The City University of New York
School of Law

Fall 2018

Course Descriptions
and
Program Planning
Information

Office of Academic Affairs Room 4/106—Ext. 84370
To: Second and Third Year Students
From: Academic Affairs Office
Re: Course Descriptions and Program Planning Information
Date: April 3, 2018

This packet "Fall 2018 Course of Study for Second and Third Year Students," contains descriptions of required and elective courses for second and third year as well as helpful information about program planning and registration. Please review it carefully. We strongly recommend that students meet with their academic advisors about course selection to help to ensure that your course of study prepares you for the area of practice you plan to pursue as well as for success in law school and on the bar exam. An advisor can help you to choose wisely from among the available lawyering seminars, clinics, and help you make your elective choices.

General Program Planning Information Students must have passed 86 credits, be in good academic standing, and have successfully completed all required courses to graduate. To be in good academic standing a student must obtain a 2.5 gpa or better at the end of each semester. A student may take a Clinic or Practice Clinic only if they are in good academic standing (not on probation), have passed a minimum of 45 credits, including all first year required courses, all required lawyering seminars, and Constitutional Structures and Evidence; some Clinics or Practice Clinics may have additional individual pre- or co-requisite course requirements. Students seeking to graduate in three years are expected to take Property and Public Institutions during their second year.

No more than a combined total of 10.5 credits towards graduation may be earned in the following courses: Teaching Assistant, Independent Study, Law Review, Moot Court, and Public Interest/Public Service (counted as 1.5 credits towards this limit). In general, students may take 3 credits of independent study and 4 electives Credit/No Credit. However, students on probation may not take courses Credit/No Credit.

Required Courses
All students who have matriculated in or after the fall 2015 semester are required by the American Bar Association (ABA) to take Professional Responsibility. Students must also take Mastery of Core Legal Doctrine (Core Doctrine), although students with a 3.3 or higher cumulative gpa at the end of their fifth semester may opt out of this requirement. Applied Legal Analysis (ALA) is a required co-requisite that runs concurrently with Core Doctrine and focuses on bar exam taking skills. Core Doctrine may only be taken Credit/No Credit if you meet the opt-out requirement, but choose to enroll in Core Doctrine.

Bar Electives
All students are required to take four bar electives, although students with a cumulative GPA of 3.3 or higher at the end of their third semester may opt out of this requirement. Thus 2L full-time students should plan their course of study knowing that they must take four bar electives prior to graduation and also take Core Doctrine and a clinic during their third year. The current bar electives are: Advanced Evidence, Business Associations, Core Doctrine taken with ALA, Criminal Procedure I, Criminal Procedure II, Federal Courts, First Amendment, New York Domestic Relations Law, New York Practice, Real Estate...
Transactions, UCC Survey and Wills and Trusts. Professional Responsibility is only a bar elective for students who matriculated before fall of 2015.

**Recommended Criteria to Consider**
We recommend that you consider the following criteria in developing your program:

- Courses that provide you with the doctrinal coverage necessary for practice and for the bar exam;
- Courses that enhance practical lawyering skills;
- Courses that prepare you for the particular area of practice you plan to pursue;
- Courses that enrich and round out your law studies and prepare you for public interest practice; and
- Courses that appeal to your interests and background and that will enable you to connect intellectually and emotionally to the study and practice of law.

**Graduation Requirements**
The course of study required of all students for graduation includes:

- Passing grades in all required courses;
- Successful completion of four bar electives;
- Successful completion of Core Doctrine and Applied Legal Analysis;
- Completion of a clinical offering; and
- Successful completion of 86 credits.

**Upper-level Requirements**
Upper level required courses include:

- Evidence (Lawyering and the Public Interest) (fall only, 4 cr.)
- Constitutional Structures (fall only, 3 cr.)
- Property (Law and the Market Economy III (fall or spring, 4 cr.)
- Administrative Law: Public Institutions (including Public Institutions in Context) (fall or spring 3 cr.) *
- Lawyering Seminar III (spring only, 4 cr.)

Part-time 2L students will be administratively registered for Evidence, Constitutional Structures and Law and Family Relations in their third semester. Each year, between six and eight Lawyering Seminar III classes are offered, each focusing on a different area of public interest practice. Second year students will receive information about the Lawyering Seminar III offerings during the upcoming Fall semester.

All students must enroll in a clinical offering. Full-time students will take clinic in the third year, and part-time students will do so in the third or fourth years. For full-time students, some of the clinics are one-semester, 12-credit courses; others are two-semester courses with 8 credits in each semester. Clinics for part-time students are 10-credit, one semester clinics. The clinical offerings vary slightly from year to year. Second-year students will receive more information about the clinical offerings during the spring semester.

**Credit hour policy**
Students should take into account the Law School’s credit hour policy when planning their schedules. The policy is available here: http://www.law.cuny.edu/academics/academic-policies/credit-hours-policy/CUNY-credit-hours-policy-11-4-16.pdf. It provides that students should expect to spend 42.5 hours per credit of combined direct faculty instruction and out-of-class student work.
Bar Electives

All students must take four bar electives. The current bar electives are:

- Advanced Evidence (3 cr.)
- Business Associations (3 cr.)
- Criminal Procedure I (3 cr.)
- Criminal Procedure II (2 – 3 cr.)
- Federal Courts (3 cr.)
- First Amendment (3 cr.)
- New York Domestic Relations (3 cr.)
- New York Practice (4 cr.)
- Professional Responsibility (2)**
- Real Estate Transactions (3 cr.)
- UCC Survey (3 cr.)
- Wills, Trusts & Estates (3 cr.)
- ALA taken with Core Doctrine (4+1 Cr.)

** Professional Responsibility is only a bar elective for students matriculating before fall of 2015.

Real Estate is open only to students who have passed Property. New York Practice may be offered both semesters but is often restricted to third year students only. We generally design the class schedules on the assumption that students will take Criminal Procedure I and/or II, Business Associations, New York Domestic Relations and/or UCC Survey in their second year. You may take these courses as third-year students, but one or more of them may be scheduled against other third year courses.

Deciding which of the recommended bar elective courses deserves careful attention. Some of the courses—Criminal Procedure I and II, and Business Associations—are courses that are fundamental to the development of the basic legal literacy every lawyer needs. Others—UCC, for instance—involves areas of the law that many students find difficult to learn on their own in bar review because the vocabulary, legal concepts, context, and policy considerations are unfamiliar. Most bar electives are useful not only for bar preparation, but preparation to practice in particular interest areas.

SECOND-YEAR SPECIFIC PROGRAM INSTRUCTIONS

- **ISD:** The Individual Skills Development course (ISD) is designed to reinforce legal analysis, writing and test-taking skills. It is recommended that those students struggling academically enroll in the ISD program. ISD is presently only available to full-time students.

- **Planning for clinics:** If you plan to pursue a career in criminal law, you should seriously consider timing your program so that you will be eligible for the Defenders’ Clinic. Defenders’ Clinic enrollment is limited to students who have successfully completed the Criminal Defense Lawyering Seminar (one of the Lawyering Seminar III offerings). Only those students who have successfully completed or are currently enrolled in Criminal Procedure I or II may apply to take the Criminal Defense Lawyering Clinic. Thus, if you are considering applying for the Defenders’ Clinic down the road, you should plan on taking Criminal Procedure I; first year full-time students should plan on taking it either in the summer after your first year or in the fall of your second year.

- Some clinics have Lawyering Seminar III pre-requisites which will be explained in the upcoming fall semester. No other clinics also require completion of an additional course.
• **Electives:** If you have a particular area of interest for which a course is offered, it makes sense to take a course in that area in your second year. Some courses are only offered once a year; others are only offered once every two years. *Therefore, if you see a course offered that is in your area of interest, you should register for it.*

**Grades and the Credit/No Credit Option**

Courses at CUNY School of Law (except Individual Skills Development, and other specifically designated courses) use the following grading scale: A, A-, B+, B, B-, C+, C, C-, D and F. These grades will be used to determine a student’s academic status. After completing the first year, a student may elect to take up to 4 elective courses including Individual Skills Development, Moot Court and Academic Legal Writing for Credit/No Credit. To elect the Credit/No Credit option, the student must notify the Office of Registration and Records Management no later than the date designated by the Academic Calendar for each semester.

Here are some factors you might want to consider when deciding to elect the Credit/No Credit option:

• Keep in mind your individual career goals. Consider whether you want to be able to point to an “A” or a “B” in an elective course, in a subject matter related to the area in which you want to practice. Transcript information provided to employers will include a description of the “Credit” grade as encompassing all passing work.

• Assess your total workload for the semester to determine whether electing the “Credit/No Credit” option for a particular course is likely to enhance the picture presented on your transcript or to detract from it. If “Credit/No Credit” in one course gives you the space you need to do very well in all your other courses, this is certainly a relevant consideration. On the other hand, if you’re likely to do well anyway, you may want to take courses for a grade.

• Think about whether during a particular semester you will have a very heavy workload in courses, extracurricular activities, job search activities, or in outside employment. You may want to save your Credit/No Credit option for that semester.

• If you are considering electing Credit/No Credit for a bar-related course, you may want to think about whether you will be motivated enough to have your work in that course translate into adequate preparation for the bar exam.

*Best of luck as you proceed with your coursework!*
Some Sample Programs to Consider

Sample A – full-time students – This is a possible program for a student who wants to take six of the bar electives before graduation (including Core and ALA taken together) and plans to take a one-semester clinic. (Required courses are in bold.)

<table>
<thead>
<tr>
<th>Third Semester</th>
<th>Fourth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Evidence</td>
<td>Public Institutions</td>
</tr>
<tr>
<td>Const'l Structures</td>
<td>Law Sem III</td>
</tr>
<tr>
<td>Bar Elective</td>
<td>Property</td>
</tr>
<tr>
<td>Bar Elective</td>
<td>Prof Resp</td>
</tr>
<tr>
<td>13 cr.</td>
<td>Elective</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Fifth Semester</th>
<th>Sixth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bar Elective</td>
<td>CORE Doctrine</td>
</tr>
<tr>
<td>Clinic</td>
<td>ALA</td>
</tr>
<tr>
<td>Total</td>
<td>Elective</td>
</tr>
<tr>
<td></td>
<td>2 Bar Electives</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Note: This schedule reflects the decision to take Property in the fourth semester, rather than the third semester. Many students have reported that the third semester is very difficult even without Property. Other students have carried the load including Property successfully. Because there is no lawyering seminar or required small section in the third semester, you should think carefully about your readiness to take on a difficult program without the individual and small-group learning opportunities you had in the first year.

Sample B – full-time students – This is a possible program for a student who wants to take four bar electives (including Core doctrine and ALA) before graduation and plans to take a two-semester clinic. (Required courses are in bold.)

<table>
<thead>
<tr>
<th>Third Semester</th>
<th>Fourth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Evidence</td>
<td>Public Institutions</td>
</tr>
<tr>
<td>Const'l Structures</td>
<td>Law Sem III</td>
</tr>
<tr>
<td>Property</td>
<td>Bar Elective</td>
</tr>
<tr>
<td>Elective</td>
<td>Bar Elective</td>
</tr>
<tr>
<td>13 cr.</td>
<td>13 cr.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Fifth Semester</th>
<th>Sixth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clinic</td>
<td>CORE Doctrine</td>
</tr>
<tr>
<td>Prof Resp</td>
<td>ALA</td>
</tr>
<tr>
<td>Bar Elective</td>
<td>Elective</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Note: This schedule reflects the decision to take Property in the third semester.

**Sample C – full-time students** – This is a program for a student who wants to take four bar electives (including Core Doctrine and ALA) before graduation and plans to take a one-semester clinic. (Required courses are in bold.)

<table>
<thead>
<tr>
<th>Third Semester</th>
<th>Fourth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Evidence</td>
<td>4 cr.</td>
</tr>
<tr>
<td>Const’l Structures</td>
<td>3 cr.</td>
</tr>
<tr>
<td>Public Institutions</td>
<td>3 cr.</td>
</tr>
<tr>
<td>Elective</td>
<td>3 cr.</td>
</tr>
<tr>
<td></td>
<td>13 cr.</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>11 cr.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Fifth Semester</th>
<th>Sixth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bar Elective</td>
<td>3 cr.</td>
</tr>
<tr>
<td>Clinic</td>
<td>12 cr.</td>
</tr>
<tr>
<td></td>
<td>15 cr.</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>9-11</td>
</tr>
</tbody>
</table>

**Sample D – Part-time students** – This sample outlines options for part-time students who matriculated in the Fall 2015 semester. Part-time students generally will take a one-semester 10-credit clinic in which clinic is the only course in which they are enrolled; clinic can be taken in either students’ fifth or seventh semester.

<table>
<thead>
<tr>
<th>Third Semester</th>
<th>Fourth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Evidence</td>
<td>4 cr.</td>
</tr>
<tr>
<td>Constructs</td>
<td>3 cr.</td>
</tr>
<tr>
<td>Lawyering Seminar II</td>
<td>4 cr.</td>
</tr>
<tr>
<td></td>
<td>11 cr.</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>10/11</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Fifth Semester</th>
<th>Sixth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Institutions (3 cr.) OR</td>
<td>Professional Responsibility (2 cr.)</td>
</tr>
<tr>
<td>Professional Responsibility (2 cr.)</td>
<td>Electives (3 cr. – 9 cr. total) OR</td>
</tr>
<tr>
<td>OR Electives (7 cr. - 11 cr. total), OR</td>
<td>Law Sem III (4 cr.)</td>
</tr>
<tr>
<td>Clinic (10 cr.)</td>
<td>Total 10/11</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Seventh Semester</th>
<th>Eighth Semester</th>
</tr>
</thead>
<tbody>
<tr>
<td>Professional Responsibility (2 cr.)</td>
<td>CORE/ALA (5 cr.)</td>
</tr>
<tr>
<td>OR Electives (7 cr. - 11 cr. total), OR</td>
<td>Electives (5-6 total)</td>
</tr>
<tr>
<td>Clinic (10 cr.)</td>
<td>Total 10/11</td>
</tr>
</tbody>
</table>
**Sample E – Part-time students** – This sample outlines options for part-time students who matriculated in the Fall 2016 semester. Part-time students generally will take a one-semester 10-credit clinic in which clinic is the only course in which they are enrolled; clinic can be taken in either students’ fifth or seventh semester.

### Third Semester
- **Evidence** 4 cr.
- **Constructs** 3 cr.
- **Law and Family Relations (LFR)** 2 cr.
- **Total** 9 cr.

### Fourth Semester
- **Property** 4 cr.
- **Public Institutions (3 cr.) OR Professional Responsibility (2 cr.)**
- **Law Sem III (4 cr.) OR Elective (2/3 cr.)**
- **Total** 10/11

### Fifth Semester
- **Public Institutions (3 cr.) OR Professional Responsibility (2 cr.)**
- **OR Electives (7 cr. - 11 cr. total), OR Clinic (10 cr.)**
- **Total** 10/11

### Sixth Semester
- **Professional responsibility (2 cr.) or Law Sem III (4 cr.)**
- **Total** 9-11

### Seventh Semester
- **Professional Responsibility (2 cr.)**
- **OR Electives (7 cr. - 11 cr. total), OR Clinic (10 cr.)**
- **Total** 10/11

### Eighth Semester
- **CORE/ALA (5 cr.)**
- **Electives (5-6 total)**
- **Total** 10/11

#### Elective Offerings (Bar and Other) Offered Most Semesters
The following electives are usually offered each semester. However, we reserve the right to deviate from these predictions if budget, enrollment, or staffing constraints require that we do so.

<table>
<thead>
<tr>
<th>Course</th>
<th>Credits</th>
</tr>
</thead>
<tbody>
<tr>
<td>Business Associations</td>
<td>3 cr.</td>
</tr>
<tr>
<td>Criminal Procedure I</td>
<td>3 cr.</td>
</tr>
<tr>
<td>Law Review</td>
<td>2 cr.</td>
</tr>
<tr>
<td>Moot Court</td>
<td>2 cr.</td>
</tr>
<tr>
<td>New York Practice</td>
<td>4 cr.</td>
</tr>
<tr>
<td>Real Estate Transactions</td>
<td>3 cr.</td>
</tr>
<tr>
<td>Wills, Trusts, and Estates</td>
<td>3 cr.</td>
</tr>
<tr>
<td>UCC Survey</td>
<td>3 cr.</td>
</tr>
</tbody>
</table>

#### Electives Usually Offered Once Each Year or Once Every Two Years (budget & staffing permitting)

- Advanced Evidence
- Advanced Torts: The Law of Medical Malpractice
- Contemplative Practice: An Exploration of Mindfulness
- Criminal Procedure II

- Environmental Law or Environmental Justice
- Federal Courts
- First Amendment
- Health Law or Health Law Policy
- Immigration and Citizenship
Individual Skills Development (ISD)  
Intellectual Property  
International Law  
Jurisprudence  
Labor Law  
Mastery and Application of Core Doctrine  
New York Domestic Relations  
Race and the Law  
Rights of Low Wage Workers  
Sexuality and the Law  
Voting Rights

**Summer 2018 Evening Elective Offerings**

To facilitate your planning, listed below are the electives being offered in the Summer 2018. *We reserve the right to deviate from these predictions if budget, interest, enrollment or staffing constraints require that we do so.*

<table>
<thead>
<tr>
<th>Course</th>
<th>Professor</th>
</tr>
</thead>
<tbody>
<tr>
<td>Criminal Procedure</td>
<td>Zeidman, S.</td>
</tr>
<tr>
<td>Federal Courts</td>
<td>Francis, J.</td>
</tr>
<tr>
<td>Health Care Advocate</td>
<td>Gentile, L.</td>
</tr>
<tr>
<td>Immigration &amp; Citizenship Law</td>
<td>Neilson, V.</td>
</tr>
<tr>
<td>NY Domestic Relations Law</td>
<td>Walker, B.</td>
</tr>
<tr>
<td>New York Domestic Relations Law</td>
<td>Justice Jackman Brown</td>
</tr>
<tr>
<td>Professional Responsibility</td>
<td>Lloyd, E.</td>
</tr>
<tr>
<td>Public Interest/Public Service (Immigration)</td>
<td>Siegel, F.</td>
</tr>
<tr>
<td>TIL: Trial Advocacy</td>
<td>Kamdang, L.</td>
</tr>
<tr>
<td>UCC Survey</td>
<td>Ota, N.</td>
</tr>
<tr>
<td>Wills, Trusts &amp; Estates</td>
<td>Michael, C.</td>
</tr>
</tbody>
</table>

**Elective Offerings Projected for Spring 2019**

(Not yet finalized and will vary depending on budget and staffing)

<table>
<thead>
<tr>
<th>Course</th>
<th>Professor</th>
</tr>
</thead>
<tbody>
<tr>
<td>Advanced Evidence</td>
<td>New York Domestic Relations Law</td>
</tr>
<tr>
<td>Advanced Legal Research</td>
<td>New York Practice</td>
</tr>
<tr>
<td>Business Associations</td>
<td>Real Estate Transactions</td>
</tr>
<tr>
<td>Contemplative Practice</td>
<td>Rights of Low Wage Workers</td>
</tr>
<tr>
<td>Criminal Procedure I</td>
<td>Small Firm Practice</td>
</tr>
<tr>
<td>Criminal Procedure II</td>
<td>UCC Survey</td>
</tr>
<tr>
<td>Disability Law</td>
<td>Wills, Trusts &amp; Estates</td>
</tr>
<tr>
<td>Immigration &amp; Citizenship Law</td>
<td></td>
</tr>
</tbody>
</table>
SECOND YEAR REQUIRED COURSES

**Administrative Law/Public Institutions and Law**
3 credits – Professor N. Gomez-Velez
This course provides an overview of administrative law, the legal rules and procedures that govern administrative agencies. The course will cover the creation and functions of federal administrative agencies, their rulemaking, adjudicatory and policymaking functions, executive and legislative oversight and judicial review of agency action. This course satisfies CUNY Law School’s administrative law graduation requirement.

**Constitutional Structures and the Law**
3 credits – Professor S. Loffredo and Professor F. Deale (full-time) and Professor N. Gomez-Velez (part-time)
The course examines federalism and national separation of powers as core values and structural elements of the Constitution. It examines the nature and scope of the powers the Constitution vests in the three branches of the national government, the interrelationships between those branches, the distribution of powers among local, state and federal governments, and the ways in which these constitutional structures and relationships impact democratic processes, individual rights and the advancement (or interference with) core constitutional values, including democratic governance, equal citizenship, individual liberty and the rule of law. The course also attends to questions of constitutional interpretation, historical development of constitutional doctrines and the role of changing social understandings in the evolution of constitutional law.

**Evidence and Lawyering in the Public Interest**
4 credits - Professor N. Chernoff (full-time)
The primary goal of this course is for you to develop an understanding of the most important Federal Rules of Evidence (FREs). An understanding of these rules will equip you to represent and counsel your future clients. Understanding these rules will also assist you with the Evidence portion of the Bar Exam. In addition, this course will sharpen your advocacy skills because you will practice crafting legal arguments, interpreting non-judicial and judicial law, and you will develop an understanding of the structure of a trial. This course requires you to complete extensive reading, multiple quizzes, and assignments for every class.

**Evidence and Lawyering in the Public Interest**
4 credits - Professor S. Valentine (full-time)
4 credits - Professor S. Valentine (part-time)
The primary goal of this course is for you to develop an understanding of the most important Federal Rules of Evidence (FREs). An understanding of these rules will equip you to represent and counsel your future clients regardless of the type of law you hope to practice. Understanding these rules will also assist you with the Evidence portion of the Bar Exam. This course requires extensive reading supplemented with out of class assignments.
Property: Law and the Marker Economy III
4 credits – Professor A. White
The law of Property is fundamental to all economic activity in our society. It determines the rights of individuals and society to use and possess land and things, and even intangibles like songs and shares of a corporation. Our study will cover primarily rules regarding land and buildings, i.e. real property, leaving topics like intellectual property and sales of goods for other courses. The objectives of the course, and the competencies that will be assessed, are 1) to learn the basic rules and principles of property law, 2) to apply those rules and principles to analyze case problems, 3) to learn skills that lawyers use in advising clients in buying, selling and leasing property and in protecting their housing tenure, 4) to learn related lawyering skills, including collaboration, oral presentation and advocacy, client counseling and planning, negotiation, drafting, and policy analysis, 5) to understand and critique values and policies embedded in property law, 6) to incorporate social justice lawyering into property law practice, and 7) to learn to use relevant property law practice technology. Class discussion will be supplemented with short video lectures, on-line quizzes, and graded and ungraded written assignments.

Property: Law and the Market Economy III
4 credits – Professor R. Storrow
Property is organized around the concept of title--what it is, how it can be acquired, and how it can be transferred. The course explores this theme within two distinct jurisprudential arenas: (1) the role of possession in defining interests in personal property, present and future estates in land, and lesser interests in land such as tenancies, easements and covenants, and (2) the zoning powers of government and the constitutional law of eminent domain. The course is designed to encourage the study of property law from a public interest perspective, the primary dilemma being to balance private interests in ownership with the public interest in promoting human welfare.

FALL 2018
SECOND AND THIRD YEAR
ELECTIVE COURSES

Business Associations
3 credits – Professor N. Ota
Corporations, both large and small, are the major structures through which business is carried out in the United States today. The influence of business corporations on politics, on the environment, and on the health of communities is immeasurable. This course is designed to provide students with a basic understanding of the structure, rights, and responsibilities of private American business entities including corporations, partnerships, and limited-liability organizations with a primary focus on corporations. We will cover shareholder rights and duties, the duties and responsibilities of corporate directors and officers, and the capital structure of the corporation. Students will learn to apply statutory and case law to problems concerning the formation, development, and structuring of a typical small business.
Civil Disobedience
3 credits – Professor D. Khosla
The extermination camps of the Nazis, the incineration of Hiroshima and Nagasaki, the My Lai massacre (Vietnam), the ongoing torture and rape of innocent civilians and the violence waged by governments against their own citizens in various parts of the world are all testimonials proving that men are entirely capable of committing yet greater catastrophes in the name of "superior orders." In this age of nuclear and other weapons of mass destruction, an unyielding, "NO" may prove to be our sole password to the future. Students of law know that radical changes in the social, political and legal consciousness of societies are caused not by incremental change-oriented lawyers but by those who say and continue to say "NO" to the unjust commands of duly constituted authority. In this course, we will engage in learning the theory, practice and legal justifications of civil disobedience. Case studies and our imaginations about challenging the select, oppressive rules of law will be the food for thought in this course. In particular, we will discuss issues such as the necessity defense; jury nullification; the fugitive slave law; the Kvorkian phenomena (aiding one to take one's life); Operation Rescue and its impact on choice, the Stonewall riots aimed at asserting the issue of the dignity of gay and lesbian lifestyles; the civil rights movement; and objections to war based on conscience. Please join if you really believe in the theology of liberation and CUNY motto: Law in the Service of Human Needs.

Contemplative Practice
2 credits – Professor V. Goode
This course is designed to introduce students to the growing movement of contemplative practice and to explore its application to those who use the law for the pursuit of social justice. Contemplative practice includes a variety of practices that quiet the mind and draw one’s consciousness inward, enabling us more skill to address the obstacles that inevitably occur in legal practice and in life. While this “movement” is ongoing in a number of disciplines, our focus will be on lawyers who integrate the traditional skills of lawyering with contemplative practice in their career and in social justice movements. This course will concentrate on meditation and mindfulness as a particular form of contemplative practice and will allow students to explore a variety of techniques in order to develop a meditation practice that works for them. We will also read and discuss a number of articles that raise questions about the challenges typically faced by lawyers and how they integrate contemplative practice with their traditional legal skills. Themes that will be explored include contemplative practice and its relationship to law, cultivating contemplative skills, Mindfulness and social justice, contemplative practice and new forms of legal practice.

Criminal Procedure I
3 credits – Professor J. Kirchmeier
This course explores the investigatory techniques used by law enforcement in gathering evidence, including discussion of their effectiveness and propriety in a democratic society. The course will focus primarily on the constitutional rights protected by the Fourth, Fifth, Sixth, and Fourteenth Amendments. Topics covered include arrests, searches, stops, police interrogations, Miranda warnings, the right to counsel, identification procedures, and the “exclusionary rule” as a means of deterring unconstitutional police conduct. This elective is highly recommended as preparation for the bar exam.
Criminal Procedure II
2 credits - Professor R. Tomlinson
This course will examine the criminal process after the police investigation ends and the criminal prosecution begins, from post-arrest through sentencing. It will focus on the constitutional, statutory, and other protections afforded to criminal defendants in relation to the actions of prosecutors, judges, defense attorneys, and grand and petit jurors. The goal of the course is to develop an understanding of selected, core topics in criminal procedure adjudication, as well as to develop legal reasoning skills in this area of law. The topics covered will include the charging process, the right to the effective assistance of counsel, bail and pretrial release, discovery, speedy trial, plea bargaining, and sentencing. Topics will be examined through Supreme Court cases, as well as the rules of criminal procedure, statutes, lower court cases, applicable rules of professional responsibility, and transcripts of court proceedings. Criminal Procedure I, which focuses on the investigative process, is not a prerequisite.

Independent Study
1, 2, or 3 credits
(Faculty Permission Required)
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.

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 study 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 an Independent Study Form
2. Student identifies faculty member willing to supervise the student’s work
3. The student and teacher fill out the sections on the form
4. The student obtains the signature of the Academic Dean.
5. The student brings the form to the Office of Records and Registration.

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.

Individual Skills Development
3 credits – Professor S. Lung
(2L's Only)
The Individual Skills Development course is aimed at giving second-year students an intensive opportunity to reinforce and refine the array of analytical, test-taking, and study skills needed for successful performance in law school, on the Bar, and in the practice of law. All skills in the course
will be taught through material drawn from Constitutional Structures and Evidence. We will work heavily on the analytical skills that are stressed throughout the second-year curriculum, which include analyzing, interpreting, and synthesizing cases; integrating legislative history and case law into the analysis of a statutory standard; and developing legal arguments by analogizing, distinguishing, and reconciling cases. In addition, we will use hypotheticals and problems that require students to use doctrine to construct legal and factual arguments on behalf of clients on all sides of an issue. Of equal importance to the course are the study skills that enable students to cogently structure and understand new doctrine. We will explore how to create context and framework for learning new doctrine, as well as how to map and outline the relationships between concepts. Students will have ample opportunity to apply what they have learned by taking practice multiple-choice and essay exams. Students who enroll in ISD must also register for Evidence with Professor Chernoff and Constitutional Structures with Professor Loffredo.

**Intellectual Property**  
3 credits - Professor S. Shelden  
This course provides a basic overview of copyright, patent, trademark, and related areas of intellectual property (IP) law, such as trade secrets and rights of publicity. Once the concern of specific businesses only, IP laws increasingly impact entities of all types and sizes, including not-for-profit organizations, individuals, and the lawyers who represent them. To take just one example: consider a health care rights group that might not regard IP as related to its mission but that, in a hypothetical day, might advocate for lower costs of a prescription drug, click through a license agreement for new accounting software, share a third-party-created meme on social media, stream music at that evening’s fundraiser, and then distribute photographs of that fundraiser's attendees via an email newsletter. All such actions implicate IP rights, and this course examines how. We will review applicable caselaw and statutes, and we will explore relevant practice skills, both for protecting one’s own IP as well as for re-using the IP of others.

As society struggles to balance competing public interests – on one hand, incentivizing innovators to innovate while, on the other hand, maximizing the benefits of those innovations for society – we explore issues that are sure to affect your careers and lives.

**International Law**  
3 credits – Professor J. Shah  
International legal norms and processes have increasing impact on the practice of domestic law and the interdependence of social and people’s movements globally. This course examines the legal rules and institutions that influence international affairs, ultimately impacting vulnerable communities around the world, such as poor people, migrants, workers, and those living under occupation, in war zones, and under the immediate threats of climate change. This course seeks to provide students with an understanding of the development, role, and enforcement of international law and provide a brief survey of particular areas of public international law, such as international human rights, humanitarian (laws of war), criminal (war crimes, crimes against humanity, genocide, and torture), environmental, and economic (trade, investment, and development) law, as well as the intersections among them. This course will also analyze the politics of international law, using critical frameworks such as Third World Approaches to International Law and critical race theory to locate international law in the history of the colonization and deconstruct how international law functions as a tool of Third World
subordination (in the global order and within powerful nations). Students will be encouraged to prescribe ways the global order may be reconstructed to facilitate universal human dignity.

Labor Law  
3 credits – Professor C. Huq  
This course primarily introduces students to the core provisions and principles of the National Labor Relations Act, which regulates the right of employees to organize a union, as well as collective bargaining between unions and employers in the private sector. We also will explore other aspects of Labor Law including state labor relations laws, international laws related to organizing, and emerging trends in the field. Throughout the course, we will examine the history and values underlying the law, including the economic and political interests that have influenced its development. Students will be evaluated on the basis of class participation, a short writing assignment, and a take-home final exam.

Law Review Editing  
1 credit - Professor L. Davis  
(Faculty Permission Required)  
A CUNY Law Review Editor who is leading an editing session or, as determined by a Faculty Advisor, substantially editing a writing for publication with the CUNY Law Review in either its print or digital format, is eligible to receive one credit. One of the Faculty Advisors will review and provide feedback on the work of enrolled students a minimum of three times during the semester and provide a final evaluation of their work at the end of the semester. This course is offered Credit/No Credit.

Prerequisite: Enrolled students must be third-year students in good standing and have completed two semesters on the Law Review staff.

Mastery and Application of Core Doctrine/Applied Legal Analysis  
5 credits – Professor A. Robbins  
This course is an intensive bar exam preparation program designed for the self-motivated student. This course will cover some of the most frequently tested doctrine on the Uniform Bar Exam (UBE). Subjects covered may include contracts and UCC sales, criminal procedure, real property, secured transactions, and torts. This course will have a heavy skills focus - working through skills for completing each component of the UBE – The Multistate Essay Exam (MEE), the Multistate Bar Exam (MBE), and the Multistate Performance Test (MPT). This course will require significant work outside of class time including synthesizing doctrinal material, writing and rewriting several essays and MPTs, and doing sets of multiple choice questions, along with an MBE process tracker and learning journals. While the course focuses primarily on the UBE, students preparing for another state bar exam will benefit, as much of the material and skills learned are transferable to other bar exams.

This course will meet once per week for a three-hour in-person skills workshop. Doctrinal lectures will be done online, outside of class time.
You must register for both Core Doctrine and Applied Legal Analysis separately. They are two courses that are co-requisites. In the fall semester, this course is designed for Pro Bono Scholars. Other students may only enroll in the course with permission of the Academic Dean’s Office.

**Moot Court**  
**2 credits - TBD**  
*(Faculty Permission Required)*  
This two-credit course features structured assistance to students who wish to improve their advocacy skills through participation in a moot court competition. The course requirements include the completion of an appellate brief and oral argument of professional quality prepared for an external competition or the equivalent thereof. While students will meet regularly as a group and individually with the instructor, each student is expected to work independently toward completion of the course requirements, including participation in oral argument practices. Before registering for a competition and for credit, students must have successfully completed the CUNY Moot Court training program and competition to earn membership in Moot Court. Students must obtain permission from the Moot Court faculty advisor before enrolling in this course. This course is graded Credit/No Credit.

**New York Practice**  
**4 credits – Professor L. Gentile**  
Civil Procedure in the Service of Human Needs. Litigation in the New York State court system is complicated, challenging, and sometimes frustrating. Success requires facility with New York State’s code of civil procedure known as the Civil Practice Law and Rules (CPLR). This course provides a broad knowledge and understanding of the Laws and Rules of the CPLR and provides practical skills in the strategic use of procedure to achieve victory in court. You will learn how to use those rules strategically to enhance your position in litigation and how to fend off your adversary’s procedural aggressiveness.

The sequence of this course approximates the path of a civil case, providing the law a litigator needs to make strategic litigation decisions, including determining which court to bring suit, obtaining jurisdiction, making proper service, engaging in motion practice, obtaining discovery, resolving the litigation, taking appeal, and enforcing judgments.

You will learn how to obtain jurisdiction over the parties to the action and to commence the action in the proper venue, how to properly serve the defendant, and how to obtain a default judgment. You will learn how to advance your litigation strategy in motion practice, how to bring in new parties to the action through doctrines of joinder, impleader, interpleader, intervention, subrogation, contribution and indemnification; how to make your case by obtaining evidence through disclosure; how to timely file your action within the requirements of Notice of Claim and Statutes of Limitation, and will learn whether any tolls of the Statutes of Limitations apply. You will learn how to obtain relief before you start the action through provisional remedies, including injunctions, seizure and lis pendens. You will learn how to enter judgment, how to vacate judgments and defaults, what to do after you win by use of enforcement of judgment procedures, how to timely and properly file a notice of appeal, how to bring on actions that challenge unlawful
government acts through the Article 78 Action Special Proceeding and other forms of Special Proceeding. You will learn the basics of class actions and arbitration.

Course requirements include quizzes, cumulative tests, research and writing a state court motion, arguing that motion, and visiting a New York State Supreme Court motion calendar in Manhattan (one weekday morning) to observe motion argument. This is an elective that is highly recommended as preparation for those who will engage in civil litigation.

**Professional Responsibility (A) Day**
2 credits – Professor F. Siegel
This class will explore the requirements and the limitations of the ethical practice of law. While not an MPRE course, it will provide an overview of the New York Rules of Professional Conduct and the ABA 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 an in-class midterm examination, a take-home final examination and class participation.

**Professional Responsibility (B) Day**
2 credits – Professor N. Chernoff
This class will explore the requirements and the limitations of the ethical practice of law. It will involve in-depth study of selected New York Rules of Professional Conduct and will consider 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 required to conduct research, prepare presentations, engage in in-role exercises, write weekly reflections on the reading, and participate in class discussions.

**Professional Responsibility (Evening)**
2 credits – Professor L. Kamdang
This class will equip you to recognize, research, and resolve ethical issues in public interest law practice. (Although this class will provide you with an overview of many of the Model Rules of Professional Conduct, the class is not designed to prepare you for the MPRE.) The class will also provide opportunities to practice professional skills that you will likely use in your legal jobs, including professional presentations, research, writing an outline, writing a legal memo, and both facilitating and being a prepared participant in discussions. **As a result, the class requires students to engage in prepared participation in every class and conduct independent research.** Specifically, students will be required to (1) prepare and present a rule analysis; (2) research, analyze, and prepare outlines on ethical problems; (3) lead a class discussion on an aspect of professional conduct; (4) actively participate in class discussions; and (5) write a final paper.

**Representing Individuals with Mental Disabilities**
2-3 credits – Professor S. Yakren
This course will examine current civil issues impacting the rights of individuals with mental disabilities (particularly psychosocial disabilities, such as schizophrenia and depression). Issues covered will include: involuntary civil commitment law, the right to obtain and refuse treatment within institutions, the right to receive care in the community, and the right to be free of discrimination. The course will also cover the ethical and practical issues that arise when working with individuals with mental disabilities. Students will participate in field observations and meet practicing attorneys.

*Students have the option to register for two or three credits. The three-credit option entails fulfilling the requirements of the two-hour weekly seminar, plus either (1) writing an additional 10 pages for the final paper (i.e., for a total of 25 pages instead of 15 pages); or (2) participating in a placement approved by the instructor at an outside organization. However, placement opportunities are limited and may not accommodate all student demand.

**Real Estate Transactions**

3 credits – Professor A. White  
*(Pre-requisite: successful completion of Property)*

The course will cover the principal elements in real estate transactions, including (1) real estate brokerage agreements; (2) purchase and sale contracts; (3) title and title insurance; (4) buyers’ and sellers’ remedies; (5) mortgages and foreclosure; (6) condominiums and co-ops; and (7) landlord-tenant issues. The course has two primary objectives: to teach the legal rules that are tested on the bar exam and to introduce students to the drafting and lawyering issues they will encounter in real estate practice.

Grading will be based on several short writing assignments including a drafting assignment, and a final exam with multiple-choice, essay and drafting components.

**Teaching Assistant**

1, 2, or 3 credits  
*(Faculty Permission Required)*

A student may TA for any required course, except Clinics or Concentrations. No student may enroll in more than 3 credits of TA, except students who are TAs for both semesters for LME I and LME II who may earn up to 2 credits for LME I TA and up to 2 credits for LME II TA. All TAs must meet at least one hour per week with the course teacher. All TAs must have at least one contact hour per credit per week with students. To earn credit, each TA must submit at least one written work product. Examples of such work product include a journal, teaching observations, lesson plans, periodic submissions, and an independent research paper. TA’s do not take part in grading students. In any course that utilizes TA’s, grading remains the responsibility of the course teacher. TAs may not grade student work product, nor may the teacher substantially rely on a TAs feedback in grading. Regarding grading in any course which utilizes TAs, in compliance with our policy requiring at least two graded evaluative devices in each course and encouraging faculty feedback (either individual feedback or group feedback) on all evaluative devices, in addition to any feedback given by TAs, the course teacher must grade and give feedback on at least one evaluation device other than the written work product.

**TIL: Constitutional Torts**
2 credits – Honorable J. Francis
A demonstrator is arrested without probable cause; a prison inmate is beaten by a guard; a public employee is terminated for complaining about race discrimination: what redress is available to someone whose constitutional rights are violated? This course will explore substantive and procedural issues in the litigation of constitutional torts under 42 U.S.C. § 1983 and under the rubric of Bivens v. Six Unknown Federal Narcotics Agents. Topics will include:

- The definition of state or governmental action
- Liability of individuals and governmental entities
- Incorporation of state tort principles
- State of mind requirements
- Immunity defenses
- Exhaustion requirements and abstention doctrines
- Enforcement of statutory and regulatory rights
- Available remedies

These and other issues will be examined in the context of cases involving due process, equal protection, free speech, search and seizure, and cruel and unusual punishment.

TIL: Doctrinal approaches to Discrimination based on Race, Ethnicity, National Origin, and Gender Identities
3 credits – Honorable J. Rivera & Honorable J. Ellis
This course explores how legal doctrine has been informed by social constructs of personal and community defining identities, how the doctrine has shaped the rule of law, and whether law reform may properly be viewed through the prism of historical discrimination and bias. The first segment of the course will trace the history of our legal institutions as it relates to racially disparate outcomes in our justice system. We will consider the application of race-based paradigms and racialized legal constructs to other forms of self and community identification. The second segment of the course will look closely at discrete subject areas to determine whether the law as interpreted and applied results in disparate outcomes depending on identity. Students will consider such areas as criminal justice, fair employment legislation and enforcement, school desegregation and equity, fair housing, immigration policy and reform. The course relies on existing texts and supplemental materials assigned by the Professors.

Students will be graded on a final paper, class participation, and in-class presentations.

TIL: Election Law
3 credits – Professor M. Mate
This course covers the law of elections and the political process. Topics covered include voting rights, political representation (including redistricting), ballot access and regulation of political parties, and campaign finance reform. The course will also explore the political, theoretical, and historical context of election law, topics related to minority rights and exclusion, the policy implications of key decisions for the functioning of democracy, and potential avenues of reform.

TIL: Electronic Discovery
2 credits – Honorable J. Francis
If justice is a quest for the truth, it is imperative that lawyers be able to deal with information in a digital world. Records that were once stored in paper files are now maintained electronically. Communications previously made through written memoranda are now sent by email. Evidence of a narcotics transaction is contained in text messages on a cell phone. A wife seeks proof of her husband’s infidelity in his social media account. Such changing technology has given rise to a field of jurisprudence known as Electronic Discovery. In this course we will address such issues as:

- How is digital different? Do our legal rules need to evolve to adapt to changing technology?
- Who owns electronic information? For example, does the employer or the employee possess the information on the email account the employee uses at work?
- When and how must electronic information be preserved for litigation? What sanctions are appropriate when it is not?
- How do parties in litigation search through masses of digital data to locate relevant information? What legal principles apply to this search?
- What are the privacy implications of seeking electronic information in litigation?
- How can the potentially enormous costs of e-discovery be contained?

We will examine these and other related subjects in light of the 2015 amendments to the Federal Rules of Civil Procedure, the relevant case law, and the writings of experts in the field. Students are not expected to have technical expertise.

**UCC Survey**
3 credits - Professor D. Zalesne
This survey course covers two Articles of the Uniform Commercial Code: Article 2 (the sale of goods) and Article 9 (secured transactions). It is taught from the perspective of lawyers who will be representing consumers and small businesses. **This elective is highly recommended as preparation for the bar exam.**

**UCC Survey**
3 credits – Professor P. Edwards
This course covers the commercial sale of goods, including sales with negotiable instruments: the law of commercial paper and banking and 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. **This is an elective that is highly recommended as preparation for the bar exam.**

**Voting Rights**
3 credits – Professor F. Deale
This course will focus on the rights of individuals and groups to participate in the electoral political process consistent with the Voting Rights Act, the Fourteenth and Fifteenth Amendments, and state law as applicable. Areas covered will include voter identification, felony disenfranchisement, rules against transient voters, as well as structural features of the political process such as vote dilution mechanisms, at-large elections, racial redistricting, political gerrymandering, the role of money in politics, and alternative democratic structures. Students will be evaluated by midterm and final writing assignments.
Wills, Trusts & Estates
2-3 credits – Professor S. Deo (Principal Law Clerk to Judge, Surrogate’s Court)
(Pre-requisite: successful completion of Property)
This survey course covers the key concepts and law regulating the ways that property may be passed upon death or otherwise transferred as part of an estate plan, including by will, trust, testamentary substitute, operation of law, or via intestacy. The course provides students with a foundational understanding of the lexicon and legal doctrine relevant to estates and inheritance, in particular as preparation for the Bar Examination. With a focus on the New York Estates, Powers and Trusts Law and the Surrogate’s Court Procedure Act, this course will also expose students to the basics of Surrogate’s Court practice, explore current and developing issues related to estate administration and definitions of family as relates to the right to inherit, and examine the implications and impact of this area of law on the communities that students may serve as lawyers. Students may take this course for either 2 credits (just the core class) or 3 credits (the core class plus additional assignments to satisfy the added credit).