The City University of New York

CUNY SCHOOL OF LAW

To: All Continuing Students
From: Dean Ann Cammett and Assistant Dean Ryan Dooley
Re: Summer Session 2019
Date: March 8, 2019

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:

• Summer school 1L part-time program classes start on May 28, 2019 and end on July 25, 2019. Summer school classes for full-time students and part-time 2L’s start on June 5, 2019 and end on July 25, 2019. In-class exams generally take place July 31, 2019 and August 1, 2019.

• Classes are held at the School of Law. Each class meets 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 Wednesday, March 13th starting at 1:45pm through Thursday, June 6th, 2019 (the last day to add a class). After you begin registering, 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.

**Summer 2019**

<table>
<thead>
<tr>
<th>Course</th>
<th>Days</th>
<th>Limits</th>
<th>Credits</th>
<th>Professor</th>
</tr>
</thead>
<tbody>
<tr>
<td>Advanced Legal Research</td>
<td>M</td>
<td>30</td>
<td>2 cr.</td>
<td>Sokkar, Harker Y.</td>
</tr>
<tr>
<td>Criminal Procedure I</td>
<td>M/W</td>
<td>45</td>
<td>3 cr.</td>
<td>Zeidman, S.</td>
</tr>
<tr>
<td>Criminal Procedure II</td>
<td>M/W</td>
<td>30</td>
<td>3 cr.</td>
<td>Tomlinson, R.</td>
</tr>
<tr>
<td>Federal Courts</td>
<td>T/TH</td>
<td>30</td>
<td>3 cr.</td>
<td>Deale, F.</td>
</tr>
<tr>
<td>Health Care Advocate</td>
<td>T/TH</td>
<td>30</td>
<td>2-3 cr.</td>
<td>Gentile, L.</td>
</tr>
<tr>
<td>JUNE ONLY &amp; Sat. June 29 10:00-4:00pm</td>
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<tr>
<td>Independent Study</td>
<td></td>
<td></td>
<td>1-3 cr.</td>
<td></td>
</tr>
<tr>
<td>New York Domestic Relations Law</td>
<td>T/TH</td>
<td>30</td>
<td>3 cr.</td>
<td>McGowan, M.</td>
</tr>
<tr>
<td>New York Landlord/Tenant Law</td>
<td>M/W</td>
<td>30</td>
<td>3 cr.</td>
<td>Brown, P.</td>
</tr>
<tr>
<td>Professional Responsibility</td>
<td>T/TH</td>
<td>30</td>
<td>3 cr.</td>
<td>Lloyd, E.</td>
</tr>
<tr>
<td>UCC Survey</td>
<td>T/TH</td>
<td>30</td>
<td>3 cr.</td>
<td>Ota, N.</td>
</tr>
<tr>
<td><strong>1L PT Required</strong></td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Civil Procedure</td>
<td>T/TH</td>
<td>55</td>
<td>4 cr.</td>
<td>Francis, J.</td>
</tr>
<tr>
<td>Lawyering Seminar</td>
<td>W</td>
<td>20</td>
<td>2 cr.</td>
<td>McArdle, A.</td>
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<td>Lawyering Seminar</td>
<td>W</td>
<td>20</td>
<td>2 cr.</td>
<td>Lee, D.</td>
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<td>20</td>
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<td>Wallis, K.</td>
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<td>Ahmad, B.</td>
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</table>

3.8.19
The following courses are being offered in summer 2019:
(These course offerings are subject to change based on budget, enrollment and other factors.)

**Advanced Legal Research**
Professor Yasmin Sokkar Harker – 2 credits
**Mondays 6:15-9:15pm**
Advanced Legal Research further develops the legal research skills acquired in the first year legal research course and prepares students for the complex research problems they will encounter in practice. Topics include researching administrative law, municipal law, legislative history and international and foreign law. Exercises, both in and out of class, and written assignments will simulate research assignments typically done by lawyers. This class is designed to be hands-on, collaborative and interactive. Enrollment requires frequent computer and Internet access.

**Criminal Procedure I**
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 unlawful searches and seizures, racial profiling, the intersection of technology and privacy, and police interrogation and identification procedures that lead to wrongful convictions. 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.

**Criminal Procedure II**
Professor Rhonda Tomlinson – 3 credits
**Mondays and Wednesdays 6:15-9:15pm**
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 and 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.

3.8.19
Federal Courts
Professor Frank Deale – 3 credits
Tuesdays and Thursdays 6:15-9:15pm
This class will examine the continuing viability of the federal courts as a vehicle for obtaining social justice. We will examine doctrines and strategies for getting legal resolution to problems such as police violence (42 USC 1983), wrongful incarceration (federal habeas corpus), international human rights violations (Alien Tort Claims Act) and deprivations of rights by federal officials (Bivens remedy). We will also look at areas where claims for social justice present tensions been the state and federal courts (abstention doctrines, civil rights removal), and review strategies to obtain immediate appellate relief when clients are frustrated by interlocutory lower court rulings. This is an important course for students considering working or litigating in the federal judiciary.

Students will be evaluated based on two take home writing assignments.

Health Care Advocate
Professor Laura Gentile – 2-3 credits
Tuesdays and Thursdays 6:15-9:15pm
(JUNE ONLY) and one Saturday, June 29, 2019 (10:00am-4:00pm)
Attendance mandatory
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, in any area of specialty. The course will identify the common obstacles – both institutional and client 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 admission and discharge, care in the primary care physician’s office and care in the long term care facility. We will study advocacy issues around involuntary psychiatric admissions, how to enforce the right to decline care, and end of life issues.

We will study one of the important gatekeepers to health care – the Insurance Carrier. We will learn the process and procedure to challenge a denial of payment for health care. We will map the U.S. health insurance landscape including employer-based insurance, the individual insurance market, as well as review of Medicare and Medicaid. We will review relevant portions of ERISA the Patient Protection and Affordable Car Act (Obamacare) and will analyze the current state of proposed alternatives as they exist at the time of the course. We will study 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.

3.8.19
We will use a practice based advocacy approach to the material. Theory, statute, and doctrine will help students address the real crises faced by real people in the United States.

In addition to Laura Gentile, the course will be taught by insurance and ACA expert Juliette Forstenzer Espinosa CUNY 2008 and Elain Sobol Berger, CUNY 2006 a physician and attorney, who is Associate Medical Director and Senior Policy Advisor for the New York Workers Compensation Board.

The course may be taken for two credits with the option of an additional credit for the submission of an original research paper on a selected topic.

**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. 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 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.

The faculty recently voted to adopt new independent study requirements. This updated independent study policy is designed to:  
1. Respond to student interest in receiving credit for work associated with non-clinic based placements;  
2. Ensure that students get the maximum benefit from their placements and independent study work;

3.8.19
3. Regularize the work associated with course-linked placements and with independent study work and ensure consistency with the law school’s Credit Hour policy and ABA requirements.

The independent study policy addresses three categories of credit-bearing placements and independent study work:
1. Model A, course-linked placements (where students are enrolled in a course and receive additional credit for work associated with a placement arranged by the faculty member);
2. Model B, independent study based on work associated with a placement (generally student-generated placements);
3. Model C, other independent study work with no placement (e.g., directed research; drafting or completion of paper, note or article; continuation of Moot Court or other faculty-supervised student work).

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 Domestic Relations Law**
Justice Margaret McGowan – 3 credits
**Tuesdays and Thursdays 6:15-9:15pm**
This course will familiarize you with the doctrine and practice of family law in New York State, while helping to develop lawyering skills that will enable you to practice in the Family and Supreme Courts of New York. This course covers Domestic Relations Law and the Family Court Act encompassing issues that affect marriage, divorce, equitable distribution of property, spousal maintenance, paternity, child support, custody and visitation, family offense proceedings, child protection, and adoption. You will think about and work on problems that will enable you to practice law, integrating doctrine, policy analysis, and procedure into a cohesive framework from which trial strategies are crafted. Inherent in our analysis of family law is a critique of social policy as it gives shape to the law, focusing on the application of broader family law issues to practice in the New York State court system.

**New York Landlord-Tenant Law**
Justice Pam B. Jackman Brown - 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.
**Professional Responsibility**
Professor Erin Lloyd – 3 credits
Tuesdays and Thursdays 6:15-9:15pm
This class will familiarize students with the laws, rules, and regulations that inform professional ethics for attorneys. Students will learn to identify and recognize ethical issues that can arise in a multitude of professional legal environments and circumstances, and will be expected to find, learn, and use the New York Rules of Professional Conduct and the ABA Model Rules of Professional Conduct, as well as existing ethics opinions, to address ethical dilemmas. The class will emphasize developing professional judgment with regard to actual and potential ethical issues, including how to avoid them, as well as practical tools for confronting these issues as an attorney entering the profession. Students will be evaluated based on attendance and class participation, including assigned research and presentation assignments throughout the semester, as well as a take-home midterm examination and a take-home final examination.

**UCC Survey**
Professor Nancy Ota – 3 credits
Tuesdays and Thursdays 6:15-9:15pm
This course covers Article 2 and 9 of the Uniform Commercial Code. Specific topics covered include: sales contract formation, general construction, and interpretation; performance, breach, repudiation, and damages; remedies and warranties. This course will take a practical approach toward sales and security issues as they are likely to be encountered by attorneys in their first few years of practice as well as how these provisions are tested on the Uniform Bar Exam. This is an elective that is highly recommended as preparation for the bar exam.

**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).

3.8.19