

2024-25 Guide to the Upper-Class Curriculum for J.D. Students

Revised: 9/26/2024



THE OHIO STATE UNIVERSITY

MORITZ COLLEGE OF LAW

Preface

The Academic Affairs Committee compiled the original version of this manual in 1994 and the faculty and Associate Dean for Academic Affairs update it annually.

After completing the first-year, mandatory curriculum at the College, there are only three remaining courses that students are required to take in order to satisfy graduation requirements: Constitutional Law, either Appellate Advocacy or Transactional Lawyering, and Professional Responsibility. Beyond those three courses, students are free to choose any course of interest to them. The purpose of this Guide is to help students in the selection of their courses in the second and third year.

In addition to this *Guide to the Upper-Class Curriculum*, you may also wish to consult the [curriculum plans](#) offered on the Moritz Intranet; these documents provide guidance to students planning to pursue a career or focus their studies in a particular substantive area.

We strongly encourage every student to pursue a broad legal education that includes core courses (including bar-tested courses), courses relevant to a student's professional interests and goals, and courses that appeal to a student for any particular reason. As a faculty, we have a range of opinions about whether it is important to choose a specialty or concentration. Some believe that specializing permits more

advanced study, enhances engagement in the second and third years of law school, and provides an advantage in the employment market. In contrast, others advocate that having a broad education is the best approach, since lawyers change specializations frequently curricular breadth may add to greater job opportunities. Each student should make their own decision concerning specialization, in light of their own academic and career goals, in consultation with members of the Moritz faculty and staff.

Our faculty agree that each student should develop knowledge and skills in certain subjects, regardless of their areas of interests. For example, many students take the second-year preference courses: Business Associations, Evidence, and Federal Income Taxation. Faculty members have a range of views on whether preparation for the bar examination should be a factor in course selection. All students should select courses that will help them to develop effective communication and research skills—skills that are essential in every field of law.

If you have questions about what courses to take, you may wish to speak with (1) Associate Dean for Academic Affairs Anne Ralph (2) Assistant Dean for Students Darren Nealy; (3) Director of Academic Excellence Erin Baldwin; (4) faculty designated to provide counseling on course selection; (5) faculty members who teach in specific areas of interest; or (6) any individual faculty or staff members.

Section I: Guidelines for Course Selection

A. Graduation Requirements

1. Total Credit Hours Required

Under Faculty Rule 5.03, a student must successfully complete 88 semester hours of credit in order to graduate. This averages to approximately 14.5 hours a semester in the four semesters of the second and third years. First-year students who have load lightened must average slightly more credit hours in their second and third years in order to complete the required first-year curriculum and the appropriate number of upper-level credit hours.

2. Regularly-Scheduled Law Classes Credit Hours Required

Within the 88 law credits required to earn the J.D., students must complete at least 70 credits in regularly scheduled law classes (or, for dual degree students, at least 67 credits must be in regularly scheduled law school classes).

Regularly scheduled law school classes include:

- Moritz College of Law courses and seminars;
- Moritz College of Law clinics;
- In-class credits completed at another law school, including transfer credits and approved credits completed by students visiting away at another law school;
- Credits from approved study in a foreign exchange program.

Regularly scheduled law school classes do not include:

- Independent study work;
- Journal or moot court/mock trial/competitions;
- Non-law classes (even those taken by dual-degree students); and
- Externships.

3. Residence Requirements

Under Faculty Rule 5.01, a student must have six semesters of full-time residence, or the equivalent, to graduate. Full-time residence is defined as ten semester hours or more of College of Law work in a semester, excluding a summer session. A summer session (regardless of number of hours taken) or a regular academic-year semester of less than 10 semester hours counts as a part-time semester of residence. Rule 5.01 provides in part:

If a student takes fewer than ten semester hours of work in courses scheduled in the College of Law during any semester or summer session, each hour shall count as one tenth of a full semester for purposes of determining whether the full semester requirements for graduation are met. However, no more than three sessions (semester or summer session) may be aggregated during a student's law school career for purposes of meeting the full semester requirements for graduation, and students seeking to aggregate semesters or sessions of fewer than 10 hours to more than one full semester must secure the approval of the Academic Affairs Committee.

Students who wish to accelerate and graduate in December of their third year must take summer courses both summers, together totaling at least ten semester hours, to fulfill the six semester requirement, because a single summer alone, regardless of the number of hours taken, cannot constitute a full-time semester. In addition, if a student seeks to combine two summer sessions into a full-time semester, the student must be sure that the summer sessions together contain at least 65 days of classes. A number of summer programs, particularly programs involving study abroad, do not contain a sufficient number of class days to allow students to accelerate graduation. This includes the University of Oxford-Ohio State University Summer Law Program. A student attending the Oxford Program (or another summer abroad program) who desires to use the attendance at that program to accelerate graduation must also attend other classes of a sufficient number of class days to meet the "class day" requirements. This is also true of other courses that may be offered during the summer; students receive residency credit only for class days on which

those classes actually meet.

Additional graduation requirements are found in Faculty Rule 5.11, which provides that the requirements for completion of the J.D. degree shall be completed within a maximum total of seven semesters of enrollment, whether that enrollment is part-time or full-time, and shall be completed within a maximum total of five calendar years from the date of first matriculation in the Moritz College of Law. This limitation on the maximum numbers of semesters does not apply to students enrolled in a dual-degree program.

4. Course Requirements for Graduation

Students must successfully complete all of the courses in the first-year curriculum in order to graduate. There are three additional upper-level course requirements for graduation: (i) Professional Responsibility, (ii) either Appellate Advocacy or Transactional Practice, and (iii) Constitutional Law. In addition, each student must satisfy the Seminar requirement and the Experiential and Simulated course requirement. Therefore, students should note the following:

a. Constitutional Law

Students must take Constitutional Law during the fall semester of the second year. In unusual circumstances and with the permission of the Associate Dean for Academic Affairs, this requirement may be fulfilled in the third year.

b. Appellate Advocacy or Transactional Practice Requirement

Students must take either Appellate Advocacy or Transactional Practice during the fall semester of the second year. Legal Analysis and Writing I and Legal Analysis and Writing II, normally taken by every student during the first year, are both prerequisites for Appellate Advocacy and Transactional Practice. Only one of these two courses may apply toward completion of the J.D. degree. In unusual circumstances and with the permission of the Associate Dean for Academic Affairs, this requirement may be fulfilled in the third year.

c. Professional Responsibility Requirement

Faculty Rule 5.04 (and most bar admitting authorities) requires every student to complete a Professional Responsibility course (also sometimes referred to as a Legal Profession course). The Professional Responsibility requirement may be satisfied during either the second or the third year. Students may satisfy this requirement by taking the Professional Responsibility course. Students may also choose to fulfill this requirement through the Comparative Legal Professions course in the Oxford Summer Program or the Ethics of Washington Lawyering course in the D.C. summer program. Students should note, however, that the Oxford Summer Program does not provide the session on substance abuse required for the Ohio bar examination. Students satisfying the Professional Responsibility requirement in connection with that program will have an opportunity to separately attend a one-hour substance abuse session in Columbus.

d. Seminar Requirement

Faculty Rule 5.06 requires all students to take a seminar. Seminars have small enrollments, substantial discussion, and rigorous writing components, including formative feedback on a draft. The seminar requirement may be satisfied during either the second or the third year. Any course with an 8896 number meets the seminar requirement. If you have questions about whether another course meets the seminar requirement, please inquire with Registrar Judd.

Fall Semester 2024 Note: LAW 8309 Environmental Law, taken Fall Semester 2024 with Professor Payne, will apply to degree requirements as a Seminar course.

e. Experiential and Simulated Courses Requirement

Faculty Rule 5.05 outlines the requirements related to experiential and simulated courses. Students who completed their first year of law school at Moritz will be required to take at least one additional hour of credit from the specified list of courses, which includes clinics, simulation courses, and externships. Transfer students who did not complete their first-year courses at Moritz may be required to take a total

of four credit hours of skills courses, depending on the transfer of credits.

Students may not use the same course to satisfy both the seminar requirement and the experiential and simulated courses requirement. The following 2024-25 courses satisfy the experiential course requirement:

Anatomy of a Divorce Trial Anatomy of a Divorce Trial / Divorce Trial Practice
Arbitration Practice
Civil Law Clinic
Compliance Externship
Criminal Defense Clinic
Criminal Prosecution Clinic
D.C. Program Externship
Depositions
Family and Divorce Mediation
Health Equity, Policy, & Advocacy
Immigration Clinic
Justice for Children Clinic
Justice Tech
Law Externship
Legal Negotiation
Legislation Clinic
Mediation Clinic
National Security Law and Process
Negotiation and Mediation
Pretrial Litigation
Real Estate Development
State & Local Tax

Trial Practice
Venture Capital & Entrepreneurial Dealmaking
DPIR: Resolving Community Civil Rights Disputes
Professional Practice Capstone Course: Advanced Communication Skills for Lawyers
Special Education Advocacy

Other courses from prior academic years may also fulfill the experiential course requirement, but are not listed here because they are not being offered in the 2024-25 academic year.

5. Other Graduation Requirements

The Faculty Rules contain other graduation requirements relating to class attendance, necessary grade-point average, limitations on the number of failures, and similar topics. See Faculty Rules 5.07, 5.08, and 9.08. There are also particular requirements that apply to students enrolled in dual-degree programs and to students who take courses outside the College of Law for J.D. credit. A student who falls into either of these categories should see Faculty Rules 3.07 and 9.46.

Some state bar authorities require completion of particular law school courses. Also, some bars require students to register during their first year or pay a late fee. If you have further questions about graduation requirements, you may contact College of Law Registrar, Sue Judd, or Assistant Dean of Students, Darren Nealy.

B. Course Registration Process

The course registration process for prospective 2Ls and 3Ls (also referred to as

rising 2Ls and 3Ls) is conducted in the following manner.

1. Procedure

In the Spring of each year, the College provides rising 2Ls and 3Ls with: (a) a copy of the academic calendar for the following year (posted on the Moritz webpage and the intranet); (b) a list of all courses scheduled to be offered for the entire following academic year, including the names of the professors scheduled to teach the course and the class meeting days and times; and (c) access to course descriptions in this document. Typically, professors from several course areas (e.g., clinical programs) offer an information orientation session to describe the projected course offerings and respond to student inquiries. Additionally, the office of the Associate Dean for Academic Affairs, in conjunction with the Moritz Registrar, conducts an information session addressing the curriculum and the online course registration process. With this information, students develop their own course schedule for the following year.

Students enroll in Spring for their courses in the following Fall semester. During the Fall semester, students will receive updated information on any changes to the Spring schedule, and they will enroll in their Spring classes.

Course registration occurs through the University's online course registration process.

2. Course Enrollment Limits, Course Preferences, Waiting Lists, and Credits per Semester Maximum

Course enrollment limits. Each course offered has an enrollment limit. Enrollment limits are set based on the course characteristics.

Course preferences. Rising 3L students register for classes before rising 2Ls. This provides rising 3Ls with priority registration for all upper-level classes, except those designated as second-year preference courses, which are Business Associations, Evidence, Civil Procedure II, and Federal Income Taxation.

Rising 3L students are not permitted to sign up for Appellate Advocacy or Transactional Practice. If you are a rising 3L and have not met the Appellate Advocacy/Transactional Practice requirement, please see Assistant Dean Nealy.

Preferred choice. All rising 3L and rising 2L students have the opportunity to request pre-enrollment in one course for the semester prior to the official start of registration; the form asks students to provide a preferred choice and back-up selections. Students will be enrolled in their first available preferred choice selection.

Waiting lists. During the registration process, students are placed on a waiting list for those classes that are oversubscribed. If an opening in the class occurs, either during the registration process or, more typically, as the semester is about to begin, students are automatically enrolled in the course in the order in which their names appear on the list. Please note, however, that students whose enrollment into a waitlisted course will put them in excess of the maximum allowed credits or who are registered for classes that conflict with the waitlisted course will NOT be automatically enrolled from the waitlist; instead, the spot will be given to the next person on the list. Students are therefore advised to monitor their waitlisted classes and their schedules via Buckeye Link.

Credit per semester maximum. By default, students may not enroll themselves in more than 16 credits. Under special circumstances, the administration may allow a student to enroll in 17 credits. No law student may enroll in more than a total of 17 credit hours for any semester.

C. Course Information and Advising

Course information for the academic year is posted on the Intranet section of the College website. There, you will also find curriculum plans for areas of study and practice. If you have questions about what courses to take, please feel free to speak with (1) Associate Dean for Academic Affairs Anne Ralph (2) Assistant Dean for Students Darren Nealy; (3) Director of Academic Excellence Erin Baldwin; (4) faculty designated to provide counseling on course selection; (5) faculty members who teach in specific areas of interest; or (6) any individual faculty or staff members.

D. Courses outside the College of Law

Faculty Rule 9.46 (B) allows law students to enroll in courses and seminars offered by other graduate level programs outside the college for up to a total of five semester credit hours toward graduation. In order to enroll in non-law courses for credit, a student must obtain certification from a law faculty member. The form for this approval is available on the Registrar's page of the Moritz website. If a law faculty member determines that the course or seminar will be useful and relevant to the student's professional interest and that there is no unacceptable overlap with offerings available in the Moritz College of Law, the law faculty member will certify that in writing using the form. Courses and seminars so approved will count toward fulfillment of the College's hour requirement for graduation if the approving faculty member reviews the student's participation in the course or seminar at least once each semester to determine that it is achieving its educational objective, and if the student receives a passing grade. However, grades earned in such courses or seminars are not included in computing the student's cumulative grade point average in the Moritz College of Law.

Students interested in enrolling in non-law classes at The Ohio State University must apply

to the university's Graduate Non-Degree program:
<http://gpadmissions.osu.edu/programs/program.aspx?prog=0103#&&tab=apply>.

The application deadline for Autumn 2024 courses is August 1, 2024. The application deadline for Spring 2025 courses is December 9, 2024.

Interested students should consult with the Registrar's office or Assistant Dean Darren Nealy.

E. Dual Degree Programs

A number of Moritz students want to simultaneously pursue both a Juris Doctor degree and a graduate degree program in another discipline. Popular joint programs include the JD and the Master of Business Administration, and the Master of Arts in Public Administration. In addition to the educational benefits of such studies, students pursuing the joint program are able to reduce the length of time it would take to earn each degree if pursued separately. Students with questions about dual degree programs should consult with Assistant Dean Darren Nealy.

The opportunity for a student to pursue a joint-degree program is presented by Rule 3.07 of the College of Law Faculty Rules.

Section II: Brief Course Descriptions

The following listing of courses includes courses that are offered on a rotating basis at the College of Law. Please note that the summary descriptions below are provided for advising purposes only. For the most up-to-date information, please consult the schedule of courses or moritzstudentaffairs@osu.edu.

The course listing indicates how frequently we strive to offer each course (*=generally offered every year; **=generally offered every other year; ***=generally offered less frequently). Please note that some courses may not be offered during the 2024-25 academic year and that these projections of course offerings may be subject to change.

The listing also includes the grading basis for the course among the various bases for grading available under the policies of the College of Law. For more information on College of Law grading policies, see the [J.D. Grading Policy](#) on the Moritz Intranet.

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Accounting for Lawyers (7209)*: Accounting Lawyers is a foundational course designed specifically for law students with limited background in accounting. This introductory course aims to equip future legal professionals with the essential skills and knowledge to navigate the financial aspects of legal practice confidently. Over the semester, students will delve into the fundamentals of accounting transactions and the structure and interpretation of financial statements. Through practical examples and real-world applications, the course will demonstrate how financial analysis, including ratio analysis, can provide valuable insights into a company's performance and financial health. Students will explore the time value of money, an indispensable tool for evaluating financial decisions. This course is uniquely tailored for those aspiring to master the language of business within a legal context, enhancing their ability to advise clients, negotiate deals, and make informed decisions. To reinforce theoretical knowledge and apply learned concepts, students will engage with two Harvard Business School cases. These case studies will offer an immersive experience, challenging students to apply their newfound skills in analyzing and solving complex financial scenarios within legal frameworks. This course is not intended for students with extensive accounting backgrounds, specifically those who have completed more than two accounting courses. It serves as an invaluable asset for law students aiming to bridge the gap between legal expertise and financial acumen, preparing them for a successful career at the intersection of law and business. **Grading basis:** Upper-level course grade distribution.

Administrative Law (8306)*: A study of the administrative law process, concentrating upon the functions and procedures of federal administrative agencies and judicial review of agency actions. Administrative law provides a framework to understand the basic administrative process and its control by the three branches of government. **Grading basis:** Upper-level course grade distribution.

Adoption Law (7606):** This seminar explores the public and private law issues that arise during the adoption process. We will explore the substantive legal issues surrounding the adoption process, including issues related to voluntary relinquishment of parental rights, involuntary termination of parental rights, cultural and religious issues surrounding adoption, legal and statutory requirements for a valid adoption, federal regulations, and the different types of adoption. **Grading basis:** Upper-level course grade distribution.

Advanced Communication Skills for Corporate Lawyers (8953): This “capstone” course focuses on particular communication issues relevant to lawyers working in a corporate law department. **Grading basis:** Satisfactory/Unsatisfactory.

Advanced Legal Research (7009)*: This course addresses advanced topics and skills in legal research to prepare students for conducting effective research in practice. **Grading basis:** Seminar/similarly evaluated courses.

Advanced Legal Research: Business and Tax Legal Research (7009):** Business and Tax Legal Research provides students with an introduction to business and tax related materials and advanced training on the finding and utilization of these materials for legal research purposes. Topics covered will include business forms, company filings and SEC research, foreign and international business research, and primary and secondary sources for tax issues. **Grading basis:** Seminar/similarly evaluated courses.

Advanced Legal Research: Federal Administrative Law (7009):** In this course upper-level students will develop strategic legal research skills through practical simulations in the field of federal administrative law. Students will learn how to effectively assess legal research scenarios and formulate rational, efficient, and cost-conscious research strategies. Students will complete and receive feedback on several short assignments throughout the semester, practicing concepts introduced through in-class exercises, and a final complex research problem requiring synthesis of these skills. **Grading basis:** Seminar/similarly evaluated courses.

Advanced Legal Research: Litigation & ADR (7009)*: This course provides students with an introduction to litigation- and ADR-related materials and advanced training on the finding and utilization of these materials. Topics covered will include form books, court rules and jury instructions, arbitrator and mediator research, trial technique research, interdisciplinary resources, and other topics useful in litigation and ADR settings. **Grading basis:** Seminar/similarly evaluated courses.

Advanced Legal Research: State Administrative Law (7009):** In this course upper-level students will develop strategic legal research skills through practical simulations in the field of administrative law at the state level, using Ohio as the default example. Students will learn how to effectively assess legal research scenarios and formulate rational, efficient, and cost-conscious research strategies. Students will complete and receive feedback on several short assignments throughout the semester, practicing concepts introduced through in-class exercises, and a final complex research problem requiring synthesis of these skills. **Grading basis:** Seminar/similarly evaluated courses.

Advanced Legal Writing (7006):** In this course, students will develop as a writers, learn strategies for more effective writing, become a better editor of their own writing, and learn to write legal documents that they have not yet had practice writing. There is a particular emphasis on rhetoric, storytelling, and document design. This course is designed to be useful for law students preparing for a variety of careers and with a broad range of professional goals. **Grading basis:** Seminar/similarly evaluated courses.

DPIR: Advancing Accountability in Ukraine (8950):** The class will explore the United States's and international community's efforts to advance and ensure accountability for crimes committed during Russia's unprovoked invasion of Ukraine, including the investigation and prosecution of atrocities such as war crimes, crimes against humanity, genocide, and the crime of aggression, as well as environmental crimes (ecocide). The class will discuss the importance of continued U.S. and global efforts to counter Russian illicit finance and sanctions evasion, to hold accountable Russian oligarchs and others whose criminal acts have enabled the Russian government to continue its unjust war. The class will also explore how engagement and collaboration with other stakeholders can strengthen and expand the capacity and resources available to advance accountability in Ukraine, including through close collaboration with international partners like the International Criminal Court, European Commission, Eurojust, and Genocide Network. **Grading basis:** Seminar/similarly evaluated courses.

American Legal History (8990):** The history of American law from its colonial antecedents until the twentieth century, emphasizing the relationship between law and the changing social, political, and economic conditions. **Grading basis:** Upper-level course grade distribution.

DPIR: An Advocate's View of the Changing United States Supreme Court (8950):** Renowned appellate advocate Carter Phillips, who has argued 90 cases before the United States Supreme Court, leads this Distinguished Practitioner in Residence Course. The one-week course will use Mr. Phillips' practice before the Supreme Court as a lens to study the evolution of the Court's methodological approaches to decision-making, from the point of view of an advocate. Topics will include changes in the role of text in statutory interpretation, changes in the Court's use of history, and changes in oral argument. **Grading basis:** Seminar/similarly evaluated courses.

Anatomy of a Divorce Trial/Divorce Trial Practice (7601):** This course will serve to teach the fundamentals of an Ohio divorce case as well as a basic primer on child custody issues. The fundamentals of a divorce proceeding from initial complaint to final decree and child custody orders will be examined through trial attorney's lens. This will require the student to engage in drafting of motions, pleadings, interrogatories, depositions and will culminate with a mock trial. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Appellate Advocacy (7003)*: This course explores procedural and substantive aspects of appellate practice. Additionally, students prepare a brief and present an oral argument on the basis of assigned resource materials and original research. **Grading basis:** Upper-level course grade distribution.

Appellate Practice (8008)*: This class prepares students on competitive moot court teams by providing brief-writing and oral argument instruction. The course includes practice arguments following which the instructors and class members critique the performance of teams as they prepare for regional and national competition. The class meets both semesters for a total of one credit; the credit is awarded in spring after successful completion of the course requirements. **Grading basis:** Satisfactory/Unsatisfactory.

Arbitration (7103):** This course provides introduction to the arbitration process as well as an identification of controversial legal issues that have arisen in the arbitration context. **Grading basis:** Upper-level course grade distribution.

Arbitration Practice (7104):** 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. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

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Banking Law (7212)*:** A course on the formation, regulation, and governance of banking and related financial institutions. The course will examine “cyber banking,” including issues related to electronic cash, Internet commerce, the privacy of customer information, and the future of the payment system. **Grading basis:** Upper-level course grade distribution.

Sem: Big Data Law and Policy (8896.55):** This seminar will introduce big data; describe how it generates value; explain how it poses risks to cybersecurity, privacy and equal opportunity; and explore the laws and policies that govern it. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Biotechnology Law and Policy (8896.74):** An interdisciplinary approach to examining many of the legal, business, ethical, and policy issues raised by the biotechnology industry. **Grading basis:** Seminar/similarly evaluated courses.

Business Associations (7200)*: This course provides an introduction to the laws governing business entities. We will examine the structure and characteristics of modern business organizations, particularly publicly traded and closely held business corporations. Significant emphasis is placed upon the nature of the corporate governance system and the fiduciary obligations of directors and officers. **Grading basis:** Upper-level course grade distribution.

Business Bankruptcy (7210)*: The course will focus on the business bankruptcy process, principally Chapter 11 reorganizations. Topics to be addressed include the basics of federal bankruptcy law, including the automatic stay, avoidance of fraudulent and preferential transfers, treatment of executory contracts, operation of a company during bankruptcy, sale of assets in Chapter 11 and

formulation and confirmation of a plan of reorganization. **Grading basis:** Upper-level course grade distribution.

DPIR: Business and Human Rights for Business Lawyers (8950): The course provides students with a critical understanding of the fundamental rules and principles of business and human rights emanating from the UN Human Rights Council, international organizations, laws and regulations (global/international perspective). Students will gain the ability to apply these to the specific context of business activities. Students will also develop a critical understanding of the policy issues and challenges posed by various business sectors and industries to the protection, promotion, and respect for human rights, as well as the ability to critically analyze issues relating to respect for human rights in the context of business. **Grading basis:** Seminar/similarly evaluated courses.

Sem: The Business of Law (8896.45): In this course, students will analyze shifts in the market for legal services by reviewing literature from law, business, psychology, sociology, among others. They will also share insights with practitioners invited to join several seminar discussions. During the second half of the semester, each student will research, write, and present a paper on an individually selected topic related to the market structure of the legal profession, challenges to that structure, and/or adaptations that organizations might pursue. **Grading basis:** Seminar/similarly evaluated courses.

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Cannabiz (7280)*:** This course will be an exploration of the risks inherent in entrepreneurial businesses, and the ways in which entrepreneurs embrace the possibility of failure to pursue opportunity. **Grading basis:** Seminar/similarly evaluated courses.

Children and the Law (7600):** This course examines the substantive and procedural rights of children and the competing interests of their parents and the state in a variety of legal contexts, which include delinquency, status offense, abuse and neglect, and termination of parental rights proceedings. **Grading basis:** Upper-level course grade distribution.

The China Connection (8953)*:** This “capstone” course centers on problem solving and the skills and professional judgment required in transactional work. The course will emphasize application of practice skills such as critical thinking, negotiations, and writing for a senior partner and for a client. **Grading basis:** Satisfactory/Unsatisfactory.

Civil Law Clinic (8189.02)*: Students work with clients, appear in court, negotiate with opposing counsel, draft motions, and try cases in local, state, and federal courts under faculty supervision. The clinic works in diverse areas of practice, from public interest and civil rights to consumer and employment law. In class, students learn the building blocks of lawyering, simulating interviews and trials, discussing clinic cases and the ethics of lawyering. *Counts towards experiential requirement.* **Grading basis:** Clinic.

Civil Procedure II (8203)*: Using the federal courts as a model, this course critically examines how the Federal Rules of Civil Procedure attempt to secure the just, speedy, and inexpensive determination of civil actions, as well as movements for their reform. Topics include: pleading, joinder of claims and parties, class actions, and discovery, among other topics. **Grading basis:** Upper-level course grade distribution.

Client Development for the New Lawyer (7208)*: Client Development (aka Rainmaking) is a course focused on teaching you how to make money, build a client base, network effectively, develop a personal brand and market yourself in the practice of law so you can control your own destiny earlier on in your practice. This course covers the various facets of client development for the new attorney. In this hands-on, drafting and situationally tested course, students will learn methods and

strategies for personal brand development and how to translate that into client development within law firms to attract work from supervising attorneys and bring in new clients of their own, how to set up and establish their own law firm, policies and practices for their practice, and attract clients to their newly established firm, as well as how to market appropriately internally and externally to any firm within the rules of professional conduct while growing a book of business. **Grading basis:** Seminar/similarly evaluated courses.

Climate Change Law (8311)*:** This course will explore the social, legal, political, and scientific challenges involved in addressing and responding to climate change by considering underlying concepts and analyzing climate change laws and policies. **Grading basis:** Upper-level course grade distribution.

Commercial Leasing (8609)*:** This course addresses the business and legal considerations which drive the leasing of a commercial real estate project. Topics include material provisions of a variety of lease documents, such as office, industrial, retail and ground leases. **Grading basis:** Upper-level course grade distribution.

Commercial Paper (7300)*:** This course focuses on Articles 3 and 4 of the Uniform Commercial Code (UCC), which deals with promissory notes and checking accounts. Topics for promissory notes include negotiability, holder in due course, co-signer liability, and conversion. **Grading basis:** Upper-level course grade distribution.

Compliance Externship (8189.4)*: Higher education is the most highly regulated industry in America. This course provides opportunities for students to obtain hands-on experience with myriad regulatory compliance issues facing with The Ohio State university. Sponsored by the Office of University Compliance and Integrity, Externs will be assigned to work throughout the semester in a specific compliance area, which may include: Athletics, Clery Act, Conflicts of Interest and Ethics, Environmental Health and Safety, Financial Aid, Information Security and Privacy, Institutional Equity, the Medical Center, Policies, Public Records, and Research. Externs will assist with all aspects of a comprehensive compliance program, including ethical values and leadership engagement; risk assessment and abatement, communication, operational controls, evaluation, issue response and reporting. Activities include but are not limited to: readings posted on Carmen; journaling; individual and group discussions; and guest speakers. **Grading basis:** Satisfactory/Unsatisfactory.

Sem: Computer Crime and Surveillance (8896.29)*:** This seminar focuses on the ways in which computers and the internet change the way crime is committed, investigated, and punished. Students will study how the advent of computers and the internet has changed the criminal justice system, both in terms of substantive acts that are criminalized and the methods used to identify and prosecute criminals. Topics include: computer crimes, traditional crimes enhanced by technology, punishment, internet surveillance, and jurisdiction. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Consumer Law (8896.17):** Technologic advances, coupled with the ubiquitous use of smart phones and tablets, have made it convenient for consumers to engage in numerous online activities, including purchasing goods, paying bills, and managing bank accounts. Unfortunately, scammers, and many legitimate companies have weaponized technology to target consumers with the ultimately goal of financially exploiting them. In this course, we will focus on “dark patterns,” which are technology-based designs, such as pop-ups, drop-downs, pre-checked boxes for default options, used to trick consumers into enrolling in subscriptions, making purchases, or giving up their privacy. This course will focus on the Consumer Financial Protection Bureau (CFPB), the consumer watchdog agency created by the Wall Street Reform Act of 2010 to implement and enforce federal consumer financial laws. As the first and only federal agency with protecting consumers as its primary mission, the CFPB’s use of its broad regulatory, supervisory, and enforcement authorities have been a true game changer for consumer protection. Students will research and write papers that expose dark patterns in various consumer transactions and that demonstrate how the CFPB can use its authority to shut down companies engaged in unlawful practices. **Grading basis:** Seminar/similarly evaluated courses.

Contracts II (7214)*: This course continues and complements Contracts I. The topics covered include pre-contractual obligation (including preliminary agreements), contract interpretation, gap-filling terms, duress, modification, performance and breach, conditions, mistake, impossibility, impracticability, frustration, and the public policy defense, among other topics. **Grading basis:** Upper-level course grade distribution.

Copyright Law (7800):** This course will provide an in-depth view of U.S. copyright law, the legal regime governing rights in original works of authorship (books, music, movies, artworks, photographs, software, etc.). Topics covered include: copyright's underlying policies and theoretical framework, the requirements for copyright ability under the Copyright Act, among other topics. **Grading basis:** Upper-level course grade distribution.

Criminal Defense Clinic (8189.01)*: In the Criminal Defense Clinic, students represent indigent clients facing misdemeanor criminal charges in Franklin County Municipal Court. Students handle cases from arraignment through disposition: interviewing clients, conducting investigations, developing case strategies, negotiating with prosecutors, and appearing in court before judges and juries. Common misdemeanor offenses that the clinic handles include assault, domestic violence, falsification, obstruction of official business, resisting arrest, and possessory offenses. Students work in pairs of two on two misdemeanor cases each semester. In addition to their casework in Municipal Court, students also spend at least one day each semester in Upper Arlington Mayor's Court, helping individuals facing traffic citations or other minor misdemeanors or code ordinance violations. In addition to these opportunities for further client communication and negotiation, Mayor's Court also provides students with an opportunity to represent individuals at bench trials. To prepare for representing clients, students undergo rigorous training on conducting client interviews, negotiating with opposing counsel, and performing various trials skills such as conducting voir dire, cross-examining witnesses, and preparing and delivering opening and closing arguments. Throughout the semester, students work closely with their professor to hone their advocacy skills and achieve the best possible results for their clients. While many students who participate in the clinic go on to work in criminal defense, others pursue work in prosecution offices, non-profit organizations, or private firms, and regularly find that the skills they acquire in the clinic are invaluable to any area of legal practice. *Counts towards experiential requirement.* **Grading basis:** Clinic.

Criminal Procedure Adjudication (7409)*: This course studies the process of the criminal justice system from after the time of arrest through trial and verdict. Topics covered will include the right to counsel, the charging process, pretrial detention, discovery, pleas, trials, and double jeopardy. **Grading basis:** Upper-level course grade distribution.

Criminal Procedure Investigation (7406)*: This course focuses on the legality of police investigative conduct under the Fourth, Fifth and Sixth Amendments to the United States Constitution. The course explores in-depth the Fourth Amendment's prohibition against unreasonable searches and seizures. **Grading basis:** Upper-level course grade distribution.

Criminal Prosecution Clinic (8189.03)*: Students in the Criminal Prosecution Clinic prosecute misdemeanor offenses in Delaware County, located just north of Columbus. The faculty member teaching the clinic is appointed each fall as a special prosecutor, allowing the clinic full discretion in its handling of cases. Students act as lead counsel in their cases, prosecuting charges from theft and disorderly conduct to weapons offenses and domestic violence. In a typical semester, half of the cases in the clinic caseload involve issues of domestic or intimate partner violence.

Students handle their cases from just after arraignment to disposition. Their work includes interviewing complainants and witnesses, conducting investigations and legal research, developing case strategies, negotiating with defense attorneys, communicating with law enforcement, and appearing in court to represent the State on motions, plea hearings, and trials.

The clinic has a long-standing, positive relationship with the judges and prosecutors in the City of Delaware, but the clinic operates on its own with regard to case handling and disposition. Clinic students

work creatively and holistically to identify and address the problems underlying the criminal conduct, meet the needs and goals of all parties as appropriate, and engage in best practices to ensure the ethical and appropriate use of prosecutorial discretion. *Counts towards experiential requirement.* **Grading basis:** Clinic.

Sem: Critical Race Narratives (8896.51):** This course will focus on the relationship between narrative and law by studying the historical, social, cultural, and political narratives that emerge around race in the public sphere. We will study these public sphere narratives alongside case law, comparing how the narratives converge and diverge and what the implications are for individuals and society in the context of formal equality and citizenship. Readings will include case law, social science journal articles, news media, and cultural texts (i.e., film, novels, music, visual art, etc.). **Grading basis:** Seminar/similarly evaluated courses.

Sem: Critical Theory/Critical Lawyering (8896.54)*:** This course introduces students to important strands of contemporary legal theory, including Critical Legal Studies, Critical Race, Feminist, Queer, Lat-crit, and Classcrit theories. **Grading basis:** Seminar/similarly evaluated courses.

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Data Privacy and Cyber Security Regulation and Compliance (7805)*: This course examines the legal, policy, and operational management issues related to data privacy and data protection. Privacy and cybersecurity law is a rapidly developing area of law as governments, businesses and society respond to the growing challenges and risks associated with protecting individual privacy in a digital world. Data privacy law affects a vast range of businesses, products, and processes, including social media, marketing, healthcare, manufacturing, finance, retail, and technology. This course reviews U.S. federal and state law and regulations in depth and provides an overview of the EU General Data Protection Regulation (GDPR) and other global data protection schemes. It adopts an operational approach that focuses on a privacy lawyer or privacy professional's role within the corporate environment, touching on the various aspects a data privacy function has on legal and compliance, information technology, marketing, human resources, information security, and internal audit. Students will learn to apply privacy and cybersecurity legal frameworks across sectors and to assess regulatory requirements through course readings, discussions, guest lecturers, and assignments, which will include working through real world scenarios such as responding to a data breach and developing a privacy policy. **Grading basis:** Upper-level course grade distribution.

Debtor and Creditor Law (7312)*: In this course, students learn the rights and responsibilities of debtors (those who owe money), and creditors (those to whom money is owed). This course focuses on how federal bankruptcy law impacts the debtor's obligation to pay mortgage lenders, taxing authorities, tort victims, and other creditors when a debtor files either a personal or business bankruptcy case. In addition to federal bankruptcy law, this course covers applicable federal and state tax laws, state collection laws, and consumer protection laws. To ensure the students' comprehension of the materials, this course applies the foregoing laws to well-known bankruptcy filings, such as filings by corporations owned by Donald J. Trump and by Purdue Pharma, the manufacturer of the highly-addictive painkiller OxyContin. Students will gain an understanding of how some creditors may wind up getting paid only pennies on a dollar or not getting paid at all. **Grading basis:** Upper-level course grade distribution.

Depositions (8002)*: The course will cover the procedure and problems associated with taking a deposition. We will focus on how a deposition can most effectively be taken and how the information can be integrated with other discovery mechanisms. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Difficult Conversations in Polarized Times (7110):** The course will introduce an approach to difficult conversations in contentious contexts, including methods based on analysis of goals, motivations, and actions of both persons or “sides” in the conversation. The class will collaborate in developing publishable, practical guidance that will include listening for the other/s' "story," feelings, and goals, while maintaining priorities among their own motivations for the conversation, and articulating persuasive points while preserving the relationship, “saving face,” and dealing with other common challenges. Students will engage in exercises with feedback during classes. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Dispute Resolution Colloquium (8896.11):** This seminar is focused at the intersection of ADR and race/equity issues. **Grading basis:** Seminar/similarly evaluated courses.

Dispute Resolution in the Digital Age (7117):** This course explores how the internet can assist dispute resolution as an augmentation to, and, in some cases, replacement of traditional face-to-face dispute resolution processes. It will discuss opportunities for integrating the internet into comprehensive dispute resolution system design and how courts, agencies, corporations, organizations, and individuals may use the internet for dispute prevention and resolution. Course participants will consider the extent to which the internet is not only an extension of traditional dispute resolution, but also a frontier ripe with unique qualities and opportunities for reimagining access to remedies, and justice. It will consider ethical and policy issues and what the future may hold. The course also will include simulations, using technology currently available for assisting in-person ADR. It also will include simulated online negotiation, mediation, and arbitration exercises. Furthermore, the class will include deep consideration of ethical tensions in using technology in dispute prevention and resolution. We also will discuss development of best practices and question policy directions. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Dispute System Design (7127):** This is a course to prepare you to design new forums for particular disputes and also to design, or modify, disputing systems for series of disputes. It will be like a legal clinic in the sense that you will have a client with a particular problem to solve. It will differ from most legal clinics in the sense that you will not represent the client or perform legal work for the client but instead will serve as a forum or systems designer. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

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Early Dispute Resolution (7119):** For the last 40 years, mediation has become the nationwide (and international) norm for voluntary dispute resolution. Mediation, however, frequently occurs only after expensive, time-consuming discovery and motion practice, and involves a long day of positional bargaining with mediators using techniques to help move the parties to settlement. Early Dispute Resolution ("EDR") seeks to resolve disputes at their earliest inception. It involves a stepped process of simplifying key facts and claims; allowing parties to obtain each other limited but sufficient information and documents from the other side to develop informed judgment as to the risks and likely values of the case; using rigorous risk-analysis tools (especially decision trees) to develop a risk-adjusted value for the case; and then using these objective factors to facilitate principled negotiation to resolution. **Grading basis:** Seminar/similarly evaluated courses.

Education Law (8315):** This course will focus primarily on K-12 education wherein students examine myriad topics: school safety issues and related efforts to protect student privacy and freedom of expression, including combating threatening behavior, peer harassment, and peer mistreatment; the rights of educators, including teacher certification, tenure, dismissal, retirement, academic freedom. **Grading basis:** Upper-level course grade distribution.

Election Law (8312)*: This course covers four major areas: (1) legislative districting; (2) nominating candidates; (2) campaign practices, including campaign financing; and (4) the casting and counting of ballots. Taking these topics in this order permits us to follow the "life cycle" of a campaign, and we use real-world examples to illustrate issues. **Grading basis:** Upper-level course grade distribution.

Energy Law (8310):** The course offers students a broad overview of the historical development of energy law and the regulation of energy markets and energy infrastructure development as well as more focused discussions of specific sources of energy and the implications of recent developments in energy law in response to increasing calls for cleaner and more diversified sources of energy as a result of concerns about climate change and over-reliance on foreign sources of energy. **Grading basis:** Upper-level course grade distribution.

Employee Benefits (8106)*: This course will focus on the legal issues surrounding the mandated or voluntary provision of benefits to employees by employers, including health and pension benefits. Issues that will be addressed include the scope of the Employee Retirement Income Security Act, as well as issues on non-discrimination, fiduciary obligations, and preemption of state laws relating to the provision of benefits. **Grading basis:** Upper-level course grade distribution.

Employment Discrimination Law (8109)*: This course addresses developments in civil rights law in the context of the workplace. We will look at the growing body of law designed to protect against discrimination based on race, gender, national origin, religion, age, disability and sexual orientation. The main focus of the course will be on Title VII of the Civil Rights Act of 1964, as amended. **Grading basis:** Upper-level course grade distribution.

Employment Law (8100)*: This course focuses on federal and state regulation of the employment relationship, including constitutional, statutory, and common-law restrictions on employer activities. Subjects covered include negligent hiring and retention, invasion of privacy, wrongful discharge, and unemployment insurance, among other topics. **Grading basis:** Upper-level course grade distribution.

Entrepreneurial Business Law Clinic (8189.09)*: Students enrolled in the EBLC assist young companies – not ready or able to hire attorneys – on a pro bono basis and offers legal service on matters such as business formation and governance, regulation of Internet commerce, employment contracts, due diligence, valuation and finance, licensing, and intellectual property issues. *Counts towards experiential requirement.* **Grading basis:** Clinic.

Environmental Law (8309)*: This course is a survey course of U.S. environmental law, covering topics including environmental assessment, clean air, clean water, waste management, and endangered species. We will also consider questions of how best to regulate, issues of federalism, the role of citizens in environmental protection and law, the values, science, and policy that influence environmental law. **Grading basis:** Upper-level course grade distribution.

Sem: Ethnic Conflict (8896.69)*: Conflict among ethnic groups has been a significant phenomenon in recent history. Ethnic conflict of recent years has generated efforts by international institutions with the aim of curbing conflict. The seminar focuses on ethnic conflict and ethnicity-based discrimination as experienced world-wide (but not excluding the United States). Participants are asked to write a single research paper and to make an oral presentation of that research at a meeting of the seminar. Topics for paper are at choice of the participant. Papers may focus on a particular conflict situation or may be on issues that arise in conflict situations generally. Papers may focus on contemporary situations or those in the past. For the first half of the seminar, participants will be asked to research issues identified on the syllabus in order to open discussion of those issues at meetings of the seminar. **Grading basis:** Seminar/similarly evaluated courses.

Evidence (8200)*: This course surveys the law of evidence. Students develop a facility with major evidentiary rules and concepts, based on a study of the Federal Rules of Evidence. Concepts covered include relevance, the use of character and scientific evidence, the definition and use of hearsay, the use of real and demonstrative evidence, among other topics. **Grading basis:** Upper-level course grade distribution.

Sem: Evidence and Trial Practice (8896.19)*: This seminar addresses the evidentiary issues that challenge trial courts and litigants in the course of a trial. By using a seminar format students will explore and research unresolved issues of the rules of evidence, their underlying policy objectives and their implications. This course builds on the basic evidence course. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Evolution of Presidential Power in the 21st Century (8897.77)*: From our nation's founding on, we have debated (and, at times, litigated) the appropriate balance of power among the executive (the President), legislative (Congress), and judicial (the courts) branches of government. Emerging issues in the 21st century have amplified those debates. Many of these debates appear to be attributable to Congress retreating from its historical policymaking role. In that legislative vacuum, recent Presidents, seemingly more often than in the past, have exerted policymaking initiatives through executive orders, agency action, and their discretion to enforce federal laws. And many of those presidential acts have been challenged in federal court, leaving the courts to resolve thorny legal issues with profound policy implications. **Grading basis:** Seminar/similarly evaluated courses.

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Family Law (7603)*: In this introductory survey course, we will consider various aspects of the law of "the family," including state efforts and authority to regulate its creation, maintenance, and dissolution. Topics will thus include marriage (and its contested boundaries), privacy, marital obligations, annulment, dissolution, divorce, child custody, and spousal and child support. **Grading basis:** Upper-level course grade distribution.

Family and Divorce Mediation (7602)*: Students will learn and practice skills and techniques used in family and divorce mediation including how to mediate parenting plans, child support, spousal support, and the division of assets and liabilities in divorce. Relevant family law and mediation statutes and cases will be examined, and ethical issues and best practices will be discussed. Students who have not previously completed or are concurrently taking a Fundamentals of Mediation or other skills-based mediation class must participate in mediation training at the start of the semester as part of this course. Students who have already completed skills-based mediation training may elect an alternative assignment. This course satisfies one of the trainings requirements of Superintendence Rule 16.23 for family and divorce mediators to be qualified to accept court related mediations. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Federal Antitrust Law (8300):** This course examines the statutory prohibitions upon cartel behavior and upon monopolization and attempts to monopolize, as well as the intersection of economics and the law with respect to how market power is identified and defined. The course also examines various business practices that allegedly either restrain trade or increase market power. **Grading basis:** Upper-level course grade distribution

Federal Courts (8209)*: This course examines the scope of and limitations upon the federal judicial power under Article III of the Constitution. It is organized around three themes: (1) Separation of Powers, (2) Federalism, and (3) Enforcement of Federal Rights. Specific topics covered include standing

and justiciability, jurisdiction-stripping, among other topics. **Grading basis:** Upper-level course grade distribution.

Federal Income Taxation (8700)*: The course provides an introduction to the basic principles of the federal income tax. The principal subject areas include: (1) characteristics of income; (2) allowable deductions and exemptions; (3) timing issues; (4) income splitting; (5) preferential tax provisions including capital gains; and (6) brief examination of other methods of taxation including consumption tax and flat tax proposals. **Grading basis:** Upper-level course grade distribution.

First Amendment (7503):** This course will explore the scope of protections provided by the First Amendment to the U.S. Constitution. Freedom of speech will occupy much of the course's focus, but students will also engage with freedom of association, freedom of the press, and the religion clauses (establishment and free exercise). In addition to learning the core Supreme Court doctrine, students will grapple with contemporary debates over how far the First Amendment's protections should extend. **Grading basis:** Upper-level course grade distribution.

Food & Drug Law (8811):** The U.S. Food and Drug Administration (FDA) is one of the most powerful administrative agencies in the federal government, regulating approximately 25% of the U.S. consumer economy. This course will explore various FDA law and policy issues, including the scope of the FDA's jurisdiction, the relationship between the FDA, Congress, and the courts, how the FDA interacts with industry and other stakeholders, and how the FDA addresses emerging technologies. On a general doctrinal level, the course involves common law, constitutional law, administrative law, and statutory interpretation. On the FDA level, we will cover some topics that are common to all of the product areas that the FDA regulates, such as the FDA's civil and criminal enforcement powers, as well as product-specific legal and policy questions with respect to food, drugs, biologics, devices, and tobacco. This course has two main goals. The first is to understand FDA law and policy. The second goal is to use the FDA as a case study in administrative law and regulatory practice. **Grading basis:** Upper-level course grade distribution.

Franchise Law (7114):** The course will provide students with an overview of franchise law, drafting franchise agreements, franchisor/franchisee relationships, complying with conflicting state and international laws across the country and into Mexico and Canada, and the pertinent legal ramifications for both sides. **Grading basis:** Upper-level course grade distribution.

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Health Equity, Policy, & Advocacy (8804):** Health Equity, Policy, and Advocacy is a service-learning course in which students work with organizations on state and federal health and equity policy initiatives. The class will provide training in drafting and analyzing law and policy as well as instruction in research methods including statutory and regulatory research, literature reviews, and legal epidemiology research. Class projects will include researching and analyzing issues regarding structural and institutional racial discrimination outside the health care system that cause health inequities, the violation of laws governing medical research, and discrimination within the health care system that prevents equal access to health care. Results from the research will be used to draft reports and comments regarding pending laws; develop policy briefs, white papers, and legislation; and create new frameworks for justice in medical research and health justice/equity. There will be a weekly class coupled with team meetings. The class also includes a fieldwork component. **Grading basis:** Seminar/similarly evaluated courses.

DPIR: Health Care Payment and Policy (8950)*:** While healthcare payment and the policy surrounding it are complex, this course will provide a high-level overview of the role of consumers, payers, and providers in the shifting healthcare ecosystem. The first portion of this course will

focus on how consumers access healthcare and the impact of the Affordable Care Act on coverage. The second portion of the course covers how Medicare and Medicaid have evolved over time, including issues these programs currently face. The final portion of the course will cover how providers are paid for healthcare services under the country's largely fee-for-service payment system and the ongoing shift to value-based strategies that have the potential to drive better quality outcomes, enhance patient experiences, lower health care costs, and improve health equity. In this discussion-based course, students will read articles, watch videos, and debate current issues and efforts underway related to healthcare payment and policy. **Grading basis:** Seminar/similarly evaluated courses.

Health Law (8809)*: This course will focus on selected issues in healthcare and clinical research; professional relationships in healthcare, the obligation to provide care, medical malpractice, healthcare privacy, end-of-life and other ethical issues, the business structure and regulation of the health care industry, healthcare fraud, abuse and antitrust, and the regulation of clinical research. **Grading basis:** Seminar/similarly evaluated courses.

Health Law Colloquium (8812):** The Health Law Colloquium is a new 1 credit, 7-week hybrid course and public event series that brings in outside speakers to discuss their research within the wide field of health law. It is designed to expose students to the substantive breadth that exists within the field as well as provide an opportunity for students to interact with field leaders. Each week interested students on a rotating basis will have the opportunity to join faculty and the guest speaker for lunch at the conclusion of the workshop. **Grading basis:** Satisfactory/Unsatisfactory.

Human Rights (7700)*: This course covers the protection of human rights in international law. **Grading basis:** Upper-level course grade distribution.



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Immigration Clinic (8189.10)*: Students represents clients in a variety of immigration matters, with a focus on assisting low-income immigrants in removal proceedings who are applying for humanitarian relief such as asylum. Students handle all aspects of a client's case, including client interviewing and counseling, case planning, fact investigation, legal research and writing, and trial advocacy. Students will also learn how to work with interpreters, fact witnesses, and expert witnesses. In class, students will develop their lawyering skills, learn substantive immigration law and policy, and reflect on ethical issues and proposals for reform of the immigration system. *Counts towards experiential requirement.* **Grading basis:** Clinic.

Immigration Law (8303)*: The course will examine the law and policy concerning persons who want to come to the United States on a temporary or permanent basis and persons who are in the United States and want to stay. Also to be examined are the laws concerning obtaining and retaining lawful status, including citizenship. **Grading basis:** Upper-level course grade distribution.

Sem: Information Governance Colloquium: Transparency and Privacy (8896.11):** This seminar focuses on cutting-edge legal scholarship related to information governance, with a special focus on transparency, government accountability, information collection, and privacy. It will also provide an opportunity for students to engage in substantial scholarship of their own, improving their writing skills and providing insights into avenues for publishing written work. Most weeks, the Colloquium will host a professor from another school to present a draft of a paper that has not yet been published. Students will carefully read the draft and participate in an in-depth discussion with the author. Through this process, students will have the opportunity to engage with many of the leading thinkers in the field. Some weeks, substantive material will be covered related to the course topics, including topics related to writing legal scholarship. Students will develop their own writing both in the colloquium itself, and in scholarship groups of other students that will be assigned for the semester. Students will be

expected to produce a significant piece of scholarship related to the topical area of this course by the end of the semester. **Grading basis:** Seminar/similarly evaluated courses.

International Business Transactions (7230):** This course addresses legal problems in transnational context arising from doing business abroad; investments; establishment; exchange controls; trade, licensing; extraterritoriality of regulatory legislation; international agreements; European Common Market. **Grading basis:** Upper-level course grade distribution.

International Commercial Arbitration & Mediation (7109)*:** This course introduces the theoretical underpinnings and fundamental workings of international commercial arbitration—the most commonly used means of resolving international commercial disputes. Students will become familiar with key concepts in international commercial arbitration as well as the main procedural issues concerning arbitration agreements, arbitrators' jurisdiction and authority, and arbitration awards. We will examine the intersecting roles of private contracts, national legislation and court decisions, as well as institutional rules and international treaties. In addition to lectures and traditional classroom discussion, students will participate in an international commercial arbitration simulation exercise in which they will represent a client on various arbitration-related issues covered in the course. **Grading basis:** Seminar/similarly evaluated courses.

International Dispute Resolution (7124)*: This course surveys the dispute settlement mechanisms available for resolving disputes between nation states. It is organized around: negotiation, mediation, fact-finding, conciliation, arbitration, and adjudication. Simulations will put participants in roles to resolve disputes. **Grading basis:** Upper-level course grade distribution.

International Intellectual Property (7815)*:** We will cover the general international legal framework on international intellectual property that applies to all of the major categories of IP: copyright, patents, trademarks and trade secrets. Our focus will be on the WTO Agreement on Trade Related Intellectual Property Rights (TRIPs) and other international treaties and their implementation into domestic law. **Grading basis:** Upper-level course grade distribution.

International Law (7814):** This course will include a survey of public international law (Law of Nations). Topics include the law of treaties, human rights protection, international litigation, impact of international law on litigation in the U.S. courts, federal power in foreign affairs under the U.S. Constitution, law of the sea, and use of armed force. **Grading basis:** Upper-level course grade distribution.

International Trade (7326)*:** This course will provide background on the dynamics and the legal framework governing and impacting international trade. We will examine key trading treaties and the backgrounds leading up to these arrangements and resolving disputes under them. We will take a deeper dive into the alphabet soup known as WTO, TRIPS and GATS/TRIMS. **Grading basis:** Upper-level course grade distribution.

Interprofessional Collaboration (8400)*: The course provides an opportunity for students to learn from interdisciplinary professionals and work together to develop the skills to design plans for clients with complex problems presented in cases. Students work with faculty to: (1) develop increased understanding of the complex problems of clients; (2) research the broader issues involved in the cases from both a legal and multi-professional perspective; (3) learn skills for effective interprofessional collaboration; and (4) develop a holistic approach to cases presented in class. **Grading basis:** Seminar/similarly evaluated courses.

Introduction to Intellectual Property (7815)*: A survey course providing an introduction to the various forms of intellectual property law. **Grading basis:** Upper-level course grade distribution.

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Sem: Judicial Decisionmaking (8896.80)*:** In this seminar, we will examine how judges make decisions. We will discuss the ideal of judicial neutrality as well as the competing internal and external forces that affect judicial decision-making. We will examine the role of the appellate judge on a multi-member court, including deference to a trial court ruling, the role of binding and persuasive authority, and the effect of a multi-judge panel, including decisions about trial structure, guidance to the jury, and reliance on magistrates and special masters. We will also consider how trial court judges reach decisions. Finally, we will look at how other actors, including litigants, set the table for judicial decisions. **Grading basis:** Seminar/similarly evaluated courses.

Justice for Children Clinic (8189.04)*: The course examines the substantive and procedural rights of children in a variety of legal contexts. As legal interns certified by the Ohio Supreme Court, you will each represent at least two juvenile clients. Your cases may fall into any of the following areas of law: child delinquency, child welfare, appeals, immigration, or special education. You may also work on a project related to our case docket, including training, research, and presentations. *Counts towards experiential requirement.* **Grading basis:** Clinic.

Justice Tech (8814)*:** In this cutting-edge course, law students will work with computer science students to design and build technologies for Ohio courts and other community groups to expand access to justice. We will explore the role of online dispute resolution in access to justice. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

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Labor Law (8103)*: This course will explore federal regulation of labor-management relations in private sector, focusing upon employee organizational and representational rights; selection of bargaining representative; collective bargaining process; contract administration and enforcement; and the union's duty of fair representation. **Grading basis:** Upper-level course grade distribution.

Sem: Labor and Constitution (8896.68)*:** This seminar examines the Constitution's tenuous relationship to labor law. For nearly a century, traditional "majoritarian" labor principles withstood individual rights-based challenges—even as courts allowed regulations of union activities (such as picketing and boycotts) that were otherwise protected when performed by other private individuals/institutions. But this constitutional compromise began to unravel when the Supreme Court struck down four decades of labor precedent on First Amendment grounds in *Janus v. AFSCME*. In light of this new landscape, this course will focus on the contemporary debates surrounding the constitutionality of labor principles, labor activities, and labor regulation. It begins by introducing broad themes which have shaped these debates, such as the Constitution's understanding of "free labor," associational autonomy, property rights, and the state's role in regulating private industry. It then examines the courts' historic and modern treatment of several labor/constitutional issues—including its doctrinal progression of strikes, boycotts, "captive audience" employer speech, union discrimination; and union security agreements (including "agency fees"). **Grading basis:** Seminar/similarly evaluated courses.

Land Use Law (7000):** This is an intermediate level course in land use controls for law students. It is intended to provide a substantive knowledge of a particular area of law—land use controls—that most lawyers will encounter to some degree during the course of their careers. The course will briefly cover the history of planning and land use regulation in the U.S., leading to the adoption of

model enabling legislation. The course will then review common regulatory techniques such as zoning and subdivision. Finally, the course will cover some specialized—but frequently recurring—topics in the law of land use regulation, including activities protected by the First Amendment, and housing. Special attention may be given to one or more current topics or situations that involve review and analysis of land use law to illustrate the principles covered. Course covers major Supreme Court cases as well as state court cases, and will provide some practical instruction in drafting ordinances. **Grading basis:** Seminar/similarly evaluated courses.

Law and Religion (8803):** This course will examine First Amendment issues raised by both the Free Exercise and the Establishment Clause. In addition, it will explore other intersections of law and religion, including the effect of religion on law and of law on religion. **Grading basis:** Upper-level course grade distribution.

Law of Cyberspace (7804):** This course allows students with varying backgrounds to confront the cutting-edge legal issues that arise from technological change and the Internet. **Grading basis:** Upper-level course grade distribution.

Law Externship (8189.50)*: This course allows students to earn academic credit for engaging in fieldwork while carefully supervised by experienced practitioners and learning from concurrent coursework taught by Moritz faculty. The course will be graded on a satisfactory/unsatisfactory basis. Consistent with Moritz rules, one credit hour may be earned for every 45 hours of combined fieldwork and coursework. *Counts towards experiential requirement.* **Grading basis:** Satisfactory/Unsatisfactory.

Lawyers as Leaders (8964)*: The course is designed to help students think more broadly about the responsibilities and challenges of lawyers who achieve leadership positions. The course will also explore ways for students to strengthen their own personal leadership style through self-assessment and skill development. Class subject areas include conceptual leadership principles along with specific “hands-on” topics designed to prepare students for both conceptual analysis and consideration of “real life” circumstances. The conceptual components include leadership principles such as self-awareness, professionalism, theories of motivation, and goal setting. The hands-on components include leading and managing meetings, time management, and difficult conversations. The capstone assignment is a written individual leadership plan looking forward, beyond law school. Course readings will cover leadership theories, case studies, and historical reflections on lawyers as leaders. The course includes guest speakers who currently serve or formerly served in leadership roles. This is a highly participatory class focused on transferable skills beyond traditional legal concepts. **Grading basis:** Seminar/similarly evaluated courses.

Legal Analysis Workshop (7002)*: The course will focus on developing students’ legal analysis and legal writing skills in preparation for demonstrating these skills on the bar exam. It will also aim to increase students’ self-regulated learning skills, including the ability to critically self-assess one’s own legal analysis and writing, in preparation for the exam. **Grading basis:** Satisfactory/Unsatisfactory.

Legal Negotiation (7106)*: 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 negotiations. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Legislation Clinic (8189.05)*: This clinic helps law students to appreciate the importance of legislative lawyering as they develop their own skills in this arena. By observing and participating with others working in areas such as policy analysis, information-sharing in a partisan context, and negotiation among multiple parties, law students better understand why these skills matter. *Counts towards experiential requirement.* **Grading basis:** Clinic.

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Marketing Law (7201):** This course will prepare students to advise clients on legal and reputational risks associated with marketing assets and agreements tied to marketing transactions. This course will take a view across a number of different marketing tactics, including digital, social, sponsorships, and the use of influencers to sell products/ services. It will prepare students to advise clients on legal and reputational risks associated with marketing assets and agreements tied to marketing transactions. **Grading basis:** Upper-level course grade distribution.

Sem: Marijuana Law, Policy and Reform (8896.38):** This seminar will examine the social and historical backdrop of intoxicant prohibition, and assess the legal reforms and political debates now surrounding the control and regulation of marijuana use. **Grading basis:** Seminar/similarly evaluated courses.

Mediation Clinic (8189.07)*: This course 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 (satisfying either the seminar requirement or the experiential course requirement, but not both). For the clinical component, students will receive skills training through role plays and a videotape exercise, and then serve as a mediator for the Franklin County Small Claims Court and other forums. *Counts towards experiential requirement.* **Grading basis:** Clinic.

Mergers and Acquisitions (7224)*: This course explores the planning of corporate mergers, acquisitions, and reorganizations, examining the application and integration of state corporate law, federal securities law, accounting principles, tax law, labor law, products liability law, environmental law, ERISA, and antitrust law. **Grading basis:** Upper-level course grade distribution.

Sem: Middle East Conflict (8896.27)*: The seminar focuses on the Israeli-Palestinian territorial conflict. Participants are asked to write a single research paper and to make an oral presentation of that research at a meeting of the seminar. Topics for a paper are at choice of the participant. Papers may focus on legal issues in the conflict, or they may be aimed at resolving it. Papers may focus on other international conflicts that may be relevant to finding ways to resolve the Israeli-Palestinian territorial conflict. Papers may focus on international legal or political institutions that have jurisdiction over the Israeli-Palestinian territorial conflict, such as the International Court of Justice, International Criminal Court, UN Security Council, UN General Assembly. For the first half of the seminar, participants will be asked to research issues identified on the syllabus in order to open discussion of those issues at meetings of the seminar. **Grading basis:** Seminar/similarly evaluated courses.

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National Security Law and Process (7807):** This course explores the legal, process, policy, political, and personality aspects of national security efforts, as conducted by lawyers and policymakers; horizontal federal institutional interactions; vertical interactions among levels of government; and issues including cyber, drones, and intelligence. Simulation participation, two short papers, and short oral and written briefings required. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Negotiation and Mediation (7100)*: This course offers skills and strategies for effective negotiation and mediation advocacy emphasizing the importance of building working relationships and

achieving better outcomes in individual and group negotiation and mediation. Two broad objectives have been built into the course design: to practice basic negotiation skills through interactive exercises and to familiarize the student with various strategies for dispute resolution other than resolving differences through litigation. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Nonprofit Law (8821):** This course examines the major aspects of governance and tax law issues affecting the nonprofit sector, particularly legal counsel, directors, trustees, employees, or volunteers. **Grading basis:** Upper-level course grade distribution.

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Patent Law (7809):** This course will cover the basic elements of patent law, including patentable subject matter, utility, novelty, non-obviousness, claims, disclosure and enforcement of patents—all in light of the recently enacted America Invents Act. There is no expectation that students in the class will have the technical knowledge to prosecute patents. **Grading basis:** Upper-level course grade distribution.

Patent Prosecution (7812):** This course will focus on patent prosecution practice and will combine a study of case law and the rules and regulations applicable to patent applications. The course will cover issues of compliance with U.S.C. sections 102, 103, and 112; claim drafting; how patent applications are processed; and how to respond to various actions by the Patent and Trademark Office. **Grading basis:** Upper-level course grade distribution.

Sem: Place & Space- Law, Education, and Integration (8896.11): This course in legal education presents opportunities for its participants to engage in the close study of jurisprudence, defacto and de jure social policies, education, housing, integration, and other interrelated issues. **Grading basis: Seminar/similarly evaluated courses.**

Poverty Law (8316):** A survey course introducing policies/programs impacting those living in poverty. Topics include welfare, the working poor, unemployment insurance, housing, health disparities, and access to justice. **Grading basis:** Upper-level course grade distribution.

Pretrial Litigation (8212)*: In this course, students learn the law, theory, and practice of the important proceedings that occur prior to the trial of civil cases. They develop, draft, and respond to interrogatories, requests for documents, and pretrial motions. In addition, they learn to conduct and defend depositions. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Sem: Prisons, Police, and Borders (8896.62):** The course will consider the historical, psycho-social, and legal foundations of prison, police, and borders, and the possibilities for reforms and alternatives. **Grading basis:** Seminar/similarly evaluated courses.

Privacy (7806):** This course explores the legal, technological, and political issues surrounding information privacy concerns. **Grading basis:** Upper-level course grade distribution.

Professional Responsibility (8406)*: Using cases and hypotheticals, the course explores dilemmas that are likely to occur during the practice of law. Emphasis is on the application of the ABA Model Rules of Professional Conduct, the Ohio Rules of Professional Conduct where they differ, and the Restatement (Third) of the Law Governing Lawyers. **Grading basis:** Upper-level course grade distribution.

Public Health Law (8810)*: This course will survey the legal framework of government public health regulations by examining the sources and limitations of the government's authority to address current policy issues. **Grading basis:** Upper-level course grade distribution.

Sem: Public Utilities (8896.36):** This course explores issues concerning the regulation and deregulation of utilities including: retail and wholesale competition, electricity and gas trading, consolidations and alliances, effects on public service obligations, and municipal power and cooperatives. **Grading basis:** Seminar/similarly evaluated courses.

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Sem: Race to Risk Assessment (8896.78):** Is race biological or a social construct? How have legal institutions distinguished racial groups? Will algorithmic risk assessment instruments (RAIs) eliminate or fortify these distinctions? This seminar will lead students in exploring these and related questions pertaining to the legal construction of race. The first half of the seminar will be reserved for explicit constructions of race. We will examine naturalization cases from the 19th and 20th centuries, as well as more notable cases like *Dred Scott* and *Plessy*, which restricted the rights of enslaved and formerly enslaved Black Americans, respectively. We will then turn our attention to constructions of race in the wake of *Brown v. Board of Education*, which prohibited *de jure* segregation but left racial stratification—the misallocation of legal and material resources on the basis of race—intact. The colorblind doctrine espoused in the case, and affirmed through a series of subsequent cases, has impeded efforts to address racial discrimination in employment and higher education. In the second half of the seminar, we will turn our attention to the criminal legal system and how the colorblind doctrine has contributed to mass incarceration and the disproportionate detention of persons classified as Black. Although clinical risk assessments were once used to sustain narratives of Black criminality, proponents of algorithmic risk assessment instruments contend that the technology can reduce pretrial detention rates and eliminate conscious and unconscious biases, alike. We will interrogate the accuracy of these claims, and examine efforts at the local, state, and national levels to ensure that RAIs do not replicate the harms of the past. **Grading basis:** Seminar/similarly evaluated courses.

Real Estate Development (8603)*: The course will take a practical, “hands on” approach to the multi-faceted area of real estate development law. Case studies based on actual, “real world” projects will serve as the backdrop for our examination of the myriad of legal disciplines that a real estate development lawyer needs to master in order to be successful. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Real Estate Finance (8600)*: This course provides introductory study of real estate financing, emphasizing mortgages, deeds of trust, installment land contracts, rights and remedies of borrowers and lenders, and contemporary financing innovations. **Grading basis:** Seminar/similarly evaluated courses.

Regulatory Compliance (7228)*: This course explores the legal, ethical, and policy foundations of compliance: the effort to translate statutory mandates into compliant organizational and individual behavior. This course seeks to meet three objectives: (1) enable students to identify and proactively address potential compliance issues; (2) develop the practical problem-solving skills needed to respond to compliance failures; and (3) provide students with the theoretical and practical tools necessary to assist a company in response to a regulatory inquiry or audit. To achieve these objectives, the course employs both simulations and field work, working directly with individuals responsible for meeting regulatory requirements; the course is particularly well-suited for students interested in working

for or in regulated industries, as well as in-house counsel careers. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Reimagining Public Safety (8896.73)*: This course will introduce students to shifts in policy across the country that offer insight into how government can more effectively pursue public safety. Students will begin with an exploration of what “safety” actually means and how the term has been used in policy debates and the media. Students will then spend each of the following weeks on a different aspect of public safety. The topic areas include: housing, education, transportation, environment, income/employment, mental health, substance use, and violence/harm. (Note, the topics cover components of public safety—e.g., health and housing, and actions that may infringe on safety—e.g., violence). The course will conclude with discussion about why we have chosen the policy responses we have, given how obviously counterproductive they are to our purported goals. **Grading basis:** Seminar/similarly evaluated courses.

Remedies (8215):** The study of the general principles of remedies, integrating public-law and private-law forms of relief. Topics include compensation, punitive damages, damages in civil rights cases, injunctive relief for constitutional violations, specific performance, governmental immunity, declaratory judgment, restitution, and fee-shifting. **Grading basis:** Upper-level course grade distribution.

DPIR: Resolving Community Civil Rights Disputes (8950)*: The course focuses on conflicts that divide a community and involve public policy issues such as civil rights, racial justice and economic inequality through simulations and discussion. This course is part of the Distinguished Practitioners in Residence program. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Sem: Restorative Justice (8896.75):** Through this course, students will learn the core concepts, principles, objectives, and practices of restorative responses to wrongdoing, including differentiating between restorative justice and restorative practice. We will explore the individual and societal problems that restorative justice can and cannot adequately address and acknowledge and address the conscious and unconscious biases that can influence the development and implementation of restorative justice practices. The course involves several opportunities for both self-reflection and group work and models a restorative approach to learning and decision making not only in the class materials but also in the classroom. Because restorative justice is a participatory practice, this class involves active participation from students including small group work, presentations, and facilitating class discussion. Because restorative justice is an approach to dealing with harm, the course does include sensitive topics as well as discussion of trauma, its impact on victims/survivors, offenders, and communities, and approaches to trauma-informed restorative work and trauma-informed lawyering more generally. **Grading basis:** Seminar/similarly evaluated courses.

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Sales (7306):** An exploration of domestic and international sale and lease transactions, including consideration of issues relating to scope, contract formation, risk of loss, warranties and other performance standards, excused performance, and remedies. **Grading basis:** Upper-level course grade distribution.

Secured Transactions (7309)*: Debt is pervasive in the United States. That is because nearly all individuals must borrow money to purchase major ticket items, such as a home or car, and businesses must borrow money to purchase equipment and fund their operations. In this course, students will learn about the creation of a security interest, which is a contractual agreement where a financial institution lends money to a borrower, who in exchange for the loan, agrees to allow the institution to take the borrower’s personal property (i.e., collateral) in the event that the borrower cannot pay back the loan.

In addition to security interests, students will learn about mortgages and involuntary interests, such as tax liens. This course focuses primarily on Article 9 of the Uniform Commercial Code, which has been adopted in every state. Students will learn about the attachment, perfection, and priority of security interests. Students will also learn about the various filing systems for security interests, mortgages, and liens. Students will also learn how creditors protect their interest by relying on laws addressing default, repossession, foreclosure, judicial sales, and debt modification. Students will also learn about various laws that protect debtors from practices deemed unfair by lenders and debt collectors. Because this course involves a comprehensive analysis of several laws related to secured transactions, this course will help students to become competent commercial law attorneys and to get prepared for the bar exam in every state. **Grading basis:** Upper-level course grade distribution.

Securities Regulation (7215)*: The course covers the regulation of distributions of securities by issuers and their affiliates under the Federal Securities Act of 1933 and the regulation of the securities trading markets by the Securities & Exchange Act of 1934. **Grading basis:** Upper-level course grade distribution.

Sem: Sexual Harassment (8896.22):** The seminar focuses on sexual harassment in the employment setting and in academic settings. Topics include the prevalence of sexual harassment and its causes and effects; the legal prohibitions of sexual harassment and study the standards that must be met for plaintiffs alleging sexual harassment in connection with employment; the defenses asserted by employers to claims of sexual harassment; the harassment on the basis of gender and on the basis of sexual orientation, as well as issues of the intersection of race and gender with respect to harassment; special issues of sexual harassment in education, including issues concerning sexual harassment between students and intimate relationships between students and faculty members. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Scenario Writing Seminar (8889): Tabletops, war games, and role play-based training exercises are all varieties of the simulations commonly used by organizations of all kinds to train individuals and teams in decision-making, use of process, and professional skills. This new course academically explores simulation as a method of experiential learning and the role therein of narrative, in the context of governance and particularly national (and international) security. Students will also learn-by-doing the writing of scenarios through the seminar's writing obligation: production of one or more scenarios that will then be run during the next Ohio State National Security Simulation in fall 2025. Seminar students will workshop their drafts and receive extensive feedback from the professors. Course open to graduate and professional school students. **Grading basis: Seminar/similarly evaluated courses.**

Small Business Finance (7218):** Uses a case study to integrate the many areas of law needed when handling the finances of a small business. We follow a business from start-up to equity investment, at each stage studying the commercial context, the contracts commonly used, and the practical and ethical consequences of representation. In doing so, the course introduces some analytical tools (for example, relational contract and behavioral law and economics) that help the lawyer understand how small business operates and how best to advise a client. **Grading basis:** Upper-level course grade distribution.

Social Identity, Consciousness, and the Law (7402)*: This course gives students meaningful experiences exploring, navigating, and operationalizing social identity, social consciousness, and social justice as they consider themselves, and their role as lawyers in our society, and the legal profession. This course thoughtfully considers the vast body of scholarship across disciplines including law, political science, sociology, education, and social work that point to social identities (race, gender, socioeconomic status, disability, etc.) function within, across, and through all aspects of society to dis/enfranchise in a variety of ways. This course focuses on the impacts of this idea and challenges students to carefully analyze those underlying claims, their implications, and what it means to be part and parcel to systems of oppression with an elevated status due to their educational attainment. This course gives students robust experiences, skillsets, and fundamentals to dialogue, work, and build community

across difference. In this course we will explore bias, cultural competency, -isms, etc. through the lens of multi-level oppression, workshops/activities, roleplaying, debates, reflections, case-studies, and more. Students will be empowered with the knowledge of how to co-create professional and personal communities of accountability, justice, and consciousness. **Grading basis:** Satisfactory/Unsatisfactory.

Special Education Advocacy (7509)*:** This course primarily covers the law of special education as provided in the Individuals with Disabilities Education Act ("IDEA"). A primary emphasis of the class will be to teach students about the process under which students are identified as disabled and provided with Individualized Education Plans ("IEPs"). *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Sports Law (8818)*: This course provides basic knowledge of relevant substantive law as well as appreciation of effect of applying general legal principles to a popular, scrutinized and mythologized subject. **Grading basis:** Seminar/similarly evaluated courses.

State and Local Government Law (8707)*:** This course addresses major issues facing state and local governments and prepares students to practice law and influence policy at the state and local level. **Grading basis:** Upper-level course grade distribution.

State and Local Taxation (8706): This course is designed to introduce students to the legal and policy issues relating to state and local taxation. In addition to covering the basic principles of state income, property, and retail sales and use taxation, the course focuses on the economic, administrative, political, and constitutional constraints on state and local taxation. **Grading basis:** Seminar/similarly evaluated courses.

Sem: State Constitutional Law (8896.56)*:** This course explores "state constitutional law." It will not specifically teach Ohio constitutional law, though some illustrations of the various principles may come from Ohio law. Instead, the subject is a general examination of state constitutional law and its proper role in the fabric of American law. Thus we will inquire into how state constitutional law may be interpreted and applied in the federal and state courts. **Grading basis:** Seminar/similarly evaluated courses.

DPIR: Storytelling at Trial (8950): W. Ray Persons, widely regarded as one of the best trial attorneys in the country, leads this Distinguished Practitioner in Residence course. In this one-week course, students will learn how successful trial attorneys use stories to persuade their audience in complex trials. Topics will include video evidence, jury research and focus groups. Trial Practice is recommended. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Supreme Court Litigation (8896.02): This seminar will focus on the U.S. Supreme Court as an institution and demonstrate the ways in which its formal and informal norms and structure shape the nature and content of the law the Court makes. **Grading basis: Seminar/similarly evaluated courses.**

Sem: Surveillance and Secrecy (8896.67): This seminar explores two of the most challenging law/policy issues of our time: surveillance (national security and criminal) and government secrecy. **Grading basis:** Seminar/similarly evaluated courses.

DPIR: Stockholder Litigation (8950): Students will build on existing knowledge of core legal principles and develop an understanding of how those concepts apply in stockholder litigation, beginning with a pre-litigation stockholder demand for inspection of books and records through the filing of a plenary complaint alleging breaches of fiduciary duty by a board of directors. **Grading basis:** Satisfactory/Unsatisfactory.

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Taxation of Business Enterprises (8712): We will study the basics of taxation of corporations, partnerships, and LLCs. Among other goals, this course will prepare a student to advise persons who are starting new businesses whether they should operate the business in either a corporation or flow-through entity (such as a partnership or limited liability company). **Grading basis:** Upper-level course grade distribution.

Sem: Tax Policy (8896.13): This course draws upon philosophy, economic theory, and political science to explore fundamental questions about the distribution of wealth in society. Using these constructs, the class will compare existing and proposed systems of taxation from both the United States and abroad, and it will highlight the tension inherent in the underlying goals and the effects of these systems. **Grading basis:** Seminar/similarly evaluated courses.

Technology and IP Transactions (8889):** This course provides an overview of the types of technology (tech) and intellectual property (IP) contracts, contract provisions for the procurement and provision of technology, rudimentary basics of IP (copyright, patents, trademark, trade secrets), tech and IP issues in mergers and acquisitions, regulatory guidance for third party risk management (tech procurement contracting, supplier-customer relationships, etc.), practical guidance and tips for successful and satisfactory negotiation and governance of supplier-customer relationships, and the roles of internal stakeholders (business, technology, legal, finance, etc.). **Grading basis:** Seminar/similarly evaluated courses.

To Be a GC: The Roles of the Modern General Counsel (7004)*: This 2-credit course will teach law students, in legal and practical terms, what it means to be a General Counsel of an organization: the lead lawyer on the inside of the entity responsible for providing legal advice to the entity itself. Many young lawyers are going to work inside companies and organizations as in-house counsel. This course will explore what happens in these roles, help students to think about how to prepare themselves for them, and discuss strategies to get hired in them. In the course, each week, students will grapple with and discuss a real-life hypothetical faced by an organizational General Counsel, coupled with readings about specific topics to look at the GC's role from numerous perspectives. Guest speakers from some of the world's most vibrant organizations will join the discussions to provide their perspectives. In the end, students should take away from the course that the modern General Counsel is asked to serve in a wide array of different roles, which sometimes conflict with one another and often are in tension. At one time, the GC of an organization is responsible for: ensuring that the organization and its people follow the law; providing strategic and business advice to the leaders of the organization (including the Board of Directors and senior leaders like the CEO and CFO) to help them achieve their goals; managing the company's legal department as a team manager (whether small or a large team spread across multiple continents); adhering to the rigors of the GC's role as a lawyer and an officer of the court who is bound by a code of professional responsibility; and serving as a key representative of the organization to the outside world. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Today's Fourth Amendment (8896.11):** The class will cover current topics like no-knock warrants, the dark web, and law enforcement's latest technological tools. The class will make use of court filings to understand how searches unfold and then are litigated. And the class will explore the role of different actors—from courts to legislatures to companies—in understanding how privacy is protected (or not) today. Guest lecturers will provide diverse perspectives and practical advice. The class will assume basic knowledge of the Fourth Amendment, but will briefly cover doctrine and academic theory. While the class has natural appeal to students inclined to practice criminal law, it should also appeal more broadly to students interested in constitutional law and privacy matters. **Grading basis:** Seminar/similarly evaluated courses.

Sem: Topics in Disability Law and Policy (8896.11)*:** The seminar will focus on federal civil rights laws protecting people with mental health diagnoses and intellectual disabilities, including the Americans with Disabilities Act (“ADA”) and the Fair Housing Act. The seminar will explore legal issues and cases on an individual level. Systemic issues will also be thoroughly addressed, including the U.S. Supreme Court’s 1999 decision in *L.C. v. Olmstead*, which held that the ADA obligates states to administer their service systems for people with disabilities to avoid unnecessary institutionalization and to enable community integration. The seminar will also involve important public policy issues that relate to disability, including mass incarceration, homelessness, police violence, the social model of disability, and the intersection of disability and reproductive health care. **Grading basis:** Seminar/similarly evaluated courses.

Trademark (7803):** This course will explore the following: creation, enforcement, and limitation of trademark rights; and related unfair competition issues. **Grading basis:** Upper-level course grade distribution.

Transactional Practice (7310)*: This course is designed for aspiring transactional lawyers (or those at least curious about transactional work) who seek to gain practical skills and a deeper understanding of the intricacies involved in corporate acquisitions and other sophisticated transactions. Through a hands-on, project-based approach, students will engage in a series of exercises that mirror the real-world tasks and challenges faced by professionals in the field.

Key projects include drafting a confidentiality agreement to protect sensitive information, analyzing benchmark deal terms from past transactions to guide negotiation strategies, and crafting a comprehensive purchase agreement for a significant corporate acquisition. Students will also gain experience in the due diligence process by requesting and reviewing materials about a target company, thereby learning how to assess potential risks and opportunities.

Along the way we will explore the fundamentals of business strategy, enabling students to advise clients more effectively and to anticipate the strategic implications of their legal decisions. Finally, participants will compile a closing checklist, ensuring they can manage and execute the critical final steps of an acquisition process efficiently.

This course not only aims to equip students with the technical skills necessary for a career in transactional law but also to develop their ability to think strategically and work collaboratively in a high-stakes business environment. By the end of the program, students will have a solid foundation in the principles of transactional law, enhanced by practical experience. **Grading basis:** Upper-level course grade distribution

Trial Practice (8000)*: In this course, students learn basic trial techniques. Students participate in simulated trial problems and proceedings conducted under the supervision of a seasoned trial practice instructor. They learn to present opening arguments, conduct direct and cross-examination, introduce exhibits, and deliver persuasive closing arguments. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

Twenty-First Century Lawyering (7817)*: This course examines technology commonly used within legal practice, with a focus on assessing new technologies, practical application of skills, and ethical considerations. This course is designed to provide an overview of technology used in legal practice. Students will learn how technology is transforming the legal industry and how they can integrate various tools and systems into their own practices. Topics covered may include cloud computing, data analytics, document management, case management software, virtual courtrooms, access to justice, litigation and transactional technologies, and artificial intelligence. Students will also gain an understanding of ethical considerations, such as privacy and security, when using technology in legal practice. By the end of this course, students will have a strong foundation in legal practice technology and the skills necessary to effectively use technology in their own legal work. **Grading basis:** Seminar/similarly evaluated courses.

U

Sem: Unconventional Warfare (8896.11)*:** In relations among states, war is the exception. In most cases, states pursue their interests and compete with their adversaries and allies using non-forceful coercive strategies. These include threats of force and military exercises, sanctions, trade embargoes, geoeconomics, cyber warfare, and political intervention. This seminar explores the legal regulation of these kinds of activities. It studies how states use coercive strategies and how international law governs (or fails to govern) these types of activities. **Grading basis:** Seminar/similarly evaluated courses.

Sem: U.S. Supreme Court Decisionmaking (8896.52)*: This seminar deals primarily with the process of constitutional litigation as seen from the perspective of the U.S. Supreme Court. It includes a historical analysis of Article III and, more specifically, a consideration of the Court's evolution over its almost 200 years of existence, with detailed attention to the way in which the courts exercise the unique power of "judicial review." **Grading basis:** Seminar/similarly evaluated courses.

V

Venture Capital and Entrepreneurial Dealmaking (7234)*: This course examines the law and economics of venture capital and entrepreneurship focusing on the legal, economic and financial issues that legal professionals confront in this area. The course will examine the theoretical and practical underpinnings of venture capital and entrepreneurship. In addition to covering basics of entrepreneurship and the law, this course will also examine the dynamics of (a) organizing and managing a venture capital fund, (b) negotiating venture capital contracts, (c) operating the venture capital and start-up business, and (d) exiting such a business. This course will cover a number of issues that arise in the start-up life cycle and it will encompass the competing economic and financial interests at stake among founders, funders and legal and financial representatives. The course proceeds from the formation of a venture fund, through documentation drafting, to closing and then turns its focus towards investment documentation. It is a hands-on, real world drafting class as done in practice, not just theory. The class is graded on multiple assignments over the course of the semester. This course is best suited for students who have taken BA but it is not required. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

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Washington, D.C. Summer Program (8189.30)*: Students will take a 2-credit course on *The Ethics of Washington Lawyering*, as well as a 3-credit externship seminar. In previous years, students have worked in major federal agencies and nonprofit groups that are often national leaders in their fields. *Counts towards experiential requirement.* **Grading basis:** Seminar/similarly evaluated courses.

White Collar Crime (7403)*: This course focuses on the investigation, prosecution and defense of white-collar crimes. Sophisticated criminal offenses often use power, influence or trust for the purpose of illegal gain or advantage. Offenses covered in this class include; fraud, corruption, money laundering, tax, obstruction of justice and other crimes commonly litigated in federal courts. **Grading basis:** Upper-level course grade distribution.

Wills, Trusts, and Estates (8709)*: This course will combine the standard Wills and Trusts course with an introduction to the basics of gift and estate taxation. We will cover the requirements for executing and revoking wills, interpretation of wills, intestate succession, will substitutes (such as revocable trusts and transfer-on-death accounts), spousal protection, and the creation and use of trusts.

Grading basis: Upper-level course grade distribution.