



THE OHIO STATE UNIVERSITY

MORITZ COLLEGE OF LAW

PROGRAM ON DISPUTE RESOLUTION

CERTIFICATE IN DISPUTE RESOLUTION GUIDELINES, 2024-25

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U.S. News and World Report's #2 Ranked Dispute Resolution Program

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FACULTY

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John B. Quigley

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ADJUNCT FACULTY

Cathy Geyer

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Marya Kolman

Tamar Meshel

Carl Smallwood

Robert Southers

Terry Wheeler

CERTIFICATE IN DISPUTE RESOLUTION OVERVIEW & REQUIREMENTS

The Certificate in Dispute Resolution distinguishes those students who graduate from Moritz with advanced knowledge and practical experience in the area of dispute resolution.

The Certificate Program is open to all students in good academic standing at the College of Law. In order to receive the Certificate, a student must fulfill ***both*** of the following requirements:

1. Earn 15 course credits at the College of Law that have been approved as part of the Certificate Program by the faculty administrator and the Associate Dean for Academic Affairs.
 - a. Complete at least six credits of core dispute resolution courses designated by the faculty administrator
 - b. Earn credit for at least one clinic course in mediation
 - c. Earn credit in one dispute resolution seminar, in which the student completes a substantial and high-quality scholarly paper in the dispute resolution field. This seminar requirement may be fulfilled by writing a seminar paper in the Mediation Clinic and Seminar,
 - d. The student may earn up to 3 credit hours through their work as a staff member or editor of the *Ohio State Journal on Dispute Resolution*.

2. AND, successfully complete 112 non-credit externship hours.
 - a. These hours should involve work resolving disputes, expanding comfort level in and exposure to different dispute resolution processes, teaching about dispute resolution, or conducting research and consultation on dispute resolution.
 - b. The 112 hours may be completed through a single placement or through a series of activities during the summers and/or the student's career at the College of Law.
 - c. Either the Langdon Fellow in Dispute Resolution, Bill Froehlich (froehlich.28@osu.edu) or the Director of the Program on Dispute Resolution, Professor Katrina Lee (katrinalee@osu.edu), may approve activities that a student wishes to engage in to satisfy the externship requirement.

The Certificate in Dispute Resolution is a separate document from the J.D. diploma. A notation regarding the Certificate will be made on the transcript of grades for the J.D. degree in the same manner as the notation for honors.

DISPUTE RESOLUTION COURSE LIST

Required Courses:

- 1) Mediation Clinic
- 2) An approved dispute resolution seminar, which may include the Mediation Clinic and Seminar, in which the student completes a substantial and high-quality scholarly paper in the dispute resolution field

Elective Courses offered during the 2023-24 academic year (**bold courses = core courses**):

Course Name	Faculty	Notes
Arbitration	Cole	
Dispute Resolution in the Digital Age	Schmitz & Southers	
Dispute System Design	Froehlich	
Family & Divorce Mediation	Kolman	
Human Rights	Quigley	
International Commercial Arbitration	Meshel	DPIR 1 week course
International Dispute Resolution	Quigley	
Legal Negotiation (spring)	Lee	
Legal Negotiation (fall)	Wheeler	
Mediation Clinic (fall)	Cole & Froehlich	Meets DR Seminar Requirement
Mediation Clinic (spring)	Froehlich & Wilson	May meet DR Seminar Requirement
Negotiation & Mediation	Geyer	
Patient Client Care	Kolman	
Resolving Community Civil Rights Disputes	Smallwood	DPIR 1 week course
Seminar: Dispute Resolution Colloquium	Lee	Meets DR Seminar Requirement
Seminar: Ethnic Conflict	Quigley	Meets DR Seminar Requirement
Seminar: Mideast Conflict	Quigley	Meets DR Seminar Requirement
Seminar: Restorative Justice	Conway	Meets DR Seminar Requirement
Social Media & Conflict	Schmitz	

EXTERNSHIP ACTIVITIES

The 112 hour non-credit externship component requires students to complete work resolving disputes, expanding comfort level in and exposure to different dispute resolution processes, teaching about dispute resolution, or conducting research and consultation on dispute resolution. The 112 hours may be completed through a single placement or through a series of activities during the summers and/or the student's career at the College of Law. *Hours can be earned through voluntary or compensated activities.* Hours generally are not awarded for activities required for a class and/or that receive an academic credit.

Some sample externship hour opportunities are attending and/or participating in:

Qualifying Student Activities

- Dispute Resolution and Youth (DRY)
- Journal on Dispute Resolution Symposium
- Lawrence Negotiation Competition and related Negotiation Workshop (Fall)
- Representation in Mediation Competition (Winter)
- Research for faculty
- Schwartz Lecture on Dispute Resolution (Spring)
- Student Mediation Program
- Truancy Mediation Project
- Volunteering as a mediator or facilitator for class exercises
- Other approved dispute resolution related lectures/workshops

Qualifying Activities Outside of Moritz

- Attendance at a local, state, regional, or national dispute resolution related meeting or conference, e.g.,
 - Ohio Mediation Association
 - ABA Dispute Resolution Conference
- Serving as a volunteer mediator or a staff member working on dispute resolution issues (outside of class) at any venue, including the Better Business Bureau, Franklin County Small Claims Court, Franklin County Domestic Relations and Juvenile Court, the Columbus City Attorney (aka Prosecutor's office)
- Law firm dispute resolution work
- Preparation of dispute resolution-themed article for publication

This is not meant to be an exclusive list of activities that satisfy the externship requirement. If you have a question regarding whether an activity can be counted toward the externship hour requirement, please contact Professor Katrina Lee (katrinalee@osu.edu) or the Langdon Fellow, William Froehlich (froehlich.28@osu.edu).

DISPUTE RESOLUTION COURSES 2024-25 - DESCRIPTIONS

Fall 2024

Arbitration Practice
Professor Sarah Cole
2 Credits

This two-credit course will examine in depth the practice of domestic commercial, labor and employment arbitration. Topics for study likely will include the essential characteristics of arbitration, the division of authority between arbitrators and courts, the judging of consent to arbitrate, a detailed examination of the arbitration process and arbitration practice with a focus on the skills necessary to be a successful advocate in the arbitral forum, and judicial review of arbitration awards. The course will include a series of six or so practical exercises. The exercises will include a labor arbitration, an employment fact pattern that progresses from the beginning of the employment relationship through a mock arbitration, and a commercial arbitration. Students will also learn how to draft an arbitration agreement.

Family and Divorce Mediation
Professor Marya Kolman
2 Credits

In this course, students will practice skills and techniques used in family and divorce mediation and examine and apply relevant family law and mediation statutes and cases. Students will learn to mediate parenting plans, child support, spousal support, division of assets and liabilities, retirement plans, and divorce tax matters. Ethical issues and best practices will be discussed. This course includes the Ohio Supreme Court Family and Divorce Mediation training curriculum and satisfies the requirements of Rule 16.23 of the Ohio Rules of Superintendence for specialized family and divorce mediation training.

International Dispute Resolution
Professor John B. Quigley
3 Credits

Disputes that arise between states of the world often require the work of lawyers to avert a more serious breakdown in relations, or to protect the rights of individuals whose interests are involved in the dispute. Disputes can be over a minor matter capable of quick resolution, or they can be over a long-standing issue extending well back in the history of the disputants. This course examines techniques of negotiation, mediation, arbitration, and judicial settlement for resolving such disputes. Simulations will be held of inter-state disputes, in which students will be asked to represent a state or to act as adjudicator. Simulations will be drawn from current and recent cases in which states seek to resolve territorial and resource claims, or the consequences of armed conflicts.

International Commercial Dispute Resolution

Professor Tamar Meshel

DPIR – short course

1 credit

Description Forthcoming

Lawyers as Effective Communicators

Professor Olwyn Conway

Friday 1:30 to 3:30

2 credits – 1 certificate credit

In this course you will develop the effective communication skills needed to become a persuasive advocate through the use of improvisation and theatre exercises. Throughout this course you will develop several essential lawyering skills such as deep and nonjudgmental listening, the ability to adapt to changing information, building your credibility with an audience, and the flexibility to see and use status while developing your personal presence. In the first half of the semester we will use improvisation exercises to develop the skills of listening, trusting your instincts, and adapting to change. Over the course of the second half of the semester, you will develop a toolkit for persuasive and effective communication using theatrical techniques such as non-verbal communication, vocal technique, and understanding and using the concept of personal objectives and motivations to communicate effectively with others. Throughout the semester, we will apply these skills to various lawyering scenarios, including client interviews, negotiations, and oral arguments. In order to achieve these outcomes and develop these skill sets you will choose a mode of communication for a final presentation based on a client case file and apply what you have learned. At the end of the semester, you will do a presentation for the class and receive structured adjustments during the presentation to help increase your persuasiveness.

Legal Negotiation

Professor Terry Wheeler

2 Credits

This highly interactive course is designed to familiarize students with theories, skills and ethics involved in legal negotiation. Through simulations and role-play exercises, students will gain first-hand experience in applying negotiation techniques. This course will aim to provide students with tools to prepare for, conduct, and analyze negotiation. Topics covered will include creating and claiming value; barriers to agreement and ways to overcome them; client relationships; negotiation power; litigation settlement issues; the role of culture, gender and race in negotiation; ethical dilemmas; and using third-party neutrals. Required readings will be assigned. The course will have no final exam. Students will be evaluated based on factors including assigned writings, class participation, and preparation and performance related to various simulations and exercises.

Mediation Clinic
Professors Sarah Cole & William Froehlich
4 Credits

The Mediation Clinic and Seminar provides opportunities to develop skills as a mediator, along with basic study of mediation law and policy issues. The course combines the features of a regular law school class, a clinic, and a seminar. For the clinical component, students will receive skills training through role plays and exercises, and then serve as a mediator for the Franklin County Small Claims Court and other forums. *Students must have availability to mediate: Make sure that your schedule allows you to mediate at least one Tues, Weds or Thurs afternoon (1:00-3:50 PM) per week, and preferably, at least one Tues, Weds or Thurs evening (after 4:50 PM) per week. Further, students must participate in required mediation training at the start of the semester: Training Dates: Friday, August 23 (evening), Saturday, August 24 (9 am-5 pm), and Sunday, August 25 (9 am-5 pm).*

Negotiation & Mediation Advocacy
Professors Cathy Geyer & Thomas Geyer
2 credits

This hands-on, intensive course combines teaching in dispute resolution techniques (such as negotiation, mediation, arbitration, and facilitation) with in-class simulation exercises and written reflections. There are no prerequisites for this course.

Seminar: Ethnic Conflict
Professor John Quigley
2 credits

The seminar encourages participants to explore ways to curb ethnic conflict. The seminar focuses primarily on conflicts international in character. A single research paper will be required based on a topic of a participant's choosing. The seminar examines ethnic conflict around the world (not excluding the US), to identify reasons for conflict and ways to resolve them. This examination in a variety of settings aims to help one gain a perspective on ethnic conflict.

Spring 2025

Human Rights

Professor John Quigley

3 Credits

This course covers the protection of human rights in international law. Topics include: (1) the feasibility of requiring nation states to comply with international standards in the treatment of individuals; (2) the invocation of internationally protected rights in domestic (U.S.) courts; (3) international remedies and mechanisms for the enforcement of rights. Participants will be asked to participate in simulated proceedings in which states disputing a human rights issue attempt to resolve their dispute in an international forum.

Interprofessional Care (listed as “Patient Client Care” in some locations)

Professor Marya Kolman

2 Credits

The Seminar on Interprofessional Care provides students an opportunity to develop their skills for Interprofessional practice. Participants will develop and practice skills necessary for interprofessional collaboration in solving complex human problems in a case-based format with a focus on urban communities.

Justice Tech

Professor Amy Schmitz

4 Credits

A complete description for this NEW course is forthcoming. This 4-credit course will function like a clinic. Students will work on projects to design and build systems using technology to prevent and resolve disputes. While the projects are not yet finalized, they could include working with Ohio Court systems or Franklin County’s innovative Self-Help Center. In addition to projects, students will engage in concepts connected to AI, online dispute resolution, dispute system design, ethics, and more.

Legal Negotiation

Professor Katrina Lee

3 Credits

This highly interactive course is designed to familiarize students with theories, skills and ethics involved in legal negotiations. Through simulations and role-play exercises, students will gain first-hand experience in applying negotiation techniques. This course will aim to provide students with tools to prepare for, conduct, and analyze negotiations. Topics covered will include creating and claiming value; barriers to agreement and ways to overcome them; client relationships; negotiation power; litigation settlement issues; the role of culture, gender and race in negotiation; ethical dilemmas; and using third-party neutrals. Required readings will be assigned. The course will have no final exam. Students will be evaluated based on factors including assigned writings, class participation, and preparation and performance related to various simulations and exercises.

Mediation Clinic
Professor William Froehlich & Benjamin Wilson
4 Credits

The Mediation Clinic provides opportunities to develop skills as a mediator, along with basic study of mediation law and policy issues. The course combines the features of a regular law school class and a clinic. For the clinical component, students will receive skills training through role plays and exercises, and then serve as a mediator for the Franklin County Municipal Court and other venues. *Students must* have availability to mediate: Make sure that your schedule allows you to mediate at least one Tues, Weds or Thurs afternoon (1:00-3:50 PM) per week, and preferably, at least one Tues, Weds or Thurs evening (after 4:50 PM) per week. *Further, students must participate in required mediation training at the start of the semester:* Training Dates: Saturday, January 4 (8 am-5 pm), and Sunday, January 5 (8 am-5 pm).

Seminar: Dispute Resolution Colloquium
Professor Katrina Lee
2 credits

This new seminar will focus on issues at the intersection of race/equity and dispute resolution and will coordinate with a public lecture series. Students will read and discuss recent papers or works-in-progress and, in several classes, be able to engage with the authors. Some scholars will visit campus to participate in the seminar and present a public lecture. There will be no final exam; student writing will satisfy the seminar requirement. This new dispute resolution course is supported by a Moritz College of Law Academic Firestarter Grant, awarded through a competitive process.

Seminar on Middle East Conflict
Professor John Quigley
Friday 9 to 10:50
2 Credits

Seminar participants will be asked to write a research paper on a topic relating to the Israeli-Palestinian territorial conflict, or to related issues, and to make an oral presentation on that topic at a meeting of the seminar. Topics may be oriented to modes of resolving the conflict, to particular manifestations of the conflict, or to the history of development of the conflict. Papers may, instead of focusing entirely on the conflict, analyze legal issues raised by the conflict but without primary focus on this conflict, for example, focusing on international institutions that play a role in seeking resolution of such conflicts, or on modes of resolution of such conflicts.

Resolving Community Civil Rights Disputes
Professor Carl Smallwood
1 credit

This highly interactive course focuses on multi-party negotiations, working in teams, group decision-making, and negotiating on behalf of organizations to solve complex problems, specifically when there are communities divided by civil rights disputes. In the context of both real case studies and simulations, we will address diverse public policy issues, including civil rights, racial justice, economic inequality. The goals of the class are twofold, for students (1) to acquire a theoretical base through which to analyze, prepare for, participate in and facilitate more complex, multiparty negotiations, and (2) to expand skills through deeper examination of various actual negotiation cases and complex simulations.

Working Draft