



**TOLEDO LAW**

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THE UNIVERSITY OF TOLEDO

# **College of Law Course Descriptions**

## **LAWD – Law Basic First Year Required (LAW)**

LAWD 9020 CIVIL PROCEDURE - PLEADING AND PRACTICE [3 hours] Study of the rules controlling the management of civil litigation. State and federal systems are covered.

LAWD 9110 CONSTITUTIONAL LAW – STRUCTURE (formerly Constitutional Law I) [3 hours] Constitutional Law - Structure will cover structural issues focusing on the Supreme Court's interpretation of the nature and distribution of power within the federal government, the relationship between the federal government and the states in regulating commerce, and the meaning and scope of the Due Process Clause of the Fourteenth Amendment.

LAWD 9210 CONTRACTS I [3 hours] A survey of the law of contracts including the creation, modification and termination of contract rights obligations, the roles of reliance and restitution, capacity, conditions, third party rights and duties, and the effect of changed circumstances or mistake. Performance and breach of contractual obligations and remedies for breach are also examined in detail. The course includes a survey of the law relating to sales of goods under Article 2 of the Uniform Commercial Code.

LAWD 9220 CONTRACTS II [3 hours] A continued survey of the law of contracts including the creation, modification and termination of contract rights and obligations, the roles of reliance and restitution, capacity, conditions, third party rights and duties, and the effect of changed circumstances or mistake. Performance and breach of contractual obligations and remedies for breach are also examined in detail. The course includes a survey of the law relating to sales of goods under Article 2 of the Uniform Commercial Code.

LAWD 9300 CRIMINAL LAW [4 hours] Substantive criminal law, focusing on general principles of liability and defenses, the definitional elements of certain crimes, particularly homicide, and principles of accessorial liability.

LAWD 9750 LAWYERING SKILLS I [2 hours] A foundation course providing intensive instruction in three major areas: using research resources and techniques of research; developing skills of legal analysis; presenting legal analysis in predictive and persuasive formats, both written and oral. Instruction is through class meetings, small group meetings and individual conferences.

LAWD 9760 LAWYERING SKILLS II [2 hours] A continuation of Lawyering Skills I,

this course provides intensive instruction in three major areas: using research resources and techniques of research; developing skills of legal analysis; presenting legal analysis in predictive and persuasive formats, both written and oral. Instruction is through class meetings, small group meetings and individual conferences.

LAWD 9410 PROPERTY – FUNDAMENTALS OF OWNERSHIP (formerly Property I) [3 hours] An introduction to the law of personal property and comprehensive coverage of the law of real property as it relates to estates and interests in land, landlord-tenant relationships, real estate transactions, private agreements respecting the use of land and public controls upon property use.

LAWD 9420 PROPERTY – TRANSACTIONS AND LAND USE (formerly Property II) [3 hours] Continued study of the law of personal property and comprehensive coverage of the law of real property as it relates to estates and interests in land, landlord-tenant relationships, real estate transactions, private agreements respecting the use of land and public controls upon property use.

LAWD 9510 TORTS [4 hours] Torts explores civil claims for a variety of intentional harms and offenses to people and property, negligent harms and theories of strict liability (including products liability). The course studies both traditional principles and modern concepts.

### **LAWA – Law Upper Level Required (LAW)**

LAWA 9400 ADVANCED RESEARCH AND WRITING [1 hour] This course involves an advanced writing project completed under the supervision of a full-time faculty member.

LAWA 9010 CIVIL PROCEDURE - JURISDICTION [3 hours] Study of the rules controlling the jurisdiction of courts. State and federal systems are covered.

LAWA 9120 CONSTITUTIONAL LAW – RIGHTS (formerly Constitutional Law II) [3 hours] This course will cover issues of individual rights protected by the Equal Protection Clause of the fourteenth Amendment. It will also cover First Amendment protections against governmental restrictions of speech and the press, with some coverage of First Amendment protections of religion.

LAWA 9310 EVIDENCE [4 hours] The rules and policies governing a trial court's fact-finding process, as exemplified by the Federal Rules of Evidence. Topics cover the full range of evidentiary issues at trial, including the content of admissible proof, the matter of presenting it and the respective roles of the judge and jury.

LAWA 9000 LEGAL ETHICS AND PROFESSIONAL RESPONSIBILITY [3 hours] An introduction to legal and ethical principles governing lawyers, the legal profession and the practice of law. The course considers the principal ways in which lawyers are regulated through bar admission, professional codes, lawyer disciplinary actions and civil liability. The course explores the lawyer-client relationship and the scope and limits of duties to the client, the legal system and third parties. Prerequisite: Completion of basic first-year courses.

### **LAWG – Bar-Tested Subjects<sup>1</sup> (LAW)**

LAWG 9010 BUSINESS ASSOCIATIONS [4 hours] Business Associations focuses on the legal entities commonly used to operate business enterprises, with an emphasis on closely held businesses. The course explores the major issues involved in formation and operation of agency relationships, corporations and limited liability companies. These include creation of business entities; financing for the small business; sharing in earnings; the roles of corporate officers, directors and shareholders; roles of LLC managers and members; doctrines of limited liability; fiduciary duties; and special statutory treatment of closely held corporations.

LAWG 9110 COMMERCIAL PAPER [3 hours] A study of payment systems. Initial emphasis is upon commercial paper (Article 3 of the Uniform commercial Code) and bank deposits and collections (Article 4 of the Uniform Commercial Code), followed by credit cards (Truth in Lending, Consumer Credit Protection, and Fair Credit Billing Acts), commercial funds transfer (Article 4A of the Uniform Commercial Code) and consumer electronic funds transfer (Electronic Funds Transfers Act).

LAWG 9280 CRIMINAL PROCEDURE-ADJUDICATIONS [3 hours] A study of the criminal processes from arrest through sentencing and appeal. Topics covered include bail, preliminary hearing, grand jury, plea bargaining and guilty pleas, discovery, fair trial, free press, jury trial, sentencing and double jeopardy. Recommended: Criminal Procedure-Investigations and Evidence.

LAWG 9210 CRIMINAL PROCEDURE-INVESTIGATIONS [3 hours] A study of the constitutional and statutory limitations on the conduct of criminal investigations and

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<sup>1</sup> The courses identified as “bar-tested” are those, along with first-year and required courses, tested on the Ohio bar exam and many other state bar exams. However, the subjects tested on bar exams in particular states vary. For instance, Michigan also tests on Domestic Relations (taught at UT as Family Law), Equity (Remedies), Creditors’ Rights, Insurance (no-fault), Sales, and Workers’ Compensation. You are encouraged to consult the web site of the bar examiners in a state in which you intend to take the bar exam, and should feel free to discuss your plans with the deans of Academic or Student Affairs and the College’s Director of Academic Success and Bar Preparation.

related matters. Includes a discussion of the Fourth Amendment prohibition against unreasonable searches and seizures, the Fifth Amendment privilege against self-incrimination and the Sixth Amendment right to counsel.

LAWG 9610 SECURED TRANSACTIONS [3 hours] The creation, enforcement, perfection and priority of security interests in personal property under Article Nine of the Uniform Commercial Code and the federal Bankruptcy Code.

LAWG 9710 TRUSTS AND ESTATES [3-4 hours] The study of decedents' estates and trust law. Interstate succession, the law of wills, estate administration, formation and administration of trusts and future interests are studied. Common law approaches are contrasted with Ohio and Uniform Probate Code practices. Prerequisite: Property I and II.

### **LAWI –Law Electives (LAW)**

LAWI 9030 ADMINISTRATIVE LAW [3 hours] The law and operation of administrative agencies, including agency adjudication, rulemaking and other forms of policy implementation. The course covers agencies' place in the constitutional structure, legislative and executive controls on agency action, and judicial review of agency fact-finding, statutory interpretation, and exercise of discretion. The course examines state agencies as well as federal agencies and the federal Administrative Procedure Act.

LAWP 9000 ADVANCED TOPICS IN CRIMINAL LAW SEMINAR [2-3 credits] Students in this seminar explore the nature of criminal law and the complex questions of criminal procedure. The seminar is generally organized around a particular topic, such as corporate criminal liability.

LAWI 9790 BAR EXAM PREPARATION [2-3 hours] This is a pre-bar preparatory course designed to introduce students to certain critical and analytical and writing skills, techniques, protocols, and frameworks that are essential to maximize bar exam preparation and ultimately pass the bar exam. Students will review outlines for selected substantive topics, complete in-class and at-home simulated bar exam tests and assignments, and receive feedback. Through the use of problems and exercises in a bar exam format, students will become familiar with techniques for answering multiple choice questions, essays, and performance tests that comprise the bar exam in Ohio and other states. It is reserved for third year students and is graded on a pass/fail basis.

LAWI 9170 CONFLICT OF LAWS [2-3 hours] This course will study the problems encountered when a transaction or occurrence has a significant relationship to two or more states or countries. The jurisdiction of courts, the effect to be given to out-

of-state judgments and the rules of decision in multi-state cases are studied. Both traditional rules and theories and modern developments are analyzed.

LAWI 9220 CONSTITUTIONAL LITIGATION [2-3 hours] This course will explore how to litigate constitutional claims, and how to enforce individual constitutional rights, including 4th, 8th, and 14th Amendment claims. The course will cover the relevant case law for a doctrinal overview, as well as the historical and factual backgrounds to the landmark cases in constitutional litigation. The course will also involve simulated law practice problems and other exercises to provide a hands-on approach to the problems and issues that arise in litigating constitutional claims.

LAWI 9210 COPYRIGHT LAW [2-3 hours] A substantive examination of the Copyright Act. This course will cover the fundamentals of copyright law and practice and the challenges to the existing copyright regime by new technologies.

LAWI 9270 CREDITOR/DEBTOR LAW [2-3 hours] Explores creditors' rights under state law including judgment liens, execution liens, fraudulent conveyances, set off, assignments to benefit creditors and statutory liens. Debtor defenses under state and federal law including constitutional protections, exemptions and counterclaims are evaluated. Following this overview of general creditor execution, the majority of the course is devoted to resolution of claims in federal bankruptcy law. Recommended: Completion of or concurrent enrollment in Secured Transactions.

LAWI 9090 DISABILITY LAW [2-3 hours] This course examines the growing area of disability law. Topics to be covered include discrimination based on disability in employment and public accommodations, as well as the requirement for educational institutions to provide special education services to disabled students. Relevant federal statutes will be examined, including the Americans with Disabilities Act (with special emphasis on the ADA Amendments Act of 2009), Section 504 of the Rehabilitation Act, and the Individuals with Disabilities in Education Act.

LAWI 9300 EMPLOYMENT DISCRIMINATION [3 hours] This course focuses on the main federal statutes prohibiting employment discrimination and the policies underlying these laws, with the majority of time spent on Title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act and the Americans with Disabilities Act. Additional topics and subtopics include sexual harassment, discrimination based on sexual orientation, defenses and reasonable accommodation of religion.

LAWI 9310 EMPLOYMENT LAW [2-3 hours] This course focuses on the major state and federal employment laws affecting individual employees, excluding laws on unions and employment discrimination. Coverage includes the legal regulation of the hiring and firing process, testing and privacy issues, wage and hour laws, occupational health and safety, workers' compensation, unemployment insurance,

covenants not to compete, and related topics.

LAWI 9330 ENVIRONMENTAL LAW [2-3 hours] This course provides an introduction to U.S. environmental law by examining major federal statutes and the policy goals underlying them. Key statutes explored include the Clean Air Act, Clean Water Act, Resource Conservation and Recovery Act (RCRA), and Comprehensive Environmental Response, Compensation and Liability Act (CERCLA). Through analyzing and comparing different environmental statutes, students develop an understanding not only of the current environmental regulatory framework, but also of alternative approaches that may be employed to prevent pollution, clean up contamination and protect the environment.

LAWI 9360 ESTATE AND GIFT TAX [2-3 hours] A study of the federal estate and gift tax structure and its impact on the gratuitous transfer of property. Income taxation of trusts and estates and the generation skipping transfer tax are also discussed. Recommended: Trusts and Estates.

LAWI 9370 FAMILY LAW [3 hours] The interaction of law and the family and the consequences of state intervention in family relationships. Some of the subjects surveyed are the marriage relationship, de facto marriage, adoption, the termination of marital status, economic consequences of divorce, child custody after divorce and the role of the lawyer as counselor.

LAWI 9380 FEDERAL COURTS AND FEDERAL RIGHTS [3 hours] An intensive examination of the jurisdiction of federal courts, the role of the federal courts within the federal government, and within our federalist system. Topics surveyed include the law applied by federal courts in civil actions, the original and removal jurisdiction of federal courts, the relationship of the federal courts to state courts, congressional power over federal courts, the enforceability of federal law against states, and states' sovereign immunity.

LAWI 9500 FEDERAL INCOME TAX [3-4 hours] After a brief consideration of the federal income taxation system, this course examines the conceptual problems in defining income. A detailed treatment of the more significant personal and business deductions, exemptions and credits follows. Statutory methodology and policy considerations (including the tax expenditure concept) are developed integrally with substantive topics. In addition, the course considers the tax treatment of gains and losses from the disposition of property, including the capital gains preference and deferral of taxation. Tax shelters and attempts by Congress and the Internal Revenue Service to limit their utilization may be explored as well.

LAWP 9000 FEMINIST LEGAL THEORY SEMINAR [2 hours] This seminar will introduce the student to feminist legal theory, including an exploration of various schools of feminist legal thought, as well as the major concepts used in feminist

legal theory. The seminar will also explore the practical applications of feminist legal theory in the courts and society, including the economic subordination of women, the sexual subordination of women, and issues surrounding motherhood and reproduction.

LAWP 9000 FOOD & DRUG LAW SEMINAR [2-3 credits] This course deals with the laws governing the manufacture, marketing, and sale of food and drugs in America - including organics, prescription drugs, medical devices, biologics, and carcinogens. The seminar emphasizes the interplay of regulation and litigation in these industries, while approaching the topics from diverse angles: legal history, administrative law, government relations, patent and intellectual property, litigation strategy, enforcement, and policy. The workings of the FDA and USDA receive particular attention.

LAWI 9550 HEALTH CARE FRAUD AND ABUSE [2-3 hours] The high cost of health care in the United States is exacerbated by rampant fraud and abuse on state and federal health care systems. This course presents an overview of legal and policy issues related to health care fraud and practical issues related to the prosecution and defense of health care fraud-related suits. Pre- and post-litigation issues, such as corporate compliance programs, administrative investigations, and corporate integrity agreements, will also be explored. Course materials will cover major health care fraud and abuse statutes, including statutes addressing false claims, kickbacks, and self-referrals, as well as the regulatory regimes and administrative rulings that govern this area of the law. Students will be evaluated on one or more written assignments and exercises.

LAWI 9630 HEALTH LAW [3 hours] This course provides an overview of the legal issues that arise in the health care field. Topics surveyed will include individual and institutional liability, public and private regulation, accreditation and licensure, hospital/medical staff relationships, and the challenge of achieving cost efficiencies, while also maintaining high quality care and improved access to care. Students will learn to identify key legal issues affecting the operation of a health care entity.

LAWP 9000 HUMAN RIGHTS/INTERNATIONAL DEVELOPMENT SEMINAR [2-3 hours] This seminar will focus on legal methods for achieving human rights goals. The course will consider the primary international human rights instruments of treaties and conventions, and judicial mechanisms for their enforcement. Students will also gain familiarity with states' use of executive and legislative approaches to fulfilling their human rights obligations. Finally, the course will consider the role of non-governmental organizations as partners with local communities to achieve grassroots-level progress on human rights issues. Students should expect to write an in-depth paper on a human rights issue of their choosing, as well as a series of response papers to readings and classmates' term papers. Recommended: International Law.



LAWI 9440 IMMIGRATION LAW [2-3 hours] The course is designed to present a survey of immigration and nationality law. It will cover issues of citizenship as well as admissions to the United States. The course will address issues of removal and deportation, as well as relief from removal.

LAWP 9000 INDIVIDUAL RIGHTS IN THE ORIGINAL CONSTITUTION SEMINAR [2-3 hours] Most discussions about individual constitutional rights focus exclusively on the first ten amendments to the Constitution and the Fourteenth Amendment. This focus overshadows the individual rights that the Constitution's Framers included in the original Constitution in 1787, including provisions prohibiting titles of nobility, bills of attainder, ex post facto laws, laws impairing contractual obligations, and the suspension of the writ of habeas corpus. An examination of these rights as a group provides a view into the world of the Framers not often examined and insight into some of their core values. In this course we will explore this Forgotten Bill of Rights, including the history of the inclusion of these rights in the original Constitution, the way that courts have interpreted them over time, and contemporary issues affected by the interpretation of these rights. Students will be evaluated on one or more written assignments and exercises.

LAWI 9470 INTELLECTUAL PROPERTY AND LICENSING [2-3 hours] This course focuses on the commercialization of intellectual property through the use of assignments and licenses. The course will cover intellectual property assignments and licenses, including express and implied licenses, the scope of licenses, bankruptcy issues, anti-trust issues and international licensing. The course will also cover intellectual property audits and patent, trade secret, copyright and trademark law to the extent an understanding of the rights and obligations inherent in such intellectual property classifications are necessary to effectively assign or license intellectual property. Students will analyze several licenses. Prerequisite: Intellectual Property Survey, Copyright, Patent, or Trademark Law, or permission of instructor.

LAWI 9720 INTELLECTUAL PROPERTY SURVEY [2-3 hours] A preparatory course covering Copyright, Patent, Trademark and Trade Secret Law. A broad coverage of intellectual property law is useful for those students who want to learn the fundamentals of intellectual property law either as basis for more advanced courses or to integrate intellectual property law into other substantive courses.

LAWI 9840 INTERNATIONAL AND DOMESTIC ARBITRATION [2-3 hours] This course conveys a thorough understanding of the law and practice of arbitration: its practical, doctrinal, theoretical, and policy aspects both in the domestic and international spheres.

LAWI 9480 INTERNATIONAL BUSINESS TRANSACTIONS [2-3 hours] This course

introduces students to the issues, problems and legal norms applicable to International Business Transactions. The course will examine various problems that occur in international business as a means of discerning pitfalls for the unwary, as well as the matters that must be considered to protect one's client. The course will begin with an examination of the issues arising in a basic international sale and will progress through increasingly complex types of business interaction, including distributorships, franchising, licensing, joint ventures and incorporating abroad. Through the course, there will be an emphasis on the U.S., foreign and international laws and standards that may affect the transaction. The course will emphasize contract negotiation and drafting skills.

LAWI 9100 INTERNATIONAL LAW [3 hours] This course focuses on the legal processes of the international community. The creation of law among nation states, the law-making activities of international organizations, the enforcement (and non-enforcement) of international law in both national and international forums, the limits of national jurisdiction, the responsibility of states for the injuries to the persons or property of aliens and the rules governing international agreements are surveyed. Particular attention is given to the law of treaties and the role of lawyers in foreign policy decision making.

LAWI 9490 JUVENILE LAW [2-3 hours] An examination of the relationship between children, their parents, siblings and the state in the lives of delinquent, unruly, dependent, neglected and abused children. The role of the court, judiciary, attorneys, police and social services historically, and in modern practice, will be examined as to the impact on families and individuals brought before the juvenile court. Special emphasis will be given to the theory of the juvenile justice system; the various court alternatives to adjudication; dispositional considerations and the attorney's role in representing the child, parents or serving as a guardian ad litem.

LAWI 9510 LABOR LAW [3 hours] This course focuses on the law governing and policy issues surrounding the major facets of union-management relations in the private sector under the National Labor Relations Act (NLRA). These include union organizing, collective bargaining, contract enforcement, picketing and the economic weapons of both sides, including strikes. The course also covers the procedural mechanisms by which rights under the NLRA are enforced and remedies for NLRA violations.

LAWI 9820 LAND USE PLANNING [2-3 hours] This course explores the rapidly evolving area of public land use regulation in the context of private property development rights and constitutional protections of those rights. Regulatory areas examined include: zoning, subdivision controls, environmental land use controls, development exactions, aesthetic regulations, and growth controls, as well as land use planning requirements. First and Fifth Amendment issues are explored along with a variety of key public policy questions.

LAWI 9390 NATURAL RESOURCES LAW [2-3 hours] This course provides an introduction to natural resources law and policy affecting both public lands and private property. Conflicts over natural resources, including their protection and use, are among the most contentious legal and policy issues of our time. Students explore the reasons why, the roles governmental authorities play in the management of natural resources, and the laws and policies pertaining to wildlife, preservation, conservation, protected lands, forestry, mining, oil and gas, water rights and other natural resources. Key federal statutes such as the National Environmental Policy Act and the Endangered Species Act are reviewed as well as cases, regulations, and commentary.

LAWI 9710 PATENT LAW [2-3 hours] A survey of the legal protection of inventions. This course covers the requirements for obtaining and enforcing a patent and the rights of a patentee with respect to licensing, assignment and patent misuse.

LAWI 9700 PATENT PRACTICE AND PROCEDURE [2-3 hours] A hands-on course focusing on both regulatory requirements and attorney skills relating to representation of inventors before the Patent and Trademark Office. The course will follow a patent attorney's relationship with an inventor and the written PTO responses, appeals and finally patent grant.

LAWP 9000 PUBLIC SECTOR LABOR LAW SEMINAR [2-3 hours] This seminar covers various models of public sector labor relations laws, including but not limited to the Ohio public sector labor statute. It focuses on the differing degrees to which public sector unions in different jurisdictions can bargain, resolve bargaining impasses (through strikes or mediation and arbitration), and enforce contracts with employers. This seminar also stresses issues unique to the public sector, including constitutional rules, civil service statutes and the rights of individual public employees.

LAWP 9000 RACE AND AMERICAN LAW SEMINAR [2-3 hours] This seminar addresses the racial and legal history of the major racial groups in the U.S., including African Americans, Native Americans, Asian Americans, Latinos and Whites. In addition to these histories, the seminar includes the following topics: Competing definitions of race and racism; race, voting, and participation in democracy; developing notions of equality; segregation and education; and responses to racism, including resistance, coalitions, and healing.

LAWI 9780 REMEDIES [2-3 hours] The course in Remedies is about the bottom line. It is about what a court can do for a litigant who has been wronged or is about to be wronged. The most common remedies are judgments for money and injunctions against defendants to prevent them from wronging plaintiffs or to require them to undo wrongs. The course takes up questions such as the measure of relief, the

relationship between legal and equitable remedies, declaratory remedies, benefit to the defendant as the measure of relief in restitution, punitive remedies, enforcing judgments, equitable defenses, immunities and federal interference with state law enforcement.

**LAWP 9000 REPRODUCTIVE TECHNOLOGY AND THE LAW SEMINAR [2-3 hours]**

This seminar will explore how the law and ethics influence decisions about reproduction, with a focus on the regulation of reproductive technologies. It will consider the nature and scope of the right to make decisions about procreation, and examine topics such as use of donor gametes and surrogates, status of pre-embryos, ethics of genetic selection, questions raised by posthumous conception, and the possibility of human cloning.

**LAWI 9060 SALES AND LEASES OF GOODS [2-3 hours]** A detailed study of sales of goods under Article 2 of the Uniform Commercial Code and a survey of both Article 2A of the Uniform Commercial Code (leases of goods) and the U.N. Convention on Contracts for the International Sale of goods. Topics include contract formation and interpretation, warranties, express and implied terms, risk of loss, performance obligations and breach, and remedies for breach. Consideration may also be given to other state and federal laws affecting sales and leases of goods. Prerequisite: Contracts I and II.

**LAWI 9800 SECURITIES REGULATION [2-3 hours]** This course focuses on the disclosure requirements of the federal securities laws which apply when businesses raise capital and when their shares are publicly traded. It examines the requirements of the Securities Act of 1933, selected provisions of the Securities Exchange Act and state blue sky laws. It covers extensively the structuring of exempt transactions for small businesses. The course is taught primarily from a transactional, rather than a litigation, focus. Prerequisite: Business Associations.

**LAWI 9810 SENTENCING [2-3 hours]** A survey of the law relating to the disposition of individuals convicted of crimes. Topics include sentencing authority, ex post facto laws, factual bases for sentencing, probation, parole, the death penalty and state and federal sentencing guidelines. Prerequisite: Criminal Law and Constitutional Law I.

**LAWI 9870 SPORTS LAW [2-4 hours]** A substantive examination of concepts and cases from legal disciplines which affect professional and amateur sports including antitrust law, labor law, contracts, tax and civil procedure.

**LAWI 9900 TRADEMARKS [2-3 hours].** An introduction to the fundamentals of federal trademark law and practice with some discussion of common law trademarks and state trademark registration. This course will cover how trademarks are acquired, trademark registration and practice before the U.S.

Patent and Trademark Office, and trademark infringement. False advertising and other forms of unfair competition actionable under the Lanham Act also will be studied.

LAWI 9930 WATER LAW [2-3 hours] This course focuses on the laws governing surface and ground water resources, with an emphasis on allocation and management issues. Because water is perhaps our most vital natural resource, and because it is often in scarce supply relative to demand, disputes over its use have been and will continue to be of crucial importance. Students explore common law, statutory and constitutional issues, at the state and federal levels, including the Clean Water and Safe Drinking Water Acts. Topics crucial to the Great Lakes region are particularly emphasized.

LAWI 9940 WHITE COLLAR CRIME [2-3 hours] A survey of the federal criminal law relating to crimes committed by corporations and non-traditional criminals. Topics include corporate criminal liability, wire and mail fraud, RICO, money laundering, false claims and false statements, tax crimes, environmental crimes, perjury and obstruction of justice. Prerequisite: Criminal Law.

### **LAWL – Law Review/Moot Court (LAW)**

LAWL 9110 LAW REVIEW I [1-2 hours] Course is graded on a Satisfactory/Unsatisfactory basis. Course requires the successful completion of a publishable manuscript as determined by the editor-in-chief and faculty adviser of the Law Review.

LAWL 9120 LAW REVIEW II [1-2 hours] Only students who have successfully completed Law Review I and who are serving as editors of the Law Review will be permitted to register for Law Review II. Enrollment is selective. Prerequisite: Law Review I.

LAWL 9150 MOOT COURT I [1-2 hours] Students participate in interscholastic Moot Court competitions, each of which deals with a particular area of law, such as: international law, labor and employment law, corporate law, sports law, tax, intellectual property, criminal law and constitutional law. Students will prepare a brief and present an appellate argument at a regional or national competition. Prerequisite: Enrollment is based on try-outs held in the spring, and each team requires enrollment in other courses based on the subject matter of the competition. All students are also required to take Appellate Procedure Seminar and Advanced Research and Writing.

LAWL 9160 MOOT COURT II [1-2 hours] Students participate in or coach Moot Court or Trial Advocacy teams. Students are also required to judge rounds of the

annual Fornoff Moot Court competition. Prerequisite: Moot Court I.

LAWL 9180 TRIAL ADVOCACY I [1-2 hours] Students participate in interscholastic trial advocacy competitions. Students on the trial advocacy team will conduct a trial against counsel from other schools; including making opening and closing statements, introducing evidence and examining and cross-examining witnesses. Prerequisite: Enrollment is based on try-outs held in the spring.

LAWL 9190 TRIAL ADVOCACY II [1-2 hours] Students participate in and/or judge interscholastic trial advocacy competitions. Students on the trial advocacy team will conduct a trial against counsel from other schools; including making opening and closing statements, introducing evidence and examining and cross-examining witnesses. Prerequisite: Trial Advocacy I.

### **LAWN – Law Clinics & Skills (LAW)**

LAWN 9950 ADVANCED CHILDREN’S RIGHTS CLINIC (formerly Domestic Violence and Juvenile Law Clinic)[2-4 hours] In the Advanced Children’s Rights Clinic students will act more independently as lead counsel for clients and may assume some supervisory responsibilities on cases handled by students in the basic Children’s Rights Clinic. In addition, depending on student interest, students may conduct research on issues relating to domestic violence or juvenile law. Prerequisites: Children’s Rights Clinic, permission of instructor.

LAWN 9930 ADVANCED CIVIL ADVOCACY CLINIC [2-4 hours] The Advanced Civil Advocacy Clinic emphasizes development of skills beyond those achieved in the basic clinic. The program is tailored to meet the needs and interests of individual students. Typically, students in the Advanced Civil Advocacy Clinic are assigned more complex legal matters, mentor students in the basic Civil Advocacy Clinic, and/or work on policy or legislative projects. Prerequisite: Civil Advocacy Clinic, permission of instructor.

LAWN 9420 ADVANCED DISPUTE RESOLUTION CLINIC [2-3 hours] The Advanced Dispute Resolution Clinic emphasizes development of skills beyond those achieved in the basic clinic. The course provides students with the opportunity to become involved in mediations in a number of courts throughout Lucas County and Northwest Ohio. Prerequisite: Dispute Resolution Clinic and permission of instructor

LAWN 9020 ADVANCED LEGAL RESEARCH [2-3 hours] An in-depth view of legal bibliography in both print and electronic formats. Detailed attention given to encyclopedias, treatises, and various general and topical indexes, digests, and citators as well as web based compilations of legal materials.

LAWN 9110 ADVANCED TRIAL PRACTICE [2 hours] An examination of the

development and adjudication of complex civil and criminal cases through demonstration and performance exercises. Students will participate in developing juror profiles and the creation of jury instructions; the direct and cross examination of expert witnesses; the introduction, handling and admissibility of exhibit evidence; and the recognition of constitutional issues arising during the trial. Prerequisite: Evidence and Trial Practice or Trial Advocacy team.

LAWN 9940 CHILDREN'S RIGHTS CLINIC [4 hours] (formerly Domestic Violence and Juvenile Law Clinic) The Children's Rights Clinic deals with a variety of legal and policy issues affecting survivors of domestic violence, including representation to obtain protection orders, dissolution of marriage and attendant issues of custody and support. The Clinic also handles juvenile law matters including parentage, parental rights, and adoptions. Admission is by the permission of the instructor. It is recommended, but not required, that students complete at least 59 credit hours and apply for certification as legal interns under Rule II of the Ohio Supreme Court Rules for the Governance of the Bar. Prerequisite: Permission of instructor.

LAWN 9910 CIVIL ADVOCACY CLINIC [4 hours] The Civil Advocacy Clinic focuses on development of skills such as interviewing, counseling, negotiation, problem-solving, fact investigation, strategy formation law, landlord and tenant, consumer and civil rights cases. In addition, students may work on law reform and policy projects. Students in the clinic are the primary contact for clients, and are given responsibility for work on all aspects of the case under the close supervision of clinic faculty. Classroom meetings focus on practical, substantive, procedural and ethical issues, especially as they relate to the clients and cases handled by the clinic. It is recommended, but not required, that students complete at least 59 credit hours and apply for certification as legal interns under Rule II of the Ohio Supreme Court Rules for the Governance of the Bar. Admission is by the permission of the instructor.

LAWN 9130 CRIMINAL LAW SIMULATION [2-3 hours] In this simulation course, students will prepare a case for trial/plea and end the semester with a sentencing hearing. The course will feature written assignments and in-class exercises and will cover hearings on arraignment, detention, suppression, plea and sentencing. Students will work together and hone their skills as members of prosecution and defense teams.

LAWN 9410 DISPUTE RESOLUTION CLINIC [2/4 hours] In the Dispute Resolution Clinic, second and third year students have the unique opportunity to learn mediation skills and apply those skills mediating in the Lucas County Juvenile Court and Toledo Municipal Court. This fieldwork experience provides hands-on training in the area of alternative dispute resolution. Skills such as listening, communication and negotiation are stressed in both the fieldwork and weekly classroom component. Students are taught theoretical technique and are exposed to a variety

of topics and speakers in the Alternative Dispute Resolution field. This clinical program is designed to teach practical skills and give the students an opportunity to interact in the legal community in a new and emerging area of law. Prerequisite: Permission of instructor.

LAWN 9100 NEGOTIATION THEORY AND STRATEGY [3 hours] This practical, skills course develops a series of conceptual structures for understanding negotiation as a coherent process and for understanding the strategic dynamics of all negotiating situations. The goal of the course is to encourage students to become skilled, versatile, and effective negotiators by applying the relevant structures, theories, and strategies to legal negotiations that will be scheduled each week of the course.

LAWN 9610 PUBLIC SERVICE EXTERNSHIP [1-6 hours] The Public Service Externship Clinic is a field placement program in which students are placed in structured legal settings with public service attorneys and programs. There is a required classroom component in which issues relating to learning from experience are explored. The program is available year round with out-of-town placements available in the summer term.

LAWN 9000 TRIAL PRACTICE [3 hours] Simulated exercises and trials, including such matters as pretrial motions, jury selection, opening statement, presentation of evidence, cross-examination, witness impeachment, closing argument and jury instructions. Emphasis is given to developing and proving a theory of the case. Prerequisite: Evidence.

### **LAWP – Law Writing courses/Independent Research (LAW)**

LAWP 9000 ADVANCED APPELLATE ADVOCACY SEMINAR [2-3 hours] The course focuses on teaching advanced advocacy skills for practice before the appellate courts. It covers advanced persuasive writing, the rules of appellate court procedure, as well as advanced research and oral argument techniques. Earning a grade of C or better fulfills one of the two Advanced Research and Writing Requirements.

LAWP 9000 PRETRIAL LITIGATION SEMINAR [2-3 hours] Pretrial Litigation is a seminar course designed to introduce students to legal writing and advocacy from the perspective of a practitioner in a typical law office. Students handle a legal controversy from its inception documents, such as pleadings, discovery requests, jury instructions, a dispositive motion and supporting memorandum of law. Students are also introduced to alternative dispute resolution. The course is structured to provide extensive feedback on all assignments.

LAWP 9000 SEMINAR [2-3 hours] Seminars are offered in a wide variety of subject areas. In addition to class work, seminars require a substantial research project.



Seminars are listed throughout the Law Electives.

LAWP 9010 HONORS RESEARCH I [2 hours] A student who has completed 30 semester hours in the College of Law and who has a cumulative grade point average of 3.0 or higher may apply to undertake honors research. The student must submit a topic and detailed research proposal four weeks prior to enrollment to a faculty member who agrees to take primary responsibility to supervise the student's work. Two other faculty members are appointed by the Dean to serve on the student's advisory committee. The research and writing take place over two semesters and culminate in a written thesis intended for publication. The student must orally defend his or her thesis before the advisory committee and interested members of the University community. The purpose of the program is to provide an opportunity for students to make a contribution to the professional literature through concentrated study in an area of interest. The advisory committee decides on the grade that will be awarded to the project.

LAWP 9020 HONORS RESEARCH II [2 hours] A student who has completed 30 semester hours in the College of Law and who has a cumulative grade point average of 3.0 or higher may apply to undertake honors research. The student must submit a topic and detailed research proposal four weeks prior to enrollment to a faculty member who agrees to take primary responsibility to supervise the student's work. Two other faculty members are appointed by the Dean to serve on the student's advisory committee. The research and writing take place over two semesters and culminate in a written thesis intended for publication. The student must orally defend his or her thesis before the advisory committee and interested members of the University community. The purpose of the program is to provide an opportunity for students to make a contribution to the professional literature through concentrated study in an area of interest. The advisory committee decides on the grade that will be awarded to the project.

LAWP 9050 INDEPENDENT RESEARCH [2 hours] A student who has completed at least 30 semester hours in the College of Law and who has a grade point average of 2.0 or higher may undertake and complete individual research and writing for credit under an Independent Research Program. To enroll in the program, a student must submit a written proposal to the faculty member agreeing to take primary responsibility for that student. If the faculty member and the Dean approve the proposal, the student may then enroll for two hours of credit for one semester. The supervising faculty member decides on the grade that will be awarded to the project.

### **LAWT – Law Experimental Courses (LAW)**

LAWT 9600 3L EXTENDED BAR PREP [2-3 hours]. This course gives students a head start on bar exam preparation by focusing on contextualized substantive review of the most heavily tested topics on the bar. It overlays intensive skill instruction on reading comprehension, issue identification, rule mastery, critical thinking, legal analysis and recognition of distractors skills. Students gain a strong conceptual understanding and in-depth knowledge of highly tested doctrines across three MBE subjects including Essays, Multiple Choice, and the MPT. They will be taught how to develop, use, and apply a flexible but strong analytical framework to solve bar exam problems. Graded on a satisfactory/unsatisfactory basis. Enrollment limited to 3Ls.

LAWT 9600 ADVANCED LEGAL ANALYSIS [2-3 hours] This course is designed to strengthen study skills, legal reasoning skills and exam taking skills in at-risk students. Class will include short lectures, class exercises, and practice exams under timed conditions. Individual conferences will be held, and feedback on the exams will be given. Students will be encouraged to evaluate their own work and learn from past performance. A discussion of the student's self-evaluation and goals will also be discussed during individual conferences.

LAWT 9600 BUSINESS BANKRUPTCY [2-3 hours] This course will explore basic principles of Federal Bankruptcy Law, with particular emphasis on corporate reorganizations under Chapter 11 of the Bankruptcy Code. Topics addressed will include business operations in Chapter 11; the rights and duties of a Chapter 11 debtor; allowance, disallowance, estimation, and subordination of creditor claims; the reduction of secured obligations to the value of collateral; debtor-in-possession financing; preference and fraudulent transfer avoidance actions; and using bankruptcy to effect a sale of assets. This course will also address special rules involving, among others, small business debtors, municipalities, and international (cross-border) insolvency cases.

LAWT 6600 ESSENTIAL ELEMENTS OF COMPLIANCE I [3 hours] This course provides skills-oriented training designed to prepare students to perform the training, educational, and instructional role of compliance officers. Methods for developing and drafting organizational policies, identifying employee training needs, and developing, disseminating, and assessing compliance training programs will be discussed. Students will be provided practical experience in drafting operational policies from compliance regulations.

LAWT 6600 ESSENTIAL ELEMENTS OF COMPLIANCE II [3 hours] This course provides skills-oriented educational experiences designed to prepare you to perform the basic monitoring, auditing, reporting, investigating, responding, enforcing and prevention functions of a compliance officer. We will cover the methods for identifying business objectives that align with company procedures, risks to achieving the business objectives, internal controls that reduce the risks from

occurring, evaluating the effectiveness and controls, investigating, and drafting recommendations and action plans to prevent recurrence. You will gain knowledge and insight through discussion, sharing, peer mentoring, collaboration, and self-reflection. The course also enables you to practice using a real-world team approach using various online communication tools as you complete the learning activities.

**LAWT 9600 ELECTION LAW [2-3 hours]** This course will explore the fast-paced and evolving field of Election Law. The class will explore several areas of Election Law, including, but limited to, The Voting Rights Act, gerrymandering, campaign finance, issues of ballot access, due process and equal protection challenges, provisional balloting, and election result contests. Also, since the state of Ohio has been at the forefront of election law litigation over the past decade, we will also examine several Ohio election cases, which have been litigated throughout the state and federal courts in Ohio.

**LAWT 9600 EMPLOYMENT LAW DRAFTING [2 credits]** This skills course focuses on legal drafting in the practice area of employment law, providing experiential learning and practical application of drafting skills. Topics will vary each year but may include letters to clients, restrictive covenants, employee handbook policies, severance agreements, pleadings and discovery. Drafting assignments will be completed and reviewed both in class and as assignments, in lieu of a final exam.

**LAWT 9600 FEMINIST LEGAL THEORY [3 hours]** This course will introduce the student to feminist legal theory, including an exploration of various schools of feminist legal thought, as well as the major concepts used in feminist legal theory. The course will also explore the practical applications of feminist legal theory in the courts and society, including the economic subordination of women, the sexual subordination of women, and issues surrounding motherhood and reproduction.

**LAWT 9600 HIGHER EDUCATION LAW [3 hours]** This course will survey the law applying to and regulating colleges and universities. The course will cover student access issues (including affirmative action and disability law); the array of federal regulations that govern institutions of higher education (with a special emphasis on Title IX); faculty issues; and the rights and responsibilities of students.

**LAWT 9600 THE LEGAL PROFESSION AND CAREER DEVELOPMENT [1 hour]** This course will guide students through self-evaluation, assessment of various areas of legal practice and law-related careers, professional communications, business literacy for the practice of law, and long-term career planning. Within set guidelines, students will choose activities related to their area(s) of career interest with a focus on analyzing how those areas might fit with their long-term career goals. At the end of the course, students will have completed a self-evaluation, made connections with legal professionals in their area(s) of interest, and leave

with an in-depth action plan for their future professional development. Prerequisite: Completion of 28 hours toward the J.D. degree

**LAWT 9600 LEGAL STUDIES SKILLS:** This course focuses on teaching essential study skills for law students, such as reading and briefing cases, taking notes, outlining, and writing law school exams. It is designed to enhance legal analysis, problem solving, organization, time management, and written communication. Students will learn how to prepare for class, study for exams, and become more effective learners through a variety of hands-on activities, and practice exams given under timed conditions. In addition, students will engage in peer review, and self-evaluation of their own work, as well as meet in Individual conferences with the professor for feedback, support, and guidance to master the tools to succeed in law school. Graded on a Satisfactory/Unsatisfactory basis.

**LAWT 9600 LEGISLATION AND STATUTORY INTERPRETATION [2-3 credits]** This course explores how statutes, which dominate the modern legal landscape, are drafted, enacted, and interpreted. It will explore the constitutional and political processes that shape the drafting and enacting of legislation, including the role of lobbying, logrolling, and congressional committees. The course will cover statutory interpretation, including the traditional interpretive methods and canons of construction used by courts, agencies, and practicing lawyers.

**LAWT 9600 NEGOTIATION SKILLS [2-3 credits]** The purpose of this course is to help students understand the theory and process of negotiation and to provide students opportunities to develop individual negotiation and conflict resolution skills through simulations, role plays, cases, and discussions. The course is designed to be relevant to a broad spectrum of negotiation situations faced by today's lawyers. A basic premise of this course is that people need analytical skills to discover optimal solutions and negotiation skills to successfully implement those solutions.

**LAWT 9600 NON-PROFIT ORGANIZATIONS [2 hours]** This course examines the formation, organization and operation of tax-exempt entities including charitable organizations and private foundations. Activities conducted through not-for-profit organizations constitute one of the largest sectors of the economy. While sharing some features with for-profit taxable organizations, tax exempt organizations face business and legal issues unique to their status as tax-exempt. We examine the complicated tax rules affecting tax-exempt organizations as well as governance and other charitable matters.

**LAWT 9600 OVIs: OHIO'S IMPAIRED DRIVING LAWS [2 CREDITS]** This course examines existing impaired driving law in Ohio. It focuses on state statutes, relevant US Supreme Court decisions and opinions of the Ohio judiciary. Students are required to grapple with both the policy and scientific components related to implementation of OVI law. Finally, this course will explore tools necessary to effectively represent a party in an OVI proceeding.

LAWT 6600 ORGANIZATIONAL GOVERNANCE & ETHICS [3 hours] Corporations and other organizational entities dominate not only our economy, but also much of our lives. This course introduces students to the corporate form, methods of corporate governance, and best practices for maintaining corporate compliance with a host of regulatory regimes.

LAWT 6600 PRIVACY AND DATA SECURITY [3 hours] This course provides an introduction to the legal principles that protect personal information in the digital age. Students will study the laws that shape privacy law and data security in the United States, including federal statutes, state regulations, tort law, international law, and the US Constitution. It explores both the technological and legal challenges with data security and privacy, with an emphasis on corporate compliance and regulation.

LAWT 9600 RACE AND AMERICAN LAW [3 hours] This course addresses the racial and legal history of the major racial groups in the U.S., including African Americans, Native Americans, Asian Americans, Latinos and Whites. In addition to these histories, the course includes the following topics: Competing definitions of race and racism; race, voting, and participation in democracy; developing notions of equality; segregation and education; and responses to racism, including resistance, coalitions, and healing.

LAWT 9600 SEMINAR: TRUCK AND AUTO COLLISIONS [2-3 credits] This course introduces students to laws and regulations governing automobiles and trucks, including the Federal Motor Carrier Safety Regulations, and imparts practical litigation skills. Personal injury and wrongful death claims are explored from the plaintiffs' and defendants' points of view. In writing intensive course, students will complete a series of practical assignments and take a final exam.

LAWT 9600 SPECIAL TOPICS [1-6 hours] Courses covering special topics and current events.

LAWT 9600 TAX CONTROVERSY CLINIC [4] In order to give law students valuable experience in handling actual tax cases, the Tax Controversy Clinic will offer free representation to taxpayers who are involved with IRS audits, appeals, and collection matters. In certain cases the Tax Clinic will represent taxpayers before the United States Tax Court. The Tax Clinic will negotiate and resolve contested matter with the IRS.

### **FLEX COURSES**

The College of Law on occasion offers flex courses, which are advanced electives taught other than on a traditional semester-long schedule. The flex course offerings

vary from semester to semester and we cannot guarantee that any particular flex course will be offered in the future.

### **LAWM – Master of Studies in Law**

LAWM 5000 LAW AND THE LEGAL SYSTEM [3 hours] This course introduces students to the U.S. legal system, including cases, statutes and other sources of law; federal, state, trial and appellate courts; legal reasoning; and principles of contracts, torts, property, criminal and constitutional law. Not for J.D. degree credit; serves as prerequisite for non-J.D. students to take other College of Law courses.