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THE HASTINGS CURRICULUM

INTRODUCTION

This catalog contains descriptions of courses, seminars and clinics that will be offered in 2015-2016. Please see the Course Schedule for the most current listing of the particular courses available each semester, along with their specific times, rooms and instructors on the Hastings website.

When planning your personal curriculum, keep in mind that you must complete 86 units and six semesters in residence, pass all required courses, and earn a cumulative grade point average of at least a 2.0 in order to receive a Juris Doctor degree conferred by the Regents of the University of California.

Information regarding the number of units a student can be enrolled in each semester can be found in the Academic Regulations and Other Rules Applicable to Students.

AN OVERVIEW

The practice of law is virtually unlimited in its breadth and diversity. The Hastings curriculum responds to that diversity by offering a large number of courses, including those that are fundamental to all forms of practice as well as those that reflect increased specialization. The first-year curriculum incorporates the fundamental courses best suited for introductory purposes. Other important "core" courses include: Constitutional Law, Corporations, Criminal Procedure, Evidence, Federal Income Taxation, Professional Responsibility, and Wills & Trusts. Students enroll in these courses during their second and third years. Other specialized courses are taken during the second and third years. Please note that prerequisites have been established for many specialized courses. Accordingly, you should plan your schedule carefully to achieve an appropriate sequence and allow for the optimum selection of courses.

CHOOSING PARTICULAR COURSES

Your goal in planning a class schedule should be to select a combination of courses that will provide insight into several areas of substantive law, advocacy, and research. No single field of law can be understood or practiced to the exclusion of all others. Thus, even though you may intend to specialize in a particular field, you should make additional selections outside that field to acquire the breadth of knowledge and variety of skills needed for effective representation of your clients. For example, a student interested in general private practice may

wish to become familiar with subjects as diverse as administrative law, federal jurisdiction, family law, selected aspects of commercial and corporate law, taxation, criminal procedure, wills and trusts, consumer protection, and real property security. Further, nearly all students should plan to take some courses that provide training in advocacy skills, even if they do not intend to pursue a litigation career, since those basic skills apply to many of a lawyer's functions. Much of the practice of law involves the important tasks of research and counseling, skills that are of equal applicability in any type of legal career. Courses that study those skills therefore are particularly pertinent.

The perfect combination of substantive courses is not easily predicted; students who plan on a particular career while in law school frequently later find themselves deeply involved in fields they once considered remote. Thus, criminal law practitioners are likely to find that their cases involve problems of tax law and accounting, while corporate lawyers may find a need for knowledge of fields such as labor, antitrust, legislation, and administrative law. These unforeseen changes in career plans reinforce the need to acquire an education that spans many areas and provides a basis on which to practice in a variety of circumstances.

Bar examination requirements are described in a separate heading at the back of this book. As discussed there, designation of a course as "required by the bar" does not mandate you take it; however, many bar requirements duplicate the second-year "core" courses, and others may be desirable on their own merits. You must decide which courses best fit your long range career plans and the general goal of a broad education.

CHANGING YOUR MIND

A common experience among law students is that a significant change in their perceptions of law practice will occur sometime in the first two years of school. Students enter law school with varied—and sometimes inaccurate—impressions of the law, and later find that their perceptions of the content and work setting of various fields have been substantially influenced by course work and faculty members. Many students discover new areas of interest, which may displace other areas in which they previously had expected to be interested. Exposure to types of practice is affected further by placement interviews, externships and clinical placements, and part-time employment. Finally, interest in various types of work settings also is affected by each student's relative success in particular types of substantive

courses, research experiences, and advocacy training. Don't let this distress you. You should expect that your career plans may shift, sometimes dramatically, before graduation. You should try to maintain considerable breadth among the courses you choose, both to maximize the opportunity for change and broader exposure, and to explore specialized areas as your interests develop.

NARROWING THE CHOICES

Your greatest problem in planning your personal curriculum will be to reduce the number of courses to a feasible workload. Information on elective courses is set out under separate headings. Looking at those materials as they relate to the areas of study and practice described in the back of this catalog may provide some insights for that process.

AMERICANS WITH DISABILITIES ACT (ADA)

Hastings is obligated to comply with Title II of the Americans With Disabilities Act (ADA), Section 504 of the Rehabilitation Act of 1973 (Section 504) and other federal and state laws and regulations pertaining to persons with disabilities. The College Disabled Student Initiated Grievance Procedure may be used to address disputes concerning the accommodations process and other forms of discrimination based on disability, alleged to have occurred in any College program or activity. To obtain a copy of the grievance procedure or for more information regarding the procedure, please contact The Office of Student Services, (415) 565-4876, or the College's ADA/Section 504 Coordinator, Marie Hairston, (415) 581-8868.

FIRST YEAR CURRICULUM

The first year curriculum offers the foundation for future legal study; over the first year, students gain the breadth of knowledge and key lawyering skills necessary for any type of legal career. This initial framework of knowledge and analytical skills is essential groundwork for the well-educated lawyer.

The entering class is divided into sections that remain together throughout the first year. All first-year sections follow the same curriculum consisting of the following 31 units: Civil Procedure, Constitutional Law, Contracts, Criminal Law, Legal Writing & Research, Moot Court or Legal Analysis, Property, Torts, and a statutory course.

CIVIL PROCEDURE I (4 UNITS) – FALL – (LAW*105)

Civil Procedure I explores civil litigation from the inception of a suit through trial and appeal. This course typically considers service of process, pleadings, discovery, pretrial, trial itself (with or without a jury), appellate review and preclusion. This course will also introduce personal and subject matter jurisdiction, and the "Erie Problem".

CONSTITUTIONAL LAW I (3 UNITS) – SPRING – (LAW*120)

Constitutional Law I introduces and examines the structural provisions of the Constitution of the United States. The course focuses particularly on the provisions of the original Constitution, while later courses in Constitutional Law examine the rights-granting provisions of the Constitution, including especially the Bill of Rights and the Fourteenth Amendment. Topics covered in this course include judicial review and limits on judicial power, federalism and the powers of Congress, the dormant commerce clause, and the separation of powers.

CONTRACTS I (4 UNITS) – FALL – (LAW*110)

This course introduces and explores the function of contracts in a free enterprise economy. It covers the evolution and application of common law doctrines and, where applicable, those provisions of the Uniform Commercial Code governing the contracts process, including mutual assent, consideration, reliance, conditions, interpretation of contract language, performance and breach, remedies, impossibility and frustration, beneficiaries, and assignments.

CRIMINAL LAW (4 UNITS) – FALL/SPRING – (LAW*115)

The purpose of this course is to introduce the principles and objectives of the criminal law and to explore its utility and limitations as a means of social control. The course covers general common law elements and principles, including *actus reus* and *mens rea*; general defenses, including insanity, ignorance and mistake, duress, self-defense, defense of others and of property, necessity, and entrapment; the criminal capacity of children and of corporations; theories of liability for various parties to crime; and vicarious strict liability. The focus is on the major common law felonies of theft, homicide, and rape; the inchoate offenses of conspiracy, attempt and incitement; and modern extensions of criminal liability by legislation.

LEGAL ANALYSIS (FIRST YEAR) (2 UNITS) – SPRING – (LAW*141)

Students who wish to enroll in Legal Analysis should place themselves on the waitlist and email the Associate Academic Dean a short paragraph explaining your reasons for wanting to take the course.

Permission to enroll will be at the discretion of the Associate Academic Dean and will be based upon a number of factors including academic need, past academic performance and section capacity. Students are not processed from the waitlist in the order in which they sign up. Final enrollment will be determined prior to the end of add/drop. Registration limited to JD students.

This course will develop and refine legal writing and analytical skills that are necessary for solving problems across the curriculum. These skills include, in part, the ability to understand, organize, and apply the law to fact patterns. The class will explore methods to brief, outline, and write exams in various substantive law contexts drawn from first year courses. The students will develop skills in fact discrimination and analysis, issue spotting, rule analysis, rule application and argumentation, organization, and use of precise and concise language. Statutory interpretation will be explored. Weekly writing assignments and in-class written exercises assist students to develop an effective and consistent approach for solving legal problems.

LEGAL WRITING & RESEARCH (3 UNITS) – FALL – (LAW*131)

This course, taught by practicing attorneys and student teaching assistants, emphasizes clear, precise writing and reasoning. Subjects covered include library skills, state and federal research, development of research strategies, citation format, and presentation of legal information.

This course is a pre-requisite for Moot Court.

MOOT COURT (2 UNITS) – SPRING – (LAW*970)

Prerequisite: Legal Writing & Research
This course will be taught during the spring semester of the first year for those not taking Legal Analysis; for those taking Legal Analysis, Moot Court must be taken during the spring semester of the second year. This course, taught by practicing attorneys and student members of the Moot Court Board, introduces written and oral appellate advocacy. Moot Court topics are chosen from real cases pending

before an appellate or supreme court. Students research the law and write an appellate brief on behalf of one of the parties, complete a videotaped practice of their oral argument, and perform a formal oral argument before a three-panel judge.

PROPERTY (4 UNITS) – FALL/SPRING – (LAW*125)

This course introduces and examines concepts of property ownership, possession, and transfer. It includes acquisition and protection of personal property; estates in land including present, concurrent, and future interests; leasehold estates; easements, covenants, and private controls of land use; some aspects of real property transfers, including deeds, descriptions, recording and priority, and the real estate contract; and an introductory treatment of nuisance, zoning and other public controls of land use.

TORTS (4 UNITS) – FALL/SPRING – (LAW*130)

This course examines the body of law directed toward the compensation of individuals for injuries to their protected legal interests. It includes liability for negligence and for intentional interference with person or property, and liability without fault (“strict liability”). Covered are doctrines including duty, breach of duty, causation, damages, and defenses. Other issues covered may include nuisance, misrepresentation, defamation, and alternative compensation schemes.

STATUTORY COURSES (3 UNITS)

An unusual aspect of Hastings’ first year curriculum is the Statutory Elective. The purpose of the elective program is to introduce students to an area of law that is dominated by complex regulatory statutes, which in turn are administered primarily by regulatory agencies. The current statutory offerings are Domestic Violence Law, Education Law, Employment Discrimination, Environmental Law, Federal Income Taxation, Immigration Law, and Intellectual Property Law. In addition to their focus on the substantive law in these areas, first year electives are designed to expose students to important topics of contemporary law, such as the drafting and enactment of statutes, agency interpretation and implementation of statutes and regulations, judicial review of agency actions, principles of deference, and an introduction to the separation of powers doctrine and related aspects of constitutional law.

The statutory courses are offered during the spring semester. Enrollment in the individual courses is

conducted during the fall semester.

Domestic Violence Law – Spring – (LAW*179)

This course explores the legal regulation of domestic violence through the lens of statutory interpretation. Because there was no common law crime of domestic violence, our current legal response to domestic violence consists of a comprehensive statutory scheme – on both the state and federal levels – that focuses on a broad spectrum of criminal and civil law issues. These state and federal statutes present abundant opportunities for first-year students to develop competence in statutory analysis and interpretation.

Employment Discrimination Law – Spring – (LAW*180)

This course examines the major federal statutes that prohibit employment discrimination – including Title VII of the Civil Rights Act of 1964, the Equal Pay Act, the Americans with Disabilities Act, and the Age Discrimination in Employment Act – and the various entities and mechanisms involved in their enforcement. The course will cover the legal theories and remedies available for employment discrimination claims, as well as the interplay between legislative, judicial, and administrative actors in the development of anti-discrimination law. Areas of focus will include statutory drafting, judicial interpretation of statutory terms, procedural regulations and guidance, and administrative exhaustion.

This course counts as a qualifying elective for the Social Justice Lawyering Concentrations area.

Environmental Law – Spring – (LAW*181)

This course includes an introduction to administrative law and judicial review of agency action (standing, private rights of action, substantive standards of judicial review and principles of statutory interpretation), an intensive study of complex regulatory and resource management statutes (e.g., the National Environmental Policy Act, the Clean Water Act, and the Endangered Species Act), federal/state relations, and alternative approaches to pollution control and management of natural resources.

This course counts as a qualifying elective for the Social Justice Lawyering Concentrations area.

Federal Income Taxation – Spring – (LAW*182)

The basic income tax course lends itself to the assemblage of 12-15 discrete problems, each requiring interpretation of a complex statute but

dealing with issues sounding in common experience, such as employee fringe benefits, charitable contributions, interest deductions, casualty losses, spousal and child support arrangements, business expense deductions, sale of a personal residence, disposition of commercial real estate, and the tax treatment of other investment transactions. These topics can be studied with near-exclusive reference to statutory, legislative history, and administrative materials.

This course counts as a requirement for the Taxation Concentrations area.

Intellectual Property – Spring – (LAW*178)

This course introduces first-year students to the major Federal intellectual property regimes – patent, copyright, and trademark – through the lens of statutory interpretation and administrative agency action. For each regime, the course is structured around (1) The statutory boundaries of each regime – the subject matter Congress has declared eligible and ineligible for intellectual property protection; (2) The process of obtaining rights – the statutory requirements for protection, and (3) The process of enforcing rights – the statutory definitions of and exceptions to infringement. For each segment, the course considers the interaction between the prospective rights-holder and the administrative agency in question, and the division of responsibility between court and agency in defining the law. A student who completes this course may not enroll in the upper-division Intellectual Property survey course.

Statutes, Regulation, and Interpretation – Spring – (LAW*184)

This course aims to introduce students to basic principles of legislative drafting, the legislative process, judicial interpretation of legislation, and agency implementation of legislation. The course covers separation of powers principles, potential delegation issues, and provides a framework for students to appreciate the centrality of the administrative state in the design of our legal system. Although no “substantive” area of law is the sole focus of this statutory elective, the tools students will learn in the course will have wide application in their academic and professional lives.

This course is not a prerequisite for the Legislation Clinic. Prior enrollment in the upper division Legislative Process course is required for the Legislation Clinic.

This course does not count as a qualifying elective

for the Social Justice Lawyering Concentrations area.

UPPER CLASS CONCENTRATIONS

Hastings offers nine upper class concentrations. The eight areas of concentrated study are: Civil Litigation and Dispute Resolution, Criminal Law, Environmental Law, Government Law, Intellectual Property, International and Comparative Law, Law and Health Sciences, Social Justice Lawyering, and Taxation. The purpose of the upper class concentration program is to permit students to focus their studies in an integrated manner. The faculty designated these nine areas based on student interest and faculty resources and expertise.

The courses that comprise each of the areas of concentration are set forth below. In addition, with the permission of the advisor for the particular area of concentration and if consistent with the Academic Regulations, students may receive unit credit toward fulfillment of the concentration for relevant classes taken at another law school or as part of an approved joint degree program. Moreover, with the approval of the faculty advisor, students may receive unit credit toward fulfillment of the concentration requirement for relevant independent studies, law journal writing, and interscholastic moot court competitions sponsored by the College.

The Records Office will maintain a list of the advisors for each of the fields of concentrated study, as well as an enrollment form for participation in the program.

CIVIL LITIGATION AND DISPUTE RESOLUTION

Hastings has long enjoyed a particularly strong reputation for scholarship and training in the civil litigation and alternative dispute resolution fields. The Civil Litigation and Dispute Resolution Concentration offers students a chance to focus their studies in this area with an eye towards joining fellow alumni who rank among the most successful judges, litigators and mediators in the nation.

The concentration's requirements include core courses, participation in a clinical program, judicial externship or advanced trial advocacy, and exposure to alternative dispute resolution. Students must also complete at least three electives from the breadth of relevant courses the Hastings faculty has approved for the concentration. The concentration provides the general litigation and dispute resolution skills and knowledge required in practice, as well as opportunities to apply classroom learning in simulated and real-world environments. The electives allow students to focus on areas of law corresponding

to their individual interest and desired blend of theory and practice.

Perhaps the most important requirement is the capstone Civil Litigation and Dispute Resolution Concentration Seminar, which must be taken in the fall of the student's third year of law school. The seminar fosters a sense of community among students with a shared interest in civil litigation and dispute resolution, and between concentrators and faculty and others engaged in research and practice in the civil litigation and dispute resolution fields.

Advisor: Professor Scott Dodson

Total Units Required: 22

Required Courses [not fewer than 14 units]

Civil Litigation Concentration Seminar (2)

Civil Procedure II (3)

Evidence (3 or 4)

Trial Advocacy I (2) or Trial Advocacy (Intensive) (4)

—and one course from each of the following two groups:

Alternative Dispute Resolution courses:

Alternative Dispute Resolution courses:

Arbitration (2)

Alternative Dispute Resolution Seminar (2)

Negotiation & Mediation: Process & Practice (4)

Negotiation & Settlement (2)

Advanced Advocacy/Clinical courses:

ADR Externship (5-6)

Civil Justice Clinic (Individual) (8)

Civil Justice Clinic (Mediation) (6)

Environmental Law Clinic (8)

Immigrants' Rights Clinic (6)

Judicial Externship (6 or more)

Trial Advocacy II (2 or 3)

Qualifying Electives [not fewer than 3 courses and not fewer than 8 units]

Administrative Law (3)

Advanced Alternative Dispute Resolution: Conflict,

Emotion, Mindfulness, and "Lie Detection" Seminar

Advanced Evidence Seminar (2)

Advanced Legal Research (3)

Advanced Negotiation: Art of the Deal (2 or 3)

Advanced Negotiation: Multi-Party, Multi-Issue &

Group Processes (4)

Appellate Advocacy (2)

Bankruptcy & Creditors' Remedies (3)

California Appellate Process (3)

California Civil Procedure (2 or 3)

Civil Rights Law (3)

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Class Actions Seminar (2)
Comparative Civil Justice Seminar (2)
Complex Litigation (3)
Consumer Transactions (3)
Disability Law (2)
Dispute Systems Design (2)
Domestic Violence Law (3)
E-Discovery (2)
Effective Representation in Mediation (1)
Empirical Research & the Civil Rulemaking Process Seminar (2)
Employment Discrimination (3)
Facilitation for Attorneys (1)
Federal Courts (3)
Federal Income Taxation (3 or 4)
Federal Pretrial Litigation (2)
Financial Basics for Lawyers (2)
Insurance (2 or 3)
Intellectual Property Under State Law: Trade Secrets & Employee Mobility (2)
International Negotiations Dispute Seminar (2)
Judicial Elections & the Role of the Judiciary in American Democracy (2)
Judicial Externship (maximum of 3 units count as elective; may not be used as elective if used as required course)
Judicial Process Seminar (2)
Judicial Settlement Conf. (1)
Legal Ethics: Practice of Law (3)
Litigating Class Action Employment (2)
Mass Justice Seminar (2)
Mediation (3)
Patent Litigation (2)
Personal Injury Litigation (2)
Pre-Trial Practice (2)
Problem Solving & Professional Judgment in Practice (3)
Remedies (3)
Roles & Ethics in Practice (4)
Science in Law Seminar (2)
Scientific Method for Lawyers (3)
Tax Procedure (3)
Trial Objections (2)

[Additional courses from required lists I and II may count as electives with the permission of the concentration advisor.]

CRIMINAL LAW

The criminal law concentration is designed to help students prepare for criminal law practice by providing a broad and integrated curriculum of theory, doctrine, and practice. All students must take the building blocks of the curriculum, Criminal Law and Evidence. Students are then given an opportunity to apply their knowledge in a clinic or the Legal

Externship Program and Fieldwork that provides work in a criminal law clinical or field setting. Finally, students select from an array of electives and participate in the Criminal Law & Theory Concentration Seminar where they delve into cutting edge issues facing today's criminal lawyer. Please note that the required Concentration Seminar may be offered in only the Fall or Spring semester; students should plan accordingly.

Advisors: Professors Kate Bloch, Rory Little and Aaron Rappaport

TOTAL UNITS REQUIRED: 22

A. Required Courses (11-12 units)

Criminal Procedure (3 or 4)
Evidence (3 or 4)
A clinic or the Legal Externship Program and Fieldwork that provides work in a criminal law clinical or field setting (2 or more units)
Criminal Law & Theory Concentration Seminar (2)

B. Qualifying Electives (10-11 units, and not fewer than 4 courses)

Advanced Criminal Law Seminar: Issues in Criminal Defense (2)
California Appellate Process (3)
Capital Punishment Seminar (2)
Child Maltreatment in Context: Seminar (2)
Comparative Criminal Justice Seminar (2)
Corrections and Criminal Justice: Legal Policy, Practice and Reform Seminar (2)
Criminal Practice Clinic (counts as two courses toward the concentration requirement)
Criminal Procedure: Adjudicative Process (3)
Criminal Punishment Seminar (2)
Comparative Criminal Justice Seminar (2)
Domestic Violence (3)
Federal Criminal Law (3)
Forensic Evidence Seminar (2)
Judicial Externship (applicable to the concentration if the externship involves criminal issues to a substantial degree)
International Criminal Law (3)
International War Crimes Prosecution Seminar (2)
Jurisprudence (2)
Jury Instructions Seminar (2)
Juvenile Justice Seminar (2)
Law and Morality Seminar (2)
Law, Psychiatry, and Mental Health System (2)
Legal Interpretation: The Language of Jury Instructions (2)
Legislation Clinic (applicable to the concentration if the clinic involves criminal issues to a substantial degree)
Local Government Law (applicable to the

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concentration if the clinic assignment involves criminal issues to a substantial degree)

Post-Conviction Remedies (2)

Prosecuting International Price-Fixing Cartels Seminar (2)

Race, Racism, and American Law (3)

Roles and Ethics in Practice (4)

Scientific Method for Lawyers (3)

Science and Law Seminar (2)

Sociology of Criminal Justice Seminar (2)

Theoretical Criminology (2)

Terrorism and the Law Seminar (2)

Trial Advocacy I (civil or criminal) (2)

Trial Advocacy II (civil or criminal) (2 or 3)

Trial Advocacy (Intensive) (4)

Trial Objections (2)

Wrongful Convictions Seminar (2)

C. Writing Requirement

Students must successfully complete a paper that satisfies the writing requirement and that is substantially related to criminal law, criminal procedure, or criminal theory. The paper may be produced for any course or independent project. The Advisors of the concentration will have the authority to determine whether the student's topic satisfies the requirement. Students are encouraged to seek an Advisor's approval of their topic prior to embarking on a writing project.

ENVIRONMENTAL LAW

Environmental problems are growing in importance and scale: addressing those issues may be the defining challenge of your generation. As a consequence, we face a growing need for lawyers trained to understand the nature of environmental dilemmas, and skilled at using the law to help solve them. By concentrating in Environmental Law, you will be prepared for a variety of intellectually stimulating and personally rewarding careers in law firms, government, or non-profits.

Students graduating with a Concentration in Environmental Law will be able to:

- Engage in sophisticated analysis of complicated environmental legal problems, explaining their sources and causes, and reflecting an understanding of how the law contributes to solving (or not) these problems;
- Apply real world experience to analysis of any environmental legal problem;
- Name and work with the basic principles of numerous environmental statutes;
- Explain how statutory and non-statutory legal approaches to environmental problems interact;

- Analyze how a variety of environmental resources are legally regulated;
- Explain how environmental law and regulation is similar to, and different from, other areas of law and regulation;
- Analyze and explain how different stakeholders value environmental resources, and how a given legal approach attempts to mediate between these different valuations;
- Reflect upon their own obligations as citizens and as lawyers in solving environmental problems.

Advisor: Professor David Takacs

TOTAL UNITS REQUIRED: 22

Required Courses:

Students will be required to enroll in four, core courses (15 units):

First-Year Elective Environmental Law (3)

Upper-division Environmental Law and Policy (3).

The Environmental Law Clinic (6). This externship program is offered each Spring. Students work a minimum of 15 hours at a non-profit or government Environmental Law placement, and take a two-hour seminar each week that situates what they are learning at their placements.

Administrative Law (3).

Students who will be 3Ls in the 2015-2016 academic year may substitute the Environmental Law Seminar (2 credits) taken in 2014 for the Upper Division Environmental Law and Policy course

A. Qualifying Environmental and Environmental-related Electives:

Students will be required to take four of the following courses (substitutions are possible, with advisor consent) (8-12 units):

American Indian Law

American West Seminar

Animal Law

Biodiversity Law

California Water Resources

Climate Change: Law, Policy & Business Energy Law

Federal & Interstate Water Resources International Environmental Law

Land Trusts & Conservation Easements Seminar

Land Use Regulation

Maritime Law

Public Lands & Natural Resources

Takings & the Environment Seminar

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Water Resources Seminar
Water Law

Non-Environmental but Recommended Courses

These courses are not required for the Concentration, but are recommended for students with particular, related interests. It may be possible to substitute one of these courses for one of the “Qualifying Environmental Electives” in the section above, with the consent of an advisor.

An appropriate clinic from our in-house clinical offerings (to be approved by your advisor)

Business Associations
Civil Procedure II
Constitutional Law II
Evidence
Federal Courts
Financial Basics for Lawyers
International Business Transactions
International Human Rights Law
International Law
State and Local Government Law
Tax Law

GOVERNMENT LAW

Students interested in government law are a broad and diverse group with many interests. The objectives of the concentration are designed – as are the course offerings – to accommodate that flexibility while providing a common core of knowledge students need to successfully practice within government (at various levels) or in close interaction with government.

Students graduating from the concentration should:

- know the roles lawyers fill in government structures and the related ethical issues;
- understand the processes and procedures used by legislatures, regulators, and other government officials and the interaction among these actors.
- learn ways to gain detailed information about the specific government bodies they will work with;
- be familiar with an area (or more than one) of substantive law particularly important to government lawyers.

Advisor: Professor David Jung

Units and Courses, Required and Elective:

Total concentration units: 17 units

Required Courses: (12 units)

Administrative Law (3)
Constitutional Law II (3)
The Government Lawyer (2)

The Government Lawyer is the classroom component of the Local Government Clinic. Concentrators who are not participating in the clinic may enroll in *The Government Lawyer* as a stand-alone, 2-unit class. Concentrators who participate in the Legislation Clinic may substitute *Advanced Legislative Process* for this requirement.

A substantial clinical or significant supervised work experience representing a branch or agency of the federal, state or local government. (minimum of 4 units). Approved clinics include:

Legislation Clinic
Local Government Law Clinic
Environmental Law Clinic (with approval of concentration advisor).
An externship or work experience approved by the concentration advisor.

Students must write a scholarly paper on a government law topic, or write a paper for another concentration’s core seminar, to complete the concentration. The concentration advisor will sign off on the completion of this requirement.

Qualifying electives: (5 units)

American Indian Law (3)
California Local Government Law (2)
California Water Resources (3)
Climate Change: Law, Policy and Business (2)
Community Economic Development Seminar (2)
Education Law (3)
Election Law Seminar (2)
Empirical Research and the Civil Rulemaking Process Seminar (2)
Employment Discrimination (3)
Employment Law (3)
Environmental Law (3)
Environmental Law Seminar (2)
Federal Courts (3)
Federal Income Tax (3)
Federal and Interstate Water Resources (3)
Financial Crises and the Regulation of Financial Institutions (2)
Food and Drug Law (3)
Health Care Finance, Administration, & Policy (3)
Health Law (3 or 4)
Immigration Law (3)
Labor Law (3)
Land Trusts and Conservation Easements Seminar
Land Use Regulation (3)
Legislative Process (3)
Military Law (2)
Public Finance Seminar (2)
Public Health Law (3)
Public Lands and Resources Law (3)

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Public Law and Policy Workgroup (3)
Public Policy Advocacy Seminar (2)
Refugee Law & Policy (3)
State and Local Government Law (3)
Statutory Interpretation and Bill Drafting (3)
Takings and the Environment Seminar (2)
Terrorism and the Law (2)
Water Resources Seminar (2)

INTELLECTUAL PROPERTY LAW

The Intellectual Property Concentration is designed to better prepare students who wish to practice in the intellectual property field. It is also designed to create a sense of community among committed intellectual property students and the intellectual property faculty, facilitating networks for support and encouragement during students' time at UC Hastings and beyond, into their careers. UC Hastings' connections with Silicon Valley's technology conglomeration, California's art and entertainment industries, and San Francisco's vibrant intellectual property firms uniquely position it to offer perspectives from all aspects of the practice. IP concentration students are offered courses taught by practitioners from boutique and multi-national firms and in-house counsel, in addition to full-time UC Hastings faculty.

Students are first required to learn the basics: Copyright, Trademarks, and Patents. Students may then take courses from the array of electives and skills-based offerings. These electives enable students to gravitate toward one area of Intellectual Property law, such as Patents, while the required courses guarantee that they will be competent to practice in other intellectual property fields, as is likely to occur during the course of their careers.

The Concentration culminates during a student's third year with the IP Concentration Capstone Seminar. The Concentration Capstone is designed to integrate what students have learned in the core and elective courses and invite them to consider what lies ahead. The seminar explores the challenges posed by globalization and technological advances that will shape intellectual property law during the next several decades, and considers how the current intellectual property regime is likely to change in response.

Advisors: Professors Ben Depoorter, Robin Feldman, and Jeffrey Lefstin

TOTAL UNITS REQUIRED: 22

A. Required Courses (10-21 units)

I. Core regime courses:

(a) Copyright Law (3)
Patents & Trade Secrets (3)
Trademarks & Unfair Competition (3)
- or -
(b) Intellectual Property (4) or 1L Statutory: Intellectual Property (3), and at least one of the courses listed under (a)

II. At least one transactional course:

Intellectual Property Licensing Seminar (2)
Patent Prosecution Seminar (2)
Trademark Prosecution Seminar (2)
Startup Legal Garage Biotech (10)
Startup Legal Garage Tech (8)
UC Hastings-Bucerius Summer Program in International IP Transactions (5)

III. Intellectual Property Capstone Concentration Seminar (2)

B. Qualifying IP and IP-related Electives

(1-12 units). Classes that are taken to meet the concentration core requirement may not also be counted toward the elective requirement.

I. IP Electives:

Advanced Issues in Copyright Law Seminar (2)
Current Topics in Patent Law (2)
Antitrust & Intellectual Property Seminar (2)
Art Law Seminar (2)
Copyright Law (3)
Cyberlaw Seminar (2)
Data Privacy Law (2)
Digital Media Law (2)
Entertainment Law (2)
Genetics: Issues in Law & Policy Seminar (2)
UC Hastings-Bucerius Summer Program in International IP Transactions (5)
Startup Legal Garage Biotech (10)
Startup Legal Garage Tech (8)
Intellectual Property Licensing Seminar (2)
Intellectual Property Under State Law: Trade Secrets & Employee Mobility (2)
International & Comparative Intellectual Property (2)
International Patent Law Seminar (2)
Intersection of Human Rights, Economic Development and Intellectual Property Seminar (2)
IP in Design in the Global Marketplace (1)
Law & Bioscience Seminar (3)
Modern Bioethics: From Nuremberg to the "Octomom" and Beyond (3 or 4)
Patent Litigation (2)
Patent Prosecution Seminar (2)

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Patents and Trade Secrets (3)
Social Networks, Portable Devices & Third Party Content (2)
Trademark Prosecution Seminar (2)
Trademarks and Unfair Competition (3)
Venture Capital & the Start-Up Company (2)

II. Non-IP elective (a maximum of ONE of the following elective courses may be counted toward meeting the elective requirement:

Administrative Law (3)
Antitrust (3 or 4) (a student may not count both Antitrust and Antitrust & IP towards electives)
Biodiversity Law (3)
Bioethics Law & Society Seminar (2)
Business Associations (4)
Corporations (3 or 4)
Federal Courts (3)
Health Law (3)
International Business Transactions (3)
Law and Economics (3)
Political Economy of Law Seminar (2)
Social Enterprise & Economic Empowerment Clinic (6)
Telecommunications Law Seminar (2)
Transactional Law Practicum (3)

INTERNATIONAL LAW

For students who are interested in a career involving international law, foreign law, or transactions and activities that cross borders, completing the International Law Concentration will help to distinguish them from other job applicants and give them the confidence and skills to practice in a global setting. The International Law Concentration allows students the flexibility of taking courses in international trade and business, public international law and human rights, and foreign legal systems. Many students in the concentration choose to go abroad on one of the school's exchange programs. Students who are interested in this concentration should enroll in The Practice of International Law Seminar in the fall of their 2L year.

Students are required to take 20 units of international law courses including The Practice of International Law Seminar plus at least one course in each of three areas: General International Law; Foreign and Comparative Law; and Private, Economic, and Transactional International Law. An equivalent course taken as part of a study abroad program may count towards ONE of the three distribution requirements, and other courses taken as part of a foreign exchange program may count for up to 12 credits of the total credits required, with the approval of the Concentration Advisor. The Concentration

Advisor may also waive The Practice of International Law Seminar in exceptional circumstances for students who choose to study abroad.

Students must also write a substantial research paper that demonstrates professional and scholarly proficiency in research, analysis, and writing on some aspect of international or comparative law, either through enrollment in a seminar taught by a regular faculty member or through a 2-unit independent study under the supervision of a regular faculty member.

Note: J.D. students who are graduating in 2016 may elect to satisfy either these requirements or the previously published requirements, which included International Law, Comparative Law, and the Advanced Topics in International Law Seminar.

Advisor: Professor Chimène Keitner

TOTAL UNITS REQUIRED: 20

A. Required Courses

The Practice of International Law Seminar (1) (Fall only)

B. General International Law Courses

International Law (3)
International Environmental Law (3)
International Criminal Law (2 or 3)
International Human Rights (3)

C. Comparative and Foreign Law Courses

China and the International Legal Order Seminar (2)
Comparative Civil Procedure Seminar (2)
Comparative Constitutional Law Seminar (2)
Comparative Law (3)
Comparative Regulation Seminar (2)
Islamic Law (3)
Introduction to Chinese Law (3)
Introduction to Japanese Legal System Seminar (2)

D. Private, Economic, and Transactional International Law Courses

China – Business Law & Economic Rights Seminar (2)
Climate Change: Law, Policy & Business Seminar (2)
Conflict of Laws (3)
International Business Negotiations (3)
International Business Transactions (3)
International Civil Litigation in U.S. Courts (3)
International Commercial Arbitration Seminar (2)
International & Comparative Intellectual Property (2)
International Trade Law & Policy (3)
Islamic Finance and Transactions Seminar (2)

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Law & Business in Japan Seminar (2)
Transnational Enforcement of Labor Standards (2)
U.S. Taxation of Foreign Transactions & Investments (2)

E. Other Qualifying Electives

Accountability in International Human Rights Law Seminar (2)
Advanced Topics in International Law Seminar (2)
Biodiversity Law (3)
Cyberlaw Seminar (2)
Global Health Law & Policy (3)
Immigrants' Rights Clinic (4)
Immigration Law (first-year statutory and upper level course) (3)
International & Comparative Perspectives on Health Law (3)
International & Foreign Legal Research (2)
International Negotiation & Dispute Settlement Seminar (2)
Interscholastic Competition – Moot Court (1 unit, Jessup or Stetson only)
Law & Social Anthropology Seminar (2)
Maritime Law (2 or 3)
Military Law Seminar (3)
National Security and Foreign Relations Law (2 or 3)
Political Economy of Law Seminar (2)
Prosecuting International Price-Fixing Cartels Seminar (2)
Refugee and Human Rights Clinic (6)
Refugee Law & Policy (3)
Terrorism and the Law Seminar (2)
Transnational Human Rights Litigation Seminar (2)

LAW AND HEALTH SCIENCES

The Law & Health Sciences Concentration provides students with an opportunity to pursue a focused and integrated course of study on issues at the intersection of law, medicine and science. As the debate over health care reform continues, as new medical technologies raise a host of ethical challenges, and as scientific evidence becomes increasingly pervasive in our courtrooms, the need for lawyers trained with an understanding of both our health care system and scientific methods is greater than ever.

Concentrating in Health Sciences at Hastings offers students a fundamental understanding of the U.S. health care system and basic scientific principles necessary for work in this area.

The foundation for this understanding begins with three required courses: Health Care Providers, Patients, and the Law (formerly Health Law I) focuses on issues of quality control, provider-patient

relationships, and liability in the health care environment. The U.S. Healthcare System & the Law (formerly Health Law II) focuses on the financing and regulation of the American health care industry, the cost of health care, barriers to access to health care, and bioethics. Science in Law examines the ways in which scientific research has been used by courts and legislatures and equips students to bring a sophisticated understanding of science and scientific research to their future work in law and health sciences.

The third required course, the Law & Health Sciences Concentration Seminar examines important themes and emerging issues related to health sciences and the law with the help of experts from UCSF and Hastings. There is a wide array of courses related to both health and science now available at Hastings to round out the upper-level concentration requirements.

The course offerings include, but are not limited to: Disability Law, Aging, Health & the Law (formerly Elder Law), Food & Drug Law, Global Health Law and Policy, Mental Health Law & Policy, Modern Bioethics, and Public Health Law. Specialized seminars are offered on subjects related to Bioethics & Health Care Decisionmaking, Child Maltreatment, Forensic Evidence, Genetics, Law & the Human Body, Public Health & Homelessness, Human Reproductive & Genetic Technologies, and Women's Health & the Law.

Students can also register for the Medical-Legal Partnership for Seniors, a 6-unit clinic that involves provision of services to seniors within specific UCSF-affiliated medical settings. Further information about the program can be found in the course catalog. Students interested in the Clinic should plan to complete its prerequisites prior to, or concurrent with, enrollment in the Clinic. (Please see the separate listing for the Medical-Legal Partnership for Seniors in this catalog for a complete list of prerequisites.) Other clinical opportunities are available as well. In addition, students can elect to take up to six units of coursework at UCSF.

Concentrators can participate in research and service opportunities that arise from networking in the Consortium's broader community of scholars. Faculty members at Hastings and UCSF are engaged in a wide range of research projects and are eager to involve concentrators.

CONCENTRATION REQUIREMENTS:

Concentrators are required to take 21 units of course work related to law and health sciences. All concentrators must successfully complete the

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concentration seminar in Law and Health Sciences in their third year. Students in the seminar will prepare a scholarly research paper which satisfies the Hastings writing requirement and the Law & Health Sciences Concentration writing requirement.

Students completing the Concentration must also take Health Care Providers, Patients, and the Law (formerly Health Law I), U.S. Healthcare System & the Law (formerly Health Law II), and the Science in Law. The remaining credits can be satisfied by electives from the class lists below, or from courses taken at UCSF (if approved by the Concentration Advisor). At least four of the units must be taken from courses, clinics, or seminars listed in Section B.I. An additional three units can be taken from offerings in Section B.II. All courses taken to satisfy Law & Health Sciences Concentration requirements, included those listed in Sections B.I. and II below, must be taken for a letter grade. Students cannot apply courses taken credit/no credit toward the satisfaction of the Concentration requirements.

The list of courses within the categories below is up to date as of the publication of this catalog. New courses are sometimes added to the curriculum subsequent to publication. Therefore, if a student finds a course in the curriculum not listed below, but which the student thinks might count toward concentration requirements, the student should check with the concentration advisor regarding the eligibility of the course to satisfy concentration requirements.

Advisors: Professors Lois Weithorn and Jaime King

TOTAL UNITS REQUIRED: 21

A. Required Courses (14 units)

- Law and Health Sciences Concentration Seminar (2) (This seminar is offered to concentrators in their third year. Successful completion of the paper satisfies the Hastings writing requirement.)
- Health Care Providers, Patients, and the Law (formerly Health Law I) (4)
- U.S. Healthcare System & the Law (formerly Health Law II) (4)
- Science in Law (4)

B. Qualifying Health and Science Courses, Seminars, and Clinics and Related Electives (7 units)

I. Health and Science Electives (students must take a minimum of four (4) units from this list of courses, seminars or clinics) [Students may use up to 6 credit hours of UCSF classes (which convert to 4 Hastings

units) toward this requirement with the approval of the Concentration Advisor].

Courses:

Aging, Health & the Law (formerly Elder Law) (3)
Competition and Regulation in Health Care (1)
Disability Law (3)
Food and Drug Law (3)
Global Health Law & Policy (3)
The Law of End of Life Care (1)
Medical Malpractice Litigation (1)
Mental Health Law & Policy (3)
Modern Bioethics (3 or 4)
Personal Injury Litigation (2)
Public Health Law (3)

Seminars:

Bioethics, Law & Healthcare Decisionmaking Seminar (2 or 3)
Forensic Evidence Seminar (2)
Law and Biosciences (LAB Project Seminar) (3)
Law and the Human Body Seminar (2)
Public Health & Homelessness Seminar (2)
Social, Legal & Ethical Implications of Human Reproductive & Genetic Tech. Seminar (2)
Sociology of the Criminal Justice System Seminar (2)
Women's Health & the Law (2)

Clinics:

- Medical-Legal Partnership for Seniors (6) (students may apply up to 4 units may be applied toward the concentration requirements)
- Civil Justice Individual Representation Clinic—Health subject area only (students may apply up to 4 units toward concentration requirements)
- Law & Health Sciences related externship (student must be registered to receive academic credit for this externship under the Hastings Legal Externship Program and the externship must be approved by the Concentration Advisor as sufficiently related to Law & Health Sciences) (students may apply up to 2 units toward concentration requirements)

Independent Study:

If the subject matter is approved by the Concentration Advisor as sufficiently related to Law & Health Sciences, students may apply up to 2 units of an Independent Study toward the Concentration requirements)

II. Science and Health Related Electives (students may apply no more than three (3) units from this list toward the concentration requirements)

Administrative Law (3)
Children & the Law (2 or 3)

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Criminalization and Social Control in America (2)
Critical Race Theory Seminar
Domestic Violence Law (3) (1st yr. elective OR upper level)
Education Law (3)
Employment Discrimination (1st yr. elective OR Employment Law Seminar (3) (OR other employment law offering approved by concentration advisor)
ERISA: A Labor Law Perspective (2)
Family Law (3 or 4)
Gender and the Law (3)
Insurance Law (2 or 3)
Law and Economics (3)
Law & Social Anthropology Seminar (2)
Mediation or Negotiation (up to 3 units of any Hastings Mediation or Negotiation course)
Problem Solving and Professional Judgment (3)
Public Policy Advocacy Seminar (2)
Race, Racism & American Law (3)
Refugee Law & Policy (3)
Sexuality and the Law (2)
Special Education Law Seminar (2)

SOCIAL JUSTICE LAWYERING

The Social Justice Lawyering concentration prepares students to make a positive impact on the world by serving under-represented clients and communities. Students attracted to this concentration come from diverse communities and perspectives, but all share a strong desire for a career that aligns with their values. This shared sense of calling to address issues of social justice builds a strong, supportive, enduring community that helps sustain concentrators as they enter and pursue this challenging work.

As a public institution, UC Hastings has a deep commitment to training future social justice lawyers, officials, legislators, and analysts. This is reflected by the faculty's devotion to the focus area. Social Justice Lawyering offers an impressive array of more than 100 classes that are taught by over thirty full-time UC Hastings faculty, as well as adjunct faculty who include some of the nation's preeminent public interest lawyers. Students learn from pioneers in social justice, such as [Professor Karen Musalo](#), who, as part of the [Center for Gender and Refugee Studies](#), led a successful effort to obtain legal recognition of domestic violence as a potential basis for asylum, and from [Professor Ascanio Piomelli](#), a leading analyst and advocate of "democratic" or "rebellious" approaches to social justice lawyering.

To give students experience in the community, on-the-ground work is an important component of this concentration. Every student in the Social Justice

Lawyering concentration must take a [clinical course](#)--luckily there are plenty to choose from: criminal law, immigration, international human rights, community group advocacy and, social enterprise, to name but a few. This not only gives students critical hands-on knowledge, but it helps them decide what kind of social justice lawyer they want to be.

A year-long seminar in the second year also brings students and faculty together for an even deeper dive into what it means to be a social justice lawyer. This intensive experience connects peers and mentors, forging relationships that will support you as you move forward to change the world.

Advisor: Professor Ascanio Piomelli

MINIMUM TOTAL UNITS REQUIRED: 21

A. Required Courses [5 units]

Social Justice Lawyering Concentration Core Seminar (2)
Constitutional Law II (3-4)

B. Distributional Requirements

At least 1 class in each of the three following categories:

Substantial clinical or guided lawyering experience [5-12 units]

Civil Justice Clinic — Community Economic Development Clinic (8)
Civil Justice Clinic — Individual Representation Clinic (8)
Civil Justice Mediation Clinic (6)
Civil Justice Clinic – Social Change Lawyering: Community Group Advocacy Clinic (8)
Criminal Practice Clinic (12)
Environmental Law Clinic (8)
Immigrants' Rights Clinic (6)
Legal Externship Program (5)
Legislation Clinic (8)
Local Government Clinic (5)
Refugee & Human Rights Clinic (6)
Negotiation/Dispute Resolution [3-4 units]
Negotiation & Mediation: Process & Practice (3-4)
Negotiation (3)
Exploration of race [2—3 credits]
American Indian Law (3)
Asian Pacific Americans & the Law Seminar (2)
Critical Race Theory and American Constitutionalism (3)
Critical Race Theory Seminar (2)
Law & the Japanese American Internment Seminar (2)
Race, Racism & American Law (3)

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C. Qualifying Electives

[not less than 2 courses and not less than 6 units, except for students who complete a 12—unit clinic, who must only complete 1 qualifying elective of not less than 2 units]

Note: Classes preceded by an asterisk cannot be counted as a qualifying elective if they are being used to fulfill a distributional requirement.

I. Courses and GPA Seminars

Administrative Law (3)

Advanced Criminal Law Seminar: Issues in Criminal Defense (2)

Advanced Dispute Resolution: Culture, Identity & Discrimination (2)

Advanced Legislative Process (2)

Advanced Negotiation: Multi—Party, Multi—Issue & Group Processes (3)

*American Indian Law (3)

American West: Law, Culture & the Environment (2)

Animal Law (2)

Antitrust (3 or 4)

Asian Pacific Americans & the Law Seminar (2)

Biodiversity Law (3)

Bioethics, Law and Healthcare Decision—making Seminar (2)

California Local Government (2)

California Water Resources (3)

Capital Punishment Seminar (2)

Child Maltreatment in Context: Seminar (2)

Civil Rights Seminar (2)

Class Actions Seminar (2)

Climate Change: Law, Policy and Business Seminar (2)

Community Economic Development Seminar (2)

Comparative Antitrust Law (2 or 3)

Comparative Constitutional Law Seminar (2)

Comparative Regulation Seminar (2)

Complex Litigation (3)

Constitution of the Family Seminar (2)

Constitutional Law II (3)

Constitutional Theory Seminar (2)

Consumer Transactions (3)

Corrections & Criminal Justice: Legal Policy, Practice and Reform Seminar (2)

Courts as a Political Actor Seminar (2)

Criminal Procedure (3 or 4)

Criminal Punishment Seminar (2)

Critical Race Theory Seminar (2)

Current Problems in Employment Seminar (2)

Current State & Local Government Problems Seminar (2)

Data Privacy (2)

Disability Law (2)

Domestic Violence (3)

Employment Discrimination (first—year statutory or upper—class course) (3)

Employment Law Seminar: Work/Family Issues (3)

Environmental Law (first—year statutory course) (3)

Environmental Law Seminar (2)

Federal Courts (3)

Federal & Interstate Water Resources (3)

Food & Drug Law (3)

Gender and the Law (3)

Health Care Finance, Administration & Policy Law (3)

Immigration Law (first—year statutory and upper—class course) (3)

International Environmental Law Seminar (2)

International Criminal Law (3)

International Human Rights (3)

International Human Rights Seminar (2)

International War Crimes Prosecution Seminar (2)

Intersection of Human Rights, Economic

Development and Intellectual Property Seminar (2)

Issues in Public and Global Health (3)

Juvenile Justice Seminar (2)

Labor Law (3)

Land Trusts and Conservation Easements Seminar (2)

Land Use Regulation (3)

Law & the Japanese American Internment Seminar (2)

Law of Lending (2 or 3)

Law of the Employment Relationship (3)

Law, Psychiatry & the Mental Health System (2)

Legal History of Immigrants in the United States Seminar (2)

Legal Implications of Climate Change Seminar (2)

Legislative Process (3)

Litigating Class Action Employment Cases Seminar (2)

Modern Bioethics: From Nuremburg to the “Octomom” and Beyond (3 or 4)

Non—Profit Organizations (3)

Post—Convictions Remedies Seminar (2)

Prosecuting International Price—Fixing Cartels Seminar (2)

Psychiatry & Law Seminar (2)

Public Finance Seminar (2)

Public Health & Homelessness (2)

Public Interest Law Seminar (2)

Public Land & Natural Resources (3)

Public Policy Advocacy Seminar (2)

Race, Racism & American Law (3)

Refugee Law & Policy (3)

Remedies (3)

Reparation for Injustices: Domestic and International Seminar (2)

Sexuality and the Law (2)

Sociology of the Criminal Justice System Seminar (2)

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Special Education Law Seminar (2)
State and Local Government Law (3)
State and Local Taxation (3)
State Constitutional Law Seminar (2)
Takings and the Environment Seminar (2)
Tax Policy Seminar (2)
Terrorism and the Law (2)
Theoretical Criminology (2)
Water Resources Seminar (2)
Wrongful Convictions Seminar (2)

II. Clinics and Externships

Civil Justice Clinic — Community Economic Development Clinic (8)
Civil Justice Clinic — Individual Representation Clinic (8)
Civil Justice Mediation Clinic (6)
Civil Justice Clinic — Social Change Lawyering: Community Group Advocacy Clinic (8)
Criminal Practice Clinic (12)
Current Issues in Criminal Practice and Criminal Practice Externship (5-6)
Environmental Law Clinic (8)
Immigrants' Rights Clinic (6)
Legal Externship Program (4-5)
Legislation Clinic (8)
Local Government Clinic (6)
Refugee & Human Rights Clinic (6)
Workers' Rights Clinic (3)

TAXATION

The Tax Concentration is intended to provide students with an opportunity to pursue a focused and integrated course of study regarding taxation. The required concentration courses, Federal Income Taxation, Corporate & Partnership Tax, and Taxation of Family Wealth Transfers, are designed to ensure that students develop a broad understanding of key aspects of the United States system of taxation. The concentration electives enable students to deepen their understanding of specific tax disciplines, such as tax policy, international taxation, and taxation of non-profit organizations. Each concentrator is encouraged to consult with the Tax Concentration Advisor to assist the student in selecting a set of electives that best advances his/her professional objectives.

The concentration culminates with the year-long Tax Concentration Seminar, which is team-taught by all of the members of the tax faculty. Students participate in the Tax Concentration Seminar during their third year of law school. The seminar is intended to enable students to gain perspective on the overall tax system, provide students with an opportunity to write a significant paper on a tax-

related topic of their choice, and foster a sense of community among students and faculty interested in taxation.

In extraordinary circumstances, the concentration adviser, in consultation with the Academic Dean, may waive one of the required courses (other than the Tax Concentration Seminar) for a student who has completed equivalent graduate-level coursework. Courses taken on a Credit/No Credit basis will not count towards the tax concentration; provided, however, that the concentration advisor may allow a student who has taken a "Qualifying Tax/Tax-Related Elective" or a "Non-Tax Elective" on a Credit/No Credit basis to count that course toward the concentration.

Advisor: Professor Heather Field

TOTAL UNITS REQUIRED: 22

A. Required Courses (12 units)

Federal Income Taxation (first-year statutory or upperclass course) (3)
Federal Income Taxation of Corporations & Partnerships (4)
Tax Concentration Seminar (2)
Taxation of Family Wealth Transfers (3)

B. Qualifying Tax and Tax-Related Electives (10 units, including up to 3 units from courses listed in "C. Non-Tax Electives")

Business Planning Seminar (2)
Business Tax Practicum (2)
ERISA: A Labor Law Perspective (2)
Estate Planning Seminar (2)
EU Taxation (2)
Federal Income Taxation of Real Estate & Other Investments (3)
Land Trusts & Conservation Easements Seminar (2)
Nonprofit Organizations (2 or 3)
State and Local Taxation (2 or 3)
Tax Policy (2)
Tax Procedure (2 or 3)
U.S. Taxation of Foreign Transactions & Investments (2 or 3)
Independent Study (1 or 2) (with permission of Tax Concentration Advisor)
Tax and Tax-Related Experiential Electives^[1] (a maximum of 3 units can count toward the minimum of 10 elective units required)

C. Non-Tax Electives (maximum of 3 units toward minimum units required)

Advanced Business Law Seminar (2)
Advanced Corporate Law (2)
Advanced Legislative Process Seminar (2)

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Advanced Negotiation: Art of the Deal (2 or 3)
Appellate Advocacy (2)
Bankruptcy (3)
Business Bankruptcy & Corporate Reorganization (2)
China – Business Law & Economic Rights Seminar (2)
Commercial Contract Writing (2)
Community Economic Development Clinic
Consumer Finance & Bankruptcy (2)
Contract Drafting & Negotiation (2)
Corporate Finance (3)
Current Problems in State & Local Government Seminar (3)
Deals (3)
Elder Law (3)
Estate Drafting (1)
Federal Courts (3)
Financial Crises & Regulation (2)
International Business Transactions (3)
International Trade Law & Policy (3)
Investment Management Law (3)
Judicial Externship
Law & Business in Japan Seminar (2)
Law & Economics Seminar (2)
Law of Banking and Financial Institutions (3)
Law Practice Management (3)
Legislation Clinic
Local Government Law Clinic
Medical-Legal Partnership for Seniors Clinic
Mergers & Acquisitions (3)
Political Economy of Law Seminar (2)
Public Finance Seminar (2)
Real Estate Transactions (2)
Secured Transactions (3)
Securities Regulation (3)
Social Enterprise & Economic Empowerment Clinic
Startup Legal Garage
Transactional Law Practicum (3)
Venture Capital & the Start-Up Technology Company (2)

^[1] Tax and Tax-Related Experiential Electives include (i) Legal Externships where the placement is with the IRS Office of Chief Counsel, the California Franchise Tax Board, or the USAO Tax Division, and (ii) participation in the Interscholastic Competition—Tax Challenge. Other tax legal externships, tax clinics, and tax competitions can count as “Tax and Tax-Related Experiential Electives” with the permission of the Tax Concentration Advisor. Students wishing such other electives to count must consult with the Tax Concentration Advisor before enrolling in such electives.

ENROLLMENT PROCEDURES

FOR J.D. STUDENTS

For Fall classes, registration will occur in June. Third year students (3Ls), along with LL.M.

and MSJ students, will select their schedules followed by second year (2L) students. For Spring classes, registration will occur in November, with 3Ls, LL.M.s and MSJs registering first, followed by 2Ls. First year students will be given an opportunity to select their statutory elective course during registration for Spring semester. No waitlisting will be allowed until general registration has ended.

Each student will be given a registration appointment based on their class status. During your appointment, you will have the opportunity to log onto WebAdvisor and register for your classes. If you miss your appointment or wish to make changes to your course selections, you will have to wait to make changes until open add/drop and waitlisting begin. Remember, course enrollment is first-come, first-served, so if you miss your initial registration appointment, you may be closed out of some classes. Please see http://www.uchastings.edu/about/admin-offices/records/registration/registration_calendar/index.php for the current registration calendar.

HOW 2L AND 3L CLASS STATUS IS DETERMINED

Second- and third-year students are classified according to the total number of units that will be earned at the end of the semester in which pre-registration occurs (including transfer units for students for whom an official transcript has been received). Students must earn at least 22 units to be classified as a 2L and at least 54 units to be classified as a 3L.

See Registration General Info on the Records Office homepage for more detailed information and instructions.

REQUIRED COURSES

In addition to the first year curriculum, each student must pass a course in professional responsibility and write a paper that satisfies the College’s “writing requirement.”

ETHICS

There are three courses that satisfy the professional responsibility requirement. All three courses are GPA lecture courses.

I. Legal Ethics & the Practice of Law (3 units) – Fall/Spring – (LAW*490)

A review of the basic California and ABA rules and the ethical principles behind them through a discussion of actual practice problems. Ethical principles are introduced through these problems as

they actually occur in practice – as real-world ethical dilemmas. This course also emphasizes the practical and economic realities which can affect a lawyer's behavior, the tensions between traditional notions of ethical behavior and society's larger sense of morality, and the conflict between the duty to advocate for the client and to act for the public good. This course is intended to provide more in-depth and broader coverage than the Professional Responsibility course.

NOTE: Students who enroll in this course may not enroll in Professional Responsibility (2 units), or Roles & Ethics in Practice (3-4 units).

II. Professional Responsibility (2 units) – Fall/Spring – (LAW*529)

A survey of the history, structure and responsibilities of the legal profession, with a view toward examining how should lawyers behave, not just what must they do. Emphasis on the attorney-client relationship; the attorney's duties to client, court and public in various roles; regulating the profession; and judicial ethics. Materials include the ABA Code of Professional Responsibility, the ABA Rules of Professional Conduct and the California State Bar Act and Rules of Professional Conduct.

NOTE: Students who enroll in this course may not enroll in Legal Ethics & the Practice of Law (3 units), or Roles & Ethics in Practice (3-4 units).

III. Roles & Ethics in Practice (3 units) (LAW*550)

An introduction to legal ethics as well as some of the tasks, roles and relationships of law practice, this course satisfies the professional responsibility requirement. While students will become familiar with the body of rules that govern professional conduct in the legal profession, classroom examination of specific rules will be selective and related to lawyer decision-making in specific practice contexts. Against a background of information on the legal profession and the varied careers it offers, the course will use simulated problems drawn from both criminal and civil practice to introduce students to recurrent ethical issues in those contexts, as well as to some of the skills involved in client interviewing, fact development, and negotiation. Students will be required to write one paper, participate in frequent in-class role-plays and other exercises, and to take part in a videotaped simulation outside of class. These activities will account for 45% of the grade, with 25% of the grade based on an objective examination on the rules of professional responsibility, and 30% on a take-home essay exam calling for thoughtful

analysis of the types of ethical issues encountered in practice.

NOTE: Students who enroll in this course may not enroll in Legal Ethics & the Practice of Law (3 units), or Professional Responsibility (2 units).

WRITING REQUIREMENT

All students are required to complete a substantial writing project under faculty supervision prior to graduation. This requirement may be satisfied either by successful completion of a qualifying seminar or a 2-unit independent study project. All topics must be approved by the faculty member supervising the project. Additionally, students must submit a draft prior to turning in the final product. The professor must certify that the student's paper fulfills the writing requirement, and the student must receive a grade of C or better.

PROFESSIONAL SKILLS REQUIREMENT

Each student shall, after the first year, take and receive a passing grade in one or more courses focusing on development of professional skills – e.g., trial and appellate advocacy, alternative methods of dispute resolution, counseling, interviewing, negotiating, problem solving, factual investigation, organization and management of legal work, and legal drafting.

Students may not use the same course to satisfy both the writing requirement and the professional skills requirement.

GPA LECTURE COURSES

GPA lecture courses provide the foundation for a student's education at Hastings, and all California Bar Examination subjects not covered in the first year curriculum are taught as lecture courses. More than 50% of the grade a student earns in a GPA lecture course must be based on an anonymously graded exam; some lecture courses are graded entirely on an exam while others are graded on the basis of an exam and some combination of a paper or other projects assigned by the professor. Grades earned in GPA lecture courses are considered in calculating a student's GPA. Unlike seminars and non-GPA courses, GPA lecture courses are generally not limited in enrollment.

ADMINISTRATIVE LAW (3 UNITS) – FALL/SPRING – (LAW*216)

An introduction to the laws controlling executive branch agencies of government. Major topics include

delegation of power to agencies, modes of agency action (adoption of rules, case-by-case enforcement, and choice between modes of action), control of agencies by the legislative branch (through budget, oversight, advise and consent, and veto), control by the judicial branch (limitations and scope of judicial review), and public access and influence (freedom of information, open-meeting laws).

ANTITRUST (3 UNITS) – FALL – (LAW*240)

This course deals with the structure and practice of industry and with the regulation by law to promote such goals as optimum allocation of resources, dispersion of economic power, encouragement of efficiency and technological advance, and promotion of consumer interests. Extended consideration is given to the requirement of competition under the antitrust laws and to the exemptions from this requirement. Principal topics include: monopoly, mergers, vertical integration, joint enterprises, price-fixing, market-sharing, boycotts, price discrimination, tie-in sales, exclusive dealing, and franchising. Patent, copyright, and labor law are examined from the point of view of how these authorized "monopolies" are integrated into a legal structure that is basically pro-competitive. Economic and political considerations are explored in connection with the legal issues to prepare the lawyer more effectively to influence and forecast legislative, judicial, and administrative responses to the conflicts of policy in this area.

ADVANCED TORTS (3 UNITS) – SPRING – (LAW*563)

Pre-requisite: Torts; Constitutional Law II taken previously or concurrently.

This course examines relational, business and litigation torts often not covered in First Year Torts, but frequently tested on many bar examinations. The particular subjects include defamation, invasion of privacy, interference with economic relations, fraud and misrepresentation, and abuse of the litigation process.

BANKRUPTCY (4 UNITS) – FALL – (LAW*244)

This is a comprehensive survey of the United States Bankruptcy Code, with special emphasis on corporate reorganization. We begin by asking whether federal regulation of insolvency is necessary. Are state laws inadequate for dealing with the financial distress of individuals and businesses? As we consider this question, we will develop a set of policies that

optimal bankruptcy law should serve. These policies will help frame our discussion as we study the principal provisions of the Bankruptcy Code, such as the automatic stay, claim valuation, strong-arm powers, absolute priority rule, and cram-down. We will ask whether these provisions serve optimal bankruptcy policy. Although we will emphasize corporate reorganization, most of the Code's provisions apply equally to corporate and consumer bankruptcies. This class is highly recommended for anyone who intends to have a career working on the legal problems of businesses, whether on the transactional side or in litigation.

BIODIVERSITY LAW (3 UNITS) – SPRING – (LAW*242)

We will cover legal strategies and tools to protect biodiversity at four different levels: Ecosystem, Species, Population, and Genetic Diversity. We will examine U.S. law (e.g., Endangered Species Act), as well as international law (e.g., Convention on Biological Diversity). While we will focus on the legal bases for biodiversity protection, we will also explore policy debates (e.g., weighing human vs. nonhuman needs, the role of indigenous knowledge, international trade in endangered species, the rise of GMOs).

BUSINESS ASSOCIATIONS AND INTRODUCTION TO FEDERAL SECURITIES LAW (4 UNITS) – FALL/SPRING – (LAW*314)

This course involves an analysis of the law of the creation of, and relationships arising from, corporations, sole proprietorships, partnerships, limited partnerships, limited liability companies and limited liability partnerships, along with agency and fiduciary relationships and governance of these business entities in the modern business setting. The legal duties of directors, managers and majority shareholders to minority shareholders and owners are explored in relation to procedural issues governing the vindication of such shareholder and owners' rights. This course includes a general introductory overview of the Securities Act of 1933 and the Securities Exchange Act of 1934 in connection with the public offering of securities and antifraud prohibitions.

Students may not enroll for credit in both Business Associations and Corporations. Business Associations satisfies the prerequisite for a course that requires Corporations as a prerequisite, and vice versa.

CALIFORNIA CIVIL PROCEDURE (2 OR 3 UNITS) – FALL/SPRING – (LAW*246)

This course will focus on how a civil lawsuit progresses through the California state court system, from prior to filing the complaint through appeal. It will emphasize procedures and law unique to California practice, such as use of fictitious defendants and other special pleading rules, jury trial rights, state claim and issue preclusion policies, state conflict of law rules, and appellate practice. It will also analyze those aspects of California procedure that contrast sharply with federal practice.

CALIFORNIA COMMUNITY PROPERTY (2 OR 3 UNITS) – FALL/SPRING – (LAW*265)

This course focuses specifically on California Community Property law. Course materials cover the California Family Code as interpreted by California Courts of Appeal and the California Supreme Court. Topics include property acquisition during marriage, property characterization at dissolution, fiduciary duties between spouses, registered domestic partnership, nonmarried cohabitancy, contracting between intimates before and during marriage, the intersection between domestic violence and community property law, and control of genetic and intangible materials. The goals of this class are to prepare students for a bar exam question on the topic, and to introduce students to the body of California law that governs property acquisition during an intimate relationship. The class is lecture-based and problem-centered; the problems incorporate a trial practice component. Reading of cases is required. No prerequisites. Concurrent enrollment with Community Property is permitted, in accordance with Academic Rules and Regulations.

CHINESE LAW AND LEGAL INSTITUTIONS (3 UNITS) – SPRING – (LAW*248)

This course provides an introduction to the legal system of the People's Republic of China. The course explores the historical foundations of law in China; the role of the legal system in China's economic and political reforms, contemporary Chinese legal institutions and dispute resolution processes; and selected fields of law, including constitutional law, administrative law, property law, contract law, foreign investment law, arbitration law, and criminal law. Students in the course participate in exercises designed to introduce or reinforce a range of general lawyering skills, including clear writing, issue

spotting, business document drafting, and client communications.

CIVIL PROCEDURE II (3 UNITS) – FALL/SPRING – (LAW*275)

This course builds on Civil Procedure I by covering key subjects of special importance to litigators. These include choice of forum which addresses questions concerning a court's power to hear a particular dispute, and the parties' options in selecting between or among courts. Topics usually covered include further in-depth treatment of jurisdiction, as well as venue, forum non conveniens, and rules governing joinder of multiple parties and multiple claims. The subjects also include choice of law, which involves questions about which forum's law will apply to a particular dispute. Topics usually covered include when state or federal law applies (i.e., in-depth treatment of the "Erie Problem"), when the law of different states or nations may apply (i.e., conflicts of law), and advanced issues in the law of preclusion.

COMPARATIVE LAW (3 UNITS) – FALL – (LAW*272)

The course is designed to develop a technique by which lawyers trained in one system of law may be enabled to recognize, analyze and study legal problems arising in a different system. The first part is devoted to procedural and evidentiary problems faced by domestic courts when they have to decide cases involving foreign law and foreign facts. Following this, the fundamental, historically conditioned differences in approach and method between common law and civil law will be explored. Basic problems involving international business transactions or litigation with foreign aspects will be discussed in light of continental legal thinking. The French, German and Swiss code systems will be highlighted as the outstanding examples of systematic codification, and will be examined as models used in other civil law countries, including developing nations. Throughout the course, foreign legal institutions will be compared to our own, with the aim of gaining perspective in understanding and appraising the solutions provided by our own system.

COMPLIANCE AND RISK MANAGEMENT FOR ATTORNEYS (3 UNITS) – FALL – LAW*250)

This course examines the rules and standards that govern the burgeoning subject of compliance and risk management. The class will start by examining questions of governance: boards of directors,

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executives and third party vendors. We then examine the compliance function, organized by the nature of the enforcer: managers, regulators, prosecutors, whistleblowers, gatekeepers (e.g., attorneys and accountants), and plaintiffs' attorneys. We will draw on current examples from particular areas of the law, including: information security, off-label drugs, foreign corrupt practices, money laundering and terror financing, and sexual harassment in the workplace. We use case studies to examine how compliance can fail (e.g., Enron) and to explore initiatives that go beyond compliance (e.g., codes of ethics, social responsibility standards, and institutional culture).

The course will also consider risk management as it pertains to attorneys; topics here include the governance of risk; approaches to risk management; reputational, operational, and enterprise risk; and case studies of instances where risk management failed (e.g., JP Morgan's "London Whale" fiasco). There are no prerequisites to the course, although students are encouraged to take business associations and administrative law prior to enrollment or concurrently. Students are also encouraged to concurrently enroll in one of a suite of one-unit mini-courses that have been developed to complement this course. Each mini-course intensively investigates a hot topic in compliance in a particular practice area.

COMPLIANCE: BUSINESS AND HUMAN RIGHTS (1 UNIT) – FALL – (LAW*249)

Pre/Co-requisite: Compliance and Risk Management for Attorneys

This course will provide students with an intensive overview of compliance and risk management issues multinational companies face in connection with international human rights abuses. The course will introduce students to the relevant international human rights law, the sources where it is found, and the institutions that implement it. Using case studies and simulation exercises, we will explore the measures multinational corporations take to comply with their obligations related to international human rights and related law and how they manage the legal, reputational and financial risks arising from noncompliance. Finally, we will discuss what remedies are available when multinational corporations fail to meet these obligations.

COMPLIANCE: CORPORATE CRIMES (1 UNIT) – SPRING – (LAW*)

Pre/Co-requisite: Compliance and Risk Management for Attorneys

This course will provide students with an intensive overview of how corporations are prosecuted, how corporations are often defended, and what corporations can and will do to avoid criminal prosecutions. The course will focus on real life cases, such as the BP oil spill. While the course will focus heavily on the criminal prosecutions of corporations for regulatory crimes dealing with the environment or public/worker safety, the course will also explore other common types of corporate criminal prosecutions such as violations of the antitrust laws and the Foreign Corrupt Practices Act. Using case studies and simulation exercises, we will explore the targeting, investigation, and ultimate prosecution of corporations, the goals of such prosecutions, the rights of corporations and individuals within corporations, common defense tactics, the impacts of a corporation's compliance structure or risk management on such enforcement actions, and the negotiation process that often takes place in these cases. Where possible, we will bring in guest speakers with experience in white collar criminal defense as well as in-house counsel or corporate compliance officers who are tasked with managing corporate risk and ensuring compliance.

Assessment: Based on performance in in-class exercises and a take-home final exam.

COMPLIANCE: CORPORATE GOVERNANCE (1 UNIT) – FALL – (LAW*247)

Pre/Co-requisite: Compliance and Risk Management for Attorneys; Business Associations

This course will offer students the opportunity to study in-depth and develop practical skills relating to the key compliance and risk management function of corporate governance. First, the course will examine the substance and sources of corporate governance compliance requirements, including securities laws and regulations, stock exchanges, and other regulatory agencies, such as the Food and Drug Administration, bank regulatory agencies, and international regulatory bodies.

Second, the course will address how corporations structure themselves internally to address these requirements and the challenges that arise when companies become so large, complex and active internationally that it is difficult to monitor activities effectively.

Finally, the course will investigate current trends in corporate governance, including shareholder empowerment and the evolving role of shareholder advisory services, and address the implications of these trends for compliance and risk management. The course seeks to provide students with a sophisticated legal and theoretical understanding of these issues and a practical understanding of the role attorneys play in addressing them.

COMPLIANCE: HEALTH LAW (1 UNIT) – SPRING – (LAW*)

Pre/Co-requisite: Compliance and Risk Management for Attorneys

The advancement of health care and health science depends in large part upon robust and ongoing research that can evaluate effectiveness of a wide array of interventions designed to promote health. This research necessarily involves human or animal subjects, which raises a host of questions about how to protect both the integrity of research methods and the safety and well-being of study subjects. The public and private institutions which engage in such research are subject to a complex body of federal and state laws that attempt to grapple with questions of consent, privacy, use of technology, and the increasingly blurred line between clinical care and research, among other issues. This course will offer students an intensive look at research compliance and ethics from the perspective of a large health sciences research institution. The course will be co-taught with UCSF counsel and compliance officers in order to provide a blend of legal theory and practice-based perspectives. No medical or scientific background is needed for this course.

COMPLIANCE: PRIVACY (1 UNIT) – SPRING – (LAW*)

Pre/Co-requisite: Compliance and Risk Management for Attorneys, or Data Privacy Law

This course will provide students with an intensive overview of how corporations comply with several privacy and data security regulatory requirements. The focus will be on internal corporate structures, subject matter experts, and department silos for privacy compliance, but we will also address the interaction of corporate personnel with government officials, outside counsel, and customers. Students will examine distinctions between privacy and data security requirements, and model compliance frameworks to support a secure infrastructure for both. In class, students will role-play CEO, CTO, CPO, and CISO roles in addition to GC and other

legal functions in hypothetical companies. Students then will engage in tabletop exercises designed to work through hypothetical problems in privacy compliance that are aligned closely with recent and pending privacy failures covered in the media, case law, and agency prosecutions

CONSTITUTIONAL LAW II (3 OR 4 UNITS) – FALL/SPRING – (LAW*290)

Prerequisite: Constitutional Law I. This prerequisite is waivable by the instructor. Please consult with your instructor if you wish to have this prerequisite waived, or treated as a co-requisite.

This course studies the protection of individual rights. The course will examine substantive due process, procedural due process in non-criminal cases and in exercises of governmental power, equal protection of the laws, freedom of speech and press, and freedom of religion.

CONTRACTS II (2 OR 3 UNITS) – SPRING – (LAW*300)

Prerequisite: Contracts I

This course is intended to follow and build on the foundation established in the basic Contracts course, and to introduce students to some areas of advanced commercial law. It will address some or all of the following topics: Issues of public policy (illegal or invalid contracts); third parties in contract law (assignment and delegation, third-party beneficiaries, negotiability, suretyship); intersection of contract and tort (fraud and misrepresentation, inducement of breach and wrongful interference); current developments in contracting law and practice (consumer adhesion contracts, electronic contracting, unconscionability).

COPYRIGHT LAW (3 UNITS) – FALL – (LAW*308)

This class provides in-depth coverage of substantive copyright law. It covers the subject matter in greater depth than the Intellectual Property survey course.

CORPORATE FINANCE (3 UNITS) – SPRING – (LAW*315)

This course examines economic and legal problems arising in connection with financing decisions of publicly held corporations, including valuation of the enterprise and its securities, determination of securities structure and dividend policy, and decisions on investment opportunities. Students will also *personally* learn the following: (1) how to invest optimally, including in the stock market, (2) how to

apply financial theory to decide the proper dollar amount for settling a lawsuit, and (3) how to converse intelligently with clients and potential clients about finance; just as the ability to speak Spanish is useful to attorneys with Spanish-speaking clients, the ability to speak the language of finance is useful to attorneys with business clients.

If time permits, consideration also will be given to the rights and remedies of senior security holders.

(Without permission of the instructor, the course should NOT be taken by students who took a course covering finance in college or graduate business school.)

CRIMINAL PROCEDURE (3 OR 4 UNITS) – FALL/SPRING – (LAW*328)

A study of fundamental aspects of criminal procedure. Emphasis will be given to judicial control of police practices by means of the exclusionary rule, including search and seizure, and police interrogation. Consideration also will be given to fundamentals of procedural due process, including defendant's privilege against self-incrimination, the right to counsel, right to jury trial, and former jeopardy. Additional topics may include pretrial and trial processes, such as the decision to prosecute, grand jury, preliminary examination, joinder and severance, bail, discovery, plea bargaining, and the right to confront and cross-examine witnesses.

Students contemplating obtaining judicial externships in their fourth to sixth semesters should be aware that many judges require externs to have completed Criminal Procedure.

CRIMINAL PROCEDURE: THE ADJUDICATIVE PROCESS (3 UNITS) – SPRING – (LAW*332)

Prerequisite: Criminal Procedure

This course would complement the 3- and 4-unit Criminal Procedure classes, in which unit and time constraints preclude thorough discussions of issues pertaining to the adjudicative process itself. Focusing on the process from "bail-to-jail", the class covers: grand jury proceedings, preliminary hearings, bail and bail-setting decisions, preventive detention, discovery processes, plea bargaining and guilty pleas, the right to a speedy trial, joinder and severance, constitutional proof requirements, jury selection and composition, jury deliberations, jury instructions and verdicts, defendant's right to participate in trial and trial in absentia, the right to effective assistance of counsel, self-representation, sentencing, double jeopardy, and post-conviction

challenges (appeals, new trial, collateral attacks, habeas corpus). While there may be some overlap with the issues covered in the 4-unit Criminal Procedure class, the overlap is minimal.

DATA PRIVACY AND THE LAW (2 UNITS) – FALL – (LAW*230)

More and more companies and government agencies find themselves in the press and courtrooms for data privacy and security law violations. Given the rapidly increasing technological options to collect and commercialize personal data, this area of the law is rapidly growing. This course will familiarize students with the typical legal problems arising from the conflicting interests in data and privacy in today's global economy and society, in particular in the areas of government, commerce and employment. The significance and practical relevance of domestic, international and foreign national laws is rapidly increasing for individuals, businesspeople, attorneys, judges, and legislators around the world.

Topics covered will include common law, constitutional and statutory rights and obligations regarding data privacy, data security and legal protection for data bases under California, U.S. Federal, European Community, public international and other countries' laws, including, for example, the U.S.-EU Safe Harbor Principles, rules on spamming, wiretapping, homeland security, and employee monitoring.

DEALS (2 UNITS) – SPRING – (LAW*553)

Prerequisite: Business Associations or Corporations

The premise of the course is that there is a generic set of economic challenges common to all complex business transactions, and that there are systematic approaches to the design of contractual responses to each of those problems. The economic structure of these challenges and responses provides a framework through which to analyze transactions.

E-DISCOVERY (2 UNITS) – SPRING – (LAW*301)

Prerequisite: Civil Procedure I

The recent expansion of electronic discovery in civil litigation raises a host of practical, technical and ethical issues for both lawyers and clients. The volume of potentially discoverable electronically stored information (ESI) is growing exponentially. Much of that ESI is stored on widely dispersed, unconnected, outdated or downright inaccessible

systems. Yet courts often expect that locating and gathering ESI is as simple as using an Internet search engine. Clients are often reluctant to provide outside counsel unfettered access to their computer networks, and prefer to maintain in-house control over significant portions of the ESI collection process. Once ESI has been collected, the volume and format of ESI makes it impractical and cost-prohibitive to use the old paper-document-production model of converting all ESI to letter-sized, Bates-stamped images, which are then manually reviewed by teams of attorneys.

Decisions about search and collection methodology, whether to use manual or search-term-based relevancy determinations, whether to screen for privileged documents using manual or automated methods, and even the production format all raise significant ethical questions. As illustrated by a number of recent, high profile cases, the stakes for both lawyers and clients are high.

This course covers up-to-date developments in the doctrines governing e-discovery, as well as the practical, technical and ethical issues discussed above.

EMPLOYMENT DISCRIMINATION (3 UNITS) – SPRING – (LAW*352)

This course will consider the major statutes that prohibit employment discrimination on the basis of race, sex, national origin, religion, age, and disability. Principal focus will be on Title VII of the Civil Rights Act of 1964, the Equal Pay Act, the Age Discrimination in Employment Act, and the Americans with Disabilities Act. Secondary focus will be on applicable state statutes. Subjects will include the definition of discrimination, administrative and judicial procedures, practical problems of litigation (e.g., class suits, attorney fees, the use of statistical evidence), the use of consent and settlement decrees, and available remedies. (See Workers' Rights Clinic in CLINICS AND JUDICIAL EXTERNSHIPS for 3-unit clinical option.)

NOTE: Students who have taken the first-year Employment Discrimination statutory course may not enroll in this course.

ERISA: PENSION & EMPLOYEE BENEFITS (2 UNITS) – FALL – (LAW*353)

This course provides an introduction to the laws that regulate pension plans and other types of employee benefit plans with a focus on the Employee

Retirement Income Security Act (ERISA). Topics will include 401(k) plans, fiduciary rules (including those affecting the investment of pension plan assets), ERISA litigation, enforcement and remedies, preemption of state law, spousal rights, and tax rules preventing discrimination in favor of highly compensated employees. Employee benefits impact virtually every company and employee, and benefit plans are the largest source of investment capital in this country. Knowledge of employee benefits law is valuable for all attorneys and especially important for those specializing in employment, business, tax or personal injury litigation.

EVIDENCE (3 OR 4 UNITS) – FALL/SPRING – (LAW*368)

The law of evidence, including relevancy, hearsay, judicial notice, burden of proof, and presumptions; functions of judge and jury; competency and privileges of witnesses; principal rules of admissibility and exclusion of testimony of witnesses and documents. Special emphasis is given to the California Evidence Code and the Federal Rules of Evidence.

FAMILY LAW (4 UNITS) – FALL/SPRING – (LAW*336)

This course examines state regulation of sexual and marital relationships, focusing on the conflict between the doctrines of family privacy and state intervention in the marital relationship. Topics include: premarital controversies, capacity to marry and the formalities of marriage; rights and duties of marital partners; annulment and separation; divorce grounds and no-fault; spousal support and basic issues of property distribution; principles governing child custody and visitation; child support; mediation of property and custody issues, and regulation of non-traditional relationships (unmarried and homosexual couples and communes).

NOTE: Students who enroll in this course may not enroll in Selected Topics in Family Law (2 units) when offered.

FEDERAL COURTS (3 UNITS) – SPRING – (LAW*376)

The law of federal jurisdiction revolves around two principles of power allocation: separation of powers and judicial federalism. Separation of powers refers to the allocation of decision-making authority among the coordinate branches of the federal government. Judicial federalism refers to the allocation of power between federal courts and state courts. Thus, this is a course about the role of federal courts in the

American political system.

At the same time, it is a practical course. Any lawyer who plans to litigate in federal court must be aware of the complex requirements for instituting and maintaining cases in federal court. The course is extremely valuable for those who wish to be public interest litigators.

The course covers the so-called "justiciability" doctrines -- standing, mootness, ripeness, and political questions. These doctrines aim to keep litigants out of federal court when they lack a concrete personal stake in the controversy, or when the subject matter is inappropriate for judicial resolution. The course also looks at the conditions under which Congress may "strip" the federal courts of jurisdiction over certain kinds of cases, leaving them to state courts, legislative courts, or administrative agencies.

A major focus of the course is § 1983, which authorizes suits against state officials and others acting "under color of" state law. The course also surveys common impediments to such actions, such as the Eleventh Amendment, several forms of "abstention," and the Anti-Injunction Act.

Another focal point is the unique role of the United States Supreme Court in the American judicial system. In addition to supervising the lower federal courts, the Supreme Court is the only federal court that may directly review state court judgments. This has given rise to the independent and adequate state grounds doctrine, which prevents the Supreme Court from reviewing state judgments when it cannot change the result.

The course contains heavy proportions of constitutional law and civil procedure. Civil Procedure II recommended.

FEDERAL CRIMINAL LAW (3 UNITS) – SPRING – (LAW*338)

Prerequisite: Prior or concurrent enrollment in Criminal Procedure

This course will survey the principal federal statutes applied to criminal cases in the federal courts and examine theoretical difficulties as well as "real world" problems arising in the definition and enforcement of federal criminal law. It is designed to help students develop a jurisprudential understanding of how federal courts address criminal cases at the trial, appellate, and Supreme Court levels. Co-taught with United States District Judge Charles B. Breyer.

NOTE: Students who have taken the Federal Criminal Law Seminar course may not enroll in this course.

FEDERAL INCOME TAXATION (3 UNITS) – FALL/SPRING – (LAW*540)

A problem-oriented introduction to the fundamental principles of federal income taxation, particularly as applied to individuals, including: the concept of gross income, identification of the proper taxpayer, deductions, income tax accounting, capital gains and losses, deferred payment sales and nonrecognition transaction. Consideration will be given to issues of tax policy and tax planning techniques. The course typically will emphasize rigorous analysis of the Internal Revenue Code and Regulations.

NOTE: Students who have taken the first-year Federal Income Taxation statutory course may not enroll in this course.

FEDERAL INCOME TAXATION OF CORPORATIONS & PARTNERSHIPS (4 UNITS) – FALL – (LAW*542)

Prerequisite: Federal Income Taxation

A broad coverage of the basic principles of the federal income tax as applied to corporations and shareholders, partnerships and partners, and limited liability companies and their members. The course will require a careful study of relevant provisions of the Internal Revenue Code and Regulations, as well as some cases. Discussion will center around fact situations and will involve questions of law and strategy relative to formation, operation and liquidation of partnerships and corporations, consideration of transactions between the entity and its partners or shareholders, and choice of entity considerations.

FINANCIAL CRISES AND THE REGULATION OF FINANCIAL INSTITUTIONS (2 UNITS) – SPRING – (LAW*386)

This course will examine the regulatory system governing financial institutions. It will do so in the context of current and past financial crises, with a heavy emphasis on the crisis of 2007-2009. We will analyze competing accounts of the causes of the crisis and the regulatory responses to it. Questions addressed include: What potential problems does the regulatory system address? Was the financial crisis a result of deregulation? To what extent did the regulatory response address problems that the crisis exposed?

GENDER AND THE LAW (3 UNITS) – FALL – (LAW*212)

Uses fiction and film as well as traditional legal materials to examine themes related to gender and the law. Topics will vary from year to year, but will generally include basic feminist theory, reproductive rights, pornography, sexual harassment, domestic violence, divorce and economic equality, job discrimination, work/family issues, and how gender is affected by race, class, and sexuality.

NOTE: This course will sometimes be taught as a 2-unit seminar. Students will not receive credit for both courses. Students who have taken Feminist Legal Theory may not take this course.

HEALTHCARE PROVIDERS, PATIENTS AND THE LAW (4 UNITS) – FALL – (LAW*217)

This course, formerly titled Health Law I, will focus on issues of quality control and personal relationships in the health care environment. It will address issues in professional licensing and the accreditation of health care institutions, medical malpractice law (including institutional liability and tort reform), informed consent and the nature of the provider-patient relationship, and confidentiality of healthcare information (including the law surrounding HIPAA and the development of electronic health records).

Note: Students who have taken any Health Law course other than Health Law II or Bioethics should consult with Professor Schwartz to determine what additional work will be required to earn the full 4 credits for this course.

IMMIGRATION LAW (3 UNITS) – FALL – (LAW*400)

This course examines the major aspects of the Immigration and Nationality Act. The interrelationship between the administrative agencies empowered to execute the Immigration and Nationality Act's mandate will be studied. Major attention will be focused on the immigrant and nonimmigrant visa system, political asylum and refugees, exclusion and deportation of the foreign-born, and naturalization. Policy implications behind the statute and judicial interpretations are addressed.

INTELLECTUAL PROPERTY (4 UNITS) – FALL – (LAW*412)

This is a survey course which covers the substantive law of trade secrets, patents, copyrights and trademarks and may also cover additional aspects of unfair competition and state publicity rights. It is

meant to provide students with a general working knowledge of the various intellectual property doctrines, and an understanding of how the individual intellectual property doctrines compare, contrast and may be used to complement one another. It is recommended particularly for students who do not necessarily plan to specialize in an intellectual property practice, but nonetheless desire a background in the subject matter to augment a more general business or civil litigation practice.

Students who expect to specialize in one or more areas of intellectual property practice may prefer to take one or more of the three more specialized classes offered by the College: (1) Patents and Trade Secrets, (2) Copyright, and (3) Trademarks and Unfair Competition. Each of these 3-unit classes addresses the subject matter indicated in its name in greater depth than is provided in the Intellectual Property survey course. However, because there is substantial overlap, a student who has already taken two of the specialized courses will not be permitted to enroll in the Intellectual Property survey course.

INTELLECTUAL PROPERTY UNDER STATE LAW: TRADE SECRETS AND EMPLOYEE MOBILITY (2 UNITS) – SPRING – (LAW*508)

Trade Secret law is one of the four core areas of intellectual property law, along with Copyrights, Trademarks and Patents. Trade Secret law is particularly important in Silicon Valley and other high technology regions based on small start-up enterprises, high rates of employee movement and venture financing. Students who plan to work in technology-related fields will face trade secret issues just as surely as they will face copyright and patent issues.

This course will cover trade secrecy, with a focus on California law under the Uniform Trade Secrets Act. It will also cover a number of related doctrines that regulate use of information between employers and employees, including non competition covenants, non-solicitation covenants, invention assignment agreements, fiduciary duty and the preparing to compete doctrine, the work for hire doctrine under the Copyright Act, and the federal Economic Espionage Act and Computer Fraud and Abuse Act. Much of trade secret practice in Silicon Valley and other technology regions is not reflected in the case law. To give students a sense of how the law might arise in practice, the course will provide examples such as venture capital due diligence, planning for a start-up company and so on. Key conflicts in today's

trade secret practice – inevitable disclosure, identification of trade secret claims, and common law preemption – will be explored in greater depth, along with public policy concerns – like employee rights and innovation policy – that inflect all areas of intellectual property law.

INTERNATIONAL BUSINESS TRANSACTIONS (3 UNITS) – FALL – (LAW*416)

This course provides an overview of the legal issues—domestic, foreign, and international—that arise when U.S. companies do business abroad. Transactions discussed include export sales, agency and distributorship agreements, licensing, mergers and acquisitions, joint ventures, privatization, project finance, and foreign government debt. The course also covers U.S., foreign, and international regulation in such areas as antitrust, securities, intellectual property, tax, and foreign corrupt practices. The course does not cover U.S. or G.A.T.T. rules on import restrictions.

INTERNATIONAL CIVIL LITIGATION IN U.S. COURTS (3 UNITS) – SPRING – (LAW*333)

This course examines various aspects of litigating disputes that cross international borders in United States courts. Subjects considered include personal and subject-matter jurisdiction in international cases, foreign sovereign immunity, the act-of-state doctrine, extraterritorial application of domestic laws, choice of forum and choice of law, service of process and taking of evidence abroad, and enforcement of foreign judgments and arbitral awards.

INTERNATIONAL AND COMPARATIVE INTELLECTUAL PROPERTY (2 UNITS) – SPRING – (LAW*414)

Prerequisite: Prior enrollment in Intellectual Property survey or Copyright, Trademarks and Unfair Competition, or Patents and Trade Secrets

This course will focus on comparison of intellectual property laws, primarily between the civil law system of continental Europe and the common law system in the US, UK and other Anglo-Saxon countries. Special emphasis will be placed on developments in China. Developments in other countries such as India, Japan and Russia will also be discussed. The course methodology consists of review, comparison and discussion of specific legal concepts and norms from the above-mentioned countries. The discussion

will emphasize challenges brought about by technological developments and globalization. The ultimate goal is to provide students with an understanding of intellectual property from a global perspective, including national IP laws, their role within the international intellectual property area, and their interplay with international conventions governing IP law.

This course will start out with a general comparison of legal systems, and a discussion of international conventions in the area of intellectual property rights. These introductory concepts will be followed by a more detailed discussion of the creation, scope and enforcement of patent, trademark, copyright and industrial design rights respectively, highlighting some of the most significant substantive differences between the intellectual property rights in the systems examined.

INTERNATIONAL HUMAN RIGHTS (3 UNITS) – SPRING – (LAW*417)

This course is an introduction to the law and institutional mechanisms for the international protection of human rights. It examines briefly the theory and the history of the field, together with key United Nations documents. International treaty and non-treaty mechanisms for protecting and promoting human rights, including regional systems and the role of non-governmental organizations, are covered. We will also address the use of international human rights standards in United States courts. Discussions will then focus on specific contemporary human rights problems, which may include the prevention of torture and disappearances, the use of criminal and civil sanctions, and minority and indigenous peoples rights. We will pay special attention to the role of corporate actors in human rights issues, to international criminal tribunals and accountability for human rights violations, and to environmental and development rights. The grade will be based on a series of individual and group exercises and a final exam. No prerequisites, although a background in international law would be most helpful.

INTERNATIONAL LAW (3 UNITS) – FALL – (LAW*535)

Legal disputes routinely cross international borders. Twenty-first century lawyers need to know how to handle international and transnational disputes, whether they involve business transactions, trade, human rights, the environment, or the use of military force. This course will introduce students to the international legal system and provide the necessary foundation for future study and practice in

international and transnational law. We will study how and by whom international law is made, interpreted, and applied; how it constrains (or fails to constrain) the behavior of nation-states, multinational corporations, and individuals; and how it interacts with domestic law, with a focus on U.S. state and federal law.

INTERNATIONAL TRADE LAW & POLICY (3 UNITS) – SPRING – (LAW*415)

This course concerns the domestic U.S. and international regulation of globalization. Specifically, we will focus on both the public policy and legal aspects of regulating trade in goods and services. We will consider first the economic and political arguments for and against free trade. Then we will look at the historical development of the General Agreement on Tariffs and Trade (GATT) and the World Trade Organization with special emphasis on the dispute settlement procedure and the relative power dynamics of the Industrialized and developing states.

Next we will consider how the U.S. has enacted the GATT into domestic statutes, such as the provisions on dumping and countervailing duties, retaliation, and protecting intellectual property rights, and how these legal rules have been applied by administrative agencies like the International Trade Commission and by U.S. courts. Finally, we will examine a range of current legal topics including the creation of free trade and customs unions like NAFTA and the E.U., environmental protection, labor rights, trade and development, and liberalizing trade in services.

INTRODUCTION TO LAW (3 UNITS) – FALL – (LAW*162)

This course will survey basic areas of the law, including procedure in civil litigation, private law areas including torts (civil wrongs), contract and property, and the public law areas of Constitutional Law and Administrative Law. It will also address the role of lawyers in the system.

This course will be conducted partly through analysis of key cases, partly through texts on law, and partly through discussion. It is designed to acquaint people who have already pursued a professional degree, in law or other discipline, the basic patterns of thought involved in the law and legal discourse.

NOTE: This course is specially designed for MSL and other Master's degree students.

LABOR LAW (3 UNITS) – SPRING – (LAW*447)

This course focuses on the regulation of labor-management relations under the National Labor Relations Act, including the relationship among unions, employers and individual workers. The subject matter will include the study of the various labor practices by employers and unions that the law prohibits, as well as the law regulating establishment of the bargaining relationship, the bargaining process, arbitration and the enforcement of the collective agreement, the use of economic weapons, union security arrangements, and the union's duty of fair representation. (See Workers Rights Clinic in CLINICS for 3 unit clinical option.)

LAND USE REGULATION (2 OR 3 UNITS) – SPRING – (LAW*456)

Local governments impose a variety of regulatory measures that control where we work, sleep, and commute, as well as the impact of those activities on ourselves, our economy, and our environment. This course undertakes an intensive analysis of the traditional regulatory techniques, including zoning, general planning, and subdivision mapping, and relates them to the practical and political aspects of the land development process. There will be particular emphasis on California issues, including environmental analysis and controls, housing development, regional growth management, and voter initiatives.

LAW AND ECONOMICS (3 UNITS) – SPRING – (LAW*450)

This course introduces students to scholarship in the field of law & economics. It highlights the various insights made by social science research (economic theory, cognitive and social psychology, sociology) in various areas of law, including torts, contract law, consumer protection law, criminal law enforcement, family law, intellectual property law, etc. We will examine how these insights can be applied to legal disputes and current legal issues. Examples include discussion of the social costs involved in enforcing intellectual property rights, the optimal regulation relating to traffic accidents involving SUV's, the arguments that support specific types of consumer protection with regard to credit card contracts, the potential merits of contingency fee systems, and so forth.

The course does not assume or require formal training in economics or quantitative social science.

LEGISLATIVE PROCESS (3 UNITS) – FALL – (LAW*480)

Prerequisite for Legislation Clinic.

The course examines the legal principles governing the legislative process, the drafting of legislation, the regulation of participants in the legislative process, including lobbyists, and ethical issues facing an attorney who is involved in the legislative process. The course work includes exploring the interrelationship between statutory and decisional law and the role of administrative law as these topics relate to the enactment of legislation. The course provides a practical analysis of the legislative process from the perspective of the attorney who will be involved in drafting legislation, advocating its passage, and arguing about statutory construction in the courts. Both the California Legislature and United States Congress are subjects of discussion.

MARITIME LAW (3 UNITS) – FALL – (LAW*224)

The course provides an intensive introduction to maritime law. Students will gain a solid understanding of the basic principles of admiralty jurisdiction and practice, including maritime liens, limitation of liability, personal injury and death claims, collision, towage, salvage. In addition, the course will cover a range of other topics, including marine insurance, Cargo (Carriage of Goods By Sea), charter parties, governmental immunities, and Arrest of Vessels.

The class includes a field trip to the U.S. Coast Guard's Vessel Traffic Service. Like Air Traffic Control, the USCG tracks all in/outbound vessel traffic. We will also see a video reconstruction of the Cosco Busan hitting the Oakland Bay Bridge Delta Tower. After the viewing, the tour will proceed to the Crisis Room, which is the command headquarters during times of emergency (earthquake, natural disaster, nuclear attack) and we'll see how the Bay Area's command center operates.

MERGERS AND ACQUISITIONS (3 UNITS) – SPRING – (LAW*440)

This course examines the law governing corporate mergers and acquisitions and the role lawyers play in advising clients on the structure, documentation and negotiation of transactions. It covers various related legal issues, including fiduciary duties, shareholder voting, dissenters' rights, the Williams Act, and antitrust implications. The course also analyzes from a transactional perspective various forms that mergers and acquisitions may take, including

acquisitions of stock, asset acquisitions, mergers, and tender offers. The course will not focus on the tax treatment of such transactions.

PATENTS AND TRADE SECRETS (3 UNITS) – FALL – (LAW*505)

This class provides in-depth coverage of substantive trade secret law and patent law. In addition, it covers aspects of patent prosecution practice and procedure. This class is recommended particularly for students planning to specialize in patent law, because it covers the subject matter in greater depth than the Intellectual Property survey course.

RACE, RACISM AND AMERICAN LAW (3 UNITS) – SPRING – (LAW*203)

This course will explore the historical and contemporary relationship among racism, race, and law in the United States. Students will examine the role played by law in the historical treatment of African-Americans, American Indians, Latinos, Asian-American and Whites, as well as the impact of legal rules and doctrines on the condition and status of these groups today. Legal rules will be examined in light of developments in the social sciences regarding the nature of race, racism and prejudice. Moreover, the class will cover topics such as reparations, affirmative action, voting rights, residential and educational segregation, race and crime, the intersections of race and gender and race and class, and the developing notion of legal equality.

REFUGEE LAW & POLICY (3 UNITS) – SPRING – (LAW*428)

Prerequisite: Immigration or International Human Rights law recommended, but not required.

This course focuses on law and policy issues in the determination of refugee status. Refugee law has its origins in international treaties dating to the post-World War II period. This course begins with an examination of the international origins of refugee law, and the significance of international norms in its development. It will examine the relevance of these international norms in the context of such controversial policies as the interdiction and return of asylum seekers, and other measures which prevent or limit access of asylum seekers to the territory of the country of asylum. The course closely explores the meaning of the terms persecution, the various grounds on which persecution may be feared; namely political opinion, religion, race, nationality of membership in a particular social group. Particular attention will be paid to the developing jurisprudence of gender-based claims for asylum, and claims based

upon sexual orientation. The course also addresses practical aspects of refugee representation, including the impact of psychological trauma and cross-cultural communication on the adjudication of asylum claims.

REMEDIES (3 UNITS) – FALL/SPRING – (LAW*552)

The course in remedies focuses upon the nature and scope of relief that a court may grant a party who has established its entitlement to a substantive right. In examining what courts may do for a winning litigant, and to the loser, the remedies course primarily asks three questions: 1) What is the remedy supposed to accomplish? 2) To what extent do judges have discretion in formulating a remedy in individual cases? and 3) How should the exercise of that discretion be controlled? These questions are explored in the context of traditional judicial remedies such as damages in tort and contract cases, restitution, punitive remedies, declaratory relief and coercive remedies in equity.

The context in which these remedies are explored will vary according to the instructor. Some sections of the course focus on private litigation. Other sections, while covering private law remedies as a matter of course, place particular emphasis on the remedies available in public law cases, that is, on cases enforcing important constitutional and statutory rights.

SALES AND LEASES OF GOODS (3 UNITS) – FALL – (LAW*558)

This course covers contracts for the sale and lease of goods under Articles 2 and 2A of the Uniform Commercial Code.

SCIENCE IN LAW (4 UNITS) – SPRING – (LAW*570)

Science intersects with the law in ever-increasing ways, leaving few areas of law practice or policy in which science and/or statistical concepts do not appear in some form. Becoming more sophisticated consumers and users of science is a necessity for many if not most legal career paths.

This course provides students with a solid grounding in research methods and basic statistics. Among the topics covered are those related to the social sciences, the natural sciences, forensic identification “sciences,” and lie detection techniques. Students need not have any college-level mathematics or science background.

Students who have taken Scientific Methods for Lawyers are not eligible for this class.

The class satisfies the Scientific Methods requirement for the Law and Health Sciences Concentration.

SECURED TRANSACTIONS (3 UNITS) – SPRING – (LAW*565)

This course covers the creation, perfection, and enforcement of security interests in personal property under Article 9 of the Uniform Commercial Code, including priorities among conflicting interests in the same property and choice of law problems. Some discussion of bankruptcy law as it affects the interests of secured creditors.

SECURITIES REGULATION (3 OR 4 UNITS) – FALL – (LAW*568)

Prerequisite: Corporations or Business Associations

This course focuses on federal securities regulation, including public and private securities offerings, the SEC reporting obligations of public companies, corporate governance, the regulation of trading in the public markets, and civil and criminal liability provisions under the securities laws.

SEXUALITY AND THE LAW (2 UNITS) – FALL – (LAW*206)

This course will look at some of the critically important ways that the law relates to sexuality, including both sexual orientation and gender identity. The first part of the course will focus on the legal concepts central to notions that law, government and private actors should or should not take account of sexuality. The second part will examine how those concepts have been and are being applied. Some of the subject areas will include criminalization of intimacy, military policy, parenting, schools, same-sex relationships, and the expression of gender identity.

STATE AND LOCAL GOVERNMENT LAW (3 UNITS) – FALL – (LAW*598)

There are roughly 80,000 local government entities providing essential services and spending billions of dollars, but these governments, all primarily a product of state law, most often appear in law school classes as defendants in constitutional tort cases.

This course takes a broader approach to local government law, both practically and theoretically, with a particular emphasis on the role of state and local governments in our federal structure. Topics to be covered include: federalism, relations between states, governmental liability, home rule, zoning, educational equity and public finance. Readings will

be drawn not only from case law, but from history, democratic theory, state statutes, local ordinances and policy analyses.

STATE AND LOCAL TAXATION (3 UNITS) – FALL – (LAW*597)

This course examines the fundamentals of state and local taxation, including an examination of property taxes, corporate and personal income taxes, sales and use taxes, and other state and local levies. State and federal constitutional limitations on the power of states to tax will also be covered.

STATUTORY INTERPRETATION AND BILL DRAFTING (3 UNITS) – SPRING – (LAW*215)

Prerequisite: Legislation

Enrollment limited to students currently enrolled in the Legislation Clinic. This class meets in Sacramento.

The class explores the contemporary literature of statutory interpretation, including the role of courts in construing statutes, the controversy surrounding the use of legislative history and extrinsic aids in interpreting statutes, and the “plain meaning” approach to statutory construction. The importance of the initial interpretation of a statute by an administrative agency responsible for its implementation will also be examined, as will the canons of statutory interpretation and the criticism of those canons.

Simultaneously, the class will focus on the professional skills needed to draft bills effectively. Readings will include both time-honored literature on the subject (such as Karl Llewellyn’s work, and Reed Dickerson’s *Legislative Drafting*) and more contemporary sources (such as *Legal, Legislative, and Rule Drafting in Plain English* by Martineau and Salerno). The class will include hands on drafting, both in the context of the student’s clinical placement, and in the form of drafting exercises and assignments prepared for the class.

TAXATION OF FAMILY WEALTH TRANSFERS (3 OR 4 UNITS) – SPRING – (LAW*543)

Prerequisite: Federal Income Taxation

Recommended Prior Course: Wills & Trusts

A problem-oriented survey of the federal transfer taxes affecting the gratuitous transfer of wealth during lifetime and following death. The focus is on the federal gift, estate and generation-skipping

transfer taxes, with selective coverage of relevant income tax provisions. Primary emphasis is given to statutory interpretation and tax concepts. Examples of how these taxes apply in day-to-day estate planning and family wealth transfer cases are regularly discussed.

TAX PROCEDURE (2 UNITS) – SPRING – (LAW*590)

Co-requisite or prerequisite: Federal Income Taxation

This course concerns how to represent clients in disputes with the IRS. Using the problem method, the course addresses the rights and responsibilities of taxpayers and the IRS in private letter ruling requests, return preparation and filing, audits, administrative appeals, and litigation. It also explores IRS options in collecting liabilities and defensive measures available to taxpayers and affected third parties. Attention also is given to tax ethics, civil and criminal penalties, tax shelters, and the special problems of transnational tax enforcement.

THEORETICAL CRIMINOLOGY (2 UNITS) – FALL – (LAW*581)

Prerequisite: Criminal Procedure recommended but not required.

The course offers a critical examination of theories on the etiology of crime and criminalization, focusing on basic criminological and sociological theories, and on the links between criminology and criminal justice policy. Among other issues, the course will include the following: The Enlightenment Era, classicist and neo-classicist criminology; positivism (biological and psychological); crime, environment and organization; functionalism and crime; socio-historical macro-theories on the evolution of crime over time; crime and criminal justice as social control; labeling theory; structural conflict theories, particularly Marxism, feminism, and critical race theory; situational crime prevention; the impact of law and economics on criminological theories; law and order theories; governmentality and risk assessment.

TRADEMARKS AND UNFAIR COMPETITION (3 UNITS) – SPRING – (LAW*582)

This class provides in-depth coverage of substantive trademark and unfair competition law, and state publicity rights. It covers the subject matter in greater depth than the Intellectual Property survey course.

VENTURE CAPITAL & THE START-UP TECHNOLOGY AND EMERGING GROWTH COMPANY (2 UNITS) – SPRING – (LAW*318)

Prerequisite: Corporations

This course will focus on the role of venture capital in the organization and development of the startup technology company, with emphasis on both the legal and business perspectives of this subject. The first part of the course will provide an overview of the venture capital industry in general and the motivations and financial objectives that shape the typical venture fund in its approach to a startup investment. The course will then shift in focus to the wide range of business, legal, tax and accounting issues that typically need to be addressed by the venture-backed technology company. These issues will be considered for the entire life cycle of the technology start-up, from the organizational stage through the seed and venture financing rounds, with some discussion in conclusion on the process and issues associated with accessing the public equity markets through an IPO. Consideration will also be given to related topics, including corporate capitalization structures, customary equity incentive arrangements for employees, and the terms and conditions of a typical venture capital investment.

The course will also feature a number of guest speakers to share their experience from a real world perspective, including venture capitalists from Silicon Valley-based venture capital funds, executives from existing venture-backed technology companies, attorneys from local law firms that concentrate in the technology area, and others.

NOTE: Students who have taken Legal Issues of the Start Up Businesses will not receive credit for this course.

U.S. HEALTHCARE SYSTEM & THE LAW (4 UNITS) – SPRING – (LAW*317)

U.S. HealthCare System (formerly “Health Law II”) will focus on the financing and regulation of the American health care industry, the cost of health care, barriers to access to health care, and bioethics. It will address issues related to private health insurance (including federal and state regulation of employer-provided health insurance), public health insurance (including Medicare, Medicaid, other government financed health programs), the structure of the health care industry, the impact of the Affordable Care Act and health reform, new business forms employed by health care enterprises, tax

exempt status of health care enterprises, antitrust, fraud and abuse, the legal obligation to provide care, hospital privileging, and ethical questions related to health care.

Note: Students who took more than one module of Health Law II (online during the 2012-13 academic year, or in single modules during the 2013-14 academic year) (including Introduction to Bioethics, Overview of the U.S. Healthcare System, Private Healthcare Regulation and Finance, and Public Healthcare Regulation and Finance) will not be eligible to take U.S. Healthcare System for 4 credits. However, students who took two or more modules listed above, who would like to concentrate in Law and Health Sciences must see Professor King to discuss an accommodation that may include auditing modules. Students who took only one of the modules listed above may enroll in U.S. Healthcare System, but must complete an extra project to obtain credit for the course. Students in this situation must speak with Professor King at the beginning of the semester to arrange for this additional project. Students who do not contact Professor King by the end of the add/drop period will not receive credit for the class.

WATER LAW (3 UNITS) – SPRING – (LAW*551)

This course will explore water allocation law and policy in the U.S. It covers the riparian (eastern) and appropriative (western) rights systems that are applied to surface water, the various legal doctrines applied to groundwater, the public trust doctrine applied in some states, federal laws that apply to water allocation (including the water rights of Indian tribes), governmental institutions like special water districts, takings issues arising from regulation of water use by laws like the Endangered Species Act, the federal licensing scheme for hydropower development, and interstate water disputes. It will very briefly treat international water issues with Canada and Mexico, but will not cover water pollution (addressed in the Clean Water Act). It will pay some attention to emerging issues, including addressing the impacts of a destabilizing climate on water law and policy. There are no prerequisites. Laptops will not be allowed in class.

WILLS & TRUSTS (3 OR 4 UNITS) – FALL/SPRING – (LAW*583)

An integrated course covering the laws of intestate succession, wills, and trusts. Historical development of the family wealth transmission process is traced, but emphasis is on modern statutory systems and

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contemporary policy determinants. Topics considered include patterns of intestate distributions, the execution and revocation of wills, policy restrictions on testamentary dispositions, the use of will substitutes, the creation and enforcement of private and charitable trusts, and fiduciary administration.

GPA SEMINARS

Seminars provide an opportunity for intensive analysis of legal and policy issues in a specialized area of study, culminating in a major research paper or a series of shorter papers. They require a considerable investment of time by students and faculty, and a corresponding responsibility for thorough preparation and participation by all members of the seminar. A few seminars also include a final examination. Please note that only seminars that require a substantial research paper qualify for the purpose of the College's writing requirements.

Seminars are strictly limited in enrollment. Because intensive discussion and directed research are not appropriate for anonymous grading, letter grades are awarded for seminars based upon class participation and completion of substantial writing projects. Seminar grades are included in calculating a student's grade point average.

ADVANCED EMPLOYMENT LAW (2 UNITS) – SPRING – (LAW*607)

May satisfy Writing Requirement.

The seminar will examine employment discrimination law through the lens of cases involving family caregivers. Topics will include lawsuits by men alleging that employers retaliated against them for taking parental leave under the Family and Medical Leave Act, Title VII cases involving discrimination against mothers, pregnancy accommodation cases under the Americans with Disabilities Act and the Pregnancy Accommodation Act, and litigation alleging discrimination against adults caring for ill or disabled children or elders. Students will write papers on employment law topics that may fulfill the writing requirement, and may be published as reports of the Center for WorkLife Law. Prior coursework in employment discrimination law is recommended, but not required.

ADVANCED LEGISLATIVE PROCESS SEMINAR (2 UNITS) – SPRING – (LAW*763)

May satisfy writing requirement; check with

instructor.

Satisfies professional skills requirement.

Prerequisite: Legislation

Enrollment limited to students enrolled in the Legislation Clinic. This class meets in Sacramento.

See LEGISLATION CLINIC for course description.

ADVANCED TOPICS IN INTERNATIONAL LAW SEMINAR (2 UNITS) – SPRING – (LAW*720)

May satisfy Writing Requirement.

This colloquium will explore advanced topics in public and private international law, while providing a forum for students to produce papers based on their individual research interests within the fields of international law, transnational law, and/or comparative law. Email keitmerc@uchastings.edu for permission to enroll (priority will be given to those in the International & Comparative Law Concentration).

ANTITRUST AND INTELLECTUAL PROPERTY SEMINAR (2 UNITS) – FALL – (LAW*700)

This seminar may satisfy the writing requirement.

This course will focus on the intersection of Antitrust and Intellectual Property law. We will focus on recent and pending antitrust cases in high-technology fields, including computers, software, and pharmaceuticals. The course will examine the actions of companies such as Microsoft, Google, and Apple, and will explore the antitrust implications of such activities as search engine manipulation, tying, bundling, exclusive dealing, "sham" litigation, refusals to license IP, antitrust risks in the settlement of Intellectual Property claims, how adoption or misuse of industry standards for Intellectual Property can violate the antitrust laws, and high-tech acquisitions. Instead of a final exam, students will be asked to write a legal brief, based upon course readings and other relevant cases. With prior approval from the instructor and the academic dean, the legal brief may satisfy the writing requirement.

BIOETHICS, LAW & HEALTHCARE DECISIONMAKING SEMINAR (3 UNITS) – SPRING – (LAW*719)

Satisfies writing requirement.

This seminar focuses on bioethical and legal analysis of various issues, problems, and controversies in health care decisionmaking. The course begins with a grounding in core ethical principles and their

corresponding legal doctrines and a survey of historical developments influencing modern approaches. Topics covered include current dilemmas and challenges relating to: (i) application of the doctrine of informed consent; (ii) health care decisionmaking for minors, mentally-disabled persons, older persons, and persons of uncertain competence; (iii) end-of-life health care decisionmaking (e.g., decisions to forego life-sustaining treatment, physician-assisted suicide, advanced directives, models of surrogate decisionmaking); (iv) organ and tissue donations (e.g., proposals to create legally-regulated markets for organs and tissues); (v) present and future use of reproductive and genetic technologies to select for or alter physical or psychological disorders or traits. The specific topics covered may vary from year to year in order to accommodate changing technologies and emerging debates.

BUSINESS PLANNING SEMINAR (2 UNITS) – SPRING – (LAW*761)

Satisfies writing or professional skills requirement but not both.

Prerequisites: Corporations, Federal Income Taxation, and Federal Income Taxation of Partnerships & Corporations.

Business planning provides the student who has achieved familiarity with fundamental concepts of taxation and corporate law an opportunity to apply that knowledge. The course is taught on the problem format, with small groups of students seeking practical solutions to problems designed for exposure to commercial, legal and financial questions. Among the areas explored are corporate formation and capital structure, contractual relationships between corporations and shareholders, redemption of shares (including financial aspects), acquisitions and divestitures, and corporate dissolutions.

CIVIL LITIGATION CONCENTRATION SEMINAR (2 UNITS) – FALL – (LAW*793)

Satisfies writing requirement.

Limited to students enrolled in the Civil Litigation Law Concentration.

This seminar provides a common forum for students enrolled in the Civil Litigation Concentration to explore issues of significant current importance in the field. Students will increase their understanding and knowledge of civil litigation policy, scholarship, jurisprudence and practice. Topics selected for coverage in any given year will differ depending on

their currency and importance. Representative topics include how courts have reacted to increasing caseload pressures and the complexity of their cases, pending amendments to the Federal Rules of Civil Procedure and Evidence, technological advances which affect civil litigation and evidence, and issues regarding alternatives to formal adjudication.

CLASS ACTIONS SEMINAR (2 UNITS) – SPRING – (LAW*727)

Satisfies writing requirement.

This seminar examines current problems in Federal and California class actions. After brief review of the history, purpose, and structure of class actions and amended Rule 23, the course will consider identity of claims between representative and class, standing to sue, mootness and intervention, the role of class attorney and representatives, adequacy of representation and conflicts of interest, the certification hearing, class action categories, the obligation or discretion to give notice and opportunity to be heard or opt out, the content of class notices, jurisdiction and choice of law issues, pre- and post-certification settlement, plans of distribution, appellate review, and *res judicata*.

CLIMATE CHANGE: LAW, POLICY, AND BUSINESS (3 UNITS) – FALL – (LAW*699)

Satisfies writing requirement.

Some scientists warn that climate change will devastate human communities here and abroad, and cripple the ecological systems upon which human life depends. Some market analysts predict that trading in carbon will be the planet's leading industry by 2020, worth more than 2 trillion dollars annually. How do these two phenomena coexist? How does domestic and international law encourage a market-based approach to solving a pressing environmental problem? We will examine local, state, national, and international laws, policies, and litigation to address climate change's impacts, with a particular focus on cap-and-trade, carbon offsetting, and other private sector responses to the climate change crisis. A research paper and an inclass presentation will be required. Coursework in Environmental, International, and/or Business law is helpful, but none are prerequisites.

CONSUMER FINANCE AND BANKRUPTCY (2 UNITS) – SPRING – (LAW*619)

Consumer consumption takes the majority of our nation's GDP. Borrowing by consumers fuels this consumption. This seminar will focus on consumer finance issues like payday lending, home lending, automobile financing, credit cards, student loans, and debt settlement companies. It will examine whether these financial products are good choices for consumers. The course will also cover the fundamentals of consumer bankruptcy. Students will learn how the bankruptcy system works and the solutions it offers to consumers and lenders. Recommended: Bankruptcy and Creditors' Remedies and Secured Transactions

CRIMINAL LAW & THEORY CONCENTRATION SEMINAR (2 UNITS) – SPRING – (LAW*757)

Satisfies writing requirement.

Preference will be given to 3rd year students. This seminar is mandatory for all students seeking to obtain the Concentration certificate, and attendance will be mandatory. The seminar will meet for two hours a week. Students must complete a scholarly paper on a criminal law or procedure topic approved by the faculty director. In the seminar, we will focus on significant, contemporary criminal law and procedure issues.

CRIMINAL PUNISHMENT SEMINAR (2 UNITS) – SPRING – (LAW*728)

Satisfies the writing requirement.

The past several decades have witnessed dramatic changes in the punishment of criminal offenders. Prison populations have swelled, as legislatures have enacted increasingly severe sentences and have attempted to limit judicial discretion through mandatory minimum penalties and binding sentencing guidelines.

This seminar will assess these trends from both a theoretical and practical perspective. We will begin by looking critically at the dominant justifications for punishment today and then proceed to explore the practical structure of our sentencing system. Which institution should have the primary responsibility for sentencing -- courts, legislatures, or sentencing commissions? Should an offender's upbringing or current family responsibilities be relevant to the sentencing decision? How effective are alternatives to incarceration, and when are they appropriate? In

answering these and other questions, our ultimate goal will be to bring some theoretical clarity to the development of a just and effective sentencing system in America.

“CRIMMIGRATION:” THE FEDERAL CONSEQUENCES OF STATE CONVICTIONS (2 UNITS) – SPRING – (LAW*694)

This seminar will introduce students to the policy and technical aspects of “crimmigration,” the incorporation of state convictions into federal statutory regimes governing criminal sentencing and immigration. Every year, thousands of people receive greatly enhanced federal sentences or are deported on the basis of prior state convictions. They routinely receive mandatory minimum sentences of 15 or more years for simple gun possession, or they are deported for minor offenses, because they have qualifying prior state convictions. Federal district and immigration courts have struggled to solve the technical puzzle of which prior convictions qualify and which do not for purposes of triggering federal statutory consequences. Few problems have occupied more of the federal courts' time and energy than developing a methodology for matching statutory standards to convictions. Students will write papers on the most pressing issues in the field. These papers are not required to satisfy the writing requirement, but students may elect to do so.

CURRENT CONSTITUTIONAL CASES: UNDERSTANDING THE JUDICIAL PERSPECTIVE (2 UNITS) – SPRING – (LAW*753)

Formerly Current Problems in Constitutional Law. This seminar will satisfy the writing requirement. Prerequisite: Completion of a course in Constitutional Law

Students will be assigned cases which are pending in the federal or state appellate courts and which pose interesting and significant constitutional issues. Working with actual briefs, one or more students assigned to a case will prepare and circulate pre-argument memoranda as if they were law clerks to a judge who will write the opinion. The other students will, in each case, prepare and circulate brief responsive memos advising “their” judges how to respond. These memoranda will then be the subject of discussion and critique at meetings of the seminar by fellow students, the instructors, and invited guests. Grades will be based on the memoranda and on seminar participation.

CYBERLAW SEMINAR (2 UNITS) – SPRING – (LAW*751)

This seminar will NOT satisfy the writing requirement.

This seminar will survey key legal issues in Internet law, including intellectual property ("Who owns your MySpace?"), electronic commerce ("Is a click a contract?"), content regulation ("What if a kid sees that?"), privacy and anonymity ("Who can tell I'm reading Perez Hilton?"), unauthorized access ("When is hacking a crime?"), and Internet governance ("Who's in charge here?"). Readings will focus on the latest developments in each of these areas. No prerequisites, and no technical background is required; supplementary readings will be available for those without basic knowledge of Internet technology and intellectual property law.

DIGITAL MEDIA LAW (2 UNITS) – SPRING – (LAW*776)

This seminar will NOT satisfy the writing requirement.

Prerequisite: Intellectual Property survey course recommended but not required.

This course will explore in depth the issues, legal principles, and practical considerations facing legal professionals in the booming digital media industry. Each week a different practitioner (or pair of practitioners) will teach a class on his/her specific area of expertise. The seminar will emphasize practical application of the law to a range of legal problems, arising in a variety of professional contexts. Students will be challenged to assess recent relevant case law, interpret licensing agreements, perform risk analysis from the perspective of the in house attorney, and obtain a general overview of the legal issues most relevant to the emerging and extremely dynamic digital media industry. Like most seminars, this is expected to be an interactive course that utilizes a range of different materials and teaching techniques. Though not the primary purpose of the course, it is also expected that the select group of practitioners who have agreed to participate in the seminar will present a rare and valuable networking resource to the students.

DISABILITY LAW (2 UNITS) – SPRING – (LAW*635)

This course will explore the rights of individuals with disabilities to be free from discrimination in several major aspects of life including: employment, higher education, elementary and secondary education, public accommodations, and housing. As the Bay

Area is at the heart of the worldwide disability rights movements, the class will be joined on a number of occasions by leading experts on many aspects of disability law, as well as witnesses to historic moments in the disability rights movement. These experts, employed in advocacy, government, and semi-public settings will enable to students to consider and compare a wide range of careers in disability law. These speakers will also explain how to seek summer employment, fellowship, and postgraduation employment opportunities with their offices and agencies.

The primary legal authorities covered will be the Americans with Disabilities Act (ADA), the Rehabilitation Act of 1973, the Fair Housing Act Amendments and the Individuals with Disabilities Education Act. We will explore both the traditional civil rights roots of these laws as well as the latest trends unique to disability in this rapidly emerging and changing field of law. In the course of this exploration a set of organizing principles will emerge. We will look at how to spot these principles and use them effectively in the practice of disability law.

Another primary objective of this course is to support students in improving their research and writing skills. The grade in this course will be based on class participation and writing an original research paper of 15-20 pages. We will give every student the opportunity to submit topics, outlines, and drafts for review and comment well before the end of the semester.

ESTATE PLANNING SEMINAR (2 UNITS) – FALL – (LAW*790)

Satisfies professional skills requirement.

Prerequisites: Federal Income Taxation, Taxation of Family Wealth Transfers, and Wills & Trusts, or permission of the instructor.

A problem-oriented study of the tax, nontax and ethical aspects of planning for the acquisition, holding and transfer of family wealth, including lifetime giving to children and grandchildren, joint and community property, marital deduction planning, life insurance and employee benefits, use of living trusts and durable powers of attorney, closely held business interests, valuation discount strategies, charitable giving opportunities, and post-mortem estate planning. The seminar will introduce students to basic estate planning documents and include experience in designing and formulating estate plans for various persons with different needs and resources.

EUROPEAN UNION TAXATION (2 UNITS) – SPRING – (LAW*616)

May satisfy the writing requirement.

The first part of the class will be an introduction to the topic and small student assignments. This will include EU institutions, a broad overview of national tax systems within the EU, and the relevant EU treaty provisions and secondary EU tax legislation including VAT.

The class will discuss the most important issues in EU taxation, using landmark ECJ cases and probably some European Commission White Papers. All of these will be available online. Cases will cover (cross-border) taxation of profits, dividends, labor, inheritances, supply of goods and services including digital services, and fiscal state aid. I intend to achieve a mix of conceptual, constitutional, and practical issues. Students will be required to present one of these topics, and write a paper on it, comparing EU case law with U.S. cases.

ENVIRONMENTAL LAW & POLICY (3 UNITS) – FALL – (LAW*228)

The Environmental Law and Policy course will focus on the legal regulation of pollution. The course will review the evolution of environmental policy from common law to the current primary federal laws, and explore basic policy issues relating to addressing pollution, including: the proper goals of environmental regulation; the roles of science and risk assessment; issues around the valuation of environmental injuries and environmental benefits; and the choices of regulatory approach, ranging from command-and-control regulation to market-based options, to information disclosure requirements.

FOOD JUSTICE SEMINAR (2 UNITS) – SPRING – (LAW*790)

May satisfy the writing requirement.

In this seminar we will approach the production, distribution, consumption and regulation of food from a social justice perspective. The “food justice” movement seeks to infuse concerns about social equity, sustainable environmental practices, and economic justice into the governance of food systems. We will examine some of the many substantive debates and controversies in which food justice advocates have participated. We will look at the connection between the global management of food-related issues and their local manifestations in California.

This very new and still evolving movement is also an interesting case study in the relationship between law and social change, and in how a single issue cuts across local, regional, national and global lines. Food justice issues also span sub-areas of law from environment to labor to human rights to intellectual property to land tenure to international law, and are inherently interdisciplinary. We will look at such issues as global trade in foodstuffs, farmworker health and safety, use of chemicals, sugar and obesity, food deserts, food aid, seed patents and seed sharing, “food security” and “food sovereignty,” and other topical issues. We will then turn to alternatives and critiques.

The course will require a research paper and will satisfy the writing requirement. It does not replace a course in food policy and regulation, since we will not delve into USDA or FDA law or other U.S. regulatory regimes in any detail.

INTELLECTUAL PROPERTY CAPSTONE CONCENTRATION SEMINAR (2 UNITS) – SPRING – (LAW*731)

Satisfies writing requirement.

Limited to 3rd year students enrolled in the Intellectual Property Law Concentration. The capstone seminar will integrate what third-year concentration students have learned in the core and elective concentration courses, and invite them to consider what lies ahead. The course explores the challenges posed by globalization and technological advance that will shape intellectual property law during the next several decades, and how the current intellectual property regime is likely to change in response.

Specific topics will vary from year to year, but will center around globalization and the movement toward international harmonization of intellectual property law, normative and utilitarian challenges to traditional notions of intellectual property, and the administration of the intellectual property regime in response to emerging technological and legal developments.

The entire intellectual property faculty will participate in the seminar. Students will write a research paper of publishable quality on a research topic of their choosing related to intellectual property.

INTELLECTUAL PROPERTY IN DESIGN IN THE GLOBAL MARKETPLACE (1 UNIT) – SPRING – (LAW *627)

The course will address several issues of intellectual property (IP) relating to emerging areas of creative design such as product design, videogames, fashion design, advertising, etc. Instruction focuses on the IP rights predominantly relied on by these industries, namely copyright, trademark, design patent, EU *sui generis* design rights, and to a limited extent patent law. The IP rights will be presented on a comparative basis. The primary jurisdictions discussed will be the US and EU, but relevant developments in Japan, China, India, Australia, etc. will also be covered. The material will be approached from the perspective of a multinational company seeking to secure and protect rights in multiple jurisdictions. The goal is to ensure a good grasp of the practical utilization of these rights.

INTELLECTUAL PROPERTY LICENSING SEMINAR (2 UNITS) – FALL/SPRING – (LAW*707)

Prerequisite: Intellectual Property survey course or IP Issues in Biotechnology, Patents & Trade Secrets, Copyright, or Trademarks and Unfair Competition, or with the approval of the instructor.

This seminar will NOT satisfy the writing requirement.

This seminar will cover all aspects of intellectual property licensing, with a focus on technology licensing. It will cover the uses of licenses, the formation of licensure agreements, sublicensing, confidentiality, royalties and payments for licenses, warranties and indemnities, and limitations of liability, among other topics. The focus will be on drafting concerns as well as substantive concerns, and students will engage in weekly discussions of publicly announced license transactions, a mock negotiation, as well as a final project.

INTERNATIONAL COMMERCIAL ARBITRATION SEMINAR (2 UNITS) – FALL – (LAW*786)

Satisfies writing requirement.

This seminar will focus on the theory and practice of international commercial arbitration. Topics will include, among others, the authority of the arbitral tribunal, appointment of arbitrators, choice of law in

international arbitration, the conduct of the arbitration proceeding, evidentiary issues, judicial review of arbitration awards, and recognition and enforcement of arbitration awards.

INTERNATIONAL NEGOTIATION AND DISPUTE SETTLEMENT SEMINAR (2 UNITS) – SPRING – (LAW*789)

Satisfies writing or professional skills requirement but not both.

Prerequisite: Prior or concurrent enrollment in Negotiation & Mediation: Process & Practice or Negotiation & Settlement.

This course contemplates a systematic exploration of negotiation and dispute resolution processes, including application of those principles across a range of legal disciplines: commercial, environmental, human rights and security.

The course will examine direct and facilitated negotiation among countries on substantive issues, as well as development of the dispute settlement system parameters under which disputes are resolved. International regulatory agreements cover a diverse array of topics: climate change, nuclear proliferation, human rights, international trade, species destruction, and intellectual property. All of these require some reliable means to achieve performance of obligations. A range of compliance systems will be studied, including reporting, verification, and enforcement tools.

INTRODUCTION TO JAPANESE LEGAL SYSTEM SEMINAR (3 UNITS) – FALL – (LAW*754)

Satisfies writing requirement.

This course will discuss the role of law, lawyers, and judicial system in Japanese society with a special emphasis on the comprehensive judicial reform that was recommended by the Justice System Reform Council in 2001. The main part of the course will review the background, process, contents, and impacts of the reform in legal education, civil litigation, criminal procedure, legal profession, access to legal services, and judiciary. Several substantive areas will also be discussed.

A set of photocopied materials will be prepared. They will include Setsuo Miyazawa, "Law Reform, Lawyers, and Access to Justice" and other excerpts from Gerald P. McAlinn (ed.), Japanese Business Law, Kluwer Law International (2007), which will be

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held on reserve at the law library.

Students will be required to write a substantive research paper (approximately 25 pages) in lieu of a final examination.

Students who have taken Introduction to Japanese Legal System Seminar or those who have received a law degree or a license to practice law in Japan may not take this course.

INVESTMENT MANAGEMENT LAW (2 UNITS) – FALL – (LAW*431)

The seminar provides an introduction to the investment management industry and investment products used to manage money for institutional and retail investors, including mutual funds, exchange traded funds (ETFs), hedge funds and private equity funds. Investment management law encompasses several different areas of law, such as federal securities and commodities laws, derivatives, banking and insurance regulation, ERISA (the federal law governing employee benefit plans of non-government employers), tax law, and corporate and partnership law. The seminar will provide a basic background to investment management law as well as the investment strategies and techniques used in the industry. The seminar will also focus on recent developments and current hot topics, including lessons learned from the recent financial crisis, the impact of the Dodd-Frank Act, and the role of institutional investors and investment funds in corporate governance. The seminar will focus on special requirements in managing pension plan assets given the central role of ERISA and pension plans in the industry. The seminar will include guest speakers from the industry where beneficial.

LAW & BUSINESS IN JAPAN SEMINAR (2 UNITS) – SPRING – (LAW*726)

Satisfies writing requirement.

Prerequisite: Corporations or Business Associations

This course will address areas of Japanese law and business that come into play when investing in or trading with Japan. Against the backdrop of globalization, the course will focus on practical issues that arise in cross-border business transactions, as well as provide a comparative perspective from which to analyze the reasons underlying distinct Japanese and U.S. approaches to regulating universal legal problems. Areas addressed will include mergers and acquisitions, contracts, competition law, financial markets, dispute resolution, the formal

structure of the Japanese legal system, Japanese legal culture, and the role of foreign lawyers in Japan.

LAW AND HEALTH SCIENCES CONCENTRATION SEMINAR (2 UNITS) – FALL – (LAW*750)

Satisfies the writing requirement.

Lawyers, scientists and healthcare professionals interact at many critical junctures. They often navigate treacherous waters together, addressing challenges involving health care reform, bioethical dilemmas, scientific testimony in the courtroom, ownership rights in medical inventions, and more. This interdisciplinary course tackles advanced problems in these and other areas at the intersection of law and the health sciences. It culminates with the student's preparation of a substantial scholarly research paper that satisfies the writing requirements of the Law & Health Sciences Concentration and of the College.

This course is the "capstone" seminar for the Law & Health Sciences Concentration. Concentrators must enroll in this course during their third year at Hastings. Hastings students with interests in Law and Health Sciences who are not concentrating are welcome to enroll in the course, but first must obtain the permission of the instructor.

LAW OF THE HUMAN BODY SEMINAR (2 UNITS) – SPRING – (LAW *631)

Satisfies writing requirement.

What kind of autonomy do we possess over our bodies? Is it the autonomy that individuals possess over a piece of property? Or is it the autonomy guaranteed under the constitutional right of privacy? The legal status of the human body is hotly contested. Sometimes human bodies and body parts are treated as objects of property, sometimes they are classified as quasi-property, and sometimes they are not conceived as property at all, but rather as the subject of privacy rights. This seminar will explore the law of the human body, focusing upon property vs. privacy frameworks as applied to such topics as abortion, the legal status of the human embryo, assisted reproduction, stem cell research, biological materials and biobanks, human gene patents, and the purchase or sale of human organs.

Students who have taken Constitution of the Family should not enroll in this class.

LAW PRACTICE MANAGEMENT SEMINAR (2 UNITS) – FALL – (LAW*651)

This seminar teaches students how to build and manage a successful law practice in a rapidly changing legal services market. The class is designed to support students seeking to start their own law practice as well as students who seek to understand and eventually manage established firms. We canvass a diverse array of management topics, including: law firm economics; pricing legal services; marketing; firm culture; governance; reward systems (e.g., compensation); and innovation. There is no prerequisite for this course. The grade will be based on two 10-page writing assignments, each of which constitutes 20 percent of the class grade, including a law firm business plan and excerpts of a partnership agreement. An in-class, open-book, two-hour final exam constitutes the remaining 60 percent of the course grade.

POLITICAL ECONOMY OF LAW SEMINAR (2 UNITS) – FALL – (LAW*748)

Satisfies writing requirement.

Prerequisite: Prior or concurrent enrollment in Comparative Law is strongly recommended but not required.

Economics claims to offer a robust theoretical perspective for the contemporary study of law and legal institutions. Often however in the American academic discourse it has been transformed into a powerful tool of legitimization of the current structure of economic and political power and domination. This seminar surveys the global impact of efficiency reasoning in the law, with particular emphasis on weak political social and economic settings. The claim of rationality, of scientificity and of neutrality of economics in policy making will be critically appraised by the use of a historical and comparative method. Documentary film materials will be used.

Students who have previously enrolled in Law and Economics Seminar may not register for this course.

NOTE: Professor Mattei's seminar class meets 3 hours per week;

PUBLIC LAW AND POLICY WORK GROUP (3 UNITS) – FALL –

(LAW*780) (formerly *Current State & Local Government Problems Seminar*)

May satisfy writing requirement; check with instructor.

Satisfies professional skills requirement.

The Work Group is designed for students who want to use their growing legal skills to help solve policy problems facing California's state and local governments. Each semester, the Work Group takes on three to five policy problems suggested by the UC Hastings Public Law Research Institute's partners in Sacramento and in local government. Working in small teams with a faculty partner, students analyze the problem's legal dimensions, consult with the policy-maker, and collaborate to respond to the policy-maker's needs. Depending on the problem, a work group might develop regulatory strategy, or present a report to a legislative body, or write a primer to guide policy implementation.

Along the way, the work groups engage with a common curriculum focused on the lawyer's role in the policy process, learning the rudiments of policy analysis, advanced research skills and how to make presentations and write about law to a policy audience.

The menu of projects for the fall semester is often posted on the Public Law Research Institute's website just before the semester begins if you'd like a preview of the semester's projects. Past work groups have helped draft regulations to implement the Voters FIRST Act; analyzed the constitutionality of sex offender registration laws for the Assembly and Senate Public Safety Committees; briefed the Senate Office of Research on California's authority to regulate transgenic salmon; advised local officials on state and federal language access laws, and much more. If you would like more examples, visit the PLRI (the Center for State and Local Government's research arm) on the Hastings website.

Send the instructor an email to see whether the course can accommodate your particular area of interest; we often can locate clients (and projects) if we have enough lead time.

REPRODUCTIVE AND GENETIC TECHNOLOGIES SEMINAR (2 UNITS) – SPRING – (LAW*781)

Satisfies writing requirement.

Human reproductive and genetic technologies such as assisted reproduction, embryo screening to choose a child's genetic makeup, and the prospect of personalized therapies are redefining modern medicine. If used properly, these technologies have great potential for treating disease, alleviating suffering, and improving many aspects of our daily lives. If misused, however, they may lead to harmful outcomes that can undermine basic human rights and relationships.

This seminar examines these technologies' promise and potential peril in the context of the regulatory vacuum that currently exists in the United States. We will pay close attention to the particular implications these technologies may have for historically vulnerable groups such as women, people with disabilities, and racial minorities. No particular background in the sciences is required.

RESEARCH AND SOCIAL JUSTICE: A CASE STUDY OF LGBTQ RIGHTS ORGANIZATIONS (2 UNITS) – SPRING – (LAW*617)

The seminar, which is designed for students contemplating careers as social justice litigators and/or advocates, complicates the political and strategic context in which litigation takes place, with a particular focus on LGBTQ rights and the nearly two-decade campaign to repeal “don’t ask, don’t tell.” While law students spend a great deal of time and effort studying legal theory, little attention is devoted to strategy and politics. In this seminar, as we study interconnections among law, strategy and politics in the context of LGBTQ rights, we will interrogate the relationship between theory and practice on a number of different levels: (1) Which theories of social justice have informed strategies that advocates have pursued? (2) How and to what extent have legal and social science research enhanced the pursuit of social justice? (3) How are optimal legal strategies crafted to inform public opinion? Visitors will include Professor Tobias Wolff, a University of Pennsylvania law professor who served for two years as chief adviser on LGBTQ rights to Barack Obama.

SOCIAL JUSTICE LAWYERING CONCENTRATION CORE SEMINAR (2 UNITS – 1 UNIT PER SEMESTER) – FALL/SPRING – (LAW*777)

This seminar will NOT satisfy the writing requirement.

Limited to 2nd year students who have enrolled in the Social Justice Lawyering Concentration.

This year-long seminar provides a common forum in which second-year students enrolled in the Social Justice Lawyering Concentration can deepen their understanding of public interest practice, interact with each other and with concentration faculty, and lay a foundation for taking maximum advantage of curricular and extracurricular opportunities to prepare for a career in public interest work. The course revolves around seminar discussions of assigned readings, short papers, and observations of public interest practitioners. Format will vary from year to year, with each year's class participating in developing its own curriculum and making suggestions for successor classes. Students will be graded on class participation and short papers.

NOTE: This seminar will be scheduled for two hours a week throughout the year but will meet approximately every other week. The instructors will set the actual schedule. Seminar meeting dates and times will differ between Fall and Spring semesters. Enrollment in this seminar is mandatory for concentration students.

SOCIOLOGY OF THE CRIMINAL JUSTICE SYSTEM SEMINAR (2 UNITS) – SPRING – (LAW*794) Satisfies writing requirement.

The seminar invites the student to visit the criminal justice system's realm from a sociological, empirical perspective. Among other topics, we will discuss the following: Criminal justice models; historical, sociological and critical aspects of criminalization and penalization; policing; prosecutorial decisionmaking; negotiation between prosecutors and defense attorney; public and private defense; defense attorney-client relationships; formal and informal courtroom dynamics; plea bargaining; the impact of class, gender and ethnicity on criminal justice; political and governmental aspects of law enforcement. In addition to the readings, the students will be offered a list of supplementary books and films for critical watching.

STARTUP LEGAL GARAGE BIOTECH MODULE/FIELDWORK – FALL/SPRING – (LAW*613/993)

The Startup Legal Garage course is a full year course with seminar and fieldwork components each semester.

10 units for the full year (2 unit class and 3 units fieldwork per semester). Fieldwork component satisfies the professional skills requirement.

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Open to second and third year students.

Prerequisites: IP Survey Course, Patent Law, the first year IP statutory elective, or appropriate experience. Prior science degree (ie. engineering, computer science, biology), undergraduate or graduate, is strongly recommended. This requirement is so that the student will feel comfortable reading and analyzing scientific descriptions in patents.

Students work on intellectual property matters, predominantly, "Freedom to Operate" research issues. This program works with companies from the QB3 Startup In a Box program. QB3 is an entity of the state of California founded to encourage startups out of the labs of UCSF, UC Berkeley, and UC Santa Cruz.

Weekly seminar addresses doctrinal issues in Intellectual Property and Corporate law. This course will orient students to the expectations of a transactional law practice and students will develop and apply lawyering skills such as transaction planning and management, client interviewing and counseling, navigating conflict of interest issues, and legal research. Students will bring redacted versions of their deals into the classroom.

Under the close supervision of a practicing attorney, students will work with entrepreneurs in their very early stages of business planning. The Startup Legal Garage is not an external placement clinic. With the nature of startup work, the fieldwork will ebb and flow, and students will not be working on a client project at all times. Students will, however, have the opportunity across the year to work with actual clients under the supervision of seasoned attorneys. There is no substitute for the real world.

Please submit a resume, course list, and statement of interest to startuplegalgarage@uchastings.edu by end of business, June 17. Students will be notified by June 18 whether they have been accepted, in time for registration.

STARTUP LEGAL GARAGE TECH MODULE/FIELDWORK – FALL/SPRING – (LAW*611/995)

The Startup Legal Garage course is a full year course with seminar and fieldwork components each semester.

8 units for the full year (2 unit class and 2 units fieldwork per semester). Fieldwork component satisfies the professional skills requirement.

Open to third year students.

Prerequisites (can be satisfied concurrently or with consent of instructor): Corporations or Business Associations + one of the following: Contract Drafting, Copyright Law, Corporate Finance, Employment Law, Patents and Trade Secrets, Sales & Leases, Securities Regulation, Venture Capital, Transactional Law Practicum or Business Planning.

Students work on corporate and intellectual property matters including incorporation, trademark registration, service agreements, review of financing documents, terms of service, and copyright issues. Startups are referred through our Community Partners: Hackers/Founders, Code for America, Black Founders, Women 2.0 and Girls in Tech.

Weekly seminar addresses doctrinal issues in Intellectual Property and Corporate law. This course will orient students to the expectations of a transactional law practice and students will develop and apply lawyering skills such as transaction planning and management, client interviewing and counseling, navigating conflict of interest issues, and legal research. Students will bring redacted versions of their deals into the classroom.

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TAX CONCENTRATION SEMINAR (2 UNITS – 1 UNIT PER SEMESTER) – FALL/SPRING – (LAW*714)

Satisfies writing requirement.

Prerequisite: Federal Income Taxation

Limited to 3rd Year Students.

This year-long seminar, designed for students electing the tax concentration, will explore the formulation of tax policy from legal, economic and political perspectives.

Fall semester topics may include alternative tax systems, integration of the corporate and individual

income tax, wealth transfer tax reform proposals, professional responsibility in tax practice, and selected current legislative or administrative concerns. One early class will be devoted to federal tax research techniques.

Each participant will produce a paper of publishable quality under the supervision of a member of the tax faculty. During the Spring semester, the principal seminar activity will be the presentation and discussion of student papers.

The entire tax faculty will participate in this seminar. Students who have not elected the tax concentration may not enroll in the seminar.

TAX POLICY SEMINAR (2 UNITS) – SPRING – (LAW*718)

Prerequisite: Federal Income Taxation
Satisfies writing requirement.

This seminar explores the tax policy implications of many of the following areas: income tax and fiscal policy; when income should be taxed; imputed income; progressive tax rates; value added taxes; consumption taxes; federal tax treatment of state and local taxes; corporations and dividends; capital gains and losses; tax impact of inflation; and theories of social justice.

TERRORISM AND THE LAW (2 UNITS) – FALL – (LAW*746)

Satisfies writing requirement.

This course will explore several fundamental legal questions concerning America's War on Terror. We will examine, in particular, the lawfulness of the government's policy of "enhanced interrogation," wireless wiretapping, the detention of enemy combatants, and the use of extraordinary rendition.

WATER RESOURCES SEMINAR (2 UNITS) – SPRING – (LAW*716)

Satisfies writing requirement.

Recommended prior classes: first-year Environmental Law statutory course, Environmental Quality Law & Policy, Land Use Regulation, Public Lands & Natural Resources, Water Resources.

This seminar provides an opportunity for detailed study of issues in the water resources field. The subject matter will vary from year-to-year. Topics include: the reasonable use and public trust doctrines, California's Bay-Delta controversy, tribal water rights, the Colorado River and other interstate water allocation controversies, the battle for Hetch Hetchy,

and the endangered Columbia River salmon. A research paper is required.

WOMEN'S HEALTH AND THE LAW (3 UNITS) – FALL – (LAW*784)

Satisfies writing requirement.

Are women autonomous decision makers or are we in need of protection? In this seminar, we will focus our attention on laws and policies affecting women's health. Topics covered include abortion access and regulation, forced sterilization and coerced contraception, the effect of environmental toxins on women's health, women's health and the criminal justice system, and disparities in funding and access to services. Threaded throughout the seminar will be questions about the government's responsibility to promote women's health and protect its citizens from harm, and at what point this protection or intervention infringes upon individual autonomy. We will also examine how race, sexuality, economics and other factors influence health care access and the ability to exercise free choice.

WRONGFUL CONVICTION SEMINAR (2 UNITS) – SPRING – (LAW*755)

Satisfies writing requirement.

Prerequisite: Prior or concurrent enrollment in criminal procedure and evidence recommended but not required.

This seminar will (1) address the many possible underlying causes of wrongful conviction, including but not limited to: resource imbalance (inadequate defense funding); police practices (interrogation techniques leading to false confession, evidence tampering, police perjury, withholding of exculpatory evidence, witness tampering and intimidation of witnesses); problems with eyewitness identification generally and with ID techniques and practices; faulty forensic evidence (ranging from sample contamination and lab errors to forensic techniques with little or no underlying scientific bases); and uneven judicial scrutiny of expert evidence in making admissibility determinations; and (2) explore possible policy and practice changes to minimize the risk of wrongful conviction, from the general (such as increased funding for defense services and education of judges, defense attorneys and prosecutors) to the specific (such as requiring taping of interrogations, double-blind lineup procedures, minimum educational requirements and double-blind proficiency testing for prosecution forensic experts, and more oversight and regulation of forensic

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laboratories).

NOTE: All students will be required to write a substantial research paper that meets the requirements set forth in the Course Catalog. Additionally, students will be graded on class participation, short weekly memos on the reading, and brief presentations to the class on paper topics.

NON-GPA COURSES

Non-GPA courses emphasize skills, training, practice and evaluation. They provide students an opportunity to learn and develop practical skills in a variety of areas. Grades assigned in non-GPA courses are not calculated in students' grade point averages.

Non-GPA courses are limited in enrollment. Some are designated mini courses. Mini courses are given one unit of credit and meet in varying configurations during the semester (e.g., every other week or for only seven weeks). Check the course schedule for the exact times and dates these courses meet.

APPELLATE ADVOCACY (2 UNITS) – FALL – (LAW*820/821)

Satisfies professional skills requirement.

Prerequisite: Legal Writing & Research and Moot Court

Appellate Advocacy provides students the opportunity to work in teams to increase their practical skills and knowledge of research, brief-writing, oral argument and appellate rules, standards and practice. The course is taught by appellate specialists and practitioners, and the case is a cutting-edge legal issue on appeal to the Supreme Court. The students work intensely on their advocacy skills to develop and polish their style and substance. Students complete an appellate brief and oral argument and observe appellate arguments in the Court of Appeals and Supreme Court located just one block from Hastings.

Students in Appellate Advocacy also participate in the Hastings Intramural Competition, the David E. Snodgrass Moot Court Competition. They are rewarded for their excellence in both oral and written advocacy with scholarships, awards and prizes. The overall Snodgrass winner is honored by having their name engraved on the perpetual plaque, which is displayed year-round at Hastings.

ADVANCED LEGAL RESEARCH (3 UNITS) – FALL/SPRING – (LAW*835)

Satisfies Professional Skills requirement.

Taught in a distance learning format through Blackboard, this course focuses on advanced legal research methodologies and strategies. Through video lectures, guided exercises, and research assignments, it introduces students to primary and secondary materials, cost-effective research strategies, print and online resources, and real world research issues. Topics include secondary sources, statutes and regulations, case law, citation-updating tools, and legislative history research. Grading is based on quizzes, weekly research exercises, four research assignments, and a short research memorandum.

NOTE: Students who have completed Advanced Legal Research: California Law are not eligible to enroll.

ADVANCED LEGAL RESEARCH: CALIFORNIA (2 UNITS) – SPRING – (LAW*887)

Satisfies Professional Skills requirement.

Taught in a distance learning format through Blackboard, this course focuses on advanced legal research methodologies and strategies within the context of California law. Through video lectures, guided exercises, and research assignments, it introduces students to primary and secondary materials, cost-effective research strategies, print and online resources, and real world research issues. Topics include research strategies, California-focused secondary sources, California statutes and regulations, court rules, case law, citation-updating tools, dockets, and legislative history. Grading is based on quizzes, weekly research exercises, four research assignments, and a short research memorandum.

NOTE: Students who have completed Advanced Legal Research are not eligible to enroll.

BUSINESS TAX PRACTICUM (2 UNITS) – SPRING – (LAW*845)

Satisfies Professional Skills requirement.

This course offers an innovative lens to critically explore issues of business taxation by examining entities and transactions in the social enterprise sector. Social enterprises blur the traditional distinctions between for-profit and nonprofit entities by blending social mission and market-based, business strategies. The tax treatment of these hybrid entities is complex and an increasingly contested area of law. The class will start by examining dominant

theories of doctrinal corporate and pass-through taxation law. We then scrutinize the arguments for various tax treatments of social enterprise legal entities (nonprofits, hybrid entities, and traditional for-profit entities) and review the likely consequences that would flow from offering tax preferences to these entities and their corporate transactions.

COMMERCIAL CONTRACT DRAFTING (2 UNITS) – SPRING – (LAW*879)

Satisfies professional skills requirement.

This course offers a more advanced alternative to the Basic Contract Writing & Analysis course. It is recommended primarily for third-year students who are interested in learning to draft more complex commercial contracts such as loan agreements, real estate leases, multifaceted sale of goods contracts and service agreements. Class discussion and homework will focus on sources of contract law, rules of interpretation, structure of contracts, effective drafting techniques, proper use of forms, and common mistakes and pitfalls. The class will also cover, through lectures and in-class and homework exercises, analysis of contract issues, identification of problem areas, and formulation of solutions, as well as offering hands-on experience in negotiating contract provisions and drafting clear and unambiguous clauses. The course will lead the students through the contract creation process — interviewing the client, drafting deal points, drafting contract clauses from those deal points, negotiating those clauses, and finalizing the contract. Practical contract checklists and sample contract clauses will be provided. Guest speakers from the business and legal professions will discuss a business transaction they worked on, which will be used as a case study and the basis for class exercises. Homework will be structured to be completed in four hours each week, but some assignments may take longer. Some accounting background and some course work in Article 2 and Article 9 of the UCC would be helpful but not essential.

NOTE: Students will not receive credit for both this class and the Basic Contract Writing class.

CONTRACT DRAFTING & ANALYSIS (2 UNITS) – SPRING – (LAW*877)

Satisfies professional skills requirement.

This course is designed to develop the basic skills of drafting and interpreting typical legal documents in

modern business transactions. Class discussion and homework will focus on how contracts are structured and how to draft covenants, representations and warranties, default and remedy clauses, boilerplate clauses and indemnification and confidentiality clauses. The contracts covered will be a basic letter of intent, a very basic and simple sale of goods contract, a settlement agreement and a contract that requires some client interview and cross student negotiation. Weekly class sessions will focus on the applicable substantive law and business practices relating to each project, and also will concentrate on analyzing and criticizing both student drafts and sample documents actually used in practice.

NOTE: Students who receive credit for this course may not also receive credit for the Contract Writing & Analysis of Commercial Agreements course.

CRITICAL STUDIES I: SELECTED PROBLEMS (2 UNITS) – FALL – (LAW*861)

Does NOT satisfy professional skills requirement. The course will include two of the following multi-state tested subjects: Constitutional Law I and II, Contracts, Criminal Law, Criminal Procedure, Evidence, Real Property, Torts.

This course is specifically designed to assist students in their preparation for the bar exam. Emphasis will be on skills such as critical reading and fact identification and analysis in subjects tested on the bar. Learning theory is incorporated to assist diverse learners in developing a process for understanding, organizing, and applying the law in the most frequently tested bar areas. The students will refine their skills by answering numerous bar essays and multiple choice questions. Students will also have the opportunity to answer cross-over questions, which are problems involving multiple subjects. Feedback will be provided throughout the course.

Grading is based on Pass/Fail.

NOTE: Enrollment is limited to third year students and by permission of the Instructor(s).

CRITICAL STUDIES II: LEGAL DRAFTING FOR THE PERFORMANCE TEST – (2 UNITS) – SPRING – (LAW*863)

Does NOT satisfy the writing or professional skills requirement.

This two-unit skills course surveys legal analytical and organizational methods essential to successful

completion of the Performance Test [PT] component of the Bar Exam and, by extension, to success in the practice of law. It includes weekly exercises in managing a case file, synthesizing legal authority, and performing objective and persuasive drafting tasks. Such tasks might include, for example, proposed legislation, legal correspondence, different styles of office memoranda, trial briefs, pleadings and motions, discovery plans, and closing arguments.

Students will learn how to complete each task within a given time period. This is a Pass/Fail course, and credit is conditioned on successful completion of all assignments.

Critical Studies I: Selected Problems is not a prerequisite for this course, nor are there any other course prerequisites. Enrollment is at the discretion of the instructor. Grading is based on Pass/Fail.

CROSS-CULTURAL NEGOTIATION AND DISPUTE RESOLUTION (2 UNITS) – SPRING – (LAW*865)

This course surveys the impact that cultural differences, stereotypes and attributions have on key dispute resolution processes. It is designed to build theoretical knowledge, and give students an analytical framework useful in determining suitable dispute resolution processes, and to instill practical skills and strategies to enhance effectiveness in cross-cultural contexts. Cultural differences including values and world-views are examined along various dimensions: orientation towards the individual or the collective community; deference to authority, particularly in a dispute resolution context; extent to which expectations for behavior are implicit or explicit; perceptions and impact of cultural starting points as applied to mediation/negotiation models. Specifically, this course will also look at international and domestic dispute resolution processes including negotiation, mediation and arbitration and the influence of culture within these processes.

DIRECT STUDY: GLOBAL INEQUALITIES (1 UNIT) – FALL – (LAW*896)

It is generally believed that the wealth gap between and within countries has significantly increased over the last two decades. This course will explore the possible explanations for this growing disparity in wealth and income. The course will require students to read 50-100 pages per week and participate in class discussion. The course is graded credit/no credit.

FACILITATION FOR ATTORNEYS (1 UNIT) – FALL/SPRING – (LAW*829)

Much of the law school curriculum is focused on advocacy and resolving disputes. Facilitation requires a different philosophical approach and a complementary set of skills. Facilitators act as neutral parties, helping groups of people to communicate and work together more effectively in situations where the focus is on learning, collaborative problem-solving and decision-making, rather than on resolving a specific dispute. Attorneys, who are used to operating as advocates, can greatly increase their effectiveness in group situations by mastering the skills of effective neutral facilitation.

For many attorneys, one of the most frustrating parts of the legal profession is having to participate in endless and unproductive meetings. Attorneys can use facilitation skills to improve the efficiency and productivity of meetings by: developing meeting agendas that optimize input and minimize wasted time; intervening in ways that reduce disruptive and counter-productive behavior; and setting group norms that encourage appropriate contributions, both before and during meetings.

This course is designed specifically for law students and applies facilitation to real world situations in the legal profession such as meetings of: Boards of Directors (for non-profits and for-profits); corporate shareholders; public committees and councils; co-counsel and law firm staff. Facilitation is particularly valuable in situations where developing and preserving strong, continuing working relationships is important, or where there are highly charged personal interactions, such as between birth mothers and adopting parents, between employers and employees or Unions, among heirs to an estate, or in condominium or professional associations.

Students in this course will learn how to improve their personal communications skills, plan and run successful meetings, improve communication among group members, and guide effective decision-making processes. The course will cover the principal theoretical models underlying facilitation and demonstrate how to apply them to specific legal, ethical and procedural challenges faced by attorneys. Grading is based on Pass/Fail.

FINANCIAL BASICS FOR LAWYERS (2 UNITS) – FALL – (LAW*881)

This course will introduce students to fundamental business, economic, and finance concepts that lawyers need to know in order to advise their clients effectively in a wide variety of practice areas,

including civil litigation, public interest law, family law, estate planning, real estate and environmental law, healthcare law, intellectual property law, business law, and tax law, among others. Some topics include: time value of money; equity, debt, and other financial instruments; accounting and financial statements; public markets and our financial system; and the relevance of these concepts to the practice of law.

While there are numbers and math in this course, this course is specifically intended for students who have little or no background in business, finance, and economics.

NOTE: Students with strong business, economics, or finance backgrounds should not enroll, and students who have taken or are enrolled in Corporate Finance may not take this course. Grading is pass/fail.

THE GOVERNMENT LAWYER (2 UNITS) – SPRING – (LAW*819)

The Government Lawyer is a required course for students enrolled in the Government Law concentration. The course examines roles and responsibilities of the government lawyer by looking at problems government lawyers confront in practice. Topics include: Who is the government lawyer's client? What does it mean to advise a policy-maker competently? Can government attorneys be whistleblowers? When do conflicts of interest arise for government lawyers, and how are they handled?

The course also introduces participants to doctrines critical to the practice of government law, but typically not covered elsewhere, including freedom of information laws, open meeting laws, and ethical rules that govern the behavior of public officials.

The course also serves as the classroom component for students enrolled in the Local Government Clinic. As such, it incorporates skills training, including research tools important for government lawyers, learning from critical reflection, strategies for working with supervisors and so on.

HUMAN RIGHTS AND RULE OF LAW IN HAITI (3 UNITS) – SPRING – (LAW*874)

Formerly known as Hastings to Haiti.

The instructors have developed and maintained a partnership with the Ecole Supérieure de Droit de Jérémie (ESCRODJ). Since approximately 1999, as a

result of this long-standing relationship, law students and faculty from Hastings have traveled to Haiti every academic year during Spring break, except for those years in which political upheaval in Haiti made travel inadvisable. During these trips, the student and faculty delegation meet with representatives of the governmental and non-governmental sectors, and engage in a legal exchange with Haitian students and professors at ESCRODJ. In preparation for the trip to Haiti, Hastings students attend a weekly seminar which is coordinated by the students themselves in collaboration with the faculty advisors. Participants are required to research a topic, and present on that topic at ESCRODJ. Participants also undertake the responsibility for fundraising, logistical arrangements, and the overall organizing of the delegation.

NOTE: Instructor permission is required to enroll.

INTERNATIONAL AND FOREIGN LEGAL RESEARCH (2 UNITS) – FALL – (LAW *880)

Satisfies professional skills requirement.

This course provides an overview of research methods and sources for foreign, international, and comparative legal research. Students learn how to formulate research strategies, evaluate materials in various formats, and conduct efficient searches using print and electronic resources. The course explores how to research and locate primary materials, such as treaties, constitutions, and codes, as well as secondary materials. Topics include public international law, foreign law, the United Nations, the European Union, private international law, and international trade law. Upon completion of the course, students presented with a legal issue involving foreign or international law should be able to formulate a research strategy, identify the relevant foreign and international legal materials, and locate those materials.

The course meets once a week for a brief lecture followed by an in-class exercise. Students are also required to complete weekly exercises and readings outside of class. Grading is based on class participation, the weekly exercises, a brief oral presentation on a foreign legal system, and a final research guide on an international law topic or international organization.

JUDICIALLY SUPERVISED SETTLEMENT CONFERENCE (1 UNIT) – FALL – (LAW*846)

Litigators are frequently called to participate in

judicially supervised settlement conferences before taking a case to trial. Understanding how settlement conferences are conducted, the perspectives of the judge, the clients and opposing counsel, as well as how to prepare an effective settlement conference statement, and how to address problems as they arise are essential skills for courtroom lawyers. This course will cover the law and practice of judicially-supervised settlement conferences and include an opportunity to observe a conference for a real case run by an experienced Magistrate Judge in Federal District Court. Students will be required to prepare a settlement conference statement for a hypothetical litigated case and to keep a journal integrating class discussions and readings with their reflections and observations about the settlement conference they observe.

NOTE: This class will meet for two hours a week for seven weeks and is limited to 20 students.

LEADERSHIP SKILLS FOR LAWYERS (2 UNITS) – SPRING – (LAW*827)

This course is designed to help students develop crucial career skills, including: projecting credibility and confidence in speaking and presenting; giving and receiving feedback, better handling of difficult conversations; gaining a better understanding of their strengths and a plan for addressing areas in need of development; understanding the importance of strong professional networks and developing the skills to build one; understanding the different roles lawyers play and which are a best match for their interests and skills; and identifying their career goals and writing a business plan to achieve them. Students will make two presentations, write five reflection papers and create a business plan.

LIE DETECTION, EMOTIONS, AND MINDFULNESS (3 UNITS) – FALL/SPRING – (LAW*882)

Satisfies the professional skills requirement.

This class introduces science-based skills for lawyers to identify emotions in themselves and others, manage emotions, assess truthfulness, and solve problems. Students learn to recognize emotions in themselves through awareness of the science of emotion and scientific-based training in mindful attention to themselves. Students learn awareness of emotions, strained thinking, stress, and deception in others through science-based training. Students then learn to apply skills through assessment of video and other examples and through interactive role plays,

such as client interviews, negotiations, and cross-examination.

LEGAL ANALYSIS (UPPER DIVISION) (2 UNITS) – FALL – (LAW*142)

Students who wish to enroll in Legal Analysis should place themselves on the waitlist and email the Associate Academic Dean a short paragraph explaining your reasons for wanting to take the course.

Permission to enroll will be at the discretion of the Associate Academic Dean and will be based upon a number of factors including academic need, past academic performance and section capacity. Students are not processed from the waitlist in the order in which they sign up. Final enrollment will be determined prior to the end of add/drop. Registration limited to JD students.

This course will examine the process of legal reasoning using a problem solving method. The theory of precedent, analogical reasoning, deductive and inductive reasoning, and statutory interpretation will be explored. Students will develop skills in fact discrimination and analysis, issue spotting, rule analysis, rule application and argumentation, and organization. Weekly writing assignments and in-class written exercises assist students to develop an effective and consistent approach for solving legal problems drawn from second and third year courses. Although developing analytical skills is the goal of the course, the context in which legal analysis and the specific topics are covered will vary according to the instructor.

MEDIATION (3 UNITS) – FALL/SPRING – (LAW*802)

Satisfies professional skills requirement.

This course combines a scholarly approach to mediation theory and process with practice in techniques and skills for mediators and advocates in mediation. The weekly format includes discussion, demonstration, and role-playing exercises. There will be required readings for most classes and a number of short written assignments.

NOTE: Students who enroll in this course may not enroll in the Civil Justice Mediation Clinic.

NEGOTIATION & MEDIATION: PROCESS & PRACTICE (3 OR 4 UNITS) – SPRING – (LAW*837)

Satisfies professional skills requirement.

This course is an introduction to the theory, process, and practice of negotiation and mediation, to help students improve their skills as negotiators and develop a framework for self-learning in the future. In addition to group discussions, classroom instruction will rely heavily on simulation, videotaped demonstrations, and small group work assignments. There will be required readings for most classes and a number of short written assignments related to particular classes and outside-of-class simulation exercises.

NOTE: Students who enroll in this course may not enroll in Negotiation (3 Units).

NEGOTIATION (3 UNITS) – FALL/SPRING – (LAW*838) Satisfies professional skills requirement.

This course is an introduction to the theory, process, and practice of negotiation to help students improve their skills as negotiators and develop a framework for self-learning in the future. In addition to group discussions, classroom instruction will rely heavily on simulation and video tape review. There will be required readings for most classes and a number of short written assignments related to particular classes and simulation exercises.

NOTE: Students who enroll in this course may not enroll in Negotiation & Mediation: Process & Practice (4 units).

POWERFUL COMMUNICATION (3 UNITS) – SPRING – (LAW*884) Satisfies Professional Skills requirement.

This course trains students to be powerful and ethical communicators across a spectrum of legal contexts, from courtroom to boardroom and from the workplace to the negotiation table. Among the subjects covered are understanding the internal psychological barriers to objectively evaluating our legal positions; listener-centered persuasion analytics; learning to tell impactful stories and how to use emotion to "move a room;" identifying the characterological and situational factors that induce unethical behavior; understanding the nature of bias and how to manage it; dealing with difficult superiors, opposing counsel, and clients; how to choose optimal modes of dispute resolution from competition to accommodation, from "hardball" to collaboration; and what it means to have courage as a lawyer. Drawing on communication theory, game theory, psychology, the performing arts, social

science research, neuroscience, and ethics, as well as traditional legal disciplines including negotiation and trial tactics, the course uses experiential techniques to instill such knowledge and skills "at the DNA level".

THE PRACTICE OF INTERNATIONAL LAW SEMINAR (1 UNIT) – FALL – (LAW*839)

This course is limited to second- year students who have enrolled in the International Law Concentration, or third-year students who decide after their third semester to enroll in the concentration. The course provides a common forum in which students enrolled in the Concentration can deepen their understanding of international and foreign law practice, interact with each other and with concentration faculty, and lay a foundation for taking maximum advantage of curricular and extracurricular opportunities to prepare for a career in international or transnational work. The course revolves around seminar discussions of assigned readings, short papers, exercises and role plays, and meetings with a range of practitioners. The format will vary from year to year. The seminar will generally meet for a 2-hour block every two weeks. Enrollment in this seminar is mandatory for concentration students. Grading will be credit/no credit; regular attendance and successful completion of a minimum number of short papers is required to satisfy the concentration requirement.

PRE-TRIAL PRACTICE (CIVIL) (2 UNITS) – FALL/SPRING – (LAW*842) Satisfies professional skills requirement. Prerequisite: Evidence

This class could easily be called 'Everything One Needs to Know About Litigation Short of the Trial Itself' (although the class covers a considerable amount about trials as well). The students learn how to evaluate cases, prepare demand letters, draft complaints and understand the options for responding thereto, draft discovery (interrogatories, document requests, etc.), take real depositions with real witnesses transcribed by real court reporters, draft motions, learn the intricacies of summary judgment practice, learn how to hire experts and what they do, and learn how to negotiate, mediate and settle cases.

PROTECTING TRADEMARKS IN TECH (1 UNIT) – SPRING – (LAW*814) Pre/Co-requisite: IP Survey or Trademarks and Unfair Competition or approval of the instructor. Open to JD and LLM students.

This course is a one-unit practical skills course that will familiarize students with the highlights of a first year attorney's trademark prosecution practice, through a combination of lecture and experiential learning.

The course will cover the basics of trademark application preparation, responding to major and minor office actions issued by the US Patent and Trademark Office, and advising on the selection of trademark candidates -- all with a focus on the unique trademark challenges facing the tech industry.

Reading materials will include district and appellate court cases, decisions of the Trademark Trial and Appeal Board, and sections of the Trademark Manual of Examining Procedure. Students will undertake 4-5 experiential learning assignments of relative difficulty and weight. There will be no final exam.

PUBLIC HEALTH & HOMELESSNESS: INTERSECTIONS OF LAW AND HEALTH CARE (2 UNITS) – FALL – (LAW*854)

This course is a collaborative endeavor between UC Hastings and UCSF that aims to bring together law students and medical students in order to examine and discuss the intersection of medical and legal issues as they effect the homeless population. The goals of the course are for students (1) to understand the history and current state of homelessness in the United States and in San Francisco; (2) to understand the interplay between legal and medical issues as they affect the homeless population; and (3) to understand the legal and social structure that those who seek to empower and advocate on behalf of the homeless population operate within. Topics will include an overview of the causes of homelessness, current public policies addressing homelessness, homeless access to healthcare, the role of substance abuse and mental illness amongst the marginally housed, and the healthcare concerns of specific needs homeless populations.

REAL ESTATE TRANSACTIONS (2 UNITS) – SPRING – (LAW*875)

This course will introduce the basic structure of typical real estate transactions, focused on a case study involving a mid-sized commercial transaction and will include: forms of ownership, acquisition, disposition, financing, construction, leasing and management. It will not focus on tax issues or litigation matters. It will build on what the student

learned in his/her Property course in the first-year curriculum.

REPRESENTING SPANISH-SPEAKING WORKERS IN EMPLOYMENT AND LABOR LITIGATION (2 UNITS) – SPRING – (LAW *868)

This course does not satisfy the professional skills requirement.

This course will follow a practice-based model to teach students who are proficient in Spanish how to effectively communicate with and advocate for Spanish-speaking clients in labor and employment litigation. Beyond learning specific legal vocabulary and how to translate legal concepts from one culture to another, students will also be made aware of and receive training in what to expect as they navigate their clients through the litigation process in another language.

Each class will focus on a different aspect of the litigation or representation process—from the initial client interview/consultation to hearings, depositions, and mediation— and will provide students with the opportunity to practice their vocabulary and communication skills in these different contexts. Students will engage in group simulation exercises and develop written materials to practice and wrestle with the linguistic and practical issues that arise in representing Spanish-speaking workers.

NOTE: This class will be taught primarily in Spanish.

SCIENTIST TO LAWYER (1 UNIT) – FALL – (LAW*145)

This is an optional enrichment course to help 1L students who have degrees in the hard sciences--e.g. chemistry, computer science, biology, etc.--transition to legal writing and reasoning. Students whose academic experiences lie mainly in the hard sciences may have had little occasion to engage in any writing other than reports of scientific data. In addition, scientific reasoning frequently focuses on considering only directly supportive data and identifying the single best of all possible alternatives. As a result, students with science backgrounds may struggle to adjust to legal reasoning and to the process of exploring all possible pathways.

TAKING AND DEFENDING DEPOSITIONS (3 UNITS) – SPRING – (LAW *895)

Satisfies Professional Skills requirement.

This course focuses on the practical and theoretical aspects of preparing for and taking depositions in civil cases, with an emphasis on deposing hostile witnesses. Over the course of the semester, students learn deposition strategies and questioning techniques needed to resolve common deposition dilemmas: For example, how thoroughly should any particular subject area be probed? What follow-up questions should be asked when the deponent provides testimony harmful to the questioner's case? How should the student deal with forgetful or non-responsive answers? Improper objections or otherwise inappropriate behavior by opposing counsel? Etc. The course is designed to give students continual practice and feedback in order to maximize skill-development. We will spend most of our class time practicing the skills and techniques for taking effective depositions, using a variety of simulations to provide students with a wide array of contexts. Virtually all of our classes will center on role-play exercises (often breaking into small groups) in which students will take turns conducting the questioning, defending the deposition, and acting as the deponent. We will also periodically pause to do lengthier, comprehensive video-recorded mock depositions. While the principal focus of this course is to prepare students to competently represent their clients while taking and defending depositions, it is also designed to expose students to strategies and techniques for conducting factual investigation and theory development in civil litigation; and to expose students to some of the ethical dilemmas inherent in taking and defending depositions.

TRIAL ADVOCACY I (2 UNITS) – FALL/SPRING – (LAW*831/833)

Satisfies professional skills requirement.

Prerequisite: Prior or concurrent enrollment in Evidence or Instructor's Choice.

This course instructs students in the basic elements of litigation. The topics covered include discovery techniques, pretrial court conferences, opening statement, direct and cross-examination,

impeachment of witnesses, proper handling of documents and exhibits, use of demonstrative evidence, and closing argument. The final grade in this course generally is based upon participation, completion of a trial notebook, and participation in a simulated trial.

TRIAL ADVOCACY II (3 UNITS) – SPRING – (LAW*832)

Satisfies professional skills requirement.

Prerequisite: Trial Advocacy I.

This course instructs in advanced elements of litigation. Sections of the course are designated according to subject matter emphasis, e.g., personal injury, criminal, and civil rights. Coverage may include handling of difficult witnesses such as character witnesses, alibi and eyewitnesses and other aspects of pretrial preparation such as investigation, analysis of fact and law, depositions or preliminary hearings, request for admissions, negotiations and settlement. Jury instructions are also covered. This course is particularly useful for those students who wish to be certified and to appear in court under the California Rules Governing the Practical Training of Law Students.

The class meets one day per week for a three-hour session. Students engage in selected facets of trial procedure during videotaped simulated trial situations. Also included in the course is a full day mock trial. The trial is intended to afford the student an opportunity to demonstrate all of the skills previously discussed on an individual basis throughout the semester.

NOTE: Students may enroll in this course only once even if the subject matter in another section differs.

TRIAL OBJECTIONS (2 UNITS) – FALL – (LAW*804)

Satisfies professional skills requirement.

Prerequisite: Evidence

The Trial Objections course is a performance course that is intended to bridge the gap between the Evidence course and the Trial Advocacy courses. Students participate in trial simulations with emphasis on understanding and applying the rules of evidence, not on trial tactics and strategy. The course starts with simulations involving objections to questions asked at trial and to exhibits offered in the course of trial. Then the focus shifts to motions in limine. Students will argue motions on topics such as computer animations, video exhibits depicting experiments and re-creations, and oral testimony about subsequent remedial measures. They will also

participate in *Daubert* hearings on topics such as handwriting identification, expertise on eyewitness testimony, and latent fingerprint identification.

CLINICS

Students must be in good academic standing (2.0 GPA) to enroll in a clinic; a 2.8 GPA is required to apply for a judicial externship. All clinical and externship courses consist of class units and fieldwork units. The fieldwork units count against the 20 unit maximum credit for non-classroom work. See, Academic Regulations, section 1203.

Students seeking to enroll in any Civil Justice Clinic course (Individual Representation, Community Economic Development, Mediation, Social Change Lawyering) can obtain information on the application and approval process from a Civil Justice Clinic staff or faculty member (Room 300, 100 McAllister) or by email at cjc@uchastings.edu.

Students seeking to enroll in the Refugee and Human Rights Clinic can obtain information and an application on the web at <http://www.uchastings.edu/academics/clinical-programs/refugee-human-rights/index.html>. Students interested in the Immigrants' Rights Clinic should submit a statement of interest and resume to Professor Richard Boswell, boswellr@uchastings.edu.

Students wishing to enroll in the Local Government Clinic or the Legislation Clinic should contact Rachel Goodman in the Center for State and Local Government Law, at goodmanr@uchastings.edu.

Students seeking to enroll in the Medical-Legal Partnership for Seniors Clinic can obtain information on the application and approval process from Yvonne Troya at troya@uchastings.edu.

Students interested in any other clinic must obtain prior approval from Professor Nancy Stuart in the Externships and Pro Bono Programs Office, 100 McAllister, Room 350, stuartn@uchastings.edu.

Students who will study abroad during the fall semester and are planning on enrolling in one of the clinical or externship programs for the succeeding spring semester should visit Professor Nancy Stuart in the Externships and Pro Bono Programs Office, 100 McAllister, Room 350, to discuss the pre-requisites and the details about enrolling. Enrolling in a clinical externship program from abroad is possible but can be more complicated than enrolling in a regular course.

CIVIL JUSTICE CLINIC AND CIVIL JUSTICE CLINIC FIELDWORK – INDIVIDUAL REPRESENTATION CLINIC – FALL/SPRING – LAW*902/903

(8 units. 4-unit non-GPA class and 4-unit fieldwork component, graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit limit for non-classroom work.)

Prerequisite: Prior or concurrent enrollment in Evidence or consent of instructor. If you are interested in taking clean slate cases, prior or concurrent enrollment in Criminal Procedure is strongly recommended. Open to 3rd, 4th, 5th, or 6th semester students.

Satisfies professional skills requirement.

Under the close supervision of Hastings faculty, students assume full responsibility for providing representation to low-income clients. Students handle cases start-to-finish, i.e., from initial client interview through administrative or court hearings, negotiated settlement, and/or trial. The subject areas include employment, health and “clean slate” (i.e., the dismissal of criminal convictions, the sealing and destroying of arrest records, and other criminal records remedies), and involve de novo trials of wage and hour claims in Superior Court, Social Security disability hearings, and “mini-trials” in Superior Court to seek a finding of factual innocence for an arrest. Skills covered include interviewing, counseling, case planning, fact investigation, addressing cultural and other differences, negotiation, witness examination, and written and oral argumentation. There are four hours of regularly scheduled class time per week. Students are expected to average a minimum of 20 hours a week on client casework.

In addition to case-related work, students have weekly reading assignments and are required to write a number of short, analytic papers on themes raised by the readings and their case experiences. A major course objective is to help students refine their abilities to be self-reflective about the multi-dimensional aspects of caring, effective, and ethical lawyering, so that they can develop their own vision of the sort of lawyer they will strive to become.

The Clinic is located on the 3rd floor of the McAllister Tower building. Students maintain office hours at the Clinic in addition to regular class times.

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Students appearing in Superior Court have to pay a \$55 fee to become certified under the California State Bar student practice rule. Each semester there are two mandatory, all-day introductory training sessions. For the spring term, second-year students have an enrollment preference for half the spaces. For the fall term, second-year students are welcome and have an enrollment preference for one-third of the spaces.

Because attendance in class the first week is absolutely critical, enrollment for this clinic is finalized that week. The regular add/drop period does not apply.

CIVIL JUSTICE CLINIC & CIVIL JUSTICE CLINIC FIELDWORK – MEDIATION CLINIC – FALL/SPRING (LAW*925/926)

(6 units. 3-unit non-GPA class and 3-unit fieldwork component, graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit limit for non-classroom work.)

Prerequisite: Consent of the instructor.
Satisfies professional skills requirement.

This course will have two components, a seminar and a field placement. In the seminar, through discussions and simulations, students will learn mediation skills and look at the role of mediation in civil actions. For their field placements, students will serve as mediators in Small Claims Court, for the City and County of San Francisco, and for the State Department of Industrial Relations (DIR). Cases involving parties who voluntarily agree to mediation will be assigned to a team of students who co-mediate in pairs. The types of disputes that will be mediated include; landlord-tenant, creditor-debtor, consumer, commercial contracts, neighbor conflicts, employment and workplace disputes, and retaliation claims. Students will gain experience in applying mediation theory and strategies discussed in class.

NOTE: Students who enroll in this clinic may not enroll in Mediation (3 units).

COMMUNITY ECONOMIC DEVELOPMENT CLINIC AND COMMUNITY ECONOMIC DEVELOPMENT CLINIC FIELDWORK – (LAW*927/928) – FALL

(8 units total. 4-unit non-GPA class and 4-unit fieldwork graded pass-fail must be taken concurrently. Fieldwork units count against the 18-unit limit for non-classroom work.)

Prerequisite: Consent of the instructor. Open to 3rd, 4th, 5th, or 6th semester students.

Satisfies professional skills requirement.
In the Community Economic Development Clinic, students serve as legal counsel to community organizations serving the Tenderloin and nearby neighborhood on a broad range of community development, land use, and policy projects. The Clinic's focus is on developing lawyering skills in providing counsel and assistance to neighborhood-based organizations and city-wide advocacy groups. The work entails attending community and governmental meetings, extensive legal research and factual development, drafting advisory memos, persuasive materials, and proposed legislation or ballot measures, delivering oral presentations, and closely following local political and economic developments. The Clinic will be of interest to students interested in policy advocacy and economic development, as well as those seeking to better understand and serve the local neighborhood. Regularly scheduled class will meet four hours per week. Seminar sessions involve discussions of assigned readings and "rounds" discussions of fieldwork projects. Topics include the historical and institutional context of the Tenderloin and nearby neighborhoods, the history and politics of San Francisco development, key local and state legislation shaping community economic development, and the role of lawyers in community economic development work. Students will write an analytical paper comparing the transformation of a low-income Boston neighborhood to historic and current efforts in San Francisco to protect and revitalize the Tenderloin, Mid-Market, and other low-income neighborhoods. Students will also interview a local Tenderloin resident, business, service provider, or other stakeholder and add the interview to the Clinic's ongoing "Tenderloin Chronicles." Students, working in teams of two or three, shall work 16-20 hours a week on fieldwork, prepare written field notes describing and analyzing their activities, and meet weekly with the instructor to discuss their fieldwork.

Enrollment will be limited to 6-8 students and is finalized the first week of classes. The regular add/drop period does not apply.

CRIMINAL PRACTICE CLINIC AND CRIMINAL PRACTICE CLINIC FIELDWORK – FALL/SPRING (LAW*910/911)

(12 units. 4-unit non-GPA class and 8-unit fieldwork

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component, graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Prerequisites: Prior enrollment in Criminal Procedure, Evidence, Trial Advocacy I, and a course fulfilling the professional responsibility requirement. Criminal Procedure: The Adjudicative Process is recommended but not required.

Preference for enrollment in the Clinic may be accorded to students who are enrolled in or have completed the Criminal Law & Theory Concentration Seminar. Open to 4th, 5th or 6th semester students with preference given to students in their 5th or 6th semester.

Students are required to attend an organizational meeting in the semester preceding their enrollment in the Clinic.

Satisfies professional skills requirement.

This course will emphasize intensive skills training in the classroom supplemented by structured, carefully supervised criminal practice experience in a limited number of prosecutor and public defender offices. Skills covered in class and field placements include interviewing of clients and witnesses, case planning and investigation, plea negotiations, written and oral motion practice, witness examination in hearings and trials, and trial preparation. There will be required readings for the class component and required videotaped simulation exercises. The class meets intensively through at least the first two weeks of the semester. Students will work a minimum of 32 hours per week in a fieldwork placement (information on these is available in the Externships and Pro Bono Programs Office, 100 McAllister, Room 350). It is expected that all of the placements will involve students making court appearances, and students must be certified by the State Bar of California under the Student Practice Rules. The cost of the certification is \$55.

ENVIRONMENTAL LAW CLINIC AND ENVIRONMENTAL LAW CLINIC FIELDWORK – SPRING (LAW*913/914)

(6 units. 2-unit class and 4-unit fieldwork component, both graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Prerequisites: Prior enrollment in any two of the courses listed in the course catalog which constitute the Environmental Law curriculum, or one of those

courses plus the first-year Environmental Law statutory course.

The placement given may depend on the courses in which the student has enrolled. 4th, 5th, or 6th semester students only. Spring Semester only.

Satisfies professional skills requirement.

The course will cover strategies of environmental practice as well as problems that arise in environmental negotiation and litigation. These include working with experts in other fields, obtaining and distilling complex scientific data, presentation of the case to an administrative agency, access to the courts, and risk assessment and related problems of proof. The instructor will probably explore these issues by requiring the class to work through a single case from client presentation, to consultation with experts, to negotiation with opposing counsel, to commencement of litigation, to final judgment.

Students are expected to average a minimum of 16 hours a week in a designated fieldwork placement. (Information on the placements is available in the Externship and Pro Bono Programs Office, 100 McAllister, Room 350.) Enrollment is contingent on acceptance into a fieldwork placement offered through the clinic.

IMMIGRANTS' RIGHTS CLINIC AND IMMIGRANTS' RIGHTS CLINIC FIELDWORK – SPRING – (LAW*907/908)

(6 units. 2-unit non-GPA class and 4-unit fieldwork component, graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Prerequisite: Upper division Immigration Law only. First-year Immigration Law does NOT qualify as a prerequisite. 3rd, 4th, 5th, or 6th semester students only. Admission to the Clinic requires the prior approval of the instructor. Students should submit a statement of interest and a resume which includes language abilities to Nancy Stuart in the Externships and Pro Bono Programs Office, 100 McAllister, Room 350. (Knowledge of a foreign language is not a prerequisite for the clinic but may be considered as a factor since many of the clients will not speak English.)

Satisfies professional skills requirement.

The Immigrants' Rights Clinic affords students an

opportunity to work directly with clients facing immigration problems. The immigration issues range from defending clients facing removal by the INS, those seeking political asylum in the U.S. and others who wish to become U.S. citizens. Students will work primarily at placements outside of the law school. Most of the client representation will be through work with local immigrant rights projects involved in law reform or litigation. Students will be directly supervised by Professor Boswell.

The primary focus in this clinic will be client interviewing and counseling, case planning and legal writing. Students who enroll in the clinic can also expect to be involved in adversarial hearings before immigration judges. The clinic is divided between a classroom or seminar component focusing on skills and case strategy and analysis discussions, and the representational component (sometimes referred to as a fieldwork component) where students engage in the actual work of representing the client.

LIBERTY, SECURITY AND TECHNOLOGY CLINIC AND LIBERTY, SECURITY AND TECHNOLOGY CLINIC FIELDWORK – FALL – (LAW*961/967)

(6 units. 2-unit non-GPA class and 4-unit fieldwork component, graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Requisite courses taken previously or concurrently: Criminal Procedure, Evidence, and a course fulfilling the professional responsibility requirement. *Criminal Procedure: The Adjudicative Process* is recommended but not required.

Preference for enrollment in the Clinic may be accorded to students who are enrolled in or have completed the Criminal Law & Theory Concentration Seminar. Open to 4th, 5th or 6th semester students with preference given to students in their 5th or 6th semester.

Satisfies professional skills requirement.

This course will emphasize interdisciplinary methods of legal practice through intensive skills training and supervised criminal practice casework. Skills covered in the course include working with experts in other fields, case planning and investigation, plea negotiations, motion practice, and trial preparation. The seminar will trace the arc of a federal criminal case, introducing students to the doctrinal and procedural aspects of complex criminal litigation by

engaging with contemporary issues in national security law including counterterrorism, cybersecurity, secrecy, intelligence gathering and law enforcement. Videotaped simulation exercises may be required.

Students will work a minimum of 16 hours per week on casework, representing defendants in complex federal criminal prosecutions involving national security and cybersecurity charges. Typically, student work will culminate in a written product, such as a brief or motion on a cutting edge area of substantive or procedural law.

LAWYERING FOR CHILDREN AND OTHER VULNERABLE POPULATIONS: A PRACTICUM AT LEGAL SERVICES FOR CHILDREN – (SPRING) – (LAW*986/987)

6 units: 2 class units and 4 fieldwork units graded pass-fail. Fieldwork units will count against the 20 unit limit for non-classroom work.

Prerequisites: Children and the Law, may be waived with permission of the instructor. Prior or concurrent enrollment in Family Law, Education Law, Public Schools and the Constitution recommended.

Satisfies professional skills requirement.

The Practicum will provide students with lawyering skills, substantive legal knowledge and training in non-legal areas such as child development and trauma to prepare them to be excellent attorneys for children and other vulnerable populations. The weekly class will include a discussion of specific cases students are working on, practical training on specific types of youth law cases, substantive legal training in Education, Foster Care, Guardianship and Immigration, and additional training in non-legal topics relevant to attorneys working with children and other vulnerable populations, focused on advocacy for clients who have been impacted by trauma.

The practicum component will include participation in LSC's warmline (a free and confidential help line), school expulsion hearings, guardianship proceedings, and immigration matters. Students will also have the opportunity to help on LSC policy/advocacy projects. Students will improve their skills in interviewing, issue spotting, case presentation and trial techniques, as well as gain familiarity with administrative hearings, state court hearings, federal immigration proceedings and policy work.

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To enroll: Admission to the Practicum requires consent of the instructor. Please complete the Common Clinic Application, available on the Clinics webpage, <http://www.uchastings.edu/academics/clinical-programs/index.php> to be considered for this course.

LEGISLATION CLINIC (3 PARTS – 13 UNITS TOTAL) – SPRING

Satisfies the professional skills requirement.

This Clinic includes the Fieldwork component (8 units), Advanced Legislative Process Seminar (2 units), and Bill Drafting & Statutory Interpretation (3 units). Offered spring semester only. All classes meet in Sacramento.

Fieldwork – (LAW*923)

(8 units) Fieldwork units count against the 18-unit limit for non-classroom work.

Prerequisite: Legislative Process or permission of the instructor

Co-requisites: Advanced Legislative Process Seminar and Bill Drafting and Statutory Interpretation.

Clinic students work 32 hours each week for 16 weeks as interns for a legislator who is a lawyer, a legislative committee staffed by a lawyer, or a selected public entity involved with the legislative process and principally staffed by lawyers. Typical placements might involve working with the office of the Legislative Counsel, a legislator/attorney, the President pro tempore of the Senate, the Speaker of the Assembly, the Legal Affairs Division of Governor's Office, a committee like the Assembly Committee on the Judiciary, the legislative division of an agency like the Judicial Council or Justice Department.

The clinics goal is to give a student the opportunity to observe first-hand the lawyer's role in legislative process by attending committee hearings and floor sessions and assisting in crafting and promoting legislation. Through his or her work, a student will develop legal research and writing skills through bill drafting, amendment and analysis; negotiations skills by participating in "working a bill" through the legislative process and advocacy skills by engaging in the coalition building necessary to promote legislation in various forums, including legislative committees.

Placements are arranged by the clinic director, although a student may arrange for his or her own placement if approved by the clinic director. Each

student is required to keep a journal that outlines his or her clinical work assignments, summarizes daily activities connected to the clinical placement, reports on each of the required activities, comments on the legal and procedural issues confronted, and generally addresses the clinical experience.

Advanced Legislative Process Seminar – (LAW*763)

(2 units)

May satisfy writing requirement; check with instructor.

Prerequisite: Legislation

Enrollment limited to students currently enrolled in the Legislation Clinic. This class meets in Sacramento.

The seminar provides a student with the opportunity to reflect on his or her clinical experience, share that experience with other clinical participants, and explore both issues of legislative process and of substantive law connected to specific legislation on which the intern is working. The seminar will address topics such as the jurisprudence/ "legisprudence" of statutory law and the legislative and judicial cultures; the allocation of power to enact and interpret statutes and constitutional provisions; the initiative process and its impact on the legislative process; parliamentary law and the legislative rules of procedure; the legislature's investigative power; legislative ethics; the relevance of the administrative law to statutory law; the budget process and related legal issues. Guest speakers who are participants in the legislative process will be a key element of the seminar. Each student will be required to report on his clinical experience periodically. Grades will be based on class attendance and participation, and participation in specified activities, and a journal.

Bill Drafting and Statutory Interpretation – (LAW*215)

(3 units)

Prerequisite: Legislative Process

Enrollment limited to students currently enrolled in the Legislation Clinic. This class meets in Sacramento.

The class explores the contemporary literature of statutory interpretation, including the role of courts in construing statutes, the controversy surrounding the use of legislative history, the use of canons of construction, and theories of statutory interpretation. Simultaneously, the class will focus on the professional skills needed to draft bills effectively.

Readings include both time-honored literature on the

subject (such as Karl Llewellyn's criticism of the cannons, Reed Dickerson's *Legislative Drafting*) and more contemporary sources (such as *Legal, Legislative, and Rule Drafting in Plain English* by Martineau and Salerno). The class will include hands on drafting, both in the context of the student's clinical placement, and in the form of drafting exercises and assignments prepared for the class.

LOCAL GOVERNMENT LAW CLINIC – SPRING – (LAW*918/919)

(6 units. 2-unit non-GPA class and 4-unit fieldwork component, graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Prerequisite: Constitutional Law I; completion of or concurrent enrollment in either State & Local Government Law or California Local Government Law or permission of the instructor.

4th, 5th, or 6th semester students only.

Satisfies professional skills requirement.

The local government law clinic provides students with practical experience in the problems associated with representing a local government. The clinic has an academic and a fieldwork component. The academic component is a course called The Government Lawyer. The course examines the government lawyer's role by looking at problems government lawyers confront in practice. Topics include: Who is the government lawyer's client? What does it mean to advise a policy-maker competently? Can government attorneys be whistleblowers? When do conflicts of interest arise for government lawyers, and how are they handled? The course introduces participants to doctrines critical to the practice of government law, but typically not covered elsewhere, including freedom of information laws, open meeting laws, and ethical rules that govern the behavior of public officials.

The course also focuses on skills training, developing the ability to learn from critical self-reflection, and draws on the students' experiences in their placements to advance not only their understanding of basic principles of substantive and procedural law relevant to their placements, but of the role of lawyers and legal institutions in society as well.

For the fieldwork component, students work 16 hours per week in a department of the San Francisco City Attorney's office. (Placements are sometimes also available in the Berkeley, Oakland and Palo Alto City Attorney's Offices.) The placements offer students

the opportunity to work on projects that enable them to begin to understand the role of the city attorney and the nature of public law practice generally, and to begin to acquire the substantive knowledge and practical skills lawyers practicing local government law need. Typical departments would include, in the San Francisco City Attorney's Office, the general government group, the health, education and social services group, the land use and environment group, and the labor group. The focus of the clinic is not on litigation, so placements in the trial division are excluded.

Enrollment is contingent on acceptance into an approved fieldwork placement.

MEDICAL-LEGAL PARTNERSHIP CLINIC FOR SENIORS CLINIC AND MLP FOR SENIORS FIELDWORK – FALL/SPRING – (LAW*935/936)

(6 units, 3-unit non-GPA class, and 3-unit fieldwork component, graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit limit for non-classroom work.)

Admission to the Clinic requires consent of the instructor. Students should contact Yvonne Troya at troyay@uchastings.edu for information.

Satisfies professional skills requirement.

The Medical-Legal Partnership for Seniors Clinic provides students with an opportunity to learn lawyering skills in an interdisciplinary context, and, in particular, to observe the impact of law and policy on the health and clinical care of low-income seniors. A novel feature of this course is that students conduct direct services fieldwork at a UCSF medical facility and in patient homes and work directly with elderly patients and their physicians.

This clinic will be useful for any student considering general client-based practice, and will be of particular interest to students considering a career in health law, elder law, estate planning, or social justice lawyering. Students learn to spot a range of complex legal issues faced by older adults. Direct services consist of providing wrap-around legal representation for clients, primarily in areas of advance health care planning, estate planning, and public benefits-related issues. Students develop transactional lawyering skills such as counseling clients; drafting advance health care directives, durable powers of attorney for finances, and simple wills; and navigating the complicated ethical issues that frequently arise in these cases. Students also learn to advocate for clients

with regards to public benefits coverage and other matters directly affecting their health. In addition, students learn case management, timekeeping, and other skills necessary for any legal practice.

Students meet twice weekly throughout the semester for a two-hour seminar class and “caserounds” session in which students gather as a team to present, discuss and strategize about their cases in light of the seminar material. Students must attend a day-long orientation session before the regular semester begins and another session part-way through the semester.

Additionally, students must devote a minimum of 12-15 hours per week to direct services fieldwork, which includes meeting patients at the UCSF Center for Geriatric Care, their homes, and UC Hastings, and working on their cases.

REFUGEE & HUMAN RIGHTS CLINIC – FALL/SPRING – (LAW*931/932)

(6 units. 2-unit class and 4-unit fieldwork component, class is graded, fieldwork is graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Prior or concurrent enrollment in statutory immigration law, Upper class Immigration Law or Refugee Law strongly preferred, but not required. Prior or concurrent enrollment in International Human Rights is a plus.

3rd, 4th, 5th, or 6th semester students only. Admission to the Refugee and Human Rights Clinic (RHRC) requires the prior approval of the instructor. Admission to the Refugee and Human Rights Clinic (RHRC) requires the prior approval of the instructor. Students should email Karen Musalo at musalok@uchastings.edu, and Christine Natoli at natolic@uchastings.edu to apply.

The application can be downloaded by going to the RHRC home page at <http://www.uchastings.edu/academics/clinical-programs/refugee-human-rights/index.html>.

Satisfies professional skills requirement.

Students will attend a weekly two-hour seminar and also work 16-20 hours per week on projects that involve refugee and human rights issues and present a unique opportunity to develop a range of skills relevant to legal advocacy in these areas. In the refugee area, students may engage in the direct representation of asylum seekers or do policy or other

high impact work, including the development of expert witness affidavits. Human rights work may involve fact-finding and report writing addressing conditions in refugee-sending countries, collaborative projects with other non-governmental organizations, and work with in-country experts. Some projects may be undertaken in partnership with the law school’s Center for Gender and Refugee Studies (CGRS). CGRS is one of the nation’s leading refugee advocacy organizations, engaging in research, national policy work, impact litigation, and other strategies in defense of asylum seekers. Students will be given as much individual responsibility as feasible, with one-on-one supervision, so as to provide them with mentoring and the opportunity to develop important professional skills and values. In the weekly 2-unit seminar, students will focus on the development of lawyering skills and enhance their understanding of ethical issues and other subjects bearing on refugee and human rights legal advocacy work. Peer learning will be emphasized through the use of “clinical rounds” and reflective discussion.

The Refugee and Human Rights Clinic will be of particular interest to students who are interested in exploring how successful advocacy on individual cases can impact the development of the law and how “non-legal” approaches, such as use of media and grassroots mobilization, can strengthen traditional legal strategies.

SOCIAL ENTERPRISE & ECONOMIC EMPOWERMENT CLINIC – FALL/SPRING – (LAW*996/997)

(2 unit non-GPA class and 4 unit fieldwork component, graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Prerequisites: Students need to have taken or plan to be concurrently enrolled in 1) Corporations or Business Associations and 2) another course that demonstrates the student’s interest in transactional law and/or entity representation. Consent of the instructor is also required. Interested students should contact Professor Alina Ball at balla@uchastings.edu. Satisfies professional skills requirement.

Students in the Social Enterprise & Economic Empowerment Clinic serve as outside counsel for social enterprises, nonprofit organizations and small businesses on corporate and transactional matters. Students advise their clients on a variety of corporate governance, compliance, transactional, and operational matters. Through their client work,

students gain experience as business attorneys and develop transactional lawyering skills such as strategic planning, project management, client interviewing and counseling, legal research and analysis, contract drafting, and cross-cultural competencies. Students work closely with their clients to understand their organizational model, industry, and social impact goals to then provide counsel customized to the client's particular corporate needs. Students are encouraged to grapple with and develop their own perspectives about how lawyers can best participate in the growing social enterprise sector and how transactional law can advance issues of economic and social justice.

WORKERS' RIGHTS CLINIC – FALL/SPRING – (LAW*921/922)

(3 units, 1-unit class and 2 units fieldwork component both graded pass-fail, must be taken concurrently. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Satisfies professional skills requirement.

The Workers' Rights Clinic provides students with practical experience in a wide range of employment related problems as they deliver free legal information and assistance to low-income workers. The Clinic operates two evenings a week and is supervised by attorneys from the Employment Law Center and the private bar. Students conduct initial client interviews and in consultation with the supervising attorneys, provide counseling, legal information and referral. In some cases, students provide limited follow-up assistance including drafting letters or administrative complaints, or representing workers at administrative hearings.

The accompanying classroom component, which meets one evening a week for 50 minutes, operates in a seminar format. The seminar addresses selected topics in employment law as well as discussions of legal concepts, skills development and illustrative cases derived from the client experiences. The seminar also allows students to compare their experiences and learn with each other. Note: Monday classes meet in the Dining Commons at Hastings 6:00-9:00pm; Wednesday classes meet at the Employment Law Center, 180 Montgomery Street, Suite 600, San Francisco, 5:15-8:15pm.

EXTERNSHIPS

ALTERNATIVE DISPUTE RESOLUTION EXTERNSHIP

PROGRAM – FALL/SPRING – (LAW*959/958)

(1 unit, non-GPA academic credit, 4 units clinical credit) – Fieldwork units count against the 20 unit maximum credit for non-classroom work.

Prerequisite: Two courses in the negotiation or dispute resolution area.

Open to 4th, 5th, or 6th semester students only.

Satisfies professional skills requirement.

The Alternative Dispute Resolution [ADR] Externship provides students with a unique opportunity to study dispute resolution processes from a practical as well as theoretical perspective. The Externship is a course for advanced dispute resolution students who want an in-depth practical experience and an opportunity for research, writing, and analyzing challenging topics in this area of study. The academic component focuses on developing competence in advanced problems of dispute resolution, such as psychological factors, system design, ethical responsibilities of practitioners, and public policy developments.

For the fieldwork component, students work at least 14 hours per week in a placement approved by the Director of the Center for Negotiation and Dispute Resolution.

Potential placements include the San Francisco Superior Court's SRL Mediation Program, the Community Relations Service of the U.S. Dept. of Justice, the U.S. District Court for the Northern District of CA Mediation Program, SEEDS dispute resolution center in Oakland, SF Community Boards, the California Department of Industrial Relations, Mondria Online ADR, San Mateo Superior Court's Juvenile Mediation Program, Marin Dispute Resolution Services, and the California Lawyers for the Arts Arbitration and Mediation Service.

LAW & LAWYERING IN THE NATION'S CAPITAL (3 UNITS) – FALL/SPRING – (LAW*909)

The class is designed to explore the role of the federal government lawyer. Through a series of guest lecturers the seminar will help you learn about the process of federal lawmaking. We will also investigate the unique role lawyers in Washington DC play in affecting, making and changing federal law and policy. Class sessions generally include guest speakers and discussion based on your questions. The fieldwork component consists of a full-time placement with a governmental or non-profit law office in Washington D.C. The lawyering

students do at the externship site is guided by your externship supervisor.

JUDICIAL EXTERNSHIP PROGRAM

The Judicial Externship Program consists of a classroom component and a fieldwork component, described below, which must be completed simultaneously. In addition, each student must complete a 2-3 unit pre- or co-requisite course of his or her choice from the list below.

Satisfies professional skills requirement.

Classroom Component – Fall/Spring (Law*899) (1 unit, graded Credit/No-Credit)

The Judicial Externship classroom component consists of a required eight-hour orientation program and ongoing supervision by the faculty supervisor. The orientation takes place at Hastings *during the two days preceding the first day of classes* for the semester. For the Fall 2015 semester the **orientation will be held on August 20th and 21st**. For the Spring semester 2016, orientation will be held in early January. The ongoing supervision requires students to keep a journal during their fieldwork and to be in contact with the faculty supervisor several times during the semester. This contact may be by telephone or e-mail if the student's fieldwork is outside of the Bay Area.

Fieldwork – (Law*940)

(3 to 9 units, graded Credit/No-Credit. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

All judicial externships are open to 4th, 5th and 6th semester students. Placements must be approved for Fall 2015 enrollment on or before August 1, 2015. Placements for Spring 2016 enrollment, on or before January 3, 2016.

Students may earn up to 9 units of fieldwork credit by working as externs at any level of state or federal courts and at some selected administrative agency tribunals. If the externship does not afford a substantial research and writing experience, only up to 5 units may be earned. Students may work part-time and earn between 3 and 8 units of fieldwork credit, computed at the rate of one unit for every 45 hours of work. Full-time externs may earn 9 units by working a minimum of 12 weeks of at least 35 work hours each. Students may extern anywhere in California without seeking advance permission; externships outside California require the permission of the faculty supervisor.

Interested students should inquire at the Externships and Pro Bono Programs Office, 100 McAllister, Room 350, early in the semester prior to the semester or summer during which they would like to extern. Group meetings about the program's requirements are held periodically. A student who accepts a judicial externship position may not withdraw to take a position with another judge or court.

A student who wishes to enroll more than once in a judicial externship will be given last priority for purposes of the enrollment limitation and must participate in the supervision aspects of the classroom component without unit credit (but need not attend the orientation again).

DESIGNATED PRE- OR CO-REQUISITE COURSES FOR JUDICIAL EXTERNS:

The following courses satisfy the pre-/co-requisite requirement for any externship:

Advanced Legal Research
Alternative Dispute Resolution and Settlement
Class Actions Seminar
Courts as a Political Actor Seminar
Criminal Punishment Seminar
Legal Ethics (3 units)
Jurisprudence
Negotiations and Settlement
Negotiations and Mediation
Pretrial Practice
Problem Solving & Professional Judgment
Roles and Ethics in Practice
Trial Advocacy I or II
Trial Objections

If you have not taken one of the above courses and would like to choose a course which is more closely tailored to your externship, choose one of the following:

For Federal District and Circuit Courts: Complex Litigation, Federal Courts, Federal Criminal Law, Federal Pretrial Litigation

For any appellate court externship:
Appellate Advocacy

For any California court: California Civil Procedure

California Appellate Courts: California Appellate Process

California family law courts: Family Law

Probate courts: Wills & Trusts

Bankruptcy courts: Bankruptcy & Creditors' Remedies

Keep in mind that these are pre- or co-requisites, and are intended to be completed before or taken during the semester of your externship. Only one of the courses listed above is necessary. Students registering for summer externships for credit may complete an appropriate course in the fall semester.

LEGAL EXTERNSHIP PROGRAM – FALL/SPRING (LAW*933/934)

(1 class unit, non-GPA academic credit, 3 or 4 units non-class credit, graded Credit/No-Credit) (Non-class units count against the 20 unit maximum credit for non-classroom work).

Prerequisites: Vary according to placement. Please consult Director of Externships and Pro Bono Programs.

Recommended courses: Vary according to placement. Please consult Director of Externships and Pro Bono Programs. 4th, 5th, or 6th semester students only.

Satisfies professional skills requirement.

This program provides students with the opportunity to participate in an approved externship program at a government agency or non-profit legal organization. The clinic has an academic and a fieldwork component. The academic component focuses on skills training, developing the ability to learn from critical self-reflection, and draws on the students' experiences in their placements to advance not only their understanding of basic principles of substantive and procedural law relevant to their placements, but of the role of lawyers and legal institutions in society as well.

For the fieldwork component, students work either 12 or 16 hours per week in a placement approved by the Director of Externships and Pro Bono Programs.

Requests for approval for enrollment in the Legal Externship Program must be submitted to Professor Nancy Stuart, stuartn@uchastings.edu, **no later than the first day of classes for the semester.**

ADVANCED LEGAL EXTERNSHIP (1 UNIT) – SPRING – (LAW*)

This one-unit course will serve second-time externs, including 3L Lawyers for America fellows. The

seminar will build on the Legal Externship Seminar curriculum, further enhancing students' professional skills, ability to learn from self-reflection, and formation of professional identity. It is designed to meet the requirements set forth in ABA Standard 305 governing study outside the classroom^[1] and will combine simulation-based skills exercises with reflective assignments. Most of the latter will be asynchronous and online, so as to accommodate a range of placement locations and schedules, and will include individual reflective writing assignments and videotaped projects, small-group assignments, and student-led discussion boards.

This class will be offered in the Spring only and is mandatory for Lawyers for America fellows. Other students who have completed either the Judicial or Legal Externship seminar and are enrolled in a second externship may enroll with permission of instructor.

OTHER PROGRAMS

STARTUP LEGAL GARAGE

A program of the Institute for Innovation Law, the Startup Legal Garage gives students the opportunity to participate in providing legal services for early-stage startup companies. The students are supervised by leading law firms throughout the Bay Area and beyond. In the Startup Legal Garage, UC Hastings students work directly with clients providing them with first tier corporate and intellectual property legal services.

The Startup Legal Garage is composed of two modules:

Tech Module: Students work on corporate and intellectual property matters including incorporation, trademark registration, service agreements, review of financing documents, terms of service, and copyright issues. Startups are referred through our Community Partners: Hackers/Founders, Code for America, Black Founders, Women 2.0 and Girls in Tech.

BioTech Module: Students work on intellectual property matters, predominantly, "Freedom to Operate" research issues. This program works with companies from the QB3 Startup In a Box program. QB3 is an entity of the state of California founded to encourage startups out of the labs of UCSF, UC Berkeley, and UC Santa Cruz.

COURSE STRUCTURE

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The Startup Legal Garage course is a full year course with seminar and fieldwork components each semester.

Students in the Startup Legal Garage—Tech Module receive a total of 8 units for the full year (2 units class and 2 units fieldwork per semester).

Students in the Startup Legal Garage—BioTech Module receive a total of 10 units for the full year (2 units class and 3 units fieldwork per semester).

Classroom Component: Weekly seminar addresses doctrinal issues in Intellectual Property and Corporate law. This course will orient students to the expectations of a transactional law practice and students will develop and apply lawyering skills such as transaction planning and management, client interviewing and counseling, navigating conflict of interest issues, and legal research. Students will bring redacted versions of their deals into the classroom.

Fieldwork Component: Under the close supervision of a practicing attorney, students will work with entrepreneurs in their very early stages of business planning. The Startup Legal Garage is not an external placement clinic. With the nature of startup work, the fieldwork will ebb and flow, and students will not be working on a client project at all times. Students will, however, have the opportunity across the year to work with actual clients under the supervision of seasoned attorneys. There is no substitute for the real world.

STUDENT APPLICATION PROCESS

The Startup Legal Garage is highly selective and chooses students based on past academic performance, completed course work, and demonstrated interest in the space.

BIOTECH MODULE

Open to second and third year students.

Prerequisites: IP Survey Course, Patent Law, the first year IP statutory elective, or appropriate experience. Prior science degree (ie. engineering, computer science, biology), undergraduate or graduate, is strongly recommended. This requirement is so that the student will feel comfortable reading and analyzing scientific descriptions in patents.

TECH MODULE

Open to third year students.

Prerequisites (can be satisfied concurrently or with consent of instructor): Corporations or Business Associations + one of the following: Contract Drafting, Copyright Law, Corporate Finance, Employment Law, Patents and Trade Secrets, Sales

& Leases, Securities Regulation, Venture Capital, Transactional Law Practicum or Business Planning.

To enroll: Registration for the Startup Legal Garage takes place through the regular academic registration and the course catalog. Please submit a resume, course list, and statement of interest to startuplegalgarage@uchastings.edu by end of business, May 7. Students will be notified by May 8 whether they have been accepted, in time for registration.

LAWYERS FOR AMERICA

Lawyers for America (“LfA”) is a two-year fellowship program, designed to meet the growing demand for study that integrates doctrinal and practical knowledge, improves employment prospects for law graduates, and closes the justice gap. The first (3L) year of LfA is comprised of both a fieldwork component and a classroom component. The fieldwork component (16 units earned during the academic year) consists of a closely supervised full-time, full-academic-year externship. The classroom component consists of 8 units of relevant course work taken during the year, including the LfA seminar. After completing their 3L year, fellows take the summer off to study for and take the California Bar. They then return to the same LfA placement sites for a post-graduate year, where they continue to work, earning a stipend. The 2015-2016 placements are in a variety of civil and criminal, non-profit and government, law offices. Students apply to LfA during their 3rd semester and are selected by individual placements before registration for 4th semester classes.

LAWYERS FOR AMERICA FIELDWORK – YEAR-LONG (LAW*966)

(16 units. 8-unit fieldwork component each semester, graded pass-fail. Must be taken concurrently with LfA seminars during the fall and spring semester. Fieldwork units count against the 20 unit maximum credit for non-classroom work.)

Prerequisites: Vary according to placement. Please consult LfA Academic Director.

Open to 5th and 6th semester students selected for enrollment during their 2L year.
Satisfies professional skills requirement.

This course includes carefully supervised practice experience in the specific law office for which the student was selected. Students will work an average minimum of 32 hours per week. Fellows will

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be immersed in the work of their placement offices, perform a variety of lawyering tasks, and will be afforded both training and observation opportunities. Fellows making court appearances will need to be certified under the State Bar's Practical Training of Law Students program.

SCHOLARLY PUBLICATIONS (UP TO 2 UNITS)

A number of second-year students are selected to participate for credit on one of the following student-edited scholarly publications at Hastings:

Hastings Business Law Journal
Hastings Communications and Entertainment Law Journal (COMM/ENT)
Hastings Constitutional Law Quarterly
Hastings International and Comparative Law Review
Hastings Law Journal
Hastings Race and Poverty Law Journal
Hastings Science and Technology Law Journal
Hastings West-Northwest Journal of Environmental Law and Policy
Hastings Women's Law Journal

Each publication's board of editors selects solicited and unsolicited articles on legal scholarship. Second-year members work on source pulls and citation checks, and write Student Notes usually under the guidance of third-year student mentors.

First-year students who are interested in becoming a member of a journal during their second year are required to enter the Inter-Journal Writing Competition, which begins immediately after spring semester finals and ends about 12 days later. The competition is administered by the college's O'Brien Center for Scholarly Publications, which provides all materials necessary for completion of the competition. Each of the journals editors use base guidelines for the evaluation of writing competition entries as well as other criteria particular to each journal.

For sample copies of the journals and more information about the journals themselves as well as and about participating in the Inter-Journal Writing Competition, see <http://www.uchastings.edu/academics/journals/index.html>, or contact the O'Brien Center for Scholarly publications at scholarp@uchastings.edu.

CLIENT COUNSELING TEAM (1 OR 2 UNITS) – SPRING – (LAW*978)

Satisfies professional skills requirement only if 2 units received.

The Hastings Client Counseling Team (HCCT) focuses on skills development and integrating real world experience with client interviewing and counseling theories and principles. All HCCT team members must complete the Interviewing and Counseling course (Law*812) the previous fall, or obtain instructor approval to participate.

Although enrollment in the HCCT takes place in the spring semester, HCCT activities begin in the fall. All interested students are invited to attend a one-hour introductory session in the fall semester. Students who have completed or are concurrently enrolled in Interviewing and Counseling, or have obtained instructor approval, may enter the in-school competition held in mid-October. The students selected through the in-school competition will represent Hastings in the ABA Regional Client Counseling Competition (Hastings will pay for the travel costs, including meals and lodging, for the ABA competition). At the instructor's discretion, students who are not selected to compete, but who would like to continue to participate in the HCCT, may be invited to join the HCCT as non-competing members.

Over the winter break, all HCCT team members are required to study materials on interviewing and counseling, as well as the substantive law chosen for the ABA competition. In the spring semester, all team members engage in mandatory 2 ½ hour practices twice a week through mid-February. Competing team members are expected to work with the team coach(es) for an additional 2 ½ hours each week outside of regular practices in order to further prepare for the ABA competition. All team members, whether competing or non-competing, receive individual support, coaching and mentoring designed to increase their interviewing and counseling skills.

Students who meet all participation requirements and compete in the ABA Regional competition are eligible to receive 2 units per year, to be awarded in the spring semester. Students who meet all participation requirements and who also serve as President and/or Team Coach are eligible to receive 2 units per year, to be awarded in the spring semester. Students who meet all participation requirements but who are non-competing members are eligible to receive 1 unit per year, to be awarded in the spring semester. The HCCT is open to first-year students but first-year students do not receive credit for participation. In the past, first-year students have represented Hastings in the ABA competition.

All HCCT units are subject to the overall 18-unit credit limit for non-classroom work as set forth in 1203 of the Academic Regulations and Other Rules Applicable to Students.

INTERSCHOLASTIC COMPETITION BOARD – MOOT COURT (LAW*971)

(1 unit fall; 1 unit spring)

Prerequisite: Appellate Advocacy

Third-year students who successfully complete Appellate Advocacy are invited to apply for membership on the Interscholastic Competition Board - Moot Court. Board Members serve as student coaches for interscholastic competition teams, organize and supervise competitions, and offer individual assistance to moot court team members. Board Members conduct oral arguments and videotape practices for students, proofread and edit Moot Court briefs, and provide guidance to their teams on the competition topic and relative the law. Board Members give advice on citation format, persuasive writing, and the development of student work. Board Members attend regular meetings with Faculty or Alumni Coaches and the Moot Court Director to improve his or her teaching skills, editing and conference techniques. Board Members may earn a total of two units during his or her third year. Credit earned under this section is distinct from credit earned for service as a Teaching Assistant under section 2875-2880.

INTERSCHOLASTIC COMPETITION – MOOT COURT (LAW*973) – FALL/SPRING

(2 units per competition upon completion of competition)

Satisfies professional skills requirement

Hastings has one of the most successful Moot Court Competition programs in the United States, including a Number One ranking in 2011. Hastings students win National Championship awards, Best Brief awards, Best Oral Advocate awards, and many other honors each year in competitions held throughout the nation on a variety of topics.

Competition students participate on a team as oral advocates and/or brief editors. The students write an appellate brief and prepare to argue both sides of the case during oral arguments. They participate in 20-25 formal oral argument practices that are judged by students, faculty, and practitioner panels. Competitors prepare for tournaments which are sponsored by law schools, bar associations, courts,

and institutes.

Tryouts for the competition teams are held in April and are open to all Hastings students. Each applicant prepares a five-minute oral argument from a brief utilized in a competition that year, submits a résumé and a short writing sample, and participates in an informational interview with the competition selection committee. The teams for the upcoming year are announced at the Moot Court Awards Ceremony held in April of each year.

Competition students receive two units of academic credit for each competition as well as personalized, individual support and guidance to maximize his or her learning and performance in the competition subject area and in written and oral appellate argument. All team members are required to successfully complete Appellate Advocacy.

INTERSCHOLASTIC COMPETITION BOARD – ALTERNATIVE DISPUTE RESOLUTION (LAW*974) – FALL/SPRING

Prerequisite: Negotiation & Settlement or Negotiation & Mediation

ADR Board members participate in organizing and training the ADR Team throughout the school year. They assist with the development of new and prospective Team members by helping them prepare for negotiation and mediation practice sessions, and conducting instructional sessions in Problem Analysis, Making Opening Statements, Listening, Questioning & Reframing, and Self-Evaluation. They judge practice sessions, proofread and edit negotiation planning documents, provide written and oral guidance to their advisees on the topic of practice negotiations and the law pertaining to these simulations, conduct video practice sessions, lead debriefing sessions and provide individual feedback designed to develop their negotiation skills, problem-solving ability and experience in the competition environment. Board Members also attend regular meetings with the Team Coach to improve their teaching skills, and feedback and mentoring techniques.

Board members recruit new Team members. They organize and manage the logistics for practice and teaching sessions. They maintain the Team's website to provide participants with the Team's calendar, assigned roles for practice sessions, competition links, reading materials, and other information. They assist in the organization of the annual In-School Competition, the qualifying event for membership on

the Team.

Board Members may earn a total of two units during their third year. Credits earned under this section are distinct from credit earned for service as a teaching assistant under Section 2875-2880.

INTERSCHOLASTIC COMPETITION – CLIENT COUNSELING TEAM (1 OR 2 UNITS) – SPRING – (LAW*978)

Satisfies professional skills requirement only if 2 units received.

The Hastings Client Counseling Team (HCCT) focuses on skills development and integrating real world experience with client interviewing and counseling theories and principles. All HCCT team members must complete the Interviewing and Counseling course (Law*812) the previous fall, or obtain instructor approval to participate. Although enrollment in the HCCT takes place in the spring semester, HCCT activities begin in the fall. All interested students are invited to attend a 2-hour introductory session in the fall semester. Students who have completed or are concurrently enrolled in Interviewing and Counseling, or have obtained instructor approval, may enter the in-school competition held in mid-November. The students selected through the in-school competition will represent Hastings in the ABA Regional Client Counseling Competition (Hastings will pay for the travel costs, including meals and lodging, for the ABA competition). At the instructor's discretion, students who are not selected to compete, but who would like to continue to participate in the HCCT, may be invited to join the HCCT as non-competing members.

Over the winter break, all HCCT team members are required to study materials on interviewing and counseling, as well as the substantive law chosen for the ABA competition. In the spring semester, all team members engage in mandatory 2 ½ hour practices twice a week through mid-February. Competing team members are expected to work with the team coach for an additional 2 ½ hours each week outside of regular practices in order to further prepare for the ABA competition. All team members, whether competing or non-competing, receive individual support, coaching and mentoring designed to increase their interviewing and counseling skills.

Students who meet all participation requirements and compete in the ABA Regional competition are eligible to receive 2 units per year, to be awarded in the spring semester. Students who meet all

participation requirements and who also serve as President and/or Team Coach are eligible to receive 2 units per year, to be awarded in the spring semester. Students who meet all participation requirements but who are non-competing members are eligible to receive 1 unit per year, to be awarded in the spring semester. The HCCT is open to first-year students but first-year students do not receive credit for participation. In the past, first-year students have represented Hastings in the ABA competition.

All HCCT units are subject to the overall 18-unit credit limit for non-classroom work as set forth in 1203 of the Academic Regulations and Other Rules Applicable to Students.

INTERSCHOLASTIC COMPETITION – ALTERNATIVE DISPUTE RESOLUTION (1 UNIT PER SEMESTER*) – (LAW*977) – FALL/SPRING

Satisfies professional skills requirement only if 2 units are received.

Since its formation in 2000, the Hastings Negotiation Team has successfully competed in national and international negotiation and mediation competitions. Students participate in 2-member teams negotiating deals and settling disputes arising in a variety of factual and legal contexts. The competitions are held in-person or online using specialized web-based technology. In participating on the Team, students receive individual support, coaching and mentoring designed to maximize competitive performance, to increase understanding of legal problems and their practical implications, and to develop problem-solving skills.

Hastings pays for the travel costs (including meals and lodging) to in-person competitions. Students who win regional events also compete at national final rounds.

The tryout for the Team is an In-School Competition held in late September or early October. The In-School Competition is open to all Hastings students, and consists of two rounds of negotiation and mediation. It is judged by panels of mediators, local practitioners, coaches and experienced team members using competition standards. To prepare interested students for the In-School Competition, a month of weekly coached practices is offered during September.

*Team members receive one unit of credit for each semester in which they participate in an outside

competition.

INTERSCHOLASTIC COMPETITION – TRIAL TEAM (2 UNITS PER SEMESTER) – (LAW*979) – FALL/SPRING

Satisfies professional skills requirements.

Hastings has a nationally recognized Trial Team, which competes against other law schools around the country in various mock trial competitions sponsored by law schools, bar associations, and legal organizations. The competitions involve both civil and criminal topics, and members of the team compete in at least one tournament a semester. A tournament team usually is composed of four students, two of whom represent the plaintiff or prosecution side of the topic and two of whom represent the defense. Students will give either an opening or closing statement, and will be responsible for conducting at least one direct and one cross examination. In addition, students will present and argue motions *in limine* before the trial begins. When one side is acting as lawyers, the other two students act as witnesses for their colleagues. A competition usually entails two or three preliminary rounds, which average about three hours in length. Most tournaments then have a semi-final and final round to determine the champion. Fact patterns and trial materials for a given competition are distributed about seven weeks before the competition. Students work with the coaches, alumni, their individual team members and the Trial Team as a whole to prepare for the competition, and will participate in numerous practice trials in the weeks leading up to the competition.

Hastings pays for the travel costs (including meals and lodging) for the students participating in the tournaments. Tryouts for the team are held in April, and are open to all Hastings students. A student trying out for the team is given a fact pattern from a past tournament and is asked to give a closing statement and conduct a short cross examination of one of the witnesses. The student also participates in a short informational interview with the selection committee.

Trial Team members receive two units of academic credit each semester, and receive intense training in evidence, trial advocacy, and trial ethics. Students can expect to leave the Trial Team with a complete command of the nature and nuances of trial preparation and courtroom advocacy.

LAW STUDENT TAX CHALLENGE – (1-2 UNITS) – (LAW*951)

The ABA Section of Taxation Law Student Tax Challenge (the “LSTC”) is an annual inter-law school transactional tax planning and client counseling competition. The LSTC is designed to focus on the tax consequences of a complex business-planning problem and is intended to provide law students with the opportunity to research “real-life” tax planning issues and to demonstrate their acquired tax knowledge, through their writing and oratory skills. Students earn one unit for participating in the written portion of the competition, which occurs in the Fall semester and requires the preparation and submission of a longer partner memo and a shorter client memo. Student teams that advance to the semi-final round provide an oral defense of their work product at the ABA Section of Taxation Midyear Meeting, which occurs in January; for participating in the oral portion of the competition, students earn one additional unit, which is awarded in the Spring semester. Student teams are selected by the tax faculty. Interested students should contact the advisor for the tax concentration for more information about the selection process. Satisfies professional skills requirement ONLY if 2 units are received.

INDEPENDENT STUDY

Second and third year students may earn a maximum of two units of credit for a single independent study project. No student may enroll in more than two independent study projects during his or her law school career. To enroll in an independent study, the student should develop a topic under the supervision of a full-time faculty member and then submit a petition to the Records Office describing the proposed project. Grades received for independent study are not considered in calculating the student's cumulative GPA. With the supervising faculty member's approval, a 2-unit independent study may satisfy the College's writing requirement. No independent study credit will be awarded if the student receives monetary compensation or other academic credit for the project. Students who wish to be supervised by an adjunct faculty member need to obtain permission of the Associate Academic Dean in order to participate in an independent study project.

EXCHANGE PROGRAMS AND STUDY ABROAD OPPORTUNITIES

EDUCATIONAL OBJECTIVES OF THE FOREIGN EXCHANGE AND STUDY ABROAD PROGRAMS:

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Our objective in sending students for foreign study is to increase their understanding of foreign law and to provide them with the information, skills, and experience to work more effectively as attorneys in a global legal environment. Most of the programs offer a concentration in a specialized field of law. A student participating in one of the exchange programs shall follow a course of study that is consistent with the objectives of the program for which he/she is selected. A student may receive up to 12 credits towards his/her Hastings degree for courses completed as a part of one of these exchange programs.

Dual J.D./LL.M. Degree Programs

With approval of the Academic Dean and International Programs Committee, a student who earns an LL.M. degree from a foreign law school as a result of participation in an official Hastings dual degree program may transfer to Hastings a maximum of 24 credits from that LL.M. program (see Academic Regs. 2208).

Hastings has three official dual degree programs: SOAS, Paris II, and Deusto/Tilburg. A student must indicate intention to enroll in the full year LL.M. degree at the time of application to the exchange program, and must have completed 62 credits and four full semesters in residency at Hastings by the start of the LL.M. program. If for any reason a student is unable to complete the full-year curriculum, he/she may apply to the Associate Dean of International and Graduate Programs for permission to receive up to a maximum of 12 credits for completing a half-year of the program. However, a student who does not complete the joint degree program is not guaranteed that he/she will receive any credits. A student choosing this joint-degree option should know that due to examination dates of these LL.M. programs, the Hastings graduation may be delayed by one semester. This can also delay eligibility for taking the California Bar Examination.

PROGRAMS

Argentina – Austral University, Buenos Aires – Latin American Law

Students may spend fall or spring semester during their second or third years at Austral. Spanish fluency is required. Tuition is paid directly to Hastings for the semester. For more information, see www.austral.edu.ar/.

Australia – University of New South Wales – Law

Students may spend fall or spring semester during their second or third years at UNSW. Tuition is paid

directly to Hastings for the semester. For more information, see www.law.unsw.edu.au/.

China – Peking University Law School, Beijing – Chinese Law

Students may spend fall or spring semesters during their second or third years at Peking. Courses are taught in English; however, some Mandarin proficiency is recommended. Tuition is paid directly to Hastings for the semester. For more information, see www.law.pku.edu.cn/llmp/En_001.asp.

China – Shanghai Jiao Tong University KoGuan Law School -- Chinese Law

Students may spend fall or spring semester during their second or third years at Shanghai Jiao Tong University. Courses are taught in English; however, some Mandarin proficiency is recommended. Tuition is paid directly to Hastings for the semester. For more information, see <http://law.sjtu.edu.cn/En/>

Denmark – University of Copenhagen – European Union Law

Students may spend a fall or spring semester during their second or third years at the University of Copenhagen studying the law of the European Union. The program is taught entirely in English and includes students from all the European Union countries. Tuition is paid to Hastings for the semester. For more information, see jura.ku.dk/english/.

France – University of Paris, II (Université Panthéon-Assas Paris II) – Joint J.D./LL.M. – European Business Law

Students may complete a one-year LL.M. degree in Public or Private European Law in their third year of study. Courses are taught in English. Tuition is paid directly to Hastings for the semester. GPA minimum requirement is 3.0. For more information, see www.u-paris2.fr/.

Germany – Bucerius Law School, Hamburg – International Business Law

Students may spend fall semester during their second or third years at Bucerius. Courses are taught in English; however, law courses taught in German are available to those fluent in German. Tuition is paid directly to Hastings for the semester. For more information, see www.law-school.de.

Germany – Freie University, Berlin – E.U. Business Law

Students may spend spring semester during their second or third years at Freie University. Courses are taught in German; fluency is required. Tuition is

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paid directly to Hastings for the semester. For more information, see www.fu-berlin.de/.

Hungary – Central European University, Budapest – Comparative Law, Human Rights and Business Law

Students may spend a fall or spring semester during their second or third years at CEU studying the comparative constitutional law, human rights law, or business law, with a special focus on the study of social change and policy implications of transition to open societies. The program is taught entirely in English. Tuition is paid to CEU directly for the semester. For more information, see www.ceu.hu/legal.

Israel—Tel Aviv University--Law

Students may spend the fall or spring semester during their second or third years at Tel Aviv University. Courses are taught in English. Tuition is paid directly to Hastings for the semester. For more information, see www.law.tau.ac.il/Eng/.

Italy—Bocconi University, Milan – International Business Law

Students may spend the fall or spring semester during their second or third years at Bocconi. Courses are taught in English. Tuition is paid directly to Hastings for the semester. For more information, see www.ir.unibocconi.eu.

Italy – The International University College of Turin – Political Economy and Law

Students may spend fall or spring semester during their second or third years at IUC of Turin studying Law and Globalization. Courses are offered in English. Tuition is paid directly to Hastings for the semester. For more information, see www.iuctorino.it/.

Japan – Hitotsubashi University, Tokyo – Graduate School of International Corporate Strategy

Students may spend fall semester during their second or third years at Hitotsubashi University- Graduate School of International Corporate Strategy. Courses are taught in English. Tuition is paid directly to UC Hastings for the semester. For more information, see: <http://www.ics.hit-u.ac.jp/>

Japan – Waseda University, Tokyo – Law

Students may spend the fall semester during their second or third years at Waseda. Courses are taught in English. Tuition is paid directly to Hastings for the semester. For more information, see www.waseda.jp/law-school/index-e.html.

The Netherlands – Leiden University – International or E.U. Law

Students may spend a fall or spring semester during their second or third years at Leiden studying the law of the European Union. Leiden, the Netherlands' oldest and most famous university, is located in the heart of Europe and only a short train ride from Amsterdam and The Hague, where the International Criminal Court and the World Court sit. The program is in English and includes students from other E.U. member countries. Tuition is paid to Hastings for the semester. For more information, see www.leidenuniv.nl/en/studyinleiden/sap/.

Spain – Deusto University, Bilbao – International and European Law

Students have two options at Deusto: 1) to spend fall or spring semester during their second or third years at Deusto taking law classes either completely in English or in a combination of English and Spanish; or 2) to enroll in the full-year LL.M. at Deusto (all courses in English) spending fall semester at Deusto and spring semester at Deusto's partner university, University of Tilburg in the Netherlands. Option two is a dual degree J.D./LL.M. program for third year J.D. students only. Tuition is paid directly to Hastings. For more information, see www.derecho.deusto.es.

Spain – IE (Instituto de Empresa) Law School, Madrid – International Business Law

Students may spend a fall or spring semester during their second or third years at IE studying international business law. Courses may be taken in English or in Spanish at the law school and the business faculty. Students should have a minimum GPA of 3.0 and a demonstrated interest in international business law. Tuition is paid directly to Hastings for the semester. For more information, see www.ie.edu.

United Kingdom – The School of Oriental and African Studies Law Faculty at the University of London – Law and Development

Students have two options at SOAS: 1) to spend a fall semester during their third year at the School of Oriental and African Studies (SOAS) studying comparative law and development in the developing countries; or 2) to apply for the dual degree full-year LL.M. program at SOAS for the final third year of law study. GPA minimum requirement is 3.0. Tuition is paid directly to SOAS. For more information, see www.soas.ac.uk.

U.S.A. – The Vermont Law School, Royalton, Vermont – Environmental Law

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Students may spend the fall or spring semester during their second or third years at the Vermont Law School studying environmental law. The law school is situated in a beautiful, rural New England town, and it boasts one of the top programs in environmental law in the United States. Students participating in this program may transfer up to 16 credits towards their Hastings degree. Tuition is paid to Hastings for the semester. For more information, see www.vermontlaw.edu/.

APPLICATION PROCESS

Students who are interested in any of these programs apply during their first or second years at Hastings to the International Programs Committee. The Committee selects students based upon their personal statements, experience, academic performance, and, if required, an interview. In addition, students must have successfully completed their first-year curriculum in order to be eligible. Except as otherwise noted, there is no required GPA minimum for admission to these programs.

However, the selection process is highly competitive. In general, we have found that students with a GPA below 2.7 are unlikely to be selected. Application forms are available from the Hastings website or from the International and Graduate Programs Office, Room 310 (200 McAllister). The deadline for applying is February 1st for programs occurring during the following academic year. Upon acceptance, participants will be asked to sign an Exchange Program/Study Abroad Participation Agreement and a release and make a non-refundable deposit of \$500.

INDEPENDENT STUDY ABROAD

In addition to these programs, a student may design his/her own study abroad program at a recognized foreign law faculty with approval from the Associate Academic Dean and the Associate Dean of International and Graduate Programs. A student may not, however, design an independent study abroad program at any of the foreign universities with which Hastings has an established exchange program. Application deadlines for independent study abroad: Fall programs, June 13; Spring programs, Oct. 31.

JOINT DEGREE PROGRAM

Students may participate in a joint degree program between Hastings and another graduate school in a law-related discipline. To be eligible for the joint degree program, students must successfully complete the first-year Hastings curriculum before beginning course work at another institution. Students who

wish to pursue the joint degree program must submit a request for approval form (available in the Records Office), a written statement of objectives, and a proposed curriculum to the Associate Academic Dean. A maximum of 12 units may be transferred to Hastings from a joint degree program.

LL.M. PROGRAM

The LL.M. (Master of Laws) Program in U.S. Legal Studies is a one-year program open to students who hold a law degree from a faculty of law located outside the United States. The purpose of the program is to increase knowledge of the U.S. legal system, promote the rule of law, and add global perspective to the educational experience of J.D. students at Hastings.

LL.M. candidates will be required to complete 24 credit hours of classes, including Introduction to United States Legal Systems (LL.M. Orientation), Legal Writing & Research for Masters Students, Introduction to Law for Masters Students, and one first-year required course. Most classes will be held with J.D. candidates and Master of Studies in Law candidates.

Interested persons holding a law degree from a foreign law faculty should contact the Graduate Division directly. This program is not open to J.D. candidates or to anyone holding a J.D. from a law school in the United States.

LEGAL RESEARCH & WRITING FOR MASTERS STUDENTS (2 UNITS) – FALL – (LAW*132)

This course, which is offered only to Master's degree-seeking candidates, focuses on (1) techniques in research, writing, and the practice of law in the U.S.; (2) objective analytical skills that promote success in coursework; (3) a broad overview of the structure of the U.S. legal system; (4) integration of legal authority and theory into existing areas of specialization; (5) scholarly writing; and (6) exam preparation.

NOTE: This is a required course for completion of the LL.M. and MSL degrees. JD students and Foreign Exchange students may not enroll in this course.

INTRODUCTION TO UNITED STATES LEGAL SYSTEMS (LL.M. ORIENTATION) (1 UNIT) – FALL – (LAW*161)

This course, which is offered only to international LL.M. candidates during Fall Orientation, provides

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an overview of the U.S. legal system in action, introducing students to the structure and procedures that apply in several distinctive areas of law presenting special doctrinal challenges.

NOTE: This is a required course for completion of the LL.M. degree. MSL students may enroll in this course with approval by the instructor. JD students and Foreign Exchange students may not enroll in this course.

INTRODUCTION TO LAW FOR MASTERS STUDENTS (3 UNITS) – FALL – (LAW*162)

This course will survey basic areas of the law, including procedure in civil litigation, private law areas including torts (civil wrongs), contract and property, and the public law areas of Constitutional Law and Administrative Law. It will also address the role of lawyers in the system. This course will be conducted partly through analysis of key cases, partly through texts on law, and partly through discussion. It is designed to acquaint people with the basic patterns of thought involved in the law and legal discourse in the United States.

NOTE: This course is specially designed for LL.M., MSL, and other Master's degree students. Foreign Exchange students may enroll in the course with approval by the instructor.

CRITICAL STUDIES FOR LL.M. STUDENTS (2 UNITS) – SPRING – (LAW*134)

This course provides training in writing and analysis in the United States legal style and would also provide some advance practice to prepare them for a bar exam. The class focuses on the different parts of the Bar, including multiple choice, performance, and essay questions. The class would allow and encourage students to write often and to improve their reading comprehension, organization, and analysis of Bar Exam questions.

MASTER OF STUDIES IN LAW PROGRAM

The MSL (Master of Studies in Law) program is a one-year program for health or science professionals who do not seek to practice law but who instead want to equip themselves with a sophisticated understanding of legal reasoning and doctrine. The purpose of the program is to immerse these professionals in law and legal thinking in order to better enable them to interact with the legal system in their own careers in health and science.

The program is designed to allow students flexibility in choosing coursework that meets their individual interests and professional needs. There is a diverse array of elective coursework available to MSL students, and faculty will be available to assist in shaping an appropriate course plan. MSL candidates will be required to complete a total of 28 units, which includes both required and elective coursework. MSL students are graded on a Credit/No Credit basis.

Required Courses:

Legal Research & Writing for Masters Students (Fall, 2 units)

Introduction to Law for Masters Students (Fall, 3 units)

Minimum of one of the following first-year classes: Civil Procedure I, Constitutional Law I, Contracts I, Criminal Law, Property, or Torts

Interested persons holding advanced degrees, or with significant professional experience, should contact the Graduate Division for information about the program. This program is not open to individuals who have completed a JD program, or who are currently JD candidates. MSL candidates may not apply units taken in the MSL program toward a JD degree at UC Hastings.

LEGAL WRITING AND RESEARCH FOR MASTERS STUDENTS (2 UNITS) – FALL – (LAW*133)

This course, which is offered only to Master's degree-seeking candidates, focuses on (1) techniques in research, writing, and the practice of law in the U.S.; (2) objective analytical skills that promote success in coursework; (3) a broad overview of the structure of the U.S. legal system; (4) integration of legal authority and theory into existing areas of specialization; (5) scholarly writing; and (6) exam preparation.

NOTE: This is a required course for completion of the LL.M. and MSL degrees. JD students and Foreign Exchange students may not enroll in this course.

INTRODUCTION TO UNITED STATES LEGAL SYSTEMS (LL.M. ORIENTATION) (1 UNIT) – FALL – (LAW*161)

This course, which is offered only to international LL.M. candidates during Fall Orientation, provides an overview of the U.S. legal system in action,

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introducing students to the structure and procedures that apply in several distinctive areas of law presenting special doctrinal challenges.

NOTE: This is a required course for completion of the LL.M. degree. MSL students may enroll in this course with approval by the instructor. JD students and Foreign Exchange students may not enroll in this course.

INTRODUCTION TO LAW FOR MASTERS STUDENTS (3 UNITS) – FALL – (LAW*162)

This course will survey basic areas of the law, including procedure in civil litigation, private law areas including torts (civil wrongs), contract and property, and the public law areas of Constitutional Law and Administrative Law. It will also address the role of lawyers in the system. This course will be conducted partly through analysis of key cases, partly through texts on law, and partly through discussion. It is designed to acquaint people with the basic patterns of thought involved in the law and legal discourse in the United States.

NOTE: This course is specially designed for LL.M., MSL, and other Master's degree students. Foreign Exchange students may enroll in the course with approval by the instructor.

AREAS OF STUDY AND PRACTICE

In order to help you identify various types of practice and fields of substantive law, the Hastings curriculum can be divided into areas of study and practice. These are only suggested areas of study as opposed to a formal concentration in a particular area which is described under upper class concentrations. A well-rounded class schedule might include at least a few courses from each of the major fields. You may use the areas of study and practice list as a guide to recognized interrelationships among courses, their prerequisites, and the faculty members most familiar with practice in that field.

Required first-year courses are omitted from the lists, as they form the basis for all courses in the curriculum. Please note that certain courses, particularly seminars, may not be offered each year.

ADMINISTRATIVE & PUBLIC LAW

GPA Lecture Courses

- Administrative Law
- Advanced Environmental Law: Contaminated Property Issues
- Animal Law
- Antitrust

- Arbitration
- Biodiversity Law
- Children & the Law
- Constitutional Law
- Disability Law
- Employment Discrimination
- Environmental Law (first-year statutory course)
- Environmental Quality Law & Policy
- Financial Crises and the Regulations of Financial Institutions
- Food & Drug Law (first-year statutory course)
- Health Policy
- Immigration Law
- Insurance
- Labor & Employment Law
- Labor Law I
- Land Use Regulation
- Law, Psychiatry & the Mental Health System
- Legislation Law
- Regulated Industries
- Remedies
- Securities Regulation
- Water Resources

Seminars, Non-GPA Courses & Clinics

- Alternative Dispute Resolution Seminar
- American West: Law, Culture & Environment
- Bioethics & the Law Seminar
- California Nonprofit Corporation Law & Charitable Foundations Seminar
- Civil Justice Clinic
- Civil Rights Seminar
- Community Economic Development Seminar
- Constitution of the Family Seminar
- Financial Basics for Lawyering
- Judicial Elections & the Role of the Judiciary in American Democracy Seminar
- Land Use Regulation Seminar
- Law & the Japanese American Internment Seminar
- Legislation - Statutory Interpretation & Bill Drafting
- Mass Media Law Seminar
- Negotiation & Mediation: Process & Practice
- Public Finance Seminar
- Public Policy Advocacy Seminar
- Psychiatry & the Law Seminar
- Tax Problems of Exempt Organizations Seminar
- Water Resources Seminar
- Workers' Rights Clinic

Faculty Counselors

Boswell	Lee
Carrillo	Rao
Cohen	Rappaport

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Crawford
Faigman
Goishi
Hillman

Reiss
Schiller
Silverstein
Takacs

Sex Discrimination & the Law Seminar
Trial Advocacy I
Trial Advocacy II
Trial Objections
Workers' Rights Clinic

ADVOCACY & LITIGATION

GPA Lecture Courses

Advanced Civil Procedure - Complex Litigation
Advanced Negotiation: Multi-Party, Multi-Issue
and Group Processes Arbitration
California Appellate Process
California Civil Procedure
Conflict of Laws
Criminal Procedure
Domestic Violence Law
E-Discovery
Evidence
Federal Courts
Federal Pretrial Litigation
Mass Torts
Personal Injury Litigation
Remedies
Roles & Ethics in Practice
Science in Law

Seminars, Non-GPA Courses & Clinics

Advanced Evidence Seminar
Alternative Dispute Resolution Seminar
Appellate Advocacy
Case Studies in Contract Law Seminar
Civil Justice Clinic (multiple clinics)
Civil Justice Mediation Clinic
Civil Rights Seminar
Criminal Practice Clinic
Current Issues in Civil Litigation Seminar
Environmental Law Clinic
Facilitation for Attorneys
Financial Basics for Lawyering
Forensic Evidence Seminar
International Litigation & Arbitration Seminar
Investor-State Arbitration Under NAFTA
Seminar
Judicial Administration in the Federal Courts
Seminar
Law & the Japanese American Internment
Seminar
Mass Justice Seminar
Mediation
Negotiation & Mediation: Process & Practice
Negotiation
Pre-Trial Practice
Public Interest Law Seminar
Problem Solving and Professional Judgment in
Practice
Psychiatry & the Law
Science in Law Seminar

Faculty Counselors

Bloch	Levine
Boswell	Little
Faigman	Marcus
Freshman	Park
Goishi	Piomelli
Lee, Eumi	
Lee, Evan	

BUSINESS & COMMERCIAL

GPA Lecture Courses

Advanced Civil Procedure - Complex Litigation
Advanced Corporate Law
Advanced Negotiation: Art of the Deal
Antitrust
Arbitration
Bankruptcy & Creditors' Remedies
Biodiversity Law
Business Planning
Comparative Antitrust Law
Conflict of Laws
Constitutional Law II
Consumer Transactions
Commercial Contract Writing
Corporate Finance
Corporations
Employment Discrimination
Entertainment Law
Federal Income Taxation
Federal Income Taxation of Corporations
& Partnerships
Federal Income Taxation of Real Estate & Other
Investments
Financial Crises and the Regulation of Financial
Institutions
Hedge Funds & Investment Management
Insurance
International Business Transactions
Labor & Employment Law
Labor Law I
Regulated Industries
Remedies
Sales & Leases of Goods
Secured Transactions
Securities Regulation
Sports Law
Telecommunications Law
U.S. Taxation of Foreign Transactions &
Investments

Seminars, Non-GPA Courses & Clinics

Alternative Dispute Resolution Seminar
Business Planning Seminar
California Nonprofit Corporation Law & Charitable Foundations Seminar
Case Studies in Contract Law Seminar
Financial Basics for Lawyering
Introduction to Mergers & Acquisition
Investor-State Arbitration Under NAFTA Seminar
Islamic Finance and Transactions Seminar
Mediation
Negotiation & Mediation: Process & Practice
Negotiation
Real Estate Finance Law Seminar
Sports Law Seminar
Tax Concentration Seminar
Tax Problems of Exempt Organizations Seminar

Faculty Counselors

Cable	Levine
Crawford	Marcus
Dodson	Martinez
Field	Prince
Knapp	Rappaport
Lefstin	Ratner

CRIMINAL LAW & PROCEDURE

GPA Lecture Courses

Criminal Procedure
Evidence
Federal Criminal Law
International Criminal Law
Law, Psychiatry & Mental Health System
Roles & Ethics in Practice

Seminars, Non-GPA Courses & Clinics

Advanced Criminal Law Seminar: Issues in Criminal Defense
Capital Punishment Seminar
Civil Justice Mediation Clinic
Comparative Criminal Procedure & Evidence Seminar
Criminal Justice Reform Seminar
Criminal Practice Clinic
Criminal Punishment Seminar
Forensic Evidence Seminar
Jury Instructions Seminar
Law & Psychiatry Seminar
Legal Interpretation: The Language of Jury Instructions Seminar
Post-Conviction Remedies Seminar
Terrorism and the Law Seminar (2)
Trial Advocacy I
Trial Advocacy II (Criminal)

Trial Advocacy II (Civil)
Trial Advocacy (Intensive)

Faculty Counselors

Aviram	Lee, Evan
Bloch	Little
Diamond	Park
Faigman	Rappaport
Lee, Eumi	Weithorn

ENVIRONMENTAL LAW AND NATURAL RESOURCES

GPA Lecture Courses

Administrative Law
Advanced Environmental Law: Contaminated Property Issues
Biodiversity Law
California Water Resources
Environmental Law (first-year statutory course)
Environmental Quality Law & Policy
Federal & Interstate Water Resources
Land Use Regulation
Public Land & Natural Resources Law
Remedies

Seminars, Non-GPA Courses & Clinics

American West Seminar
Climate Change: Law, Policy & Business Seminar
Environmental Law Clinic
Environmental Law Seminar
Financial Basics for Lawyering
International Environmental Law
Land Trusts & Conservation Easements Seminar
Legal Implications of Climate Change
Public Lands & Natural Resources Seminar
Takings & the Environment Seminar
Water Law
Water Resources Seminar

Faculty Counselors

Hutton	Schiller
Roht-Arriaza	Takacs

FAMILY LAW

GPA Lecture Courses

Children & the Law
California Community Property
Community Property
Elder Law
Family Law
Federal Income Taxation
Selected Problems in Family Law
Taxation of Family Wealth Transfers
Wills & Trusts

Seminars, Non-GPA Courses, & Clinics

Advanced Family Law Seminar
Bioethics & the Law
Child Maltreatment in Context
Children and the Law
Constitution of the Family Seminar
Family Law Concentration Core Seminar
Financial Basics for Lawyering
Healthcare Decisionmaking Seminar
Juvenile Justice
Mediation
Negotiation & Mediation: Process & Practice
Negotiation

Faculty Counselors

Carrillo	Weisberg
Lee	Weithorn
Rao	

INTELLECTUAL PROPERTY

GPA Lecture Courses

Copyright Law
Data Privacy & the Law
Intellectual Property
Intellectual Property Under State Law: Trade
Secrets
& Employee Mobility
International & Comparative Intellectual
Property
Patent Litigation
Patents and Trade Secrets
Social Networks, Portable Devices & Third
Party Content
Trademarks and Unfair Competition

Seminars, Non-GPA Courses & Clinics

Art Law Seminar
Cyberlaw Seminar
Digital Media Seminar
Financial Basics for Lawyering
Intellectual Property Issues in Biotechnology
Intellectual Property Licensing Seminar
International Aspects of Intellectual Property
Protection Seminar
Intersection of Human Rights, Economic
Development and Intellectual Property
Patent Prosecution Seminar
Selected Issues in Intellectual Property Seminar
Trademark Prosecution Seminar

Faculty Counselors

Depoorter
Feldman
Lefstin

INTERNATIONAL LAW

GPA Lecture Courses

Biodiversity Law
Comparative Law
Conflict of Laws
Data Privacy Law
Immigration Law
Immigration Law (first-year statutory course)
International Business Transactions
International & Comparative Intellectual
Property
International Criminal Law
International Human Rights
International Trade Law & Policy
Introduction to Chinese Law
Islamic Law
Legal Reform in East Asia
Maritime Law
National Security & Foreign Relations Law
Public International Law
Refugee Law & Policy
The United Nations System
Transnational Law
U.S. Taxation of Foreign Transactions &
Investments

Seminars, Non-GPA Courses & Clinics

Accountability in International Human Rights
Law
Advanced International Law Research Seminar
Asian Pacific Americans & the Law
China – Business Law & Economic Rights
China and the International Legal Order
Comparative Constitutional Law
Comparative Cyberlaw
Comparative Rights Adjudication
EU and its Lawsystem(s)
Financial Basics for Lawyering
Immigrants' Rights Clinic
International Commercial Arbitration
International Environmental Law
International Negotiations & Dispute Settlement
International Patent Law & Practice
International War Crimes Prosecution
Introduction to Japanese Legal System
Islamic Finance and Transactions Seminar
Law & Business in Japan
Law & Development
Law & Economics
Law & Social Anthropology
Law & the Japanese American Internment
Law & the Society of Japan
Law in the Middle East
Legal Implications of Climate Change
Military Law

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Political Economy of Law
Refugee & Human Rights Clinic
Reparations for Injustices: Domestic & International
Research Methods in Foreign, Comparative, and International Law

Faculty Counselors

Boswell	Musalo
Hand	Paul
Keitner	Roht-Arriaza
Mattei	Takacs

LAW AND HEALTH SCIENCES

GPA Lecture Courses

Disability Law
Domestic Violence Law
Elder Law
Employment Discrimination
Environmental Law
Family Law
Food and Drug Law
Health Law I
Health Law II
Insurance Law
Intellectual Property
Introduction to Law (for Master of Studies Law Program)
Law and Biosciences Seminar
Law, Psychiatry & the Mental Health System
Modern Bioethics: From Nuremberg to “Octomom”
MSL Legal Writing & Research
Public Health Law
Science in Law
Scientific Methods for Lawyers

Seminars, Non-GPA Courses

Law and Health Sciences Concentration Seminar (open to non-concentrators as well as concentrators)
Bioethics, Law & Healthcare Decisionmaking Seminar
Child Maltreatment in Context Seminar
Children & the Law
Forensic Evidence Seminar
Genetics: Issues in Law & Policy Seminar
Germs, Globalization and Governance Seminar
Law and Economics Seminar
Law and the Human Body Seminar
Psychiatry & Law Seminar
Public Health & Homelessness Seminar
Public Policy Advocacy Seminar
Social, Legal & Ethical Implications of Human Reproductive & Genetic Tech. Seminar
Sociology of the Criminal Justice System

Seminar
Special Education Law Seminar
Women’s Health & the Law

CLINICS

Civil Justice Clinic - Individual Representation Clinic – Health module
Medical-Legal Partnership for Seniors Clinic

Faculty Counselors

Cohen	Park
Faigman, David	Rao
King	Weithorn
Obasogie	

LEGAL PHILOSOPHY & SYSTEMS

GPA Lecture Courses

American Legal History: Colonial America to the Civil War
American Legal History: 1865 to the Present
Comparative Law
English Legal History: An Introduction
Jurisprudence
Legal Ethics & the Philosophy of Law
Professional Responsibility
Roles & Ethics in Practice

Seminars, Non-GPA Courses & Clinics

Critical Race Theory Seminar
Bioethics, Law & Society Seminar
Feminist Legal Theory Seminar
Islamic Finance and Transactions Seminar
Judicial Elections & the Role of the Judiciary in American Democracy Seminar
Judicial Process Seminar
Law & Economics Seminar
Law & Morality Seminar
Legal History of Immigrants in the United States Seminar
Legal Theory Seminar: Issues in the Philosophy of Law
Public Policy Advocacy Seminar

Faculty Counselors

Bloch	Prince
Carrillo	Ratner
Lee	Schiller
Little	Weisberg
Mattei	

PERSONAL INJURY LAW

GPA Lecture Courses

Arbitration
Complex Litigation
Insurance
Mass Torts

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Personal Injury Litigation
Products Liability
Remedies
Roles & Ethics

Seminars, Non-GPA Courses & Clinics

Alternative Dispute Resolution
Class Action Seminar
 Mediation
 Negotiation
Science in Law Seminar
Scientific Method for Lawyers
Trial Advocacy II (Personal Injury)
Trial Objections

Faculty Counselors

Cohen	Levine
Diamond	Martinez
Freshman	Roht-Arriaza

TAXATION

GPA Lecture Courses

Advanced Federal Income Taxation
Federal Income Taxation
Federal Income Taxation of Corporations
& Partnerships
Federal Income Taxation of Real Estate &
 Other Investments
Mergers & Acquisitions
Non Profit Organizations
Public Finance
State & Local Taxation
Taxation of Family Wealth Transfers
U.S. Taxation of Foreign Transactions
& Investments

Seminars, Non-GPA Courses & Clinics

Business Planning Seminar
Financial Basics for Lawyers
Estate Planning Seminar
Land Trusts & Conservation Easements
 Seminar
Tax Policy Seminar

Faculty Counselors

Field	Martinez
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PROFESSIONAL SKILLS COURSE LIST

CLINICS/EXTERNSHIPS/FIELDWORK

Alternative Dispute Resolution Externship Fieldwork
Civil Justice Clinic Individual Representation Clinic
 Fieldwork
Civil Justice Mediation Fieldwork
Community Economic Development Clinic

Fieldwork
Community Economic Development Advanced
 Clinic Fieldwork
Community Group Advocacy and Social Change
 Lawyering Clinic Fieldwork
Criminal Practice Clinic Fieldwork
Current Issues in Criminal Practice and Criminal
 Practice Externship
Environmental Law Clinic Fieldwork
Immigrants' Rights Clinic Fieldwork
Judicial Externship Fieldwork
Law & Lawyering in the Nation's Capital Fieldwork
Lawyering for Children Fieldwork
Lawyers for America Fieldwork
Lawyers for American Advance Lawyering Skills
Legal Externship/Fieldwork
Legislation Clinic Fieldwork
Liberty, Security & Technology Clinic Fieldwork
Local Government Clinic Fieldwork
Medical-Legal Partnership Clinic for Seniors
 Clinic Fieldwork
Refugee & Human Rights Clinic Fieldwork
Social Enterprise & Economic Empowerment
 Fieldwork
Startup Legal Garage: Tech Fieldwork
Startup Legal Garage: Biotech Fieldwork
Workers' Rights Clinic Fieldwork

COMPETITIONS (if 2-units are earned)

Client Counseling Team
Intercollegiate ADR Competition
Intercollegiate Trial Team Competition
Moot Court Intercollegiate Competition
Tax Challenge

LECTURE COURSE

Advanced Legal Research & Analysis
Advanced Legal Research & Analysis (online)
Advanced Legal Research: California

SEMINARS

Advanced Legislative Process*
Alternative Dispute Resolution*
Business Planning *
Case Studies in Contract Law*
Community Economic Development*
Estate Planning
Forensic Evidence*
International Negotiation & Dispute Settlement*
Judicial Process Seminar*
Litigating Class Action Employment Cases*
Patent Prosecution
Public Law and Policy Work Group
Special Education Law*
Trademark Prosecution
Transactional Law Practicum

NON-GPA COURSES

Appellate Advocacy
Commercial Contract Writing
Basic Contract Writing & Analysis
Emotion, Mindfulness, and the Law
International & Foreign Legal Research
Interviewing and Counseling
Mediation
Negotiation & Mediation
Negotiation
Powerful Communication
Pre-trial Practice
Problem Solving & Professional Judgment in Practice
Public Health and Homelessness
Statutory Interpretation & Bill Drafting
Taking and Defending Depositions
Trial Advocacy I and II
Trial Advocacy (Intensive)
Trial Objections

***Satisfies writing or professional skills requirement but not both.**

MULTISTATE BAR EXAMINATION (MBE)

The majority of states include the Multistate Bar Examination (MBE) as a component of their examination. It consists of a six-hour test comprised of 200 multiple choice questions. The subjects covered are:

Constitutional Law
Contracts/Sales
Criminal Law (includes Criminal Procedure)
Evidence
Real Property
Torts

Each of these subjects is presently offered at Hastings. As used by the multistate bar examiners, however, Criminal Law includes Criminal Procedure, Real Property includes Future Interests, and Contracts includes UCC Articles 2 and 9 (general coverage of those articles is available in the first year Contracts course and Sales and Secured Transactions).

CALIFORNIA

The California Bar Examination is a 3-day exam covering the Multistate Bar Exam (MBE), essay questions, and the Performance Tests (PT's). These include:

Multistate Bar Exam:
Constitutional Law
Contracts/Sales

Criminal Law/Procedure
Evidence
Real Property
Torts

Essay subjects:
Federal Rules of Civil Procedure
(Civil Procedure I and II)
CA Civil Procedure
Corporations
Agency
Partnership
CA Community Property
CA Evidence
CA Professional Responsibility
Remedies
Trusts
CA Wills & Succession
plus all MBE subjects

Performance Test:
“Closed universe” practical problems using instructions, factual data, cases, statutes and other reference material supplied by examiners.

MPRE

A scaled score of 86 on the MPRE is required for admission. Visit www.ncbex.org for information on MPRE dates, filing deadlines and application fees. California also requires passage of the Multistate Professional Responsibility Exam. The MPRE is administered three times each year; in March, August and November. Students are eligible to take this test during their second or third year. The Hastings course entitled Professional Responsibility, Legal Ethics, and Roles & Ethics approximates the subject matter of the MPRE, and successful completion is required for graduation.

California has no residency requirement; the examination is given in February and July. Applications may be filed as early as 5 months prior to examination. Specific dates are set by the Bar Examiners.

For further information contact:
Office of Admissions in San Francisco
(415) 538-2300
www.calbar.ca.org

HAWAII

The Hawaii Bar is a two-day exam that consists of the following:
MBE subjects:
Constitutional Law
Contracts/Sales

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Criminal Law/Procedure
Evidence
Real Property
Torts

MEE Essay subjects:

Agency
Commercial Paper (Negotiable Instruments)
Conflict of Laws
Corporations
Decedents' Estates
Family Law
Federal Civil Procedure (Civil Procedure I and II)
Partnerships
Sales
Secured Transactions
Trusts & Future Interests
Plus all MBE subjects and Hawaii Rules of Professional Conduct

Multistate Performance Test:

“Closed universe” practical problems using instructions, factual data, cases, statutes and other reference material supplied by examiners.

MPRE

A scaled score of 85 on the MPRE within two years before or within one year after the Hawaii Bar Exam is required for admission.

For further information, contact:

Board of Bar Examiners
Tele: (808) 539-4977
www.courts.state.hi.us/index.jsp

NEVADA

The Nevada Bar Examination is a 2-1/2 day exam that covers the following:

MBE subjects:

Constitutional Law
Contracts/Sales
Criminal Law/Procedure
Evidence
Real Property
Torts

Nevada Essay subjects:

Agency
Commercial Paper
Community Property
Conflict of Laws
Corporations
Ethics
Nevada & Federal Rules of Civil Procedure
(Civil Procedure I and II)
Partnerships
Persons & Domestic Relations

Remedies
Sales
Secured Transactions
Wills
Estates & Trusts
plus all MBE subjects

Multistate Performance Test:

“Closed universe” practical problem using instructions, factual data, cases, statutes and other reference material supplied by examiners.

MPRE

A scaled score of 85 on the MPRE achieved within three years of passing the bar exam is required for admission.

For further information:

State Bar of Nevada
(702) 382-2200
www.nvbar.org

NEW YORK

The New York Bar Examination is a 2-day exam consisting of the following:

MBE subjects:

Constitutional Law
Contracts/Sales
Criminal Law/Procedure
Evidence
Real Property
Torts

New York subjects:

Agency
Commercial Paper
Conflict of Laws
Corporations
Domestic Relations
Equity
Federal Jurisdiction
Future Interests
Insurance (No Fault)
Mortgages
New York Practice (Civil Procedure I and II)
New York Professional Responsibility
Partnership
Personal Property
Secured Transactions
Trusts
Wills
Workers' Compensation
plus NY distinctions for all MBE subjects

Multistate Performance Test:

“Closed universe” practical problem using

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instructions, factual data, cases, statutes and other reference material supplied by the bar examiners.

MPRE

Applicant must pass the MPRE within 3 years before or after passing the New York Bar Exam as measured from the date the applicant sat for each examination.

A minimum scaled score of 85 is required. Visit www.ncbex.org for information on MPRE dates, filing deadlines and application fees.

For further information:

State Board of Law Examiners

Tel: (518) 453-5990

www.nybarexam.org