To: All Continuing Students
From: Allie Robbins
Re: Summer Session 2015
Date: February 23, 2015

CUNY School of Law

CUNY Law Summer Session Information

Summer is a great time to study at CUNY Law! Summer session allows you to stay on track for graduation, shape your coursework through different elective options, and reduce your fall/spring academic course load. Summer session is unique in that you take only one or two courses at a time and focus intensively on your subjects. Take a look at our summer offerings and talk with your advisor about whether summer school is right for you.

Following is some key information about the summer session:


• Most of the classes are held at the School of Law two nights per week on Monday through Thursday evenings from 6:15-9:15 p.m.

• You will receive a summer registration packet from the Registrar’s office. Registration will take place from February 25th through June 2nd, 2015. After you register, we will open enrollment to students from other law schools.

• You must register for at least 6 summer session credits to be eligible to apply for financial aid over the summer. You may pick up a brochure about summer school financial aid requirements in the Financial Aid office (room 4-109). Students on probation should check with Financial Aid, as special rules apply for summer financial aid.

• You may earn a maximum of 6 credits during the summer session.

Information describing the process for obtaining permission to attend classes at another ABA-approved law school in the summer is also included in this packet.
Please keep in mind when choosing your classes that two substantive summer courses are the equivalent of a full-time load. In the past, students have found this load very demanding. We invite you to talk to your faculty advisor or to contact the Academic Affairs office about course selection.

Note: Summer session will start before we have received spring semester grades and have calculated academic point averages. We are not permitted to give credit for summer school work to students who are dismissed from the Law School during the course of the summer. Because notification of academic dismissal will be received during the summer session and is effective immediately, students who are dismissed will not receive credit for the summer courses they are enrolled in.

The following courses are being offered in summer 2015:
(These course offerings are subject to change based on budget, enrollment and other factors.)

**Criminal Procedure**
Professor Steve Zeidman - 3 credits
Mondays and Wednesdays 6:15-9:15pm
This course explores the various investigatory techniques utilized by law enforcement agencies in the accumulation of evidence, including analysis of their effectiveness and propriety in a democratic society. The basic constitutional decisions involving the Fourth, Fifth and Sixth Amendments, principally in the last twenty-five years, are studied. Subjects considered include stop-and-frisk, the “exclusionary rule” as a means of enforcing the ban on unreasonable searches and seizures, racial profiling, and police interrogation and identification procedures. Students interested in taking the Defender Seminar/Clinic in their 2nd and 3rd year are strongly advised to take this course. This elective is highly recommended as preparation for the bar exam.

**Independent Study**
To meet the credit requirements for graduation a student, with the permission of the Academic Dean, may take up to 3 credit hours of independent, faculty-supervised study. (A student may take fewer than 3 credit-hours of independent study at a time and may do so more than once, as long as the total number of independent study credit-hours during the student’s tenure at the Law School is not more than 3 or meets the requirements outlined below.) A student may also register for more than 3 credits of Independent Study, if the credits are not used to meet the credit requirements for graduation.

In exceptional circumstances, the student may, with the permission of the Academic Dean, register for up to 3 additional hours of Independent Study credits to meet the credit requirements for graduation. Exceptional circumstances exist when the student has made satisfactory progress in the curriculum, taking advantage of the recommended elective course offerings, and when additional Independent Study credits will enhance the student’s education.

A judicial clerkship, internship, or a law office clerkship does not satisfy the requirements of an Independent Study. However, these experiences may form the basis
of further research for an independent project. This research and writing must be done under direct faculty supervision in order to gain Independent Study credit.

Procedure for Registration for Independent Study:
1. Student obtains a form from the Registrar’s Office.
2. Student identifies faculty member willing to supervise the student’s work.
3. The student and teacher fill out the sections on the form entitled “Description of the Project” and “Credit-Hours.”
4. The student obtains the signature of the Academic Dean.

Note: Students must complete the registration process for this course during the regular registration and add/drop periods for the semester during which they hope to obtain credit for the course.

**New York Landlord-Tenant Law**  
*Alums Megan Stuart and Tanya Kessler - 3 credits*  
*Mondays and Wednesdays 6:15-9:15pm*  

In New York City, where more than two thirds of households are renters, landlord-tenant law defines the legal rights and responsibilities that concern the basic need for shelter. This course will provide a comprehensive survey of New York residential landlord-tenant law from an eviction prevention perspective. The course will explore the residential landlord-tenant relationship with particular emphasis on rent regulated tenancies in New York City, and will serve as good preparation for students who plan on working in civil legal services.

Students will spend significant time focusing on litigation in Housing Court with the goal of learning how to represent tenants in summary eviction proceedings. Students will explore the most common aspects of eviction defense: pre-trial motions, stipulations of settlement and post-judgment motions.

In addition to summary eviction proceedings, topics covered will include rent regulation, illegal lock outs, Housing Part (HP) actions, and public housing.

**Professional Responsibility**  
*Professor Victor Goode - 3 credits*  
*Tuesdays and Thursday 6:15-9:15pm*  

This class will explore the regulations, laws and rules that contribute to the ethical practice of law. While not an MPRE course, it will provide an overview of the Model Rules of Professional Conduct, and will emphasize concepts of professionalism, professional judgment, and some of the tensions inherent in social justice lawyering. The goal of the course is to allow students to discuss the ethical complexities that exist in practice, especially when representing clients who may be marginalized by our society or when engaging in social change litigation. Students will be evaluated based on a take home research/midterm and a traditional in class final exam. Class participation will also be part of the evaluation since the course will be organized around a series of ethical problems that are best explored through active discussion.
Public Interest/Public Service (Internship Course)
Professor Franklin Siegel - 2 or 3 credits
Tuesdays 6:15-9:15pm
The Public Interest/Public Service course is designed to accompany a student’s internship in public interest practice settings or judicial clerkships. The course will explore some legal ethics issues and a range of contemporary issues facing the legal profession, particularly in public interest practice settings. The Career Planning Office is available to help students find an unpaid internship/placement which may include working for a not-for-profit organization where an attorney admitted to practice will provide direct supervisions of legal work, a government attorney’s office or working with a private lawyer on pro-bono cases. Placements in nonprofit organizations and private settings must be approved in advance by the professor to assure that the public interest focus of the internship and the attorney supervision framework are consistent with ABA and NY Court of Appeals requirements. Please note: ABA rules provide that students MAY NOT receive pay and credit for the same work; this includes fellowship funds. Students will be expected to work at their internship for a minimum of 20 hours per week for 2 credits and 30 hours per week for 3 credits.

Health Care Advocate
Professors Laura Gentile, Juliette Forstenzer Espinosa and Elain Sobel Berger, M.D., J.D. – 3 credits
Tuesdays and Thursdays 6:15-9:15pm (June Only) and one Saturday (June 27, 2015) 10:00am – 4:00pm
This course will provide the practical skills and core knowledge to prepare the student to advocate for those in need of health care. This course is intended to be useful for all attorneys, no matter what area of specialty. The course will identify the common obstacles – both institutional and specific – which form barriers to health care and explore options for overcoming those obstacles. Students will identify and analyze the structures and powers of insurance companies, hospitals and primary care facilities (a/k/a the doctor’s office). We will study statutory protections as well as pragmatic approaches when challenges arise to obtaining good medical care.

The course will explore these issues in a variety of health care settings including: Ambulance and Transport Services, Emergency Room Care, Hospital Admissions and Pre-certifications, Hospital Discharge, and the Long Term Care Facility. The course will consider health care advocacy based on specific illnesses including cancer, AIDS, and dementia.

We will study one of the important gatekeepers to health care – the Insurance Carrier. In order to challenge a denial of payment it is important to understand the legal obligations of those who pay for health care. We will map the U.S. health insurance landscape including employer-based insurance, the individual insurance market, as well as a review of Medicare and Medicaid and long term care insurance. We will review
relevant portions of ERISA the Patient Protection and Affordable Car Act (a/k/a Obamacare), as well as New York State legal structures that impact patient advocacy. We will consider the distribution of the quality and quantity of health care based on class, race, gender and other factors.

We will use a practice based advocacy approach to the material. Theory, statute, and doctrine will be used to help students address the real crises faced by real people in the United States.

The work products of the course include an interview assignment with a written report and a 10 to 15 page research paper.

The faculty consists of three attorneys who advocate for patient care in diverse settings:

Elain Sobel Berger, M.D., CUNY Law ’06. is Senior Policy Advisor for the New York State Workers’ Compensation Board and former Medical Director of a Residential Rehabilitation/Nursing Home Facility

Juliette Forstenzer Espinosa, CUNY Law ’08, founded and directs Health Care Rights Imitative, a national non-profit dedicated to patient education and advocacy.

Laura Gentile, CUNY Law ’87 founder and manager of Gentile & Associates, a tort firm prosecuting medical malpractice cases on behalf of plaintiffs

**TIL: International Criminal Law and Practice**
Professors: Alumni Katherine Gallagher ’00 and Pam Spees ’98

This class will provide a survey of the legal instruments and enforcement mechanisms, at the international and national level, for individual accountability for serious violations of international criminal and human rights law. We will begin by studying the international legal framework governing international criminal and human rights law, and proceed to examine substantive and procedural issues before international courts and tribunals, from Nuremberg to the International Criminal Court, including elements of crimes, modes of liability, and victim participation. The course will also look at implementation and enforcement of international criminal and human rights law at the national level, through universal jurisdiction laws (criminal law) and the U.S. Alien Tort Statute (civil law).

Guest lecturers and discussion of litigation and advocacy experience from practitioner-professors will also highlight efforts to integrate gender perspectives in the law and practice, as well as ways in which people’s movements have impacted the developments at different stages. Students will be evaluated based on in-class assignments and one at-home written assignment.
**TIL: Trial Practice from a Judicial Perspective**  
Judge Colleen Duffy - 3 credits  
Mondays and Wednesdays 6:15-9:15pm  
“May it Please the Court” – A pragmatic approach to trial practice from the perspective of the judiciary. This course examines the skills, techniques and strategies needed by attorneys for successful advocacy at trial before a judge as well as a jury. Students will learn trial strategies through simulated trial exercises and will practice such strategies through role playing vis a vis selecting a jury, making objections, addressing evidentiary and discovery issues, making and responding to oral motions, making a record, arguing a position, and participating in a charge conference for trial.

Students will be required to become familiar with all aspects of trial practice including jury voir dire, motions in limine, objections, and jury changes. Evaluation in this course will be based on students’ performance of the above-mentioned skills and a written motion in limine. Prior knowledge of evidence will be useful, but is not necessary.

**UCC Survey**  
Professor Florence Kerner – 3 credits  
Tuesdays and Thursdays 6:15-9:15pm  
This course covers the commercial sale of goods, including the law of secured debt, from the perspective of lawyers who will be representing consumers, small businesses and charitable corporations. The course will focus primarily on the Uniform Commercial Code, Articles 2 and 9. This is an elective that is highly recommended as preparation for the bar exam.

**Wills, Trusts & Estates**  
Professor Steve Zorn – 3 credits  
(Pre-requisite: successful completion of Property)  
Mondays and Wednesday 6:15-9:15pm  
The course will provide a grounding in the law of wills and trusts, with emphasis on the specific provisions of the New York Estates, Powers, and Trusts Law (“EPTL”). Topics to be covered include intestate succession; protection of spouse and family; capacity to make a will and will contests, required formalities, will construction in light of changes in assets and circumstances; non-probate transfers (testamentary substitutes); and creation and operation of trusts. In addition, the course will touch somewhat more lightly on planning for incapacity, Surrogate’s Court procedure and estate and gift taxation. There will be a midterm and a final exam.

Required texts” (1) Glen & Zorn, New York Wills, Trusts and Estates; (2) New York “Greenbook” (Text of EPTL and Surrogates Court Procedure Act).

Please sign up for the TWEN page will before the first class.
**Procedure for requesting permission**
**to attend summer session at other law schools**

Students who would like to take summer courses at other schools must receive the approval of the Academic Dean. Permission to take courses at other schools is regularly granted if the course is not offered at the Law School and is critical to the student’s career goals. Students who live outside the metropolitan area and are unable to take CUNY courses may receive permission to take summer school at another institution. Requests to attend summer school courses that do not meet these criteria will be considered only if there are significant extenuating circumstances. If permission is obtained, **transfer credit will be given for any course in which the student receives a grade of “C+” or better.** All grades of “C+” or better will be entered as “credit” on a student’s transcript and will not be calculated into a student’s grade point average. **ONLY letter grades will be accepted for transfer. We will not accept pass/fail grades.**

Students seeking permission to attend summer school at another ABA-approved law school should submit a copy of the summer school brochure describing the course(s) you are requesting permission to take, how many credits for each course, and how long the classes meet (times, days, weeks), and a completed NON-CUNY Permit form to Vicki Hickey (office of Academic Affairs, 4-106).