

## **COURSE DESCRIPTIONS**

### **FIRST-YEAR COURSES**

#### **LAW 520 CIVIL PROCEDURE I**

2 Credits. Required fall semester, first year.

This course deals extensively with the constitutional and statutory requirements for jurisdiction, including where and against whom lawsuits can be filed (personal jurisdiction, subject-matter jurisdiction, and venue). The course will also include material on the structure and organization of the federal courts and the state courts of North Carolina and other states.

#### **LAW 519 CIVIL PROCEDURE II**

2 Credits. Required spring semester, first year.

The second semester of Civil Procedure analyzes key events in a civil lawsuit, including pleading, joinder of claims and parties, electronic discovery and other discovery, trials, appeals, choice of law, and the effect of judgments. The course primarily covers litigation in the U.S. federal courts, but it also addresses litigation in the courts of North Carolina and other states. It highlights the strategic and tactical dimensions of civil litigation. The course also addresses the ethical choices faced by litigators, clients, and judges.

Prerequisite: Civil Procedure I

#### **LAW 862 CONSTITUTIONAL LAW I**

3 Credits. Required spring semester, first year.

This course focuses on the structure of American government. It examines the nature and allocation of powers among the legislative, executive, and judicial branches of the federal system and the relation between the state and federal governments. Special attention is given throughout to the role of judicial review in the American constitutional order.

#### **CONTRACTS I, II**

**LAW 510** 3 Credits (Part I - required fall semester, first year).

**LAW 511** 2 Credits (Part II - required spring semester, first year).

This class will teach you the basic elements of contract law, including (1) the process of and requirements for forming a contract; (2) the analysis of terms to which the parties agreed; (3) the evaluation of performance, avoidance, and/or breach; and (4) the determination of what legal remedies may be available in the event of a breach. In addition, as with all first-year courses, this class will help develop your lawyering skills, including the ability to closely read and comprehend legal opinions, the ability to analyze and synthesize case law, and the ability to advocate for a legal position both in writing and orally.

Prerequisite for Part II: Part I.

#### **LAW 560 CRIMINAL LAW**

3 Credits. Required fall semester, first year.

In this course, we will study what is called the “general part” of criminal law. The general part includes fundamental principles that justify and explain substantive criminal

law by exploring the following questions:

- What is punishment?
- Why do we punish?
- Who makes and shapes the criminal law?
- How does the separation of powers doctrine and legislative supremacy affect our country's criminal law?
- What limits does the Constitution place on substantive criminal law?
- How are statutes interpreted?
- What are common elements of proscribed criminal conduct?
- According to the law of crimes, what is conduct?
- According to the law of crimes, what constitutes a blameworthy mental state?
- What should be done when people come close to, but ultimately fail at, committing a crime?
- When should people who commit crimes be able to avoid punishment by raising an affirmative defense, such as self-defense?

In studying criminal law, we will examine statutes, model codes, regulations, and cases, and explore the principles that govern judicial interpretation of statutes. While these materials will include references to specific crimes such as vandalism, loitering, drug possession, or driving while intoxicated, this course is not intended to survey the elements of various crimes.

### **LAW 553      LEGAL RESEARCH AND WRITING I**

2 Credits. Required fall semester, first year.

Legal Research and Writing I (LRW I) introduces students to the foundational skills necessary for effective legal communication. The course includes instruction on legal research skills in print and online sources; appropriate citation and attribution; English grammar; critical reading and thinking; logic; rule-based reasoning; and effective legal analysis. Students are introduced to objective legal writing through closed universe legal memorandum writing assignments and client communication. After successfully completing LRW I, students will:

- understand the legal system of the United States;
- analyze facts, issues, and legal authorities;
- conduct legal research efficiently in both print and electronic sources;
- communicate effectively in writing;
- appreciate the various roles of the lawyer, from analyst to advocate; and
- apply their knowledge and skill in solving simple legal problems.

### **LAW 554      LEGAL RESEARCH AND WRITING II**

3 Credits. Required spring semester, first year.

Legal Research and Writing II (LRW II) builds upon the foundational skills learned in LRW I and introduces students to persuasive legal writing and oral advocacy. Students represent a hypothetical client for the duration of the class, writing an open-universe memorandum of law and an appellate brief, and completing an oral argument, on behalf of that client. After successfully completing LRW II, students will:

- understand the difference between objective and persuasive writing;
- understand how to argue effectively on behalf of a client and maintain integrity as an officer of the court;

- have a basic understanding of the relevant rules of appellate procedure;
- be able to conduct advanced legal research efficiently;
- be able to communicate objective analysis and persuasive arguments effectively in both written and oral form.

Prerequisite: LRW I

**LAW 530      PROPERTY I**

2 Credits. Required fall semester, first year.

This course introduces the student to a foundation in real property law. The course emphasizes, in various ways, the legal concept of property by examining the definitions and theories of property, as well as the rationale and methods for protecting property rights. Specific topics that may be studied include: adverse possession; gifts of personal property; landlord/tenant law; concurrent ownership; and possessory estates and future interests. Other topics may also be included.

In addition, the course emphasizes and develops skills in recognizing and articulating legal issues, reading and thinking critically about legal problems, and engaging in legal analysis and problem-solving.

**LAW 531      PROPERTY II**

3 Credits. Required spring semester, first year.

This course builds on the foundation established in Property I. Topics that may be studied include: possessory estates and future interests; the laws governing real estate transfers, including contracts to convey, deeds, and title assurance; easements, real covenants and equitable servitudes; the public regulation of property; eminent domain; and remedies associated with disputes about real property. Other topics may also be included. The course continues to emphasize and develop skills in analytical thinking, problem solving, and the synthesizing of information.

Prerequisite: Property I

**TORTS I, II**

**LAW 540**      3 Credits (Part I - required fall semester, first year).

**LAW 541**      2 Credits (Part II - required spring semester, first year).

This is an introductory course addressing non-contractual civil liability and remedies based on intentional, negligent, and innocent conduct. The course also encourages development of issue recognition, analysis, and resolution of legal problems through the application of relevant rules and principles of law.

Prerequisite for Torts II: Torts I

**UPPER-LEVEL REQUIRED COURSES**

**LAW 558      ADVANCED LEGAL WRITING**

3 Credits.

Advanced Legal Writing involves the study of written and oral modes of advanced persuasion and rhetoric as well as the nuances of the appellate process. Students will learn how to assess and prepare a case for appeal, use the record persuasively, file motions on appeal, draft an appellate brief, and present an oral argument on that brief. Students will also engage in a recursive writing process and receive guidance in the advanced stages of re-drafting, editing, and proofing.

Learning outcomes for this course include constructing written and oral legal arguments that smoothly intertwine logos, pathos, and ethos; predicting outcomes based on knowledge of cognitive theory and embodied rationality; justifying predictions by categorizing and formulating narratives; comparing and studying literary devices such as metaphor, alliteration, simile, and other figures of speech and critically assessing their function in the legal field; analyzing and examining strategic appellate decisions including the evaluation of substantive legal arguments, broad-scale organization, literary and rhetorical devices, and sentence structure; and debating the ethics and morality of persuasion.

#### **LAW 641 BUSINESS ORGANIZATIONS**

3 Credits.

This course introduces the history, theory, and substantive doctrine of business entities. It particularly focuses on the concept of fiduciary duty as it exists in the law of agency, partnership, and the business corporation; characteristics of the corporate entity; corporate powers and purpose; entity formation and liquidation; derivative litigations; Director and Officer liability; shareholder rights, shareholder agreements and voter trusts; an introduction to LLCs; mergers and acquisitions; securities regulations; and corporate finance. Other specific topics introduced in the course may include the history and sources of entities law; the various theoretical approaches to corporate law, purpose, and governance; and tax distinctions among entities.

#### **LAW 863 CONSTITUTIONAL LAW II**

3 Credits.

This course focuses on the protections for individual rights found in the due process and equal protection clauses of the Fourteenth Amendment and in the Bill of Rights. Topics addressed will include race, gender, and other forms of discrimination, the history of substantive due process, procedural due process, unenumerated rights related to procreation, sexuality, marriage and family relationships, abortion, and death, free speech, religious freedom, freedom of association, and takings.

Prerequisite: Constitutional Law I

#### **LAW 670 CRIMINAL PROCEDURE**

3 Credits

This course considers the constitutional constraints on government investigation of crime found in the Fourth, Fifth, and Sixth Amendments. Topics include search and seizure, interrogations and confessions, eyewitness identification, electronic surveillance, the exclusionary rule, the grand jury, self-incrimination, double jeopardy, speedy trial, and right to counsel. Special attention is given to how the Supreme Court has attempted to resolve the tension between society's need for effective law enforcement and the individual's right to fair treatment in the criminal justice system.

**LAW 620 EVIDENCE**

3 Credits.

A study of the Federal Rules of Evidence and their application in the presentation of proof of controverted facts at trial. The course will compare and contrast the Federal Rules of Evidence with their common law antecedents and with practice in North Carolina State courts. The course emphasizes the careful reading and critical thinking skills necessary to identify from the text of a given rule the analytical framework necessary to apply the Rule in the context of a trial. Understanding the textual framework, as well as the function, purpose, and history of a given Rule enables the student to appropriately use and apply the Rules in all stages of civil and criminal litigation.

**LAW 508 PROFESSIONAL RESPONSIBILITY**

2 or 3 Credits (dictated by professor).

The primary purpose of this course is to explore the law of lawyering. The law of lawyering includes the legal standards with which you must comply, and the various consequences for failing to do so. In addition to studying the law of lawyering, we will reflect on the professional roles of a lawyer. Broadly speaking, lawyers inhabit three decisive roles. They are representatives of clients, officers of the court, and public citizens with special responsibilities for the quality of justice. The topics you will study in this course exist at the intersection of those three roles. We will also study the shared values of the legal profession. What does it mean that lawyers are their clients' fiduciaries? What, if anything, is the difference between putting a suit on and having a job and putting an attitude on and having a belief?

**LAW 753 SALES AND LEASES**

3 Credits.

This course is a survey course designed to expand the students' knowledge of UCC Articles 2 and 2A, building upon concepts learned in Contracts.

**LAW 711 SECURED TRANSACTIONS**

3 Credits.

Secured Transactions is a course devoted to examining the law that governs debt transactions collateralized by personal property (rather than real estate). The creditor's interest in the debtor's personal property is known as a "security interest." We will focus attention on (1) how the debtor and the creditor create an enforceable security interest, (2) how the creditor protects its security interest from competing claims of other parties (e.g., buyers of the collateral and other secured creditors), (3) how to resolve priority disputes among competing claimants in common collateral, (4) what statutory rights and remedies are available to the creditor when the debtor defaults, and (5) federal bankruptcy provisions that may adversely impact the creditor's rights and remedies under state law if the debtor seeks bankruptcy protection.

The dominant source of law in this class is UCC Article 9. We also will examine relevant provisions of UCC Articles 1, 2, and 8 and selected federal regulations and statutes (including, without limitation, selected provisions of the U.S. Bankruptcy Code).

Course objectives include (1) learning and mastering the basic principles of UCC Article 9 and other applicable law, and the policies underlying those basic principles, (2)

improving your ability to read and understand a statute and to engage in statutory analysis, and (3) appreciating that law can be viewed from a transactional, or planning, perspective and not solely from a litigation viewpoint.

**LAW 800 TRIAL ADVOCACY**

4 Credits (students register for a large-group 2-hour lecture and a 4-hour small-group performance section).

Trial Advocacy is devoted to the development and performance of trial advocacy skills in the courtroom. The application of the rules of evidence, trial procedure and modern advocacy techniques are hallmarks of the class. Students will be expected to master the substantive law that dictates lawyer conduct and procedure in the courtroom and demonstrate persuasive trial skills utilized in modern jury trials. Classes are split between lectures and performance sections. Lectures will cover an array of topics encountered inside and outside the courtroom by trial attorneys including case analysis and development, evidentiary concerns, pretrial motion practice, mediation, jury selection and trial tactics. Performance sections will involve students conducting opening statements, direct examinations, cross examinations, and closing arguments in a simulated trial setting. In the process, students will offer and oppose exhibits, examine experts and confront adverse witnesses. The course will conclude with each student conducting a full mock trial before a jury of his or her peers.

Prerequisite: Evidence

**LAW 660 WILLS AND TRUSTS**

3 Credits.

This course focuses on the use of wills and trusts to transmit family wealth. The legal requirements of a valid will and how such wills can be revoked are included. The study of the nature, establishment, and termination of trusts is an important part of the course. The law of intestate succession is also considered. The law of future interests, including the Rule Against Perpetuities, is also covered.

**COURSES SATISFYING THE JURISPRUDENCE REQUIREMENT**

**LAW 682 CHRISTIAN PERSPECTIVES ON LEGAL THOUGHT**

2 Credits. Jurisprudence course.

This course begins by offering the theological framework of Creation, Fall, Redemption and Consummation as a tool by which one can consider the relationship of Christian faith to culture generally and the law specifically. Particular attention is given to whether and how theorists may offer a “Christian” perspective on matters related to law and how those theories may or may not overlap with other theories that have different starting points. The course then moves on to consider theologically-informed critiques of major jurisprudential movements in American legal history. From that general critique of movements, students will consider evaluative assessments of substantive areas of law such as criminal law, family law and the law of lawyering offered by scholars who speak from their respective Christian theological traditions. The course concludes with an examination of the natural law ethical tradition and Christian faith.

**LAW 849 CONTEMPORARY LEGAL THEORY**

2 Credits. Jurisprudence course.

For most of the twentieth-century, Anglo-American legal theorists sought to develop “scientific” accounts of the nature of law and to resolve particular issues concerning the nature of legal reasoning. This course considers the mainstream of these legal theories. It deals with three types of theories: (1) attempts by “analytic” theorists to define *the concept of “law”* and to articulate the relationship between “law” and other social institutions; (2) the work of social scientists to study the *social function of law* using a method known as “structuralism;” and (3) the post-structuralist accounts of the law that developed as critical perspectives, sometimes radical critiques, of analytic legal theory and structuralist social science. Topics covered include selections from the following: “legal formalism,” “legal realism,” HLA Hart, Joseph Raz, John Rawls, Ronald Dworkin, Brian Leiter, Max Weber, Talcott Parsons, Brian Tamanaha, Niklas Luhman, Jurgen Habermas, and the American reception of Continental thought (Foucault, Derrida, Lyotard, Lacan, Kristiva, etc.) in various forms of feminist legal theory and critical legal studies.

**LAW 774 FOUNDATIONS OF CONTEMPORARY JURISPRUDENCE**

2 Credits. Jurisprudence course.

Jurisprudence is the study of the law in theory and as lived through its practices and institutions. This course is a survey of the major trends that have given rise to our contemporary jurisprudential landscape. We will read, interpret, and discuss in a seminar setting canonical texts by legal positivists, natural lawyers, legal realists, feminists, legal pragmatists, and critical legal scholars. The course objectives are threefold. First, we will obtain a deeper understanding of the theories shaping the practice and the study of law by focusing on what the law is and how it is known according to each jurisprudential theory. Second, we will obtain a deeper understanding of legal reasoning, legal systems, legal institutions, and the role of law in society. Finally, we will relate these insights to the University Mission. Students will be evaluated by the quality of their class preparation and participation and on the basis of a take-home final exam.

**LAW 880 INTRODUCTION TO LEGAL THEORY: ANCIENT TO MODERN**

2 Credits. Jurisprudence course.

This class explores the nature of law as it was understood from antiquity to the early modern period. It begins in ancient Greece with selections from the Thucydides. It explores early Christian conceptions of law worked out by Augustine of Hippo Thomas Aquinas. It continues with a consideration of the thought of Thomas Aquinas and the medieval natural law thinkers who interpreted him. It considers the significance of Martin Luther and John Calvin’s thought for understanding the nature of law. It concludes with the foundations of English Common Law in the early modern period. Selections from Thomas Hobbes, Pascal, and early common law jurists like Edward Coke and Samuel Puffendorf. The constant theme throughout the course is attempting to understand the relationship between theories of law and understandings of human nature.

**LAW 810 READINGS IN JURISPRUDENCE**

2 Credits. Jurisprudence course.

Readings in Jurisprudence is a seminar designed to explore more fully various issues of legal theory. The specific content of each semester differs. In recent years, the course has focused on such topics as the identifiable schools of jurisprudence, pre-modern, modern and postmodern justifications of law, and the jurisprudence of individual thinkers such as H. L. A. Hart, Ronald Dworkin and Richard Posner. Because the course is not a survey of jurisprudence, students who enroll should have considerable undergraduate or graduate exposure to intellectual history. Students will be expected to complete a research paper on a topic selected by the student and approved by the faculty member. The paper must comply with accepted standards for research papers and must be at least 5,000 words in length. Enrollment is limited.

Prerequisite: See course description.

### **COURSES SATISFYING THE PLANNING REQUIREMENT**

#### **ADVANCED TRIAL AND APPELLATE ADVOCACY**

**LAW 802** 4 Credits (Two in Fall; Two in Spring).

This 3L course lasts the entire academic year and students taking the course in the Fall semester must continue with the course in the Spring semester. Two hours of academic credit will be awarded each semester. The goal of the course is to take the student through a civil case from the initial meeting with the client to the decision of the Court of Appeals. The course requires the student to draw from both doctrinal and skills courses taken during the first two years of law school and apply those rules, principles, and procedures in representing a civil client in litigation. This course is very hands-on and requires the student to continually draw upon the information learned in other doctrinal, procedural, and skills courses to solve new problems as their cases progress through litigation. Over the course of the litigation the student will face and be expected to deal with various ethical dilemmas, factual problems, and legal impediments to successful prosecution of their client's case. At each step of the process the student will have to live with and learn from the decisions made and actions taken. The professors serve more as judges and senior partners than traditional classroom law professors. The course begins in the Fall semester as students are paired as law partners and assigned a case file and client. Unlike the case file students had in the basic Trial Advocacy course, the Advanced Trial and Appellate Advocacy case file is developed by the students through the use of the formal and informal discovery tools available to the civil litigant.



The course requires the student to interview the client, evaluate the nature and quality of the client's claim and/or defense in a civil case, prepare and file a complaint, answer, counterclaim, and reply to a counterclaim, as appropriate, serve process, as applicable, develop a discovery plan, conduct discovery, both formal and informal, prepare witnesses for deposition and trial, take the oral deposition of the opposing party, participate in a mediated settlement conference, prepare a proposed pre-trial order including jury instructions, and try the case to a verdict before a jury. The side that lost at trial will notice an appeal. The two sides will then settle the record on appeal, brief and argue the appeal. Students in the course will serve as appellate judges and will issue the court's decision and opinion on appeal. During the Fall semester, the course has a one-hour classroom meeting once per week for most of the semester.

Enrollment is limited to 20 students. Students are encouraged to enroll in pairs as a "law firm." If fewer than 20 students enroll, the professors reserve the right to limit the enrollment to a total number divisible by four to equalize the work load among students.

Prerequisites: Evidence; Pretrial Litigation; Trial Advocacy

#### **LAW 765 BUSINESS PLANNING**

2 Credits. Planning course.

A study of the formation, operation and disposition of business enterprises. The course seeks to synthesize contract, tax, securities and corporate law (as well as law governing partnerships and limited liability companies) into an integrated whole as applied to planning problems drawn from real-world businesses.

Prerequisite: Business Organizations. Income Taxation is not required but is helpful.

#### **LAW 790 COMMERCIALIZATION OF INTELLECTUAL PROPERTY**

3 credits. Planning course.

This business planning course focuses on practical and ethical issues in transactional IP that may be encountered by businesses during their lifespan, ranging from the startup to the mature company. The coverage will pull from the following topics: creation, valuation, and protection of IP; selecting business entities; financing options; fiduciary duties in context of IP management; employer-employee ownership and transfer issues; IP licensing & windup considerations; IP due diligence; IP disclosures in IPOs; leveraging IP; antitrust considerations; and ethical considerations for patents impacting access to food and healthcare.

Prerequisite: Prior completion of Intellectual Property ("IP") is strongly encouraged, but not required. Students who have not taken IP will be required to complete foundational reading and view related Tegrity lectures.

#### **LAW 791 CONTRACT PLANNING**

2 Credits. Planning course.

Contract Planning concentrates specifically on contract law and drafting. Also included are interviewing and negotiating. The setting for the course is the law office with lawyer and client working together in the present to arrange the client's affairs so that they will turn out reasonably well for the client in the future and so that litigation will hopefully be avoided, but successful if it is unavoidable. In this setting, students should learn how they can use their knowledge of contract rules as tools in drafting a

contract to achieve favorable results for their client in the future as the parties perform the contract. At the same time, students should learn how they can avoid potential malpractice claims and also gain some experience in recognizing ethical problems that typically arise in the drafting and negotiation of contracts. Finally, students should realize the importance of good communication with client, senior partner, law partner, and opposing lawyer, as well as the necessity of being able to work with and get along with all of them. Students will participate in solving several short projects designed to teach the contract planning process. Students will work in randomly selected teams of four or five students to complete a required project by planning, negotiating, and drafting a long-term contract. No final examination is given. The grade in this course is based 70% upon participation during class exercises and group work products and 30% upon the work product portfolio assembled by each student illustrating a series of assigned problems.

No prerequisite, but prior Professional Responsibility course will be helpful.

#### **LAW 980 ELDER LAW PLANNING**

2 Credits. Planning course.

This course will introduce students to: (1) the ethical and practical challenges that are more likely to arise in representing older clients, and (2) the variety of substantive topics covered in the relatively broad area known as elder law. These topics include advance directives, guardianship, Medicaid and Medicare, Social Security and SSI, veterans benefits, housing and long term care issues, abuse and neglect, diminished capacity and other ethical issues, guardianship, death and dying, grandparent rights, and holistic lawyering. To learn the skills involved in planning for and representing the older client, we will use a simulation problem that requires students to interview the client, draft a follow-up case summary and a case planning document, prepare and lead a case review, prepare and revise a legal memo, advise the client and get authority to negotiate, draft and finalize a letter to opposing counsel, negotiate with opposing counsel in consultation with the client, draft a contract reflecting the negotiated agreement, and draft a closing letter with advice to the client.

Prerequisite: Professional Responsibility and Ethics

#### **LAW 731 ENTERTAINMENT LAW**

2 Credits. Planning course.

This seminar focuses on developing the foundational expertise required for proficiency in handling legal issues specific to the entertainment industry. We will examine principles of contract, tort employment, labor, copyright, and trademark law as applied to the television, film, and music industries. Students will analyze real and hypothetical case scenarios in the context of exploring litigation strategies, advising clients, and drafting pertinent agreements. Course grade will be based upon performance on interim drafting assignments and a comprehensive final project.

Prerequisite: Intellectual Property (survey course) OR Copyright Law. Prior completion or concurrent enrollment in Trademark and Unfair Competition Law is recommended, but not required.

#### **LAW 751 FAMILY LAW PLANNING**

2 Credits. Planning course.

This professional skills course focuses on the planning, drafting, interviewing, and

negotiating abilities necessary for a successful family law practice. Topics covered include prenuptial agreements, postnuptial agreements, separation agreements, pretrial discovery, divorce pleadings, equitable distribution, custody, child support, alimony, contempt, domestic violence, mediation, arbitration, and ethical issues in family law practice. Assignments are designed to enhance substantive knowledge of family law, as well as to develop practical skills. There is no final examination in the course. Grades are based on work product, participation, and attendance. Enrollment is limited.

Prerequisite: Family Law

## **LAW 771 FEDERAL CRIMINAL LAW PLANNING**

2 Credits. Planning course.

Federal Criminal Law Planning is designed to assist students with understanding and analyzing the strategies of federal criminal defense practice, attaining concise and persuasive writing skills, and encouraging attention to detail and the ability to meet deadlines. Course assignments and class discussion will go beyond theory and procedure and focus on the intricacies of federal criminal practice, primarily from the defense perspective. The class will examine federal criminal issues related to criminal procedure, evidence, Constitutional law, and the United States Sentencing Guidelines. Students will be required to perform limited research and produce four major writing assignments over the course of the semester, including drafting client correspondence, motions, and a sentencing memorandum. Class time may include smaller, in-class writing assignments, break-out sessions, and revision workshops. There is no final exam. Enrollment is limited to no more than eighteen students.

Prerequisites: Criminal Procedure; Evidence

## **LAW 568 HOMEOWNERS ASSOCIATION LAW AND PLANNING**

2 Credits. Planning course.

This course will focus on the planning, formation and ongoing operations of homeowners associations or “common interest communities.” Some of the types of CIC developments covered may include planned communities, condominiums, mixed use developments, golf course communities, time shares and marinas. Common fundamental documents - such as declarations, bylaws, articles of incorporation, assignment of declarant rights, amendments, annexations, public offering statements and corporate documents for the ongoing operation of homeowners associations - will be reviewed, revised and drafted based on unique client needs. The lawyers’ role in advising the developer at the outset, then independent boards as the community matures will be covered.

Prerequisite: Property I and II

## **LAW 556 JUDICIAL WRITING**

2 Credits. Planning.

This course is designed for students who seek a judicial externship or clerkship; desire to advance their legal research, analytical, and writing skills; and who want to learn more about how judges write judicial opinions. This course will focus on writing styles and formats unique to the judicial process, including the bench memo, the appellate majority opinion, the appellate dissenting opinion, and administrative law opinions.

Classes will provide a general overview of the opinion writing function with

emphasis on topics such as opinion structure, judicial writing style, the relationship between style and substance, the use of narrative and rhetorical techniques, and ethical considerations in opinion writing. Through a series of in-class exercises and out-of-class writing assignments, students will learn to diagnose and revise difficult and unclear writing; acquire techniques for writing more economically, precisely and unambiguously; and hone their skills in structuring, organizing, and writing persuasively. In analyzing judicial opinions and writing from the perspective of a judge, students will gain a deeper understanding of the judicial process and become better critical readers and users of judicial opinions.

Enrollment is limited.

### **LAW 833 LAND USE REGULATION**

2 Credits. Planning course.

This course provides an examination of the law relating to, and the lawyer's role in, government land use regulation. It does so by emphasizing both doctrine and practice. Specific doctrinal subjects examined will include zoning and related land use devices, state law challenges to government land use regulation, constitutional issues of land use law (including the Takings Clause, the Due Process Clause, the Equal Protection Clause, and the First Amendment), and other issues related to urban and suburban development. Specific practical skills emphasized will include problem-solving, client communication, legal research, legal drafting, and strategic analysis and evaluation of a client-based legal problem.

Prerequisites: Property I and II; Constitutional Law I and II

### **LAW 505 LAW OF NONPROFIT ORGANIZATIONS**

2 Credits. Planning course.

This course will consider state-law issues relating to the formation and ongoing governance of nonprofit organizations. It will also consider the Internal Revenue provisions related to obtaining and maintaining federal tax-exempt status. Students will, through a series of assignments, draft the documents necessary for the formation of a non-profit entity and the initial determination of its federal tax-exempt status. In addition, students will develop a business plan and draft bylaws and policy manuals for their new nonprofit entity.

### **LAW 719 REAL PROPERTY PLANNING**

2 Credits. Planning course.

A study of the acquisition, leasing, financing, and development of income-producing and investment real property, including tax consequences and advantages. The course includes such concepts as zoning and land use, the roles and ethical duties of the attorney and broker, site acquisition, commercial lease drafting and interpretation, shopping center projects, distress properties, like kind exchange transactions, and the roles of the individuals involved in typical commercial transactions.

## **ELECTIVES**

### **LAW 680 ADMINISTRATIVE LAW**

3 Credits.

This course is a study of the administrative process and of practice before administrative agencies. Considerable attention is devoted to the delegation of powers to administrative agencies, the rulemaking and adjudicative functions of agencies, the appropriate scope and standard of review of the actions of administrative agencies at both the agency and judicial levels, and the Administrative Procedure Act.

**LAW 866      ADVANCED CRIMINAL LAW SEMINAR: *THE WIRE***

2 Credits.

This course will explore the legal and policy issues raised by the HBO series *The Wire*. Among the topics covered will be searches, confessions, police manipulation of crime statistics, race and the criminal justice system, prosecutors' incentives for charging and dismissing cases, honesty and accountability of law enforcement, government power and success in the war on drugs, and the distribution of resources in the criminal justice system. In addition to class participation, grades will be determined based on a final paper.

**LAW 557      ADVANCED LEGAL RESEARCH**

3 Credits.

The purpose of this course is to teach advanced methods of legal research. It is designed to build upon the legal research training received in the first year, with a focus on the sophisticated use of both primary and secondary sources. The course will focus on the practical research tools and techniques used by attorneys in typical client situations. Significant attention will be paid to the use of specialized legal databases, as well as sources of information that lie outside the Law Library including non-legal information resources and online databases. The course will also examine the utilization of legal research tools such as federal and state regulatory publications, loose-leaf services, journals, and treatises. Research problems requiring use of the Law Library's resources will be assigned. Students will also write a research guide or pathfinder which will be the final work product. The subject of the project will be chosen by the student and may be done in conjunction with other paper courses. Enrollment is limited to twenty students.

**LAW 846      ADVANCED NEGOTIATION AND ANALYSIS**

2 Credits.

This course examines intelligence-based deception detection, analysis, crisis management and negotiation. The course is broken into modules ranging in length from two to four hours per module. Students will have opportunities to apply the techniques that are taught throughout the course and will come away with skills that can be immediately put to use in law, in business, and in everyday life. The modules are: Introduction, Ethical Considerations, and Overview; Detection of Deception; Critical Interviewing and Elicitation; Advanced Negotiation Skills (Analysis); Advanced Negotiation Skills (Persuasion and Advocacy); Credible Testimony; Deposition Analysis Module; Crisis Management; Protective Intelligence (Methodology); and Protective Intelligence and Threat Management (Standard of Care).

Upon completion of this course students will be able to: apply non-coercive deception detection, critical interviewing, and persuasion methodologies developed and utilized within the US intelligence, financial, and corporate communities; identify influence and persuasion techniques when they are being applied by others, thereby

promoting the search for truth; establish the credibility of witnesses and ethically and effectively prepare witnesses to testify before courts and tribunals; apply practical intelligence and information gathering techniques in the fields of protective intelligence, and threat management to establish best practices for the prevention of workplace and institutional conflict and violence; and distinguish ethical methods of negotiation, and intelligence analysis from those that are not.

Grading is descriptive (e.g., pass / fail) and will be based on student performance on one or more essay questions or exercises, a mid-term exam, and a final exam.

## **LAW 662 THE AFRICAN AMERICAN LAWYER**

2 Credits

This discussion-based seminar will explore the untold stories of African American lawyers and the role they have played in making America a more just and merciful society and one that is true to its constitutional guarantees. Through fascinating narrative historical non-fiction books, students will engage with the personal lives, courtroom battles and community involvement of African American lawyers, such as Thurgood Marshall, during slavery, Jim Crow and modern-day era of mass incarceration.

A few students, subject to the professor's approval, may take this course to fulfill the Rigorous Writing Experience requirement.

## **LAW 608 AMERICAN LEGAL HISTORY**

2 Credits.

This class is an opportunity to examine law, lawyers, and legal thought through the lens of history. Simply put, history is the study of change over time. Law and legal education and conceptions of law have all changed throughout American history and they have affected the history of this nation in ways both subtle and substantial. This course will examine the broad themes of American legal history but, in addition, it is essential that we take a close look at the particular pieces of that history in order to cultivate a more complex and sophisticated understanding of law in American society. Instead of providing a shallow overview of everything in American legal history, this course will examine a diverse but necessarily limited number of subjects that illuminate law through historical study. These individual subjects, taken together, will provide a deeper understanding of how legal thought and legal culture affect and are, in turn, affected by the society of which they are a part. By the end of the course, all of us should be better students and scholars of American legal history.

## **LAW 755 ANTITRUST**

2 or 3 Credits.

Antitrust law preserves and promotes business competition. It governs interactions between competitors, certain interactions between buyers and sellers, and certain behavior by single companies. Antitrust overlaps with a number of related fields, including consumer protection, intellectual property, and administrative law. This course explores this material, primarily under U.S. federal law, but with comparative discussion of European Union law and U.S. state law.

The antitrust statutes and related sources of law are enforced through government civil lawsuits, criminal prosecutions, administrative litigation, and private civil lawsuits. The course discusses the dynamics of antitrust litigation in its many forms.

**LAW 899 APPLIED LEGAL ANALYSIS**

3 Credits.

This course, offered in the Spring semester and available to all third-year students, offers a review of the seven topics tested on the Multistate Bar Exam (civil procedure, criminal law, federal constitutional law, evidence, property, torts, and contracts). The course is directed by a tenured faculty colleague, who is assisted by several colleagues, each of whom will teach one of the seven topics over a two-week period. Final numerical grades are determined based on seven quiz scores (one quiz per topic), plus a score on a 100 MBE-type multiple-choice final exam. Final grades will conform to the law school's mandatory medium for elective courses, but students will also be provided with a (non-transcript) grade that will aim to reflect a more representative MBE score. The descriptive "pass / fail" option is not available in this course.

**LAW 766 BANKRUPTCY**

2 or 3 Credits (as designated by professor)

The course offers a survey of federal bankruptcy law under Title 11 of the U.S. Code. Possible topics to be explored are chapter 7 liquidations, chapter 13 wage earner plans, the role of the trustee in bankruptcy, debt discharge, lien avoidance, fraudulent conveyances, voidable preferences, automatic stay litigation, and North Carolina debtor-creditor law. The 2-credit course focuses primarily on consumer bankruptcy law and is designed to complement the Bankruptcy Reorganizations Seminar without a significant overlap in material.

No prerequisite, but previous or concurrent Secured Transactions course is strongly recommended.

**LAW 799 BANKRUPTCY CLINIC**

3 Credits.

Working under the supervision of the clinical director in a firm-like environment, students will interview, advise, and advocate for clients in bankruptcy matters. Students will conduct the necessary interviews and information gathering to properly advise clients of their options; determine a recommended course of action and communicate that recommendation to the clients; prepare, explain, and file the documents necessary to initiate and complete a consumer bankruptcy case; and research and write on issues that arise in the course of the case. For those who qualify under the Student Practice Rules (EDNC Local Rule 83.2), it is hoped that opportunities will arise for the student to appear in the United States Bankruptcy Court in an advocacy role. During the course of the semester, each student will represent at least one client to whom the student owes a professional responsibility.

Students can expect to spend eight to ten hours – and sometimes more – in the Clinic or working on Clinic matters per week. This time is in addition to the regular 90-minute weekly class session and includes the 3-hour clinic office time. There is no final exam.

No prerequisite, but prior or concurrent Bankruptcy or Secured Transactions courses are helpful.

**LAW 672 BANKRUPTCY REORGANIZATIONS SEMINAR**

2 Credits.

This seminar comprehensively covers all of the substantive topics of reorganization

under Chapter 11 of the U.S. Bankruptcy Code. Taught in the courtroom and chambers at the U.S. Bankruptcy Court, it combines rigorous discussion with observation of actual court proceedings in Chapter 11 cases. Leading members of the bankruptcy bar are often invited to join Judge Warren as guest presenters. The primary requirements include drafting opinions in actual cases and class discussion.

No prerequisite, but prior or concurrent Bankruptcy and Secured Transactions courses will be helpful.

#### **LAW 890 CLIENT COUNSELING**

2 Credits.

We will explore the attorney client relationship from the initial interview through the end of the case. In class students will take turns playing the role of client for the other students to practice their interviewing and counseling skills. The goals of the course are to provide students with basic proficiency in (1) using an appropriate counseling approach for the particular client and situation, (2) conducting an initial client meeting and interview; (3) counseling the client (orally and in writing) about his/her objectives and all appropriate legal and extra-legal means for achieving them; and (4) applying all of these skills with the highest standards of professionalism under the Rules of Professional Conduct. The written component of the course will include an initial engagement letter and a detailed opinion letter. The course is graded descriptively (Pass/Fail). Enrollment is limited to 24 students.

#### **LAW XXX CODING FOR LAWERS**

1 Credit.

#### **LAW 934 COMMUNITY LAW CLINIC**

3 Credits.

The Community Law Clinic furthers Campbell's commitment to bring together the theoretical and practical to produce thoughtful, talented lawyers; to present the practice of law as a way to make a difference by serving others; and to offer a Christian perspective on law and justice. The Clinic operates from a downtown location separate from the law school and provides legal services upon referral to the clients of social service agencies as they attempt to transition to employment or housing and encounter legal problems.

Importantly, the Clinic furthers Campbell's distinctive of offering a Christian perspective on law and justice by recognizing that all people are created in the image of God and that spiritual and moral issues often underlie legal problems. The Christian perspective of the Clinic combines *pro bono* and *pro Deo*.

Students will meet once each week in a classroom setting at the law school, and they will be expected to hold office hours approximately 3 hours per week at the clinic. Enrolling students who want to represent clients in the courtroom are encouraged to leave several mornings of the week free from other classes or obligations. Courtroom appearances typically begin at 9:00 a.m. and could last through the lunch hour. Enrollment is capped at no more than eight students each semester; preference will be given to third-year law students.

#### **LAW 615 COMPARATIVE CONSTITUTIONAL LAW**



3 Credits.

This course considers national constitutions in comparative perspectives. The course develops intellectual flexibility and cross-cultural understanding through systematic consideration of different juridical-cultural approaches to establishing just, effective, and stable forms of government. Topics covered include methodologies of comparative studies and the application of these methods to a variety of topics, including: the nature of constitutionalism, the sources of legitimacy of constitutions, the nature of constitutional courts, governmental institutions such as separation of powers, federalism, constitutional adjudication, and particular rights such as religious liberty, free speech, and LGBTQ rights and gender identity. Consideration will be given to the emerging post-secular era, in which the legitimacy of religion is reasserted in political discourse.

#### **LAW 562 COMPARATIVE LAW: JAPAN**

2 credits

This course introduces the comparative study of law through the study of Japanese Law. Japan is a leading trading partner with North Carolina. While there are many approaches to comparative legal studies, the approach used in this course compares legal cultures. As Peter de Cruz argues in his influential textbook, *Comparative Law in a Changing World*, there is a normative component to the study—that is, it is concerned not merely with laying two or more legal systems side-by-side and noting the differences, but also with making judgments about which legal system is better and developing criteria for making that assessment. This course will survey the Japanese legal system in comparison to the legal system of the United States. The Course will begin with a historical and cultural introduction to Japan. Particular topics will include Constitutional Law, Family Law, Corporate Law, Criminal Law, and Property. Japan offers many challenges. Its legal system incorporates ancient Chinese law, elements of 19th century German civil code, American law, and Commonwealth common law, particularly through Australia. Its legal system provides many opportunities for developing scholarly approaches to comparative legal studies.

#### **LAW 885 COMPUTATIONAL LAW (PREDICTIVE ANALYTICS AND LEGAL INNOVATION)**

2 Credits.

Oliver Wendell Holmes Jr. famously claimed that the task of the lawyer is to make predictions about how a court will rule, since it is characteristic of the work of lawyers to routinely make predictions regarding the prospects of litigation and the cost associated with it. Today, in the era of "Big Data" and ubiquitous computing, this function of the lawyer is being transformed by analytic techniques that make it possible to automate many aspects of legal analysis. This technology allows for the near instantaneous review of an enormous number of documents, including court filings and pleadings. Could analyses of data in "similar" cases improve the predictive abilities of the lawyer? Simply put, the answer is yes.

Quantitative predictive analysis already plays a significant role in certain practice areas, and this role is likely increase as greater access to appropriate legal data becomes available and computational power increases. This class explores the coming age of predictive analytics with the hope that law students will take heed and prepare for survival in the emerging innovative market. Simply put, most lawyers, law schools and law students will need do more to prepare for the data driven future of this industry.

RWE May be available.

**LAW 786 CONFLICT OF LAWS**

2 Credits.

The study of the applicability of the law of a particular state or nation to the resolution of controversies, including the territorial traditional approach to choice of law; modern approaches (significant contacts, governmental interest, etc.), with special emphasis on the Restatement 2<sup>nd</sup> of Conflict of Laws; consideration of constitutional limitations on choice of law; recognition and enforcement of judgments; and conflicts in the international setting. The course also focuses on the use of conflict issues in planning litigation strategies as well as providing a review of substantive areas such as torts, contracts, property and other courses, depending on coverage in any particular year.

**LAW 865 CONSTITUTIONAL LAW: CURRENT ISSUES SEMINAR**

2 Credits.

This is an advanced constitutional law seminar for students who have completed Constitutional Law I and II. This seminar examines current issues in constitutional law from legal, historical, and cultural perspectives. Topical coverage varies from year to year, but will include issues relating to constitutional interpretation, limited government, free speech, church and state, and the right to keep and bear arms. Reading materials for the first half of the semester will be assigned, and classes will involve discussion of these materials and their implications. Students will write papers on a constitutional topic and present those papers in class during the second half of the semester.

Prerequisite: Constitutional Law I and II

**LAW 807 CONSTITUTIONAL LITIGATION**

3 Credits.

This is an advanced constitutional law course focusing on one of the central ways in which constitutional claims are actually litigated—in lawsuits against state and local governments and their public officials. The bulk of the course addresses litigation under 42 U.S.C. § 1983, a Reconstruction-era civil rights statute that authorizes a cause of action against persons who violate constitutional rights “under color of” state law. Litigation under this statute runs the gamut from claims of police brutality and illegal conditions of confinement to suits brought by businesses and property owners challenging state and local regulations. Topics considered may include what it means to act “under of color” of state law, government liability for the acts of individual officials, remedies for constitutional violations, absolute and qualified immunities, procedural defenses, attorney’s fees, and similar issues.

Prerequisites: Constitutional Law I & II

**LAW 659 CONSTRUCTION LAW**

2 Credits.

This course focuses on the fundamentals of the construction industry and the common and statutory law that impacts it. It will include the study of contract formation, public and private project procurement, lien and bond claims, OSHA, construction defect claims, arbitration and other ADR, and insurance issues.

**LAW 784 COPYRIGHT LAW**

2 Credits.

This class examines the fundamentals of copyright law, including: What is copyrightable subject matter? How is ownership determined when employees or contractors or joint authors create works? What exclusive rights do owners retain? How is infringement determined? What are Fair Uses and other defenses? The cases we study will focus on music, movies, photography, art, video games, and the internet. The class meets once a week for two hours. The first 100 minutes is a faculty-led lecture of key lessons from that week's reading with a focus on how these lessons are applied in day-to-day practice. The last 20 minutes of each class features a guest lecturer, typically a general counsel from one of the local companies who speaks about their experience with copyright issues and their career path. Each week, one or more students are invited to join the professor and guest speaker for dinner and career mentoring. No prerequisite, but the Intellectual Property survey course may be a helpful introduction.

**LAW 667 CRIMINAL PROCEDURE ADJUDICATION**

2 Credits.

In this course, we will study the basic rules of criminal procedure, beginning with the institution of formal proceedings. We will cover issues involving right to counsel, prosecutorial discretion, the grand jury, the preliminary hearing, bail, criminal discovery, plea bargaining, guilty pleas, jury selection, double jeopardy, and criminal appeals.

**LAW 626 CRIMMIGRATION**

1 Credit.

Over the past few years, immigration law and criminal law have increasingly merged. This course will introduce students to the many issues at the intersection of immigration law and criminal law. "Crimmigration" is a new and growing area of law. The course will provide students with the knowledge necessary to recognize and analyze the potential immigration consequences of a variety of criminal charges, pleas, and convictions. The course will also put emphasis on the investigation and prosecution of criminal immigration offenses

No prerequisite, but prior or concurrent Immigration Law helpful.

**LAW 632 CURRENT APPELLATE ISSUES**

2 Credits.

Hone appellate advocacy skills with current appellate issues. The goal is for students to become familiar with various aspects of appellate practice including the methods of properly developing the record at all stages. The course will utilize current issues pending before the North Carolina Supreme Court and Court of Appeals. Assignments will involve oral presentations and short papers (no final exam).

**LAW 663 CURRENT TOPICS IN LEGAL ETHICS**

2 Credits.

Current Topics in Legal Ethics is a seminar-style course that provides students with a rigorous research and writing experience. The course also highlights ways in which lawyers as writers leverage current technologies to advance ideas and projects. The course is designed to allow students to communicate effectively within authentic genres, receive feedback, and revise communications, as well as develop advanced research and

writing habits. Genres include blogging, commenting, and presenting with auto-advancing PowerPoint slides. The culminating writing project is a piece of scholarly writing that conforms to the genre of an academic law review article and advances an original thesis. Students will build a collegial writing community through peer reviews and pre-emption checks. Enrollment is limited to fifteen students.

No prerequisite, but previous or concurrent Professional Responsibility course is useful.

## **LAW 628 E-DISCOVERY**

2 Credits.

The law of E-discovery is growing and changing as rapidly as technology. It is also a key component of nearly every case that enters the discovery phase in State or Federal courts. State Bar Ethics Committees are increasingly requiring attorneys to become and remain knowledgeable about both the law of E-discovery and the technology involved. This course will survey E-discovery law, including preservation duties, retention policies, spoliation, sanctions, document collection, review, production, and authentication. The course will also introduce students to certain emerging technology issues that are impacting E-discovery today, including cloud computing, international privacy laws and problems associated when clients collect, compile and utilize so-called "big data." Although the course will focus on civil cases, it will also deal with important topics arising in criminal cases, such as the proper discovery and use of social media.

The course will require students to complete two writing assignments: (1) a letter/memorandum to their client advising the client on preservation, document retention and spoliation issues; and (2) a brief in a motion to compel and for sanctions, which will also be orally argued by students.

Prerequisite: Prior or concurrent Trial Advocacy

## **LAW 752 EDUCATION LAW**

2 Credits.

This course will examine selected legal issues concerning public education, grades K-12. Topics will include affirmative action, search and seizure in the schools, First Amendment rights of students and teachers, student discipline, teacher tenure, religion and public schools, special education, sexual harassment, disability law, school funding, liability and related topics. The course also examines the multiple sources of law regulating the public school environment, from the United States Constitution to local school board policies. Particular attention will be addressed to cutting edge legal issues that can be high profile and controversial.

## **LAW 992 EMPLOYMENT DISCRIMINATION**

3 Credits.

This course will give you a hands-on approach to employment discrimination law from the view of those who litigate claims, as well as those who seek to prevent them. We will focus on Title VII of the 1964 Civil Rights Act (which prohibits discrimination on the basis of race, color, religion, sex, and national origin), the Age Discrimination Employment Act (ADEA), the Americans with Disabilities Act (ADA), the Equal Pay Act, and Section 1981 of the Civil Rights Act of 1866 (race discrimination). The course gives students the opportunity to think creatively and strategically when working on problems within this complex, evolving field of law.

**LAW 847      ENGLISH LEGAL SYSTEM**

2 Credits.

This course, with no pre-requisites, is a required course for all those who wish to pursue the LL.M. degree offered by Nottingham Law School at Nottingham Trent University, United Kingdom. This course is also an optional course for other students. The course will provide you with a practical working knowledge of the legal system of England and Wales and will include a study of the legislative, executive and judicial branches of government, the legal profession, sources of law and law reporting in England and Wales. You will also gain knowledge of the legal systems of some other jurisdictions that are based on English common law and where an English legal qualification can lead to admission to practice.

**LAW 718      ENVIRONMENTAL LAW**

3 Credits.

The course provides a survey of major federal environmental programs addressing pollution control and natural resource conservation, including the National Environmental Policy Act, the Endangered Species Act, the Clean Air Act, the Clean Water Act, and programs relating to the regulation and remediation of hazardous waste. In addition to these substantive areas, the course also introduces some of the various contexts in which environmental law arises in practice, including administrative processes, compliance counseling, litigation, and business transactions.

**LAW 891      EXTERNSHIPS I & II**

**LAW 892**      2 Credits.

Externship I (two credits) offers students the opportunity to gain real-world experience under the guidance of skilled attorneys and Campbell law faculty. This real-world experience provides context for students' academic training and helps prepare students to be practice-ready upon graduation. Externship I is open to students who have successfully completed 27 credit hours toward the J.D. degree and are in good academic standing. To participate, students must enroll in the class and secure an externship at an approved placement prior to the last day allowed to add/drop a class for the semester. To earn two academic credits, students must complete certain requirements, including: timely submit administrative paperwork; complete 120 hours of field work at the externship site during the academic semester in which they enroll; attend bi-weekly meetings with the Externship Director or designated Campbell Law supervisor; submit bi-weekly journal entries; submit a final time sheet; and submit a final reflective memo. This course is graded descriptively - Satisfactory Pass, Unsatisfactory Pass, or Unsatisfactory Fail.

Externship II (2 credits) is open to students who have successfully completed Externship I and are interested in pursuing a second externship placement of a different type. This course is also graded descriptively.

**LAW 750      FAMILY LAW**

3 Credits.

This course will examine the traditional body of law regarding the rights and duties of family members, as well as the legal and ethical questions posed to family relationships by societal change and technological advancement. Emphasis will be placed

on both practical and theoretical learning. Students will also study N.C. cases and statutes and will have an opportunity to prepare and discuss practical hypotheticals concerning divorce, equitable distribution, alimony, child custody and child support.

**LAW 730 FEDERAL CRIMES**

2 Credits.

This course surveys federal crimes and procedures. Specific crimes that are addressed include conspiracy, fraud, RICO, money laundering, public corruption, firearms, and drugs. Students will also become familiar with the utilization of the United States Sentencing Guidelines and with procedures utilized in federal criminal practice.

**LAW 563 FEDERAL INDIAN LAW**

2 credits.

This course will explore American law as it concerns Indigenous peoples and nations. The course will trace the historical development of the field as well as major contemporary issues. These include, but are not limited to, jurisdiction, gaming, family law issues, tribal law, and more. The course will also explore the relationship between the federal government, states, tribal nations, and individuals. By the end of the course students will have a truly unique perspective on American law, Native America, and exercise of authority in a colonial context.

**LAW 858 FINANCIAL ACCOUNTING FOR LAWYERS**

2 Credits.

A working knowledge of financial information and accounting principles is crucial to an attorney's practice in many areas of law. This course covers basic accounting terminology, interpretation and analysis of financial statements, and distinctions between audited and unaudited statements and their ramifications. A distinct portion of the course will be devoted to the valuation of ownership interests in family and closely-held businesses and professional practices and the resulting impact in instances of divorce, taxable estates, business sales, and corporate finance.

No prerequisite, but students with a certain number of undergraduate credits in accounting may be prohibited from registering for this course.

**LAW 588 FIREARMS LAW AND THE SECOND AMENDMENT**

2 Credits.

This course covers the origins of the right to arms, the history of firearms regulation, the meaning of the Second Amendment when ratified, the Supreme Court's early interpretation of the Second Amendment, modern federal gun control statutes, and the Supreme Court's affirmation of an individual right to bear arms in *Heller* and *McDonald*. It also examines application of the affirmed right to arms to state and federal laws regulating firearms post-*Heller* and the use of firearms for self-defense under state and federal law. The historical perspective on the right to arms informs both the *Heller* and *McDonald* decisions, as well as current firearms regulation issues left unanswered by *Heller*.

Prerequisite: Constitutional Law I

**LAW 777 FOUNDATIONS OF CRITICAL LEGAL THOUGHT, RESEARCH AND SCHOLARSHIP**

2 Credits.

This course is required for students who are interested in earning an LL.M. degree in Legal Practice from Nottingham Law School (Nottingham Trent University, United Kingdom). The course also is open to any other student who has satisfactorily completed the prerequisite courses. The course teaches students the fundamentals of scholarly research and writing, including advanced research strategies, methods of topic selection, organization, outlining, and the other mechanics of planning and writing a publishable article. Additionally, students will be introduced to a variety of analytical frameworks, including, but not limited to, theories of jurisprudence, sociology, philosophy, and other relevant areas. Students will learn how to use these frameworks to further develop their scholarly work.

Prerequisite: Advanced Legal Writing

## **LAW 782 GLOBAL CORPORATE COMPLIANCE**

2 Credits.

This course introduces compliance. It covers stakeholder identification and compliance in the areas of corporations, securities, banking, insurance, cross-border contracting, employment and labor, harassment, social responsibility, lawsuits in general, antitrust, commercial and IT from a compliance perspective. It also briefly treats compliance issues related to tax, environmental, healthcare, and products liability. As applicable, US laws will be compared and contrasted with the laws of other nations and any international treaties or legal regimes.

Prerequisite: Business Organizations

## **LAW 838 HEALTH LAW**

2 Credits.

Health Law is a course devoted to examining the law and policies governing the transactional aspects of the delivery of health care in the United States. We will discuss and explore federal and state laws, rules, and policies addressing the financing of public health care, regulation of private health insurance, structure and governance of health care enterprises, measures to prevent fraud and abuse, and anti-competitive activity.

## **LAW 986 IMMIGRATION LAW**

3 Credits.

This course involves an overview of immigration law, including an examination of the history of the field as well as an exploration of immigration policy in the United States. The course will examine the federal agencies that administer immigration laws, how the U.S. Constitution affects the federal government's decisions and the effect of the different states and municipalities in immigration-related matters. This course will have a very practical focus with an emphasis on what happens in practice every day, how a practitioner analyzes those issues, and how the practitioner can best represent their client.

## **LAW 714 INCOME TAXATION**

3 Credits.

A study of the fundamentals of federal income taxation, primarily as it relates to individuals. The major areas studied are: definition of gross income subject to taxation and exclusions therefrom; assignment of income; capital gains; business deductions; deductions in transactions entered into for profit; non-business deductions; installment

sales; and, non-recognition provisions.

**LAW 788 INSURANCE LAW**

2 Credits.

This course combines a theoretical and a practical examination of the current legal issues in insurance law, from the regulation of the business of insurance to the interpretation of the insurance contract. The course covers the basic issues that arise in all forms of insurance coverage, as well as unique issues relevant to property and life insurance. A significant portion of the course is devoted to liability insurance and its substantive and procedural application to tort litigation. The course assumes a satisfactory knowledge of contracts, torts and civil procedure.

**LAW 789 INTRODUCTION TO INTELLECTUAL PROPERTY**

3 Credits.

This course (a prerequisite to some other IP courses) introduces students to United States intellectual property laws: patent, copyright, trademark, and trade secret. The course is designed to be easily accessible to students with no background in technology or intellectual property law.

**LAW 850 INTERNATIONAL BUSINESS LITIGATION AND ARBITRATION**

2 Credits.

As our state's and nation's economies become increasingly global, so also does the scope of commercial litigation. This seminar seeks to equip lawyers engaged in civil and commercial litigation with the tools necessary to recognize, research and respond to international legal issues and to effectively pursue litigation and disputes across national borders. In this course, we examine treaties, statutes, rules and case law relevant to topics such as international jurisdiction, venue, service of process, transnational discovery, enforcement of judgments abroad, trial strategies and arbitration. Grading for this seminar is based upon class participation and a research paper.

**LAW 824 INTERNATIONAL BUSINESS TRANSACTIONS**

2 Credits.

This course focuses on the private law of international business transactions. It emphasizes the "documentary sale," which involves the exchange of letters of credit for bills of lading. It also considers various forms of doing business internationally - through agencies and distributorships, licensing agreements, franchising, joint ventures, and the establishment of branches or subsidiaries.

**LAW 848 INTERNATIONAL TRADE LAW**

2 Credits.

This course considers the public law regulating how nations treat the cross-border movements of goods, services, and capital (with emphasis on the rules established by the World Trade Organization and the federal legislation implementing those rules). It seeks to develop in the student a basic knowledge of these laws and some sophistication in understanding the economic policy norms that underwrite the system, and the major critiques of them.

**LAW 853 INTRODUCTION TO CLASS ACTIONS AND MULTI-DISTRICT LITIGATION**



2 Credits.

This course will focus on the practical application of complex class action and mass tort issues that arise in modern litigation. The overall focus of the course is on multi-party, multi-jurisdictional civil cases and how Courts and litigants deal with them. The course will focus on class actions, including the requirements for class certification, judicial review of class settlements, the impact of the Class Action Fairness Act on class action practice (CAFA), and recent appellate and Supreme Court decisions involving class actions and contracts for arbitration of disputes. Considerable time will also be spent on multi-district litigation (MDL) practice including, federal multi-district transfer and consolidation, the modern development of bellwether trials, the strategic choices available to lawyers handling complex cases, and the ethical issues and economic dynamics of settlement.

Course objectives include (1) learning the basic principles of complex litigation, including class actions and multi-district litigation practice; (2) begin learning to identify the issues in the complex legal scenarios that you will confront as a lawyer; (3) begin to understand how the procedural posture and other practical factors affect the Courts' decisions; (4) develop a better understanding of national and international litigation.

## **LAW 970 INTRODUCTION TO PUBLIC INTERNATIONAL LAW**

2 Credits.

Public International Law is the law between sovereign nations. It is composed of the laws, rules, and principles that deal with the conduct of nations. Public International Law is sometimes called the "law of nations" or just simply International Law. Nations have developed through treaties a system of international non-governmental organizations that facilitate relationships between nations at the regional and global level. These entities have administrative, judicial, and regulatory functions. Public International Law should not be confused with Private International Law, which is primarily concerned with the resolution of conflict of laws in the international setting, determining the law of which country is applicable to specific situations.

This course provides an introduction to concepts that are useful in International Business Transactions and National Security Law.

## **LAW 933 JUDICIAL PROCESS**

2 Credits.

This course considers nature and dimensions of law, scope of judicial lawmaking function under various theories about law, constraints on judicial lawmaking imposed by systemic policies or values, methods of judicial decision making, behavioral and empirical approaches to judicial process, psychological and cultural influences on decision making, the role of statutory construction, and justice function of courts. We briefly examine the structure of the North Carolina judicial system, methods of judicial selection, judicial ethics, and practical aspects of appellate advocacy. Reading assignments include writings of judges, scholars, and court opinions. Enrollment is limited.

## **LAW 607 JURY SELECTION**

1 Credit.

Many trial lawyers believe jury selection is the most important function of a trial. The class will discuss how to prepare for jury selection, demonstrations and participation.

The course is graded pass/fail and enrollment is limited to 25 students (with preference given to third-year students).

**LAW 567 JUVENILE ABUSE, NEGLECT AND DEPENDENCY LAW**

2 Credits.

This course is designed to be an introductory overview of juvenile abuse, neglect, and dependency law in North Carolina, including proceedings to terminate parental rights. The course will be taught with a focus on the practical knowledge needed to competently represent clients in this field. Students will not only be exposed to relevant statutory and appellate requirements, but will also learn how Indigent Defense Services, Department of Health and Human Services, Title IV-E, and other entities and laws apply to this complex area of law.

**LAW 855 LAW AND PUBLIC POLICY**

2 Credits.

It has been observed that “the judicialization of politics – the reliance on courts and judicial means for addressing core moral predicaments, public policy questions, and political controversies – is arguably one of the most significant phenomena of late 20<sup>th</sup> and early 21<sup>st</sup> century government.” This seminar examines North Carolina and Federal court cases which have shaped public policy and considers not only the policy issues presented by such cases, but also how judicial decision-making is impacted by public opinion, ideology, independence and judicial philosophy. Students have a voice in selecting the public policy topics to be studied, and the class benefits from lectures from guest experts. The seminar is one where debate and discourse are encouraged. The course grade is based primarily upon a research paper on a law and public policy topic chosen by the student.

**LAW 720 LAW PRACTICE MANAGEMENT**

2 Credits.

Law Practice Management is a limited enrollment seminar (enrollment is limited to 3L students) that focuses on the profession and the “business of law.” The course is designed to assist students in making the transition from law student to member of the firm. Topics covered in this seminar include, but are not limited to, the following: pursuit of a job as an associate; making wise initial decisions about your career; tips from established lawyers and lay persons about establishing good relationships within your firm and at the courthouse; obtaining and maintaining good clients; client intake and interviewing; client relations; marketing your services; establishing a good reputation in the legal and civic community; acquiring and maintaining good support personnel; team building, training and mentoring expectations; internal law office operations and management; computer technology; setting, charging and collecting fees; time keeping and billing; the billable hour; contingency fees; managing trust accounts; gender and diversity issues in firms; quality of life and risk management (avoiding malpractice claims). Classes are generally a combination of lectures and open forum discussions. Guest speakers include active practitioners from firms of all sizes, recognized experts in related fields, insurance carriers, etc. Final grades are determined by a combination of completion of the assigned project and class room participation.

**LAW 742 LOCAL GOVERNMENT LAW**

3 Credits.

This course provides an introduction to the organization and powers of local governments, the interaction between such governments and other governmental units in our federal system, and the relationships that local governments have with residents and outsiders. With over 89,000 local governments in the United States, almost 1,000 of which are located in North Carolina, this level of government plays an extensive and direct role in the lives of citizens and in the practice of many lawyers.

Specific topics will include theories of governmental power and its proper allocation, federalism issues, municipal formation, state-local relations, local service provision, public finance, and inter-local relations.

#### **LAW 649      MEDIATION ADVOCACY**

2 Credits.

This course covers the settlement of legal disputes through negotiation and mediation, which is how most legal disputes are resolved. Students will learn how attorneys depart from the advocacy practices of the courtroom and employ practices suitable for the settlement room. Students will examine the theoretical foundations for effective representation and then practice and develop relevant skills.

Students will first consider how to fashion appropriate negotiation approaches, and then how to enlist assistance from mediators and develop and implement tailor-made mediation representation plans. This course gives special attention to the choices attorneys weigh when representing clients throughout the negotiation and mediation processes.

Students will participate in negotiations, present opening statements, and take part in mock mediations. Written assignments may include the preparation of a position statement to provide to a mediator, a settlement agreement, a mediation representation plan, and a negotiation representation plan. Guest lecturers may include a plaintiff's attorney and a defense attorney, who will discuss the process of mediation advocacy from their perspectives—from first receiving a case through completion of a mediation conference.

This class is graded descriptively (Pass/Fail) with your grade based on participation and written assignments. There is no final exam.

#### **LAW 955      MOTOR VEHICLE LAW**

2 Credits.

This course is crucial for any student planning to prosecute or represent clients in North Carolina District Court in N.C. and before the Division of Motor Vehicles. The topics covered include the effect of convictions on regular and commercial driver's licenses, plea bargaining, and Prayers for Judgment Continued. This class also covers offenses involving impaired driving, breath and blood tests, limited driving privileges, and sentencing.

#### **LAW 571      NORTH CAROLINA CRIMINAL DEFENSE ADVOCACY I, II**

**LAW 572**      2 Credits each part.

This course is a two-semester course designed to: introduce law students to the criminal justice system; learn how to interact with opposing advocates; and prepare them for a career in criminal defense. Through weekly class sessions, practical exercises, and possible placements in public defender districts, students will be exposed to all

aspects of the defense function, to include interaction with the client, the investigation, arraignment, plea bargaining, discovery, motions, defenses, trial, and appeal. The first semester (Part I) will be comprised of different topics addressing the function and role of the defense attorney in the criminal justice system, as well as the practical application of criminal defense. Course instruction will be conducted by individuals with extensive experience in the criminal justice system. Coursework will be a combination of lecture, class participation, discussion, case law review, and practical application. In addition, course requirements will include regular readings, written submissions, discussion forum participation, and mock hearing performance. The second semester (Part II) will be a combination of class work, practical exercises and possible clinical work. The semester will be comprised of different topics addressing the practical application of criminal defense. Coursework will track the first semester's structure and requirements with a possible additional clinical element. **Taking either or both parts of this course in no way promises or guarantees the placement of students, as an intern, extern or any other type of position in a public defender's office or private law firm.**

Enrollment is limited.

Prerequisite: Part I (Criminal Procedure and Evidence highly recommended); Part II (Part I)

**LAW 840 NORTH CAROLINA PROSECUTION ADVOCACY I, II**  
**LAW 841 2 Credits each part.**

This course is designed for students interested in practicing criminal law, either as a prosecutor or as a defense attorney. The course will serve as an introduction for students to the criminal justice system, the professional interface with opposing advocates and to prosecutors and their work. As the complexity of criminal litigation increases, it is paramount that new attorneys become familiar with systematic approaches to criminal practice before their first day of practice. This course will look at the role of District Attorneys and will focus on practice through practical experience and the development of strong ethical standards.

The course is part of a two-semester curriculum. This first course will be taught in conjunction with the North Carolina Conference of District Attorneys from various criminal trial attorneys. Each week, students will be exposed to various aspects of the prosecution function in criminal trial practice, from investigation and charging decisions, through arraignment, plea bargaining, discovery, motions, trial and appeal.

The class work will be comprised of different topics addressing the function and role of the prosecutor in the criminal justice system and the practical application of criminal prosecution. Coursework will be a combination of lecture, class participation and discussion, case review and practical application. In addition, course requirements will include regular readings, written submissions, discussion forum participation and mock hearing performance. First semester coursework is equivalent to two credit hours that will be graded on a descriptive grading scale of pass/fail.

The second semester course (offered in the spring semester) will be a 2-credit course that will encompass both a weekly class as well as a clinical placement in prosecutorial districts. Students may elect to take the first semester course only but preference is given to students desiring to take both semester courses. (The first semester course is a prerequisite to the second semester course.)

Enrollment is limited.

Prerequisite: Part I (Criminal Procedure and Evidence highly recommended); Part II

(Part I)

**LAW 923 OLD KIVETT**

1 Credit.

This course teaches the nuts and bolts of writing an appellate brief and making an oral argument on appeal. The course is mandatory for anyone who wants to receive credit for participating in the Rick Lord Intramural Moot Court Competition.

**LAW 915 PANAMA STUDY AND SERVICE**

1 Credit.

The course is broken up into two components: (1) a classroom portion conducted primarily here at Campbell Law School, and (2) a travel portion in Panama during spring break (early march). The classroom portion will take place primarily before spring break once a week (two-hour blocks). Topics to be covered during the classroom portion include: Introduction to International law and Civil Law, Panamanian Law, History, and Political Structure, Adoption Law and Policy (national and international), Foster Care Law and Policy (national and international), Orphan Care Law and Policy (national and international), and Human Rights.

The travel will take place during spring break. Campbell University will purchase tickets for the group, and the group will travel together in Panama in a rented van. We will work closely with a Christian non-profit group advocating for orphan's rights, and we will likely visit orphanages, work on a construction site of a new orphanage, meet with the Panamanian government office responsible for orphans and adoptions, and tour the Panama Canal. The cost of the program is approximately \$1,500, with non-refundable deposits of \$250 due toward the end of November. Students will need a valid passport that expires no sooner than three months AFTER the trip (i.e., expires after June of the year of the trip).

Students often describe the experience as "life-changing."

**LAW 655 PATENT LAW**

3 Credits.

Patent Law provides students a generous evaluation of substantive patent law, including patent eligibility, conditions for ownership, infringement, litigation, and remedies. The course also introduces the concepts of patent prosecution and licensing.

Prerequisite: Intellectual Property

**LAW 656 PATENT PREPARATION AND PROSECUTION**

2 Credits. Planning course.

This course trains students in the practical procedure and related law involved in drafting and prosecuting a patent application before the U.S. Patent & Trademark Office (USPTO). Topics include: (a) conducting inventor interviews and other preparatory fact investigations; (b) drafting patent claims and their supporting disclosure; (c) responding to common rejections in office actions from the USPTO; and (d) a sampling of advanced topics such as appeals, patent-related opinion work, and international patent practice issues. The course prepares students to be ready to prepare and prosecute patent applications upon graduation. Although not intended as an equivalent to, or substitute for, a commercial patent bar preparation course, this course will greatly assist students planning to take the patent bar examination.

Prerequisite: Intellectual Property

**LAW 516 PLEA BARGAINING**

2 Credits.

This course covers the techniques of plea bargaining and legal and ethical considerations pertinent to the practice, including the law of sentencing (federal and state) and constitutional issues in connection with the prosecutor's charging decision, effective assistance of counsel, and due process requirements in entering a plea and in sentencing. The course aims to provide practical tutelage in plea bargaining, while at the same time giving students the opportunity to consider broader public-policy issues about the disposition of criminal cases through a plea.

**LAW 911 PRACTICING BEFORE THE NORTH CAROLINA CLERKS OF SUPERIOR COURT**

2 Credits.

This course introduces students to civil and estate actions that are heard by Clerks of Superior Court. Topics will include: the history of the office of the North Carolina Clerks of Superior Court; the type of proceedings conducted by the Clerk; preparing for hearings before a Clerk; when the Clerk is acting as a judge; appeals from a Clerk's order/judgment; and public records law, ethics, and *ex parte* communications.

The ultimate goal is for the students to learn the legal and practical skills to properly represent their clients in matters that are exclusively or primarily heard by the Clerk, recognizing and respecting the Office and authority of the Clerk.

Enrollment is limited to third-year law students.

Prerequisites: Evidence; Wills and Trusts

**LAW 803 PRETRIAL LITIGATION**

3 Credits.

This course is recommended to students interested in doing civil litigation or a small firm general practice (which will necessarily involve civil litigation). Students will study litigation planning, client interviewing, witness interviewing, legal investigation and case evaluation, pleadings, discovery, negotiation and settlement, jury focus groups, depositions, motions practice, ADR, Pretrial orders and jury selection. Students will perform some of these skills in simulated exercises and written assignments. Every student will conduct a deposition, argue a motion, prepare a Complaint, an Answer, Interrogatories, Requests for Admission and Request for Production of Documents.

No prerequisite, but prior or concurrent Evidence is helpful.

**LAW 901 PROGRAMMING FOR LAWYERS**

1 Credit

This descriptively-graded course introduces law students to the basics of computer programming with an overview of current coding practices and computer languages, such as Java Script. Students will engage in hand-on projects and create applications that they can use either on their own computers or on the web. Students will become acquainted with current tools and methodologies. They will use Github, cloud computing, project management, software testing and language-based development tools while learning underlying computer science concepts and the theory behind these tools. Students will need a lap top in class. Students with significant programming experience may not take this course.

**LAW 868 PUBLIC SCHOOL LAW LITIGATION SEMINAR**

2 Credits.

This seminar explores the development of the most significant public school law opinions of the century by examining the litigation process leading to those decisions. It focuses on understanding the complex means through which significant school litigation is born, evolves, gets resolved, and takes shape over time. Topics covered include: equality of opportunity, affirmative integration in public schools, gender in schools, freedom of expression (for both students and teachers), the constitutionally-permissible role of religion in public schools, and constitutional limits on searches of public school students, among other topics in litigation before the Supreme Court.

**LAW 883 RACE, JUSTICE AND AMERICAN LAW**

2 Credits.

Vast disparities with respect to race pervade every aspect of American society. This course will conduct an examination of the role race and discrimination against African Americans have played in the landscape of American law and history. The course will also analyze the criminal justice system, focusing on the current legal crisis of mass incarceration.

No prerequisite, but prior or concurrent Criminal Procedure and Constitutional Law II are highly recommended.

**LAW 798 REAL ESTATE FINANCE**

3 Credits.

Real Estate Finance is a course about transactions involving real property and security interests in real property. This course offers students the opportunity to learn practical skills in the buying, selling and investing of real estate and representing clients involved in such transactions. The course is being taught by a current North Carolina Court of Appeals judge, who also holds a real estate broker's license and has worked as a real estate loan officer and has been personally involved in real estate transactions. There will be no final exam in the class. Rather, grading will be based on papers and one or more in-class tests.

The subject matter is principally focused upon residential and simple commercial real estate dealings, with an emphasis on North Carolina law. The course considers the roles and responsibilities of professionals in the typical real estate transaction, including brokers, lenders and lawyers, whose conduct may be regulated by statute as well as by rules of professional responsibility, and also examines the conduct and legal obligations of buyers and sellers. Among the substantive topics which may be covered are the contractual and statutory requirements of listing agreements, purchase contracts, transfers of encumbered real property, deeds of trust, promissory notes and guaranty agreements; with particular emphasis upon remedies of secured creditors, including foreclosure and deficiency judgments.

**LAW 787 REMEDIES**

3 Credits.

The remedy is the ultimate objective of any lawsuit. In this course, students will delve into the legal, equitable, procedural, and practical considerations that help determine 1- what a claimant is entitled to, from whom, when, and why, and 2- how to

develop litigation strategies to achieve specific client objectives in the context of private disputes, as well as disputes involving governmental entities and social justice issues. Topics covered will include: general principles governing the various types of damages and the measure of damages; the different forms of injunctive relief; unjust enrichment and restitution; and punitive damages and attorneys' fees.

## **LAW 623 RESTORATIVE JUSTICE CLINIC**

3 Credits. *Enrollment limited to 18 students.*

The Restorative Justice Clinic will expose students to the emerging theory of Restorative Justice by asking and answering one basic question. When someone offends against another person, what does justice require? Students will approach these questions in two basic learning environments, classroom and clinic. Classroom learning will be largely experiential and will include visits to juvenile court, meetings with criminal justice professionals, classroom speakers who have been effected by crime, out of class field trips to youth facilities, use of Restorative methods in the classroom and academic exercises designed to teach about the current criminal legal system and the theory of Restorative Justice.

Throughout the semester, you will serve as facilitators in live cases which are referred from juvenile court and local schools. Students will work with the professor in live cases using the theory of Restorative Justice and the models of victim/offender dialogue and circles until they become competent to begin working in teams of two without direct supervision of the professor. Students will always preview and review cases with the professor and with each other throughout the semester. Because most of the work load for the clinic comes from local schools and these cases are most effectively facilitated in the morning, students should have at least one free morning in their overall schedules. Students will become competent in all aspects of restorative justice including; intake, interviewing, issue spotting, probative questioning, identification of harm, resolution and agreement drafting. As opportunity arises, some students will have the opportunity to work with the professor in cases of severe violence which will include inmate visits and visits with victims and survivors of violent crime and will have the opportunity to participate with the professor in circles within the North Carolina and Federal prison systems.

This course will be graded using the descriptive grading system. Activities you will be expected to complete include the following:

- Regular in-class and out-of-class attendance and participation,
- Completion of reading and other written and oral assignments,
- Participation in several off-campus field trips, and
- Observation and participation in live mediation meetings and circles.

Please contact Professor Powell with any questions pertaining to signing up for this clinical opportunity.

## **LAW 781 SECURITIES REGULATION**

2 Credits.

This course is an introductory, practical survey of the regulation of securities distributions and public companies. Topics covered include the definition of "security," public company and transactional disclosure obligations, and securities fraud prohibitions. We'll examine the practical and real-world handling of the disclosure and registration obligations governing public offerings of securities and trading in the capital



markets. We will also identify, examine and understand the most commonly used exemptions from registration for private placements of securities and other offerings. This course includes case law, balanced with practical sessions during which students will review and discuss (in a mock-law firm setting) actual disclosure documents and will engage in problem-solving exercises.

No prerequisite, but Business Organizations highly recommended.

#### **LAW 550      SELECTED TOPICS IN CONTRACTS**

2 Credits

This course will begin with a brief review of foundational contract doctrines and then delve deeply into topics that are significant to the legal practitioner including remedies, performance, conditions, breach, mistake, impracticability, frustration of purpose, and third-party rights. The primary textbook will be Farnsworth, with additional materials supplied by the instructor. The course will emphasize problem-solving and include drafting and collaborative exercises; there will be a final exam.

#### **LAW 980L    SENIOR LAW CLINIC**

3 Credits

Working under the supervision of the clinical director, students provide consultative, transactional and advocacy legal services on matters of importance to senior citizens with modest incomes in the Raleigh area. Students enrolled in the clinic learn how to practice law by dividing their time between group meetings (i.e., classes), scheduled hours staffing the clinic office and related activities outside of the office. Time spent staffing the clinic office is devoted to meeting with clients, case planning, investigation, legal research, document preparation, preparing for negotiations or hearings (in some cases), case management, meeting with the clinic director and similar work. Students learn how to develop and maintain an effective attorney-client relationship and how to plan and manage their cases. Skills and judgment are taught in the clinic which operates to a large extent like a law firm. Group meetings will cover individual case reviews, lawyer processes/skills/ethics, some substantive law, *et al.* This course will be graded using descriptive grading. There is no final exam. For additional information, see the description of the Senior Law Clinic under Academics and Clinical Programs and the clinic's brochure.

#### **LAW 664      SPECIAL EDUCATION LAW**

2 Credits.

This seminar examines the law impacting the education of children with disabilities. It begins with a consideration of the history of education for children with disabilities and the purposes underlying the Individuals with Disabilities Education Act. It focuses on the statutory and regulatory framework established in the IDEA with some consideration of Section 504 of the Rehabilitation Act and the Americans with Disabilities Act. Topics covered include: the process for identifying and evaluating students with disabilities, the scope of special education services, the concept of appropriate education, the right to the "least restrictive environment," placement issues, discipline of students with disabilities, and current topics in Supreme Court litigation impacting children with disabilities.

#### **LAW 910      START YOUR OWN LAW FIRM**

2 Credits.

This seminar (limited to twenty third-year students in good academic standing) focuses on the profession and the “business of law” for start-up law firms. The course is designed to assist students in making the transition from law student to legal professional and small business owner of a solo or small law firm.

Topics covered in this seminar include, but are not limited to, the following: attracting and maintaining good clients; client intake and interviewing; client relations; marketing your legal services; establishing a good reputation in the legal and civic community; acquiring and maintaining good support personnel; team building, training and mentoring expectations; internal law office operations and management; computer technology; social media protocol; setting, charging and collecting fees; time keeping and billing; the billable hour; contingency fees; managing trust accounts; and quality of life and risk management (avoiding malpractice claims). Students will develop a business plan suitable for obtaining financing, setting goals, providing direction, and integrating their personal, professional, and institutional philosophy into their practices. Students will be exposed to a variety of practice decisions, approaches, and resources through reading assignments, instructor and guest lectures, class participation, small group collaboration, and written assignments.

Classes are generally a combination of lectures and open forum discussions. Guest speakers include active solo practitioners, business professionals, and recognized experts in related fields.

Final grades are determined by a combination of completion of a business plan, class participation, and written assignments.

#### **LAW 637 STATE CONSTITUTIONAL LAW**

2 Credits.

This course is a study of the nature and role of state constitutions in our system of jurisprudence. Primarily through the lens of the North Carolina Constitution, we will examine the state constitution from its origin to its latest interpretation, how it interacts with federal law, and the recent proliferation of state constitutional litigation. Students will complete four short papers (five pages or less) and engage in oral arguments. There will be no final exam.

#### **LAW 778 TRADEMARK AND UNFAIR COMPETITION LAW**

3 Credits.

This course provides an in-depth look at U.S. trademark law and introduces students to unfair competition law. We will explore common law foundations and the federal statutory framework for establishing, enforcing, and maintaining trademark rights in the context of both trademark prosecution and trademark and unfair competition litigation. The course also introduces the concepts of rights of publicity and false advertising.

Prerequisite: None; however, students will benefit from having taken Intellectual Property and enrollees who have not done so may be required to complete a brief pre-semester reading for foundational grounding.

#### **LAW 769 TRADITIONAL AND SOCIAL MEDIA LAW PROBLEMS AND SOLUTIONS**

2 Credits.

This course provides students with an in-depth look at the law as it relates to

both traditional and new media, with an emphasis on problem-solving skills. Coverage includes counseling clients on first amendment and intellectual property issues, privacy and defamation issues, terms of use and other digital contracting issues.

**LAW 859      WORKERS' COMPENSATION LAW AND PRACTICE**

2 Credits.

Workers' Compensation Law and Practice is a one-semester, two-credit-hour class. After successfully completing the course, students will (i) understand the purposes and law of Workers' Compensation systems generally; (ii) focus their understanding of Workers' Compensation Law through examination of North Carolina Workers' Compensation statutes and cases interpreting them; (iii) learn how to analyze Workers' Compensation cases for ways to advise clients on their rights and to represent them at mediation and hearings before the Industrial Commission; (iv) apply their knowledge through practical in-class exercises dealing with Workers' Compensation scenarios; and (v) learn about and appreciate the role of a practicing attorney in providing excellent customer service for developing and retaining clients.

**LAW 940      WORKPLACE LAW**

3 Credits.

Workplace Law is survey course that covers a wide variety of topics related to the relationship between employees and their employers. This rapidly growing area of the law includes legal regulation of the hiring and firing of employees, tort and contract erosions of the at-will doctrine, privacy issues, the use of social media, covenants not to compete, wage and hour laws, workers compensation, and other related topics. This course is problem based and designed to prepare graduates to serve in a variety of employment law positions. Employment law specialists work in plaintiff firms, defense firms, as government attorneys, and as in-house counsel. This course also is appropriate for those interested in serving in personnel or HR departments in companies and government agencies.