural determinants of market value, and the claims of subordinated communities for economic equality. We will develop an understanding of the silence of the Constitution on questions of economic inequality. We will draw upon the insights of a wide range of social science research to map the consequences of the lack of a coherent legal framework to govern questions of distributive justice.

This course does not require a technical background in quantitative economics. The primary material will be drawn from sociology, history, psychology, narrative economics, and critical race theory.

Theme
The case study for this seminar this year will be the economic and social conditions of the city of Baltimore, Maryland. We will explore the impact of the cumulative economic and social deficits of that city. We will take advantage of our course discussion and research to investigate this dramatic example of economic and social inequality in America. This recent example of the explosive combination of police abuse and the underlying condition of wealth and income inequality is just the most recent example of long term neglect. We will try to figure out what factors surround the anger at the criminal justice process of stop and frisk and the implementation of the “broken windows theory” of police enforcement practices that have created police estrangement from many low wealth communities of color. The Freddy Grey Riots and the long-term political, economic and sociological dynamics of Baltimore provide an important to delve more deeply into the connection between police practices and the economic death of cities such as Baltimore.

We will ask are there important counter examples to Baltimore and Ferguson.

Mutually Excluded Courses: Students may not receive credit for this course and Race, Inequality, and Justice Seminar.

LAW 1335 v00 Race, Inequality, and Justice Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201335%20v00)
J.D. Seminar | 2 credit hours

Course Organization and Overview
This course explores the law’s response to the problem of economic inequality. By 2015, the political and economic conversations have recognized the stark and unacceptable wealth and economic differences that underlie growing political and social instability. We will approach the subject from an interdisciplinary perspective that includes sociology, psychology, history and cultural studies. The course offers an introduction to the work of classic economic thinkers such as Adam Smith, and contemporary economists and legal scholars including Milton Friedman, Gary Becker, Richard Posner and Ian Ayres. The primary focus of the course however will be an exploration of the limits and failures of conventional rational choice approaches to explaining the questions arising from economic inequality for members of groups who have experienced pervasive race, gender and other forms of cultural subordination.

We will explore the conceptual framework of marketplace distribution of commodities, the cultural determinants of market value, and the claims of subordinated communities for economic equality. We will develop an understanding of the silence of the Constitution on questions of economic inequality. We will draw upon the insights of a wide range of social science research to map the consequences of the lack of a coherent legal framework to govern questions of distributive justice.

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We will ask are there important counter examples to Baltimore and Ferguson.

Mutually Excluded Courses: Students may not receive credit for both this course and Race, Inequality, and Justice Seminar.
LAW 440 v04 Refugee Law and Policy (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20440%20v04)
J.D. Course (cross-listed) | 2 credit hours
This course examines domestic refugee law and policy, with particular focus on asylum and other refugee-related claims for protection that arise in the U.S. legal system. Students will become familiar with the key actors in the asylum and refugee law arena, including the U.S. Congress, the Department of Justice, the Department of Homeland Security, the federal courts, and international entities.

The course objectives are: (1) to equip students with an understanding of the principles of refugee policy, asylum law, and the United States’ procedures for refugee protection, and (2) to provide students with a practical appreciation of how refugee policy is formed and a working knowledge of asylum law, which will serve as a foundation for academic research, clinical study, employment, pro bono work, and/or internship opportunities within the U.S. government and the NGO community.

In addition to focusing on the refugee definition as interpreted by U.S. courts, we will examine the processes for adjudicating asylum claims – where the system works and where it fails. We will also seek to understand the limits of asylum law and explore the toughest issues facing asylum adjudicators and policy makers today.

Note: Priority is given to students fulfilling the requirements of the Certificate in Refugees and Humanitarian Emergencies.

LAW 1019 v00 Renewable Energy, Internet, Uber: Bringing Competition to Historically Monopolistic Industries (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201019%20v00)
J.D. Seminar (cross-listed) | 2-3 credit hours
Our major infrastructural industries—electricity, gas, telecommunications, transportation and water—were historically controlled by monopolies. Introducing competition into these industries, an effort largely begun in the 1970s and continuing to this day, has been a struggle. Numerous battles before legislative bodies, regulatory agencies and courts, at the state and federal levels, has produced a distinct body of law. That body of law—the law of introducing competition into historically monopolistic industries—is the subject of this course.

Regardless of the industry or era, the regulation of infrastructural monopolies and their competitors has had five common elements: its mission (to align utility performance with the public interest); its legal principles (ranging from the state law on exclusive monopoly franchise to federal constitutional protection of shareholder investment); policy flexibility (accommodating multiple market structures—from monopolies to competition; and public purposes—from reliability to environmental accountability); reliance on multiple professions (law, economics, finance, accounting, management, engineering and politics); and formal administrative procedures, such as adjudication and rulemaking.

Today, political challenges are causing policymakers to stretch regulation’s core legal principles. Four examples of these challenges are: climate change (e.g., To what extent should we make utilities and their customers responsible for “greening” energy production and consumption?); universal service (e.g., Should we bring broadband to every home, and at whose cost?); privacy (How do regulators induce personal changes in energy consumption while protecting the related data from public exposure?); and protection of our infrastructure from hackers, terrorists and natural catastrophes.

Complicating these political challenges are two sources of constant tension: ideology (e.g., private vs. public ownership, government intervention vs. “free market”); and state federal relations (e.g., Which aspects of utility service are “national,” requiring uniformity, and which are “local,” warranting state experimentation?).

In this field—in which there are many jobs as baby boomers hired in the 1970s retire—regulatory lawyers play varied roles. They advise clients who are suppliers or customers of regulated services, represent parties before regulatory tribunals, advise those tribunals or their legislative overseers, and challenge or defend those tribunals on judicial review. Using Georgetown’s Zoom platform, students will have opportunities to interact with practitioners playing each of these roles.

Note: This seminar requires a paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.
This practicum course is suitable for evening students who can commit to attending the weekly seminars and participating in 15 hours per week of project work for an outside client (usually a regulatory agency), under the direction of the course professor.

SEMINAR: In the field of public utility regulation, lawyers operate at the intersection of multiple professions (economics, finance, accounting, management, engineering and politics); jurisdictions (50 states and several federal agencies); and ideologies (e.g., private vs. public ownership, government intervention vs. "free market"). Regardless of the industry or era, public utility regulation has three common elements: its mission (to align corporate behavior with the public interest), its body of law (ranging from state law on monopoly franchises to federal protection of shareholder investment), and its flexibility (accommodating monopolistic and competitive market structures).

Today's policymakers are stretching traditional public utility law to address frontier problems, such as climate change (Should we require utilities and their customers to reduce and "green" energy production and consumption?); universal service (Should we bring broadband to every home?); homeland security (How vulnerable is utility infrastructure?); and privacy (Can regulators induce changes in personal energy consumption without exposing personal consumption data?). A constant is state-federal tension over jurisdiction (e.g., Which aspects of utility service are "national," requiring uniformity; and which are "local," warranting state experimentation?). The public utility field employs thousands of lawyers in diverse roles.

The seminar component will cover (a) the backbone law (state and federal enabling statutes, constitutional law, antitrust law, contract and tort law, administrative law); and (b) the array of formal and informal procedures (notices of inquiry, rulemakings, contested cases, deliberative decision-making, appellate review) available to decision-makers and parties seeking to influence them.

PROJECT-WORK: Each student will work with a senior decision-maker or advisor within a state or federal regulatory agency, or a public interest group, to solve a frontier policy problem in utility regulation. Past projects have involved electric vehicles, solar energy deployment, broadband investment, revocation of public utility franchises, data privacy, wireline telephone rate structures, and service quality standards in a developing country's natural gas industry. Besides researching and solving substantive issues for the client, student papers and class discussions will address the lawyer's role in (a) integrating multiple professional disciplines; (b) maneuvering within multiple jurisdictions and fora; and (c) assessing and improving regulatory agencies' performance.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: Students may not concurrently enroll in this practicum course and a clinic or another practicum course. Students may concurrently enroll in this practicum course and an externship.

Note: This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission. This practicum course is suitable for evening students who can commit to attending the weekly seminars and participating in 15 hours of project work per week, for a minimum of 11 weeks. Both the seminar portion and the project work (2 credits) must be completed. Students in project-based practicum seminars and fieldwork placements. Students in project-based practicum would cause significant hardship for the student. A student who is granted permission to withdraw will be withdrawn from both the practicum course and a clinic or another practicum course. Students may not concurrently enroll in this practicum course and an externship.
LAW 611 v14 Restorative Justice

This Week One, project-based simulation course is designed to introduce students to restorative justice theory and practice. Across the country restorative justice has emerged as an alternative approach to addressing harm in the juvenile and criminal justice systems, in schools, and in community settings. This has increasingly placed lawyers (and judges) in the role of decision makers regarding the use of restorative justice at different stages of the juvenile and criminal justice process (i.e., pre-trial diversion, deferred adjudication, sentencing, and re-entry); architects of restorative justice community courts; policymakers implementing and integrating restorative responses into legislation; and practitioners of restorative justice in a variety of settings.

Restorative justice is a distinct form of conflict resolution that aims to redirect society’s retributive response to harm. For example, crime, in the context of restorative justice, is not considered just an offense against the state but rather is viewed as a wrong against another person and indicative of a broken relationship between the offender, victim, and community. Accordingly, restorative justice practice seeks to elevate the role of victims and community members, hold offenders directly accountable for their harm(s), and restore, to the extent possible, the emotional and material losses of victims through dialogue and problem solving.

The course aims to improve students’ understanding of restorative justice and their effectiveness as future lawyers. The pedagogy of this course is grounded in an understanding that students must perform complex skills in order to gain expertise. The design of the course is primarily experiential and will expose students to skills associated with interviewing, fact investigation, conflict resolution, problem solving, facilitation, professional collaboration, and self-reflection. To introduce these skills students will engage in (actual and simulated) restorative justice practices (i.e., circles, conferences and/or dialogues) as well as view and analyze case study videos of restorative practices.

Note: This course is mandatory pass/fail, and does NOT count against the 7-credit pass/fail limit for J.D. students.

This optional, elective course is for first-year J.D. students only, who are enrolled through a lottery process. ATTENDANCE AT ALL CLASS SESSIONS IS MANDATORY. All enrolled and waitlisted students must be in attendance at the start of the first class session in order to be eligible for a seat in the class and must attend each class session in its entirety. For more information, see the Week One website (http://www.law.georgetown.edu/academics/academic-programs/jd-program/specialized-programs/week-one-law-in-a-global-context.cfm). Due to the intensive nature of the course, the small-group, team, and individual work that is involved, and the preparation that is necessary to ensure a positive student experience, students who wish to drop the course after they have accepted a seat must drop by Friday, November 30, at 3:00 p.m. After that point, permission to drop from the course professor and Assistant Dean for Experiential Learning is required. Students who are enrolled but do not attend the first class session will be withdrawn from the course.

LAW 1185 v00 Role of In-House Counsel at a Nonprofit

This intensive one-credit course will take students through a fast-paced transaction for a nonprofit to enter into a joint venture with a for-profit company for the digital distribution of a live ballet program in cinemas and beyond. It will take place over the course of a weekend during the school year. The students will play the role of in-house counsel at a nonprofit and the organization’s Chief Digital and Media Officer (also a J.D.) involved with putting together the deal. The goal of the course is to simulate through this hypothetical scenario, the complex array of business, legal and nonprofit governance considerations needed to guide the organization’s decisions in a heavily watched and regulated area.

This course will be highly interactive. Working in teams and individually over the weekend, the students will prepare and deliver to the company’s Board of Directors an analysis of the deal, its risks and rewards, its connection to mission, and its compliance with nonprofit legal and governance expectations and requirements. The situation will also involve a potential conflict of interest which will require the students to prepare a disclosure letter, advise the Audit Committee in light of the organization’s Conflict of Interest policy, and prepare minutes of the Audit Committee meeting. The course will begin on Friday evening and continue throughout the course of the weekend, culminating in a simulated Board meeting on Sunday. The students will work with the General Counsel of Lincoln Center for the Performing Arts and author of Good Counsel: Meeting the Legal Needs of Nonprofits who will give out assignments, discuss roles, review written material, and otherwise coordinate the team. Students should be prepared to dedicate a significant portion of the weekend to the exercise, which will include a combination of instruction, document preparation, board presentation, and legal advising.

Prerequisite: Some exposure to nonprofit law and intellectual property matters is helpful but not required.

Note: This course will meet for one weekend only on the following schedule: Friday, 11/7/14, 4:00 – 6:00 pm; Saturday, 11/8/14 from 9:00 am - 3:00 pm; and Sunday, 11/9/14, from 10:00 am – 3:00 pm. Attendance at all class sessions is mandatory.

This course is mandatory pass/fail and will not count toward the 7 credit pass/fail limit for J.D. students.
**Learning Objectives:**

- At the end of the course, students will have acquired an understanding of the various definitions of rules of law and the factors leading to and preventing successful reform efforts.
- At the end of the course, students will have acquired some understanding of the differences and similarities among international financial institutions (IFIs) and their approaches to Rule of Law to be able distinguish varying objectives (e.g. democracy promotion, economic development, human rights and social justice, anti-corruption and law enforcement).
- At the end of the course, students will have acquired a vocabulary and understanding of overlapping (and even inconsistent agendas) to be able to identify the "drivers" of reform and provide inputs for the design or evaluation of Rule of Law reform efforts.

**LAW 403 v04 Rule of Law and the Administration of Justice**

J.D. Seminar (cross-listed) | 2 credit hours
This course offers students an opportunity to learn about the emerging field and practice of strengthening the Rule of Law. It employs a case study methodology, including specific sessions for dialogue and interaction with judges from the U.S. judiciary who have been directly engaged in rule of law programs. Topics include: definitions of the "rule of law", national security reforms, access to justice, criminal procedural reform, court administration and case management, commercial courts and alternative dispute resolution (ADR), challenges to judicial independence, post conflict/transitional justice, and indicators of corruption in the legal system itself. We will consider the rationale behind rule of law reforms by examining experiences in countries, including the U.S., seeking more competitive market economies, stronger law enforcement (domestically and internationally), greater social justice and/or responses to an increase in demand from users (individuals/businesses). The course will also address the often overlapping or inconsistent agendas of bilateral donors, regional and international organizations (e.g. OECD, U.N., World Bank, International Monetary Fund, USAID, Inter-American Development Bank, among others) in our analysis and discussion.

**LAW 1450 v00 Segregation Seminar: History and Future for Education, Housing and Opportunity**

J.D. Seminar | 3 credit hours
The course will cover segregation in public accommodations, residences and education, historically and currently. Although the workforce, marriage, and access to citizenship and voting were segregated for centuries in the U.S., employment discrimination, anti-miscegenation, immigration and election law are beyond the scope of this course. Students will learn that the US is racially segregated in housing and education and that segregation is discriminatory. They will grapple with the fundamental question of why segregation exists and the role of law in creating and responding to segregation. Students will gain a historical perspective on the ideology of white supremacy that animates segregation. They will learn that the chief consequence of segregation is inequality, for everyone, people of color and whites. Among those consequences are mass incarceration, health and wealth disparities, wasted human capital due to lack of opportunity, racial hostility, militarized policing in certain neighborhoods (Ferguson & all its antecedents and successors), environmental degradation, and suburban sprawl. Students will also learn strategies for dismantling segregation and, hopefully, help develop innovative solutions in their research papers.

**LAW 373 v00 Seminar on Humanitarian Crises**

J.D. Seminar (cross-listed) | 3 credit hours
This research seminar will provide an opportunity to critically examine a number of humanitarian crises, including Afghanistan, Bosnia, Colombia, Haiti (earthquake -2010), Iraq, Myanmar, Somalia, South Sudan, Syria, Ukraine, West Africa (Ebola-2014), and Yemen. Each of these crises will be analyzed in terms of: their causes; efforts to prevent, respond to and recover from the crisis; the extent to which international legal frameworks were applied and the impact of the crisis on legal principles; the engagement of different actors (from military forces to local faith-based communities); the extent to which humanitarian principles of neutrality, independence, and impartiality were compromised in humanitarian response; the relationship between refugees, internally displaced persons and ‘trapped populations’ as determinants of international attention; and difficult operational issues around access, negotiations with non-state actors, and the relationship between security concerns and humanitarian response.

Prior to the first class, law students must read the 1951 Refugee Convention and a very short excerpt, pp. 30-39, from a chapter he wrote on "Improving Legal Frameworks" in The Uprooted: Improving Humanitarian Responses to Forced Migration (2005).

**Recommended:** At least one course in Refugee Law, International Human Rights Law, or International Humanitarian Law.

**Note:** See the schedule of courses on the Main Campus Registrar’s website (http://registrar.georgetown.edu) for room assignments. Law Center students may register only through the Law Center’s registration system.

This seminar requires a paper. J.D. students must register for the 3 credit WR section of the seminar (LAWJ-373-09) if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement.
LAW 1441 v00 Serial and Adnan Syed: Special Topics in Criminal Procedure (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201441%20v00)
J.D. Seminar (cross-listed) | 2 credit hours
The popular podcast Serial’s first season was a classic “whodunit,” chronicling the case of Adnan Syed, a Baltimore high school student accused and convicted of murder. The story also raised several complex and interesting questions of criminal procedure. Using the case of Adnan Syed as a case study, this course will cover topics that criminal defendants face from “bail to jail”, including bail and pre-trial detention, plea bargaining, ineffective assistance of counsel, and sentencing. This course will examine the responsibilities and the power allocated to each of the players in the criminal justice system, including judges, prosecutors, defense counsel, law enforcement, and defendants. At each stage, we will ask whether the system is working optimally, and how the process may be improved.

The first hour of each class will tackle the constitutional cases assigned that week; the second hour will apply the law to the Adnan Syed case facts. Because the Adnan Syed case is ongoing, the readings may be supplemented with late-breaking court filings. The course will also feature guest speakers involved in the Adnan Syed litigation. Assignments will include three short (2-3 page) writing assignments and a final (10-15 page) paper.

Prerequisite: Criminal Justice or Criminal Procedure.

Mutually Excluded Courses: Students may not receive credit for this course and Advanced Criminal Procedure or Advanced Criminal Procedure and Litigation.

Note: Students may not withdraw from this class after the add/drop period ends without the permission of the professor.

LAW 1353 v00 Sexual Orientation, Gender Identity & Expression, Sex Characteristics and International Human Rights Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201353%20v00) (Project-Based Practicum)
J.D. Practicum | 4 credit hours
In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of the professor. This project-based practicum course will focus on issues of sexual orientation, gender identity, gender expression and sex characteristics from an international human rights law perspective. Students will participate in a two hour/week seminar and carry out 10 hours/week of project work under the direction of the course professor.

SEMINAR: Lesbian, gay, bisexual, transgender, and queer (LGBTQ) people are victims of multiple human rights violations, which are directly linked to the lack of acceptance (by societies and the State) of their non-normative sexualities, gender identities or expressions. Some of the most common human rights violations of LGBTQ people include killings, torture, ill-treatment, “corrective” rape, discrimination in schools, workplace and in accessing health services, among many others. Intersex persons face human rights violations related to the lack of respect towards their bodies, which differ from the socially accepted standards of “female” and “male” bodies, including irreversible non-consented genital surgery at the early stages of infancy and forced sterilization. The course will take a close look at some of these violations, and the corresponding States’ obligations under international human rights law. In seminar, students will analyze landmark and recent decisions emerging from regional and international human rights monitoring bodies, which have developed standards for the interpretation and application of human rights to sexual orientation, gender identity and bodily diversity. This analysis will provide a solid legal foundation for students to develop their projects for external partners.

PROJECT WORK: Students will work, under the direction of the professor, with external partners on legal and policy projects, including but not limited to, legal research (statutory and case law), drafting memoranda on specific human rights issues faced by lesbian, gay, bisexual, transgender, queer, and intersex (LGBTQ) people, preparing shadow reports to present before international human rights bodies, conducting analysis of legislation or a case pertaining to the rights of LGBTQI people, among others. External partners include international and domestic leading human rights organizations working on the promotion and protection of the rights of LGBTQI people at the international, regional or local level.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: Students may not concurrently enroll in this practicum course and a clinic or another practicum course. Students may concurrently enroll in this practicum course and an externship.

Note: This practicum course is open to LL.M. students, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

Evening students who work during the day are encouraged to reach out to the professor to discuss whether this practicum course would be compatible with their schedules. This is a four credit course. Two credits will be awarded for the two-hour weekly seminar and two credits will be awarded for approximately 10 hours of supervised project work per week, for a minimum of 11 weeks. Both the seminar and the project work will be graded. Students who enroll in this course will be automatically enrolled in both the seminar and project components and may not take either component separately. After Add/Drop, a student who wishes...
LAW 1173 v00 Social Enterprise and Nonprofit Law Clinic (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201173%20v00)
J.D. Clinic | 9 credit hours
Please see the Social Enterprise and Nonprofit Law Clinic website (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/social-enterprise) for more detailed information about the clinic.


For information about clinic registration generally, please see the Clinic Registration Handbook (http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/clinic-applications/upload/Clinic-Registration-Handbook-v2.pdf).

Mutually Excluded Courses: Students may not concurrently enroll in this clinic and an externship or a practicum course.

LAW 435 v01 State Government Law and Policy (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20435%20v01)
J.D. Seminar (cross-listed) | 2 credit hours
"There will always be a new federalism" one scholar said. In recent years, the federal government has taken on increasing responsibility for state programs that traditionally have been within the purview of state government, including health, education, and job creation. The states have not accepted this diminished role, and in state legislatures and federal courts across the nation, a battle is being played out over the constitutional limits of federal power. This course will examine the balance of powers between the three branches of state government and the intergovernmental relationship between state and federal levels. We will start with an examination of Tenth Amendment, Commerce Clause, and coercive federalism jurisprudence, focusing in particular on National Federation of Independent Business v. Sibelius (the Affordable Care Act case). We will also look at state constitutions and the role of state courts of final jurisdiction in the protection of individual rights and the roles of these courts as a counterpoise to federal courts, the role of the governor, the relationship of state governors to their legislatures, judicial independence in states that elect their judges, and states as lobbyists of the federal government. We will consider the choice advocates make between litigating or pursuing state legislative change to advance policy objectives. There will be two assessments, both involving role-playing, which will require student papers as well as one-on-one evaluation of oral presentations. For these, students will be expected to work on contemporary issues simulating the work of state legislative committee staff, Governor’s counsel staff, and state-level lobbyists. Participation will be a component of assessment for the class. Limited to 20.

LAW 415 v00 Strategic Intelligence and Public Policy Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%20415%20v00)
J.D. Seminar (cross-listed) | 3 credit hours
This seminar explores several significant legal and policy concerns raised by the conduct of foreign intelligence activities. We will consider the disclosures of Edward Snowden and their impact on the balancing of national security and privacy, the congressional authorization for foreign intelligence surveillance and the operation of the Foreign Intelligence Surveillance Court. We will review the role of Congress and the executive branch in intelligence oversight. We will consider the investigation and prosecution of espionage, using the Aldrich Ames and other recent cases as examples, including the Classified Information Procedures Act and the state secrets privilege. We will examine the authority for, and controls on, covert action and its role in the conduct of foreign policy, and compare the role of military special operations. We will use one class to examine the Law of Armed Conflict and International Humanitarian Law. And we will discuss the problems of cyber-security with a senior corporate officer from a major military industrial company. The class will be structured as an ongoing conversation on these and related topics.
Street Law: Community provides law student instructors insights into correctional and community law related issues affecting the lay public.

The Street Law instructors, in pairs, teach two courses in the community, consisting of a weekly 90-minute class, at two separate sites, for six weeks of the eight-week summer session. Topics may include negotiation and dispute resolution, small claims court, public benefits, landlord/tenant, torts, family law, and various other topics of civil and criminal law. The course features an innovative series of criminal law lessons based on the podcast, "Serial," and actual evidence from the case. The course concludes with a mock trial or mock hearing.

The program utilizes interactive, participatory, learner-centered methods that not only develop learners’ knowledge and skills in the subject areas but also develop critical thinking, reading, writing and listening skills, and basic advocacy skills.

The first class will be held on Thursday, May 25 from 6:30 p.m. – 9:30 p.m., and will consist of an orientation on teaching methods. Additional orientation sessions will be held on two evenings or a weekend day that are convenient for participants. Regular seminar classes will be held from 6:30 p.m. – 9:30 p.m. on Monday nights.

Mutually Excluded Courses: Students may not receive credit for both this practicum and the fall semester Street Law: Criminal Justice and Human Rights practicum. Students are eligible to participate in the spring Street Law: Mock Trial Advocacy practicum. The course is open to both J.D. and LL.M. students.

Note: After registering via MyAccess, please email Street Law Teaching Fellow Gharrett Favinger at gf275@georgetown.edu to set up an informational interview with Street Law staff.

A student who accepts a seat in Street Law: Community for Summer 2017 may not drop after April 28. If fewer than four students are enrolled on that date, the program will not be offered. Any student who is admitted after April 28 may not drop the program after formally accepting the seat.
J.D. Practicum | 4 credit hours

In fieldwork practicum courses, students participate in weekly seminars and conduct related fieldwork at outside organizations. This fieldwork practicum course will focus on the access to justice crisis in this country. Students will participate in a two-hour/week seminar and carry out 10 hours/week of fieldwork with organizations that are engaged in research and developing interventions to address the civil access to justice crisis.

SEMINAR: In the two-credit, graded, seminar portion of the practicum, students will learn about the nature and extent of the access to justice crisis in this country. Recent studies reveal that an estimated 75% of civil cases in the state courts have at least one party who is unrepresented, leaving some 30 million people who cannot afford an attorney alone in court. Indeed, 86% of civil legal problems of low income Americans receive inadequate or no legal help. The stakes are high with many people without legal help facing the danger of losing their families, their homes and their livelihoods. Yet, this invisible crisis has given rise to an array of innovations to serve more people who cannot afford an attorney. Students will study new interventions to rectify this broken system; consider strategies to bring forward solutions; enhance their competencies in gathering essential information; engage in creative problem-solving; enhance their legislative and rule drafting skills; gain experience in working as part of a team; and address cultural issues and concerns.

FIELDWORK: In the two-credit, mandatory pass/fail, fieldwork portion of the practicum, students will be assigned to work with organizations that are engaged in research and development initiatives to address the civil access to justice crisis. The organizations may include District-based legal services providers—such as Ayuda, D.C. Access to Justice Commission, D.C. Pro Bono Center, as well as national organizations such as the Legal Services Corporation, Fines and Fees Justice Center, or the Self Represented Litigation Network. Initiatives underway include: revising unauthorized practice of law rules to permit non-lawyers to help address unmet legal needs; expanding pro bono commitments through establishing mandatory pro bono requirements, and through other means; developing “low bono” projects to represent those with modest incomes who cannot afford the normal rates lawyers charge; creating ways for professionals and community actors who are not lawyers to help provide access to justice; creating civil Gideon requirements at state levels in adversarial proceedings where basic human needs are at stake; providing new forms of self-help services to those who represent themselves in litigation or in their handling of other legal matters; and reforming court rules and procedures to create a fairer environment for pro se litigants.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course.

Note: LL.M. students may enroll in this course and an externship or a clinic or another practicum course.

Note: This course is suitable for evening students who can commit to attending seminar and working 10 hours/week (during business hours). This is a four credit course. Two credits will be awarded for the two-hour weekly seminar and two credits for approximately 10 hours of fieldwork per week, for a minimum of 11 weeks, to be scheduled with the faculty. The two-credit seminar portion will be graded. The two credits of fieldwork are based on independent work and are not required to be completed at the DC public high school. Alternatively, students may take the seminar portion at the University of the District of Columbia Community College, an approved upper division course. Students must complete 10 hours/week of fieldwork, which is an additional 20 hours of work per week. Students must work for at least 10 hours/week preparing for and teaching a course in practical law. Law student instructors have the primary responsibility for the instruction and grading of their students. Street Law faculty and fellows observe each law student instructor and conduct post observation debriefs at least three times per semester. The experience of guiding students through the mock trial process is remarkable and unforgettable. The analytical and critical thinking skills that high school students and community members develop, thanks to the law student instructors, are invaluable for their future endeavors.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course.

Note: LL.M. students may enroll in this course, space permitting. Interested LL.M. students should email Louis Fine (fine@law.georgetown.edu) to request admission.

This course is suitable for evening students who can commit to attending seminar and working 10 hours/week (during business hours). This is a four credit course. Two credits will be awarded for the two-hour weekly seminar and two credits for approximately 10 hours of fieldwork per week, for a minimum of 11 weeks, to be scheduled with the faculty. The two-credit seminar portion will be graded. The two credits of fieldwork are based on independent work and are not required to be completed at the DC public high school. Alternatively, students may take the seminar portion at the University of the District of Columbia Community College, an approved upper division course. Students must work for at least 10 hours/week preparing for and teaching a course in practical law. Law student instructors have the primary responsibility for the instruction and grading of their students. Street Law faculty and fellows observe each law student instructor and conduct post observation debriefs at least three times per semester. The experience of guiding students through the mock trial process is remarkable and unforgettable. The analytical and critical thinking skills that high school students and community members develop, thanks to the law student instructors, are invaluable for their future endeavors.

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Among the learning objectives for this course are: developing an understanding of how the law conceives of the press, journalists, and the audience for news; determining what legal questions arise as a result of how technology is impacting the press; creatively considering the role of news in an era when journalists are pushed to amass clicks. Who is a journalist when access to publication technology has been democratized? Are reporter shield laws still relevant when technology allows the government to covertly spy on journalists? Does law have a role to play in combating so-called “fake news”? Can and should the First Amendment (or other law) protect the press from being squeezed by technology platforms? More generally, what is law’s role in protecting journalists, the press, or the journalistic process? This course aims to encourage deep thinking, discussion, and writing about the answers to these questions.

These rapid changes lead to numerous legal questions: What is the “free press” in an era when journalists are pushed to amass clicks? Who is a journalist when access to publication technology has been democratized? Are reporter shield laws still relevant when technology allows the government to covertly spy on journalists? Does law have a role to play in combating so-called “fake news”? Can and should the First Amendment (or other law) protect the press from being squeezed by technology platforms? More generally, what is law’s role in protecting journalists, the press, or the journalistic process? This course aims to encourage deep thinking, discussion, and writing about the answers to these questions.

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LAW 1034 v00 The Federal Role in Education Law Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201034%20v00)
J.D. Seminar | 3 credit hours
What is the appropriate role of the federal government in education law and policy? Providing public education is traditionally understood to be primarily the responsibility of state and local governments. Yet over the course of the last sixty years, each branch of the federal government has taken on an increasingly large role in the regulatory system within which public schools in America operate. For example, Congress has passed laws governing the education of children with disabilities; requiring non-discrimination on the basis of gender, race, and national origin in public schools; and requiring states to create and administer standardized tests to students at regular intervals. The Education Department (itself a relatively new entity) monitors districts’ and states’ compliance with certain civil rights laws and threatens to take federal funds away from non-compliant recipients, while the Department of Justice engages in related litigation. Federal courts, meanwhile, have issued injunctions requiring restructuring of school systems in compliance with federal law. This course will examine these developments from historical, doctrinal, and policy perspectives.

Taking this class provides an opportunity to write a substantial paper on a relevant topic of your choice. While the course focuses on K-12 issues, paper topics relating to any aspect of the federal role in education are welcome. Completing the written work for this class satisfies the J.D. Upperclass Legal Writing Requirement.

Recommended: There is no prerequisite for the class, but experience has shown that students might find helpful concurrent or previous enrollment in Constitutional Law II, Administrative Law, and Education Law. Relatedly, because students select paper topics very early in the semester, enrolling with a rough idea for a research project is advised.

Note: THIS COURSE REQUIRES PROFESSOR PERMISSION TO ENROLL. Please submit a statement of interest for the seminar by 5:00 pm on Tuesday, June 6, 2017 to Professor Pasachoff (Eloise.pasachoff@law.georgetown.edu) explaining why you are interested in the class and any relevant background or experience you have.

LAW 1228 v00 The Financial Crisis: Law, Policy and Inequality (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201228%20v00)
J.D. Course (cross-listed) | 2 credit hours
Theory
Our discussions will provide an introduction to the social justice critique of economic theories of free markets. Our efforts will be guided by economic and social theory as well as financial regulatory policy. We will take up the puzzle of persistent empirical evidence of race and gender discrimination in financial markets, notwithstanding economic theories that posit the elimination of discrimination by the market itself.

Financial System Failure
This semester the course will be concerned with the Financial Crisis of 2008 with special focus on the subprime mortgage crisis and the implementation of governmental bailouts to mitigate the economic damage done to homeowners, taxpayers, the infrastructure of the financial sector and the broader economy. Our course work will include an in depth exploration of the systematic problems in origination, distribution and financing of home mortgages in the United States.

At the end we will focus special attention on the “foreclosure crisis” that included widespread recordkeeping inaccuracies and wholesale failures by banks and servicers to comply with local land recording rules and the ancient rules for the negotiation and transfer of promissory notes.

We will examine the attributes of home mortgage origination markets, public and private policies supporting expanding the market for homeownership, the racial and ethnic characteristics of the borrowers who were sold high priced home loan products with an examination of the relationship of legal rules to the distribution of housing wealth.

Inequality
The course will emphasize the race, gender and other identity variables that work to create and preserve economic inequality. A central exploration of the course will be the problem of race and gender discrimination in the home mortgage lending market and the governmental response to that longstanding economic and social problem. We will make use of a range of materials taken from sociology, economic argument, political theory, constitutional discourse and the critical legal theories of race, gender and social class.
LAW 1454 v00 Topics in LGBT Civil Rights Seminar

J.D. Seminar (cross-listed) | 2-3 credit hours
This seminar will address aspects of the long and ongoing work to win LGBT freedom, equality, and inclusion. Topics likely will include the freedom to marry, challenges to so-called “sodomy” laws, the efforts to establish the rights of transgender individuals, LGBT parenting, and employment discrimination, as well as such matters as how the movement is structured, how political and legal groups and strategies interact, etc. The approach will be to talk not only about the development of the legal doctrine but also about the cultural and political context in which the struggle has taken place, and how that context contributed to the willingness or unwillingness of courts and politicians to embrace the cause. Readings will include briefs, case law, and selections from secondary sources. Students should finish the course with an understanding of how the law in this area has evolved, where it is going, and how the LGBT movement illustrates some more general aspects of how successful civil rights movements in this country operate.

Prerequisite: Constitutional Law II: Individual Rights and Liberties.

Note: This seminar requires a paper. J.D. students must register for the 3 credit section of the seminar if they wish to write a paper fulfilling the Upperclass Legal Writing Requirement. The paper requirements of the 2 credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.

LAW 1430 v00 Transforming the Police Seminar

J.D. Seminar (cross-listed) | 2 credit hours
The relationship between police and the communities they serve is not only one of the most important civil rights issues facing our country today, it is one of the most important issues we face overall. In many respects, police are the face of our criminal justice system and the embodiment of our Constitution. Understandably then, each new revelation of apparent police abuse raises concern, not only about that particular incident, but about the fairness and humanity of our criminal justice system—and even our democracy. These concerns are particularly acute in communities from which police misconduct takes a disproportionate toll.

We will review current thinking on approaches to policing and study police practices related to stops, searches, arrests, custodial interrogations, and the use of force. We will explore different mechanisms of protecting constitutional rights (primarily the First, Fourth, and Fourteenth Amendments) and other legal limitations on police powers. We will pay particular attention to enforcement mechanisms aimed at long-term structural reform of police departments and other law enforcement agencies, such as Section 1983 injunctive suits and the statute authorizing DOJ’s pattern-or-practice investigations in Ferguson, Baltimore, and elsewhere. This course also will explore the extent to which existing legal interpretations of the Constitution may undermine lawful and effective policing, including whether current law sufficiently incentivizes police and non-police players in the legal arena to use their unique authority to prevent police misconduct and its related harms.

The final grade for the seminar will be based on a final paper and participation.

Learning goals for this course:

- Better understand the democratic/ethical values we want local law enforcement to embody and promote.
- Explore the extent to which current policing furthers those values; where it falls short; and why.
  - Gain general understanding of current police practices and the extent to which they do or do not promote lawful and effective policing;
  - Understand/develop an informed opinion on the extent to which the law does and does not appropriately direct and constrain police behavior (emphasis on 1st, 4th, 14th A)
- Understand strengths and weaknesses of legal mechanisms that have been developed to hold police individuals/agencies accountable to the rule of law; develop an informed opinion on which might be more effective in differing climates and how to improve.
- Explore and gain better understanding of limits of the law to “fix” policing and potential need for other interventions (reference to poverty, education, unemployment, but focus in this respect will be on role of protest and direct action, as well as on education/advocacy specifically around issues of bias, esp. race bias).
- Develop and hone skills related to constructive discussions regarding policing, including the nexus between race and policing.

Prerequisite: Constitutional Law I: The Federal System and Criminal Justice or Criminal Procedure.
LAW 1497 v00 Urban Law and Policy Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201497%20v00)
J.D. Seminar | 2-3 credit hours
This seminar will explore a range of legal and policy problems currently affecting American cities including housing and land use, concentrated poverty and racial segregation, expanded efforts to police crime, recent efforts to regulate harmful products (sugary drinks, tobacco, guns, unhealthy food), innovative efforts to encourage economic development, and strategies to expand social justice, among others. We will analyze the underlying social, economic, and political causes of these problems and the responses made by policymakers and courts. We will examine the limits of existing legal doctrines concerning local government powers at a time when local government units are being asked to take on more and more responsibility for improving society and regulating the conduct of citizens in local jurisdictions. Grades will be based on active participation in class discussion and a research paper. The last few weeks of the course will be devoted to student presentations of their research. Students seeking to use this course to satisfy the upper-level writing requirement must sign up for the three credit section.

Note: This seminar requires a paper. J.D. students must register for the 3-credit section of the seminar if they wish to write a paper fulfilling the J.D. Upperclass Legal Writing Requirement. The paper requirements of the 2-credit section will not fulfill the J.D. Upperclass Legal Writing Requirement.

ATTENDANCE IS MANDATORY AT ALL CLASS SESSIONS. All enrolled and waitlisted students must be in attendance at the start of the first class session in order to be eligible for a seat in the class and must attend each class session in its entirety. Laptops and tablets are not allowed in the classroom.

LAW 1458 v00 Use of Force and Human Rights in International Law Seminar (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201458%20v00)
J.D. Seminar (cross-listed) | 3 credit hours
The struggle against international terrorism has raised novel and complex questions about the nature of conflict, national security threats, and the place of human rights in the context of this struggle. These questions are especially salient with regard to state use of force, which involves the deployment of violence against individuals, as well as their seizure, detention, and trial.

In general terms, the current legal approach to dealing with these issues tends to present decision makers with a binary framework that was created with the assumption that conflict between states is the primary threat to international peace and stability. The absence of armed conflict is presumed to constitute peacetime, when human rights law requires that states deal with threats to the peace through law enforcement operations in which lethal force may be used only as a last resort, and exercising physical control over individuals is strictly constrained. Movement from peacetime to war occurs when states use armed force against one another, or when the use of force between non-state organized armed groups (against one another or against a state) reaches sufficient intensity and duration. During this period, the traditional paradigm assumes that international humanitarian law (IHL) largely governs state conduct, and that the demands of human rights law must be adapted to the IHL regime.

International terrorism by non-state actors presents challenges to reliance on this binary peacetime-warframe framework. One possible response is to regard terrorist violence as presumptively occurring during peacetime, which means that terrorism must be addressed under a law enforcement paradigm, which is governed by human rights law. Some critics, however, argue that the scale of destruction inflicted by international terrorist attacks is more akin to wartime damage than domestic criminal activity, and that law enforcement is insufficiently flexible to permit preventive operations. They argue that that international terrorists therefore should be treated as engaged in armed conflict that triggers the application of IHL.

Rules governing the use of force under IHL, however, run the risk of being excessively permissive when applied in settings that do not involve segregated battlefields but terrorists embedded in large civilian populations whose behavior is not unambiguously hostile. Service members are also being increasingly required to carry out activities more akin to law enforcement when undertaking operations amidst these local populations. One response to this is a call for greater incorporation of human rights principles into armed conflict operations in some settings.

There is a pressing need to develop legal concepts to guide operations that blend human rights and national security concerns in a way that does justice to the distinctive nature of many conflicts in the contemporary world. Some commentators and scholars argue that we should eschew the legal categories of human rights law and IHL and focus on forms of regulation that involve highly contextual assessment of the complex competing considerations at stake in particular situations. Others argue that traditional legal categories establish important presumptions, and that human rights law in particular is more flexible about the use of force than many observers realize. Still others suggest that we should consider a new third category to guide the use of force that draws on elements of both law enforcement and armed conflict.

This course will assess these and other positions in the debate, with the aim of exploring how best to respond to the challenges that international terrorism and other forms of non-traditional state violence pose for the use of force.

This course will satisfy the upper-class writing requirement. Student learning objectives for the course are to use class sessions and the
LAW 1515 v00 Water Law Seminar
This course provides a survey of the key elements of domestic water resources law and policy. Students will study the relevant state and federal law, legal opinions and interpretations, and development of underlying policies relating to water resources. The course will provide an overview of the basic doctrines relating to water law — prior appropriation and riparianism, and will consider hybrid systems of water allocation developed to address today's needs and challenges. Students will examine the legal issues surrounding groundwater and water as a shared regional resource. The course will review the law of federal and Indian reserved water rights. Finally, the course will address some of the pressing water resources topics of today, such as sustainable management and climate change adaptation, ecosystem management and Endangered Species Act compliance in watersheds and river basins, and strategies for addressing future water needs. Throughout the course, we will consider the successes and failures of water resources law and policy and prospects for effective water resources management, including conservation, infrastructure development, and the importance of science and data. Students will be expected to participate in class discussions, as well as to complete a final paper. This is a two-credit seminar.

Learning Objectives:

1. By the end of this course, you should have a good understanding of the legal framework for the administration of domestic water resources. The focus will be on relevant federal and state legal and policy regimes, and the respective roles of the federal and state governments. You should also gain insights regarding the impact and adjudication of Indian water rights into selected international topics. You will learn about certain major river basins which illustrate these concepts.

2. During this course, you should attain an appreciation of the history of the development of water resources law and policy, the role this law and policy has played in the development of the United States, and how water resources law and policy has reflected the values of the nation historically.

3. The course should provide you with a context for evaluating ongoing legal and policy issues and controversies relating to the current management of water resources.

4. The course is intended to help you develop your legal skills. Through role-playing as a part of an in-class exercise, you will consider and practice skills relating to the preparation, writing and oral presentation of testimony and public statements for mock Congressional hearings and mock public meetings. Students will gain experience in considering the perspective of the person they are role-playing and how best to present the position they represent. Through these in-class exercises and the class readings, you should develop practical skills and a greater facility with actual Congressional and administrative documents relevant to many legal practices, in addition to case law.

5. Students also will prepare a final paper and present it orally. In doing so, you will have an opportunity to hone your legal writing and oral presentation skills and to develop more in-depth expertise on a water resource issue of your choice.

Mutually Excluded Courses: Students may not receive credit for both this seminar and Water Law Seminar: Allocation and Use in Times of Scarcity.

LAW 1411 v00 Workers’ Rights and the Role of Lawyer in a Social Justice Movement
In a project-based practicum course, students participate in a weekly seminar and work on a project under the supervision of their professor. This project-based practicum course will focus on workers’ rights and the role of lawyers in social justice movements. Students will participate in a two hour/week seminar and carry out 10 hours/week of project work under the direction of the course professor.

SEMINAR: Low-wage workers increasingly struggle to support themselves and their families with their wages. Abusive employer practices and stagnant minimum wages prevent many workers, even those able to find full-time employment, from earning a living wage. Wage theft is rampant, as employers violate labor and employment laws by failing to pay the minimum wage for all hours worked, refusing to pay overtime, or classifying employees as independent contractors to avoid laws that protect workers. Women, people of color, and immigrants are overrepresented in low-paying jobs and industries. Working in service and non-skilled jobs, low-wage workers are rarely unionized and rely on a complex network of local and federal laws to protect them against workplace injustice. In seminar, students will develop an understanding of the applicable laws regarding workers’ rights with a review of relevant case law and literature, class discussion and lectures by the lead faculty member and guest lecturers. They will also have the opportunity to experience and reflect on the challenges of developing a community lawyering practice to support community-based social justice activism. Worker-activists and organizers will offer first-hand descriptions of the work at workers’ rights and worker led organizations such as the EJC Workers Rights Clinic, Many Languages, One Voice [MLOV], the Black Workers Center and Los Trabajadores Unidos and Jobs with Justice.

PROJECT WORK: Low-wage workers and their lawyers are increasingly using a wide range of community-building and advocacy-related activities to support community-identified initiatives that return power to the workers themselves. These workers and activists continue to work to enforce new laws and extend existing laws to ensure workplace justice in Washington, D.C.

Students will experience working in that “community-lawyering” model by spending 10 hours/week with individual workers, organizers and/or other workers’ rights organizations. Most of the cases will involve issues of wage theft; in addition, some may include assisting with preparing an administrative discrimination complaint or workers’ comp forms. In addition, students will work with organizers and worker-activists at the community organizations to develop strategies to support a worker-led campaign such as ensuring language-accessibility at D.C.’s Office of Wage Hour or investigating an employer’s failure to provide withholding information to their employees. The professor will supervise all of the students’ work. Some weekend meetings are possible and all sites are Metro accessible.

Students will be required to complete an online problem solving questionnaire for $35, to be paid by each student.

While it is not required that students in this practicum speak Spanish, Spanish-speaking students are encouraged to enroll as many of the worker-activists speak little to no English.

Prerequisite: J.D. students must complete the required first-year program prior to enrolling in this course (part-time and interdivisional transfer students may enroll prior to completing Criminal Justice, Property, or their first-year elective).

Mutually Excluded Courses: Students may not concurrently enroll in this practicum course and a clinic or another practicum course. Students may concurrently enroll in this practicum course and an externship.
LAW 1371 v00 Writing for Practice: Administrative Law (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201371%20v00)
J.D. Seminar | 1 credit hour
The ability to write effective professional documents is one of a lawyer’s most important skills. This one-credit seminar is designed to help students develop this skill. The seminar will build upon the principles learned in the first-year Legal Research and Writing course by providing instruction in drafting legal documents typical to the particular area of law that is examined in the larger, substantive course associated with the seminar. This writing intensive seminar has been developed by an adjunct professor working in collaboration with the full-time faculty member teaching the larger course. Students should expect to write several documents common in the given practice area, such as client letters, legal research memoranda, motions, or responses. At least one document will require both an initial and final draft. The professor will provide individualized feedback on each writing assignment. In addition to the practical legal writing skills taught, students will also learn more generally about the demands and concerns of regulatory practice.

This seminar, taught by a former law fellow, will expose students to some of the central legal documents and processes that govern administrative rulemaking proceedings. Over the course of the semester, students will advise a high-tech “client” throughout the lifecycle of a rule’s development, including participating in notice-and-comment proceedings and considering whether to appeal the agency’s decision. Students will engage with their clients, advise on key strategic decisions, and produce examples of the documents that are drafted by regulatory lawyers every day. Occasional guest speakers will provide students with special insight into the practice of administrative law.

Written work will consist of several short writing assignments to be completed between class sessions, as well as one longer assignment that students will draft over the course of the semester. Students will be evaluated on the quality of their written work and on class participation. Because the class meets only seven times over the course of the semester, attendance at each session is mandatory.

Prerequisite: Legal Practice: Writing and Analysis; concurrent or prior enrollment in Administrative Law. Students may contact the professor to discuss how they may meet the prerequisite with other prior or concurrent course work or experience.

Note: THIS COURSE REQUIRES PROFESSOR PERMISSION TO ENROLL. Students should email a short statement of their interest in the seminar to Professor Bonner at austin.bonner@gmail.com. Requests for permission to enroll will be reviewed on a rolling basis.
Limit: 10 students. This course is open to J.D. students only.
In the Spring 2016 semester, this course will meet on the following seven Wednesdays: 1/27, 2/10, 2/24, 3/16, 3/30, 4/13, and 4/27.
ATTENDANCE IS MANDATORY AT ALL CLASS SESSIONS. All enrolled and waitlisted students must be in attendance at the start of the first class session in order to be eligible for a seat in the class and must attend each class session in its entirety. A student will be permitted to drop a course that meets for the first time after the add/drop period, without a transcript notation, if a student submits a written request to the Office of the Registrar prior to the start of the second class meeting. Withdrawals are permitted up until the last class for this specific course.

LAW 1622 v00 Wrongful Convictions (http://curriculum.law.georgetown.edu/course-search/?keyword=LAW%201622%20v00)
J.D. Seminar (cross-listed) | 2 credit hours
This course will survey the problem of wrongful convictions. As of the writing of this syllabus, well over 2,200 innocent individuals have been exonerated, 352 by DNA alone; by the time our semester together is over, no doubt there will be more. And because exonerations occur only in the small subset of cases in which exculpatory evidence is discoverable, logic compels us to conclude that there must remain countless individuals locked behind bars for crimes they did not commit. In this course, we will first examine the primary causes of wrongful convictions, including “junk science,” false confessions, prosecutorial misconduct, misidentifications, jailhouse snitches, and ineffective assistance of counsel. Next, we will explore the legal landscape of actual innocence litigation, including habeas corpus, Section 1983, and the lingering question of whether innocence alone is a constitutional basis for relief. Finally, we will consider the moral, ethical, and philosophical implications of wrongful convictions for our justice system, and the difficulty of administering a functioning system while also correcting its mistakes.

Learning Objectives:
1. We hope that, by the end of this class, you will have a working understanding of the most common causes of wrongful convictions and the most common issues that arise when litigating them.
2. We also hope that, throughout the course, you will develop a broader sense for what the fact of wrongful convictions means for our criminal justice system overall, and what if anything we can improve.
3. Finally, we hope that you will develop and demonstrate improved critical thinking, persuasive writing, and oral advocacy through the written and oral components of this class.
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Full-time Faculty

Jane H. Aiken
Peter B. Edelman
Philip G. Schrag
David C. Vladeck