

Harvard Law School Course Catalog

2023-2024 Academic Year
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(Dis)illusionment for Young Lawyers

Course #: 3170 **Term:** 2023FA **Faculty:** Parker, Richard **Credits:** 2.00

Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Health, Food, and Drug Law; Jurisprudence and Legal Theory; Leadership; Legal Profession and Ethics

Delivery Mode: Course

Days and Times: **Location**

Tue 1:30 PM - 3:30 PM HAU104

Course Description: Prerequisite: None
Exam Type: No Exam

Youve heard about young lawyers, doctors and other professionals who are "disillusioned." In this class, well explore the phenomenon "in advance. Well do it from an oblique angle by reading and discussing several novels about individuals who live in/on illusions of various sorts and then are disillusioned, perhaps revealing the value of illusions of other sorts. It turns out to be an enduring theme.

The class will require you to read roughly 200 pages per week. (Do not join us if you cannot commit to doing that and taking active part in discussions, but keep in mind that well written novels don't take as long to read as legal materials.) It will draw on the analytic abilities you are honing in law school. At the same time, it will engage you with classic fiction featuring deeply nuanced accounts of personality and behavior -- and will call on powers of self-exploration (who am I, who do I want to be, where am I coming from, where am I going?) -- that may be quite foreign to your education so far. The class is meant to be both an extension of and an antidote to HLS.

The books may include these: Eliot's Middlemarch, Conrad's Heart of Darkness, Fitzgerald's The Great Gatsby, Wharton's The House of Mirth, Koestler's Darkness at Noon, Vonnegut's Mother Night, and Egan's The Candy House.

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A Comparative Perspective on Corporations, Ownership, and Capital Access

Course #: 3151 **Term:** 2023FA **Faculty:** Kraakman, Reinier **Credits:** 2.00

Type: Elective **Subject Areas:** Comparative Law; Corporate and Transactional Law

Delivery Mode: Course

Days and Times: **Location**

Thu 6:00 PM - 8:00 PM HAU104

Course Description: Prerequisite: Any one of the following: a prior course in corporate law, a parallel corporations course at HLS, or prior experience in matters relating to corporate governance or finance.
Exam Type: No Exam. A 20-page essay based on course readings that responds to a specific proposition about the relationship between corporate law, ownership structure, and sources of capital. The proposition will be announced at the beginning of the exam period and student responses (answers) will be due at the end of exam period. Regular class participation will also count heavily toward the final course grade.
This course explores differences in corporate governance and financing across listed companies both within and across jurisdictions. A principal point of comparison will be the structure of share ownership and the identity of large shareholders. For example, companies might be widely held by retail or institutional investors who play a passive role in corporate affairs except under unusual circumstances. Alternatively, a company might be controlled or influenced by large block shareholders. Family and founder control are common forms of blockholder control in most jurisdictions. But there are very different subtypes within this category. Even the venerable family dynasty comes in multiple flavors. Family members may inherit active leadership positions in their companies from the preceding generation or they may play the role of non-executive directors or monitoring shareholders who intervene only at critical moments. Similarly, founders may aspire to found family businesses or to secure leadership positions only for themselves as is usually the case when founders of American tech firms capitalize their companies with through multiclass IPOs. The principal example of the third major class of dominant shareholder is the State. And the motivations behind state ownership may be the most varied of all. They range from investment and security interests to advancing political or personal agendas with no immediate connection to a company’s business. Our course materials match each of these ownership configurations with corresponding legal and capital constraints. Up to a point, financial markets, relational banking, and State-rationed capital each seem to align with ownership structure. But even as access to capital becomes more competitive, the legal, cultural, and political institutions that evolved with constrained access to capital may have an inertia of their own.
Students who enrolled and completed the course, Comparative Corporate Law, Finance and Governance, are not eligible to enroll in this offering.

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Abortion: Law, Policy and Ethics

Course #: 3033 **Term:** 2024SP **Faculty:** Sachs, Stephen; Schworke, Amanda **Credits:** 2.00

Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Seminar

Days and Times:	Location
Fri 10:15 AM - 12:15 PM	WCC3012

Course Description: Prerequisite: Constitutional Law or equivalent coursework

Exam Type: No Exam

With the law of abortion in flux, it is important for future lawyers to have an opportunity to study the issue in detail and to decide what they think. This seminar is intended to give students a chance to discuss, in a relaxed academic setting, the difficult and important questions of ethics, policy, and law raised by abortion. These include questions of human personhood and futures of value; of autonomy and sex equality; of politics and history; of unenumerated rights and stare decisis; and of federal and state regulation.

Many of these questions are both highly abstract and deeply personal. While they are the subject of intense and heartfelt commitment on both sides, this course is offered in the belief that they are also a proper subject for intellectual inquiry. Within each unit, the assigned readings are roughly balanced as to viewpoint; they take deeply conflicting positions, and you will certainly disagree with some of them. Students will write occasional short papers in response to the readings, and each student is expected to participate fully in the discussions.

Note: Students who have taken Professor Sachs’s 1L reading group, Thinking About Abortion, are not eligible to enroll in this seminar.

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Access to Justice in the Digital World

Course #: 3073 **Term:** 2024SP **Faculty:** Plunkett, Leah **Credits:** 1.00

Type: Elective **Subject Areas:** Family; Contracts; State and Federal Courts; Contracts; Contracts; Family Member; Children and Family Law; Contracts; Courts, Jurisdiction, and Procedure; Poverty Law and Economic Justice; Technology Law and Policy

Delivery Mode: Reading Group

Days and Times: **Location**

Wed 3:45 PM - 5:45 PM WCC3008

Course Description: Prerequisite: None
Exam Type: No Exam

This reading group explores the impact of new and emerging digital technologies on the longstanding barriers that low-income and vulnerable individuals often face when interacting with the civil justice system, as well as the role that creative, zealous legal advocacy can play in surmounting these obstacles. From family relationships to housing security to consumer transactions, the civil justice system orders (or fails to order) our quotidian affairs. The disputes in family courts, housing courts, small claims courts, and other judicial settings that are high stakes for individuals but low dollar value for attorneys typically put pro se litigants on the front lines of the courtroom-if they even make it into court at all. Digital tech-especially during the judicial systems current pandemic operation mode-is sparking a new solution space for litigants, attorneys, and other stakeholders to resolve civil disputes; however, it is also creating new challenges in areas such as digital privacy. This reading group will unpack all dimensions of the impact of and potential for new digital technologies to change the contours of civil case-handling for low-income and vulnerable people, with an eye toward generating normative, values-based reflections on how to maximize the positive aspects of this change.

Note: This reading group will meet on the following dates: January 24, February 7, February 21, March 6, March 27, April 10.

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Administrative Law

Course #: 2000 Term: 2024SP Faculty: Vermeule, Adrian Credits: 4.00

Type: Multisection Subject Areas: Administrative and Regulatory Law; Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	LAN272
Thu 1:30 PM - 3:30 PM	LAN272

Course Description: Prerequisite: None
Exam Type: In Class

This course will study law making and law application by executive departments of government. Using the material covered in the first-year "Legislation and Regulation" course as a foundation, this class will cover a variety of topics, including the legal framework (both constitutional and statutory) that governs administrative rulemaking and adjudication; the proper role of agencies in interpreting statutory and regulatory law; and judicial review of agency decisions. The central theme of the course is how the law manages the tension between "rule of law" values (e.g., procedural regularity, accountability, and substantive limits on arbitrary action) and the desire for flexible, effective administrative governance.

Note: This course is open to upper-level JDs.

Administrative Law

Course #: 2000 Term: 2023FA Faculty: Sunstein, Cass Credits: 3.00

Type: Multisection Subject Areas: Administrative and Regulatory Law; Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Tue 3:45 PM - 5:15 PM	WCC2012
Wed 3:45 PM - 5:15 PM	WCC2012

Course Description: Prerequisites: None
Exam Type: In-Class

This course will examine the legal controls on government regulation, in areas as diverse as environmental law, national security, communications, foreign affairs, taxation, labor-management relations, and much more. Pervasive questions will involve the constitutional legitimacy of "the regulatory state"; the procedures that are supposed to improve and discipline agency decisions; the right to a hearing; the role of cost-benefit analysis; and the allocation of power between regulators and judges. A distinctive feature of the course will be frequent focus on democratic theory, on regulatory policy, and on how administrative law can actually make society work better or worse.

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Administrative Law

Course #: 2000 **Term:** 2024SP **Faculty:** Block, Sharon **Credits:** 4.00

Type: Multisection **Subject Areas:** Administrative and Regulatory Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	LAN225
Fri 10:15 AM - 12:15 PM	LAN225

Course Description: Prerequisite: None
Exam Type: One-Day Take-Home

This course will explore the law governing federal administrative agencies, along with related matters of public policy and governing. Using the first-year “Legislation and Regulation” course as a foundation, this course will cover a variety of more advanced topics, including the structure and function of administrative agencies; the structure and function of the Office of Information and Regulatory Affairs and its relationship to administrative agencies and the President; the relationships of agencies with Congress and the president; the role of cost-benefit analysis; and judicial review of agency action. Also covered will be the problems of capture, bias and prejudice and the role of the public in rule making. Finally, the class will address the law governing other forms of executive action as tools of administrative policymaking, such as issuance of Executive Orders, conditions on federal procurement, approval of information collections pursuant to the Paperwork Reduction Act, and the President’s use of the bully pulpit.

A major theme will be how administrative law can enable or constrain flexible, effective and equitable governance. We will use an examination of the range of executive actions employed to address recent significant public policy challenges, such as the pandemic, climate crisis, income inequality and racial justice, to elucidate the course’s topics.

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Advanced Business Reorganizations

Course #: 2047 Term: 2024SP Faculty: Bienenstock, Martin Credits: 1.00
Type: Elective Subject Areas: Bankruptcy; Bankruptcy; Bankruptcy; Bankruptcy and Commercial Law; Corporate and Transactional Law

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCCB010

Course Description: Prerequisite: Students must have completed, or be concurrently enrolled in, Bankruptcy. LLMs and cross-registrants can seek permission of the instructor to waive the prerequisite and enroll.

Exam Type: No Exam
Grades are determined by 10-page papers on approved topics.

Corporate Reorganization takes up advanced topics in restructuring across a broad array of disciplines ranging from governance to game theory to prospect theory to restructuring, and to jurisdiction. Basic bankruptcy is not a prerequisite, but all students must agree to call out if I say something they do not understand. The course identifies dominant causes of business failure or distress, and analyzes how (a) corporate governance enhanced by the best business research of the last 20 years can mitigate or avoid failure and (b) chapter 11 resolves failure/distress and impacts out-of-court resolutions. We do this by reference to governance and business research, jurisprudence, and articles about failures in the auto, steel, financial, and manufacturing industries, and industries subject to mass tort liability. In formulating resolutions of distressed situations, we apply chapter 11 resolutions as a baseline against which out-of-court resolutions are compared. The course is designed to show that optimal restructuring is a multidisciplinary undertaking, even within its legal framework. Emphasis is put on governance jurisprudence, bankruptcy jurisprudence, statutory interpretation, the constitutional limits of the bankruptcy power, the psychology of restructuring, and the use of litigation.

Note:This course will meet over seven sessions from January 22 to March 18, 2024.

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Advanced Clinical Practice

Course #: 2001 **Term:** 2023FS **Faculty:** Lawrence, Eloise; Whiting, Patricia **Credits:** 2.00
Type: Elective **Subject Areas:** Family; LGBTQ+; State and Federal Courts; LGBTQ+; LGBTQ+ Advocacy Clinic; Family Member; Children and Family Law; Civil Litigation; Courts, Jurisdiction, and Procedure; Gender and the Law; Legal Profession and Ethics; LGBTQ+; Poverty Law and Economic Justice

Delivery Mode: Course

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	LEW202

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.

Required Clinic Component: Harvard Legal Aid Bureau 3L (4 fall clinical credits + 4 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: Harvard Legal Aid Bureau 2L.
By Permission: Yes. This course is restricted to 3L members of HLAB.
Add/Drop Deadline: N/A.
LLM Students: Due to the 2-year commitment, LLM students are not eligible to enroll.
Multi-Semester: This is a fall-spring course (1 fall classroom credit + 1 spring classroom credit). This workshop, which is required for all 3L members of the Harvard Legal Aid Bureau, provides students with the opportunity to engage in further critical self-reflection on their clinical experience, focusing on their roles as advocates, mentors, and law office managers and incorporating readings on issues of poverty law and legal services delivery. The class will be graded credit/fail.
Enrollment in this course is restricted to 3L Harvard Legal Aid Bureau members and will not be in clinical registration. The Office of Clinical and Pro Bono Programs will enroll all HLAB 3L members in this course.

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Advanced Constitutional Law

Course #: 3216 **Term:** 2023FA **Faculty:** Feldman, Noah **Credits:** 4.00

Type: Elective **Subject Areas:** State Courts; Race; Constitutional Law; Gender and the Law; Jurisprudence and Legal Theory; Law and Political Economy; Law and Religion; Legal History; Race and the Law; State and Local Government

Delivery Mode: Course

Days and Times:	Location
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Thu 1:30 PM - 3:30 PM	AUS100
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Fri 1:30 PM - 3:30 PM	AUS100
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Course Description: Prerequisite: 1L Constitutional Law or Constitutional Law: Separation of Powers
Exam Type: Any Day Take-Home

This course dives into the hardest questions in the field of constitutional law. Taught through close readings of cases in the areas of substantive due process, equal protection, federalism, and separation of powers, the course will engage the full range of contemporary approaches to the Constitution, such as: history, originalism, and living constitutionalism; critical readings of the Constitution through the lenses of race, class, gender, settler colonialism, and empire; conservative constitutional thought including Catholic constitutional theory and common good constitutionalism; political economy and the Constitution; constitutional pragmatism; and more. If you liked constitutional law and wanted to go deeper – much deeper - this is the class for you.

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Advanced Corporate Transactions

Course #: 2833 **Term:** 2024SP **Faculty:** Sonenshine, Marshall **Credits:** 2.00

Type: Elective **Subject Areas:** Corporate and Transactional Law

Delivery Mode: Course

Days and Times: **Location**

Fri 1:30 PM - 3:30 PM WCC2009

Course Description: Prerequisites: Registration for the course has two prerequisites: (1) Students must have taken Corporations or be taking it concurrently with ACT. (2) In addition, a working knowledge of basic corporate financial accounting knowledge (ability to read basic financial statements) is required. The “basic corporate financial accounting knowledge” requirement is not onerous and can be met by having taken Accounting at the law school or in another graduate or undergraduate program or by having other demonstrable familiarity with reviewing basic corporate financial statement (income statement, balance sheet, and cash flow statement) from academic or work settings. Students with questions should be in touch with the instructor at msonenshine@sonenshinepartners.com with a copy to aguynn@sonenshinepartners.com.

Exam Type: Any Day Take-home

Advanced Corporate Transactions assesses the inter-related business, financial, and legal issues associated with complex corporate transactions, including Mergers & Acquisitions, Private Equity and Restructuring transactions. The course takes an interdisciplinary approach to assessing issues and dynamics that drive companies, boards, investors, and legal and financial advisers to companies in the transaction process. The course is intended for students who have completed Corporations and who are comfortable (or can reasonably get comfortable) reading the three basic financial statements of companies. These baseline accounting skills will be reviewed early in the course for context. (Students uncertain about the adequacy of their facility reading companies’ financial statements or wanting to improve those skills before the course begins are invited to confer with Mr Sonenshine before registering.)

The course addresses both how deals are done and how corporate finance and markets for corporate control evolve with the business cycle and with financial markets. The course will use business school cases and cases from the instructors investment banking practice, supplemented by relevant legal cases and materials and academic writings on the evolution of the multi trillion dollar M&A and Private Equity markets, often as alternatives to public market stewardship of companies. The course looks at the dramatic changes in the deal business from the 1980s through the 2008 financial crisis and in the years since the financial crisis. The course covers (A) Fundamentals of M&A, Corporate Finance and Valuation; (B) the Evolution of M&A and Private Equity Markets; (C) Business and Transaction Strategies in Deals; and (D) Current Topics in Corporate Finance and Transaction Markets. The course is taught by Marshall Sonenshine, HLS 85, an investment banker who has served as an Adjunct Professor of Finance and Economics at Columbia University Business School. Mr Sonenshine is Chairman and Managing Partner of New York M&A and Restructuring firm Sonenshine Partners, having previously been Partner to Paul Volcker at Wolfensohn & Co and senior Partner in M&A and Head of Media M&A at Deutsche Bank. He began his banking career at Salomon Brothers in New York. For three decades, Mr Sonenshine has advised on transactions involving major corporations worldwide including Alcoa, AIG, Conrail, Dassault Systemes, Disney, EDS, Hewitt, KKR, Luxottica, New York Times, Proquest, Siemens, Sony, Walgreens, Wellpoint, and numerous others. Mr Sonenshine is a former Editor of the Harvard Law Review and Teaching Fellow in Government at Harvard College and an Instructor in the Introduction to Law course for the LLM Program. He clerked for Hon Lawrence Pierce of the US Court of Appeals for the Second Circuit. Mr. Sonenshine has published widely on corporate financial matters at Columbia University, New York Times, Financial Times, Institutional Investor and other

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publications and is a frequent global financial commentator for CNBC and Bloomberg Television.

Advanced Human Rights Training: Strategy and Advocacy

Course #: 2399 **Term:** 2023FA **Faculty:** Farbstein, Susan **Credits:** 1.00
Type: Elective **Subject Areas:** LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Comparative Law; Gender and the Law; Human Rights; International Law; Leadership; LGBTQ+; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC3009

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work. For more information about this clinic, please visit the Clinic Website, Clinic Q&A and News Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Clinic Component: Either the fall International Human Rights Clinic - 3L Leadership Training with Advanced Seminar or the fall Semester in Human Rights Clinic. Students who are accepted into either of these clinics will be enrolled in this required course by the Office of Clinical and Pro Bono Programs.
Additional Pre-Requisites: Prior semester in the International Human Rights Clinic.
By Permission: Yes.
Add/Drop Deadline: June 1, 2023.
LLM Students: Due to the pre-requisite, LLM students are not eligible to apply.
Placement Site: HLS.

This seminar offers advanced training in human rights advocacy and leadership for students interested in careers in human rights or social justice. It is team taught with participation from all clinicians in the IHRC, exposing students to a variety of methods and approaches. Students will explore strategic considerations that are critical to protecting and promoting human rights, including how to conceptualize and advance human rights agendas that target entrenched, structural challenges; how to mobilize constituencies and collaborate with affected communities to better address power imbalances and ensure sustainable change; and how to develop communication strategies and narratives for maximum impact. The seminar also examines professional ethics and responsibilities through scenarios based on human rights practitioners’s own experiences. Finally, students will consider and cultivate the leadership skills necessary for a career in human rights, including by examining issues of identity and developing their own leadership goals for the term. The seminar is designed to help students improve their effectiveness as human rights advocates and future leaders.

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Advanced Issues in Administrative Law and Theory

Course #: 2676

Term: 2024SP

Faculty: Vermeule, Adrian

Credits: 2.00

Type: Elective

Subject Areas: Administrative and Regulatory Law; Constitutional Law; Jurisprudence and Legal Theory

Delivery Mode: Seminar

Days and Times:

Location

Tue 3:45 PM - 5:45 PM

WCC4059

Course Description: Prerequisite: By Permission

Exam: No Exam

We will address the place of the administrative state in the constitutional order, the design and operation of its institutions, and its relationship to law and the rule of law. Readings will include classic and contemporary academic theory in law and adjacent disciplines, caselaw, and other materials.

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Advanced Negotiation: Fugitive Negotiation - Negotiating Power, Space, and Purpose with/in Legal Institutions

Course #: 3178 **Term:** 2023FA **Faculty:** Bennis, Whitney; Straus, Samuel **Credits:** 2.00
Type: Elective **Subject Areas:** LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; LGBTQ+; Negotiation and Alternative Dispute Resolution; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Thu 4:00 PM - 8:15 PM	WCC3007

Course Description: Prerequisite: Negotiation Workshop

Exam Type: No Exam

This course is a space to think, feel, and practice negotiation philosophy and strategy for those of us moving through the very systems we seek to disrupt, dismantle, and/or evade.

Traditional negotiation theory often assumes, explicitly or implicitly, the legitimacy of the institutions or of the institutional agents with which we negotiate. Fugitive Negotiation refuses that premise, instead seeking to understand negotiation with/in the law as intimately related to the backdrops of colonialism, chattel slavery, and their afterlives. Fugitive Negotiation is a Black queer feminist approach to negotiating power, space, and purpose rooted in surviving long histories of extraction, violence, and dispossession, while visioning and building new futures; a negotiation theory that looks as closely at the power we can, do, and might wield as the power we encounter.

This course will invite you to examine how power shapes your negotiation and legal practice and to explore strategies beyond those traditionally offered in the law or marketed in its shadow. We will draw wisdom from Black queer feminist texts and ancestors, arts practices, and creative engagement to identify our negotiation principles and expand our negotiation repertoire. Our pedagogies will be experiential, reflective, embodied, provocative, and dialogic. This is not a lecture-based course or traditional seminar. Core texts for this course include Dawn by Octavia Butler, The Undercommons: Fugitive Planning and Black Study by Fred Moten and Stefano Harney, and Wayward Lives, Beautiful Experiments by Saidiya Hartman.

Note: This course will meet for six sessions in the first half of the term from September 7 to October 12, 2023.

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Advanced Negotiation: Money, Negotiation & You

Course #: 3115 **Term:** 2024SP **Faculty:** Heen, Sheila **Credits:** 3.00

Type: Elective **Subject Areas:** Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times: **Location**

Tue 3:45 PM - 7:00 PM WCC3018

Course Description: Pre/Co-requisites: Students must have completed, or be concurrently enrolled in, the Negotiation Workshop.
Exam Type: No Exam

Money and other quantifiable outcomes grab our attention, and are the simplest yardstick by which negotiation outcomes are measured.

Yet many report that negotiating over money is uncomfortable, and particularly when representing themselves. This course will build on the Negotiation Workshop, and delve into the research on self-agency, mental accounting, decision biases, fair pay, and our own narratives about money and identity, and will explore ways to strengthen our comfort and ability to advocate effectively for ourselves. Homework will include:

Regular Fieldwork, designed as real-life experiments that invite you to step out of your comfort zone, and provide an opportunity to notice your own - and others’ - reactions.

Digging into and summarizing relevant research, and presenting it to each other for discussion,

Preparing for and doing in-class negotiations over rent, buying and selling cars, offering professional services, setting fair pay within an organization, negotiating pay and start dates as a candidate, losses with meaningful compensation, and money’s relationship to your values, happiness and making meaning in your life.

Writing reflection papers on your experiences, and reading others’ reflections and discussing in small groups throughout the term.

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Advanced Readings in Japanese Constitutional Law

Course #: 2317	Term: 2023FA	Faculty: Ramseyer, J. Mark	Credits: 2.00
Type: Elective	Subject Areas: Comparative Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Wed 6:00 PM - 8:00 PM		WCC3015	

Course Description: Prerequisite: By permission of instructor. Because the readings are in Japanese, students should have the equivalent of at least two years language instruction, but the difficulty of the materials will be adjusted to the reading levels of the students (and the class can be split if necessary). Native speakers of Japanese are welcome to attend, but may not take the course for credit. Students who are unsure whether the class is appropriate for them should contact Professor Ramseyer by email (ramseyer@law.harvard.edu).

Exam Type: No Exam

In this reading group, students will read a wide variety of law-related materials in the original Japanese language. Class discussion will cover both any language questions that arise, and the substance of the material discussed.

Materials to be read will be determined on the first day of class.

Advanced Topics in Jewish Law: The Law of the Messiah

Course #: 2437	Term: 2023FA	Faculty: Feldman, Noah	Credits: 1.00
Type: Elective	Subject Areas: Comparative Law; International Law; Law and Religion; Legal History		
Delivery Mode: Reading Group			
Days and Times:		Location	
Thu 6:00 PM - 8:00 PM		WCC4063	

Course Description: Prerequisite: This seminar will be by permission of the instructor, who strongly prefers that students have a background in advanced study of Jewish legal material. To apply please send a short statement of interest including background in Jewish legal studies to nfeldman@law.harvard.edu with a copy to swhalen@law.harvard.edu.

Exam Type: No Exam

The group will examine sociological questions of the Yeshiva world as well as theoretical/textual ones regarding what is studied, and how, and by whom.

Note: This reading group will meet on the following dates: 9/14, 9/28, 10/12, 10/26, 11/9, and 11/30

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Advanced Topics in Jewish Law: The Law of War

Course #: 2437 **Term:** 2024SP **Faculty:** Feldman, Noah **Credits:** 1.00
Type: Elective **Subject Areas:** Comparative Law; International Law; Jurisprudence and Legal Theory; Law and Religion; Legal History

Delivery Mode: Reading Group

Days and Times:	Location
Thu 6:00 PM - 8:00 PM	WCC4059

Course Description: Prerequisite: This seminar will be by permission of the instructor, who strongly prefers that students have a background in advanced study of Jewish legal material. To apply please send a short statement of interest including background in Jewish legal studies to nfeldman@law.harvard.edu with a copy to swhalen@law.harvard.edu.
Exam Type: No Exam
The group will examine sociological questions of the Yeshiva world as well as theoretical/textual ones regarding what is studied, and how, and by whom.
Note: This reading group will meet for six sessions, meeting on six of the following dates: 2/8, 2/22, 2/29, 3/7, 3/21, and 4/4.

Advanced Written Advocacy

Course #: 3187 **Term:** 2023FA **Faculty:** Clary, Richard **Credits:** 2.00
Type: Elective **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC4063

Course Description: Prerequisite: Civil Procedure
Exam Type: No Exam
This course will focus on effective written advocacy at the federal district court level, including why writing for the district court is a distinct art form from other forms of writing, such as appellate briefs. Topics will include motions to dismiss, discovery briefs and letter briefs, summary judgment motions and related papers, and other types of pre-trial submissions. The class will be a blend of lecture and group discussion, and we will look at examples from public filings to analyze what is effective, what is not effective, and what can be affirmatively harmful. The course will include advice on the brief writing process, as well as practical guidelines for being an effective advocate in the district court. Instead of a final exam there will be a variety of writing and editing exercises over the course of the semester.

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Advertising Law

Course #: 2753 **Term:** 2024SP **Faculty:** Tushnet, Rebecca **Credits:** 3.00

Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Arts, Entertainment, and Sports Law; Civil Litigation; Health, Food, and Drug Law; Intellectual Property

Delivery Mode: Course

Days and Times:	Location
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Mon 10:20 AM - 11:50 AM	GRS110
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Tue 10:20 AM - 11:50 AM	GRS110
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Course Description: Prerequisite: None
Exam Type: Any Day Take-Home
This course covers legal regulation of advertising in the United States, with some comparison to other countries. Private causes of action by consumers and competitors, state attorneys general, and the Federal Trade Commission all form part of the law of advertising. Topics will include falsity, substantiation, surveys, product placement, "green" marketing claims, disclosures and disclaimers, and First Amendment aspects of advertising regulation.

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Advocacy Before International Courts and Tribunals

Course #: 3138 **Term:** 2023FS **Faculty:** Loewenstein, Andrew **Credits:** 1.00

Type: Elective **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times: **Location**

Mon 6:00 PM - 8:00 PM WCC3013

Course Description: Prerequisite: Open to members of HLS Jessup International Moot Court and Willem Vis International Commercial Arbitration Teams

Exam Type: No Exam

This course, which is intended for students participating in the Jessup International Law Moot Court Competition and the Vis International Commercial Arbitration Moot, is designed to hone advanced written and oral advocacy skills for use in proceedings before international courts and tribunals.

The course consists of three parts. The short introductory portion surveys the landscape of international courts and tribunals, including those constituted to resolve disputes between States, such as the International Court of Justice, the International Tribunal for the Law of the Sea, and ad hoc inter-State arbitral tribunals; those that arbitrate disputes between foreign investors and States, such as tribunals formed by the International Centre for Settlement of Investment Disputes; and those that resolve private international commercial disputes, such as arbitrations conducted under the auspices of the International Chamber of Commerce. Each of these forms of dispute resolution will be examined with an emphasis on the style of advocacy appropriate to the particular forum before which the dispute is heard.

The second part of the course focuses on written advocacy. Each student will be assigned responsibility for researching and drafting a substantial part of the brief required by the Jessup or Vis competition. The students' successive drafts will be subject to extensive critique and analysis by peers, guided by the instructor in a manner consistent with the rules of the competition. To assist in developing the drafts, this part of the course begins by identifying the key issues in the case that emerge from the problem described in the Jessup and Vis materials and developing research strategies for achieving a comprehensive understanding of those issues. Students will then devise strategies for planning the organizational structure of the brief, including through detailed outlining. In doing so, particular attention will be paid to developing logical flow of argumentation. Specific topics that will be addressed include techniques for achieving an effective integration of facts and law; applying the case law of international courts and tribunals to the dispute at issue; interpreting treaties through the relevant principles set out in the Vienna Convention on the Law of Treaties; developing arguments concerning whether (or not) there are relevant rules of customary international law in light of State practice and opinio juris; and learning how to anticipate and preempt arguments that might be made by the opposing party. Students will also learn strategies for editing and refining the brief prior to its submission.

The final part of the course focuses on oral advocacy. Drawing from the issues in the competition, each student will be assigned a topic for oral argument and develop mastery over their issue through intensive, iterative practice. Specific oral advocacy skills that will be covered include selecting what arguments to emphasize; developing an effective organizational structure; time-management; anticipating questions from the bench; and delivering compelling rebuttal and sur-rebuttal arguments. In addition, significant attention will be paid sharpening effective oral argument style.

Note: The first class meeting will be held on Monday, November 6, 2023.

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Advocacy: The Courtroom and Beyond

Course #: 1054 Term: 2024WI Faculty: Gershengorn, Ara; Walczewski, Erin Credits: 2.00
Type: 1lwinter Subject Areas: State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 9:30 AM - 12:00 PM	WCC2012
Tue 9:30 AM - 12:00 PM	WCC2012
Wed 9:30 AM - 12:00 PM	WCC2012
Thu 9:30 AM - 12:00 PM	WCC2012
Fri 9:30 AM - 12:00 PM	WCC2012

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Note: This course is restricted to first-year J.D. students only.

The drop deadline for 1L January Experiential Term (JET) classes is December 1, 2023. Students may not drop a course if they do not have an offer to enroll in a different JET course.

1L JET courses are intensive learning courses. Class attendance is required in each course every day of the term. Students should plan accordingly and should not take on other work commitments during the term.

Exam Type: No Exam

Taught by practicing attorneys, this course allows students to develop their oral, written, and strategic advocacy skills. Through interactive exercises, case studies, and team-based work, the course introduces students to ways to advance a clients interest in a variety of different contexts, including in impact litigation, in the private sector, in the criminal law context, and in the public eye.
Working with their teams, students will:

- Learn advocacy strategies
- Analyze amicus briefs and other written advocacy
- Practice negotiating
- Develop oral presentations
- Draft a letter to the editor and an op-ed in support of their advocacy efforts

Assignments for the course include both individual and team-based work. Although class time ends by noon each day, students should be available to meet with their teams in the afternoon to complete team-based assignments. In lieu of a final exam, student teams will research, draft, and present an advocacy plan on a topic of their choice.

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Africa and the world

Course #: 3276 **Term:** 2023FA **Faculty:** Jallow, Baba **Credits:** 1.00

Type: Elective **Subject Areas:** International Law

Delivery Mode: Reading Group

Days and Times:	Location
Wed 6:00 PM - 8:00 PM	WCC4063

Course Description: Prerequisite: None
Exam Type: No Exam

Historically dubbed the Dark Continent by European explorers and colonizers, Africa is known for its rich cultural diversity and colorful traditions. Universally acknowledged as the world’s most natural resource-rich continent, Africa is home to the world’s poorest countries and people. Noted for its cultures of close-knit communities, mutual support and peaceful co-existence, Africa has seen some of the most violent and intractable conflicts of the twentieth and twenty-first centuries. A continent of great geopolitical and economic significance to the world where both East and West continue to scramble for dominance, Africa remains marginal to the consciousness of large numbers of people in the global north.

In this reading group, we will explore the validity or otherwise of the claim that Africa’s current predicaments derive from the continent’s encounters and interactions with Europe, the Middle East, Asia, and North America. How and to what extent did Africa’s encounters with various global actors, events and processes impact and shape the continent’s current political, economic, and cultural realities. Our readings and discussions will cover Africa’s encounters with the slave trade(s), capitalism, European imperialism, the World Wars, the Universal Declaration of Human Rights, Pan-Africanism and Nationalism, the Cold War, and Apartheid. At every point, we will seek to assess to what extent these events and processes shaped Africa’s current realities, and to what extent must the blame be placed at Africa’s own doorstep.

This reading group offers participants an opportunity to be reasonably familiar with Africa, its recent history, politics, societies, cultures and current affairs.

Note: This reading group will meet on the following dates: 9/6, 9/20, 10/4, 10/18, 11/1, 11/15.

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Algorithms and the Law

Course #: 3217 **Term:** 2024SP **Faculty:** Yang, Crystal **Credits:** 1.00

Type: Elective **Subject Areas:** Intellectual Property; Technology Law and Policy

Delivery Mode: Reading Group

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM WCC3013

Course Description: Prerequisites: None
Exam Type: No Exam

Algorithms are increasingly used in our society and their role is likely to increase in the next several decades. These new tools pose a set of challenges in terms of transparency, fairness, accuracy, and equal treatment. In this reading group, we will explore the use of algorithms in a variety of contexts, such as lending, hiring, and the use of risk assessments in the criminal justice system. We will take a multidisciplinary approach to assessing the key legal, ethical, and policy questions in this area, drawing on insights from law, economics, and computer science.

Note: This reading group will meet on the following dates: January 30, February 13, February 27, March 19, April 2, and April 16.

This reading group is not available for cross-registration.

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Algorithms, Rights, and Responsibilities

Course #: 3040 **Term:** 2024SP **Faculty:** Kortz, Mason **Credits:** 1.00

Type: Elective **Subject Areas:** Torts; Torts; Torts; Intellectual Property; Technology Law and Policy; Torts

Delivery Mode: Reading Group

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	HAU101

Course Description: Prerequisites: None

Exam Type: No Exam

This reading group will address two pressing questions in the world of algorithms and the law: who holds the rights in beneficial algorithms and the outputs they create, and who is responsible when algorithms cause injury or harm? We will learn about and discuss ownership of code, algorithms, and statistical models; how generative artificial intelligences interact with intellectual property regimes, including copyright and patent; who is responsible when an artificial intelligence such as the driver of a self-driving car causes an injury; how we provide recourse for algorithmic discrimination; and more.

Note: This reading group will meet on the following dates: January 29, February 12, February 26, March 18, April 1, April 15.

This course is not available for cross-registration or auditing.

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American Democracy

Course #: 2955 **Term:** 2024SP **Faculty:** Unger, Roberto Mangabeira; Stauffer, John **Credits:** 2.00

Type: Elective **Subject Areas:** Legal & Political Theory

Delivery Mode: Course

Days and Times:	Location
Tue 1:00 PM - 3:00 PM	AUS111

Course Description: Prerequisites: None
Exam Type: No Exam; Paper in lieu of examination

Democracy, inequality, and nationalism in America. The white working class and American politics. Class and race. Identities and interests. Conditions for socially inclusive economic growth and for the deepening and dissemination of the knowledge economy. Alternative directions of institutional change, viewed in light of American history. Democratizing the market and deepening democracy. Self-reliance and solidarity.

We explore and discuss the past, present, and especially the future of the American experiment among ourselves and with invited guests: thinkers, politicians, social activists, and entrepreneurs.

Readings drawn from classic and contemporary writings about the United States.

Note: This course is cross-listed with FAS as English 172ad and HDS.

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American Empire: Puerto Rico and the United States Territories

Course #: 3225 **Term:** 2023FA **Faculty:** Charles, Guy-Uriel; Fuentes-Rohwer, Luis **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	LEW202

Course Description: Prerequisite: None
Exam Type: No Exam

This seminar will explore questions about the status of the US territories — Puerto Rico; Guam; American Samoa; the US Virgin Islands; and the Northern Mariana Islands — under the Constitution. Our lens will be the Insular Cases, a set of decisions by the Supreme Court from 1901 to 1922 that legitimized the nation’s march towards empire. The seminar will examine some of the leading issues and questions in constitutional law, including: the nature and scope of congressional powers; the status of the U.S. Supreme Court as a member of the ruling coalition; equal protection; the inherent powers doctrine and its racist underpinnings; and birthright [statutory] citizenship.

There are people who are ostensibly American citizens but who do not have the full protection of the Constitution because they reside in Puerto Rico and the U.S. Territories. The U.S. Territories raise many important questions about constitutional law, race and democratic theory. To take the most obvious one: what are the territories? Also, who are the people of the territories? Under what theory of constitutional obligation are the people of the territories bound to follow the US Constitution? How can the Constitution apply selectively to some American citizens but not others? How long can the U.S. hold territories? What does the future entail?

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American Legal History 1776-1865

Course #: 2163 **Term:** 2023FA **Faculty:** Gordon-Reed, Annette **Credits:** 3.00

Type: Elective **Subject Areas:** Legal History

Delivery Mode: Course

Days and Times:	Location
Tue 3:45 PM - 5:15 PM	WCC2009
Wed 3:45 PM - 5:15 PM	WCC2009

Course Description: Prerequisites: None
Exam Type: One-Day Take-Home
This course is designed to consider the development of American law from the time of the founding of the United States to the beginning of the period of Reconstruction. It will not be a march through the evolution of legal doctrines, though we will discuss the development of various doctrines. "Law", for our purposes, is broadly defined to include, among other things, the structure of the government that was created after the Revolution, statutory and common law, and customs. We will proceed in rough chronology, deviating when it makes sense to do so.
In history, context is all. To understand the development of any countrys legal system, one must know something of the people (powerful and not), the society, and culture in which that system came into being. This is necessarily, then, a course in American history. If context is critical to historical study, recognizing the role of contingency must also guide our consideration. Things did not always have to happen the way they happened. With that in mind, we can say that the creation of the United States turns out to have been a pivotal moment in the history of the world. We are going to consider the choices made when creating the American Republic as a nation of laws from the 1770s to the 1860s. Many of those choices helped to shape American identities, and resonate to this day. It will be fun, and instructive, to consider how it all unfolded.
Note: This course is jointly-listed with FAS as History 1405.

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American Legal History: From Reconstruction to the Present

Course #: 2519 **Term:** 2024SP **Faculty:** Weinrib, Laura **Credits:** 3.00

Type: Elective **Subject Areas:** Legal History

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	PND101
Tue 1:30 PM - 3:30 PM	PND101

Course Description: Prerequisites: None
Exam Type: In Class

This course examines major legal and constitutional conflicts in American history beginning with Reconstruction. Topics include law and social movements, the role of the courts, rights consciousness, the legal profession, and legal thought. Students will connect legal texts and legal struggles to broader developments in social, cultural, and political history.

Note: This course will not meet twice every week; the exact schedule will be announced before the semester begins.

This course is cross-listed with the History Department at FAS as History 1219.

American Legal History: Law, Economy, and Society in the Era of the American Revolution

Course #: 3043 **Term:** 2024SP **Faculty:** Mann, Bruce **Credits:** 2.00

Type: Elective **Subject Areas:** Legal History

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3015

Course Description: Prerequisites: None
Exam Type: No Exam

The seminar will examine the legal and constitutional history of late-colonial America and the early republic, an era that spans the middle of the eighteenth century to the first decades of the nineteenth. Reading for the seminar will include books, articles, amicus briefs, and some primary materials on topics such as the impact of law on the Revolution, the impact of the Revolution on law, crime and punishment, probing for original intent, the conservative and revolutionary roles of law in economy and society, and changing legal definitions of slavery, freedom, and dependence.

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Analytical Methods for Lawyers

Course #: 2006 **Term:** 2024SP **Faculty:** Spier, Kathryn **Credits:** 3.00
Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Mon 8:30 AM - 10:00 AM	WCC3018
Tue 8:30 AM - 10:00 AM	WCC3018

Course Description: Prerequisite: None. This course is designed to be fully accessible to those with no prior quantitative training or background in the subjects covered.
Exam Type: In Class
Lawyers in almost every area of practice (litigation, corporate, government, public interest) deal routinely with problems that are usefully illuminated by basic business and economic concepts. This course is designed to teach the most important analytical methods to law students, in a manner that will be fully accessible to those with no prior quantitative training or background in the subjects covered. Using text, classroom activities, and written exercises, we will explore how these tools may be used to analyze concrete problems that arise in a wide range of legal practice settings. The course will consist of seven units:

1. Decision Analysis, Games and Information: Lawyers assist their clients in making a wide variety of decisions, ranging from the settlement of lawsuits to the purchase of property. We will explore a standard technique that has been developed to organize thinking about decision-making problems and to solve them. We will also consider strategic interactions between parties and considerations related to imperfect information.
2. Contracting: Lawyers write many contracts, concerning such matters as acquisitions of land or corporations, creation of partnerships and nonprofit entities, settlement of lawsuits, financing arrangements, and government procurement. This unit presents practical principles concerning what issues should be addressed in contracts and how they might best be resolved.
3. Accounting: Lawyers who counsel clients in conducting their affairs or who represent them in litigation must understand the parties financial circumstances and dealings, which often are represented in financial statements. Basic accounting concepts will be introduced, and the relationship between accounting information and economic reality will be examined.
4. Finance: Legal advice in business transactions, division of assets upon divorce, litigation, and many other matters require knowledge of valuation, assessment of financial risk, and comprehension of the relationships between those who provide financing and those who need it. We will consider basic principles of finance, such as present value, the tradeoff between risk and return, the importance of diversification, and basic methods for valuing financial assets.
5. Microeconomics: Lawyers need to understand their clients and other parties economic situations and opportunities as well as the principles that underlie many of the rules of our legal system. This unit presents basic economic concepts-the operation of competitive markets, imperfect competition, and market failures-that are necessary to this understanding.
6. Law and Economics: Legal rules have important effects on clients interests, which must be appreciated by lawyers who advise them and by judges, regulators, and legislators who formulate legal rules. We will explore these effects using the economic approach to law, with illustrations from torts, contracts, property, law enforcement, and legal procedure.
7. Statistics: Legal matters increasingly involve the use of statistics in business contexts, in the promulgation of government regulations, in the measurement of damages, in attempts to make inferences concerning parties behavior (such as those regarding discrimination in employment), and in determination of causation (in tort, contract, and other disputes). We will address the basic statistical methods, including regression analysis, as well as issues that commonly arise when statistics are used in the courtroom.

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Animal Law

Course #: 2355 Term: 2024SP Faculty: Stilt, Kristen Credits: 2.00

Type: Elective Subject Areas: Health Fee; Animal; Health/Bioethics/Biotechnology; Real Estate/Property; State Courts; Property; Property; Property; Private Room; Administrative and Regulatory Law; Animal Law; Comparative Law; Environmental Law and Policy; Health, Food, and Drug Law; Jurisprudence and Legal Theory; Law and Religion; Legal History; Private Law; Property; State and Local Government

Delivery Mode: Course

Days and Times: Location

Tue 3:45 PM - 5:45 PM HAU104

Course Description: Prerequisite: There are no prerequisites, and 1L students are welcome in the class.
Exam Type: One Day Take-Home
Students will be evaluated on the basis of class participation and the final exam.
This course will introduce students to the broad range of laws that affect non-human animals (“animals”), including companion animals, farm animals (with a particular focus on factory farms), animals used in the context of entertainment (such as zoos and aquaria), animals used in scientific experimentation, and wild animals. The course will focus mainly on the U.S. but will also include some attention to the laws of other countries and to international law.
The course will also engage with fundamental questions about animals and the law, such as: Are some animals more deserving of protection than others, and if so, on what basis? What role does culture and belief play in animal law—why are dogs considered pets in the U.S. and food in some parts of the world, for example? Does the status of animals as property pose an insurmountable barrier to increasing protections for animals? What are the advantages and disadvantages of the concepts of “animal rights” and “animal welfare”?

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Animal Law & Policy Clinic

Course #: 8052	Term: 2023FA	Faculty: Mathews, Rachel	Credits: 5.00
Type: Clinic	Subject Areas: Animal; Animal Law; Environmental Law and Policy		
Delivery Mode: Clinic			
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Animal Law and Policy Clinical Seminar (2 fall classroom credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS.

The Animal Law & Policy Clinic will provide students with direct hands-on experience in animal advocacy on behalf of both captive animals and wildlife, including litigation, legislation, administrative practice, and policymaking.
Students will be introduced to the overarching issues that non-human animal law advocates face in their work, including rulemaking petitions, open-government laws, and basic litigation, legislative, administrative, and organizing strategies. Students also learn how to pursue advocacy under several substantive areas of the law, including the Endangered Species Act, the National Environmental Policy Act, the Animal Welfare Act, the Humane Slaughter Act, the Marine Mammal Protection Act, the Wild Horse and Burros Act, and state animal cruelty codes.

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Animal Law & Policy Clinic

Course #: 8052

Term: 2024SP

Faculty: Hollingsworth, Mary

Credits: 5.00

Type: Clinic

Subject Areas: Animal; Animal Law; Environmental Law and Policy

Delivery Mode: Clinic

Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Animal Law and Policy Clinical Seminar (2 spring classroom credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.
The Animal Law & Policy Clinic works to advance the interests of animals through litigation, administrative rulemaking, policy initiatives, organizing, and other legal advocacy avenues. You will gain direct experience with a broad range of federal and state laws-such as the Endangered Species Act and the Animal Welfare Act-and develop critically important strategic thinking and analytical skills. You will have significant responsibility over your projects, and will learn best practices of case management, including how to juggle multiple projects and how to work with co-counsel. The Clinic will be particularly informative for students considering a career in public interest law.

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Animal Law & Policy Clinical Seminar

Course #: 3004 **Term:** 2023FA **Faculty:** Mathews, Rachel **Credits:** 2.00

Type: Elective **Subject Areas:** Animal; Animal Law; Environmental Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3015

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Animal Law Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.

This two-credit seminar is the required classroom component for students enrolled in the Animal Law and Policy Clinic and will be available only to those students. The seminar will introduce students to the overarching issues that non-human animal law advocates face in their work, including Article III standing, Administrative Procedure Act review, rulemaking petitions, open-government laws, and basic litigation, legislative, administrative, and organizing strategies. The seminar will also teach students how to pursue advocacy under several substantive areas of the law, including (but not limited to) the Endangered Species Act, the National Environmental Policy Act, the Animal Welfare Act, the Humane Slaughter Act, the Marine Mammal Protection Act, the Wild Horse and Burros Act, and state animal cruelty codes.
Note: This seminar will meet in the ALPC offices at 1607 Mass Ave.

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Animal Law & Policy Clinical Seminar

Course #: 3004 **Term:** 2024SP **Faculty:** Hollingsworth, Mary **Credits:** 2.00

Type: Elective **Subject Areas:** Animal; Animal Law; Environmental Law and Policy

Delivery Mode: Seminar

Days and Times: **Location**

Wed 1:30 PM - 3:30 PM WCC3008

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Animal Law Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.

The Animal Law & Policy Clinic Seminar is the companion seminar for the Animal Law & Policy Clinic. You will learn about the core statutes and concepts used by animal lawyers, gain practical lawyering skills to be effective advocates for animals, and build a foundation for ethical, reflective legal practice. Foundational topics covered will include Article III standing, Administrative Procedure Act review, rulemaking petitions, and basic litigation, regulatory, legislative, and organizing strategies. The seminar will also introduce you to advocacy strategies under federal and state laws.

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Anti-carceral Organizing and Lawyering

Course #: 3003 **Term:** 2024SP **Faculty:** Crespo, Andrew **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Criminal Law and Procedure; Legal Profession and Ethics; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times: **Location**

Wed 10:15 AM - 12:15 PM WCC5046

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and Blog Highlights.

Required Clinic Component: Institute to End Mass Incarceration Clinic (3 or 4 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications are due by October 20, 2023. Please see below for more information.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may apply to the clinic by the deadline (application instruction details are below).

What role can and should lawyers play in community led, organizer driven campaigns and movements to end mass incarceration? This seminar explores this essential question experientially, intellectually, and personally. Students begin the seminar by taking an intensive multi-day workshop that trains them in the theory and practice of community organizing. In teams facilitated by experienced organizer-coaches, students learn the craft of public narrative, weaving together stories of self and of shared communal purpose to motivate collective agency; the meaning of public leadership within the context of organizing teams; the relationship between strategy and tactical action; and the connection between organizing campaigns and enduring structures of community power. The workshop is team-based and coaches students in linking their personal sources of inspiration and motivation to focused and purposive action that is in service of social justice and emancipation.

The remainder of the semester focuses on lawyering and its relationship to organizing, movements, and social change. Can law be a useful tool in efforts to upend entrenched injustice, including systemic racism and economic oppression? How can lawyers share skills, knowledge and resources while supporting the collective agency and empowerment of nonlawyers working for bold emancipatory futures? What forms of relationships between lawyers and organizers in shared coalition spaces best facilitate such partnerships? And what do legal tactics that aim to support enduring community power, even above short-term campaign victories, look like in practice?

Students can expect to engage closely with readings from various traditions, including from scholars of abolition, critical studies (CLS and CRT), and law and social movements.

This seminar accompanies and is a co/pre-requisite for the Institute to End Mass Incarceration Clinic. Admission is by application. For application requirements and details, please see the IEMI Clinic course listing.

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Antitrust Law & Economics - Global

Course #: 2099

Term: 2023FA

Faculty: Elhauge, Einer

Credits: 5.00

Type: Elective

Subject Areas: Antitrust/Competition; Antitrust; Antitrust; Antitrust; International Law; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Fri 1:30 PM - 3:10 PM	WCC1023
Wed 1:30 PM - 3:10 PM	WCC1023
Thu 1:30 PM - 3:10 PM	WCC1023

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None

Note: Students who have taken U.S. Antitrust Law may not take this course because it duplicates the U.S. portion of the material covered in Global Antitrust Law.

Exam Type: In Class

Given the reality of global markets, modern antitrust law and legal practice are both global, as is any anticompetitive conduct they seek to regulate on global markets. This course thus teaches basic antitrust principles using cases and materials from throughout the world, with the focus on US and EC sources because those are the most active antitrust enforcers and have the most well developed antitrust doctrines.

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Appellate Courts and Advocacy Workshop

Course #: 2426 **Term:** 2024WI **Faculty:** Wolfman, Brian **Credits:** 2.00

Type: Elective **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 9:00 AM - 12:30 PM	HAU105
Tue 9:00 AM - 12:30 PM	HAU105
Wed 9:00 AM - 12:30 PM	HAU105
Thu 9:00 AM - 12:30 PM	HAU105
Fri 9:00 AM - 12:30 PM	HAU105

Course Description: Prerequisites: None

Exam Type: No Exam

The Appellate Courts and Advocacy Workshop combines a substantive review of key appellate litigation doctrines concerning appellate jurisdiction, standards of review, and other topics, with a significant litigation-skills component, including motion and brief writing. The course considers each stage of the appellate litigation process beginning with a general overview, moving to the various bases for appellate jurisdiction in the federal courts, then discussing standards of review, and concluding with an intense review of the anatomy of an appellate brief. We will also briefly consider U.S. Supreme Court practice. Students considering clerkships, particularly appellate clerkships, after graduation generally find this course useful.

There are about a half dozen small-to-medium-sized writing assignments, which have two purposes: They introduce students to an aspect of appellate practice, and they demand application of one or more of the course’s doctrinal topics. In addition to these smaller assignments, students are also responsible for writing an appellate brief. For all assignments, students are provided copies of relevant practice rules, statutes, cases, and other items. No outside research is involved.

The doctrinal portion of the course and the corresponding small-to-medium-sized writing assignments will be covered during the first two weeks of the January Term. The appellate brief will be completed early in the Spring Term. During the Spring Term, each student will have a one-on-one meeting with the teacher to review a draft appellate brief.

The instructor, Brian Wolfman, is a Professor from Practice and Director of the Appellate Courts Immersion Clinic at Georgetown Law. Before that, he was a co-director of Stanford Law School’s Supreme Court Litigation Clinic. Before joining Stanford in 2014, for five years, Mr. Wolfman was co-Director of Georgetown Law’s Institute of Public Representation, where he directed a student-based clinic that handled a mix of individual civil-rights cases and public-interest impact litigation. He is the former Director of Public Citizen Litigation Group, a public-interest law firm in Washington, D.C., where he practiced for nearly 20 years. He began his career as a poverty lawyer in rural Arkansas. He has litigated dozens of cases in courts of appeals and in the Supreme Court. Feel free to direct questions about the class to Mr. Wolfman at bswolfman@yahoo.com.

Note: The credit breakdown for this course is as follows: three total credits, with two law classroom credits awarded during the January Term and one writing credit awarded during the Spring Term.

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This course will meet for the first two weeks of the winter term.

This course is open to upper-level JD students only.

Applied Quantitative Analysis

Course #: 2009 **Term:** 2024SP **Faculty:** Avedian, Arevik **Credits:** 3.00
Type: Elective **Subject Areas:** Finance, Accounting, and Strategy
Delivery Mode: Course

Days and Times:	Location
Tue 10:30 AM - 12:00 PM	WCC4059
Wed 10:30 AM - 12:00 PM	WCC4059

Course Description: Prerequisites: Fundamentals of Statistical Analysis or permission of the instructor. This class can be taken as part of the HLS empirical track.
Exam Type: No Exam

Intended as a continuation of the Fundamentals of Statistical Analysis, this course focuses on developing the theoretical basis and practical application of advanced multivariate techniques and interpreting and presenting statistical results and their implications. Topics include multivariate linear and nonlinear regression, binomial and multinomial logistic regression, ordinal logit analysis, time series and count data models. This is an applied class, providing students an opportunity to practice with hands-on examples involving the analysis of real data. The emphasis of the course will be on the conceptual understanding, application and interpretation of the methods and results, as opposed to the mathematical proofs underpinning the models. Students will use the Stata statistical software.

The course will culminate with an empirical paper where you will get an opportunity to apply the covered methods. Two options will be provided to the students for their final paper: (1) an empirical paper on a topic of your interest or (2) a replication paper. There is a growing awareness of the importance of replication in the empirical legal field. Producing or reproducing an empirical work will give students an opportunity to learn the methods used, data wrangling, or challenges and solutions that researchers encounter producing empirical work. Students who are replicating will be required to extend the study either by proposing or implementing a change to the original study through use of additional variables, different time periods/techniques/robustness checks, etc.

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Applying Legal Skills to VC Business Diligence

Course #: 3283 Term: 2024SP Faculty: Garcia, Sam Credits: 1.00

Type: Elective Subject Areas: Not Applicable

Delivery Mode: Reading Group

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	WCC3008
Tue 6:00 PM - 8:00 PM	WCC3008
Wed 6:00 PM - 8:00 PM	WCC3008

Course Description: Prerequisite: None
Exam Type: No Exam

This course is designed to show law students how they can take their legal skills and use them to their advantage in the VC investing world. The majority of the course will be focused on real scenarios where knowing the law/regulatory space well could have avoided a huge investment mistake or driven outsized returns, and each scenario will be accompanied by case studies and supplemental readings. Class participation and engagement will be critical during discussions so that each student can figure out their own approach to using their legal skills to their advantage in the VC space.

Note: This reading group will meet over the weeks of April 1 and April 8.

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Armed Conflict and Civilian Protection

Course #: 2509	Term: 2023FA	Faculty: Docherty, Bonnie	Credits: 2.00
Type: Elective	Subject Areas: Human Rights; International Law; National Security Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 1:30 PM - 3:30 PM		WCC5048	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement. To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and News Highlights. Required Clinic Component: International Human Rights Clinic (3-5 fall clinical credits). Students enrolled in the fall clinic must enroll in either this clinical seminar or Human Rights Advocacy. Students are not guaranteed their first choice of clinical seminars. Clinical seminar selection and enrollment occurs once a student has enrolled in the fall clinic and is orchestrated by the Office of Clinical and Pro Bono Programs.

Additional Co-/Pre-Requisites: None.

By Permission: No.
Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

Armed conflict causes physical, psychological, and socioeconomic suffering to civilians caught in its path. Militaries inevitably kill and injure bystanders due to their choice of weapons and/or tactics. Armed forces also intentionally harm noncombatants to advance their goals. Collectively these actions impose long-term harm on individuals and societies. Minimizing this suffering presents many challenges for lawyers and advocates. This clinical seminar will explore ways to advance civilian protection during and after armed conflict. Following an introduction to the costs of conflict and idea of limited war, the course will examine a wide spectrum of strategies, such as naming and shaming, creating new law, victim assistance, diplomacy, peacekeeping, humanitarian intervention, international criminal justice, and protection of the environment and cultural heritage. Students will assess the promises and limitations of each strategy and consider how to determine the most appropriate one for a specific situation. Through workshops and exercises, students will learn some of the practical skills needed to work in the field.

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Art of Social Change

Course #: 2011 **Term:** 2024SP **Faculty:** Gregory, Michael; Hazen, Crisanne **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Education; Family; Civil Rights; Civil Rights; Race; Family Member; Education; Administrative and Regulatory Law; Children and Family Law; Civil Rights; Education Law; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	LAN225

Course Description: Prerequisites: None

Exam Type: No Exam

This course explores various strategies for systemic law and policy reform, focusing on legal systems that impact children, including the education, juvenile legal, and child welfare systems, among others. We examine significant reform initiatives and consider how best to advance the interests of young people. The emphasis is on analyzing different approaches to system change, inside and outside of the courtroom, with the goal of informing students’s future advocacy efforts. During approximately half of the class sessions, we bring into the classroom as visiting lecturers leaders and changemakers from the worlds of policy and practice who represent different disciplines, career paths, and approaches to system change. Through these sessions, we learn how child-centered legal systems (e.g., child welfare, education, and juvenile legal) inequitably distribute benefits and harms to various groups of children and think critically about different approaches to systemic law and policy reform. During the other weeks of the course, we convene in smaller learning communities, deepening our understanding of the work shared by guest speakers by using a conceptual model as a tool to 1) retrospectively analyze system change efforts and 2) prospectively (and iteratively) plan a campaign to achieve system change. Through readings, speakers, and in other ways, we will endeavor as much as possible to bring the voices of young people themselves into our conversations. Throughout the semester, students work on their own system change project or paper, getting an opportunity to apply their learning to an issue that is important to them. The course places an emphasis on peer learning and integrates opportunities for workshoping and feedback on final projects as part of the bi-weekly learning community class sessions. Class participation is part of the final grade. There is no final exam. Cross-registrants are welcome. This course is required for all Y-Lab Fellows. This course is part of the Youth Advocacy & Policy Lab (Y-Lab). Please see the Y-Lab website for information about other related courses.

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Asian Americans and the Law

Course #: 2344 **Term:** 2023FA **Faculty:** Lee, William **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Race; Civil Rights; Constitutional Law; Immigration Law; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC5044

Course Description: Prerequisite: None
Exam Type: No Exam

This course will explore the history of Asian Americans under the law. We will first address historical issues such as immigration in the 1800s and the Chinese Exclusion Act, state sponsored discrimination such as the Chinese Laundry and Pigtail Ordinance, and the internment of Japanese Americans during World War II. We will then turn to contemporary events including accusations of espionage, employment discrimination, affirmative action and the Asian hate crimes. We intend that students who join the class will explore and understand the history of Asian immigration to the United States, the critical legal events in Asian American history and the contemporary issues affecting Asian Americans.

At the Intersection: Health, Public Health Policy and the Law

Course #: 3278 **Term:** 2023FA **Faculty:** Walensky, Rochelle **Credits:** 1.00
Type: Elective **Subject Areas:** Health Law
Delivery Mode: Reading Group

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3009

Course Description: Prerequisite: None
Exam Type: No Exam

As health and public health initiatives are delivered at the bedside, in practice and in policy, values judgements, ethics, social vulnerabilities and the law influence implementation and norms. Downstream implications of these policies - and how they ultimately motivate clinical and public health outcomes - are often unrecognized to the patient, practitioner and policymaker alike. Questions arise such as: How does the unionization of medical professionals impact continuity of clinical care? How do data privacy protections shape public health policy? Do vaccine mandates work and how do we define work in this context? In this reading group, we will examine health topics at these intersections, to include vaccine requirements (COVID, influenza and routine pediatric), data privacy, preventative services requirements, use cases for medical Artificial Intelligence, and nursing/trainee unionization initiatives.

Note: This reading group will meet on the following dates: 9/26, 10/3, 10/24, 10/31 and 11/14

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Bankruptcy

Course #: 2013 **Term:** 2024SP **Faculty:** Ellias, Jared **Credits:** 4.00

Type: Multisection **Subject Areas:** Bankruptcy; Bankruptcy; Contracts; Bankruptcy; Contracts; Contracts; Private Room; Bankruptcy and Commercial Law; Contracts; Corporate and Transactional Law; Finance, Accounting, and Strategy; Financial and Monetary Institutions; Law and Economics; Negotiation and Alternative Dispute Resolution; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	HAU104
Tue 10:15 AM - 12:15 PM	HAU104

Course Description: Pre/Corequisite: Students without prior basic exposure to business should normally take Corporations concurrently.
Exam Type: In Class

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 Codes 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.

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Bankruptcy

Course #: 2013 **Term:** 2023FA **Faculty:** Roe, Mark **Credits:** 4.00

Type: Multisection **Subject Areas:** Bankruptcy; Bankruptcy; Contracts; Bankruptcy; Contracts; Contracts; Private Room; Bankruptcy and Commercial Law; Contracts; Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics; Negotiation and Alternative Dispute Resolution; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:40 AM	WCC2004
Tue 10:20 AM - 11:40 AM	WCC2004
Wed 10:20 AM - 11:40 AM	WCC2004

Course Description: Exam Type: In Class

This basic bankruptcy course covers the major facets of bankruptcy that affect business financing transactions.

Much of the dealmaking in a financing transaction entails lawyering in anticipation of a possible reorganization in Chapter 11 or of an out-of-court restructuring in its shadow. That is, corporate lawyers often negotiate loans for their business clients; the lawyers and the clients are typically establishing the terms that will prevail if the company fails and goes bankrupt. Similarly, regulators, creditors, and employees of shaky companies want to know what will happen if the company goes bankrupt. For many lawyers, contact with bankruptcy law is anticipatory and not in front of the bankruptcy judge. Hence, when we examine the major facets of business bankruptcy, we will do so with an eye to understanding how these facets affect financing transactions and business deals. Along the way we will see how bankruptcy law governs labor relations in weakened firms, how it handles mass torts (such as those emanating from the opioid crisis), how it affects private equity and leveraged buyout deals, and how it handles contracts of, and sales to and from, firms that could end up going bankrupt.

When feasible, students will read not just bankruptcy court opinions and the Bankruptcy Code, but materials that financing lawyers use day-to-day: a loan agreement, a prospectus, a complaint in a loan dispute, and submissions to government regulators. To the extent possible, we will use case law to decode not just the governing doctrine, but also what the underlying transaction was and how bankruptcy law affected the parties’ thinking and the deal’s terms. Students will ordinarily participate in a simulated Chapter 11 reorganization toward the end of the semester.

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Becoming a Law Professor

Course #: 2416 **Term:** 2024SP **Faculty:** Tobin, Susannah **Credits:** 1.00

Type: Elective **Subject Areas:** Leadership

Delivery Mode: Reading Group

Days and Times: **Location**

Mon 10:30 AM - 11:30 AM WCC3011

Course Description: Prerequisite: Admission is by application via email to Susannah Barton Tobin at stobin@law.harvard.edu by October 31, 2023. Please include a paragraph expressing your interest in the reading group and a CV.
Exam Type: No Exam
This reading group will focus on the generative scholarly process that is at the center of the life of the law professor. Each week, a member of the faculty will present a working draft of her or his scholarship, and that piece will be discussed by the group. Discussions will focus in part on the genesis of the research project being presented, in order to demonstrate how articles develop from the first spark of an idea to final publication. Students will also explore substantive issues raised in the pieces, the better to become familiar with the latest work being done across a variety of subject areas. Students will also develop their own research and scholarly agendas as the semester progresses.
Note: This reading group will meet weekly.

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Behavioral Economics, Law and Public Policy

Course #: 2589 **Term:** 2024SP **Faculty:** Sunstein, Cass **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Disability; Civil Rights; Disability Law; Civil Rights; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Administrative and Regulatory Law; Civil Rights; Constitutional Law; Disability Law; Environmental Law and Policy

Delivery Mode: Seminar

Days and Times: **Location**

Mon 3:45 PM - 5:45 PM WCC3016

Course Description: Prerequisite: Instructor permission is required. Please send your CV to Brenda Bee (bbee@law.harvard.edu).

Exam Type: No Exam

This seminar will explore a series of issues at the intersection of behavioral economics and public policy. Potential questions will involve climate change; energy efficiency; health care; and basic rights. There will be some discussion of paternalism and the implications of neuroscience as well.

Note: This seminar is jointly listed with FAS as ECON 2050 & HKS as API-305.

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Bonobo Sisterhood

Course #: 3171 Term: 2024SP Faculty: Rosenfeld, Diane Credits: 1.00

Type: Elective Subject Areas: Gender and the Law

Delivery Mode: Reading Group

Days and Times:	Location
Thu 3:45 PM - 5:45 PM	WCC3011

Course Description: Prerequisite: None
Exam Type: No Exam

The Bonobo Sisterhood reading group explores the power and potential of female alliances to disrupt patriarchal systems. Through a legal, political, social, cultural and economic lens, we ask what lessons the bonobos-our close primate relatives who share 98.7% of our DNA-offer humans for creating a society free of male sexual coercion. Reading material will be the book The Bonobo Sisterhood: Revolution through Female Alliances, (Rosenfeld 2022).

Note: This reading group will meet on the following dates: January 25, February 8, February 22, March 7, March 28, April 11.

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Business and Human Rights

Course #: 2014 **Term:** 2024SP **Faculty:** Giannini, Tyler **Credits:** 2.00
Type: Elective **Subject Areas:** Environmental Law and Policy; Human Rights; International Law; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC3008

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: None
Exam Type: No Exam

This seminar will operate as a lab and explore the growing field of business and human rights by examining live issues and pressing problems surrounding efforts to advance community-centric corporate responsibility and accountability. In recent years, a robust debate has emerged around the challenge of extending human rights norms to corporate actors. Historically, human rights advocates have focused on state actors, but as the reach and influence of private actors and companies has grown, their impact on human rights has become impossible to ignore. Today, the human rights movement has squarely engaged the private sector, marking a critical shift and raising a host of issues for practitioners.

The field of business and human rights now touches on a dizzying array of policy and legal areas, including company due diligence standards, judicial and non-judicial grievance mechanisms, relations between businesses and communities, extraterritorial application of domestic laws, supply chain systems, and whether there should be an international human rights treaty to regulate the conduct of corporations. The field now also includes a growing body of domestic and international standards and mechanisms, which are helping to define these policy and legal arenas as well as the precise scope of corporate human rights obligations.

The seminar will focus on community-centric approaches to business and human rights, and efforts to elevate community power and incorporate them into current legal and policy frameworks and legislation as well as company community engagement policies. The class will give students an opportunity to work with practitioners experimenting with current live problems in the field, including emerging due diligence standards. Throughout the seminar, students will work collaboratively in teams to explore such problems in particular contexts, while also reflecting on the implications of the issues for the field of business and human rights more generally.

A limited number of seats in the seminar are reserved for clinical students enrolled in the Human Rights Entrepreneurs and Incubator Clinic, which gives students the opportunity to work in a lab-like atmosphere to support entrepreneurs in start-ups as well as innovators within existing organizations as they translate their ideas for change into reality.

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Business Negotiations

Course #: 3264 **Term:** 2023FA **Faculty:** Coakley, Antoinette **Credits:** 3.00

Type: Elective **Subject Areas:** Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times: **Location**

Wed 6:00 PM - 9:15 PM WCC3018

Course Description: Prerequisite: None
Exam Type: No Exam

Negotiation is an important skill that all attorneys will practice during the course of their legal careers. Many law students, however, are apprehensive about negotiating and lack confidence in their negotiation skills. In this course, students will learn fundamental negotiation principles, strategies and techniques to help them develop their negotiation skills and build confidence in their negotiation abilities. Through a series of simulated business transactions informed by real world corporate experiences, students will have the opportunity to practice their negotiation skills and develop their own personal negotiation style. Students will engage in: (1) negotiation preparation and planning, (2) matter/case evaluation, (3) client counseling and securing of informed client consent, (4) analysis of bargaining range and principled concession patterns, (5) problem-solving strategies, (6) information bargaining, and (7) dispute resolution. Students will consider ethical requirements and norms in negotiations. Students also will complete various written assignments, including reflection journals, negotiation plans and deal documentation. Students will learn to internalize habits of preparation, analysis, prediction, flexibility, and self-evaluation, which will support continuous improvement of their negotiation skills.

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Business Strategy for Lawyers

Course #: 2015 Term: 2023FA Faculty: Spier, Kathryn Credits: 3.00
Type: Elective Subject Areas: Antitrust/Competition; Antitrust; Antitrust; Antitrust; Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Mon 8:30 AM - 10:00 AM	WCC3018
Tue 8:30 AM - 10:00 AM	WCC3018

Course Description: Prerequisites: Students should have some exposure to microeconomics or a related discipline (e.g., Analytical Methods, Law & Economics, an undergraduate class in economics, finance, etc.). Familiarity with algebra is assumed. Students who are unsure should contact the professor.
Exam Type: In Class. In Class Requirements include several analytical assignments, frequent in-class evaluations, and a final exam.
This course presents the fundamentals of business strategy to a legal audience. The class sessions include both traditional lectures and business-school case discussions. The lecture topics and analytical frameworks are drawn from MBA curriculums at leading business schools. The cases are selected for both their business strategy content and their legal interest.
The main course material is divided into four parts. The first part presents the basic frameworks for the analysis of strategy. The topics include economic and game theoretic approaches to strategy, competitive advantage and industry analysis. The second part is concerned with organizational and contractual responses to agency problems. Topics include pay-for-performance, corporate control, and the design of partnerships and other business associations. The third part takes a broader view of business associations, considering the horizontal and vertical scope of the firm and the advantages of hybrid organizational forms such as franchising and joint ventures. The fourth part covers special topics in competitive strategy, including product differentiation, tacit collusion, facilitating practices, network externalities, market foreclosure, and innovation.
This course is well-suited for students interested in economic analysis of the law with a strong business and industry focus. Because of the significant overlap with the MBA curriculum, this class is not appropriate for students in the JD-MBA program. Since the lectures and assignments focus on abstract frameworks and theoretic approaches, familiarity with economic reasoning and algebra is assumed.

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Business Valuation and Analysis

Course #: 2090

Term: 2024SP

Faculty: Dharan, Bala

Credits: 3.00

Type: Elective

Subject Areas: Corporate and Transactional Law; Finance, Accounting, and Strategy; Intellectual Property; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 11:45 AM	HAU102
Fri 10:15 AM - 11:45 AM	HAU102

Course Description: Prerequisites: None

Exam Type: No Exam

This 3-unit spring course is designed to help students develop business valuation and related business analysis skills. The following topics will be covered: how a firms business strategy and its operating and financial characteristics affect its valuation; review of basic corporate financial reports and disclosures that serve as inputs to valuation analysis; use of financial ratios in valuation to measure financial risks and returns; analysis of financial disclosures to identify valuation red flags such as quality of earnings; valuation of taxes, intangibles, and financial investments; forecasting financial statements and cash flows for valuation; and integrating the above tools and techniques to determine the valuation of a firms equity. Students will learn common valuation methods such as discounted cash flow analysis and supplement them with other methods used in practice, including earnings-based valuation, the use of valuation multiples, and comparable transactions analysis. Examples involving valuation disputes and controversies in practice will be used to illustrate implementation issues in valuation and how they are resolved by courts and transaction advisors.

Class and homework assignments will be used to help students apply valuation and business analysis tools and techniques to real-life corporate examples. Active class participation is required. There is no final exam. Instead, there will be a final valuation project requiring students to analyze a selected companys business strategy and the quality of its financial statements, uses these as inputs to forecast financial statements and cash flows, and write up a detailed valuation report focusing on the companys future prospects.

The course will be relevant for students in the Law and Business program of study, and to others who wish to prepare for careers in capital markets, corporate transactions, commercial litigation, mergers and acquisitions, and other related areas.

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Capital Punishment Clinic

Course #: 8005	Term: 2024WS	Faculty: Steiker, Carol	Credits: 5.00
Type: Clinic	Subject Areas: Race; Constitutional Law; Criminal Law and Procedure; Race and the Law		
Delivery Mode: Clinic			
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Capital Punishment in America (4 fall classroom credits). Some seats are reserved for clinical students. Once a student enrolls in this clinic, the Office of Clinical and Pro Bono Programs will enroll them in the required course. If a student drops this clinic, they will also lose their seat in the required class component.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: September 1, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Multi-Semester: This is a winter-spring clinic (2 winter clinical credits + 2-3 spring clinical credits).
Placement Site: Various externship placements.
The Capital Punishment Clinic offers opportunities for students to represent clients with capital sentences through placements at capital punishment organizations, law firms, and governmental agencies throughout the country. Clinical work is full-time and on-site during the winter term, and continues on a part-time and remote basis in the spring term. This clinic is graded Credit/Fail. During spring term, students are required to attend mandatory 6 meetings with Prof. Steiker. Meetings held before spring break will be held during lunch hour, with Prof. Steiker, on zoom, with students together in a room, with lunch provided. After spring break, Prof. Steiker will meet in-person, with students, during these required lunch meetings.
This is an externship clinic. During spring term students should have at least one full day available to work on clinic assignments, with the remaining time available in 4-5 hour blocks.
Please contact the Office of Clinical and Pro Bono Programs for more information about this clinic and its possible placements (clinical@law.harvard.edu or 617-495-5202).

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Capital Punishment in America

Course #: 2020 **Term:** 2023FA **Faculty:** Steiker, Carol **Credits:** 4.00

Type: Elective **Subject Areas:** Race; Constitutional Law; Criminal Law and Procedure; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC3019
Fri 10:15 AM - 12:15 PM	WCC3019

Course Description: Prerequisites: For JD students, Criminal Law is required. For LLM students, permission of the instructor is required to waive the requisite.
Exam Type: In Class
This course considers the legal, political, and social implications of the practice of capital punishment in America, with an emphasis on contemporary legal issues. The course will frame contemporary questions by considering some historical perspectives on the use of the death penalty in America and by delving into the moral philosophical debate about the justice of capital punishment as a state practice. It will explore in detail the intricate constitutional doctrines developed by the Supreme Court in the five decades since the Court "constitutionalized" capital punishment in the early 1970s. Doctrinal topics to be covered include the role of aggravating and mitigating factors in guiding the sentencers decision to impose life or death; challenges to the arbitrary and racially discriminatory application of the death penalty; the ineligibility of juveniles and persons with intellectual disability for capital punishment, limits on the exclusion and inclusion of jurors in capital trials; allocation of authority between judges and juries in capital sentencing; and the scope of federal habeas review of death sentences, among other topics.
This course satisfies the clinical seminar requirement for the Capital Punishment Clinic. The drop deadline for students enrolled in this course in a clinical seat is September 1, 2023.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Case Studies in Public and Private Policy Challenges of Artificial Intelligence

Course #: 3226 **Term:** 2024SP **Faculty:** Zittrain, Jonathan **Credits:** 3.00

Type: Elective **Subject Areas:** Intellectual Property; Technology Law and Policy

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:15 PM	WCC3019
Tue 3:45 PM - 5:15 PM	WCC3019

Course Description: Prerequisites:
Admission to the course is by permission of the instructor.

Applications for Spring 2024 have now closed. The waitlist will be generated from those that have submitted a formal application. There will be no further applications accepted at this time.
Exam Type: No Exam

The use of machine learning has skyrocketed in recent years, becoming embedded retail and wholesale across society without substantial reflection on its implications. Through engagement with those building some of the most provocative models and tools - many of which have become part of the public imagination - we will see what gives their builders pause; reflect on possible solutions or mitigations; and develop suggestions about what they might be missing in their own canvassing of the ethical and policy terrain.

Note: This course is jointly-listed with HKS as DPI-686.

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Central Issues in Legal and Social Thought

Course #: 2256	Term: 2024SP	Faculty: Unger, Roberto Mangabeira	Credits: 2.00
Type: Elective	Subject Areas: Legal & Political Theory		
Delivery Mode: Seminar			
Days and Times:		Location	
Thu 1:30 PM - 3:30 PM		HAU105	

Course Description: Prerequisites: None

Exam Type: No Exam; Paper in lieu of examination

This seminar addresses central themes of legal and social theory. It takes as its focus the relation of law and legal thought to the formative institutional arrangements and ideological assumptions of society: its structure. The seminar can serve as an introduction to jurisprudence. However, it is not a survey of contemporary schools of jurisprudence; it seeks to offer a sustained exploration of a fundamental question.

No issue is more important to either legal or social theory. Law has been defined as the institutional form of the life of a people: its subject matter are the institutions and practices of society, viewed in relation to the interests and ideals that are supposed to justify them and to give them meaning. This subject matter is also the concern of politics, which upholds or transforms social assumptions and arrangements.

Today, however, we lack a way of thinking about the institutional and ideological structure of society, expressed in law: what it is, how it is made, how we can change it, and what it should become. Legal thought has been part of this evasion of structural insight and ambition.

In this seminar, we will deal with this concern in many of its expressions. Each participant in the seminar will work with the instructor to develop a writing project, and each will discuss that project with the class during the semester.

Among the problems that we may discuss are the following:

The nature, consequence, limits and alternative futures of the now standard practice of legal analysis, which represents law in the language of impersonal policy and principle.

The relation of this analytic and argumentative practice to the shape of political-economic debate in the United States and other contemporary societies. What a jurisprudence useful to the overcoming of neoliberalism and of institutionally conservative social democracy would look like.

The uses of a revised practice of legal analysis in the development of institutional and ideological alternatives for these societies. Legal thought as institutional imagination, and its relation to legal thought as an instrument for adjudicating disputes about rights and their violation.

The existing and possible ways in which lawyers, jurists, courts, the legislative and executive branches, and the citizenry can relate to one another, and create such alternatives.

What legal history and comparative law can teach us about the evasion of structural insight and the

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achievement of structural change.

The relation of this agenda in jurisprudence to major developments and possibilities in economic, political, and social theory.

Character and Self in the Modernist Novel

Course #: 3112	Term: 2023FA	Faculty: Tarullo, Daniel	Credits: 1.00
Type: Elective	Subject Areas: Jurisprudence and Legal Theory		
Delivery Mode: Reading Group			
Days and Times:		Location	
Thu 6:00 PM - 8:00 PM		WCC3036	

Course Description: Prerequisites: None
Exam Type: No Exam
In self-consciously reacting against the 19th century Realist novel, the Modernist authors of the 1920s and 1930s experimented with the form of the novel. In so doing, they introduced new concepts of time and narrative. But, in parallel with the revolutions taking place in biology and psychology, they also changed the concept of character. In the process, they called into question the inherited views of the stable self that had been more or less uncritically accepted beforehand. The repercussions of that reconceptualization are still felt today across most of the social sciences and humanities. We will read works by six writers who contributed in important ways to this change: Djuna Barnes, William Faulkner, Ford Madox Ford, Marcel Proust, Jean Toomer, and Virginia Woolf. Each student will be asked to give some introductory comments at one session to help begin the discussion.
Note: This group will meet on the following dates: 9/7, 9/21, 10/5, 10/19, 11/2, 11/16

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Child Advocacy Clinic

Course #: 8001	Term: 2023FA	Faculty: Hazen, Crisanne	Credits: 5.00
Type: Clinic	Subject Areas: Education; Family; LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Family Member; Education; Children and Family Law; Education Law; Legal Profession and Ethics; LGBTQ+; Poverty Law and Economic Justice; Race and the Law		
Delivery Mode:	Clinic		
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Lawyering for Children & Youth Clinical Seminar (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: Early drop of August 1, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

Placement Site: Various externship placements. Visit the Youth Advocacy & Policy Lab website to see a list of recent placement sites.

The Child Advocacy Clinic is an externship clinic where students are placed in an external legal setting that is focused on one or more aspects of child advocacy to conduct fieldwork under the supervision of a practicing attorney. Students take a companion seminar and bring into the classroom their experiences and learning from the field. The course is designed to educate students about a variety of substantive areas impacting the lives of children-such as child welfare, education, and juvenile justice-and the different systems that are meant to serve them. In addition, the course exposes students to a range of system change strategies to encourage critical thinking about the pros and cons of different approaches. The Clinic is relevant not only for students with a particular interest in childrens issues, but also for those more generally interested in system change.

Enrollment Options: The Child Advocacy Clinic offers three different clinical fieldwork options: a fall-only clinic, a spring-only clinic, and a winter-spring clinic. The clinical seminar is taken concurrently with the fieldwork. This offering is for the fall Child Advocacy Clinic. Fall clinical students work part-time (16-20 hours/week for 4-5 clinical credits) at a child advocacy organization.

Fieldwork Component: Students are placed as externs, working under a supervising attorney, in a wide array of fieldwork settings that focus on child welfare, education, and the juvenile legal system. Clinical fieldwork may implicate more discrete issues, such as older youth transitioning out of the foster care system, sexual exploitation of children, LGBTQ youth, special education and school discipline, and eliminating racial disparities in various systems. Placements range from organizations providing individual advocacy, to those promoting systemic change through impact litigation, legislative reform, or policy.

Based on their host placement, students may: engage in courtroom advocacy; participate in school and home visits; assist with interviews of child victims; analyze social science and psychological research; leverage the media and write op-ed articles; prepare for city council or legislative hearings; provide

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trainings to various stakeholders; develop legislative reform proposals; and participate in mediations. For instance:

In the child welfare area, students may represent individual children who are abused and neglected; serve alongside District Attorneys prosecuting caretakers accused of child maltreatment; or work with juvenile court judges adjudicating care and protection and other child welfare cases.

In the education area, students may engage in efforts to advance educational outcomes for low-income students; participate in special education cases; or work with the state agency charged with overseeing schools on issues such as charter schools, assessment and accountability, student rights, and school discipline.

In the juvenile legal system area, students may support legislative changes to improve conditions of confinement for young people; promote policies to reform the legal system for youth of color; or work alongside public defenders in delinquency and youthful offender cases.

Note that many placements cut across substantive areas and engage students in a host of advocacy strategies and skills.

Matching Process: Once enrolled in the Clinic, the Youth Advocacy and Policy Lab (Y-Lab) will provide students with a list of fieldwork placement organizations and their potential projects. Students will give Y-Lab information about their background and interests and rank their placement preferences. Y-Lab will then match students with a placement based on their preferences, the organizations needs, and Y-Labs goal to provide students with a broad spectrum of experiences. Please note that the matching process takes place during the summer; enrolled students will need to be available to communicate with Y-Lab and their host organization about various details. Visit the Child Advocacy Clinic webpage for a list of organizations where clinic students have been placed in prior years.

This course is part of the Youth Advocacy & Policy Lab (Y-Lab). Please see the Y-Lab website for information about other related courses.

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Child Advocacy Clinic

Course #: 8001 **Term:** 2024SP **Faculty:** Hazen, Crisanne **Credits:** 5.00

Type: Clinic **Subject Areas:** Education; Family; LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Family Member; Education; Children and Family Law; Education Law; Legal Profession and Ethics; LGBTQ+; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Lawyering for Children & Youth Clinical Seminar (2 spring classroom credits). Students who enroll in this clinic will be enrolled in the required course by the Office of Clinical and Pro Bono Programs.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: Early drop of November 27, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Placement Site: Various externship placements. Visit the Youth Advocacy & Policy Lab website to see a list of recent placement sites.
The Child Advocacy Clinic is an externship clinic where students are placed in an external legal setting that is focused on one or more aspects of child advocacy to conduct fieldwork under the supervision of a practicing attorney. Students take a companion seminar and bring into the classroom their experiences and learning from the field. The course is designed to educate students about a variety of substantive areas impacting the lives of children-such as child welfare, education, and juvenile justice-and the different systems that are meant to serve them. In addition, the course exposes students to a range of system change strategies to encourage critical thinking about the pros and cons of different approaches. The Clinic is relevant not only for students with a particular interest in childrens issues, but also for those more generally interested in system change.
Enrollment Options: The Child Advocacy Clinic offers three different clinical fieldwork options: a fall-only clinic, a spring-only clinic, and a winter-spring clinic. The clinical seminar is taken concurrently with the fieldwork. This offering is for the spring Child Advocacy Clinic. Spring clinical students work part-time (16-20 hours/week for 4-5 clinical credits) at a child advocacy organization.
Fieldwork Component: Students are placed as externs, working under a supervising attorney, in a wide array of fieldwork settings that focus on child welfare, education, and the juvenile legal system. Clinical fieldwork may implicate more discrete issues, such as older youth transitioning out of the foster care system, sexual exploitation of children, LGBTQ youth, special education and school discipline, and eliminating racial disparities in various systems. Placements range from organizations providing individual advocacy, to those promoting systemic change through impact litigation, legislative reform, or policy.
Based on their host placement, students may: engage in courtroom advocacy; participate in school and

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home visits; assist with interviews of child victims; analyze social science and psychological research; leverage the media and write op-ed articles; prepare for city council or legislative hearings; provide trainings to various stakeholders; develop legislative reform proposals; and participate in mediations. For instance:

In the child welfare area, students may represent individual children who are abused and neglected; serve alongside District Attorneys prosecuting caretakers accused of child maltreatment; or work with juvenile court judges adjudicating care and protection and other child welfare cases.

In the education area, students may engage in efforts to advance educational outcomes for low-income students; participate in special education cases; or work with the state agency charged with overseeing schools on issues such as charter schools, assessment and accountability, student rights, and school discipline.

In the juvenile legal system area, students may support legislative changes to improve conditions of confinement for young people; promote policies to reform the legal system for youth of color; or work alongside public defenders in delinquency and youthful offender cases.

Note that many placements cut across substantive areas and engage students in a host of advocacy strategies and skills.

Matching Process: Once enrolled in the Clinic, the Youth Advocacy and Policy Lab (Y-Lab) will provide students with a list of fieldwork placement organizations and their potential projects. Students will give Y-Lab information about their background and interests and rank their placement preferences. Y-Lab will then match students with a placement based on their preferences, the organizations needs, and Y-Labs goal to provide students with a broad spectrum of experiences. Please note that the matching process takes place during the fall; enrolled students will need to be available to communicate with Y-Lab and their host organization about various details. Visit the Child Advocacy Clinic webpage for a list of organizations where clinic students have been placed in prior years.

This course is part of the Youth Advocacy & Policy Lab (Y-Lab). Please see the Y-Lab website for information about other related courses.

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Child Advocacy Clinic

Course #: 8001 **Term:** 2024WS **Faculty:** Hazen, Crisanne **Credits:** 7.00

Type: Clinic **Subject Areas:** Education; Family; LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Family Member; Education; Children and Family Law; Education Law; Legal Profession and Ethics; LGBTQ+; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Lawyering for Children & Youth Clinical Seminar (2 spring classroom credits). Students who enroll in this clinic will be enrolled in the required course by the Office of Clinical and Pro Bono Programs.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: Early drop of October 27, 2023.
Multi-Semester: This is a winter-spring clinic (2 winter clinical credits + 4-5 spring clinical credits).
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Placement Site: Various externship placements. Visit the Youth Advocacy & Policy Lab website to see a list of recent placement sites.
The Child Advocacy Clinic is an externship clinic where students are placed in an external legal setting that is focused on one or more aspects of child advocacy to conduct fieldwork under the supervision of a practicing attorney. Students take a companion seminar and bring into the classroom their experiences and learning from the field. The course is designed to educate students about a variety of substantive areas impacting the lives of children-such as child welfare, education, and juvenile justice-and the different systems that are meant to serve them. In addition, the course exposes students to a range of system change strategies to encourage critical thinking about the pros and cons of different approaches. The Clinic is relevant not only for students with a particular interest in childrens issues, but also for those more generally interested in system change.
Enrollment Options: The Child Advocacy Clinic offers three different clinical fieldwork options: a fall-only clinic, a spring-only clinic, and a winter-spring clinic. The clinical seminar is taken concurrently with the spring fieldwork. This offering is for the winter-spring Child Advocacy Clinic. Winter-spring clinical students work at a child advocacy organization full-time during winter term (for 2 clinical credits) and continue at the same organization, working part-time (16-20 hours/week for 4-5 clinical credits) during spring term.
Fieldwork Component: Students are placed as externs, working under a supervising attorney, in a wide array of fieldwork settings that focus on child welfare, education, and the juvenile legal system. Clinical fieldwork may implicate more discrete issues, such as older youth transitioning out of the foster care system, sexual exploitation of children, LGBTQ youth, special education and school discipline, and eliminating racial disparities in various systems. Placements range from organizations providing individual advocacy, to those promoting systemic change through impact litigation, legislative reform, or

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policy.

Based on their host placement, students may: engage in courtroom advocacy; participate in school and home visits; assist with interviews of child victims; analyze social science and psychological research; leverage the media and write op-ed articles; prepare for city council or legislative hearings; provide trainings to various stakeholders; develop legislative reform proposals; and participate in mediations. For instance:

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In the juvenile legal system area, students may support legislative changes to improve conditions of confinement for young people; promote policies to reform the legal system for youth of color; or work alongside public defenders in delinquency and youthful offender cases.

Note that many placements cut across substantive areas and engage students in a host of advocacy strategies and skills.

Matching Process:

Once enrolled in the Clinic, the Youth Advocacy and Policy Lab (Y-Lab) will provide students with a list of fieldwork placement organizations and their potential projects. Students will give Y-Lab information about their background and interests and rank their placement preferences. Y-Lab will then match students with a placement based on their preferences, the organizations needs, and Y-Labs goal to provide students with a broad spectrum of experiences. Please note that the matching process takes place during the fall; enrolled students will need to be available to communicate with Y-Lab and their host organization about various details. Visit the Child Advocacy Clinic webpage for a list of organizations where clinic students have been placed in prior years.

This course is part of the Youth Advocacy & Policy Lab (Y-Lab). Please see the Y-Lab website for information about other related courses.

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Children, Identity, and Family Law

Course #: 3262 **Term:** 2023FA **Faculty:** Katz, Elizabeth **Credits:** 1.00

Type: Elective **Subject Areas:** Family; Family Member; Children and Family Law; Legal History

Delivery Mode: Reading Group

Days and Times: **Location**

Wed 3:45 PM - 5:45 PM WCC4056

Course Description: Prerequisites: None

Exam Type: No Exam

This reading group will explore U.S. family law contexts in which children’s racial, religious, and gender identities have been legally salient from the early twentieth century through today. Representative topics include foster care, adoption, custody, and assisted reproductive technology. The course will use these topics as a starting point to consider changing understandings of race, religion, and gender/sexuality over time. The reading group also will examine how history features in modern political and legal arguments by focusing on controversies involving the treatment of children. Course materials will include historical and legal scholarship, legal briefs and cases, news articles, op-eds, and videos.

Note: This reading group will meet on the following dates: 9/6, 9/20, 10/4, 10/18, 11/1, 11/15

China and the International Legal Order

Course #: 3137 **Term:** 2024SP **Faculty:** Wu, Mark **Credits:** 2.00

Type: Elective **Subject Areas:** International Law

Delivery Mode: Seminar

Days and Times: **Location**

Tue 6:00 PM - 8:00 PM WCC5044

Course Description: Prerequisite: None
Exam Type: No Exam
Students will be expected to complete three reaction papers and send in discussion questions in advance of class.

In the Xi era, China has started to cast aside the long-standing maxim of keeping a low profile and biding one’s time in international affairs. What does China’s rise portend for the international legal order? In what ways is China seeking to reshape global norms versus uphold a status quo order exhibiting increasing fragility? This seminar examines this question for various domains of international law, including climate change, economics, sovereignty, human rights, and development. It will consider the ways in which history, geostrategic competition, as well as domestic economic and political interests impact these questions.

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Civil Procedure 1

Course #: 1000	Term: 2023FA	Faculty: Sachs, Stephen	Credits: 4.00
Type: 1lcourse	Subject Areas: State and Federal Courts; Courts, Jurisdiction, and Procedure		
Delivery Mode: Course			
Days and Times:		Location	
Wed 2:00 PM - 3:20 PM		WCC2009	
Thu 2:00 PM - 3:20 PM		WCC2009	
Fri 2:00 PM - 3:20 PM		WCC2009	
Course Description:	Exam Type: In Class An introduction to federal civil procedure.		

Civil Procedure 2

Course #: 1000	Term: 2023FA	Faculty: Greiner, D. James	Credits: 4.00
Type: 1lcourse	Subject Areas: State and Federal Courts; Courts, Jurisdiction, and Procedure		
Delivery Mode: Course			
Days and Times:		Location	
Mon 1:30 PM - 3:30 PM		WCC1019	
Tue 1:30 PM - 3:30 PM		WCC1019	
Course Description:	Exam Type: One-Day Take-home This course covers what should, should not, and does happen when someone files (or considers filing) a civil lawsuit.		

Civil Procedure 3

Course #: 1000	Term: 2023FA	Faculty: Charles, Guy-Uriel	Credits: 4.00
Type: 1lcourse	Subject Areas: State and Federal Courts; Courts, Jurisdiction, and Procedure		
Delivery Mode: Course			
Days and Times:		Location	
Mon 1:30 PM - 3:30 PM		WCC1015	
Tue 1:30 PM - 3:30 PM		WCC1015	
Course Description:	Exam Type: One Day Take-Home The course in Civil Procedure is a survey course on the processes for addressing and resolving civil disputes. Part of the course will focus in-depth on the details of the process of litigation: pleading, discovery, motions to dismiss, summary judgment, and appeals. The other part of the course will focus more on issues of jurisdiction—questions of judicial power to resolve a dispute between two (or more) parties, the allocation of such power among various courts, and the effect that these allocations of authority have on the outcome of litigation.We will address the areas of subject matter jurisdiction, personal jurisdiction, joinder, and res judicata.		

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Civil Procedure 4

Course #: 1000 Term: 2023FA Faculty: Cohen, I. Glenn Credits: 4.00

Type: 1course Subject Areas: State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC2004
Tue 1:30 PM - 3:30 PM	WCC2004

Course Description: Exam Type: In Class
This course examines the theory and practice of civil litigation, and the rules and statutes that govern the process by which substantive rights and duties are enforced in federal and state courts (with a focus on the federal courts).Topics include the proper reach of judicial authority, personal and subject matter jurisdiction, pleading, motions practice, joinder of parties and claims, pretrial discovery, the relationship of procedure to substantive law, the Erie doctrine, post-trial procedure and claim and issue preclusion.

Civil Procedure 5

Course #: 1000 Term: 2023FA Faculty: Price, Zachary Credits: 4.00

Type: 1course Subject Areas: State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:05 PM	WCC1023
Tue 3:45 PM - 5:05 PM	WCC1023
Wed 3:45 PM - 5:05 PM	WCC1023

Course Description: Exam Type: In Class
This course provides an introduction to the procedures that apply in civil litigation, with an emphasis on procedures applicable in federal court. Covered topics include pleading, motions to dismiss, discovery, summary judgment, the right to jury trial, due process, personal and subject-matter jurisdiction, claim and issue preclusion, and the Erie doctrine.

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Civil Procedure 6

Course #: 1000 **Term:** 2023FA **Faculty:** Greiner, D. James **Credits:** 4.00

Type: 1course **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 8:00 AM - 10:00 AM	WCC1010
Tue 8:00 AM - 10:00 AM	WCC1010

Course Description: Exam Type: One-Day Take-home
This course covers what should, should not, and does happen when someone files (or considers filing) a civil lawsuit.

Civil Procedure 7

Course #: 1000 **Term:** 2023FA **Faculty:** Schwartztol, Larry **Credits:** 4.00

Type: 1course **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC1023
Tue 1:30 PM - 3:30 PM	WCC1023

Course Description: Exam Type:In Class

This course provides an introduction to federal civil procedure. It will examine the rules governing civil litigation in federal court, including who can sue and be sued, the substantive areas over which federal courts will assert jurisdiction, and the rules that govern the fact-finding and decision-making process. It will also consider underlying policy and theoretical issues that run through this area of law, such as what kinds of disputes we want courts to resolve, what kinds of procedures will best promote fact-finding and accurate adjudication, and what norms of fairness should matter in the context of civil litigation.

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Civil Rights Litigation

Course #: 2651 **Term:** 2024SP **Faculty:** Michelman, Scott **Credits:** 3.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Civil Litigation; Civil Rights; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Fri 8:30 AM - 10:00 AM	WCC2004
Thu 3:45 PM - 5:15 PM	WCC2004

Course Description: Prerequisite: Civil Procedure
Exam Type: One-Day Take-home
In developing rules for the enforcement of constitutional and statutory civil rights through civil actions, the Supreme Court has attempted to balance the need to enforce the Constitution and civil rights laws with countervailing interests such as state sovereignty, separation of powers, and the goal of protecting officers from being deterred from the performance of their duties. With that balancing act as backdrop, this course will trace the evolution of the legal tools available to civil rights plaintiffs and the legal obstacles they must overcome to obtain relief, including immunities, justiciability, and limitations on the enforceability of statutory rights. We will analyze the applicable legal principles both in terms of their theoretical and policy underpinnings and their practical effects, in order to provide students considering careers involving civil rights litigation with a solid foundation in civil rights enforcement doctrines and to consider broadly how procedural rules can dictate substantive outcomes and how gaps develop between rights and remedies.

Class Actions: Litigating Advanced Topics

Course #: 2024 **Term:** 2024SP **Faculty:** Clary, Richard **Credits:** 2.00
Type: Elective **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC5044

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: Civil Procedure
Exam Type: No Exam
This course will focus on current topics in federal class action litigation through an experiential lens. In addition to readings and classroom discussion, students will be asked to draft a client legal/strategy memo, two briefs (one on the plaintiff side, one on the defense side), and a judicial opinion over the course of the semester. This course will cover class actions through the various stages of litigation, from initiation and initial motion practice (federal jurisdiction, selecting plaintiffs, standing, “class standing”, mootness, etc.), to class certification standards, procedures and opt outs, to class settlements, objectors and fee awards, class action tolling, and management of repetitive class actions.

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Classical Liberalism and the Rule of Law

Course #: 3042 **Term:** 2024SP **Faculty:** Kethledge, RaymondM **Credits:** 2.00
Type: Elective **Subject Areas:** Administrative and Regulatory Law; Human Rights; Jurisprudence and Legal Theory; Law and Economics; Legal History

Delivery Mode: Seminar

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC3011
Fri 10:15 AM - 12:15 PM	WCC3011

Course Description: Prerequisites: None
Exam Type: No Exam. Students will be expected to complete two short papers in response to course readings, and a longer paper at the end of the course.

This course will examine the indispensable role of the Rule of Law in free societies. We will first explore the the nature of free societies as described by classical-liberal theory, notably in the writings of Friedrich Hayek. We will also contrast free societies with collectivist ones, which rule by commands. We will then identify the essential elements of the Rule of Law as understood by classical-liberal theory. To that end, we will examine the development of the Rule of Law in 17th century England, the extent to which our Constitution embodies the classical-liberal understanding of the Rule of Law, and the tension between the Rule of Law and the modern administrative state.

Note: This seminar will meet over six weeks on the following dates:
January 25, 26
February 1, 2
February 15, 16
February 22, 23
March 7, 8
March 28, 29

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Climate and Energy Law and Policy

Course #: 2025 **Term:** 2023FA **Faculty:** Freeman, Jody **Credits:** 4.00

Type: Elective **Subject Areas:** Environmental Law and Policy

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	HAU102
Fri 1:30 PM - 3:30 PM	HAU102

Course Description: Prerequisites: None for JD students. LLM students need to have taken at least one environmental law or energy law course (including Environmental Law, Natural Resources Law, or Contemporary Issues in Oil and Gas Law: Fracking, Takings, Pipelines, and Regulation) or Administrative Law.

Exam: No Exam

This course focuses on the complex interaction of U.S. climate law and U.S. energy law, two different fields that have historically been governed by separate and sometimes seemingly contradictory goals and imperatives. The difficult question at the heart of the course is whether the two fields can be reconciled: can we imagine a legal and regulatory regime that could address the critical challenge of climate change while also providing reliable and affordable energy in an equitable manner that is also consistent with national security goals? With that framing in mind, we will cover the following topics: the history of U.S. climate law and policy (including major legislative efforts such as the American Clean Energy and Security Act and the Inflation Reduction Act), significant federal climate rules (including greenhouse gas standards governing the power, auto, and oil and gas sectors) and important related Supreme Court decisions; the history of international climate agreements from the U.N. Framework Convention on Climate Change to the Paris Agreement; the foundations of energy law, including the Federal Power Act and the role of the Federal Energy Regulatory Commission and the States in the production and transmission of electric power on the nation’s grids; the different regulatory regimes governing production of coal, oil and gas, and nuclear power; the transition to cleaner sources of energy including renewable energy and the opportunities and challenges the transition presents; the role of the oil and gas industry historically in climate politics and its potential role in the energy transition; the geopolitics of energy and the implications of the energy transition for U.S. national security; and the different strategies currently being pursued for advancing the energy transition including legislation, litigation, regulation, capital shifts, and activism. Over the course of the semester, we will be joined by several guests who will speak to these issues, including officials from past administrations and the Biden administration.

Evaluation: Evaluation will be in the form of 9 short but substantive and analytically rigorous comment papers of 750 words each on the assigned materials (students can choose which 9 topics they wish to write on with certain limitations requiring the papers to be spread across the semester) and one 12-page final paper on a topic of their choice related to the materials due at the end of the Fall exam period.

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Climate Change and the Politics of International Law

Course #: 3094 **Term:** 2024SP **Faculty:** Orford, Anne **Credits:** 3.00

Type: Elective **Subject Areas:** Environmental Law and Policy; International Law; Law and Political Economy

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC2004
Tue 3:45 PM - 5:45 PM	WCC2004
Wed 3:45 PM - 5:45 PM	WCC2004

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: Any Day Take-Home

As climate change has increasingly come to be seen as an urgent global problem, there has been a turn to international law for solutions. The resulting involvement of international lawyers in developing responses to climate change in an unequal world has been a deeply contested project. This course explores the varied roles that international lawyers and international institutions have played in shaping responses to climate change, the competing legal projects and strategies that they have developed to do so, and the shifting geopolitical contexts in which this work is taking place.

Our focus will include the role of international lawyers in multilateral negotiations conducted under the UN Framework Convention on Climate Change, the move by small island states to seek advisory opinions on climate change from the International Court of Justice and the International Tribunal for the Law of the Sea, the turn to human rights litigation as a means of demanding greater climate action from states and fossil fuel companies, the use of trade and investment agreements as a basis for private actors to challenge state regulatory responses to climate change, expanding the role of the UN Security Council to address climate-related risks to international peace and security, and the proposal of a new international crime of ecocide. We will explore how the relative strengths of states, corporations, investors, and civil society organizations in different international fora have influenced the direction of new treaties, litigation strategies, security agendas, and multilateral projects.

The readings will include texts from law, history, political economy, and postcolonial theory, designed to interrogate how broader narratives of climate change are used to justify particular technical legal projects. Throughout, we will evaluate whether and how international lawyers are supporting or delaying the decarbonization of the global economy, and which actors are empowered by different forms of international legal engagement with climate change.

Note: This course will meet over the first six weeks of the term.

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Climate Lawyering

Course #: 3164 Term: 2024SP Faculty: Lazarus, Richard Credits: 2.00

Type: Elective Subject Areas: Immigration/Refugee; Immigration Law; Torts; Immigration Law; Torts; Immigration; Torts; Administrative and Regulatory Law; Constitutional Law; Corporate and Transactional Law; Environmental Law and Policy; Financial and Monetary Institutions; Human Rights; Immigration Law; Intellectual Property; National Security Law; Technology Law and Policy; Torts

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC2004
Tue 3:45 PM - 5:45 PM	WCC2004

Course Description: Drop Deadline: January 26, 2024
Prerequisite: None
Exam Type: No Exam
The threat of potentially catastrophic consequences from climate change due to increasing concentrations of greenhouse gas in the atmosphere is both enormous and unyielding. To date, however, our nation has mostly stumbled in its efforts to craft laws that meet the immense challenge of reducing domestic greenhouse gas emissions and that redress the massive adverse effects of climate change that can no longer be avoided during our own lifetimes. Meeting those lawmaking challenges will require far more than the enactment of traditional pollution control laws that impose emissions limitations on the largest immediate domestic sources of greenhouse gases, such as motor vehicles, power plants, and other industrial activities that burn fossil fuels to produce energy. No less than a wholesale transformation of how we produce and distribute energy will be required. The necessary technology to accomplish that transformation already exists or is within reach. The principal obstacle is instead existing laws that fail to control emissions adequately, unwittingly promote the status quo, and erect insurmountable hurdles to securing the necessary reform of the nation’s laws. This course will examine the constructive role that lawyers can play in addressing climate change in several diverse legal practice areas beyond classic pollution control and natural resource management, including, for example, corporate law, energy regulation, financial regulation, intellectual property law, national security law, and international climate treaty negotiation. Their work, moreover, can be in a wide variety of practice settings, whether as federal, state, tribal, or local government lawyers; public interest advocates for national and local environmental organizations; or private sector lawyers — including those in large and small law firms serving as counsel to private companies seeking to sell products and services that promote such a transition.

Note: This course meets over six weeks, starting on March 4, 2024.

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Communication, Law and Social Justice

Course #: 2844 Term: 2023FA Faculty: Jenkins, Alan Credits: 4.00

Type: Elective Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Constitutional Law; Human Rights; Leadership; Legal Profession and Ethics; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	PND100
Fri 10:15 AM - 12:15 PM	PND100

Course Description: Prerequisites: None
Exam Type: One-Day Take-home
This course will introduce students to the role that written, oral, and multi-media communications play in the development of American law and policy, with a focus on social issues and movements. Using as case studies advocacy for racial equity, criminal justice reform, immigrant rights, gun rights, environmental protection, and economic opportunity, we will explore how change agents on multiple sides have used strategic framing and messaging, communications campaigns, and art and culture to influence - and in some instances transform - relevant law and policy. We will also examine the ethical rules and legal parameters that regulate attorneys communications regarding pending litigation and broader legal advocacy.
Class participation and a final exam will count for significant portions of students final grades. Assigned material will include cases, legislation, legal scholarship, social science literature, and mass media works.

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Community Enterprise Project of the Transactional Law Clinics

Course #: 8048

Term: 2023FA

Faculty: Roycroft, Noel

Credits: 5.00

Type: Clinic

Subject Areas: Real Estate/Property; State Courts; Contracts; Property; Contracts; Property; Race; Contracts; Property; Contracts; Corporate and Transactional Law; Human Rights; Law and Economics; Leadership; Poverty Law and Economic Justice; Property; Race and the Law; State and Local Government

Delivery Mode: Clinic

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

Required Class Component: Transactional Law Clinical Workshop (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course. Additional Co-/Pre-Requisites: None. By Permission: Yes. Applications are due April 12, 2023. Please see below for more details about the application process. Add/Drop Deadline: August 18, 2023. LLM Students: LLM students may apply to the clinic through the LLM General Clinic Application. Placement Site: HLS.

Clinical Instructor: Patricia Alejandro

The Community Enterprise Project (CEP) is a by-application division of the Transactional Law Clinics (TLC).

The Transactional Law Clinics is directed by Prof. Brian Price.

The Community Enterprise Project is part of TLC, but is directed by Patricia Alejandro. Students must submit an application by the deadline to be considered for enrollment in CEP. Students who are interested in the other divisions of TLC (business and non-profit law, or entertainment law) should enroll in the clinic through Helios (no application is required for these divisions).

In the Community Enterprise Project (CEP), students engage in direct client representation and community economic development. CEP students provide direct legal services to clients and work in small groups to connect with community organizations, identify organizational and community legal needs, and develop comprehensive strategies to address those needs while gaining valuable, real-world transactional law experience in a community setting. Students may also represent clients near the Legal Services Center at Harvard Law School.

To apply to CEP, please submit a statement of interest (no more than 200 words) and resume.

Please note that CEP students may be required to spend a portion of their clinical hours at the Legal Services Center of Harvard Law School in Jamaica Plain.

CEP applications should be addressed to Noel Roycroft and Patricia Alejandro and submitted via e-mail to palejandro@law.harvard.edu and clinical@law.harvard.edu. Interested students are encouraged to apply as soon as possible, and applications will be accepted on a rolling basis after the initial deadline.

If accepted, students will work with the Office of Clinical and Pro Bono Programs to register for 4 or 5 clinical credits (enrollment is through the Transactional Law Clinics) and 2 course credits for the associated Transactional Law Clinical Workshop.

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Community Enterprise Project of the Transactional Law Clinics

Course #: 8048

Term: 2024SP

Faculty: Price, Brian

Credits: 5.00

Type: Clinic

Subject Areas: Real Estate/Property; State Courts; Contracts; Property; Contracts; Property; Race; Contracts; Property; Contracts; Corporate and Transactional Law; Human Rights; Law and Economics; Leadership; Poverty Law and Economic Justice; Property; Race and the Law; State and Local Government

Delivery Mode: Clinic

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

Required Class Component: Transactional Law Clinical Workshop (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course. Additional Co-/Pre-Requisites: None. By Permission: Yes. Applications are due April 12, 2023. Please see below for more details about the application process. Add/Drop Deadline: December 8, 2023. LLM Students: LLM students may apply to the clinic through the LLM General Clinic Application. Placement Site: HLS.

Clinical Instructor: Patricia Alejandro

The Community Enterprise Project (CEP) is a by-application division of the Transactional Law Clinics (TLC). The Transactional Law Clinics is directed by Prof. Brian Price.

The Community Enterprise Project is part of TLC, but is directed by Patricia Alejandro. Students must submit an application by the deadline to be considered for enrollment in CEP. Students who are interested in the other divisions of TLC (business and non-profit law, or entertainment law) should enroll in the clinic through Helios (no application is required for these divisions).

In the Community Enterprise Project (CEP), students engage in direct client representation and community economic development. CEP students provide direct legal services to clients and work in small groups to connect with community organizations, identify organizational and community legal needs, and develop comprehensive strategies to address those needs while gaining valuable, real-world transactional law experience in a community setting. Students may also represent clients near the Legal Services Center at Harvard Law School.

To apply to CEP, please submit a statement of interest (no more than 200 words) and resume.

Please note that CEP students may be required to spend a portion of their clinical hours at the Legal Services Center of Harvard Law School in Jamaica Plain.

CEP applications should be addressed to Brian Price and Patricia Alejandro and submitted via e-mail to palejandro@law.harvard.edu and clinical@law.harvard.edu. Interested students are encouraged to apply as soon as possible, and applications will be accepted on a rolling basis after the initial deadline.

If accepted, students will work with the Office of Clinical and Pro Bono Programs to register for 4 or 5 clinical credits (enrollment is through the Transactional Law Clinics) and 2 course credits for the associated Transactional Law Clinical Workshop.

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Comparative and International Legal Struggles Over Sexual and Reproductive Health and Rights

Course #: 3183 **Term:** 2023FA **Faculty:** Yamin, Alicia **Credits:** 1.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Gender and the Law; Health, Food, and Drug Law; Human Rights; International Law; LGBTQ+

Delivery Mode: Reading Group

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3038

Course Description: Prerequisite: None
Exam Type: No Exam
At the intersection of debates about religion, private morality and public policy, and sexual and reproductive health and rights (SRHR) are lightning rods of controversy in most societies. While the pandemic revealed the precariousness of some advances, a wave of ethno-nationalism and conservative populism has brought a sharp backlash against SRHR in many countries across the globe, including the United States. Drawing on examples from multiple regions, as well as in supra-national human rights forums, the reading group will critically explore strategies used to assert legal claims relating to SRHR of LGBTQ+ persons; involuntary sterilization; abortion; maternal health care; obstetric violence; and assisted reproductive/gestative technologies. We will discuss strengths and limitations of advancing reproductive justice through human rights law; and contested narratives about health, sexuality and dignity embedded in SRHR claims.
Note: This reading group will meet on the following dates: 9/11, 9/25, 10/10, 10/23, 11/6, 11/20

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Comparative Constitutional Law

Course #: 2028 **Term:** 2023FA **Faculty:** Jackson, Vicki **Credits:** 4.00

Type: Elective **Subject Areas:** Comparative Law; Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Tue 10:15 AM - 12:15 PM	AUS111
Wed 10:15 AM - 12:15 PM	AUS111

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None; U.S. constitutional law helpful but not required.

Exam Type: Any Day Take-home

The course will cover a series of topics arising in the comparative study of constitutional systems. Concentrating on constitutional structure and law in the United States and in such other countries as Australia, Canada, Colombia, France, Germany, Great Britain, India, Israel, Japan, Sri Lanka and South Africa, it will examine selected problems of both constitutional design and constitutional adjudication. We will, for example, take up the varying foundations and structures of judicial review of the constitutionality of laws (e.g., how are courts that engage in constitutional review structured, how are their judges appointed, what is the source of their authority to engage in constitutional review), in light of recent controversies (including those involving the environment). We will also likely consider various constitutional approaches to addressing emergencies and emergency powers, as well as constitutional law regulating the availability of abortion in selected jurisdictions (including the United States, Germany, Canada, Colombia, and Ireland). The course will consider the meanings of terms like “constitution” and “constitutionalism,” “liberal” and “authoritarian,” as well as the purposes and nature of legal comparison. Other likely topics include (1) relationships between “popular” branches of government and courts, including under constitutions that permit legislative “override” of constitutional limits, (2) constitutional transitions, including from democratic constitutionalism to more abusive or authoritarian forms of constitutionalism, (3) different forms of constitutional federalism, (4) approaches to protecting minority groups (for example, federalism, affirmative action for racial/ethnic/linguistic minorities, or group-based rights), (5) gender equality; (6) freedom of religion, (7) freedom of speech and the role of “knowledge” institutions (e.g. free press, universities, civic NGOs), and (8) positive social welfare rights.

Two overarching questions will be explored through these topics. First, we will be trying to improve our capacities to think systematically about constitutions, different structures for organizing governments and establishing just and efficacious governments, and about the role of constitutional law, constitutional rights, and courts. Second, we will critically examine the nature of comparative study, asking, can one draw conclusions for one country based on comparing constitutional experiences in others? Or is the possibility of drawing lessons from one polity to another always limited by the particularities of context and culture within which constitutions are formed and constitutional decision-making proceeds?

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Comparative Family Law: Marriage, Divorce and Property in American, Islamic and Jewish Law

Course #: 3165 Term: 2024SP Faculty: Guney-Ruebenacker, Havva Credits: 2.00
Type: Elective Subject Areas: Family; Family Member; Children and Family Law; Comparative Law; Gender and the Law; Law and Religion

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3009

Course Description: Prerequisite: None
Exam Type: No Exam
This seminar will explore selected topics on marriage, divorce and property laws in American, Islamic and Jewish law, and will also examine the interaction of Jewish divorce law and Islamic marriage contracts law with American courts. By applying some relevant theories and approaches such as New Home Economics (initiated by Gary Becker and his critics) and bargaining under the shadow of the law on selected family law issues, such as marital contracts, divorce and post-divorce distributive regimes of marital property and alimony, this seminar will comparatively examine the particular default rules, legal regimes, choices and solutions developed by each legal system on these issues, and will explore their impact on the positions and strategies advanced by various legal actors. Throughout our comparative study of the various approaches of these legal systems towards the economic relationship of spouses during marriage and at divorce, we will examine any possible convergence and divergence between these legal systems, as well as the potential of different legal theories for universal and particular application. By exploring the legal history, default rules and case-law aspects of selected family law issues from these legal systems, our comparative analysis will help us to examine whether the particular rules and choices made by each legal system are justified and whether any alternatives can be imagined, especially under the light of some of the challenges and demands present in the current legal reform debates in these legal systems. Readings will include law review articles and cases.

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Comparative Law: Ancient Law

Course #: 2472 **Term:** 2023FA **Faculty:** Lanni, Adriaan **Credits:** 3.00

Type: Elective **Subject Areas:** Comparative Law; Legal History

Delivery Mode: Course

Days and Times:	Location
Thu 10:30 AM - 12:00 PM	HAU104
Fri 10:30 AM - 12:00 PM	HAU104

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: In Class
The focus of the class will be on comparing various ancient and modern approaches to problems faced by all legal systems. Topics covered include ancient approaches to crime and punishment, the regulation of sexuality, the trial jury, court procedure, international law, and commercial law. The main focus will be on the legal systems of classical Athens and Rome. We will also look to other ancient legal systems where relevant to a particular topic. Prior knowledge of ancient history or ancient languages is not required; the course is designed to be of interest to those without a background in the ancient world. Grades will be based on 2 short response papers, a 1-hour in class exam, and class participation.
Students can register for an additional independent writing credit and write a research paper in lieu of the response papers to use toward the law school writing requirement. Students looking to satisfy the law school writing requirement who do not want to write a research paper may write 2 additional short response papers (4 total) to satisfy half of Option 2 (“substantial course writing”) of the writing requirement.

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Comparative Law: Why Law? The Experience of China

Course #: 2461

Term: 2024SP

Faculty: Alford, William

Credits: 4.00

Type: Elective

Subject Areas: Comparative Law; Human Rights; International Law; Jurisprudence and Legal Theory; Law and Political Economy; Legal History; Technology Law and Policy

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	WCC3019
Wed 10:15 AM - 12:15 PM	WCC3019

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.

Prerequisite: None

Exam Type: Any Day Take-home

This course uses the example of China as a springboard for asking fundamental questions about the nature of law, and the ways in which it may (or may not) differ in different societies. Historically, China is said to have developed one of the worlds great civilizations while according law a far less prominent role than in virtually any other. This course will test that assertion by commencing with an examination of classic Chinese thinking about the role of law in a well-ordered society and a consideration of the nature of legal institutions, formal and informal, in pre-20th century China-all in a richly comparative setting. It will then examine the history of Sino-Western interaction through law, intriguing and important both in itself and for the broader inquiry into which it opens concerning the transmission of ideas of law cross culturally. The remainder (and bulk) of the course will use the example of the Peoples Republic of China - which has, for example, gone from a few thousand to hundreds of thousands of lawyers in a few decades - to ask what it means to build a legal order. Simply stated, what is central and why, what is universal and what culturally specific and why, and so forth? In addition to examining the principal institutions of the Party-state and the uses to which law is put, the contemporary parts of the course will consider issues of the economy (e.g., corporate governance and trade), human rights, the family and much more. This course, which satisfies the Law Schools international legal studies graduation requirement for JDs, is intended to be inviting to individuals both with and without prior study of China.

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Complex Litigation: Legal Doctrines, Real World Practice

Course #: 2366 Term: 2024SP Faculty: Clary, Richard Credits: 2.00
Type: Elective Subject Areas: State and Federal Courts; Civil Litigation; Conflict of Laws; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Wed 10:15 AM - 12:15 PM	GRS110

Course Description: Prerequisites: Civil Procedure or faculty permission to waive the prerequisite is required.
Exam Type: Any Day Take-home
This course will study legal doctrines, litigation strategies (viewed from both plaintiff and defendant perspectives) and current "best practices" relating to complex litigation. Topics will include forum selection strategies (state versus federal court); removal from and remand to state court (including substantive bases and procedural rules); transfer, coordination and consolidation of federal actions; multi-district litigation, including choice of law in transferred cases; management of parallel federal/state proceedings and protection of MDL proceedings (including the All Writs Act and the Anti-Injunction Act); and practical issues relating to managing both MDL and multi-case litigation, such as coordination orders, counsel structure, and bellwether trials.

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Compromise

Course #: 3152 **Term:** 2023FA **Faculty:** Levinson, Sanford **Credits:** 1.00
Type: Elective **Subject Areas:** Constitutional Law; Jurisprudence and Legal Theory; Legal History; Legal Profession and Ethics

Delivery Mode: Reading Group

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC4063

Course Description: Prerequisite: None
Exam Type: No Exam
This is the second iteration of this course and will reflect some lessons learned from last year. Its origin is the contemporary polarization within American politics and the widespread view that compromise with one's political opponents is something to be avoided if at all possible. Yet it is a basic reality of politics that compromise is often necessary if anything is to be accomplished. How, if at all, do we decide when accommodations are preferable to hard-and-fast adherence to principle? The course will therefore begin with your reading a book by Israeli philosopher Avishai Margalit, *ON COMPROMISE AND ROTTEN COMPROMISES* (Princeton University Press). The next three classes will in effect consider the realities of the most important compromise made in the formation of the United States Constitution, i.e., that regarding slavery. So we will read some of the debates at the Philadelphia Convention and elsewhere (including *The Federalist*, about the felt necessity to accept what was recognized at the time as repulsive. We will also definitely read two classic speeches, one by Abraham Lincoln (the "Peoria Address"), the other by Daniel Webster (the "Seventh of March Speech"), both of which address the aptly named Missouri Compromise and the Compromise of 1850. The key question is why, if those two compromises are acceptable, Lincoln rejected the Kansas-Nebraska Act of 1854 and other proposals to extend slavery into the territory even at the price of risking the Civil War that of course came. We will also probably read Lincoln's First Inaugural Address as well as Frederick Douglass's critique of that address, as well as some other materials by both Lincoln and Douglass about the aims of the War (i.e., to "restore" the Union or to eradicate slavery). Douglass in a way will be a brooding omnipresence in the course, for we will also read him, and other leading African-American thinkers at the time, about modes of resisting slavery, including his encomium to John Brown. The War formally ends, of course, but that simply sets up the problem of "reconstruction" and what it means. What are, for example, the implications of Lincoln's Second Inaugural and its call for "Malice toward none and Charity for all." Does that, for example, vindicate the decision not to try Jefferson Davis for treason and the pardon issued by President Andrew Johnson for Davis and thousands of other former Confederates? We will, during that class, also consider an essay on the policy of "unconditional surrender" adopted during World War II, as well as the Russian-Ukrainian War that may or may not still be continuing come the fall. In any event, we can discuss whether it will or did end through compromises, perhaps even rotten ones. We will then take a sharp turn in our fifth class to consider the compromises that practicing lawyers make when deciding to represent clients and present certain arguments. In particular we will read a striking essay by legal philosopher David Luban about two German lawyers during the Nazi period for any insights they might offer about the complex notion of "professional responsibility." In our final class, we will turn to considering the role that compromise might play for the Supreme Court itself, along two quite different dimensions. The first, perhaps typified by *Marbury v. Madison* itself, involves the Court stepping back from a confrontation that might prove institutionally damaging. Alexander Bickel wrote about the "passive virtues," which, to some extent, offered a laundry list of methods by which the Court could evade deciding certain hot-potato cases on the merits. (Gerald Gunther notably said of Bickel that he wanted the Court to be 100% principled 20% of the time, and that for Bickel it was basically a political, rather than a "legal," decision as to when the Court would in fact take a case and decide it on the merits.) One might want to put *Brown II*, where the Court determined that

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desegregation should take place “at all deliberate speed” in this category as well. But a second judicial reality is what might be termed “internal compromise” among the justices, where opinion-drafters write, or other justices sign, opinions that from their own perspectives contain some real flaws, in order to gain necessary votes (for the opinion writer) or, in effect, to be “good sports” if one is asked to sign an opinion about which one has strong reservations and, especially, not to dissent. Ronald Dworkin famously based his jurisprudential theories around a mythical lone judge, “Hercules,” whose task was to discern the “right answer” to any legal conundrum and, presumably, to enunciate that answer for all of us to be guided by. He never addressed the phenomenon of a multi-member court and what Hercules should do other than write solo opinions. We will, of course, have only twelve hours together, over six meetings. There will be no exam or extensive writing requirement, though each student will be asked/required to write a single response paper, of approximately 600-750 words, on the readings assigned during a given week (of the student’s choice). One of the purposes of these response papers is to enable the members of the class to set the agenda for our class discussion rather than my simply doing that week after week.

Note: This reading group will meet on the following dates: 9/12, 9/19, 10/3, 10/17, 10/31, 11/14

Conceptions of Legal Entities

Course #: 2807	Term: 2024SP	Faculty: Kraakman, Reinier	Credits: 2.00
Type: Elective	Subject Areas: Private Room; Comparative Law; Corporate and Transactional Law; Jurisprudence and Legal Theory; Law and Economics; Private Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Thu 6:00 PM - 8:00 PM		WCC3011	

Course Description: Prerequisites: A prior or parallel course in corporate law at HLS or elsewhere, or prior experience in matters relating to the corporation or other business entities.
Exam Type: No Exam Students will be asked to actively engage in class discussion and to submit nine reaction memos after the first meeting of the seminar.
This seminar explores legal entities—principally, but not exclusively, the corporation—from a variety of perspectives. The only distinctive feature of legal entities, of course, is that they are not “natural” persons. Nevertheless, the law attributes to them many of the legal rights and responsibilities that it ascribes to natural persons. The questions are why and to what effect? Our readings fall into one of three categories: the theory of the firm literature in micro-economics, the evolution of “real entity” theory from its 19th century origins forward, and the role of entity concepts in contemporary American law—ranging from 1st Amendment rights to the current discussion of shareholder primacy, stakeholder theory, and corporate purpose. In addition, the readings touch on entity issues in academic literature adjacent to law, including sociology, business administration, and moral philosophy.

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Concepts of Divine Law in Historical Perspective

Course #: 3280 **Term:** 2024SP **Faculty:** Hayes, Christine **Credits:** 2.00

Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	PND101

Course Description: Prerequisites: None
Exam Type: No Exam

This course explores the radically divergent notions of divine law that emerged from biblical Israel on the one hand and Greco-Roman antiquity on the other, the cognitive dissonance that their historical encounter engendered, and the attempts by later Jewish and Christian thinkers (in late antiquity and the medieval and modern periods) as well as contemporary secular thinkers, to negotiate their competing claims. Topics include: dueling conceptions of the attributes and nature of divine law vs. human law; the relation of divine law (either revealed biblical law or natural law) to positive law; implications for the basis of law’s authority and its claim to our fidelity; law as a religious expression vs. law as a debasement of the divine-human relationship; law as a concession to human weakness vs. law as a realization of human potential; the impact of historically theological debates over law’s spirit vs. law’s letter on contemporary, secular legal arguments concerning the nature and value of law and the source of its authority. Readings are drawn from Philo, Paul, the Talmud, Augustine, Maimonides, Aquinas, Luther, Mendelssohn, Buber, Soloveitchik, Niebuhr, Leibowitz, Dworkin, and Hart.

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Conflict of Laws

Course #: 2033 **Term:** 2023FA **Faculty:** Singer, Joseph **Credits:** 4.00

Type: Elective **Subject Areas:** American Indian Law; Conflict of Laws

Delivery Mode: Course

Days and Times: **Location**

Mon 10:15 AM - 12:15 PM WCCB010

Tue 10:15 AM - 12:15 PM WCCB010

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: Open to upper-level JD students. For LLM students: this upper-level course assumes that students have prior knowledge of the basic principles of American law of contracts, torts, property, and procedure (including personal jurisdiction law), as well as knowledge of common law reasoning and argument. LLM students may take this course only if they concurrently take a course at Harvard Law School in contracts, torts, or property law in the fall semester of 2023.

Exam Type: No Exam. The grade will be based on papers and moot court oral exercises.

This course examines how courts choose which law should be applied to transactions, relationships, or occurrences having contacts with more than one state in the United States, or with a state in the United States and a foreign nation. The course will also touch on adjudicatory jurisdiction, recognition of foreign judgments, and tribal sovereignty of American Indian nations. We will address the various approaches adopted by states and/or advocated by scholars, focusing on cases involving torts, contracts, property, family law, procedure, and tribal sovereignty. Roughly one-half of the class days will be devoted to a series of moot court exercises. Students will present oral arguments and act as judges, both asking questions and meeting in conference to decide the cases. Students will be required to write short, two-page single-spaced memoranda on five or six of the problem cases over the course of the semester, as well as two 5-page single-spaced proposed opinions on two of the moot court cases.

Conflict of Laws

Course #: 2033 **Term:** 2024SP **Faculty:** Sachs, Stephen **Credits:** 3.00

Type: Elective **Subject Areas:** Conflict of Laws

Delivery Mode: Course

Days and Times: **Location**

Mon 1:40 PM - 3:10 PM WCCB015

Tue 1:40 PM - 3:10 PM WCCB015

Course Description: Prerequisites: LLM students must have taken (1) Either Civil Procedure or Federal Courts, or equivalent coursework; AND (2) one of the following: Contracts, Torts, or Property, or equivalent coursework.
Exam Type: One Day Take-Home

A study of the special problems that arise when a case is connected with more than one state or nation. Topics include choice of law, personal jurisdiction, judgment recognition, and relevant constitutional doctrines.

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Congress's Power of the Purse

Course #: 3242 Term: 2023FA Faculty: Price, Zachary Credits: 1.00

Type: Elective Subject Areas: Constitutional Law

Delivery Mode: Reading Group

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3015

Course Description: Prerequisite: Some background in constitutional law may be helpful, but there are no prerequisites; all are welcome to enroll.

Exam Type: No Exam

The U.S. Congress holds the power of the purse, meaning the power to control government spending. Often described as an essential separation-of-powers constraint on the executive branch, this power has been at the center of many recent controversies, including the government’s response to the 2008 financial crisis, payment of Obamacare subsidies, President Trump’s border wall funding, President Trump’s first impeachment, and President Biden’s student debt relief plan. The reading group will examine scholarly writings on this topic along with court decisions and other primary materials relating to recent controversies. Questions for discussion will include: How does Congress’s power of the purse relate to the constitutional powers of the executive and judicial branches? What makes the power of the purse effective? Is it losing effectiveness? Should political polarization affect how we think about the power of the purse? And to what extent can or should courts address challenges to government spending or non-spending?

Note: This reading group will meet on the following dates: 9/5, 9/19, 10/3, 10/24, 11/7, 11/21

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Constitutional Dimensions of the Administrative State: Comparative Perspectives

Course #: 3161 Term: 2023FA Faculty: Jackson, Vicki Credits: 1.00

Type: Elective Subject Areas: Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Administrative and Regulatory Law; Civil Rights; Comparative Law; Constitutional Law; Courts, Jurisdiction, and Procedure; Human Rights

Delivery Mode: Reading Group

Days and Times: Location

Mon 6:00 PM - 8:00 PM WCC3038

Course Description: Prerequisite: 1L Constitutional Law or Constitutional Law: Separation of Powers
Exam Type: No Exam

Administrative law in the United States is often viewed as a category quite distinct from constitutional law. Yet public administration is, for some, at the core of constitutionalism, in so far as it governs the relationships between citizens and government across a wide range of areas. The constitutional role of executive departments and administrative agencies has become increasingly contentious, as discussed, for example, in Stephen Skowronek et al, *Phantoms of a Beleaguered Republic* (2021). This course will explore the relationships between constitutionalism and public administration, between constitutional law and administrative law, in the United States and in other constitutional democracies. Specific topics are likely to include the constitutional role and degree of independence of the civil service and of Fourth Branch institutions designed to protect integrity and competence; the deep state as concept and critique; constitutional variations between and among parliamentary and presidential systems that affect the execution of laws; the constitutional roles of legislatures, after enacting laws, in supervising their administration; the role of courts in reviewing challenges to executive/administrative actions or omissions; the role of chief executives, heads of department or ministers in issuing regulations and administering the law; and constitutions as facilitating or obstructing effective and rights-respecting administration of public law.

Note: This reading group will meet on the following dates: 9/11, 10/2, 10/10, 10/23, 11/6, 11/20

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Constitutional Law 1

Course #: 1024 **Term:** 2024SP **Faculty:** Jackson, Vicki **Credits:** 4.00

Type: 1course **Subject Areas:** Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Tue 10:15 AM - 12:15 PM	WCC2004
Wed 10:15 AM - 12:15 PM	WCC2004

Course Description: Exam Type: One Day Take-home

This course provides an introduction to the U.S. Constitution - the government structures it establishes and contemplates, and the rights and liberties it recognizes and protects. Structural topics include the original design of the federal government and the role of slavery in that design; judicial review; federalism and the Supremacy Clause; and separation of powers. The Civil War Amendments (Thirteen, Fourteen and Fifteen) will be considered. The Fourteenth Amendments provisions for equal protection and due process of law provide the basis for many individual rights, including those relating to racial equality, gender equality, family life, and aspects of personal autonomy, that will be studied. Other topics may be considered as well.

Constitutional Law 2

Course #: 1024 **Term:** 2024SP **Faculty:** Minow, Martha **Credits:** 4.00

Type: 1course **Subject Areas:** Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	WCC2009
Tue 10:15 AM - 12:15 PM	WCC2009

Course Description: Exam Type: One-Day Take-home

This course provides an introduction to the structure of the U.S. Constitution and the rights and liberties it defines. Topics include judicial review, federalism, separation of powers, and equal protection and due process of law under the Fourteenth Amendment of the U.S. Constitution. Extensive coverage is devoted to individual rights under the Fourteenth Amendment.

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Constitutional Law 3

Course #: 1024 Term: 2024SP Faculty: Eidelson, Benjamin Credits: 4.00

Type: 1course Subject Areas: Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	WCC1023
Tue 10:15 AM - 12:15 PM	WCC1023

Course Description: Exam Type: One-Day Take-Home
This course provides an introduction to constitutional law. Major topics include judicial review, federalism, the separation of powers, and individual rights.

Constitutional Law 4

Course #: 1024 Term: 2024SP Faculty: Bowie, Nikolas Credits: 4.00

Type: 1course Subject Areas: Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:40 AM	WCC1019
Tue 10:20 AM - 11:40 AM	WCC1019
Wed 10:20 AM - 11:40 AM	WCC1019

Course Description: Exam Type: One-Day Take-Home
This course provides an introduction to the structure of the U.S. Constitution and the rights and liberties it defines. Topics include judicial review, federalism, separation of powers, and equal protection and due process of law under the Fourteenth Amendment of the U.S. Constitution.

Constitutional Law 5

Course #: 1024 Term: 2024SP Faculty: Prakash, Saikrishna Credits: 4.00

Type: 1course Subject Areas: Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Wed 8:00 AM - 10:00 AM	WCC1019
Thu 8:00 AM - 10:00 AM	WCC1019

Course Description: Exam Type: In Class
This course provides an introduction to the structure of the U.S. Constitution and the rights and liberties it defines. Topics include judicial review, federalism, separation of powers, and equal protection and due process of law under the Fourteenth Amendment of the U.S. Constitution.

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Constitutional Law 6

Course #: 1024 Term: 2024SP Faculty: Klarman, Michael Credits: 4.00

Type: 1course Subject Areas: Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Wed 10:20 AM - 11:40 AM	WCC1015
Mon 10:20 AM - 11:40 AM	WCC1015
Tue 10:20 AM - 11:40 AM	WCC1015

Course Description: Exam Type: One-Day Take-Home
This course provides an introduction to the structure of the U.S. Constitution and the rights and liberties it defines. Topics include judicial review, federalism, separation of powers, and equal protection and due process of law under the Fourteenth Amendment of the U.S. Constitution.

Constitutional Law 7

Course #: 1024 Term: 2024SP Faculty: Gersen, Jeannie Suk Credits: 4.00

Type: 1course Subject Areas: Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Tue 10:15 AM - 12:15 PM	WCC1010
Wed 10:15 AM - 12:15 PM	WCC1010

Course Description: Exam Type: In Class

This course provides an introduction to the structure of the U.S. Constitution and the rights and liberties it defines. Topics include judicial review, federalism, separation of powers, and equal protection and due process of law under the Fourteenth Amendment of the U.S. Constitution. Extensive coverage is devoted to individual rights under the Fourteenth Amendment.

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Constitutional Law: First Amendment

Course #: 2035 **Term:** 2023FA **Faculty:** Fried, Charles **Credits:** 4.00

Type: Multisection **Subject Areas:** Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCCB010
Tue 1:30 PM - 3:30 PM	WCCB010

Course Description: Prerequisites: This course draws on a background of US history and constitutional history. Students who are unsure of their preparedness are encouraged to check with the instructor before enrolling. In addition, JD students who have taken other courses covering some of this material should seek permission before enrolling.
Exam Type: In Class
This course deals primarily with the First Amendment speech and religion clauses. These will be related to the press, assembly and petitioning clauses. The relation of First Amendment doctrine to campaign finance, lobbying and commercial regulation will be considered.
The course will be taught through lectures and discussion, including cold calling.

Constitutional Law: First Amendment

Course #: 2035 **Term:** 2023FA **Faculty:** Weinrib, Laura **Credits:** 4.00

Type: Multisection **Subject Areas:** Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Tue 10:15 AM - 12:15 PM	LAN225
Wed 10:15 AM - 12:15 PM	LAN225

Course Description: Prerequisite: None
Exam Type: In Class
This course explores the constitutional law of freedom of expression, association, and religion under the First Amendment. Topics for discussion include advocacy of unlawful conduct, defamation, commercial speech, obscenity and pornography, offensive speech, expressive association, the regulation of campaign finance, and the free exercise and establishment of religion.
Textbook(s): The First Amendment, Sixth Edition Geoffrey R. Stone, Louis M. Seidman, Cass R. Sunstein, Mark V. Tushnet, Pamela S. Karlan ISBN: 9781543807806

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Constitutional Law: First Amendment

Course #: 2035 **Term:** 2024SP **Faculty:** Field, Martha **Credits:** 4.00

Type: Multisection **Subject Areas:** Disability; Family; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Race; Harvard Law School Project on Disability; Family Member; Children and Family Law; Civil Litigation; Constitutional Law; Disability Law; Gender and the Law; Law and Religion; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 2:50 PM	GRS110
Thu 1:30 PM - 2:50 PM	GRS110
Fri 1:30 PM - 2:50 PM	GRS110

Course Description: Prerequisites: None
Exam Type: In Class
This course is one of two basic courses in Constitutional Law. We will study the Freedom of Speech in many different contexts; Freedom of Association; Free Exercise of Religion; and the Establishment of Religion.

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Constitutional Law: First Amendment

Course #: 2035 **Term:** 2024SP **Faculty:** Parker, Richard **Credits:** 4.00

Type: Multisection **Subject Areas:** Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Race; Civil Rights; Constitutional Law; Courts, Jurisdiction, and Procedure; Election Law and Democracy; Human Rights; Jurisprudence and Legal Theory; Law and Religion; Legal History; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	HAU104
Tue 1:30 PM - 3:30 PM	HAU104

Course Description: Prerequisites: None
Exam Type: Any Day Take-Home
This course is one of the basic courses in the field. It addresses the Freedom of Speech, the Free Exercise of Religion and the Establishment Clause.
Because constitutional law is always [at least potentially] in motion, this class will feature its development through time, animated and structured by its internal conflicts and by momentous shifts in its political and social contexts. Beginning with religion, we'll go on, at greater length, to explore speech issues. Analyzing the ebb and flow of doctrine and argument in the modern period since World War II will prepare us to speculate about developments that lie ahead now.
This will compel us to confront a great issue of our day: the crisis of liberal democracy in the West. The aim will be to enable us not only to understand and make constitutional argument, but also to better understand law in general - and its relation to politics.
In class, there may be some cold calling, but with a pass option. Electronic devices may be banned, depending on student views. If the class has under 50 students, a few grades may be raised in cases of excellent participation in class discussions.

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Constitutional Law: First Amendment

Course #: 2035 **Term:** 2023FA **Faculty:** Feldman, Noah **Credits:** 4.00

Type: Multisection **Subject Areas:** Civil Rights/Liberties; State Courts; Civil Rights; Civil Rights; Race; Civil Rights; Constitutional Law; Gender and the Law; Jurisprudence and Legal Theory; Law and Political Economy; Law and Religion; Legal History; Race and the Law; State and Local Government

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	AUS100
Fri 10:15 AM - 12:15 PM	AUS100

Course Description: Prerequisites: None. Students who have previously taken Religion and the First Amendment may not take this course.
Exam Type: Any Day Take-Home

This course is one of the two basic courses in the field: it focuses on the First Amendment and deals with the Freedom of Speech, the Free Exercise of Religion, and the Establishment Clause. The course will be taught largely through lectures, with some discussion and time for Q&A exchanges in each class. Students should be aware before enrolling in the course that the use of laptops, iPhones, Blackberries, and other similar devices will not be permitted during class.

Constitutional Law: Money and the Making of American Capitalism

Course #: 2452 **Term:** 2024SP **Faculty:** Desan, Christine **Credits:** 4.00

Type: Elective **Subject Areas:** Constitutional Law; Financial and Monetary Institutions; Jurisprudence and Legal Theory; Law and Political Economy

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCCB010
Fri 1:30 PM - 3:30 PM	WCCB010

Course Description: Prerequisite: None
Exam: In Class
According to one of the framers, the “soul of the Constitution” was the clause allocating authority over money. Over the following centuries, money has remained at the center of debates over governance, including federalism and national power, American approaches to economic development and social welfare, the scope of judicial review, economically structured race discrimination, the ascendancy of banks, and access to credit. This 4-credit course picks up an essential line of constitutional debate and determination in order to understand the shape of American capitalism. Topics include sovereign debt, the contracts clause, the banked architecture of money, Reconstruction finance and the failure of agrarian populism, the Gold Clause cases, the authority of the Federal Reserve, financialization and inequality.

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Constitutional Law: Separation of Powers, Federalism, and Fourteenth Amendment

Course #: 2036 Term: 2023FA Faculty: Klarman, Michael Credits: 4.00
Type: Multisection Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Constitutional Law; Legal History

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 2:50 PM	WCC1019
Thu 1:30 PM - 2:50 PM	WCC1019
Fri 1:30 PM - 2:50 PM	WCC1019

Course Description: Prerequisites: None
Exam type: Any Day Take-Home
This course focuses on the structure of the United States government, including the doctrines of separation of powers and federalism, and the Fourteenth Amendments Equal Protection and Due Process Clauses. There are two things about this course that you should know in advance-which might distinguish it from other courses on the same topic. First, I teach mostly by lecture; though student participation is encouraged, this is not a conventional Socratic class. Second, while I do cover the conventional constitutional law doctrine, this class also emphasizes historical context, different normative theories of constitutional interpretation, and political science-type questions such as the consequences of the Courts rulings. Those with an interest mainly in conventional legal doctrine might be well advised to look elsewhere.
Note: This course is not available for rising 2Ls & 3Ls due to substantial overlap with the 1L Constitutional Law course.

Constitutions, Law, and Empire

Course #: 2412 Term: 2024SP Faculty: Gordon-Reed, Annette; Onuf, Peter Credits: 2.00
Type: Elective Subject Areas: Race; Constitutional Law; Legal History; Race and the Law
Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC4059

Course Description: Prerequisites: None
Exam Type: No Exam
What is a Constitution? Why, and under what circumstances, do people make them? What about the United States and its written constitution: Exactly when and how was it made? This seminar will consider these and other questions as we read literature on constitutional developments in the British Empire, with a focus on settler constitutionalism in North America, the constitutional origins of the American Revolution, the development of state constitutions and the Federal Constitution, the law of nations (international law) with respect to slavery, colonization, and territorial expansion, Manifest Destiny, and the crisis of constitutionalism and law that led to the American Civil War.
Note: This course is jointly listed with FAS as HIST 2445.

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Consumer Financial Protection Regulation

Course #: 3016 **Term:** 2023FA **Faculty:** Silberman, David **Credits:** 2.00
Type: Elective **Subject Areas:** Administrative and Regulatory Law; Financial and Monetary Institutions; Poverty Law and Economic Justice

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	GRS110

Course Description: Prerequisites: None
Exam Type: No Exam
Consumer financial products and services, and especially the wide range of credit products from mortgages to payday loans, play a central role in the everyday lives of most Americans. The availability and use of credit are also large drivers of the broader economy. Most of these products are provided by financial institutions and “purchased” by consumers in private exchanges. Over the past 50-plus years, Congress has enacted a myriad of consumer protection statutes and in so doing conferred on various administrative agencies substantial discretionary, quasi-legislative authority to regulate how these products are marketed and delivered. In the Dodd-Frank Act of 2010, Congress consolidated most of those authorities into a new agency, the Consumer Financial Protection Bureau, with a broad mandate and even a wider degree of discretion than had previously existed. This course will introduce students to a set of real-world legal and policy questions that have arisen during the Bureau’s first decade, including questions relating to the regulation of mortgages, auto loans, credit cards, payday loans and overdraft services. In lieu of a textbook, there will be readings for each unit which will provide students with a grounding in the underlying product, the governing legal framework, and relevant research findings. Students will evaluate the legal and policy justifications for regulation and develop, advocate for, and critique alternative regulatory solutions. In so doing, students will hone their skills as advocates and regulatory attorneys within a framework involving the intersection of law and policy. The instructor served as the head of the Division of Research, Markets and Regulations at the CFPB during the Bureau’s first nine years and as Acting Deputy Director of the Bureau for two of those years. He currently advises nonprofits focused on the impact of consumer finance products and regulations on financial well-being.

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Consumer Protection Clinic

Course #: 8035 Term: 2023FA Faculty: Bertling, Roger Credits: 5.00

Type: Clinic Subject Areas: Bankruptcy; Bankruptcy; State and Federal Courts; Bankruptcy; Race; Bankruptcy and Commercial Law; Civil Litigation; Courts, Jurisdiction, and Procedure; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Clinic

Days and Times: Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Consumer Protection Clinical Seminar (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: WilmerHale Legal Services Center (Jamaica Plain).
The Consumer Protection Clinic combats abuses of consumers by the financial services industry and sellers or financiers of consumer goods, and reversing the negative consequences that can result from those abuses.
The Clinic is primarily litigation and involves consumer, bankruptcy, contract, and tort law.
The Clinic:

defends consumers against unlawful debt collection practices in state court.
represents consumers in affirmative litigation against high cost and abusive creditors.
represents consumers seeking a fresh start through petitions for bankruptcy.

We enforce the rights of our clients using the Massachusetts Consumer Protection Act, federal and state debt collection laws and other federal and state consumer protection laws.
Students in the Clinic gain extensive experience with a variety of practical skills, including: interviewing clients, analyzing financial documents, drafting complaints, participating in discovery, developing litigation strategies, and occasionally, federal and state policy advocacy.
For more information on the Consumer Protection Clinic, see our website or call Roger Bertling at 617-390-2572.

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Consumer Protection Clinic

Course #: 8035 Term: 2024SP Faculty: Bertling, Roger Credits: 5.00

Type: Clinic Subject Areas: Bankruptcy; Civil Rights/Liberties; Bankruptcy; Civil Rights; Contracts; Bankruptcy; Civil Rights; Contracts; Contracts; Bankruptcy and Commercial Law; Civil Litigation; Civil Rights; Contracts; Poverty Law and Economic Justice

Delivery Mode: Clinic

Days and Times: Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Consumer Protection Clinical Seminar (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course. Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: WilmerHale Legal Services Center (Jamaica Plain).
The Consumer Protection Clinic combats abuses of consumers by the financial services industry and sellers or financiers of consumer goods, and reversing the negative consequences that can result from those abuses.
The Clinic is primarily litigation and involves consumer, bankruptcy, contract, and tort law.
The Clinic:

defends consumers against unlawful debt collection practices in state court.
represents consumers in affirmative litigation against high cost and abusive creditors.
represents consumers seeking a fresh start through petitions for bankruptcy.

We enforce the rights of our clients using the Massachusetts Consumer Protection Act, federal and state debt collection laws and other federal and state consumer protection laws.
Students in the Clinic gain extensive experience with a variety of practical skills, including: interviewing clients, analyzing financial documents, drafting complaints, participating in discovery, developing litigation strategies, and occasionally, federal and state policy advocacy.
For more information on the Consumer Protection Clinic, see our website or call Roger Bertling at 617-390-2572.

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Consumer Protection Clinical Seminar

Course #: 2204 **Term:** 2023FA **Faculty:** Bertling, Roger; Rosenbloom, Alexa **Credits:** 2.00
Type: Elective **Subject Areas:** Bankruptcy; Bankruptcy; Contracts; Bankruptcy; Contracts; Contracts; Bankruptcy and Commercial Law; Civil Litigation; Contracts; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC3008

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Consumer Protection Clinic (3-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
The Consumer Protection Clinical Seminar is a required component of a clinical placement in the Consumer Protection Clinic at the WilmerHale Legal Services Center.
This workshop is the required classroom component that complements the work of combating abuses of consumers by the financial services industry and fighting back against the negative consequences that can result from those abuses. Specifically, our clinical work focuses on consumer debt collection, consumer scams, car financing, utility and credit card debt, bankruptcy, and mortgage servicing.
The seminar introduces students to the substantive law germane to the clinics areas of practice, trains students in the skills needed to litigate effectively, such as interviewing and counseling, drafting of pleadings and oral argument, and provides the opportunity for students to think strategically about their cases and to consider larger policy frameworks.
Students are graded based upon their participation in class, their completion of written work assigned for class, and performance of in-class exercises.
A clinical practice component is required of all students. Enrollment is through clinical registration. Clinical placements are with the Consumer Protection Clinic at the WilmerHale Legal Services Center. Please refer to the Office of Clinical and Pro Bono Programs website for clinical registration dates, early add/drop deadlines, and other relevant information.

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Consumer Protection Clinical Seminar

Course #: 2204 **Term:** 2024SP **Faculty:** Bertling, Roger; Rosenbloom, Alexa **Credits:** 2.00
Type: Elective **Subject Areas:** Bankruptcy; Bankruptcy; Bankruptcy; Bankruptcy and Commercial Law; Civil Litigation; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC3015

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Consumer Protection Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
The Consumer Protection Clinical Seminar is a required component of a clinical placement in the Consumer Protection Clinic at the WilmerHale Legal Services Center.
This workshop is the required classroom component that complements the work of combating abuses of consumers by the financial services industry and fighting back against the negative consequences that can result from those abuses. Specifically, our clinical work focuses on consumer debt collection, consumer scams, car financing, utility and credit card debt, bankruptcy, and mortgage servicing.
The seminar introduces students to the substantive law germane to the clinics areas of practice, trains students in the skills needed to litigate effectively, such as interviewing and counseling, drafting of pleadings and oral argument, and provides the opportunity for students to think strategically about their cases and to consider larger policy frameworks.
Students are graded based upon their participation in class, their completion of written work assigned for class, and performance of in-class exercises.
A clinical practice component is required of all students. Enrollment is through clinical registration. Clinical placements are with the Consumer Protection Clinic at the WilmerHale Legal Services Center. Please refer to the Office of Clinical and Pro Bono Programs website for clinical registration dates, early add/drop deadlines, and other relevant information.

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Contemporary Dilemmas in Dispute Resolution

Course #: 2376 **Term:** 2023FA **Faculty:** Budish, Sara **Credits:** 1.00
Type: Elective **Subject Areas:** Jurisprudence and Legal Theory; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution

Delivery Mode: Reading Group

Days and Times:	Location
Fri 1:30 PM - 3:30 PM	WCC3008

Course Description: Prerequisites: None
Exam Type: No Exam
This reading group will explore situations and applications that challenge core principles in negotiation, mediation, and dispute systems design work. When placed in certain contexts, bedrock ideals in many interest-based models of dispute resolution - impartiality, joint contribution, validity of multiple perspectives - may begin to seem less benign. What is the responsibility (if any) of the conflict management "neutral" to have and apply a particular view of justice and morality? How can practitioners account for and address power imbalances between parties without re-entrenching them? How do we grapple with principles that, when applied in certain ways, or by certain actors, could lead to results that are deeply discomfiting at a moral or ethical level? And how do different approaches to managing conflict help - or hinder - a search for "truth"?
To bring these questions to life, contexts for our discussions will focus on current live conflicts that cross social, political, legal, and other dimensions. Topics may include the relationship between negotiation, advocacy, and activism; the impact of mis- and disinformation on models of conflict engagement; the role of norms and process in a polarized social and political environment; and other recent challenges.
Note: This reading group will meet on the following dates: 9/15, 9/22, 9/29, 10/6, 10/20, 10/27.

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Contemporary Issues in Constitutional Law

Course #: 2897 **Term:** 2023FA **Faculty:** Liu, Goodwin **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; LGBTQ+; State and Federal Courts; Civil Rights; LGBTQ+; LGBTQ+ Advocacy Clinic; Civil Rights; Constitutional Law; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Election Law and Democracy; LGBTQ+

Delivery Mode: Course

Days and Times:	Location
Mon 5:00 PM - 8:00 PM	WCC1010
Tue 5:00 PM - 8:00 PM	WCC1010
Wed 5:00 PM - 8:00 PM	WCC1010
Thu 5:00 PM - 8:00 PM	WCC1010

Course Description: Prerequisites: Introductory Constitutional Law. For LLM students, enrollment is by permission of the instructor.

Exam Type: No Exam

This is an advanced constitutional law seminar for students who have already taken the introductory Constitutional Law course. The seminar will provide an opportunity for in-depth discussion of competing theories of constitutional interpretation, the role of the Supreme Court in our political system, and analysis of the judicial process. Each week, these themes will be examined through the lens of a current "hot topic" in constitutional law - for example, religious liberty, emergency powers, partisan gerrymandering, free speech, the limits of executive power, voting rights, campaign finance, immigration, same-sex marriage, and other topics.

Note: This seminar will meet over two weeks from September 18 to September 28, 2023.

Contracts 1

Course #: 1001 **Term:** 2023FA **Faculty:** Okediji, Ruth **Credits:** 4.00
Type: 1course **Subject Areas:** Contracts; Contracts; Contracts; Contracts

Delivery Mode: Course

Days and Times:	Location
Mon 8:00 AM - 10:00 AM	WCC1019
Tue 8:00 AM - 10:00 AM	WCC1019

Course Description: Exam Type: In Class

This course will provide a comprehensive study of the law that governs enforceable promises. It begins with a study of the sources of contract law and the concept of mutual assent as a basis for contractual obligations. Topics include consideration and other contract formalities, contract interpretation, parole evidence rule, implied terms, justifications for non-performance and remedies.

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Contracts 2

Course #: 1001 Term: 2024SP Faculty: Elhauge, Einer Credits: 4.00

Type: 1lcourse Subject Areas: Contracts; Contracts; Contracts; Contracts

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 2:50 PM	WCC1019
Thu 1:30 PM - 2:50 PM	WCC1019
Fri 1:30 PM - 2:50 PM	WCC1019

Course Description: Exam: In Class
Contract law is the study of legally enforceable promises, normally exchanged as part of a bargain. Contracts are the main means by which transactions are made and legal obligations are voluntarily incurred. Topics covered include: when a contractual promise exists and which are too indefinite; whether consideration should be required and what that means; whether there was offer and acceptance forming a contract; whether and when contracts should be voided because of duress, nondisclosure, a failure to read, unconscionability, or immorality; how to interpret contracts; implied and explicit contractual conditions; the material breach and perfect tender rules; whether performance is excused by mistake of fact, impossibility, impracticability, or frustration of contractual purpose; what remedies to reward and how to measure them; and whether and when damages should be limited because of failure to mitigate, unforeseeability, or use of penalty clauses.

Contracts 3

Course #: 1001 Term: 2023FA Faculty: Bar-Gill, Oren Credits: 4.00

Type: 1lcourse Subject Areas: Contracts; Contracts; Contracts; Contracts

Delivery Mode: Course

Days and Times:	Location
Wed 8:00 AM - 10:00 AM	WCC2004
Thu 8:00 AM - 10:00 AM	WCC2004

Course Description: Exam Type: In Class
The body of law concerned with private agreements, including contract formation, interpretation, conditions, excuse of performance, and remedies for breach, is the focus of this course. Attention is given to the Uniform Commercial Code and other relevant statutes as well as to principles of common law and equity.

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Contracts 4

Course #: 1001 Term: 2023FA Faculty: Coates, John Credits: 4.00

Type: 1course Subject Areas: Contracts; Contracts; Contracts; Contracts

Delivery Mode: Course

Days and Times: Location

Thu 10:15 AM - 12:15 PM WCC2009

Fri 10:15 AM - 12:15 PM WCC2009

Course Description: Exam Type: In class

Contracts are an important type of "private" law. Many contracts arise due to gains from trade owing to differences in (i) resources, (ii) valuation, (iii) expectations, (iv) risk-bearing abilities, and (v) production abilities (from economies of scale, special skills, and specialization and division of labor), and complementarities among those abilities. Other contracts respond to issues, restrictions, obligations or entitlements arising from other laws, such as licenses, disclaimers, settlements, formal requirements, and non-disclosure agreements. Lawyers play crucial roles in crafting contracts and structuring complex projects, linking "suites" of contracts to coordinate multiple parties over time, against background regulation and contract law. Courts and legislatures interact to produce and redirect common law of contract and specialized rules and standards for subtypes of contracts, which evolve over time and vary across jurisdictions, and in contract settings. To do so, they pursue three general goals simultaneously: (1) enhancing welfare of contract parties (or classes of parties), (2) respecting morality (particularly aspects of individual autonomy, but also limits of autonomy), and (3) minimizing costs of administration. Remedies are central, as well as limits on remedies, with courts inevitably developing and applying public policies due to the common need to find, construct and remedy breaches of contracts.

Contracts 5

Course #: 1001 Term: 2023FA Faculty: Kennedy, Randall Credits: 4.00

Type: 1course Subject Areas: Contracts; Contracts; Contracts; Contracts

Delivery Mode: Course

Days and Times: Location

Mon 10:15 AM - 12:15 PM WCC2009

Tue 10:15 AM - 12:15 PM WCC2009

Course Description: Exam Type: In Class
This is a course that will offer to students legal cultural literacy in common law contracts.

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Contracts 6

Course #: 1001 Term: 2023FA Faculty: Atkinson, Abbye Credits: 4.00

Type: 1course Subject Areas: Contracts; Contracts; Contracts; Contracts

Delivery Mode: Course

Days and Times: Location

Thu 10:15 AM - 12:15 PM WCC2004

Fri 10:15 AM - 12:15 PM WCC2004

Course Description: Exam Type: In Class

This course provides an overview of the law of contracts or, what might more appropriately be described as, the law of promises. We often make promises to each other, however the state will only enforce some of those promises. How do we tell the difference between a legally enforceable promise and an unenforceable promise? Once one makes a legally enforceable promise, how does a court go about: (1) discerning the terms of that contract, (2) interpreting what the terms mean, (3) determining whether a breach has occurred, and (4) fashioning an appropriate remedy? In this course, we will answer these and other questions relating to substantive contract law.

Contracts 7

Course #: 1001 Term: 2023FA Faculty: Bar-Gill, Oren Credits: 4.00

Type: 1course Subject Areas: Contracts; Contracts; Contracts; Contracts

Delivery Mode: Course

Days and Times: Location

Thu 1:30 PM - 3:30 PM WCC2004

Wed 1:30 PM - 3:30 PM WCC2004

Course Description: Exam Type: In Class

The body of law concerned with private agreements, including contract formation, interpretation, conditions, excuse of performance, and remedies for breach, is the focus of this course. Attention is given to the Uniform Commercial Code and other relevant statutes as well as to principles of common law and equity.

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Copyright

Course #: 2042 **Term:** 2023FA **Faculty:** Tushnet, Rebecca **Credits:** 4.00

Type: Elective **Subject Areas:** Arts, Entertainment, and Sports Law; Intellectual Property

Delivery Mode: Course

Days and Times:	Location
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Thu 8:00 AM - 10:00 AM	WCC1023
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Fri 8:00 AM - 10:00 AM	WCC1023
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Course Description: Prerequisites: None
Exam Type: Any Day Take-home
This course examines the law of copyright and its role within the overall framework of intellectual property law. Topics covered include the subject matter requirements for copyrightability; the rules that govern determination of authorship, the rights that copyright law confers on authors and the limitations and exceptions to those rights; the rules governing indirect liability of intermediaries and liability for circumvention of technological protections; and the scope of copyright preemption.

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Copyright

Course #: 2042 **Term:** 2024SP **Faculty:** Fisher, William **Credits:** 4.00

Type: Elective **Subject Areas:** Intellectual Property

Delivery Mode: Course

Days and Times:	Location
Mon 10:45 AM - 12:05 PM	LAN225
Tue 10:45 AM - 12:05 PM	LAN225
Wed 10:45 AM - 12:05 PM	LAN225

Course Description: Prerequisite: None
Exam Type: One-Day Take-Home

This course explores copyright law and policy. Approximately two thirds of the readings and class time are devoted to the American copyright system; the remainder are devoted to the major relevant multilateral treaties and to the laws pertaining to copyright and "neighboring rights" in other countries. Substantial attention is paid to the efforts of philosophers, economists, and social theorists to justify, reform, or abolish the copyright system.

The course is unusual in several respects. First, the classes are different from those in most law-school courses. Each week, one class takes the form of a recorded lecture. (All of the lectures are available at <http://copyx.org/lectures/>.) In-person classes are held on Mondays and Tuesdays. Most consist of discussions of case studies, which are designed to explore in more depth and detail the rules and theories introduced in the week's recorded lecture. On occasion, the course also meets on Wednesdays (during the regular class meeting time) to hear guest speakers.

Next, the course lacks a traditional casebook. Instead, all of the reading materials are available online (<https://ipxcourses.org/harvard-law-school-copyright-law-2023/>) and in a paper compendium that can be purchased through Amazon.

Finally, the Harvard Law School course on Copyright will be paralleled by — and at times will overlap with — a networked course known as CopyrightX. A detailed description of CopyrightX is available at <https://ipxcourses.org/course-overview/>. In brief, approximately 500 students from approximately 70 countries will be watching the same recorded lectures that you watch and will be reading a subset of the materials that you read. Those students will be organized into "sections," each led by a Harvard Teaching Fellow. In addition, roughly 400 students will participate in affiliated courses in other universities, law firms, and nonprofit organizations, most of them in other countries. You will have an opportunity (not an obligation) to interact with these other groups of students in two contexts: they will join the class via an interactive webcast on the Wednesdays when guest speakers visit Harvard; and you can participate along with them in an online discussion forum.

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Copyright and Trademark Litigation

Course #: 2043 Term: 2023FA Faculty: Cendali, Dale Credits: 2.00

Type: Elective Subject Areas: Intellectual Property

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	GRS110

Course Description: Prerequisites: None
Exam Type: In Class

The class will analyze the strategic, practical and policy issues involved with copyright and trademark litigation from the beginning of a case where emergency injunctive relief might be sought, to its potential end at the U.S. Supreme Court. Substantive areas of copyright and trademark law will include copyrightability, authorship, substantial similarity, fair use, nominative fair use, the likelihood of confusion, use of consumer surveys, dilution, the role of the First Amendment, the theory behind injunctive relief, the nature of irreparable injury, and trademarks as a form of property right. The course will discuss how to persuasively present evidence and try a case. The course will also address the special nature of Supreme Court litigation and techniques for an effective oral argument. Each student will participate in one very brief oral argument during the semester. Real-life cases the instructor has litigated will be used to illustrate points.

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Corporate Accountability in Armed Conflict

Course #: 3189 **Term:** 2023FA **Faculty:** Kalpouzos, Ioannis **Credits:** 2.00

Type: Elective **Subject Areas:** Human Rights; International Law

Delivery Mode: Seminar

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM WCC5048

Course Description: Prerequisite: None
Exam Type: No Exam

This seminar will examine the law governing the increasingly diverse activities of corporations in armed conflict and the avenues for their accountability. The seminar will begin with charting the evolution of the legal status of multinational corporations in international law and their relationship with states. The seminar will then be structured around three types of corporations and their involvement in war: private military companies (PMCs) participating in armed conflict; corporations trading arms; corporations operating in or profiting from a situation of belligerent occupation or unlawful annexation. Issues covered will include: the law governing the conduct of PMCs and avenues for their accountability; arms trade law and direct or accessorial liability for arms traders; the war crime of pillage, including through the exploitation of natural resources in (prolonged) occupation; accountability mechanisms, including international criminal law, human rights law, and soft law mechanisms such as the UN Guidelines for Business and Human Rights and the OECD Guidelines for Multinational Enterprises. Reference will be made to contemporary cases, including in the context of the conflicts in Ukraine, Yemen, Western Sahara and Palestine.

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Corporate and Capital Markets Law and Policy

Course #: 2362 **Term:** 2023FA **Faculty:** Bebchuk, Lucian **Credits:** 2.00
Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	HAU104
Thu 1:30 PM - 3:30 PM	HAU104

Course Description: Prerequisites: There are no prerequisites for the course. However, it is recommended that students either (a) have taken (or are taking concurrently) the Corporations course at HLS, (b) have taken some course that considers corporations or business associations at another law school in the US or abroad, or (c) have had prior experience that exposed them to corporate law and governance issues. Students who have questions regarding whether the course would be suitable for them should feel free to contact the instructors.

Exam Type: No Exam

This course will consider a range of policy issues in the law governing corporations, securities, and capital markets. Issues to be considered include the allocation of power between managers and shareholders, hedge fund activism, control contests, executive compensation, controlling shareholders, dual-class structures, and securities regulation. A substantial number of sessions will feature outside speakers; such speakers will include prominent practitioners presenting on current policy and practice issues as well as prominent academics presenting their current research. To illustrate, recent speakers in this course have included prominent hedge fund activists, a sitting SEC Commissioner, the former Chief Justice of the Delaware Supreme Court, a leading M&A litigator, and prominent academics.

Readings will mainly be law review articles and materials related to speakers’ practice activities or policy research. Some of the readings will use economic reasoning, and an interest in or tolerance for such reasoning will be helpful. The aim of the course will be to give students a good sense of the issues that have been discussed in the literature or in current debates, and the ways in which policy arguments about such issues can be developed.

The course will not meet on all Wednesdays and Thursdays during the semester; rather, the course will meet for twelve 2-hour sessions which will take place during the time slot of the course and will be concentrated during the first two month of the semester. There will be no examination. Instead, students will be asked to submit, before sessions, a brief memo on the assigned readings. Grades will be based on these memos (primarily) and on participation in class discussion.

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Corporate Criminal Investigations

Course #: 2263 **Term:** 2023FA **Faculty:** Tsao, Leo; Kahn, Daniel; Laryea, Lorinda **Credits:** 2.00

Type: Elective **Subject Areas:** Corporate and Transactional Law; Criminal Law and Procedure

Delivery Mode: Seminar

Days and Times: **Location**

Tue 1:30 PM - 3:30 PM LEW214

Course Description: Prerequisites: None
Exam Type: No Exam
The criminal investigation and prosecution of corporate misconduct are among the most high profile areas of focus for federal prosecutors and the white-collar defense bar. Recent major prosecutions of corporations and individuals for violations of the Foreign Corrupt Practices Act (FCPA), the Bank Secrecy Act (BSA), and the International Emergency Economic Powers Act (IEEPA) demonstrate that this is an increasing area of enforcement in the United States. Yet, the practice of prosecuting and defending corporations remains one of the least understood areas of criminal law. Decisions on how to charge and sanction corporations are subject to policies set by the U.S. Department of Justice. Moreover, such matters are becoming increasingly complex as foreign law enforcement and regulatory agencies become more active in focusing on these corporate crimes. These multi-jurisdictional investigations pose new obstacles to government enforcers and defense practitioners, and new legal questions for courts to address.
This seminar will explore various aspects of corporate criminal investigations and prosecutions. Topics to be covered include principles of corporate liability; conducting internal and government investigations of corporate misconduct; strategic considerations for prosecutors and defense counsel in corporate criminal investigations; Department of Justice policies on charging, including those designed to incentivize voluntary disclosures, cooperation and remediation; legal and practical issues implicated by multi-jurisdictional cases; corporate compliance programs; and proposals for reform of corporate criminal laws and policies.

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Corporate Finance

Course #: 2044 **Term:** 2023FA **Faculty:** Spamann, Holger **Credits:** 4.00

Type: Elective **Subject Areas:** Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3018
Tue 3:45 PM - 5:45 PM	WCC3018

Course Description: Prerequisites: Students must have taken Analytical Methods, Introduction to Finance Concepts, or a similar introduction to basic present value calculations at HLS or elsewhere.
Exam Type: In Class
This course’s immodest ambition is to equip you with powerful analytical tools to understand your clients, the law, and the world. “Corporate” describes most of the applications in the course, but the concepts are much more general. They include (1) replicating cash flows and the law of one price; (2) diversification and market efficiency; (3) capital structure; (4) options and auction. Learning these concepts is hard but rewarding.
The course is roughly divided into four modules of three weeks each covering concepts (1)-(4) mentioned above. The bulk of the course is hands-on financial exercises, small and big; the only lectures will be pre-recorded videos you can watch at home. There will be few legal materials, and only as illustrations of financial concepts. As compared to a typical business school course, this course will put more emphasis on concepts and less on details of project valuation. We will not waste time with practice acronyms and jargon, which are very easy to learn on the job. There will be plenty of numerical exercises but little math.

Corporate Governance: Corporate Purpose

Course #: 3026 **Term:** 2023FA **Faculty:** Roe, Mark **Credits:** 1.00

Type: Elective **Subject Areas:** Private Room; Corporate and Transactional Law; Law and Economics; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	LEW202

Course Description: Prerequisites: Corporations, as co-requisite, or sufficient background with permission of the instructor.
Exam Type: No Exam

In this course, we will examine classic writings and current controversies about the purpose of the large corporation.

Note: This course will meet for the first seven weeks of the term from September 11 to October 23, 2023.

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Corporations

Course #: 2048 **Term:** 2023FA **Faculty:** Kraakman, Reinier **Credits:** 4.00

Type: Multisection **Subject Areas:** Private Room; Corporate and Transactional Law; Law and Economics; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 3:50 PM - 5:10 PM	HAU104
Tue 3:50 PM - 5:10 PM	HAU104
Wed 3:50 PM - 5:10 PM	HAU104

Course Description: Prerequisites: There is no formal prerequisite for the course. Students without a basic familiarity – not necessarily expertise – with rudimentary accounting and finance concepts, including the time value of money, expected value, diversification, and the overall content and purpose of basic financial accounting statements, are encouraged to take Analytical Methods for Lawyers, or equivalent courses, whether at HLS, elsewhere at HU, or online, preferably before the same semester you are enrolled in Corporations.

Exam Type: In Class

This course surveys the role of legal structure and legal controls on business enterprises with an emphasis on Delaware law and the duties of the managers, directors, and controlling shareholders of public corporations. It reviews the law of agency, which is fundamental to all legal entities. It addresses non-corporate business entities to highlight their continuities with – and differences from – business corporations. Corporate topics include limited liability, fiduciary law, shareholder voting, executive compensation, derivative suits, control transactions, mergers and acquisitions, and insider trading. This course also surveys topics in securities law that are closely related to corporate governance: in particular, the SEC’s proxy and tender offer rules and the reach of anti-fraud liability. One theme throughout the course is corporate law’s role in empowering actors with a flexible legal form, another is the law’s role in constraining insider opportunism, and a third is the judiciary’s pivotal role in balancing flexibility against constraint.

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Corporations

Course #: 2048 **Term:** 2023FA **Faculty:** Fried, Jesse **Credits:** 4.00

Type: Multisection **Subject Areas:** Corporate and Transactional Law

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	LAN225
Thu 1:30 PM - 3:30 PM	LAN225

Course Description: Prerequisites: There is no formal prerequisite for the course. Students without a basic familiarity - not necessarily expertise - with rudimentary accounting and finance concepts, including the time value of money, expected value, diversification, and the overall content and purpose of basic financial accounting statements, are encouraged to take Analytical Methods for Lawyers, or equivalent courses, whether at HLS, elsewhere at HU, or online, preferably before the semester you are enrolled in Corporations.

Exam Type: In Class

This course introduces students to the legal rules for protecting creditors and shareholders of a corporation. Simple economic analysis is used to explain the need for, and the limitations of, these rules. Topics include limited liability, veil piercing, equitable subordination, fraudulent conveyances, leveraged buyouts, the duties of care and loyalty, shareholder voting, derivative suits, control transactions, and insider trading.

Corporations

Course #: 2048 **Term:** 2024SP **Faculty:** Ramseyer, J. Mark **Credits:** 4.00

Type: Multisection **Subject Areas:** Private Room; Corporate and Transactional Law; Law and Economics; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	WCC2012
Tue 10:15 AM - 12:15 PM	WCC2012

Course Description: Prerequisites: There is no formal prerequisite for the course. Students without a basic familiarity – not necessarily expertise – with rudimentary accounting and finance concepts, including the time value of money, expected value, diversification, and the overall content and purpose of basic financial accounting statements, are encouraged to take Analytical Methods for Lawyers, or equivalent courses, whether at HLS, elsewhere at HU, or online, preferably before the semester you are enrolled in Corporations.

Exam Type: In Class

This course surveys the role of legal controls on business organizations. Aspects of the law of agency, partnership, and closely held corporations are reviewed to highlight continuities and discontinuities with the publicly held corporation. Topics include basic fiduciary law, insider trading, shareholder voting, reorganizations, and control transactions. The emphasis throughout is on the functional analysis of legal rules as one set of constraints on corporate behavior among others.

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Corporations

Course #: 2048 Term: 2024SP Faculty: Hanson, Jon Credits: 4.00

Type: Multisection Subject Areas: Corporate and Transactional Law; Law and Political Economy

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 2:50 PM	LAN225
Thu 1:30 PM - 2:50 PM	LAN225
Fri 1:30 PM - 2:50 PM	LAN225

Course Description: Prerequisites: None
Exam Type One-Day Take-Home
This course provides, among other things, an introduction to the law of business organizations. It surveys the role of legal controls on business organizations with emphasis on the control of managers in publicly held corporations. Paying special attention to the relationship between power, inequality, and legitimacy, this course will take a highly critical and systemic view of corporate law and corporations. We will be at least as concerned with identifying the deep causes and harmful consequences of corporate law and corporate power as we will be with the details of corporate law doctrine itself. Students seeking a more doctrine-centric course on the law of corporations are encouraged to consider taking a more conventional business law course.
Cross-registrants are encouraged to apply.
In lieu of an exam, students will have the option to write a paper (in the form of long-form journalism) for potential publication in the online magazine, The [F]law. The specific details regarding that option will be described during the first week of class.

Corporations

Course #: 2048 Term: 2024SP Faculty: Tallarita, Roberto Credits: 4.00

Type: Multisection Subject Areas: Corporate and Transactional Law

Delivery Mode: Course

Days and Times:	Location
Fri 10:15 AM - 12:15 PM	LAN272
Thu 10:15 AM - 12:15 PM	LAN272

Course Description: Prerequisites: There is no formal prerequisite for the course. Students without a basic familiarity - not necessarily expertise - with rudimentary accounting and finance concepts, including the time value of money, expected value, diversification, and the overall content and purpose of basic financial accounting statements, are encouraged to take Analytical Methods for Lawyers, or equivalent courses, whether at HLS, elsewhere at HU, or online, preferably before the same semester you are enrolled in Corporations.

Exam Type: In Class

This course surveys the legal rules governing corporations, with an emphasis on the large public corporation. Topics include asset partitioning, protection of creditors, protection of other stakeholders, allocation of power between shareholders and management, fiduciary duties, shareholder voting & proxy fights, shareholder suits, M&A, and insider trading.

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Creating Electricity in the U.S.: Exploring the Tradeoffs

Course #: 2931 Term: 2023FA Faculty: Peskoe, Ari Credits: 1.00

Type: Elective Subject Areas: Administrative and Regulatory Law; Environmental Law and Policy

Delivery Mode: Reading Group

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3038

Course Description: Prerequisite: None
Exam Type: No Exam
In this reading group, we will explore historic and ongoing legal and policy debates about the fuels that power the US electric system. We will begin with efforts by the federal government to construct mega-dams in the first half of the twentieth century and continue to current controversies about rooftop solar. The fuels that generate electricity have implications for economic growth, local environmental quality, and greenhouse gas emissions. To provide context, we will read about the utility industry’s business model, the electric system’s operations, and the pros and cons of various energy sources. We will discuss how the evolution of the electric power industry intersects with debates about the role of government in our economy and question the balance between the benefits of cheap power and the burdens faced by communities across the country that host energy infrastructure.
Note: This reading group will be held on the following dates: 9/19, 10/3, 10/24, 11/7, 11/14, 11/21

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Criminal Justice Appellate Clinic

Course #: 8050 **Term:** 2024WS **Faculty:** Ali, Amir; Rao, Devi **Credits:** 5.00

Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Civil Litigation; Civil Rights; Constitutional Law; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Criminal Justice Appellate Clinical Seminar (1 winter clinical credit). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications are due October 20, 2023.

Add/Drop Deadline: November 17, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students on F-1 visas are not eligible for CPT.

Multi-Semester: This is a winter-spring clinic (2 winter clinical credits + 2-3 spring clinical credits).

Placement Site: Washington D.C. office.

Students will participate in an externship with the MacArthur Justice Center in Washington, D.C., working on appeals before federal circuit courts and/or the U.S. Supreme Court that raise important issues related to civil rights and the criminal justice system.

Students will learn the ins-and-outs of litigating appeals in the field criminal justice, including general appellate strategy and skills, and emerging issues in the criminal justice system. Under the supervision of the director of MJCs D.C. Office, students will have the opportunity to make a substantial contribution to the office’s ongoing appellate cases, including performing research and draft legal analysis for briefs that will be filed in federal court. Depending on the particular matters students work on, this may also include participation in client interaction and strategic decision-making, analysis of factual records, and participation in moot oral arguments (depending upon the stage of their assigned appeals). Students may also have the option of continuing the clinic remotely in the spring semester, allowing more substantial involvement in their assigned appeals and increased exposure to appellate litigation.

MJC is one of the nation’s premier civil rights organizations and champions criminal justice reform through litigation, in areas that include police misconduct, rights of the accused, issues facing indigent prisoners, the death penalty, and the rights of detainees. The organization’s Washington, D.C. office focuses specifically on appellate litigation as a vehicle for achieving change in these areas.

Examples of issues raised in MJC appeals include:

Unsettled questions of criminal procedure under the Fourth, Fifth, and Sixth Amendments (search and seizure, privilege against self-incrimination, right to a jury, right to counsel); Issues facing indigent prisoners, including the constitutional rights of prisoners to be free from cruel and unusual treatment by prison officials and access to courts; Constitutional challenges to the use of solitary confinement in the prison system; Fundamental trial rights under the Due Process Clause, including issues unique to capital trials; Challenges to certain discriminatory executive actions outside of the criminal justice system, including discriminatory practices of Immigration and Custom Enforcement and discrimination against

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Muslim travelers at the border.

Students admitted to the clinic will be supervised by Amir H. Ali, nationwide Executive Director of the MacArthur Justice Center, and Devi Rao, who directs the organizations D.C. Office.

Application: Students interested in this clinic should submit a resume, an unedited writing sample, and a statement of interest (less than 300 words) that includes: (i) the students reason for applying to the clinic, including particular criminal justice issues the student is interested in, and (ii) any prior exposure to appellate and/or criminal justice issues. Applications should be submitted to clinical@law.harvard.edu by the deadline above.

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Criminal Justice Appellate Clinical Seminar

Course #: 2363

Term: 2024WS

Faculty: Ali, Amir; Rao, Devi

Credits: 2.00

Type: Elective

Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Litigation; Civil Rights; Constitutional Law; Criminal Law and Procedure

Delivery Mode: Seminar

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Criminal Justice Appellate Clinic (2 winter clinical credits + 2-3 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications are due October 20, 2023.

Add/Drop Deadline: November 17, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students on F-1 visas are not eligible for CPT.

Placement Site: Washington D.C. office.

This winter-term course is taken concurrently with the Criminal Justice Appellate Clinic.

Students will participate in an externship with the Roderick Solange MacArthur Justice Center in Washington, D.C., working on appeals before federal circuit courts and/or the U.S. Supreme Court that raise important issues related to civil rights and the criminal justice system.

Students will learn the ins-and-outs of litigating appeals in the field criminal justice, including general appellate strategy and skills, and emerging issues in the criminal justice system. Under the supervision of the director of MJC's D.C. Office, students will have the opportunity to make a substantial contribution to the office's ongoing appellate cases, including performing research and draft legal analysis for briefs that will be filed in federal court. Depending on the particular matters students work on, this may also include participation in client interaction and strategic decision-making, analysis of factual records, and participation in moot oral arguments (depending upon the stage of their assigned appeals). Students may also have the option of continuing the clinic remotely in the spring semester, allowing more substantial involvement in their assigned appeals and increased exposure to appellate litigation. MJC is one of the nation's premier civil rights organizations and champions criminal justice reform through litigation, in areas that include police misconduct, rights of the accused, issues facing indigent prisoners, the death penalty, and the rights of detainees. The organization's Washington, D.C. office focuses specifically on appellate litigation as a vehicle for achieving change in these areas. Examples of issues raised in MJC appeals include:

Unsettled questions of criminal procedure under the Fourth, Fifth, and Sixth Amendments (search and seizure, privilege against self-incrimination, right to a jury, right to counsel);

Issues facing indigent prisoners, including the constitutional rights of prisoners to be free from cruel and unusual treatment by prison officials and access to courts;

Constitutional challenges to the use of solitary confinement in the prison system;

Fundamental trial rights under the Due Process Clause, including issues unique to capital trials;

Challenges to certain discriminatory executive actions outside of the criminal justice system, including

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discriminatory practices of Immigration and Custom Enforcement and discrimination against Muslim travelers at the border.

Students admitted to the clinic will be supervised by Amir H. Ali, nationwide Executive Director of the MacArthur Justice Center, and Devi Rao, Director of the organization's D.C. Office.

Application: Students interested in this clinic should submit a resume, an unedited writing sample, and a statement of interest (less than 300 words) that includes: (i) the students reason for applying to the clinic, including particular criminal justice issues the student is interested in, and (ii) any prior exposure to appellate and/or criminal justice issues. Applications should be submitted to clinical@law.harvard.edu by the deadline above.

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Criminal Justice Institute: Criminal Defense Clinic

Course #: 8002 **Term:** 2023FW **Faculty:** Umunna, Dehlia **Credits:** 5.00
Type: Clinic **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Clinic
Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Open to 3Ls only
Required Class Component: Criminal Justice Institute: Defense Theory and Practice (3 fall classroom credits + 1 winter classroom credit). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: Trial Advocacy Workshop (TAW) and Evidence. Students must enroll in both classes separately from the clinic enrollment. Failure to meet the pre/co-requisites by the clinic’s add/drop deadline will result in the student being dropped from this clinic and class.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: Due to the pre-requisites, LLM students are not eligible to enroll. Multi-Semester: This is a fall-winter clinic (4 fall clinical credits + 1 winter clinical credit). Students in the fall-winter clinic may enroll for a spring advanced clinical if they choose and with professor approval.
Placement Site: HLS.

Mandatory Meetings: All students enrolled in the clinic (fall-winter and winter-spring) must attend a mandatory orientation week which takes place from Monday, September 25- Friday, September 29. Students will examine the nature, functions, dynamics, and ethics of such tasks as interviewing, investigation, examination and cross-examination of witnesses, argument, and other aspects of criminal defense advocacy, both in and out of the courtroom. They will also examine the theory and practice of defense advocacy for minors accused of delinquency, focusing on the constitutional framework of the juvenile justice system. Students will study the Massachusetts juvenile courts, examining the history and philosophy of a separate juvenile system, juvenile court jurisdiction, and the impact of various state agencies on the administration of justice in juvenile court. The class component will attempt to develop a variety of operational and ethical frameworks within which students can understand and evaluate their practice experience.

Students can expect to represent clients on criminal and juvenile delinquency cases in the local courts. In the course of representing clients, students may be required to visit correctional institutions, which necessitate a background check. They may also provide representation to minors in school disciplinary hearings or represent adult clients in appellate or other post-conviction legal proceedings. Students will be responsible for providing complete legal representation to their clients during the course of the term and are expected to work a minimum of twenty hours per week at the Criminal Justice Institute under the supervision of a clinical instructor at the Institute. Students will receive one-to-one supervision, individual critique of their courtroom work, and participate in regular group sessions with their supervisor.

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Classroom reading and discussion will draw upon and complement the students experiences as defense counsel.

The teaching method will include exercises and discussions on the Code of Professional Responsibility and the Model Rules of Professional Responsibility. Students will become familiar with the Fourth, Fifth, Sixth, and Fourteenth Amendment rights of both adults and juveniles accused of delinquency, as well as the law of evidence and sentencing. There will be a review of essential lawyering skills in criminal practice.

[illegible]

Arraignments: For those enrolled in the fall-winter clinic, arraignments will be held during the month of October. Those enrolled in the winter-spring clinic will be attending arraignments during the month of January. During arraignments, all students must have at least one morning available for court, Monday through Thursday. Juvenile cases are heard only on Tuesdays and Wednesdays. After arraignments, students should have ample availability for court appearances (ex: trials, motion hearings, pre-trial hearings, and other dispositions).

Students enrolled in the fall-winter clinic will submit a reflection paper in mid-January. Those enrolled in the winter-spring clinic will be submitting their paper the first week of May.

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Criminal Justice Institute: Criminal Defense Clinic

Course #: 8002 **Term:** 2024WS **Faculty:** Umunna, Dehlia **Credits:** 6.00
Type: Clinic **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Clinic
Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Open to 3Ls only
Required Class Component: Criminal Justice Institute: Defense Theory and Practice (3 fall classroom credits + 1 winter classroom credit). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: Trial Advocacy Workshop (TAW) and Evidence. Students must enroll in both classes separately from the clinic enrollment. Failure to meet the pre/co-requisites by the clinic’s add/drop deadline will result in the student being dropped from this clinic and class.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: Due to the pre-requisites, LLM students are not eligible to enroll.
Multi-Semester: This is a winter-spring clinic (1 winter clinical credit + 5 spring clinical credits).
Placement Site: HLS.

Mandatory Meetings: All students enrolled in the clinic (fall-winter and winter-spring) must attend a mandatory orientation week which takes place from Monday, September 25- Friday, September 29. Students will examine the nature, functions, dynamics, and ethics of such tasks as interviewing, investigation, examination, and cross-examination of witnesses, argument, and other aspects of criminal defense advocacy, both in and out of the courtroom. They will also examine the theory and practice of defense advocacy for minors accused of delinquency, focusing on the constitutional framework of the juvenile justice system. Students will study the Massachusetts juvenile courts, examining the history and philosophy of a separate juvenile system, juvenile court jurisdiction, and the impact of various state agencies on the administration of justice in juvenile court. The class component will attempt to develop a variety of operational and ethical frameworks within which students can understand and evaluate their practice experience.

Students can expect to represent clients on criminal and juvenile delinquency cases in the local courts. In the course of representing clients, students may be required to visit correctional institutions, which necessitates a background check. They may also provide representation to minors in school disciplinary hearings or represent adult clients in appellate or other post-conviction legal proceedings. Students will be responsible for providing complete legal representation to their clients during the course of the term and are expected to work a minimum of twenty hours per week at the Criminal Justice Institute under the supervision of a clinical instructor at the Institute. Students will receive one-to-one supervision, individual critique of their courtroom work, and participate in regular group sessions with their supervisor. Classroom reading and discussion will draw upon and complement the students experiences as defense

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counsel.

The teaching method will include exercises and discussions on the Code of Professional Responsibility and the Model Rules of Professional Responsibility. Students will become familiar with the Fourth, Fifth, Sixth, and Fourteenth Amendment rights of both adults and juveniles accused of delinquency, as well as the law of evidence and sentencing. There will be a review of essential lawyering skills in criminal practice.

[illegible]

Arraignments: For those enrolled in the fall-winter clinic, arraignments will be held during the month of October. Those enrolled in the winter-spring clinic will be attending arraignments during the month of January. During arraignments, all students must have at least one morning available for court, Monday through Thursday. Juvenile cases are heard only on Tuesdays and Wednesdays. After arraignments, students should have ample availability for court appearances (ex: trials, motion hearings, pre-trial hearings, and other dispositions).

Students enrolled in the fall-winter clinic will submit a reflection paper in mid-January. Those enrolled in the winter-spring clinic will be submitting their paper the first week of May.

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Criminal Justice Institute: Defense Theory and Practice

Course #: 2261 **Term:** 2023FW **Faculty:** Umunna, Dehlia **Credits:** 4.00
Type: Elective **Subject Areas:** State and Federal Courts; Race; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	PND101
Wed 3:45 PM - 5:45 PM	PND101
Wed 1:45 PM - 3:45 PM	PND101
Thu 1:45 PM - 3:45 PM	PND101

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.
For more information about this clinic, please visit the Clinic Website, Clinic Q&A and

Open to 3Ls only
Required Clinic Component: Criminal Justice Institute: Criminal Defense Clinic, either fall-winter (4 fall clinical credits + 1 winter clinical credit) or winter-spring (1 winter clinical credit + 5 spring clinical credits).
Additional Co-/Pre-Requisites: Trial Advocacy Workshop (TAW) and Evidence. Students must enroll in both classes separately from the clinic enrollment. Failure to meet the pre/co-requisites by the clinic’s add/drop deadline will result in the student being dropped from this clinic and class.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: Due to Massachusetts Court Practice rules, LLM students are not eligible to enroll.
Multi-Semester: This is a fall-winter course (3 fall classroom credits + 1 winter classroom credit)
Placement Site: HLS
Add/Drop Deadline: August 18, 2023.
Mandatory Meetings: All students enrolled in the clinic (fall-winter and winter-spring) must attend a mandatory orientation week which takes place from Monday, September 25- Friday, September 29. Students will examine the nature, functions, dynamics, and ethics of such tasks as interviewing, investigation, examination and cross-examination of witnesses, argument, and other aspects of criminal defense advocacy, both in and out of the courtroom. They will also examine the theory and practice of defense advocacy for minors accused of delinquency, focusing on the constitutional framework of the juvenile justice system. Students will study the Massachusetts juvenile courts, examining the history and philosophy of a separate juvenile system, juvenile court jurisdiction, and the impact of various state agencies on the administration of justice in juvenile court. The class component will attempt to develop a variety of operational and ethical frameworks within which students can understand and evaluate their practice experience.
Students can expect to represent clients on criminal and juvenile delinquency cases in the local courts. In the course of representing clients, students may be required to visit correctional institutions, which necessitate a background check. They may also provide representation to minors in school disciplinary hearings or represent adult clients in appellate or other post-conviction legal proceedings. Students will be responsible for providing complete legal representation to their clients during the course of the term and are expected to work a minimum of twenty hours per week at the Criminal Justice Institute under the supervision of a clinical instructor at the Institute. Students will receive one-to-one supervision, individual

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critique of their courtroom work, and participate in regular group sessions with their supervisor.

Classroom reading and discussion will draw upon and complement the students experiences as defense counsel.

The teaching method will include exercises and discussions on the Code of Professional Responsibility and the Model Rules of Professional Responsibility. Students will become familiar with the Fourth, Fifth, Sixth, and Fourteenth Amendment rights of both adults and juveniles accused of delinquency, as well as the law of evidence and sentencing. There will be a review of essential lawyering skills in criminal practice.

[illegible]

Arraignments: For those enrolled in the fall-winter clinic, arraignments will be held during the month of October. Those enrolled in the winter-spring clinic will be attending arraignments during the month of January. During arraignments, all students must have at least one morning available for court, Monday through Thursday. Juvenile cases are heard only on Tuesdays and Wednesdays. After arraignments, students should have ample availability for court appearances (ex: trials, motion hearings, pre-trial hearings, and other dispositions).

Students enrolled in the fall-winter clinic will submit a reflection paper in mid-January. Those enrolled in the winter-spring clinic will be submitting their paper the first week of May.

This course satisfies the HLS professional responsibility requirement.

Criminal Law 1

Course #: 1002

Term: 2024SP

Faculty: Medwed, Daniel

Credits: 4.00

Type: 1course

Subject Areas: Criminal Law and Procedure

Delivery Mode: Course

Days and Times:

Location

Thu 10:15 AM - 12:15 PM

WCC1015

Fri 10:15 AM - 12:15 PM

WCC1015

Course Description: Exam Type: In Class

This course has three primary goals. I hope to (1) provide instruction regarding the substantive law of crimes in the United States, namely, the creation, definition and analysis of offenses and defenses; (2) develop your skills related to statutory interpretation and fact analysis; and (3) give you a sense of how the criminal justice system operates in practice.

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Criminal Law 2

Course #: 1002 **Term:** 2023FA **Faculty:** Katz, Elizabeth **Credits:** 4.00

Type: 1course **Subject Areas:** Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:40 AM	WCC1010
Tue 10:20 AM - 11:40 AM	WCC1010
Wed 10:20 AM - 11:40 AM	WCC1010

Course Description: Exam Type: In Class

This course considers the basic themes and doctrines of substantive criminal law, including criminal responsibility, the significance of act, intent, causation and result, justification and excuse, and the rationales of punishment. The course includes the study of illustrative crimes including homicide, rape, and conspiracy. The course also considers some important issues in the administration of the criminal legal system, such as the scope of discretion. However, the focus is not on criminal procedure, but rather on the criteria according to which culpability and punishment are determined in the contemporary American criminal legal system. The course also introduces basic tools of statutory interpretation.

Criminal Law 3

Course #: 1002 **Term:** 2024SP **Faculty:** Shaffer, Hannah **Credits:** 4.00

Type: 1course **Subject Areas:** Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC2004
Thu 1:30 PM - 3:30 PM	WCC2004

Course Description: Exam Type: One Day Take-home

This course considers the basic themes of substantive criminal law, including criminal responsibility; rationales for punishment; and the significance of act, intent, causation and result, and justification and excuse. We will study doctrinal principles of criminal law and illustrative crimes, including homicide, rape, attempt, conspiracy, accomplice liability, and defenses such as self-defense and insanity. The course also considers important issues in the administration of the criminal justice system, with a special emphasis on the phenomenon of discretion. The rationales for allowing discretion, the proper scope of discretion, and the practical effects of discretion are examined in the context of particular institutional actors, with a focus on prosecutorial charging discretion, the practice of plea bargaining, and current debates about sentencing discretion.

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Criminal Law 4

Course #: 1002 **Term:** 2024SP **Faculty:** Akbar, Amna **Credits:** 4.00

Type: 1course **Subject Areas:** Criminal Law and Procedure

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM WCC2012

Tue 1:30 PM - 3:30 PM WCC2012

Course Description: Exam Type: In Class

This course will examine major concepts, doctrines, and problems of substantive criminal law, including the rationales and criticisms of punishment; act, intent, causation, and result; and various defenses. We will study illustrative crimes including homicide and rape; conspiracy, attempt, and aiding and abetting; and misdemeanor crimes, which make up the vast majority of cases filed each year. Students will develop skills of reading cases, interpreting statutes, and applying law to facts, while they deepen legal thinking, argumentation, and critical analysis skills. We will examine the various structures that give shape to the criminal law, including the courts, police, prisons, and jails; how they function along the dimensions of race, gender, and class; and the role of criminal punishment in the United States. To meet these learning goals, the class includes a range of pedagogical methods and formats, including lecture, discussion, simulations, and group learning assignments, including a trip to local criminal court.

Criminal Law 5

Course #: 1002 **Term:** 2023FA **Faculty:** Natapoff, Alexandra **Credits:** 4.00

Type: 1course **Subject Areas:** Criminal Law and Procedure

Delivery Mode: Course

Days and Times: **Location**

Thu 10:15 AM - 12:15 PM WCC1015

Fri 10:15 AM - 12:15 PM WCC1015

Course Description: Exam Type: In Class

This course considers the basic themes and doctrines of substantive criminal law, including criminal responsibility, the significance of act, intent, causation and result, justification and excuse, and the rationales of punishment. We will study illustrative crimes including homicide, rape, and conspiracy. The course also considers constitutional principles of criminal justice as well as the distributional effects of criminal law and enforcement with regard to gender, race, and class. Students will be introduced to basic tools of statutory interpretation.

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Criminal Law 6

Course #: 1002	Term: 2024SP	Faculty: Yang, Crystal	Credits: 4.00
Type: 1course	Subject Areas: Criminal Law and Procedure		
Delivery Mode: Course			
Days and Times:		Location	
Thu 10:15 AM - 12:15 PM		WCC1010	
Fri 10:15 AM - 12:15 PM		WCC1010	

Course Description: Exam Type: One-Day Takehome
This course considers the basic themes of substantive criminal law, including criminal responsibility, the significance of act, intent, causation and result, justification and excuse, and the rationales for punishment. General doctrinal principles of the criminal law and illustrative crimes are studied, including attempts, conspiracy, and the law of accomplice liability, defenses such as self-defense and insanity, and aspects of the law of homicide and rape. The course also considers some important issues in the administration of the criminal justice system, with special emphasis on the phenomenon of discretion. The rationales for allowing discretion, the proper scope of discretion, and the practical effects of discretion are examined in the context of particular institutional actors, with focus on prosecutorial charging discretion, the practice of plea bargaining, and current debates about sentencing discretion.

Criminal Law 7

Course #: 1002	Term: 2023FA	Faculty: Rabb, Intisar	Credits: 4.00
Type: 1course	Subject Areas: Criminal Law and Procedure		
Delivery Mode: Course			
Days and Times:		Location	
Mon 10:15 AM - 12:15 PM		WCC1019	
Tue 10:15 AM - 12:15 PM		WCC1019	

Course Description: Exam Type: One-Day Takehome
This course considers the basic themes of substantive criminal law, including criminal responsibility; the significance of act, intent, causation, and result; justification and excuse; and the rationale of punishment. It considers these questions in the era of mass incarceration, and how to approach questions it raises about common law, constitutional law and structures, and justice in todays criminal legal system.

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Criminal Procedure: Adjudication

Course #: 2049 **Term:** 2024SP **Faculty:** Lanni, Adriaan **Credits:** 4.00

Type: Elective **Subject Areas:** Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	HAU104
Fri 10:15 AM - 12:15 PM	HAU104

Course Description: Prerequisite: None
Exam Type: One-Day Take-home
The subject of this course is the criminal process "from bail to jail." We will address some of the main constitutional and policy issues that arise about the structure of this process, including the right to counsel, the influence of prosecutorial discretion, the institution of plea bargaining, the role of the jury, and the choice of sentencing procedures. We will also address some important issues about the outcomes produced by this process, including the problem of wrongful convictions (innocence) and disparate racial and class impacts.

Criminal Procedure: Investigations

Course #: 2050 **Term:** 2024SP **Faculty:** Natapoff, Alexandra **Credits:** 4.00

Type: Multisection **Subject Areas:** State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	LAN272
Tue 10:15 AM - 12:15 PM	LAN272

Course Description: Prerequisites: None
Exam Type: In Class
This course examines the law governing police behavior, primarily by examining the constitutional doctrines of the Fourth, Fifth, and Sixth Amendments that regulate law enforcement action. Topics covered include the right to counsel, search and seizure, stop and frisk, electronic surveillance, probable cause, warrants and their exceptions, police use of force, custodial interrogation, and exclusionary remedies. In addition to doctrinal examination, the course will also ask broader policy questions about the regulation, democratic accountability, and scope of police behavior in the United States today.

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Criminal Procedure: Investigations

Course #: 2050 Term: 2023FA Faculty: Colgan, Beth Credits: 4.00

Type: Multisection Subject Areas: Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	AUS101
Tue 1:30 PM - 3:30 PM	AUS101

Course Description: Prerequisite: None
Exam Type: One-Day Take-Home

This course examines the relationship between the people and the police, primarily by examining Fourth Amendment, Fifth Amendment, and due process restraints on the activities of law enforcement officers during the investigatory stage of the criminal process. Topics will include: the warrants requirement and its exceptions, searches and seizures, electronic surveillance, stop and frisk, arrest, excessive force, police interrogation, and eyewitness identification.

Criminal Procedure: Investigations

Course #: 2050 Term: 2024SP Faculty: Griffin, Lisa Kern Credits: 3.00

Type: Multisection Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Constitutional Law; Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:00 PM	AUS101
Tue 1:30 PM - 3:00 PM	AUS101

Course Description: Prerequisite: None
Exam Type: Any-Day Take-Home

This course surveys the federal constitutional law that regulates police investigations and law enforcement conduct. Most of the course will address the Fourth Amendment’s restrictions on search and seizure. We will cover the meaning of search, the role of reasonableness, probable cause, warrants, electronic surveillance, consent, arrests, stop-and-frisk policies and practices, regulatory searches, and remedies for constitutional violations. We will then consider interrogations, confessions, and the Fifth Amendment guarantees of due process and freedom from compelled testimonial self-incrimination. We will also briefly study the Sixth Amendment right to counsel where it intersects with police questioning and eyewitness identifications.

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Criminal Prosecution Clinic

Course #: 8003	Term: 2023FW	Faculty: Corrigan, John	Credits: 5.00
Type: Clinic	Subject Areas: Criminal Law and Procedure		
Delivery Mode: Clinic			
Days and Times:		Location	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Open to 3Ls only
Required Class Component: Prosecution Clinical Seminar (2 fall classroom credits + 1 winter classroom credit). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: Trial Advocacy Workshop (TAW) and Evidence. Enrollment in TAW and Evidence is separate from clinical registration.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Multi-Semester: This is a fall-winter clinic (4 fall clinical credits + 1 winter clinical credit).
Placement Site: Various D.A. Offices throughout Massachusetts.
This clinic and course will focus on the role of and decision-making by the prosecutor in the criminal justice system, with particular attention to the exercise of discretion by the prosecutor in investigation, charging, plea negotiation and sentencing recommendation decisions. It will also involve an examination of the lawyering skills involved in case analysis, interviewing witnesses, and negotiation, and other aspects of case handling and courtroom advocacy, in the context of the District Court.
During the fall and winter terms, the class will consist of one two-hour class per week, in addition to the clinical assignment.
A clinical practice component is required of all students. Students must have at least two full days in their schedule free from 8am to 5pm for the clinical component. Clinical placements are with the Middlesex, Norfolk, Suffolk, or Essex County District Attorneys Office. Under the supervision of assistant district attorneys, students work a minimum of twenty hours per week to represent the Commonwealth in prosecuting District Court criminal cases. While student experiences vary, students are likely to handle arraignments, bail hearings, pretrial conferences, motion hearings, pleas and trials. Some students may handle a jury trial. Clinical placements will begin immediately after the completion of the fall Trial Advocacy Workshop. Readings will consist primarily of multilithed materials. Students are required to keep a journal relating to their fieldwork experiences and to prepare several short practical skills exercises. The classroom component of this clinical course satisfies the Law Schools professional responsibility requirement.

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Criminal Prosecution Clinical Seminar

Course #: 2328 **Term:** 2023FW **Faculty:** Corrigan, John **Credits:** 3.00

Type: Elective **Subject Areas:** Criminal Law and Procedure

Delivery Mode: Seminar

Days and Times: **Location**

Thu 5:00 PM - 8:15 PM

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Open to 3Ls only

Required Clinic Component: Criminal Prosecution Clinic (4 fall clinical credits + 1 winter clinical credit). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: Trial Advocacy Workshop (TAW) and Evidence. Students must enroll in both TAW and Evidence. Enrollment is seperate from their clinical registration.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

Multi-Semester: This is a fall-winter course (2 fall classroom credits + 1 winter classroom credit).

Please Note: This course will start meeting after the conclusion of fall TAW.

This course will focus on the role of and decision-making by the prosecutor in the criminal justice system, with particular attention to the exercise of discretion by the prosecutor in investigation, charging, plea negotiation and sentencing recommendation decisions. It will also involve an examination of the lawyering skills involved in case analysis, interviewing witnesses, and negotiation, and other aspects of case handling and courtroom advocacy, in the context of the District Court.

During the fall and winter terms, the class will consist of one three-hour class per week, in addition to the clinical assignment.

A clinical practice component is required of all students. Students must have at least two full days in their schedule free from 8am to 5pm for the clinical component. Clinical placements are with the Middlesex, Norfolk, Suffolk, or Essex County District Attorneys Office. Under the supervision of assistant district attorneys, students work a minimum of twenty hours per week to represent the Commonwealth in prosecuting District Court criminal cases. While student experiences vary, students are likely to handle arraignments, bail hearings, pretrial conferences, motion hearings, pleas and trials. Some students may handle a jury trial. Clinical placements will begin immediately after the completion of the fall Trial Advocacy Workshop. Readings will consist primarily of multilithed materials. Students are required to keep a journal relating to their fieldwork experiences and to prepare several short practical skills exercises. This course satisfies the HLS Professional Responsibility requirement.

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Crimmigration Clinic

Course #: 8043 **Term:** 2023FA **Faculty:** Torrey, Philip **Credits:** 4.00
Type: Clinic **Subject Areas:** Immigration/Refugee; Immigration Law; Immigration Law; Immigration; Administrative and Regulatory Law; Civil Litigation; Criminal Law and Procedure; Immigration Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Crimmigration: The Intersection of Criminal Law and Immigration Law (2 fall classroom credits). Students who enroll in this clinic will be enrolled in the required clinical course component by the Office of Clinical and Pro Bono Programs, unless they have already completed the course as a non-clinical student.
Additional Co-/Pre-Requisites: No.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS.

In the Crimmigration Clinic students work on cutting-edge issues regarding the intersection of criminal law and immigration law. The content of the clinical projects will depend on the legal landscape and political climate at the time of clinical enrollment. In the past, students have worked on administrative and federal litigation in both federal appellate courts and district courts concerning criminal bars to immigration relief, detention, and the crime-based grounds of removal. Students also work with community-based organizations and non-profits to develop affirmative district court litigation challenging anti-immigrant policies. Clinical students will also work with the Harvard Criminal Justice Institute and other criminal defense attorneys around the country to provide advice about the immigration consequences of criminal charges.

The Crimmigration Clinic is offered for 3 clinical credits in both the Fall and Spring semesters. Students in the clinic (both Fall and Spring semesters) are required to enroll in the Fall clinical course component.

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Crimmigration Clinic

Course #: 8043 **Term:** 2024SP **Faculty:** Torrey, Philip **Credits:** 3.00
Type: Clinic **Subject Areas:** Immigration/Refugee; Immigration Law; Immigration Law; Immigration; Administrative and Regulatory Law; Civil Litigation; Criminal Law and Procedure; Immigration Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Crimmigration: The Intersection of Criminal Law and Immigration Law (2 fall classroom credits). Students who enroll in this clinic will be enrolled in the required clinical course component by the Office of Clinical and Pro Bono Programs, unless they have already completed the course as a non-clinical student.
Additional Co-/Pre-Requisites: No.
By Permission: No.
Add/Drop Deadline: September 1, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS.
In the Crimmigration Clinic students work on cutting-edge issues regarding the intersection of criminal law and immigration law. The content of the clinical projects will depend on the legal landscape and political climate at the time of clinical enrollment. In the past, students have worked on administrative and federal litigation in both federal appellate courts and district courts concerning criminal bars to immigration relief, detention, and the crime-based grounds of removal. Students also work with community-based organizations and non-profits to develop affirmative district court litigation challenging anti-immigrant policies. Clinical students will also work with the Harvard Criminal Justice Institute and other criminal defense attorneys around the country to provide advice about the immigration consequences of criminal charges.
The Crimmigration Clinic is offered for 3 clinical credits in both the Fall and Spring semesters. Students in the clinic (both Fall and Spring semesters) are required to enroll in the Fall clinical course component.

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Crimmigration: The Intersection of Criminal Law and Immigration Law

Course #: 2597 **Term:** 2023FA **Faculty:** Torrey, Philip **Credits:** 2.00

Type: Elective **Subject Areas:** Immigration/Refugee; Immigration Law; Immigration Law; Immigration; Administrative and Regulatory Law; Civil Litigation; Criminal Law and Procedure; Immigration Law

Delivery Mode: Course

Days and Times: **Location**

Tue 10:15 AM - 12:15 PM WCC3018

Course Description: Prerequisites: None
Exam Type: In Class
The intersection of criminal law and immigration law is a growing field of law that is at the forefront of todays immigration debate. As immigration laws have become more "criminalized" and criminal laws have become more "immigrationized" it is increasingly important to understand the intersection of criminal law and immigration law. The goal of this course is to give students the skills to recognize and examine immigration consequences of criminal convictions and to understand how those laws have developed in light of historical trends related to immigration detention, border security, race, poverty, national security, and Fifth Amendment Due Process jurisprudence.
This course satisfies the clinical seminar requirement for the Crimmigration Clinic. The drop deadline for students enrolled in this course in a clinical seat is August 18, 2023 for Fall students and September 1, 2023 for Spring students.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Critical Corporate Theory Lab

Course #: 3107 Term: 2023FA Faculty: Hanson, Jon Credits: 2.00

Type: Elective Subject Areas: Health Fee; Animal; Antitrust/Competition; Civil Rights/Liberties; Disability; Education; Health/Bioethics/Biotechnology; Immigration/Refugee; Tax; Antitrust; Civil Rights; Disability Law; Immigration Law; LGBTQ+; Antitrust; Civil Rights; Disability Law; Immigration Law; LGBTQ+; Harvard Law School Project on Disability; Disability Clinic; LGBTQ+ Advocacy Clinic; Immigration; Race; Harvard Law School Project on Disability; Tax; Education; Tax; American Indian Law; Animal Law; Antitrust; Civil Litigation; Civil Rights; Corporate and Transactional Law; Disability Law; Education Law; Election Law and Democracy; Employment and Labor Law; Environmental Law and Policy; Financial and Monetary Institutions; Gender and the Law; Health, Food, and Drug Law; Immigration Law; Law and Economics; Law and Political Economy; Legal History; Legal Profession and Ethics; LGBTQ+; Poverty Law and Economic Justice; Race and the Law; Tax Law and Policy; Technology Law and Policy

Delivery Mode: Seminar

Days and Times: Location

Mon 6:00 PM - 8:00 PM WCC3007

Course Description: Prerequisite: By Permission. Students interested in applying to join the Lab should submit a short (300 word maximum) statement of interest to Professor Hanson. The statement should summarize the student’s motivation for taking the Lab and any relevant experience the student has. Students interested in learning more about the course should email Professor Hanson (hanson@law.harvard.edu; please include Critical Corporate Theory Lab in the subject line).

Exam Type: No Exam

In this two unit seminar, students will work collaboratively on writing, assembling, and editing essays on the role of corporations, corporate power, and corporate law in producing systemic injustices. Most class sessions will be student-led, interactive, and collaborative. The course will provide students the opportunity to research and write about corporate power and systemic injustices.

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Critical Race Theory

Course #: 2279	Term: 2023FA	Faculty: Mack, Kenneth	Credits: 2.00
Type: Elective	Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Gender and the Law; Jurisprudence and Legal Theory; Law and Political Economy; Race and the Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		LEW202	

Course Description:	Prerequisite: None Exam Type: No Exam This course will consider one of the newest intellectual currents within American Legal Theory - Critical Race Theory. Emerging during the 1980s, critical race scholars made many controversial claims about law and legal education - among them that race and racial inequality suffused American law and society, that structural racial subordination remained endemic, and that both liberal and critical legal theories marginalized the voices of racial minorities. Course readings will be taken from both classic works of Critical Race Theory and newer interventions in the field, as well as scholarship criticizing or otherwise engaging with Critical Race Theory from outside or at the margins of the field.
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Critical Race Theory

Course #: 2279	Term: 2024SP	Faculty: Mack, Kenneth	Credits: 2.00
Type: Elective	Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Gender and the Law; Jurisprudence and Legal Theory; Law and Political Economy; Race and the Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		WCC5052	

Course Description:	Prerequisite: None Exam Type: No Exam This course will consider one of the newest intellectual currents within American Legal Theory - Critical Race Theory. Emerging during the 1980s, critical race scholars made many controversial claims about law and legal education - among them that race and racial inequality suffused American law and society, that structural racial subordination remained endemic, and that both liberal and critical legal theories marginalized the voices of racial minorities. Course readings will be taken from both classic works of Critical Race Theory and newer interventions in the field, as well as scholarship criticizing or otherwise engaging with Critical Race Theory from outside or at the margins of the field.
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Current Topics in Latino Civil Rights

Course #: 2903 Term: 2024SP Faculty: Perales, Nina; Saenz, Thomas Credits: 1.00

Type: Elective Subject Areas: Race; Constitutional Law; Race and the Law

Delivery Mode: Reading Group

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	WCC3012
Tue 10:15 AM - 12:15 PM	WCC3012

Course Description: Prerequisite: None

Exam Type: No Exam

In 2019, the number of Latinos reached a record 60.6 million -- 18% of the U.S. population. Latinos constituted more than 50% of all population growth in the U.S. since 2010. Despite rapid population growth, and their new status as the largest racial minority in the U.S., Latinos continue to struggle against racial discrimination and structural barriers in the areas of education, employment and political participation.

The need to combat anti-Latino discrimination in a context of fast-changing demographics, both within and outside the U.S. Latino community, poses an urgent challenge for lawyers whose main tools are civil rights statutes and legal precedent that often are more than 50 years old.

This reading group will explore present-day legal cases challenging racial discrimination against U.S. Latinos and the success (or lack of success) of that litigation. We will discuss theories and strategies available to challenge discrimination as well as the continued utility of the established framework of civil rights statutes and precedent. Readings will include a range of texts (judicial opinions, scholarly writing, and popular commentary) to explore these topics.

Each student will be required to write a brief single "response paper" during the semester addressing the assigned readings for that particular week and setting out some questions for general class discussion.

Note: This reading group will meet on the following dates: January 22-23, February 19-20, and March 4-5.

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Cyberlaw Clinic

Course #: 8004 **Term:** 2024SP **Faculty:** Bavitz, Christopher **Credits:** 5.00

Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Contracts; Civil Rights; Contracts; Contracts; Arts, Entertainment, and Sports Law; Civil Litigation; Civil Rights; Contracts; Corporate and Transactional Law; Human Rights; Intellectual Property

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Cyberlaw Clinical Seminar (2 spring classroom credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS.

The Cyberlaw Clinic, based at Harvards Berkman Klein Center for Internet and Society, engages Harvard Law School students in a wide range of real-world client counseling, licensing and transactional, litigation, advocacy, and policy projects and cases, covering a broad spectrum of issues relating to technology and the Internet. The Clinics work includes offering legal guidance in areas of law that include Communications Infrastructure; Consumer Protection, Privacy, & Compliance; General Internet Business Law; Government Innovation; Intellectual Property; Litigation and Amicus Advocacy; Online Safety, Digital Civil Liberties, & User Rights; Speech, Media Law, & First Amendment; and Technology & Access to Justice. Clinic clients include entrepreneurs; mission-oriented non-profits and other startups; public media companies; government institutions; and advocacy organizations working on issues relating to privacy, IP, online speech, civil liberties, and human rights. Students in the Clinic have the opportunity to develop substantive legal knowledge and hone their practice skills by managing projects, engaging directly with clients, and receiving feedback and mentorship from instructors who are experienced practitioners in the field. Detailed information about all aspects of the Clinics practice, including descriptions of representative clients and projects and copies of Clinic filings and publications, is available at the Clinics website, <http://clinic.cyber.harvard.edu>.

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Cyberlaw Clinic

Course #: 8004 **Term:** 2023FA **Faculty:** Bavitz, Christopher **Credits:** 5.00

Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Contracts; Civil Rights; Contracts; Contracts; Arts, Entertainment, and Sports Law; Civil Litigation; Civil Rights; Contracts; Corporate and Transactional Law; Human Rights; Intellectual Property

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Cyberlaw Clinical Seminar (2 fall classroom credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.
The Cyberlaw Clinic, based at Harvards Berkman Klein Center for Internet and Society, engages Harvard Law School students in a wide range of real-world client counseling, licensing and transactional, litigation, advocacy, and policy projects and cases, covering a broad spectrum of issues relating to technology and the Internet. The Clinics work includes offering legal guidance in areas of law that include Communications Infrastructure; Consumer Protection, Privacy, & Compliance; General Internet Business Law; Government Innovation; Intellectual Property; Litigation and Amicus Advocacy; Online Safety, Digital Civil Liberties, & User Rights; Speech, Media Law, & First Amendment; and Technology & Access to Justice. Clinic clients include entrepreneurs; mission-oriented non-profits and other startups; public media companies; government institutions; and advocacy organizations working on issues relating to privacy, IP, online speech, civil liberties, and human rights. Students in the Clinic have the opportunity to develop substantive legal knowledge and hone their practice skills by managing projects, engaging directly with clients, and receiving feedback and mentorship from instructors who are experienced practitioners in the field. Detailed information about all aspects of the Clinics practice, including descriptions of representative clients and projects and copies of Clinic filings and publications, is available at the Clinics website, <http://clinic.cyber.harvard.edu>.

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Cyberlaw Clinic Seminar

Course #: 2674 **Term:** 2023FA **Faculty:** Bavitz, Christopher; Kortz, Mason; Albert, Kendra **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Contracts; Civil Rights; Contracts; Contracts; Arts, Entertainment, and Sports Law; Civil Litigation; Civil Rights; Contracts; Corporate and Transactional Law; Human Rights; Intellectual Property; Technology Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	LEW200

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Cyberlaw Clinic (3-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
This seminar is required for all students enrolled in the Cyberlaw Clinic. The course incorporates instruction about substantive legal issues at the heart of the Clinics practice, case studies and exercises designed to enhance students practice skills, and consideration of questions of ethics and professional responsibility that arise in the Clinics practice. Through regular case rounds presentations and discussions, students have the opportunity to share information with and solicit feedback from Clinic colleagues about their work.
Please see the clinics course description for more information.

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Cyberlaw Clinic Seminar

Course #: 2674 **Term:** 2024SP **Faculty:** Bavitz, Christopher; Kortz, Mason **Credits:** 2.00

Type: Elective **Subject Areas:** Kethledge, Raymond M.; Civil Rights/Liberties; Civil Rights; Contracts; Civil Rights; Contracts; Contracts; Arts, Entertainment, and Sports Law; Civil Litigation; Civil Rights; Contracts; Corporate and Transactional Law; Human Rights; Technology Law and Policy

Delivery Mode: Seminar

Days and Times: **Location**

Wed 1:30 PM - 3:30 PM LEW200

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Cyberlaw Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

This seminar is required for all students enrolled in the Cyberlaw Clinic. The course incorporates instruction about substantive legal issues at the heart of the Clinics practice, case studies and exercises designed to enhance students practice skills, and consideration of questions of ethics and professional responsibility that arise in the Clinics practice. Through regular case rounds presentations and discussions, students have the opportunity to share information with and solicit feedback from Clinic colleagues about their work.

Please see the clinics course description for more information.

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Cybersecurity Risks, Rules and Responsibilities

Course #: 2776 **Term:** 2024SP **Faculty:** Raul, Alan **Credits:** 2.00

Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Seminar

Days and Times: **Location**

Thu 3:45 PM - 5:45 PM WCC3015

Course Description: Prerequisite: None
Exam Type: No Exam Grading will be based 50% on class participation and 50% on 5 short thought papers submitted and presented orally over the course of the semester.

This seminar will focus on the laws, standards and liabilities that govern responsibility for anticipating and addressing cybersecurity risks. The course will cover threats such as ransomware, critical infrastructure attacks, personal data breaches, email account take-overs, exfiltration of proprietary data and intellectual property, exploitation of software and internet hardware vulnerabilities, insider threats, and state-sponsored cyber attacks. Students will examine the roles of various government agencies such as the White House, Cybersecurity and Infrastructure Security Agency (CISA), DOJ, FBI, Federal Trade Commission (FTC), Securities and Exchange Commission (SEC), Commerce, Treasury and HHS Departments, intelligence community, financial regulators, and their respective international counterparts. Students will explore the distinction between agencies that help protect against and disrupt cyberattacks, and those that regulate the sufficiency of private sector safeguards and enforce against putative laggards. The role of boards of directors and corporate governance will also be explored. Readings will include a broad range of cybersecurity laws and regulations, executive orders, judicial decisions, regulatory enforcement actions, government and expert reports, agency guidance, corporate filings, and news articles. Current cyber developments will be discussed regularly.

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Deals

Course #: 2445 **Term:** 2023FA **Faculty:** Subramanian, Guhan **Credits:** 2.00

Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM

Tue 1:30 PM - 3:30 PM

Wed 1:30 PM - 3:30 PM

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: For JD students, this course is open to those who have taken, or are concurrently taking, Corporations.

For LLM students, Corporations must be taken concurrently.

Exam Type: No Exam
Evaluation will be on the basis of class participation and bi-weekly journals.

This advanced negotiation course examines complex corporate deals. Many of the class sessions will be structured around recent or ongoing deals, selected for the complex issues of law and business that they raise. Student teams will research and analyze these transactions in order to present their most important aspects and lessons to the class. For many of these presentations (as well as some more traditional case studies and exercises), the lawyers, bankers, and/or business principals who participated in the transaction under discussion will attend class, listen to the team’s assessment, provide their perspectives, and suggest broader negotiation insights.

Topics developed throughout the course include: how negotiators create and claim value through the setup, design, and tactical implementation of agreements; complexities that can arise through agency, asymmetric information, moral hazard, and adverse selection; structural, psychological, and interpersonal barriers that can hinder agreement; and the particular challenges inherent in the roles of advisors as negotiators. The course will also explore the differences between deal-making and dispute resolution; single-issue and multiple-issue negotiations; and between two parties and multiple parties.

The class will be comprised of approximately an equal number of students from HBS and HLS.

Note: This course will meet for 12 sessions starting on October 24.

This course will meet on HBSs campus and adheres to HBSs academic calendar.

Cross-registration is not allowed for this course.

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Deals

Course #: 2445 **Term:** 2024SP **Faculty:** Subramanian, Guhan **Credits:** 4.00

Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM

Tue 1:30 PM - 3:30 PM

Wed 1:30 PM - 3:30 PM

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: For JD students, you must have completed Corporations prior to enrolling in this course.

For LLM students, Corporations or its equivalent is a prerequisite.

Exam Type: No Exam
Evaluation will be on the basis of class participation and deal presentation.

This advanced negotiation course examines complex corporate deals. Many of the class sessions will be structured around recent or ongoing deals, selected for the complex issues of law and business that they raise. Student teams will research and analyze these transactions in order to present their most important aspects and lessons to the class. For many of these presentations (as well as some more traditional case studies and exercises), the lawyers, bankers, and/or business principals who participated in the transaction under discussion will attend class, listen to the team’s assessment, provide their perspectives, and suggest broader negotiation insights.

Topics developed throughout the course include: how negotiators create and claim value through the setup, design, and tactical implementation of agreements; complexities that can arise through agency, asymmetric information, moral hazard, and adverse selection; structural, psychological, and interpersonal barriers that can hinder agreement; and the particular challenges inherent in the roles of advisors as negotiators. The course will also explore the differences between deal-making and dispute resolution; single-issue and multiple-issue negotiations; and between two parties and multiple parties.

The class will be comprised of approximately an equal number of students from HBS and HLS.

Cross-registration is not allowed for this course.

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Debt, Discrimination, and Inequality

Course #: 3218 Term: 2023FA Faculty: Atkinson, Abbye Credits: 1.00

Type: Elective Subject Areas: Poverty Law and Economic Justice

Delivery Mode: Reading Group

Days and Times: Location

Wed 3:45 PM - 5:45 PM HAU103

Course Description: Prerequisite: None

Exam Type: No Exam

Debt is a powerful force in our market society. In addition to its economic significance, it implicates important social issues, including those related to entrenched race and gender discrimination and inequality. In this reading group, we will consider whether/how debt can function as a subordinating force and a limit on social mobility for historically vulnerable and disenfranchised communities. In thinking of debt in this context, we will grapple with difficult normative questions such as: (1) Who should and should not obtain and use credit in the first instance?, (2) For what purpose(s) should credit be available to economically vulnerable groups?, and (3) When/how should distressed debtors receive relief?

Note: This reading group will meet on the following dates: 9/6, 9/20, 10/4, 10/18, 11/1, 11/15

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Decolonisation and the Law

Course #: 3253

Term: 2024SP

Faculty: Sands, Philippe

Credits: 1.00

Type: Elective

Subject Areas: International Law; Legal History

Delivery Mode: Reading Group

Days and Times:

Location

Tue 6:00 PM - 8:00 PM

WCC3011

Course Description:

Prerequisite: None

Exam Type: No Exam

In broad terms, the course will explore the history of international law, addressing the engagement of the United States and Britain with international law, human rights and decolonisation, from 1945 to the present day.

The course will focus on the story of the Chagos Archipelago, a part of the British colony of Mauritius from 1814 until 1965, until the islands were separated from the colony to become the British Indian Ocean Territory', Britain's last colony in Africa, and the last colony it created. The catalyst for the act was the agreement by the US and Britain to create a military base on one of the islands, Diego Garcia. Mauritius attained its independence in 1968, without the Chagos Archipelago. Between 1968 and 1973 the entire population of Chagos was forcibly deported to Mauritius, Seychelles and the UK. In 1982, Mauritius began to agitate for the return of the Chagos Archipelago, which culminated in February 2019 with an Advisory Opinion by the International Court of Justice that the separation of the Chagos Archipelago was unlawful and without legal effect, that Chagos remained a part of Mauritius, and the Chagossians were entitled to return.

The course will address these events through two lenses: First, by reference to practise under international law, through five illustrative moments and cases before the IMT and ICJ (Nuremberg, 1945; South West Africa, 1966; Nicaragua, 1984; Whaling in the Antarctic, 2012; Decolonisation of Chagos, 2019);

Second, by reference to the experience of a single individual, Liseby Elyse, born in 1953 on Peros Banhos, an island of the Chagos Archipelago, descended from enslaved people, in 1973 forcibly deported to Mauritius by the UK (with US support), in 2018 the key witness in proceedings before the ICJ on the right to return.

The course will explore the interrelationship between the life of an individual, on the one hand, and the changing role and practise of international law and the ICJ, on the other. It addresses also the changing relationship between the US and the UK and the idea of an international rule of law - the rights of individuals and groups under international law, the role of international courts, decolonisation and self-determination - over a period of seventy-five years. The course will also touch on the implications for the current conflict between Russia and Ukraine.

The key themes include:

the reality of international law and litigation, as opposed to its presentation in academic discourse;
the role of individuals in the making and application of international laws;
matters of gender, identity and race in international legal discourse;
international legal discourses in the forms of narrative and story-telling; and
making aspects of international law more accessible to others outside the discipline.

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The course will be based on Philippe Sandss new book, The Last Colony, published in the U.S. by Alfred Knopf in September 2023.

Note: This reading group will meet from March 19 through April 9, with two makeup sessions needing to be scheduled.



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Deliberation

Course #: 3236 **Term:** 2023FA **Faculty:** Nesson, Charles **Credits:** 3.00
Type: Elective **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure; Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times:	Location
Wed 8:30 AM - 10:00 AM	WCC3019
Thu 8:30 AM - 10:00 AM	WCC3019

Course Description: Prerequisite: None
Exam Type: No Exam

This course offers an innovative and immersive experience in which students will explore the fundamental question of whether we, as individuals and society as a whole, are capable of governing ourselves. Using a unique virtual environment called Nymity, students will engage in pseudonymous text-based communication with their peers, de-identifying their authorship and relying solely on the power of their words to establish relationships, deliberate and build a community.

Nymity is designed to function as a sandbox for students to learn the use and power of words, and in the process, to develop skills in governing themselves as part of a group. Through this platform, students are able to explore and experience the concept of a Habermasian Public Sphere, in which individuals come together as equals to discuss and deliberate on issues of common concern.

Over the course of the term, students will have the opportunity to learn and practice various functionalities of democratic sovereignty, such as setting rules, making decisions, and resolving conflicts. They will also examine the challenges and opportunities that inevitably arise when individuals come together, including issues related to identity, diversity, inclusivity and belonging.

By the end of the course, students will have gained a deeper understanding of the dynamics of self-governance, as well as the skills and tools needed to be effective participants in localized democratic processes. They will also have developed a greater appreciation for the power of words and the importance of thoughtful deliberation in achieving collective goals.

There will be no exam in this course. Assessment will be based on two papers.

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Democracy and the Rule of Law Clinic

Course #: 8049 **Term:** 2023FA **Faculty:** Schwartztol, Larry **Credits:** 5.00

Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Election Law and Democracy

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Legal Tools for Protecting Democracy and the Rule of Law in America (2 fall classroom credits). The clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: August 18, 2023. LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT. Placement Site: Students will participate in an externship with Protect Democracy, a nonpartisan nonprofit founded by former White House and Department of Justice attorneys and dedicated to preventing our democracy from declining into a more authoritarian form of government. Protect Democracy accomplishes its mission by working to combat the tactics that authoritarian leaders use to undermine our free, fair, and fully-informed pursuit of self-government, and by pursuing pro-democracy reforms to renew and improve our democratic norms and institutions. Most clinical work will be done remotely. Students in the Democracy and the Rule of Law Clinic will work with Protect Democracy to safeguard the key features of a democratic society through a variety of tools that advance our mission, including: impact litigation; policy advocacy to members of Congress, and other local, state, and federal officials; strategic partnerships with other groups and individuals who align with our mission; communications through media outlets, reports, social media posts, and our website; and Freedom of Information Act requests. The Clinic will focus on issues such as ensuring the impartial application of the rule of law, safeguarding healthy civic institutions that allow for public participation in political debate, prohibiting official corruption, and challenging government if it targets certain people or groups in our society. Specific topics and projects will be determined by enrolled students in conjunction with the clinic leaders and other attorneys at Protect Democracy. Students will be integrated into existing Protect Democracy project teams and take on legal research and writing, legal drafting, policy advocacy and analysis, and other assignments to advance projects’ advocacy goals. Some examples of such projects include:

Developing litigation memoranda setting forth proposed legal theories and possible causes of action, and assessing approaches to overcome justiciability barriers.
Identifying potential plaintiffs for litigation and selecting optimal jurisdictions.
Drafting complaints, preliminary injunction motions, dispositive motions and other briefs, including appellate and amicus briefs.
Drafting white papers, op-eds, blog posts, and letters or memoranda to federal, state, and local government officials.
Developing proposals and assessing opportunities for legislative reform, and helping advocate for desired reforms.

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Participating in moot courts and assisting counsel with preparation for oral arguments. Developing and submitting FOIA requests, including identifying recipients and shaping requests in a manner likely to lead to useful information.

Students need not have any particular background or experience to enroll; Protect Democracy recognizes that there is strength in diversity and strongly encourages students from historically marginalized and other underrepresented and non-traditional backgrounds and from across the political and ideological spectrum to join the clinic. Students will have the opportunity to develop substantive knowledge; build litigation, oversight, oral advocacy, and other practical skills; and gain opportunities for professional development. They will work closely with experienced former government attorneys and policy advocates.

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Democracy and the Rule of Law Clinic

Course #: 8049 **Term:** 2024SP **Faculty:** Schwartztol, Larry **Credits:** 5.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Election Law and Democracy

Delivery Mode: Clinic
Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Legal Tools for Protecting Democracy and the Rule of Law in America (2 spring classroom credits). The clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: December 8, 2023. LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Placement Site: Students will participate in an externship with Protect Democracy, a nonpartisan nonprofit founded by former White House and Department of Justice attorneys and dedicated to preventing our democracy from declining into a more authoritarian form of government. Protect Democracy accomplishes its mission by working to combat the tactics that authoritarian leaders use to undermine our free, fair, and fully-informed pursuit of self-government, and by pursuing pro-democracy reforms to renew and improve our democratic norms and institutions. Most clinical work will be done remotely.
Students in the Democracy and the Rule of Law Clinic will work with Protect Democracy to safeguard the key features of a democratic society through a variety of tools that advance our mission, including: impact litigation; policy advocacy to members of Congress, and other local, state, and federal officials; strategic partnerships with other groups and individuals who align with our mission; communications through media outlets, reports, social media posts, and our website; and Freedom of Information Act requests. The Clinic will focus on issues such as ensuring the impartial application of the rule of law, safeguarding healthy civic institutions that allow for public participation in political debate, prohibiting official corruption, and challenging government if it targets certain people or groups in our society.
Specific topics and projects will be determined by enrolled students in conjunction with the clinic leaders and other attorneys at Protect Democracy. Students will be integrated into existing Protect Democracy project teams and take on legal research and writing, legal drafting, policy advocacy and analysis, and other assignments to advance projects’ advocacy goals. Some examples of such projects include:

Developing litigation memoranda setting forth proposed legal theories and possible causes of action, and assessing approaches to overcome justiciability barriers.
Identifying potential plaintiffs for litigation and selecting optimal jurisdictions.
Drafting complaints, preliminary injunction motions, dispositive motions and other briefs, including appellate and amicus briefs.
Drafting white papers, op-eds, blog posts, and letters or memoranda to federal, state, and local government officials.
Developing proposals and assessing opportunities for legislative reform, and helping advocate for desired reforms.

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Participating in moot courts and assisting counsel with preparation for oral arguments.
Developing and submitting FOIA requests, including identifying recipients and shaping requests in a manner likely to lead to useful information.

Students need not have any particular background or experience to enroll; Protect Democracy recognizes that there is strength in diversity and strongly encourages students from historically marginalized and other underrepresented and non-traditional backgrounds and from across the political and ideological spectrum to join the clinic. Students will have the opportunity to develop substantive knowledge; build litigation, oversight, oral advocacy, and other practical skills; and gain opportunities for professional development. They will work closely with experienced former government attorneys and policy advocates.

Designing Dispute Systems for Justice

Course #: 2059

Term: 2023FA

Faculty: Viscomi, Rachel; Parrish, Deanna

Credits: 2.00

Type: Elective

Subject Areas: Negotiation and Alternative Dispute Resolution

Delivery Mode: Seminar

Days and Times:

Location

Tue 1:30 PM - 3:30 PM

WCC3018

Course Description:

Prerequisites: None

Exam Type: No Exam

This seminar is designed to help students learn and interrogate the theory and practice of dispute systems design (DSD). DSD is the process by which dispute systems designers seek to assist organizations (courts, schools, associations, companies, and communities) to create systems for proactively engaging disputes in an effort to promote feedback, responsiveness, accountability, and organizational effectiveness.

At its best, DSD can enable us to surface and engage latent and live disputes, offering constituents of a system a pathway to be heard and to seek redress for unmet needs, while also inviting an organization to identify and address patterns of inequity. At its worst, it can serve to stifle concerns, impeding meaningful accountability while providing cover to the sponsoring organizations, enabling them to avoid making real changes. Over the course of the semester, we'll seek to understand what makes the difference.

We will explore the foundations and guiding principles of DSD, as well as a variety of case studies and forms of dispute processing, focusing our attention on the questions of whether and how traditional and nontraditional approaches promote justice and whether and how they might be improved. We will look at the role of the designer, the ethics surrounding this work, and consider what practices and principles might help move the field forward.

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Digital Governance: Privacy, Artificial Intelligence and Information Technology

Course #: 3101 **Term:** 2023FA **Faculty:** Raul, Alan **Credits:** 2.00
Type: Elective **Subject Areas:** Administrative and Regulatory Law; Constitutional Law; National Security Law; Technology Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Thu 3:45 PM - 5:45 PM	WCC3015

Course Description: Prerequisites: None
Exam Type: No Exam
Grading will be based 50% on class participation and 50% on 5 short thought papers submitted and presented orally over the course of the semester.

This seminar will examine the laws, policies and ethical frameworks that govern the use of personal data, automated decision-making, and sensitive cyber technologies. Focus will be on identifying, understanding and evaluating relevant risks, harms, benefits, economic and social impacts, and corresponding tradeoffs. Topics will include digital privacy, data protection, artificial intelligence, behavioral and location tracking, profiling, microtargeting, personalized advertising, biometrics and facial recognition, ubiquitous sensors, commercial collection and use of data, government access and surveillance, Section 230 and online disinformation. US and European privacy and data protection philosophies and protocols will be compared. Readings will include statutes, regulations, judicial decisions, enforcement actions, government reports and policy documents, as well as scholarly, philosophical, and practical articles, and news stories. Current privacy, data protection and information technology developments will be discussed regularly.

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Disability, Human Rights, and Development

Course #: 2712	Term: 2023FA	Faculty: Stein, Michael Ashley	Credits: 2.00
Type: Elective	Subject Areas: Disability; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Comparative Law; Disability Law; Human Rights; International Law		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		WCC3007	
Course Description:	Prerequisites: None Exam Type: No Exam This course examines the current and future status of disability rights as a focus for both human rights theory and for thinking about what constitutes development and humanitarian assistance. After reviewing the historical status of disabled persons both practically and within the international human rights system, we will examine the United Nations Convention on the Rights of Persons with Disabilities, the first human rights treaty of the twenty-first century. The CRPD has, through its near-universal ratification, dramatically raised the standards for how disability human rights are conceived, developed, implemented and adjudicated around the globe. It has also catapulted disability rights onto the development and humanitarian agenda, including state-based aid schemes and the Sustainable Development Goals (SDGs). Yet many questions remain open regarding how to make it operational around the world. We will consider what effect the CRPD has had on law reform and development (including development aid and humanitarian assistance), as well as what barriers and systemic concerns remain to be addressed. Throughout, we will look at a few specific disabilities (such as Autism) as a way of identifying themes that cross boundaries, cultures, and approaches to realizing disability rights. Your grade will be determined by a 15-20 page research paper. Note: This course is not available for cross-registration.		

Disclosure Regulation

Course #: 2599	Term: 2024SP	Faculty: Coates, John	Credits: 1.00
Type: Elective	Subject Areas: Administrative and Regulatory Law; Corporate and Transactional Law		
Delivery Mode: Reading Group			
Days and Times:		Location	
Tue 3:45 PM - 5:45 PM		WCC5048	
Course Description:	Prerequisite: None Exam Type: No Exam We will read and discuss fundamental legal, moral, economic and political reasons for disclosure regulation, focusing on financial markets, products (including securities and similar instruments), and institutions. No exam or writing requirements. Note: This reading group will meet over the following dates: January 23, January 30, February 13, February 27, March 19, and April 9th.		

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Dispute Systems Design Clinical Seminar

Course #: 2194 **Term:** 2024SP **Faculty:** Viscomi, Rachel **Credits:** 2.00

Type: Elective **Subject Areas:** Negotiation and Alternative Dispute Resolution

Delivery Mode: Seminar

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC3019

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component Harvard Dispute Systems Design Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline:December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.

This 2-credit seminar is the required classroom component for students doing work through the Dispute Systems Design Clinic. Students will read and discuss works related to the various models for conducting conflict assessments, designing dispute systems, and working as an effective dispute systems designer. In addition, readings and discussions will focus on the practical and ethical quandaries and special challenges faced by professionals in conflict resolution, mediation, and dispute systems design. Some sessions will require students to present problems related to the clinical work in which they are currently engaged to the members of the class for discussion and brainstorming.

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Dispute Systems Design Clinical Seminar

Course #: 2194 **Term:** 2023FA **Faculty:** McGaraghan, Neil **Credits:** 2.00

Type: Elective **Subject Areas:** Negotiation and Alternative Dispute Resolution

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3019

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.
Required Clinic Component Harvard Dispute Systems Design Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.Placement Site: HLS.
This 2-credit seminar is the required classroom component for students doing work through the Dispute Systems Design Clinic. Students will read and discuss works related to the various models for conducting conflict assessments, designing dispute systems, and working as an effective dispute system designer. In addition, readings and discussions will focus on the practical and ethical quandaries and special challenges faced by professionals in conflict resolution, mediation, and dispute systems design. Some sessions will require students to present problems related to the clinical work in which they are currently engaged to the members of the class for discussion and brainstorming.

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Diversity and Dispute Resolution

Course #: 2929 **Term:** 2024WI **Faculty:** Hoffman, David; Lee, Audrey **Credits:** 3.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Disability; Civil Rights; Disability Law; LGBTQ+; Civil Rights; Disability Law; LGBTQ+; Harvard Law School Project on Disability; Disability Clinic; LGBTQ+ Advocacy Clinic; Race; Harvard Law School Project on Disability; Civil Rights; Disability Law; Gender and the Law; Leadership; LGBTQ+; Negotiation and Alternative Dispute Resolution; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 4:30 PM	HAU102
Tue 1:00 PM - 4:30 PM	HAU102
Wed 1:00 PM - 4:30 PM	HAU102
Thu 1:00 PM - 4:30 PM	HAU102
Fri 1:00 PM - 4:30 PM	HAU102

Course Description: Prerequisite: None
Exam Type: No Exam There will be no final exam or research paper - instead, students will write a 300-500 word reading response for each day of class, except for the final class, for which the reading response is 800-1,000 words.

In this course, we will examine the ways in which various types of diversity - such as class, culture, disability, ethnicity, gender, race, religion, and sexual orientation - impact the way we negotiate and resolve conflict, including the effects of intersectionality and privilege. Although the main focus of the class will be on readings and discussion, we will also use experiential exercises, including role plays, to enhance our personal understanding of how diversity affects our experience of conflict and our ability to manage difficult conversations involving identity and diversity.

Readings will include excerpts from Ta-Nehisi Coates, Kim Crenshaw, Richard Delgado, Carol Gilligan, Trina Grillo, Michele LeBaron, Carol Liebman, Larry Susskind, and Kenji Yoshino.

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Drafting and Negotiating Complex Cross-Border M&A Transactions

Course #: 2933 Term: 2024SP Faculty: Presser, Mitchell Credits: 3.00

Type: Elective Subject Areas: Corporate and Transactional Law; International Law

Delivery Mode: Course

Days and Times:	Location
Thu 3:45 PM - 7:00 PM	HAU102

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: Corporations. For LLM students with applicable experience or courses, permission of the instructor to waive the requisite is required.

Exam Type: No Exam

M&A transactions have become increasingly complex, frequently reflecting fast-evolving world events, marked by technological change and disruption and involving laws and market practices of several jurisdictions. Modern M&A transactions present unique challenges for both buyers and sellers requiring, in particular, an in-depth understanding of the global economy, and the impact of differing state interests on the transaction. These transactions are often global in nature and, unlike purely domestic transactions, cross-border transactions pose greater transactional and operational uncertainty and risk, including as a result of government protectionism, sanctions, conflicting legal regimes, export and import controls, national security, currency controls, cybersecurity and conflicting business cultures. The aim of this course is to provide an overview of the challenges and the opportunities in complex M&A transactions and, through an experiential process, to build the foundational skills necessary to truly experience a modern M&A transaction and auction process.

Cross-registrants are encouraged to apply.

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Drug Product Liability Litigation

Course #: 2293 **Term:** 2023FA **Faculty:** Grossi, Peter **Credits:** 2.00

Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Health, Food, and Drug Law

Delivery Mode: Course

Days and Times: **Location**

Wed 1:30 PM - 3:30 PM WCC3018

Course Description: Prerequisites: None
Exam Type: Any Day Take-home Class participation (10%); short mid-term "bench memorandum" in mid-October (40%); final exam (open book) (50%).
More product liability lawsuits are filed against prescription drug manufacturers than against all other industries combined. As one scholar put it, the pharmaceutical industry is now "in tobacco-land in terms of how much people hate it," and drug product liability litigation is a "growth industry." This course, which will be taught by a practitioner with 25 years of experience trying such cases, will consider the theory and practice of such litigation before and after the Supreme Courts landmark decision in Wyeth v. Levine. At the outset, we will focus on the similarities and differences between pharma cases and other product liability cases, using the "Phen-Fen" (Diet Drug) cases tried by the instructor as a model, and on the special context of FDA regulation. We will then consider the legal doctrines governing such lawsuits, such as "failure to test"; inadequate warning; learned intermediary; medical causation; and various forms of damages. We will discuss these issues both in their classic formulations in a single lawsuit, but also in the way those principles are applied in the context of a mass pharmaceutical litigation where there may be several thousand individual claimants and multiple jury trials. The course will also consider the practical application of these doctrines, including the special evidentiary problems when doctors are witnesses; discovery tactics where regulatory agencies are involved; techniques to present complex scientific material to juries; approaches to trial examination; jury selection strategies; and the problems in structuring mass tort settlements. Again, we will review both the legal principles governing these issues and the way they are often mutated in the context of mass claims and trials. The final class will focus on the alternative ways vaccines and pandemic treatments are regulated and litigated.
Note: There is also a three-credit version of this course. You can view the details under a separate offering in the course catalog.

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Drug Product Liability Litigation

Course #: 2293 **Term:** 2023FA **Faculty:** Grossi, Peter **Credits:** 3.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Torts; Torts; Torts; Health, Food, and Drug Law; Torts

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC3018

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: None
Exam Type: Any Day Take-home Class participation (5%); mid-term (40%); final exam (15%); jury presentation (40%).
More product liability lawsuits are filed against prescription drug manufacturers than against all other industries combined. As one scholar put it, the pharmaceutical industry is now "in tobacco-land in terms of how much people hate it," and drug product liability litigation is a "growth industry." This course, which will be taught by a practitioner with 25 years of experience trying such cases, will consider the theory and practice of such litigation before and after the Supreme Courts landmark decision in Wyeth v. Levine. At the outset, we will focus on the similarities and differences between pharma cases and other product liability cases, using the "Phen-Fen" (Diet Drug) cases tried by the instructor as a model, and on the special context of FDA regulation. We will then consider the legal doctrines governing such lawsuits, such as "failure to test"; inadequate warning; learned intermediary; medical causation; and various forms of damages. We will discuss these issues both in their classic formulations in a single lawsuit, but also in the way those principles are applied in the context of a mass pharmaceutical litigation where there may be several thousand individual claimants and multiple jury trials. The course will also consider the practical application of these doctrines, including the special evidentiary problems when doctors are witnesses; discovery tactics where regulatory agencies are involved; techniques to present complex scientific material to juries; approaches to trial examination; jury selection strategies; and the problems in structuring mass tort settlements. Again, we will review both the legal principles governing these issues and the way they are often mutated in the context of mass claims and trials. The final class will focus on the alternative ways vaccines and pandemic treatment drugs are regulated and litigated.
Note: There is also a two-credit version of this course. The three-credit version of the course will include all of the classes and materials in the two-credit version. In addition, the students who elect to take the three-credit version will review, in detail, the transcript of an actual trial of a drug product liability case. They will then each prepare a 4-5 page (with Powerpoints) section of competing statements they will present, in teams, to a jury composed of Cambridge residents (not members of the HLS community). The jurors, in turn, will provide their reactions, much as the jury research most sophisticated practitioners conduct prior to major product liability actions. The three-credit version will include additional class time to work as a team on the presentation. The presentation to the jurors will be a final (3 hour) class.

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Economic Analysis of Law

Course #: 2062 **Term:** 2023FA **Faculty:** Shavell, Steven **Credits:** 3.00

Type: Elective **Subject Areas:** Real Estate/Property; Contracts; Property; Contracts; Property; Contracts; Property; Contracts; Criminal Law and Procedure; Jurisprudence and Legal Theory; Law and Economics; Property

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:00 PM WCC2009

Tue 1:30 PM - 3:00 PM WCC2009

Course Description: Prerequisites: None
Exam Type: In Class
What effects does law have? Do corporations pollute less, market safer products, and adhere more often to their contractual obligations in order to avoid suit? Is innovation spurred by intellectual property rights? Are individuals led to comply with the tax rules, drive more carefully, and commit fewer crimes by the prospect of sanctions for wrongdoing? Such questions about the influence of legal rules on outcomes—and about the social desirability of the outcomes—have been investigated by legal scholars and economists in a systematic manner since the 1970s. Their approach is widely considered to be intellectually important and to be of significant value in practice. This course will survey the field of economic analysis of law and illustrate its relevance to judicial decisions, legal argument, expert witness work, and public policy. The subjects covered are the major building blocks of law: torts, contracts, property law, criminal law, and the legal process. The course will also address the tension between functional, economic arguments and those phrased in moral terms. The course is aimed at a general audience of students; no background in economics is needed to take it. Textbook: Steven Shavell. Foundations of Economic Analysis of Law, Harvard University Press, 2004 (available for free downloading from the Law School library).

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Education Law Clinic: Individual Representation

Course #: 8006	Term: 2023FA	Faculty: Guinn, Jodi	Credits: 5.00
Type: Clinic	Subject Areas: Disability; Education; Family; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Family Member; Education; Administrative and Regulatory Law; Children and Family Law; Disability Law; Education Law		
Delivery Mode:	Clinic		
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Special Education Advocacy for Students Impacted by Trauma (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: Early drop of August 4, 2023.Placement Site: HLS.

Students must attend a mandatory orientation session on Friday, September 8, 2023 from 1:00-4:00pm. The Education Law Clinic: Individual Representation engages students in individual client representation in special education as well as systemic change advocacy to advance the school success of children who have endured highly adverse childhood experiences. Students use the legal tools contained in the federal Individuals with Disabilities Education Act (IDEA) and related laws (including the McKinney-Vento Homeless Assistance Act, Section 504 of the Rehabilitation Act of 1972, federal Medicaid laws, and federal and state statutes regarding confidentiality, among others) to advocate for individual remedies that will enable their clients children to succeed in school. Students will utilize research from psychology, neurobiology, and education about the effects of trauma on learning to inform their representation. Depending on the posture of the cases in the clinic, students will represent clients either at the first administrative hearing level - the IEP team meeting - or at the administrative appeal level - the Bureau of Special Education Appeals. Past students have made enormous differences in the lives of children by obtaining an appropriate education, and in many cases reversing school exclusions, for individual children at school. Though the major focus of students clinic work will be direct client representation, students will also engage in systemic advocacy that furthers the Clinic’s broader mission. In recent semesters, this has included conducting legal trainings for expert evaluators and community-based mental health providers so they can assist their families to navigate the special education system at school and assert their legal rights. The Education Law Clinic is part of the Trauma and Learning Policy Initiative (TLPI), the mission of which is to ensure that all children, including those traumatized by exposure to violence and other adverse childhood experiences, succeed in school. The clinics direct legal representation of individual families is a key strategy in TLPIs ongoing multi-strategic advocacy campaign to create safe and supportive school environments where all students can learn and thrive.

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Education Law Clinic: Individual Representation

Course #: 8006	Term: 2024SP	Faculty: Guinn, Jodi	Credits: 5.00
Type: Clinic	Subject Areas: Disability; Education; Family; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Family Member; Education; Administrative and Regulatory Law; Children and Family Law; Disability Law; Education Law		
Delivery Mode:	Clinic		
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Special Education Advocacy for Students Impacted by Trauma (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: Early drop of November 17, 2023.Placement Site: HLS.
Students must attend a mandatory orientation session on Friday, January 26, 2024 from 1:00-4:00pm. The Education Law Clinic: Individual Representation engages students in individual client representation in special education as well as systemic change advocacy to advance the school success of children who have endured highly adverse childhood experiences. Students use the legal tools contained in the federal Individuals with Disabilities Education Act (IDEA) and related laws (including the McKinney-Vento Homeless Assistance Act, Section 504 of the Rehabilitation Act of 1972, federal Medicaid laws, and federal and state statutes regarding confidentiality, among others) to advocate for individual remedies that will enable their clients children to succeed in school. Students will utilize research from psychology, neurobiology, and education about the effects of trauma on learning to inform their representation. Depending on the posture of the cases in the clinic, students will represent clients either at the first administrative hearing level - the IEP team meeting - or at the administrative appeal level - the Bureau of Special Education Appeals. Past students have made enormous differences in the lives of children by obtaining an appropriate education, and in many cases reversing school exclusions, for individual children at school. Though the major focus of students clinic work will be direct client representation, students will also engage in systemic advocacy that furthers the Clinic’s broader mission. In recent semesters, this has included conducting legal trainings for expert evaluators and community-based mental health providers so they can assist their families to navigate the special education system at school and assert their legal rights. The Education Law Clinic is part of the Trauma and Learning Policy Initiative (TLPI), the mission of which is to ensure that all children, including those traumatized by exposure to violence and other adverse childhood experiences, succeed in school. The clinics direct legal representation of individual families is a key strategy in TLPIs ongoing multi-strategic advocacy campaign to create safe and supportive school environments where all students can learn and thrive.

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Education Law Clinic: Legislative and Administrative Lawyering

Course #: 8057 **Term:** 2024SP **Faculty:** Gregory, Michael **Credits:** 5.00
Type: Clinic **Subject Areas:** Education; Family; State Courts; Race; Family Member; Education; Administrative and Regulatory Law; Children and Family Law; Education Law; Poverty Law and Economic Justice; Race and the Law; State and Local Government

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Systemic Advocacy for Safe and Supportive Schools (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: Early drop of November 17, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS.

The Education Law Clinic is part of the Youth Advocacy & Policy Labs (Y-Lab) Trauma and Learning Policy Initiative (TLPI). TLPI’s mission is to ensure that all students succeed in school, including those traumatized by exposure to violence and other adverse childhood experiences, including experiences of racism and other forms of structural inequality. Students in this clinic will participate directly in TLPIs ongoing multi-strategic advocacy campaign for antiracist, healing-centered, trauma-sensitive schools in Massachusetts. Students will learn by doing state-level legislative and administrative lawyering work that furthers TLPI’s mission, with particular attention paid to elevating the voices of impacted students. In Spring 2021, students in the clinic launched a website called Students Speak, which showcases advocacy and actions by Massachusetts high school students, and clinic students will continue to build on this work going forward. Specific activities will vary depending on the semester, but have included: supporting secondary school students to testify at the Massachusetts legislature and before other public bodies; meeting directly with members of the legislature, the education bureaucracy, and their staff; organizing a legislative briefing; organizing a statewide, day-long Youth Summit; drafting and distributing media advisories, op-eds, and press releases; communicating with and rallying constituents to advocate with their lawmakers; organizing an agenda for and participating in a coalition meeting; using branding and media as strategies for effectively conveying a message; using empirical research as part of an advocacy strategy; and drafting legislation.

Please note that students are required to schedule a substantial portion of their clinic office hours on Tuesdays, Wednesdays and Thursdays because these are the days the Massachusetts legislature is typically in session. Beginning in the third week of the semester, students will be required to attend a one-hour weekly team meeting each Tuesday morning from 9:00-10:00 am. Also, please be sure to consult the course description for the co-requisite seminar, Systemic Advocacy for Safe and Supportive Schools, to review the unique course schedule.

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Education Law Clinic: Strategic Litigation

Course #: 8059 **Term:** 2024SP **Faculty:** Gregory, Michael **Credits:** 5.00

Type: Clinic **Subject Areas:** Education; Education; Education Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Required Class Component: Impact Litigation in Education Clinical Seminar (2 spring credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.
By Permission: Yes. Please contact Prof. Gregory for more information.
Add/Drop Deadline: December 2, 2023.
Placement Site: HLS.

Students in this clinic will engage in preparing the groundwork for possible state constitutional litigation designed to fully define and enforce the right to a meaningful public education. More specifically, we aim to pursue a vision for the constitutional right to an education that clearly outlines the educational outcomes and resource inputs necessary to provide all students with the skills and capacities they need to participate meaningfully in democratic society and in the world of work. In collaboration with the Center for Educational Equity at Columbia University, the Clinic has outlined a national action plan for pursuing such advocacy across the country and has begun deep work in one particular state where we hope to establish the efficacy of our model. In this particular state, clinic students will work closely with our partner organization - a youth voice non-profit founded by secondary school students - to carry out a public engagement campaign designed to elicit factual evidence about the state of public education in local communities, build relationships with key individuals and organizations, increase public awareness, and identify potential plaintiffs. This campaign will include a series of regional public forums across the state throughout the winter and spring that clinic students will help to plan and implement. Students will analyze and synthesize transcripts from these forums and prepare memos that detail key findings. Students will also identify particular forum attendees for follow-up in-depth interviews and will conduct interviews in collaboration with secondary school student partners. All of this factfinding will result in a state of our schools report to be authored and released by our partner organization. The findings in the report will also potentially serve as key allegations in a state court complaint, which we may begin drafting before the conclusion of the semester. In addition to the work outlined above in our first state, students may also engage in research and stakeholder outreach to develop potential advocacy activities in other states identified as viable jurisdictions for implementation of our advocacy model. Students in this clinic will also be required to register for a companion seminar that will focus on the historical, jurisprudential, and doctrinal underpinnings of our legal theory.

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Election Law

Course #: 2928 **Term:** 2023FA **Faculty:** Stephanopoulos, Nicholas **Credits:** 4.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Constitutional Law; Election Law and Democracy; Law and Political Economy

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	PND102
Fri 10:15 AM - 12:15 PM	PND102

Course Description: Prerequisite: None
Exam Type: Any Day Take-Home
This course examines the law, both constitutional and statutory, that governs the American electoral system. Topics covered include the right to vote, reapportionment and redistricting, minority representation, the regulation of political parties, and campaign finance. The course draws heavily from both legal and political science scholarship. It addresses constitutional provisions including the First, Fourteenth, and Fifteenth Amendments, as well as key statutes such as the Voting Rights Act, the Federal Election Campaign Act, and the Bipartisan Campaign Reform Act. Students will develop an understanding of not only election law doctrine, but also the theoretical and functional underpinnings of the American electoral system.
Textbook(s): Election Law Cases and Materials (7th ed.) by Lowenstein, Hasen, Tokaji, Stephanopolous. Also, the 2020 Supplement.

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Election Law Clinic

Course #: 8053 **Term:** 2024SP **Faculty:** Greenwood, Ruth; Stephanopoulos, Nicholas **Credits:** 5.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Litigation; Civil Rights; Constitutional Law; Election Law and Democracy; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Election Law Clinical Seminar (2 spring classroom credits). The clinic and course are bundled; your enrollment in the clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications from JD students are due by April 28, 2023; applications from transfer students are due by July 15, 2023.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may apply to the clinic by the July 15 deadline (application instruction details are below).
The Election Law Clinic offers Harvard Law students the opportunity to do hands-on litigation and advocacy work across a range of election law areas, including current active redistricting and vote suppression cases. Clinic offerings will include federal and state litigation projects, as well as some advocacy opportunities. Under the supervision of Clinical Director Ruth Greenwood, clinic students will work on every aspect of litigation, including pre-filing investigations, meeting and retaining clients, engaging in lay and expert discovery, briefing and arguing dispositive motions, pre-trial preparations and trial practice, as well as the appellate process. Election law cases rely heavily on political scientists as experts, so students will have broad exposure to emerging theories and methods in political science and how to communicate them to a legal audience. Students will also engage in one-off amicus brief work for cases of national importance. Professor Nicholas Stephanopoulos will provide strategic guidance and supervision for briefing, expert discovery, and appellate work.
In addition to the regular caseload, students may work on advocacy opportunities such as drafting legislation, legislative testimony, and engaging experts in the policy advocacy process at the federal and state levels. There will also be opportunities to attend national and state coalition meetings that include lawyers, organizers, and communications experts.
Application Process: Submit a resume and short statement of interest (250 words) about why you'd like to take this clinic and which semester (fall or spring) you are applying for. Applications should be submitted online to www.hlselectionlaw.org/apply.

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Election Law Clinic

Course #: 8053 **Term:** 2023FA **Faculty:** Greenwood, Ruth; Stephanopoulos, Nicholas **Credits:** 5.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Litigation; Civil Rights; Constitutional Law; Election Law and Democracy; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Election Law Clinical Seminar (2 fall classroom credits). The clinic and course are bundled; your enrollment in the clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications from JD students are due by April 28, 2023; applications from transfer students are due by July 15, 2023.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may apply to the clinic by the July 15 deadline (application instruction details are below).
The Election Law Clinic offers Harvard Law students the opportunity to do hands-on litigation and advocacy work across a range of election law areas, including current active redistricting and vote suppression cases. Clinic offerings will include federal and state litigation projects, as well as some advocacy opportunities. Under the supervision of Clinical Director Ruth Greenwood, clinic students will work on every aspect of litigation, including pre-filing investigations, meeting and retaining clients, engaging in lay and expert discovery, briefing and arguing dispositive motions, pre-trial preparations and trial practice, as well as the appellate process. Election law cases rely heavily on political scientists as experts, so students will have broad exposure to emerging theories and methods in political science and how to communicate them to a legal audience. Students will also engage in one-off amicus brief work for cases of national importance. Professor Nicholas Stephanopoulos will provide strategic guidance and supervision for briefing, expert discovery, and appellate work.
In addition to the regular caseload, students may work on advocacy opportunities such as drafting legislation, legislative testimony, and engaging experts in the policy advocacy process at the federal and state levels. There will also be opportunities to attend national and state coalition meetings that include lawyers, organizers, and communications experts.
Application Process: Submit a resume and short statement of interest (250 words) about why you'd like to take this clinic and which semester (fall or spring) you are applying for. Applications should be submitted online to www.hlselectionlaw.org/apply.

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Election Law Clinical Seminar

Course #: 3005 **Term:** 2024SP **Faculty:** Greenwood, Ruth; Lee, Theresa **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Litigation; Civil Rights; Constitutional Law; Election Law and Democracy; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3015

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Election Law Clinic (2-5 spring clinical credits). The clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications from JD students are due by April 28, 2023; applications from transfer students are due by July 15, 2023.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may apply to the clinic by the July 15 deadline (application instruction details are below).
This seminar is for all students enrolled in the spring Election Law Clinic. The seminar will expose students to all stages of election law litigation including researching and filing a case, preliminary relief, discovery, trial testimony, and appellate work. It also offers insight into voting rights policy advocacy. It features a number of practitioners as guest speakers, and culminates in students presenting their own litigation or advocacy proposal to the class.
Please see the Election Law Clinic course description for additional information.

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Election Law Clinical Seminar

Course #: 3005 **Term:** 2023FA **Faculty:** Greenwood, Ruth; Lee, Theresa **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Litigation; Civil Rights; Constitutional Law; Election Law and Democracy; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3013

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Election Law Clinic (2-5 fall clinical credits). The clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications from JD students are due by April 28, 2023; applications from transfer students are due by July 15, 2023.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may apply to the clinic by the July 15 deadline (application instruction details are below).
This seminar is for all students enrolled in the fall Election Law Clinic. The seminar will expose students to all stages of election law litigation including researching and filing a case, preliminary relief, discovery, trial testimony, and appellate work. It also offers insight into voting rights policy advocacy. It features a number of practitioners as guest speakers, and culminates in students presenting their own litigation or advocacy proposal to the class.
Please see the Election Law Clinic course description for additional information.

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Emerging Issues in Refugee Protection: The Representation of Child Asylum Seekers

Course #: 2926 Term: 2024SP Faculty: Kelly, Nancy; Willshire, John Credits: 2.00
Type: Elective Subject Areas: Immigration/Refugee; Immigration Law; Immigration Law; Immigration; Human Rights; Immigration Law

Delivery Mode: Seminar

Days and Times: Location

Mon 3:45 PM - 5:45 PM WCC3036

Course Description: Prerequisites: Prior exposure to asylum or immigration law is helpful but not required.

Exam Type: No Exam. The final grade will be based primarily on an in-class presentation and a final research paper.

According to the United Nations High Commissioner for Refugees (UNHCR), children, including those who are unaccompanied by an adult, comprise 51% of the total global refugee population. Since 2009, the United States has recorded a dramatic increase in the number of child asylum seekers from the countries of El Salvador, Guatemala, and Honduras: 50,036 children were apprehended by Border Patrol in FY2018, compared with 3,304 in FY2009. This surge of children arriving in the United States is the result of complex issues, including race, gender, and the rise of powerful maras, or gangs, which focus much of their violence on young people, whom they seek to recruit into their ranks. The U.S. government’s response to the arrival of these children has been to institute a series of measures to undermine their access to protection. Like all refugees, children’s claims to legal protection are first and foremost governed by the 1951 UN Refugee Convention and the 1967 Protocol Relating to the Status of Refugees, to which the United States is a party. The interpretation of the U.S.’s procedural and substantive obligations under UN Refugee Convention and 1997 Protocol are guided by international instruments such as the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social and Cultural Rights, and the UN Convention of the Rights of the Child. Children flee violence and persecution for reasons similar to adults, but also for other reasons that are unique to their status and experiences as children. As a result, children’s claims to refugee protection must be evaluated in light of their age and special circumstances. For example, the UNHCR and the U.S. asylum program recognize that the key term persecution in the definition of refugee requires differential interpretation in cases of children compared to those of adults. The Children’s Asylum Guidelines, issued by the U.S. government, specifically state that the harm a child fears or has suffered... may be relatively less than that of an adult and still qualify as persecution. Children have unique emotional vulnerabilities as well as cognitive and developmental differences from adults that must be considered in evaluating their testimony. Such testimony is the key evidence presented in any asylum claim.

This seminar will focus on the growing body of domestic and international law governing procedural protections, substantive rights, and related rights for children in asylum hearings, including drawing from comparative law cases and international sources. Course examples will include discussion of issues presented litigating child asylum claims in federal court, including the First Circuit cases, *Meijilla-Romero v. Holder*, and *Ordonez Quino v. Holder*, both of which were litigated by the Clinic. The course will also draw on the experiences of our clinical program in successfully preparing and presenting child asylum claims in administrative proceedings. We will also rely on international instruments, such as the UN Convention on the Rights of the Child, to interpret the U.S.’s obligations under international law and to define a child’s rights framework approach to these claims. The seminar will focus on the historical background to the current conflict in Central America to discuss questions related to credibility and corroboration in child asylum claims, including the use of country condition evidence and expert witnesses to support the testimony presented. The seminar will also consider comparative perspectives, studying other conflicts in which children have become particular targets. Students enrolled in the seminar will analyze treaties, regulations, and secondary sources, as well as the experiences of child migrants through their narratives and case affidavits. The seminar will also address current U.S. policies and practices directed at immigrant children.

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Empirical Law and Finance

Course #: 2253 **Term:** 2023FA **Faculty:** Cohen, Alma; Bebchuk, Lucian **Credits:** 1.00

Type: Elective **Subject Areas:** Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3008

Course Description: Prerequisites: None

Exam Type: No Exam

Empirical tools have been increasingly used in litigation, regulation, and policymaking in the fields of corporate law, corporate governance, securities regulation, and financial regulation. This course will aim to expose students to, and enable them to engage with, empirical work in these fields. To this end, sessions of this course will feature professors from law schools and business schools who will present and discuss their empirical research studies with the students.

The course will meet for six 2-hour sessions which will take place during the time slot of the course and will be concentrated during the first two month of the semester. There will be no examination. Instead, students will be asked to submit, before sessions, brief memos on the readings assigned for the session. Grades will be based on these memos (primarily) and on participation in class discussion.

Some background or interest in corporate law, economics, finance, or empirical methods will be helpful, but no technical knowledge in these areas will be necessary. Students who have questions regarding whether the course would be suitable for them should feel free to contact the instructor.

Note: This course will meet for six sessions, which will be concentrated during the first two months of the semester.

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Empirical Methods and Data Analysis for Lawyers

Course #: 2708 **Term:** 2023FA **Faculty:** Cohen, Alma **Credits:** 3.00

Type: Elective **Subject Areas:** Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC3036
Thu 1:30 PM - 3:30 PM	WCC3036

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: None

Exam Type: No Exam

Empirical data, as well as empirical tools and concepts, are increasingly used in litigation, regulation, and legal policymaking and research. This course aims at providing students with basic training in using statistical and empirical tools. No prior work in empirical methods or statistics will be required or assumed. The course is hands-on and applied in nature, and the course will therefore count toward fulfilling the law school’s experiential learning requirement. Students will learn to use a standard statistical/empirical software package and subsequently use it to analyze data.

Topics that will be covered include descriptive statistics and graphs, statistical inferences and hypothesis testing, correlation, regressions (both simple regression and multiple regression), and distinguishing between correlation and causation. Students will use actual data, and law-related examples will be used to illustrate the concepts and tools taught.

There will be no exam. Instead, students will be required to submit ungraded exercises and to submit an empirical analysis of a dataset. Grading will be based on the student’s empirical analysis of the dataset. Note: The course will meet for 18 two-hour sessions, which will all meet during the time slot of the course and will be concentrated during the first two months of the semester.

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Employment Discrimination

Course #: 2068 **Term:** 2024SP **Faculty:** Churchill, Steve **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Disability; Civil Rights; Disability Law; LGBTQ+; Civil Rights; Disability Law; LGBTQ+; Harvard Law School Project on Disability; Disability Clinic; LGBTQ+ Advocacy Clinic; Race; Harvard Law School Project on Disability; Civil Rights; Disability Law; Employment and Labor Law; Gender and the Law; LGBTQ+; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCCB015
Fri 10:15 AM - 12:15 PM	WCCB015

Course Description: Prerequisite: None
Exam Type Any Day Take-Home

This course will examine civil rights law in the workplace, one of the most hotly litigated bodies of law in recent decades. Although employers have great latitude when making employment decisions under common law, a variety of statutes regulate decisions that are based on protected characteristics, such as race, gender, age, religion, national origin, or disability. On the federal level, those statutes include Title VII of the Civil Rights Act of 1964, the Americans with Disabilities Act, the Age Discrimination in Employment Act, the Equal Pay Act, the Family & Medical Leave Act, and more. Over time, those statutory protections have been subject to constant review and revision, both by courts called upon to resolve conflicting values and norms and by legislatures responding to competing political pressures. In studying core aspects of the doctrine that have remained relatively stable, as well as aspects that have changed over time, we will examine the forces that have influenced the ongoing development of this area of law. The course will cover various topics related to rights and procedures, including the increased prevalence of mandatory arbitration agreements and the role of class action litigation.

Note: This course will be taught in an accelerated manner, starting on January 25.

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Employment Law

Course #: 2069 **Term:** 2023FA **Faculty:** Sachs, Benjamin **Credits:** 4.00

Type: Elective **Subject Areas:** Employment and Labor Law; Law and Political Economy

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	LAN225
Fri 10:15 AM - 12:15 PM	LAN225

Course Description: Prerequisite: None
Exam Type: One-Day Take-home
In this 4-credit course, we will examine the laws that govern and structure the employment relationship in nonunion workplaces. As such, the course will provide students an understanding of the law of work for the vast majority of U.S. firms. We will discuss the doctrine of employment at will, along with exceptions to that rule. We will cover the basic principles of employment discrimination law; the constitutional rights (including the free speech rights) of public employees; mandatory arbitration of workplace disputes and employment rights; post-employment issues including covenants not to compete; workplace safety and health; and the laws governing wages and hours.

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Employment Law Clinic

Course #: 8012 **Term:** 2023FA **Faculty:** Churchill, Steve **Credits:** 5.00

Type: Clinic **Subject Areas:** Civil Rights/Liberties; Disability; Civil Rights; Disability Law; LGBTQ+; Civil Rights; Disability Law; LGBTQ+; Harvard Law School Project on Disability; Disability Clinic; LGBTQ+ Advocacy Clinic; Harvard Law School Project on Disability; Civil Litigation; Civil Rights; Disability Law; Employment and Labor Law; Gender and the Law; LGBTQ+; Poverty Law and Economic Justice

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Employment Law Workshop: Advocacy Skills (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Placement Site: Various externship placements.
The Employment Law Clinic focuses on rights in the workplace, with a particular emphasis on state and federal laws that prohibit discrimination, harassment, and retaliation based on race, sex, disability, and other protected characteristics. Work may also address issues such as unemployment benefits, wage and hour claims, severance negotiations, union issues, workplace safety, and more. Students in this clinic will have placements at externships, such as with non-profit/advocacy groups (such as Lawyers for Civil Rights; Gay and Lesbian Advocates and Defenders; Justice at Work; or Greater Boston Legal Services), or with government agencies (such as the Massachusetts Commission Against Discrimination; the Massachusetts Attorney Generals Office; the U.S. Equal Employment Opportunity Commission; or the U.S. Department of Labor).
Placements: Students who enroll in this clinic will be contacted by the Office of Clinical and Pro Bono Programs to begin the placement process of matching students with externship organizations. This is an externship clinic. Students must have at least one full business day available in their schedule to work on-site at their placement organization. Any remaining clinical hours should be worked in blocks of at least 5 hours. Most placement organizations are open Monday-Friday from 9am-5pm.

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Employment Law Clinic

Course #: 8012 **Term:** 2024SP **Faculty:** Churchill, Steve **Credits:** 5.00

Type: Clinic **Subject Areas:** Civil Rights/Liberties; Disability; Civil Rights; Disability Law; LGBTQ+; Civil Rights; Disability Law; LGBTQ+; Harvard Law School Project on Disability; Disability Clinic; LGBTQ+ Advocacy Clinic; Harvard Law School Project on Disability; Civil Litigation; Civil Rights; Disability Law; Employment and Labor Law; Gender and the Law; LGBTQ+; Poverty Law and Economic Justice

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Employment Law Workshop: Strategies for Social Change (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

Placement Site: Various externship placements.

The Employment Law Clinic focuses on rights in the workplace, with a particular emphasis on state and federal laws that prohibit discrimination, harassment, and retaliation based on race, sex, disability, and other protected characteristics. Work may also address issues such as unemployment benefits, wage and hour claims, severance negotiations, union issues, workplace safety, and more. Students in this clinic will have placements at externships, such as with non-profit/advocacy groups (such as Lawyers for Civil Rights; Gay and Lesbian Advocates and Defenders; Justice at Work; or Greater Boston Legal Services) or with government agencies (such as the Massachusetts Commission Against Discrimination; the Massachusetts Attorney Generals Office; the U.S. Equal Employment Opportunity Commission; or the U.S. Department of Labor).

Placements: Students who enroll in this clinic will be contacted by the Office of Clinical and Pro Bono Programs to begin the placement process of matching students with externship organizations.

This is an externship clinic. Students must have at least one full business day available in their schedule to work on-site at their placement organization. Any remaining clinical hours should be worked in blocks of at least 5 hours. Most placement organizations are open Monday-Friday from 9am-5pm.

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Employment Law Workshop: Advocacy Skills

Course #: 2070 **Term:** 2023FA **Faculty:** Churchill, Steve **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Disability; Civil Rights; Disability Law; LGBTQ+; Civil Rights; Disability Law; LGBTQ+; Harvard Law School Project on Disability; Disability Clinic; LGBTQ+ Advocacy Clinic; Harvard Law School Project on Disability; Civil Litigation; Civil Rights; Disability Law; Employment and Labor Law; Gender and the Law; LGBTQ+; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3008

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Employment Law Clinic (3-5 fall clinical credits). This clinic and course are bundled; enrollment in the clinic will automatically enroll you in this course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
This course will develop lawyering skills in the context of employment law. After a brief overview of relevant doctrine and procedure, the course will address - through readings, lectures, and exercises - skills related to legal writing, oral advocacy, discovery, depositions, negotiations, counseling, and ethics. The course will follow the progress of a typical civil rights lawsuit involving a terminated employee. For example, one class session will require students to engage in a mock deposition of an opposing witness in a hypothetical sex discrimination case, and the next class will require students to engage in a negotiation in the same case.
A more general goal of the course is to develop the ability (1) to identify what skills make a lawyer effective, and (2) to implement strategies for independently identifying and improving those critical skills. Because this goal is advanced by exposure to actual lawyering, all students will have a clinical placement with the Employment Law Clinic. The workshop will require completion of an individual or group project that will connect clinical placements with course topics.

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Employment Law Workshop: Strategies for Social Change

Course #: 2071 **Term:** 2024SP **Faculty:** Churchill, Steve **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Disability; Civil Rights; Disability Law; LGBTQ+; Civil Rights; Disability Law; LGBTQ+; Harvard Law School Project on Disability; Disability Clinic; LGBTQ+ Advocacy Clinic; Race; Harvard Law School Project on Disability; Civil Litigation; Civil Rights; Disability Law; Employment and Labor Law; Gender and the Law; LGBTQ+; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3012

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Employment Law Clinic (3-5 spring clinical credits). This clinic and course are bundled; enrollment in the clinic will automatically enroll you in this course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
This course will examine how lawyers can use different strategies to effect social change, with a special emphasis on advancing the right to be free from workplace discrimination based on protected characteristics such as race and sex. After surveying the relevant law and reviewing empirical information about the nature of civil rights violations, we will evaluate possible strategies for social change, including government action, individual and class action litigation, self regulation, alternative dispute resolution, organizing, and social entrepreneurship. All students will have a clinical placement through the Employment Law Clinic. All clinical placements will include exposure to some aspect of employment rights and will play an important role in bringing diverse perspectives to the workshop. The workshop will require completion of an individual or group project. Projects may include some combination of empirical research, legal analysis, program evaluation, or other approaches to examining and improving the effectiveness of existing workplace protections.

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Engaging China

Course #: 2650 **Term:** 2023FA **Faculty:** Alford, William **Credits:** 1.00
Type: Elective **Subject Areas:** Comparative Law; Corporate and Transactional Law; Human Rights; International Law; Law and Political Economy; Negotiation and Alternative Dispute Resolution

Delivery Mode: Reading Group

Days and Times:	Location
Thu 6:00 PM - 8:00 PM	WCC3019

Course Description: Prerequisites: None
Exam Type: No Exam
This one unit course will examine the role that China has been playing in a world order in flux. We will consider, inter alia, China’s engagement of existing global norms, ways in which China may (or may not) now or in the foreseeable future be shaping such norms, and their impact on China. In the course of so doing, we will also address the manner of US engagement with such norms.
Each of our six sessions will cover a specific topic. In past years topics have, inter alia, included trade, law and development, human rights, the legal profession, corporate social responsibility, corporate governance, the Foreign Corrupt Practices Act, climate change, foreign investment, and the roles of the US and China in Africa - with the precise configuration from among these to be determined closer to the start of the semester. We have each year done at least one, and often more, mock negotiations. In several prior years, we have held two or three of our six sessions jointly with a comparable class at a PRC university, via electronic means. Whether we are able to do that this coming fall will depend in important part on the state of the larger US-PRC relationship. If we are able to do it jointly, we likely will hold those two or three joint sessions later in the evening (e.g. 7-9 or 8-10) given the time difference between Cambridge and the PRC.

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Entertainment and Media Law: Entertainment Transactions and Negotiations

Course #: 2334 **Term:** 2024SP **Faculty:** Kole, Tara **Credits:** 1.00

Type: Elective **Subject Areas:** Arts, Entertainment, and Sports Law

Delivery Mode: Reading Group

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC4063
Tue 3:45 PM - 5:45 PM	WCC4063

Course Description: Prerequisites: None
Exam Type: No Exam

This course focuses on key transactions in the entertainment industry. We will use case studies based on real-world deals in the film and television business, including major studio, streaming and independent transactions for actors, writers, directors and producers. Students will be asked to work in teams and do mock negotiations in class. The course has two key objectives: First, to provide an overview of the major components of film, television and streaming deals, including the meaning of pay-or-play; calculation of profit participations and other forms of contingent compensation; approvals and controls; the distinctions between streaming and traditional media agreements; editing and cutting rights; rights with respect to sequels, remakes and television spin-offs and new media; and other key issues that arise on a daily basis in entertainment law practice. Second, the course will provide an opportunity to learn negotiating skills, as applied in the entertainment context. Note that this course will not include substantial material on music or sports law.

Note: This reading group will meet over three weeks, on the following dates: March 25, March 26, April 1, April 2, April 8 and April 9.

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Environmental Disasters and Displacement in the US

Course #: 2294 **Term:** 2024SP **Faculty:** Perls, Hannah **Credits:** 1.00

Type: Elective **Subject Areas:** Environmental Law and Policy; Poverty Law and Economic Justice

Delivery Mode: Reading Group

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3013

Course Description: Prerequisite: None
Exam Type: No Exam

This reading group will explore how environmental disasters drive migration and displacement in the United States, and how federal disaster law and policy can mitigate or exacerbate the effects of those disasters on communities. We will discuss both sudden and slow-onset disasters that are becoming more frequent and severe due to climate change, including hurricanes, flooding, wildfires, permafrost thaw, and coastal erosion. Readings will introduce students to federal disaster law, frameworks for just response and recovery, and draw on survivor narratives to illustrate the disparate impacts of both disasters and disaster preparedness and response programs. We will also discuss possible solutions to make federal disaster law and policy more equitable and effective.

Note: This reading group will meet on the following dates: January 23, February 6, February 27, March 5, March 26, April 9.

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Environmental Justice

Course #: 3114

Term: 2024SP

Faculty: Simms, Patrice

Credits: 3.00

Type: Elective

Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Environmental Law and Policy

Delivery Mode: Course

Days and Times:	Location
Thu 10:30 AM - 12:00 PM	GRS110
Fri 10:30 AM - 12:00 PM	GRS110

Course Description: Prerequisites: None
Exam Type: No Exam
Environmental justice has taken center stage as a social, political, and legal issue in recent years, and one cannot fully understand environmental law and policy, or the contemporary environmental movement, without a meaningful appreciation of the history, goals, and principles of environmental justice. Emerging at the intersection of environment and civil rights, the environmental justice movement is a response to the lived experience of people of color, and an indictment of the many ways that race determines environmental burdens and affects people’s access to environmental decision-making. This course will explore the history of the environmental justice movement in the United States, its connection to the long history of racism in America, key features of modern environmental justice advocacy, and the laws and policies that both helped to created (and perpetuate) environmental inequity and that seek to remedy environmental injustice. We will explore important principles of procedural justice and distributive justice and how they play out in the environmental arena, the role of federal agencies and federal regulatory programs like the Clean Air Act, and the relationship between the environmental justice community and the largely white-led mainstream environmental movement. Finally, we will examine recent developments, and consider the kinds of changes in law and policy that offer the most promise for creating a more fair, equitable, and just environmental policy landscape.

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Environmental Law

Course #: 2074 **Term:** 2023FA **Faculty:** Lazarus, Richard **Credits:** 4.00
Type: Elective **Subject Areas:** Torts; Torts; Torts; Administrative and Regulatory Law; Constitutional Law; Environmental Law and Policy; Torts

Delivery Mode: Course

Days and Times:	Location
Tue 10:15 AM - 12:15 PM	AUS101
Wed 10:15 AM - 12:15 PM	AUS101

Course Description: Prerequisites: None
Exam Type: In Class
This course surveys federal environmental law and serves as a useful introduction both to environmental law’s particular complexities as well as to the skills necessary in mastering any complex area of regulation. The first part of the course considers the character of environmental disputes, the problems inherent in fashioning legal rules for their resolution, the history of the emergence of modern environmental law in the United States, and constitutional law issues that arise in the environmental law context. The second part of the course reviews several specific federal environmental statutes. The statutory review combines a close examination of several statutes – especially the Clean Air Act and Clean Water Act – with a more general review of the basis operation of other laws, such as the National Environmental Policy Act and the Comprehensive Environmental Response, Compensation, and Liability Act. All the statutes serve as illustrations of different regulatory approaches to environmental problems: "command and control," information disclosure, and market-based instruments. The class includes more extended consideration of climate change law and how and why environmental law is routinely whipsawed by shifting Presidential administrations, and class discussion frequently extends beyond court rulings to include the underlying litigation strategies of the parties that led to those rulings. Although this class includes significant coverage of climate change from a pollution control perspective, it does not significantly overlap the law schools Climate and Energy class
Cross-registrants not eligible to enroll.

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Environmental Law and Policy Clinic

Course #: 8008 **Term:** 2023FA **Faculty:** Mergen, Andrew **Credits:** 5.00
Type: Clinic **Subject Areas:** State Courts; Administrative and Regulatory Law; Environmental Law and Policy;
State and Local Government

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Environmental Law and Policy Clinical Course (1 fall classroom credit). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: Most clinical work is done on HLS campus; some placements are available at externship locations (government agencies and nonprofits). Students are carefully matched to their projects/placements by the Clinic Director approximately 4 weeks in advance of the semester. Certain projects and placements have a longer lead time. The Clinic Director speaks with each enrolled student to determine the appropriate project or placement.
This clinic is available for 4 or 5 clinical credits, plus 1 credit for the required class component. Students wishing to take the clinic for 3 clinical credits must apply to the Clinic Director to receive an exception and waiver; students approved to take the clinic for 3 clinical credits will still be required to take the 1 credit class component.
The Emmett Environmental Law and Policy Clinic at Harvard Law School offers students the opportunity to practice environmental law through work on a variety of litigation, administrative, legislative, and policy projects. The Clinic works with scientists, medical professionals, nonprofit and public interest organizations, and government clients on environmental and energy issues at the federal, state, and local level. The work includes writing briefs and comment letters, drafting climate change mitigation and adaptation regulations and policies for municipalities, preparing guidance documents and manuals for non-lawyers, drafting model legislation, and preparing policy papers. The Clinic develops novel strategies to address thorny environmental problems; investigates new cases; works with scientific, economic, and policy experts to help them present their views about the impacts of legal reforms; advises citizen scientists; and convenes meetings of policy-makers and regulators.

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Environmental Law and Policy Clinic

Course #: 8008 **Term:** 2024SP **Faculty:** Mergen, Andrew **Credits:** 5.00
Type: Clinic **Subject Areas:** State Courts; Administrative and Regulatory Law; Environmental Law and Policy;
State and Local Government

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Environmental Law and Policy Clinical Course (1 spring classroom credit). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required one-credit course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: Most clinical work is done on campus; some placements are available at externship locations (government agencies and nonprofits). Students are carefully matched to their projects/placements by the Clinic Director approximately 4 weeks in advance of the semester. Certain projects and placements have a longer lead time. The Clinic Director speaks with each enrolled student to determine the appropriate project or placement.
This clinic is available for 4 or 5 clinical credits, plus 1 credit for the required class component. Students wishing to take the clinic for 3 clinical credits must apply to the Clinic Director to receive an exception and waiver; students approved to take the clinic for 3 clinical credits will still be required to take the 1 credit class component.
The Emmett Environmental Law and Policy Clinic at Harvard Law School offers students the opportunity to practice environmental law through work on a variety of litigation, administrative, legislative, and policy projects. The Clinic works with scientists, medical professionals, nonprofit and public interest organizations, and government clients on environmental and energy issues at the federal, state, and local level. The work includes writing briefs and comment letters, drafting climate change mitigation and adaptation regulations and policies for municipalities, preparing guidance documents and manuals for non-lawyers, drafting model legislation, and preparing policy papers. The Clinic develops novel strategies to address thorny environmental problems; investigates new cases; works with scientific, economic, and policy experts to help them present their views about the impacts of legal reforms; advises citizen scientists; and convenes meetings of policy-makers and regulators.

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Environmental Law and Policy Clinic

Course #: 8008 **Term:** 2024WI **Faculty:** Mergen, Andrew **Credits:** 2.00

Type: Clinic **Subject Areas:** State Courts; Administrative and Regulatory Law; American Indian Law; Environmental Law and Policy; State and Local Government

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Environmental Law and Policy Clinical Course (1 winter classroom credit). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required one-credit course.

Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications should include a resume and one-page statement of interest. Applications from JD students should be sent directly to Clinic Director Andrew Mergen (amergen@law.harvard.edu) and Jacqueline Calahong (jcalahong@law.harvard.edu) by October 31, 2023.

Add/Drop Deadline: November 17, 2023.

LLM Students: LLM students may submit an application.

Placement Site: HLS. Students are carefully matched to their projects/placements by the Clinic Director approximately 4 weeks in advance of the semester. Certain projects and placements have a longer lead time. The Clinic Director speaks with each enrolled student to determine the appropriate project or placement.

The Emmett Environmental Law and Policy Clinic at Harvard Law School offers students the opportunity to practice environmental law through work on a variety of litigation, administrative, legislative, and policy projects. The Clinic works with scientists, medical professionals, nonprofit and public interest organizations, and government clients on environmental and energy issues at the federal, state, and local level. The work includes writing briefs and comment letters, drafting climate change mitigation and adaptation regulations and policies for municipalities, preparing guidance documents and manuals for non-lawyers, drafting model legislation, and preparing policy papers. The Clinic develops novel strategies to address thorny environmental problems; investigates new cases; works with scientific, economic, and policy experts to help them present their views about the impacts of legal reforms; advises citizen scientists; and convenes meetings of policy-makers and regulators. This winter term clinic is limited to 10 students and is by application only.

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Environmental Law and Policy Clinical Seminar

Course #: 2842 **Term:** 2023FA **Faculty:** Mergen, Andrew **Credits:** 1.00
Type: Elective **Subject Areas:** State Courts; Administrative and Regulatory Law; Corporate and Transactional Law; Environmental Law and Policy; State and Local Government

Delivery Mode: Seminar

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3036

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Environmental Law and Policy Clinic (4-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.Placement Site: HLS.
This course teaches skills and strategies for practicing environmental law as a supplement to enrollment in the Emmett Environmental Law & Policy Clinic. The class examines and works through legal mechanisms for identifying and addressing environmental liabilities in transactions, e.g., the sale of real estate or corporate shares. Students will practice skills such as: parsing and applying statutes and regulations; drafting contract language; interpreting and evaluating environmental assessment reports; issue spotting; and advising clients. These skills are relevant to a wide array of legal work—not just transactional matters. Some learning of environmental laws will be necessary, but mastering black letter law is not the focus of the course. The course is practical, hands-on and participatory. Students will develop and apply skills through class discussions, in-class and written exercises.

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Environmental Law and Policy Clinical Seminar

Course #: 2842 **Term:** 2024SP **Faculty:** Mergen, Andrew **Credits:** 1.00

Type: Elective **Subject Areas:** Administrative and Regulatory Law; Environmental Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC5052

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Environmental Law and Policy Clinic (4-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
This course teaches practical skills, knowledge, and strategies for practicing environmental law. To supplement your experience in the Emmett Environmental Law & Policy Clinic, the class examines and works through several of the legal and practical issues involved in enforcing the federal environmental laws through citizen suits. You will practice skills such as: parsing and applying relevant statutes, regulations, and case law; identifying procedural pathways and strategies for successful judicial challenges to harmful actions; engaging in effective fact gathering; and drafting key documents in a citizen suit (60-day notice letter, standing declarations, and summary judgment briefs). The course is practical, hands-on, and participatory. You will develop and apply skills through class discussions, in-class and written exercises, and peer review.

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Environmental Law and Policy Clinical Seminar

Course #: 2842 **Term:** 2024WI **Faculty:** Mergen, Andrew **Credits:** 1.00
Type: Elective **Subject Areas:** State Courts; Administrative and Regulatory Law; Environmental Law and Policy;
State and Local Government

Delivery Mode: Seminar

Days and Times:	Location
Mon 5:00 PM - 6:10 PM	WCC3018
Tue 5:00 PM - 6:10 PM	WCC3018
Wed 5:00 PM - 6:10 PM	WCC3018
Thu 5:00 PM - 6:10 PM	WCC3018
Fri 5:00 PM - 6:10 PM	WCC3018

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Environmental Law and Policy Clinic (2 winter clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications should include a resume and one-page statement of interest. Applications from JD students should be sent directly to Clinic Director Andrew Mergen (amergen@law.harvard.edu) and Jacqueline Calahong (jcalahong@law.harvard.edu) by October 31, 2023.
Add/Drop Deadline: November 17, 2023.
LLM Students: LLM students may submit an application.
In this clinical course students will participate actively in a variety of classroom instruction activities designed to focus on substantive and administrative/procedural law, ethical issues, practice skills and the clinical experience generally.

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Equal Protection/the 14th Amendment

Course #: 3229 **Term:** 2024SP **Faculty:** Charles, Guy-Uriel **Credits:** 3.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Legal History; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:00 PM	WCC1019
Tue 1:30 PM - 3:00 PM	WCC1019

Course Description: Prerequisites: None

Exam Type: No Exam

This course will focus on equality, with an emphasis on racial equality, under the Fourteenth Amendment and the Equal Protection Clause. We will examine the drafting history of the Amendment and explore in-depth the Supreme Courts Equal Protection Clause jurisprudence.

Equality, Discrimination and Human Rights

Course #: 3275 **Term:** 2024SP **Faculty:** Abella, Rosalie Silberman **Credits:** 1.00
Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Reading Group

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	LEW202

Course Description: Prerequisite: None
Exam Type: No Exam

One of the most defining features of a democracy is the way it accommodates differences. Canada and the United States have fundamentally different approaches to how this is done, leading to different visions of equality, discrimination and human rights. This reading course will explore the development and impact of the way equality has been defined in these 2 countries and what lessons can be learned from the jurisprudence that has emerged.

Note: This reading group will meet from January 30 to March 5, 2024.

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Equity

Course #: 3097 **Term:** 2024SP **Faculty:** Smith, Henry **Credits:** 3.00
Type: Elective **Subject Areas:** State and Federal Courts; Private Room; Courts, Jurisdiction, and Procedure; Jurisprudence and Legal Theory; Private Law

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:00 PM	WCC3007
Thu 1:30 PM - 3:00 PM	WCC3007

Course Description: Prerequisite: None
Exam Type: In Class
This course is an introduction to the element of equity in American law. The course will cover the sources of equitable jurisdiction, equitable principles and doctrines in public and private law, equitable defenses, and equitable remedies. The course will focus on the idea of equity and its relation to fairness and justice, as well as how distinct equity is – and should be – within the legal system after the merger of law and equity.

Equity and Public Law

Course #: 3239 **Term:** 2024SP **Faculty:** Gersen, Jacob; Vermeule, Adrian **Credits:** 2.00
Type: Elective **Subject Areas:** Administrative and Regulatory Law; Constitutional Law

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3012

Course Description: Prerequisites: Enrollment is by permission and limited to upper-level students. Interested students should send a resume and one-paragraph statement of interest to Samantha Chaudhry-Muffuletto (smuffuletto@law.harvard.edu) by January 1.

The tradition of equity jurisprudence is often discussed under the rubric of private law. Yet both equitable remedies and the larger idea of equity are central to public law as well. We will discuss topics such as equitable remedies against (and on behalf of) public officers, remedies in administrative law, structural injunctions, and the role of equity in legal interpretation. Exam Type: No Exam

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ERISA

Course #: 2659 **Term:** 2024SP **Faculty:** Rosenberg, Peter **Credits:** 2.00
Type: Elective **Subject Areas:** Trusts and Estates; Administrative and Regulatory Law; Employment and Labor Law; Financial and Monetary Institutions; Trusts, Estates, and Fiduciary Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC3012

Course Description: Prerequisites: Familiarity with one or more of: trusts & estates, federal income tax, corporations - is recommended but not required.
Exam Type: Any Day Take-home
This two credit course will cover the comprehensive employee benefits regime under the Employee Retirement Income Security Act, otherwise known as "ERISA". Our goal will be to provide students with a working understanding of the history and policies driving the legislative and regulatory efforts, the range and types of benefit plans affected, and the issues and challenges facing employers, employees, and fiduciaries. Our primary context will be retirement plans - including traditional pension plans, 401(k)s and IRAs, and those responsible for funding and stewardship of the trillions of dollars underwriting our private retirement systems.

Estate Planning

Course #: 2592 **Term:** 2024SP **Faculty:** Bloostein, Marc **Credits:** 2.00
Type: Elective **Subject Areas:** Trusts and Estates; Trusts, Estates, and Fiduciary Law

Delivery Mode: Seminar

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	WCC3036

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: Trusts and Estates, which may be taken concurrently with this course as well.
Exam Type: No Exam. Grading will be based upon practice exercises and class participation.
This course will examine basic and sophisticated estate planning techniques. It will take a practical perspective, studying how the estate planner navigates the federal transfer tax and property law rules with sensitivity to a clients personal circumstances and concerns in order to achieve the clients objectives.

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Ethics, Economics and the Law

Course #: 2076 **Term:** 2023FA **Faculty:** Sandel, Michael **Credits:** 2.00

Type: Elective **Subject Areas:** Immigration/Refugee; Contracts; Immigration Law; Contracts; Immigration Law; Immigration; Contracts; Administrative and Regulatory Law; Contracts; Election Law and Democracy; Gender and the Law; Human Rights; Immigration Law; Intellectual Property; Jurisprudence and Legal Theory; Law and Economics; Law and Political Economy; Legal Profession and Ethics; Technology Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3019

Course Description: Prerequisites: None
Exam Type: No Exam

Explores controversies about the use of markets and market reasoning in areas such as organ sales, procreation, environmental regulation, immigration policy, military service, voting, health care, education, and criminal justice. The seminar will examine arguments for and against cost-benefit analysis, the monetary valuation of life and the risk of death, and the use of economic reasoning in public policy and law.

Note: This course is jointly-listed with FAS as GOV 2034.

Evidence

Course #: 2079 **Term:** 2023FA **Faculty:** Schulman, Emily **Credits:** 4.00

Type: Multisection **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 8:00 AM - 10:00 AM	WCC1015
Tue 8:00 AM - 10:00 AM	WCC1015

Course Description: Prerequisites: None
Exam Type: In Class
This course will examine the rules of evidence, focusing primarily on the Federal Rules of Evidence, with additional consideration given to select state rules and cases. Topics covered will include: relevance, hearsay and exceptions, exclusion, confrontation, direct and cross examination, character evidence, impeachment, rehabilitation, lay opinion, expert evidence, privileges and more. We will consider how the rules function in practice, the rationales underlying them, and how they might be improved. Evidence is a recommended prerequisite for the Trial Advocacy Workshop and can be the basis for certification to practice in conjunction with some of the Law Schools clinical offerings.

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Evidence

Course #: 2079 **Term:** 2023FA **Faculty:** Rubin, Peter **Credits:** 2.00
Type: Multisection **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure;
Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	LAN272

Course Description: Prerequisites: None

Exam Type: In Class

In this course we will study the basic rules and principles of American evidence law, focusing primarily on federal law (the Federal Rules of Evidence and cases interpreting them). Topics covered will include: relevance, the hearsay rule and its exceptions, character and propensity evidence, examination and impeachment of witnesses, authentication and best evidence rules, privilege, unfair prejudice, and some of the constitutional questions that arise in connection with evidence.

Evidence is a recommended prerequisite for the Trial Advocacy Workshop and can be the basis for certification to practice in conjunction with some of the Law Schools clinical offerings.

Evidence

Course #: 2079 **Term:** 2024SP **Faculty:** Rubin, Peter **Credits:** 2.00
Type: Multisection **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure;
Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	LAN272

Course Description: Prerequisite: None

Exam Type: In Class

In this course we will study the basic rules and principles of American evidence law, focusing primarily on federal law (the Federal Rules of Evidence and cases interpreting them). Topics covered will include: relevance, the hearsay rule and its exceptions, character and propensity evidence, examination and impeachment of witnesses, authentication and best evidence rules, privilege, unfair prejudice, and some of the constitutional questions that arise in connection with evidence.

Evidence is a recommended prerequisite for the Trial Advocacy Workshop and can be the basis for certification to practice in conjunction with some of the Law Schools clinical offerings.

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Evidence

Course #: 2079 Term: 2024SP Faculty: Schulman, Emily Credits: 4.00

Type: Multisection Subject Areas: State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Thu 8:00 AM - 10:00 AM	WCC2009
Wed 8:00 AM - 10:00 AM	WCC2009

Course Description: Prerequisite: None

Exam Type: In Class

This course will examine the rules of evidence, focusing primarily on the Federal Rules of Evidence, with additional consideration given to select state rules and cases. Topics covered will include: relevance, hearsay and exceptions, exclusion, confrontation, direct and cross examination, character evidence, impeachment, rehabilitation, lay opinion, expert evidence, privileges and more. We will consider how the rules function in practice, the rationales underlying them, and how they might be improved.

Evidence is a recommended prerequisite for the Trial Advocacy Workshop and can be the basis for certification to practice in conjunction with some of the Law Schools clinical offerings.

Evidence

Course #: 2079 Term: 2024SP Faculty: Lvovsky, Anna Credits: 4.00

Type: Multisection Subject Areas: State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:40 AM	PND102
Tue 10:20 AM - 11:40 AM	PND102
Wed 10:20 AM - 11:40 AM	PND102

Course Description: Prerequisite: None

Exam Type: In-Class

This course will examine the rules and principles of American evidence law, focusing on both the practical application and impact of evidentiary rules in court and the questions of policy, epistemology, and institutional design that govern those rules. Topics will include relevance, competence, character evidence, hearsay and its exceptions, privileges, lay and expert opinion, scientific proof, impeachment, rehabilitation, and authentication, as well as certain constitutional issues bearing on evidence. The course will center on the Federal Rules of Evidence but will incorporate select state counterparts.

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Evidence

Course #: 2079 **Term:** 2023FA **Faculty:** Lvovsky, Anna **Credits:** 4.00
Type: Multisection **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:40 AM	PND102
Tue 10:20 AM - 11:40 AM	PND102
Wed 10:20 AM - 11:40 AM	PND102

Course Description: Prerequisite: None
Exam Type: In-Class
This course will examine the rules and principles of American evidence law, focusing on both the practical application and impact of evidentiary rules in court and the questions of policy, epistemology, and institutional design that govern those rules. Topics will include relevance, competence, character evidence, hearsay and its exceptions, privileges, lay and expert opinion, scientific proof, impeachment, rehabilitation, and authentication, as well as certain constitutional issues bearing on evidence. The course will center on the Federal Rules of Evidence but will incorporate select state counterparts.

Evidence

Course #: 2079 **Term:** 2023FA **Faculty:** Clary, Richard **Credits:** 3.00
Type: Multisection **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Thu 1:30 PM - 3:00 PM	AUS101
Wed 1:30 PM - 3:00 PM	AUS101

Course Description: Prerequisite: None
Exam Type: One-day take home (3 hours)
This course will study the basic rules and principles of American evidence law, focusing on the Federal Rules of Evidence and cases interpreting them. Topics to be covered will include: relevance, irrelevance, and unfair prejudice; the hearsay rule and its exemptions and exceptions; character and propensity evidence; forbidden inferences; impeachment and rehabilitation; lay and expert opinions; privileges; authentication; the best evidence rule; and some of the constitutional questions under the Confrontation Clause and Due Process Clause that arise in connection with evidence. We will also look at related practical aspects of trial, such as referencing evidence in opening statements, conducting direct, cross and re-direct examinations, and making and responding to objections.

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Evidence

Course #: 2079 **Term:** 2024SP **Faculty:** Brewer, Scott **Credits:** 4.00
Type: Multisection **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure; Jurisprudence and Legal Theory

Delivery Mode: Course

Days and Times:	Location
Thu 1:30 PM - 3:30 PM	WCC3019
Fri 1:30 PM - 3:30 PM	WCC3019

Course Description: Prerequisites: None.
Exam type: In Class

We rely on judgments about evidence throughout our personal and professional lives. These judgments include the evidence supplied by our senses (such as, seeing that the sky is cloudy as evidence of actual or likely rain) as well as the evidence supplied by our reasoning faculties (such as, advice from experts as evidence regarding risks we face and steps we can take to prevent harms to ourselves and others). Lawyers and judges also constantly make judgments about evidence when they assess the applicability of legal rules to the facts of cases, which of course involves determining what exactly those facts are. American legal systems have developed Evidence law, a distinct set of rules, policies, and procedures that guide legal factfinders (lawyers, judges, and juries) in their judgments about what factual claims are taken to be sufficiently proven for the purposes of civil and criminal litigation -- for depriving civil or criminal litigants of property, liberty, or life. In this course we study the rules, policies, and institutions of Evidence law, with a cohering focus on the argument practices of trial and appellate lawyers and judges under that law. We will be attentive to the illuminating and clarifying connections among legal arguments under rules of Evidence and the many other ways in which we make arguments that rely on evidence outside of the legal setting.

The course focuses on federal law (the Federal Rules of Evidence and cases interpreting them) but also covers selected state rules and cases. Topics include: presumptions and standards of proof and persuasion, judicial notice, relevance, privileges, authentication and best evidence rules, hearsay, lay, expert, and scientific expert evidence, examination and impeachment of witnesses, habit and character evidence, and some of the constitutional questions that arise in connection with rules of evidence. Our approach in this class is informed by the Logocratic Method, a special method of understanding and mastering the strengths and weakness of arguments, which law students, lawyers, and judges around the world have found to be a valuable way to master Evidence and other legal doctrines. Course work consists of regular class attendance and participation, and an in-class final exam.

Evidence is a recommended prerequisite for the Trial Advocacy Workshop and can be used as the basis for certification to practice in conjunction with some of the HLS clinical offerings.

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Exploring Truth Commissions

Course #: 3277 **Term:** 2024SP **Faculty:** Jallow, Baba **Credits:** 1.00

Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Reading Group

Days and Times: **Location**

Tue 6:00 PM - 8:00 PM WCC4063

Course Description: Prerequisite: None

Exam Type: No Exam

Since the 1980s, societies emerging from civil conflict or brutal dictatorship have increasingly turned to the truth commission model to help them deal with past atrocities and widespread human rights violations. Dozens of countries in Asia, Africa, Latin America and Europe have established truth commissions to help them deal with their violent pasts and chart better, more peaceful and more democratic futures. They adopt these transitional justice mechanisms because their regular justice systems are inadequate to deal with the scale of human rights violations committed, provide reasonable redress to victims, or promote reconciliation and healing.

Truth commission mandates are usually limited to relatively short periods of time ranging from a few months to a few years, and are restricted to specific episodes or events in the recent past. They generally have as their key objectives to discover the truth of what happened, identify the key perpetrators, facilitate justice for victims (including reparations), promote reconciliation and healing, and recommend institutional reforms and the prosecution of those found most responsible for human rights violations. Their ultimate goal is to help ensure that what happened in the past never happens again (Never Again).

In this reading group, we will embark upon a comprehensive, multidimensional examination of these complex and controversial transitional justice mechanisms. We will look at the contexts from which they emerge, their potential for helping societies deal with their violent pasts and chart better futures, the very complex debates and challenges that characterize their establishment and operations, and the extent of their successes and/or failures in achieving their aims and objectives. Our readings and discussions will aim to link theory with real life case studies and practices, and challenge us to think of possible alternative tools and mechanisms, or of better ways of doing truth commission work within existing frameworks.

Note: This reading group will meet on the following dates: March 5 to April 16, 2024.

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Facts and Lies

Course #: 2861 **Term:** 2023FA **Faculty:** Saris, Patti **Credits:** 2.00

Type: Elective **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Seminar

Days and Times: **Location**

Wed 3:45 PM - 5:45 PM LEW202

Course Description: Prerequisites: None

Exam Type: No Exam

The seminar will explore different kinds of facts, including historic facts, scientific facts, legislative facts, constitutional facts, mixed questions of fact and law; and reasonable inferences. We will ask who should resolve factual disputes: judges or juries? How are different burdens of proof and presumptions used as aids to resolve fact disputes? How should we evaluate video evidence? How are different appellate standards applied? How do courts evaluate fact-finding by administrative agencies? How are facts presented in amicus briefs? How do institutional concerns determine who the fact finders are?

The course will also examine lies in court. How are the rules of evidence designed to determine when people lie? How do the laws punish lies? What devices are used at trial to determine explicit and implicit bias? How do limitations in memory of a witness affect credibility?

Facts and lies have outcome-determinate effects in many cases. Doctrines that determine factfinders, burdens of proof, and other topics covered in the seminar are not only theoretically interesting -- they're practically important for effective litigators to master, and they shape the chances that litigants have at succeeding on the merits.

I hope not only to study legal doctrines but also to give students practical litigation experience by hosting speakers, inviting students to an oral argument in federal court, and providing opportunities for legal writing (like memoranda on a motion to dismiss, a summary judgment motion and a judicial opinion). I will give extensive input on the writing. Occasional two-page response papers will be required.

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Failed Corporations: A Post-Mortem

Course #: 3120 Term: 2024SP Faculty: Ellias, Jared Credits: 1.00

Type: Elective Subject Areas: Bankruptcy; Bankruptcy; Contracts; Bankruptcy; Contracts; Contracts; Private Room; Bankruptcy and Commercial Law; Contracts; Corporate and Transactional Law; Finance, Accounting, and Strategy; Financial and Monetary Institutions; Law and Economics; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution; Private Law

Delivery Mode: Course

Days and Times: Location

Wed 1:30 PM - 3:30 PM WCC3036

Course Description: Prerequisites: Corporations is a required prerequisite and a course in bankruptcy or corporate reorganizations will be helpful, although not required. LLM students with experience in corporate practice prior to enrollment at HLS may waive the prerequisite with permission of the instructor.

Exam Type: No Exam. Students will be asked to submit, before most sessions, a brief response paper to the readings for that session, and grades will be based primarily on these memos as well as on class participation.

In the past two decades, we have observed some spectacular corporate failures. When corporations fail, they typically end up in bankruptcy court where a federal judge has the power to appoint a neutral examiner to study what happened. In this course, we will study six important corporate failures, mostly using the reports of bankruptcy examiners to explore what went wrong and what could have been done differently. We will consider whether or not these corporate failures offer generalizable lessons and what the cases say, individually and collectively, about the American system of corporate governance and capitalism.

Note: This course will meet over six sessions on the following dates: January 24, January 31, February 14, February 21, March 6, and March 27.

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Fairness and Privacy: Perspectives of Law and Probability

Course #: 2672 Term: 2023FA Faculty: Minow, Martha; Dwork, Cynthia Credits: 2.00
Type: Elective Subject Areas: Race; Administrative and Regulatory Law; Human Rights; Race and the Law; Technology Law and Policy

Delivery Mode: Course

Days and Times:	Location
Mon 8:45 AM - 10:00 AM	WCC2009
Tue 8:45 AM - 10:00 AM	WCC2009

Course Description: Prerequisites: Admission is by permission of instructors; applicants should submit letters of inquiry with CVs (as a single PDF) to Caroline Fitzgerald (cfitzgerald@law.harvard.edu) by June 15, 2023
Exam Type: No Exam
From old problems like affirmative action to newer ones like the turn to algorithms in criminal justice and credit, law and private actions use group traits to influence or determine the treatment of individuals. When do these practices run afoul of conceptions of fairness in law or in computer science and statistics? When do alternatives even exist? New approaches to data analysis quantify and control individual privacy loss while revealing information about larger groups. When do these concepts run afoul of conceptions of privacy in law? What elements of legal and quantitative reasoning exacerbate or resolve such issues, and how can people with training in one field better collaborate with those from other disciplines? This intensive seminar will bring together advanced students in computer science, statistics, law, and government to tackle these and related questions. Offered concurrently by HLS and SEAS, with co-teacher computer science professor Cynthia Dwork, our interwoven tracks emphasize, respectively, law and computer science, the tracks will meet jointly and separately.

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Family Justice Clinic

Course #: 8032	Term: 2023FA	Faculty: Yang, Marianna	Credits: 5.00
Type: Clinic	Subject Areas: Family; Family Member; Administrative and Regulatory Law; Children and Family Law; Civil Litigation		
Delivery Mode:	Clinic		
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Family Justice Clinical Seminar (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: WilmerHale Legal Services Center (Jamaica Plain).
The Family Justice Clinic (FJC) provides students the opportunity to engage in community lawyering to both improve outcomes on individual cases and to effect systemic change. FJC embraces the need to evolve our legal advocacy to fight systems of oppression. In this spirit, FJC is practicing in the emerging field of early family defense, providing lawyers to individuals facing early-stage involvement with the Department of Children and Families (DCF). Early family defense utilizes a range of advocacy tools to build power and shift the coercive relationship between clients and the carceral state.
Legal advocacy in this space includes representation of clients when they are under DCF investigation for abuse and neglect allegations. If an investigation leads to a supported finding of abuse or neglect, FJC can provide representation in the fair hearing administrative appeal process to challenge this finding. In addition, students can help clients navigate problematic surveillance and monitoring by DCF under the guise of providing supportive services. Students in FJC will also develop community legal education programming to expand access to know your rights information.
In addition to early family defense representation, students will litigate family law cases with a focus on serving survivors of intimate partner violence. Through the Passageway Health Law Collaborative (PHLC), students will learn to work within an interdisciplinary model with social workers at Mass General Brigham. Litigation opportunities can include a mix of divorce, child custody, paternity or abuse prevention cases. Case assignments take into consideration each student's expressed areas of interest.
Under close supervision of a clinical instructor, students manage all aspects of their assigned cases including counseling clients, conducting factual investigation and legal research, developing case strategies, conducting and analyzing discovery, and drafting pleadings. Oral advocacy opportunities include conducting administrative hearings (direct and cross-examinations), appearances in Family and District Courts for motion hearings, restraining orders, pre-trial conferences, and/or status conferences. Students negotiate directly with opposing attorneys, pro se opponents, and in dispute resolution sessions. In the few cases scheduled for full trial, students may conduct depositions, develop

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witness and exhibit lists, trial strategies and trial notebook, prepare and conduct witness examinations, make opening statements and closing arguments, and/or draft post-trial briefs and memoranda.



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Family Justice Clinic

Course #: 8032 **Term:** 2024SP **Faculty:** Yang, Marianna **Credits:** 5.00
Type: Clinic **Subject Areas:** Family; Family Member; Administrative and Regulatory Law; Children and Family Law; Civil Litigation

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Family Justice Clinical Seminar (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: WilmerHale Legal Services Center (Jamaica Plain).

The Family Justice Clinic (FJC) provides students the opportunity to engage in community lawyering to both improve outcomes on individual cases and to effect systemic change. FJC embraces the need to evolve our legal advocacy to fight systems of oppression. In this spirit, FJC is practicing in the emerging field of early family defense, providing lawyers to individuals facing early-stage involvement with the Department of Children and Families (DCF). Early family defense utilizes a range of advocacy tools to build power and shift the coercive relationship between clients and the carceral state.

Legal advocacy in this space includes representation of clients when they are under DCF investigation for abuse and neglect allegations. If an investigation leads to a supported finding of abuse or neglect, FJC can provide representation in the fair hearing administrative appeal process to challenge this finding. In addition, students can help clients navigate problematic surveillance and monitoring by DCF under the guise of providing supportive services. Students in FJC will also develop community legal education programming to expand access to know your rights information.

In addition to early family defense representation, students will litigate family law cases with a focus on serving survivors of intimate partner violence. Through the Passageway Health Law Collaborative (PHLC), students will learn to work within an interdisciplinary model with social workers at Mass General Brigham. Litigation opportunities can include a mix of divorce, child custody, paternity or abuse prevention cases. Case assignments take into consideration each student’s expressed areas of interest.

Under close supervision of a clinical instructor, students manage all aspects of their assigned cases including counseling clients, conducting factual investigation and legal research, developing case strategies, conducting and analyzing discovery, and drafting pleadings. Oral advocacy opportunities include conducting administrative hearings (direct and cross-examinations), appearances in Family and District Courts for motion hearings, restraining orders, pre-trial conferences, and/or status conferences. Students negotiate directly with opposing attorneys, pro se opponents, and in dispute

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resolution sessions. In the few cases scheduled for full trial, students may conduct depositions, develop witness and exhibit lists, trial strategies and trial notebook, prepare and conduct witness examinations, make opening statements and closing arguments, and/or draft post-trial briefs and memoranda.

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Family Justice Clinical Seminar

Course #: 2085

Term: 2023FA

Faculty: Yang, Marianna; Greening, Rebecca

Credits: 2.00

Type: Elective

Subject Areas: Family; Family Member; Administrative and Regulatory Law; Children and Family Law; Civil Litigation

Delivery Mode: Seminar

Days and Times:

Location

Wed 1:30 PM - 3:30 PM

WCC3009

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on [How to Register for Clinics](#) and [How Clinical Credits Work](#).

For more information about this clinic, please visit the [Clinic Website](#), [Clinic Q&A](#) and [OCP Blog Highlights](#).

Required Clinic Component: Family Justice Clinic (3-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

The Family Justice Clinical Seminar provides students who are concurrently enrolled in the Legal Services Center Family Justice Clinic, with the practical skills and substantive knowledge necessary to effectively advocate for their clients in and out of the courtroom and administrative hearings. Objectives of the course include: developing practical lawyering skills to be applied in the clinical component and beyond; understanding the statutory and case law applicable in family law litigation; understanding the regulatory and administrative agency policies; enhancing student understanding of the professional roles, values, and ethics involved in the practice of law; gaining insight into unique challenges of low-income clients, racial disparity in state intervention and surveillance of families, and survivors of intimate partner violence; as well as analyzing and proposing legal advocacy approaches to contemporary legal issue in these fields.

This course is hands-on and group-oriented. Most classes involve both small and large-group exercises and discussions. Throughout the course, students work on a hypothetical case from the initial client interview through the final disposition of the case. In a series of simulated group exercises, students conduct in-depth interviews with the client, write memoranda, prepare case and client theories, argue for and defend against Motions, manage discovery, counsel the client as the facts of the case evolve, engage in settlement negotiations on the clients behalf, and reflect on ethical issues encountered during the course of representation. In addition, students will prepare a memorandum and conduct a substantive presentation on one of their active real life cases at the Legal Services Center, and will lead class discussion on the case and on the larger ethical and legal questions it presents. There is no final examination or final paper for this course. Students will be evaluated based on their preparation for, and participation in, class exercises and discussions.

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Family Justice Clinical Seminar

Course #: 2085

Term: 2024SP

Faculty: Yang, Marianna; Greening, Rebecca

Credits: 2.00

Type: Elective

Subject Areas: Family; Family Member; Administrative and Regulatory Law; Children and Family Law; Civil Litigation

Delivery Mode: Seminar

Days and Times:

Location

Wed 1:30 PM - 3:30 PM

WCC3015

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on [How to Register for Clinics](#) and [How Clinical Credits Work](#).

For more information about this clinic, please visit the [Clinic Website](#), [Clinic Q&A](#) and [OCP Blog Highlights](#).

Required Clinic Component: Family Justice Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

The Family Justice Clinical Seminar provides students who are concurrently enrolled in the Legal Services Center Family Justice Clinic, with the practical skills and substantive knowledge necessary to effectively advocate for their clients in and out of the courtroom and administrative hearings. Objectives of the course include: developing practical lawyering skills to be applied in the clinical component and beyond; understanding the statutory and case law applicable in family law litigation; understanding the regulatory and administrative agency policies; enhancing student understanding of the professional roles, values, and ethics involved in the practice of law; gaining insight into unique challenges of low-income clients, racial disparity in state intervention and surveillance of families, and survivors of intimate partner violence; as well as analyzing and proposing legal advocacy approaches to contemporary legal issue in these fields.

This course is hands-on and group-oriented. Most classes involve both small and large-group exercises and discussions. Throughout the course, students work on a hypothetical case from the initial client interview through the final disposition of the case. In a series of simulated group exercises, students conduct in-depth interviews with the client, write memoranda, prepare case and client theories, argue for and defend against Motions, manage discovery, counsel the client as the facts of the case evolve, engage in settlement negotiations on the clients behalf, and reflect on ethical issues encountered during the course of representation. In addition, students will prepare a memorandum and conduct a substantive presentation on one of their active real life cases at the Legal Services Center, and will lead class discussion on the case and on the larger ethical and legal questions it presents. There is no final examination or final paper for this course. Students will be evaluated based on their preparation for, and participation in, class exercises and discussions.

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Family Law

Course #: 2084 **Term:** 2024SP **Faculty:** Gersen, Jeannie Suk **Credits:** 4.00
Type: Elective **Subject Areas:** Kethledge, Raymond M.; Kethledge, Raymond M.; Family; Family Member; Children and Family Law

Delivery Mode: Course

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC1023
Wed 3:45 PM - 5:45 PM	WCC1023

Course Description: Prerequisite: None

Exam Type: In Class
Course requirements include class participation, multiple short pieces of writing, and an exam.

This course is about the fascinating law, policies, social conventions, and ideas that regulate family and intimate relationships. It examines marriage and its alternatives, parenthood, divorce, child custody, property division, alimony, and child support. Substantial time is devoted to constitutional doctrines, such as the right to privacy in sex and reproduction; the right to marry; and the problem of equality.

Laptops and devices cannot be used in class.

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Family Law of Poor Families

Course #: 2648 **Term:** 2024SP **Faculty:** Halley, Janet **Credits:** 2.00
Type: Elective **Subject Areas:** Family; Race; Family Member; Children and Family Law; Employment and Labor Law; Gender and the Law; Law and Political Economy; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	HAU102

Course Description: Prerequisite: None
Exam Type: No Exam
Poor families are governed by bodies of law which have rarely, if ever, been organized as a distinctive topic in law. But for poor families themselves, the interaction of these legal structures is crucial to their poverty, to the family forms that they adopt, to their relationships to large social structures such as the labor market, housing, and mass incarceration. These dynamics have large implications for the wellbeing of poor individuals and families, for the gender patterns they adopt, and for the social networks the construct to survive and support each other. After an introduction to social science and social theory on families and poverty in the US, this course will examine the welfare system (the Poor Law, AFDC/TANF, Medicaid, public and publicly-subsidized housing, child support enforcement) for its explicit and implicit role in family formation and dissolution, and in the encounters between poor families and their members, on one hand, and social policy about them, on the other. Because marriage is not the predominant way in which poor adults set up their adult/adult relationships, we will study the “law in action” of informal family formation and dissolution, including parenthood. We will study the family law embedded in institutions that poor people, because of their poverty, encounter in a much more pervasive and intense way than others do: prisons, immigration, child protection/child welfare/foster care; child delinquency; homeless policy and provision; school discipline; and domestic violence response. Throughout, our focus will be on these materials from a family-eye perspective: how do poor families strategize in the network of law created by all these legal institutions and practices? Readings are interdisciplinary. Students will write short papers on the readings and do a collaborative project with sequential reports to the seminar.

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Fashion Law Lab

Course #: 2936 Term: 2024WI Faculty: Sarian, Nana; Harris, Rebecca Credits: 2.00
Type: Elective Subject Areas: Contracts; Contracts; Contracts; Arts, Entertainment, and Sports Law; Contracts; Environmental Law and Policy; Human Rights; Intellectual Property

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 4:00 PM	WCC1015
Tue 1:00 PM - 4:00 PM	WCC1015
Wed 1:00 PM - 4:00 PM	WCC1015
Thu 1:00 PM - 4:00 PM	WCC1015
Fri 1:00 PM - 4:00 PM	WCC1015

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: None
Exam Type: No Exam

This experiential course is taught by Nana Sarian, a General Counsel in fashion and senior legal, business affairs and sustainability advisor of luxury brands, and Rebecca Harris, an associate in Gunderson Dettmer’s Boston office in the Licensing, Strategic Partnering & Commercial Transactions group.

Nana Sarian developed the Fashion Law Lab and has been teaching the course at HLS since 2017. Rebecca Harris has been part of the teaching team since the course commenced and is returning for her fifth year as Co-Lecturer.

The course will consist of interactive workshops featuring case studies on fashion law. Students will put themselves in the shoes of a lawyer advising a range of stakeholders in the fashion industry, working in small groups to tackle real legal challenges and scenarios faced by in-house and outside fashion counsel on a daily basis from the office and atelier to the runway, with a particular focus on legal analysis and problem solving. Topics will range from intellectual property (including the protection of fashion designs, focusing on the differences between protection in the US and EU), commercial law (including commercial arrangements to license the IP of a brand to third parties for the manufacture and sale of products which traditionally are not produced in-house by a brand, e.g. fragrance, beauty, sportswear), the laws relevant to fashion shows/presentations (covering matters as broad as design rights, fashion photographers and labor law), supply chains, human rights, animal rights, (with a focus on sustainability in fashion), the digital world (covering AI, NFTs and the metaverse) and social media.

Various international guest lecturers from the fashion industry will also be invited to present in class including Margaret Zhang (Editor in Chief of Vogue China), Marianna Nitsch (Group General Counsel and Company Secretary, Chanel), Joan Smalls (model), Marie-Claire Daveu (Chief Sustainability and Institutional Affairs Officer, Kering), Peter Dundas (Creative Director and founder of the Dundas brand), Ja Rule (rapper and artist), Sneaker Law authors Kenneth Anand (former Head of Business Development and General Counsel of YEEZY) and Jared Goldstein (Legal Counsel LiveIntent, Undertone and Complex Media), Olivia Ponton (model and influencer), Pier Luigi Roncaglia (an IP practitioner based in Italy who specializes in civil litigation in all areas of IP before all Italian courts, the General Court and the Court of Justice of the European Union as well as criminal litigation and anti-counterfeiting) as well as Bradford OBrian (Assistant Vice President, Global Marketing, Ralph Lauren Fragrances).

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Note: This course will meet over 9 sessions on the following dates: January 2, 3, 5, 8, 9, 10, 11, 12, and 16.

Federal Budget Policy

Course #: 2566 **Term:** 2023FA **Faculty:** Jackson, Howell **Credits:** 2.00

Type: Elective **Subject Areas:** State Courts; Administrative and Regulatory Law; Constitutional Law; Finance, Accounting, and Strategy; Financial and Monetary Institutions; Law and Economics; State and Local Government

Delivery Mode: Course

Days and Times:	Location
Tue 8:00 AM - 10:00 AM	WCC1023

Course Description: Prerequisites: None
Exam Type: No Exam. Students enrolled in the course will be expected to submit a series of reaction papers to daily assignments, some of which may be team reaction papers, as well as a somewhat longer paper addressing an issue of current policy debate.
The goal of this course is to introduce students to the law and practice of federal budgeting in the United States. We will begin with the basic structure of the federal budget process, including the Presidents budget and Congressional budget procedures. We will explore the roles of all three branches of federal government in setting budget policy in the United States, covering government shut-downs, debt ceiling crises, continuing resolutions, and ongoing debates over budget reforms and fiscal challenges. We will also examine current debates over deficits and public debt levels. Based on student interest, we may also take up entitlement reform, defense spending, budgeting for infrastructure as well as topics related to state budgeting practices and federal-state relations in budget policy.
Readings will be from Fiscal Challenges: An Interdisciplinary Approach to Budget Policy (2007) (Howell Jackson, et al., eds.) and additional distributed materials.
Students interested in writing a research paper on budget policy can sign up to write such a paper for independent credit in the Spring semester. Research topics should be arranged with permission of the instructor. Examples of student papers from past years are available at <http://scholar.harvard.edu/briefingpapers/home>.
Note: This course will be jointly listed with HKS as MLD-420M.

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Federal Courts and the Federal System

Course #: 2086 Term: 2023FA Faculty: Field, Martha Credits: 5.00

Type: Multisection Subject Areas: Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Administrative and Regulatory Law; Civil Litigation; Civil Rights; Constitutional Law; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 12:00 PM	LAN272
Tue 10:20 AM - 12:00 PM	LAN272
Wed 10:20 AM - 12:00 PM	LAN272

Course Description: Prerequisites: For JD students, this course is open to those who have taken 1L Constitutional Law, or are concurrently taking, one of the basic courses in Constitutional Law: Constitutional Law; Constitutional Law: First Amendment or Constitutional Law: Separation of Powers, Federalism, and Fourteenth Amendment. For LLM students, instructor permission is required to enroll in this course.
Exam Type: In Class
This course involves a study of the role of the federal courts in the operation of the federal system. Topics include: choice of law in the federal courts and the development of federal common law; the power of Congress to regulate jurisdiction; Supreme Court review of state court judgments; federal habeas corpus; and the federal question jurisdiction, including limitations on its exercise. Special attention will be given to various technical doctrines that frequently limit federal jurisdiction in constitutional litigation against states: the abstention and sovereign immunity doctrines and limitations on federal injunctions against state proceedings. Other topics concerning the Civil Rights Act, 42 U.S.C. 1983, will also be considered.

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Federal Courts and the Federal System

Course #: 2086 **Term:** 2024SP **Faculty:** Fallon, Richard **Credits:** 5.00

Type: Multisection **Subject Areas:** State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:15 PM	AUS101
Thu 1:30 PM - 3:15 PM	AUS101
Fri 1:30 PM - 3:15 PM	AUS101

Course Description: Prerequisite: For JD students, this course is open to those who have completed 1L Constitutional Law or an equivalent course in another law school. For LLM students, instructor permission is required to enroll in this course.
Exam Type: In Class
This course offers a study of the role of the federal courts in the operation of the federal system. It is an advanced course in public law, judicial administration, and constitutional and civil rights litigation and will assume a knowledge of substantive constitutional law. Topics include the case or controversy requirement; the power of Congress to regulate the jurisdiction of the Supreme Court and the lower federal courts; federal question jurisdiction; doctrines of sovereign and official immunity; federal common law; Supreme Court review of state court judgments; abstention; and federal habeas corpus. Willingness to participate in class discussion, including through cold calls, is a requirement of enrollment.

Federal Courts and the Federal System

Course #: 2086 **Term:** 2023FA **Faculty:** Goldsmith, Jack **Credits:** 5.00

Type: Multisection **Subject Areas:** Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Administrative and Regulatory Law; Civil Litigation; Civil Rights; Constitutional Law; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:10 PM	LAN272
Thu 1:30 PM - 3:10 PM	LAN272
Fri 1:30 PM - 3:10 PM	LAN272

Course Description: Prerequisite: 1L Constitutional Law or Constitutional Law: Separation of Powers, Federalism, and Fourteenth Amendment; students who have not completed that pre-requisite may enroll only with the permission of the instructor. For LLM students, instructor permission is required to enroll in this course.
Exam Type: In Class
This course studies the role of the federal courts in the federal system. Topics covered will include the case or controversy requirement and justiciability, congressional authority to regulate the jurisdiction of the federal courts, federal habeas corpus, advanced Erie issues, federal common law, and sovereign immunity.

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Federal Courts Clinic

Course #: 8056 **Term:** 2024WS **Faculty:** Zimmer, David **Credits:** 5.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Civil Litigation; Civil Rights; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Federal Courts Clinical Seminar (1 spring classroom credit). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: November 17, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Multi-Semester: This is a winter-spring clinic (2 winter clinical credits + 2-3 spring clinical credits).

Placement Site: Various externship placements.

The Federal Courts Clinic allows students to work with federal judges throughout the country and at different levels of the judicial system to gain a greater insight into the workings of the federal judiciary. Students in the clinic will spend winter term on-site working in the Chambers of a federal judge, and then continue their work remotely in the spring semester. Most students will likely work in the Chambers of either a court of appeals or district court judge, but some students may also work for federal bankruptcy or magistrate judges. Students' specific assignments will vary according to the needs of their judge, but will likely include drafting bench memos, assisting with preparations for trials, hearings and arguments, and other work related to cases before the court. The Clinic will be directed by David Zimmer, a Partner in the Supreme Court and Appellate practice at Goodwin Procter, who clerked at both the U.S. Supreme Court and the Ninth Circuit Court of Appeals, and who has significant experience practicing before all levels of the federal courts. Mr. Zimmer will also teach the Federal Courts Clinical Seminar, in which students in the clinic will have the opportunity to discuss and analyze their experiences to gain greater insight into the broader work of the federal judiciary. Once enrolled in the clinic, students will meet with the clinic director and then begin the process of applying to potential judicial placements. The required clinical seminar component will meet in the spring term only.

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Federal Courts Clinical Seminar

Course #: 3066 **Term:** 2024SP **Faculty:** Zimmer, David **Credits:** 1.00

Type: Elective **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure

Delivery Mode: Seminar

Days and Times:	Location
Wed 8:00 AM - 10:00 AM	WCC3008

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website.

Required Clinic Component: Federal Courts Clinic (2 winter clinical credits + 2-3 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: November 17, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
This Clinical Seminar accompanies the Federal Courts Clinic. Students in the clinic will spend winter term on-site working in the Chambers of a federal judge, and then continue their work remotely in the spring semester. in the Chambers of a federal judge - usually a court of appeals or district court judge, but also potentially a bankruptcy or magistrate judge. In the Clinical Seminar, students will share and analyze their experiences in Chambers (to the extent consistent with confidentiality requirements), with the goal of gaining a fuller understanding of overall functioning of the federal courts and the different roles that judges play at different levels in the federal judicial system (as well as the different views different judges have concerning those roles). Students will also discuss the role that clerks/externs do/should play, and other topics concerning the federal judicial system that are raised by the students work. The Clinical Seminar will be taught (and the Clinic directed) by David Zimmer, a Partner in the Supreme Court and Appellate practice at Goodwin Procter, who clerked at both the U.S. Supreme Court and the Ninth Circuit Court of Appeals, and who has significant experience practicing before all levels of the federal courts.

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Federal Indian Law

Course #: 2002 **Term:** 2024SP **Faculty:** Fletcher, Matthew **Credits:** 3.00
Type: Elective **Subject Areas:** American Indian Law; Constitutional Law

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	LAN272
Tue 3:45 PM - 5:45 PM	LAN272
Wed 3:45 PM - 5:45 PM	LAN272

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisite: None
Exam Type: Last Class Take-Home

This course is an introduction to federal Indian law, the body of law recognizing and limiting the sovereignty of tribal governments. The course covers the origins of this law, founded in the conflict between colonialism, constitutionalism, and tribal resilience, as well as the modern doctrines governing tribal, federal, and state jurisdiction, the scope of federal power, equal protection, statutory and treaty interpretation, and the borders of Indian country. Students will gain a critical understanding of the contemporary challenges facing Native peoples, and the directions courts, tribes, and Congress may take in addressing them.

Note: This course will meet over the first seven weeks of the term, ending on March 6, 2024.

Feminist Utopias

Course #: 3069 **Term:** 2024SP **Faculty:** Rosenfeld, Diane **Credits:** 1.00
Type: Elective **Subject Areas:** Gender and the Law

Delivery Mode: Reading Group

Days and Times:	Location
Thu 3:45 PM - 5:45 PM	WCC3011

Course Description: Prerequisites: None
Exam Type: No Exam

In this reading group on Feminist Utopias, we explore literature, essays and history of womens law reform movements through time. What difference will feminist governance make in society? Is it most effective to reform the current system or to imagine - and then build - an alternative one? Students will have the opportunity to develop their own concepts for utopian ideals in a sex-equal society.

Note: This reading group will meet on the following dates: February 1, February 15, February 29, March 21, April 4, April 18.

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First Year Legal Research and Writing 1A

Course #: 1006	Term: 2023FA	Faculty: Lanham, Andrew	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		LAN272	
Course Description: Exam Type: No Exam			

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 1A

Course #: 1006	Term: 2024SP	Faculty: Lanham, Andrew	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		LAN272	
Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement. Exam Type: No Exam			

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 1B

Course #: 1006	Term: 2024SP	Faculty: Bewley, Elizabeth	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		LAN225	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 1B

Course #: 1006	Term: 2023FA	Faculty: Bewley, Elizabeth	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		HAU102	

Course Description: Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 2A

Course #: 1006	Term: 2023FA	Faculty: Donnelly, Tom	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		AUS101	
Course Description:	Exam Type: No Exam		

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 2A

Course #: 1006	Term: 2024SP	Faculty: Donnelly, Tom	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		WCC1019	
Course Description:	Students who enroll in this offering may count the credits towards the JD experiential learning requirement. Exam Type: No Exam		

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 2B

Course #: 1006	Term: 2024SP	Faculty: Reed, Drake	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:	Location		
Mon 6:00 PM - 8:00 PM	WCC1023		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 2B

Course #: 1006	Term: 2023FA	Faculty: Reed, Drake	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:	Location		
Thu 3:45 PM - 5:45 PM	GRS110		

Course Description: Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 3A

Course #: 1006	Term: 2023FA	Faculty: Olson, Andrea	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		PND102	
Course Description: Exam Type: No Exam			

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 3A

Course #: 1006	Term: 2024SP	Faculty: Olson, Andrea	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		LAN272	
Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement. Exam Type: No Exam			

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 3B

Course #: 1006	Term: 2024SP	Faculty: Basile, Marco	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		LAN225	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 3B

Course #: 1006	Term: 2023FA	Faculty: Basile, Marco	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCCB015	

Course Description: Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 4A

Course #: 1006	Term: 2023FA	Faculty: Mirasola, Chris	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCC2012	
Course Description:	Exam Type: No Exam		

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 4A

Course #: 1006	Term: 2024SP	Faculty: Rauch, Daniel	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		PND102	
Course Description:	Students who enroll in this offering may count the credits towards the JD experiential learning requirement. Exam Type: No Exam		

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 4B

Course #: 1006	Term: 2024SP	Faculty: An, Yutian	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		PND101	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 4B

Course #: 1006	Term: 2023FA	Faculty: An, Yutian	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCCB010	

Course Description: Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 5A

Course #: 1006	Term: 2023FA	Faculty: Denler, Haley	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCC2009	
Course Description: Exam Type: No Exam			

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 5A

Course #: 1006	Term: 2024SP	Faculty: Pappavaselio, Chris	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		WCC2009	
Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement. Exam Type: No Exam			

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 5B

Course #: 1006	Term: 2024SP	Faculty: Haymond, Monica	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		WCC1010	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 5B

Course #: 1006	Term: 2023FA	Faculty: Haymond, Monica	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		HAU104	

Course Description: Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 6A

Course #: 1006

Term: 2023FA

Faculty: Sandel, Adam

Credits: 2.00

Type: 1course

Subject Areas: Not Applicable

Delivery Mode: Course

Days and Times:

Location

Thu 3:45 PM - 5:45 PM

WCC1019

Course Description:

Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 6A

Course #: 1006

Term: 2024SP

Faculty: Sandel, Adam

Credits: 2.00

Type: 1course

Subject Areas: Not Applicable

Delivery Mode: Course

Days and Times:

Location

Tue 6:00 PM - 8:00 PM

WCC2009

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 6B

Course #: 1006	Term: 2024SP	Faculty: Watson, Bill	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		WCC1010	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 6B

Course #: 1006	Term: 2023FA	Faculty: Watson, Bill	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		PND100	

Course Description: Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 7A

Course #: 1006	Term: 2023FA	Faculty: Tobin, Susannah	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCC1015	
Course Description: Exam Type: No Exam			

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 7A

Course #: 1006	Term: 2024SP	Faculty: Tobin, Susannah	Credits: 2.00
Type: 1lcourse	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		WCC1015	
Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement. Exam Type: No Exam			

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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First Year Legal Research and Writing 7B

Course #: 1006	Term: 2024SP	Faculty: Ramirez, Saul	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		WCC1023	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

First Year Legal Research and Writing 7B

Course #: 1006	Term: 2023FA	Faculty: Ramirez, Saul	Credits: 2.00
Type: 1course	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCC2004	

Course Description: Exam Type: No Exam

The First-Year Legal Writing and Research Program (LRW) is a series of exercises introducing students to the way lawyers analyze and frame legal positions in litigation, conduct legal research, and present their work in writing and in oral argument. Students actively learn research and writing skills by preparing initial and final drafts of memoranda and briefs and by becoming familiar with accessing both print and electronic research materials. In the spring, each first-year student is required to participate in the First-Year Ames Moot Court Program as a part of LRW, and to brief and argue a moot appellate case in a team of two. The course meets once a week for two hours or in one-on-one conferences. It carries two academic credits each semester and is graded honors/pass/low pass/fail. First-year law students in the Program are instructed by fourteen Climenko Fellows--promising legal scholars with high academic achievements and a strong interest in pursuing a career in law teaching--as well as by research librarians and upper-class teaching assistants.

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Food and Drug Law

Course #: 2091 **Term:** 2024WI **Faculty:** Hutt, Peter Barton **Credits:** 3.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Health, Food, and Drug Law

Delivery Mode: Course

Days and Times:	Location
Mon 9:00 AM - 12:30 PM	GRS110
Tue 9:00 AM - 12:30 PM	GRS110
Wed 9:00 AM - 12:30 PM	GRS110
Thu 9:00 AM - 12:30 PM	GRS110
Fri 9:00 AM - 12:30 PM	GRS110

Course Description: Prerequisite: None
Exam Type: No Exam. A paper is required.

This course explores the full range of federal regulation of products subject to the jurisdiction of the Food and Drug Administration (FDA). These products include food, human prescription and nonprescription drugs, animal feed and drugs, biologics and blood products, medical devices, and cosmetics, which together comprise approximately 20% of the gross national product. The course examines the public policy choices underlying the substantive law, FDA enforcement power, and agency practice and procedure. The course covers such contemporary issues as protecting against unsafe or mislabeled food, controlling carcinogens, expediting approval of AIDS and cancer drugs, assuring the safety of prescription drugs before and after marketing, importing drugs from abroad, switching drugs from prescription to nonprescription status, balancing the benefits and risks of breast implants, the compassionate use of experimental products, regulating complex new medical device technology, control of such biotechnology techniques as gene therapy, requiring adequate consumer and professional labeling for FDA-regulated products, and the relationship among international, federal, and state regulatory requirements.

Enrollment in this course is limited to fifty-two students. The required course paper may be combined with the Option 1 Written Work Requirement. This applies to students who take the course as a 2L or a 3L. Students who know that they wish to choose this option should e-mail the instructor at phutt@cov.com.

Note: This course will meet daily through winter exams (January 2-19, 2024).

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Food Law and Policy

Course #: 2359 **Term:** 2023FA **Faculty:** Scott, Emma; Findley, Trevor **Credits:** 2.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Environmental Law and Policy; Health, Food, and Drug Law; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC3015

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: No prerequisites for JD students. LLM students must seek faculty permission.
Exam Type: No Exam
This seminar will present an overview of topics in food law and policy, and will examine how these laws shape what we eat. In recent years, increasing attention has been paid to a range of issues impacting the food system from farm to fork to landfill. In the past few years, major news stories have covered the U.S. farm bill, labeling of genetically engineered food products, soda taxes, efforts to regulate school meals, and the misleading and unregulated terrain of expiration dates.
In order to better understand these issues and some of their root causes, we will examine food policy via the lenses of farmers, consumers, and corporations, as well as using diverse disciplinary perspectives. Each class will begin with ensuring a shared understanding of the relevant sources of law before delving into policy considerations and discussions of what the law could and should be. We will concentrate on food law in the United States, but will also include comparative global perspectives when helpful.
We begin the course by looking at the basic regulation of food, focusing on the history and current issues in rules regarding food safety. We then analyze federal agricultural policy and farm subsidies, and the environmental, health, and safety implications of our agricultural system. The course will cover issues in food labeling, including nutrition information, health claims, GMO labeling, and organic labeling. Students will also examine the role the government plays in determining what foods are consumed, through its Dietary Guidelines, food assistance programs, and other attempts to increase healthy food access or consumption. Finally, we will evaluate a range of existing and potential policy interventions at the federal, state, and local level.
The reading materials will be provided in a course reader and on the course website, and include various book chapters, cases, regulations, news reports, and scholarly articles that present diverse viewpoints on the topics presented. The seminar is intended to spark debate between different sides of these often controversial issues.
The seminar is open to any student interested in food and agricultural policy and its implications on health and the environment, and no background or prerequisites are required. Rather than an examination, students will be required to submit short discussion posts via the online course discussion board; prepare for and participate in in-class role play debates; and write a policy paper that explains a food law problem and recommends a policy change intended to improve the health, nutrition, or environmental outcomes. Grades will be determined on the basis of these written submissions, in-class role plays, and class participation.
Enrollment in the seminar is limited to 22 students and it is open to LLM students by permission.
This course satisfies the clinical seminar requirement for the Food Law & Policy Clinic. The drop deadline for students enrolled in this course in a clinical seat is August 18, 2023.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Food Law and Policy

Course #: 2359 **Term:** 2024SP **Faculty:** Broad Leib, Emily **Credits:** 2.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Environmental Law and Policy; Health, Food, and Drug Law; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC5048

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: No prerequisites for JD students. LLM students must seek faculty permission.
Exam Type: No Exam
This seminar will present an overview of topics in food law and examine how these laws shape what we eat. In recent years, increasing attention has been paid to a range of issues impacting the food system from farm to fork to landfill. For example, recent major news stories have covered oppressive labor conditions for agricultural workers and lack of hazard pay during COVID or heat protection during heat waves; state and local efforts to expand access to healthy foods and to tax or label unhealthy products; reporting of the scale of land loss by BIPOC producers as a result of direct governmental and societal discrimination; and efforts to prevent labeling of plant-based products as “meat” or “milk.” Since March 2020, we have seen increased visibility of issues related to food production, safety of food workers, and food insecurity, as the COVID-19 pandemic revealed and exacerbated fractures and inequities embedded in our food systems.
In order to better understand these issues and some of their root causes, we will examine food law and policy via the diverse lenses of producers, consumers, workers, communities, and companies, as well as using various disciplinary perspectives. We will concentrate on food law in the United States, but will also discuss the global food system, and will include comparative international perspectives in several areas. Some of the overall themes that this course addresses are the environmental, health, and safety consequences of food production; the lack of a coordinated U.S. food policy and the challenges posed by our fragmented regulatory framework; the failure of agricultural practices to internalize the costs of their environmental and health impacts; the challenges to promoting transparency in food labeling and marketing; the deep-rooted inequities in those who benefit from and are burdened by the food system; and the grave food insecurity and food access challenges across the U.S. In addition to following these themes throughout the course, we will also evaluate a range of existing and potential policy interventions at the federal, state, and local level.
The reading materials will be provided in a course reader and on the course website, and include various book chapters, cases, regulations, news reports, and scholarly articles that present diverse viewpoints on the topics presented. The seminar is intended to spark debate between different sides of these often controversial issues.
The seminar is open to any student interested in food and agricultural policy and its implications on health and the environment, and no background or prerequisites are required. Rather than an examination, students will be required to submit short discussion posts via the online course discussion board; prepare for and participate in in-class role play debates; and write a policy paper that explains a food law problem and recommends a policy change intended to improve the health, nutrition, or environmental outcomes. Grades will be determined on the basis of these written submissions, in-class role plays, and class participation.
This course satisfies the clinical seminar requirement for the Food Law & Policy Clinic. The drop deadline for students enrolled in this course in a clinical seat is December 8, 2023.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Food Law and Policy Clinic

Course #: 8038

Term: 2024SP

Faculty: Broad Leib, Emily

Credits: 5.00

Type: Clinic

Subject Areas: Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Corporate and Transactional Law; Environmental Law and Policy; Health, Food, and Drug Law; International Law; Poverty Law and Economic Justice

Delivery Mode: Clinic

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Students in the spring clinic must enroll in either Food Law and Policy (2 spring classroom credits) or Policy Advocacy Workshop (2 spring classroom credits), or must have taken one of those courses in a prior semester. Students who enroll in the spring clinic will be enrolled in one of the required courses by the Office of Clinical and Pro Bono Programs. Students are guaranteed a seat in one of these two required courses, but are not guaranteed their first choice. Students enrolled in either course under a clinical seat will lose their seat if they choose to drop the clinic.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

The Food Law and Policy Clinic of Harvard Law School (FLPC) provides students with the opportunity to practice using legal and policy tools in order to address the health, environmental, and economic impacts of our food system. FLPC utilizes substantive expertise in food law and policy and a robust policy skill set to assist clients and communities in understanding and improving the laws impacting the food system.

Students enrolled in the clinic get hands-on learning experience conducting legal and policy research for individuals, communities, and governments on a wide range of food law and policy issues.

Students have the opportunity to: comment on major federal regulations, such as the Food and Drug Administration rules impacting food safety on the farm; identify and promote creative policies to reduce the 40% of food that goes to waste in the U.S.; train and empower food policy councils and other community coalitions to achieve their food system goals; and research and recommend policies increasing access to healthy food at all levels of government.

Students develop a variety of transferable skills in areas such as research, writing, creative problem-solving, project management, oral communication, and leadership. In particular, students will have the opportunity to draft memoranda, white papers, and regulatory comments; conduct statutory interpretation; compose legislation and regulations; petition for agency rulemaking or enforcement actions; conduct interviews and fact-finding; and prepare and train communities about civic engagement, the food system, and policy change. Clinic clients are located around the United States and the globe, and some students may have the opportunity to travel.

For more information about the clinic, please email Professor Broad Leib at ebroad@law.harvard.edu or visit our clinic at 1607 Massachusetts Avenue, 4th floor.

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Food Law and Policy Clinic

Course #: 8038 **Term:** 2023FA **Faculty:** Scott, Emma **Credits:** 5.00
Type: Clinic **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Corporate and Transactional Law; Environmental Law and Policy; Health, Food, and Drug Law; International Law; Poverty Law and Economic Justice

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Food Law and Policy (2 fall classroom credits) or Policy Advocacy Workshop or Food Law and Policy in a prior semester. Some seats are saved for clinical students. Students who enroll in this clinic will be enrolled in the required course by the Office of Clinical and Pro Bono Programs. Students who drop this clinic will also lose their seat in the required class component.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

The Food Law and Policy Clinic of Harvard Law School (FLPC) provides students with the opportunity to practice using legal and policy tools in order to address the health, environmental, and economic impacts of our food system. FLPC utilizes substantive expertise in food law and policy and a robust policy skill set to assist clients and communities in understanding and improving the laws impacting the food system.

Students enrolled in the clinic get hands-on learning experience conducting legal and policy research for individuals, communities, and governments on a wide range of food law and policy issues.

Students have the opportunity to: comment on major federal regulations, such as the Food and Drug Administration rules impacting food safety on the farm; identify and promote creative policies to reduce the 40% of food that goes to waste in the U.S.; train and empower food policy councils and other community coalitions to achieve their food system goals; and research and recommend policies increasing access to healthy food at all levels of government.

Students develop a variety of transferable skills in areas such as research, writing, creative problem-solving, project management, oral communication, and leadership. In particular, students will have the opportunity to draft memoranda, white papers, and regulatory comments; conduct statutory interpretation; compose legislation and regulations; petition for agency rulemaking or enforcement actions; conduct interviews and fact-finding; and prepare and train communities about civic engagement, the food system, and policy change. Clinic clients are located around the United States and the globe, and some students may have the opportunity to travel.

For more information about the clinic, please email Professor Broad Leib at ebroad@law.harvard.edu or visit our clinic at 1607 Massachusetts Avenue, 4th floor.

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Food System Workers

Course #: 3136 **Term:** 2024SP **Faculty:** Scott, Emma **Credits:** 1.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Employment and Labor Law; Health, Food, and Drug Law

Delivery Mode: Reading Group

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC4057

Course Description: Prerequisite: None
Exam Type: No Exam

Despite their essential role, food system workers face some of the worst working conditions in the country. This reading group will examine different sectors of the food system and how law and policy impact workers employed in those sectors. Assigned readings will include articles, reports, personal narratives, and book excerpts that analyze these issues and the socio-cultural dynamics shaping them. While many different types of workers support the food system, we will focus specifically on workers in agriculture, meatpacking and poultry processing, fisheries, and food service. At each meeting will discuss relevant laws and policies (i.e., wage & hour laws, occupational health and safety laws) as well as recent policy debates and potential solutions.

Note: This reading group will meet over the first six weeks of the term from January 23 to February 27.

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Forced Arbitration and the American Civil Justice System

Course #: 2809 **Term:** 2024SP **Faculty:** Gupta, Deepak **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Litigation; Constitutional Law; Jurisprudence and Legal Theory

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC5052
Mon 1:30 PM - 3:30 PM	WCC5052

Course Description: Prerequisites: None
Exam Type: No Exam

Americans increasingly find themselves subject to binding arbitration clauses imposed by corporations on a take-it-or-leave-it basis. A broad range of claims that would previously have been brought in court, often through class actions-discrimination, wage theft, consumer-protection, or antitrust claims, for example-are now channeled into confidential bilateral arbitration. Or they are simply not brought at all.

The rapid rise of forced arbitration represents one of the most profound transformations of the American civil justice system. It has been criticized for inhibiting the law’s development, preventing public disclosure, distorting outcomes, suppressing claims, transferring wealth upwards, violating the constitutional right to a jury trial, and replacing democracy with the fine print. On the other hand, proponents-including a majority of the U.S. Supreme Court-have generally viewed arbitration as a voluntary arrangement that facilitates a more efficient alternative to costly and burdensome litigation.

This seminar explores the history, theory, doctrine, and politics of forced arbitration, focusing on the Supreme Court’s modern arbitration jurisprudence and potential responses through legislation, regulation, and collective action. The course will also seek to situate arbitration’s rise within a broader pattern of procedural retrenchment over the past four decades and consider the prospects for reinvigorating private enforcement and access to civil justice.

Students will write reaction papers and a final seminar paper on a topic of their choosing. Class discussions may be supplemented by guest speakers and may incorporate ongoing developments before the Supreme Court, Congress, and administrative agencies.

The instructor, Deepak Gupta, is the founding principal of Gupta Wessler PLLC, a public interest appellate boutique in Washington, DC. He has represented consumers and workers in key U.S. Supreme Court cases on forced arbitration and access to the civil justice system.

Note: This seminar will meet on average of two hours per week.

This seminar will not meet during the first week of the term. Further details and scheduling information will be posted on Canvas.

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Foundations of International Arbitration: Theory and Practice

Course #: 2973

Term: 2023FA

Faculty: Sobota, Luke; Carlson, Hugh

Credits: 2.00

Type: Elective

Subject Areas: Private Room; International Law; Negotiation and Alternative Dispute Resolution; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC3016
Tue 1:30 PM - 3:30 PM	WCC3016

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: None
Exam Type: No Exam

Through a combination of lectures and in-class simulations, this course will (i) provide an overview of the foundational aspects that arise in the life cycle of an international arbitration; (ii) offer training in advocacy principles and techniques; and (iii) provide significant advocacy experience for students through in-class simulations. Course lectures and simulations will extend to both international commercial arbitration and investment arbitration.

Students will be graded on in-class participation, simulation performances, and advocacy outlines. There will be no final exam.

Note: This course will meet on a condensed schedule, on the following dates: 10/2, 10/3, 10/16, 10/17, 10/23, 10/24, 10/30, 10/31, 11/13, 11/14, 11/27 and 11/28.

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Foundations of International Arbitration: Theory and Practice

Course #: 2973 **Term:** 2024SP **Faculty:** Sobota, Luke; Carlson, Hugh **Credits:** 2.00

Type: Elective **Subject Areas:** Private Room; International Law; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC3007
Tue 1:30 PM - 3:30 PM	WCC3007

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: None
Exam Type: No Exam

Through a combination of lectures and in-class simulations, this course will (i) provide an overview of the foundational aspects that arise in the life cycle of an international arbitration; (ii) offer training in advocacy principles and techniques; and (iii) provide significant advocacy experience for students through in-class simulations. Course lectures and simulations will extend to both international commercial arbitration and investment arbitration.
Students will be graded on in-class participation, simulation performances, and advocacy outlines. There will be no final exam.

Note: This course will meet over six weeks:
February 19-20
March 4-5
March 18-19
March 25-26
April 1-2
April 15-16

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Framing, Narrative, and Supreme Court Jurisprudence

Course #: 3011 Term: 2024SP Faculty: Jenkins, Alan Credits: 2.00
Type: Elective Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Constitutional Law; Jurisprudence and Legal Theory; Legal History; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Thu 6:00 PM - 8:00 PM	LEW202

Course Description: Prerequisites: None
Exam Type: No Exam
In this seminar we will examine the ways in which the rhetorical and communications principles of framing and narrative inform U.S. Supreme Court jurisprudence and advocacy. Analyzing opinions, briefs, and oral arguments, as well as legal and social science scholarship, we will consider how different approaches to legal storytelling can lead to differing judicial outcomes. And we will discuss the implications of our findings for the development and integrity of the law.
Class participation and successful completion of written and oral assignments (including a final paper) will count for significant portions of students final grades. Assigned material will include cases, legislation, legal scholarship, social science literature, and mass media works.

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Freedom of Expression and the Race Question

Course #: 3201 Term: 2024WI Faculty: Kennedy, Randall Credits: 3.00
Type: Elective Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Constitutional Law; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 9:00 AM - 12:30 PM	WCCB010
Tue 9:00 AM - 12:30 PM	WCCB010
Wed 9:00 AM - 12:30 PM	WCCB010
Thu 9:00 AM - 12:30 PM	WCCB010
Fri 9:00 AM - 12:30 PM	WCCB010

Course Description: Prerequisites: None
Exam: No Exam

This course will examine racial influences on controversies involving claims to freedom of expression.

The provisional table of contents for the course is as follows:

Dissent, Repression, and Race in the Age of Slavery

Raising Voices despite Threats: protests against lynching and racial discrimination during wartime

Censorship as racial justice? -- the campaign against birth of a Nation

Anti-communism, race, and freedom of expression

Dissent, repression, and race in the second reconstruction

Can protest against racism go too Far? (Should church be off limits?)(Should homes be off limits?)

Reading, writing, and worshipping behind prison walls

Censorship as racial justice (ii): critical race theory and other challenges from the left to liberal freedom of expression

Problems in liberal free expression ideology ((the disinvitation controversy) (State mandated freedom)

Attempts to silence progressive race talk: the campaign against critical race theory

The road ahead: seeking robust pluralism

The reading for the course will consist of provocative pieces with widely divergent positions on the issues under discussion.

The requirements for the course are two fold: active participation in conversation and a 15 to 20 page, double-spaced paper due within two weeks after the final class. I am not looking for a paper that will

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require additional research. I am looking for a concise, intense response to a pertinent topic that puts to use the readings and conversations generated by the course.

From Flint to the Colorado: Managing Water in the 21st Century

Course #: 2292 **Term:** 2023FA **Faculty:** Salzman, James **Credits:** 1.00

Type: Elective **Subject Areas:** Administrative and Regulatory Law; Environmental Law and Policy

Delivery Mode: Reading Group

Days and Times:	Location
Thu 6:00 PM - 8:00 PM	WCC3034

Course Description: Prerequisite: None
Exam Type: No Exam

Water is sometimes scarce, sometimes abundant, but always essential to life. Its governance presents a unique mix of international, federal and state regulatory regimes that remain deeply contested. The rules for who gets water were largely set over a century ago. Not surprisingly, they provide a poor fit for todays much greater demands for water from cities and agriculture, not to mention the hard realities of climate change. We will explore together the current crisis on the Colorado River, the drinking water legacies of Flint and Jackson, why hedge funds are investing in the Blue Gold of the 21st century, tribal reserved rights, and whether there should be a right to water, among other current issues. By the end of the semester, you will have a much greater understanding of why a seemingly simple, clear liquid is so very difficult to manage.

Note: This reading group will meet on the following dates: 9/14, 9/28, 10/12, 10/26, 11/9, 11/30

Students who have completed Water Law previously are not eligible to enroll in this reading group for credit.

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From Protest to Law: Triumphs and Defeats in Struggles for Racial Justice, 1950-1970

Course #: 2697 Term: 2023FA Faculty: Kennedy, Randall Credits: 3.00
Type: Elective Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Constitutional Law; Legal History; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:00 PM	PND100
Tue 1:30 PM - 3:00 PM	PND100

Course Description: Prerequisite: None
Exam Type: No Exam
The requirement for the course is writing that amounts to about thirty double spaced pages. The writing can take many forms - one paper or several.

This course will examine changes in law wrought by protests against racial injustice that erupted in the mid twentieth century. The principal topics will include disputes over segregation (see, e.g. Brown v. Board of Education and Loving v. Virginia), invidious private racial discrimination (see, e.g. the Civil Rights Acts of 1964 and 1968), and racial disfranchisement (see e.g. the Voting Rights Act of 1965). Considerable attention will be focused on lawyers and judges who played key roles in the drama of the Second Reconstruction.

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Fundamentals of Statistical Analysis

Course #: 2093 **Term:** 2023FA **Faculty:** Avedian, Arevik **Credits:** 3.00

Type: Elective **Subject Areas:** Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Tue 10:15 AM - 11:45 AM	LEW214
Wed 10:15 AM - 11:45 AM	LEW214

Course Description: Prerequisites: No prerequisites, prior empirical or software background is not required for this course. This class can be taken as part of the HLS empirical track as a prerequisite for the Applied Quantitative Analysis and the Advanced Quantitative Analysis.

Exam Type: No Exam

Intended for law students with little or no background in mathematics and statistics, Fundamentals of Statistical Analysis will provide basic tools needed for designing, conducting and critically assessing empirical legal research. Topics include research design, introduction to probability, descriptive statistics, hypothesis testing, statistical inference, univariate and bivariate analysis using one and two-sample t-tests, z-tests, Chi2 and ANOVA. We will learn and practice the math behind the models, to understand how distributions, differences, choice and size of samples impact our results mathematically as well as theoretically. The course is hands-on and applied in nature, it provides students an opportunity to become proficient in the use of the Stata statistical software. Applying mathematical concepts on real data enables students to acquire analytic skills in a realistic research context, which helps understanding not only how data are analyzed, but also why they are analyzed. Students will produce a 10-12 page empirical paper at the end of the semester.

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Gender and Political Economy

Course #: 2096 **Term:** 2024SP **Faculty:** Halley, Janet; Shamir, Hila **Credits:** 3.00

Type: Elective **Subject Areas:** Family; Immigration/Refugee; Immigration Law; Immigration Law; Immigration; Family Member; Children and Family Law; Gender and the Law; Human Rights; Immigration Law; International Law; Law and Political Economy; Law and Religion; Poverty Law and Economic Justice

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:50 AM	PND100
Tue 10:20 AM - 11:50 AM	PND100

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisite: None
Exam: Last Class Take-Home
This course will examine the ways in which contemporary liberal legal orders - the United States, other countries around the world, and international entities - construct sex, sexuality, gender and the family to enable political and economic structures and practices that may seem "gender-free." The course will focus equally on theories of political economy and actual institutional practices.
Classic problems will include gender and unpaid labor in the home; gendered patterns in formal and informal labor; provision of care work; state provision of social security/welfare; the regulation of sexual acts and identities; sex crimes; the anti-trafficking system; the commodification of sexuality and sexual services; the family as an economic unit; and the ideological and institutional roles of gender and the family in nationalist, colonial, and post-colonial legal orders.

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Gender Identity, Sexual Orientation, and the Law

Course #: 2467 **Term:** 2023FA **Faculty:** Chen, Alexander **Credits:** 3.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; LGBTQ+; Civil Rights; LGBTQ+; LGBTQ+ Advocacy Clinic; Civil Rights; Constitutional Law; Gender and the Law; LGBTQ+

Delivery Mode: Course

Days and Times:	Location
Mon 10:30 AM - 12:00 PM	PND100
Tue 10:30 AM - 12:00 PM	PND100

Course Description: Prerequisites: None
Exam Type: Any Day Take-Home
This course explores the ways in which the law intersects with gender identity and sexual orientation, examining this complex and evolving area of law in the context of a changing judicial and political landscape. Taught by a leading practitioner in the field, this course emphasizes the legal tools and decision-making processes involved in doing pathbreaking civil rights work. Students will gain an insight into the strategic and ethical tradeoffs involved in using the legal and political system to enact societal change.
Topics covered include: overview of gender identity, sexual orientation, and the historical development of LGBTQ+ rights; constitutional and statutory protections based on gender identity and sexual orientation; access to sex-segregated spaces and activities; religion-, speech-, and ethics-based objections; access to health care and reproductive technologies; non-binary and intersex identities; race and intersectional experience; and unique considerations in military, family, and prison litigation.
Class materials include: case law, case documents, legislative materials, regulatory materials, press accounts, legal scholarship, and sources from other academic disciplines.
Students in the LGBTQ+ Advocacy Clinic are required to take this course in addition to the clinical seminar component.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Gender Violence, Law and Social Justice

Course #: 2098 **Term:** 2024SP **Faculty:** Rosenfeld, Diane **Credits:** 3.00

Type: Elective **Subject Areas:** Gender and the Law

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:00 PM	WCC3018
Thu 1:30 PM - 3:00 PM	WCC3018

Course Description: Prerequisite: None

Exam Type: No Exam

This course offers an in-depth examination of the phenomenon of gender-motivated violence. Following a consideration of the prevalence and variation of types of sexual violence and coercion around the world, we consider questions such as: How, if at all, is violence against women different from other types of violence? How effective have legal strategies to address violence against women been, and what shifts in thinking about gender-motivated violence would be necessary finally to eradicate it? How has the #MeToo movement reshaped the possibility of legal reform? How does the toleration of sexual violence shape peoples expectations and sense of entitlements? What are the implications of gender-based violence for the constitutional guarantee of equal protection of the laws? Does equal protection itself have a gendered meaning and reality?

Among the types of violence against women we will consider are: intimate-partner violence; domestic homicide; prostitution; rape; sex trafficking of women and children; and violence against women facilitated by the Internet. The readings consist of primary and secondary materials drawn from several disciplines: law, social science, political science, public health, psychology, evolutionary biology and women and gender studies.

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Global Anticorruption Lab

Course #: 2646 **Term:** 2023FA **Faculty:** Stephenson, Matthew **Credits:** 2.00
Type: Elective **Subject Areas:** Comparative Law; Criminal Law and Procedure; Law and Political Economy
Delivery Mode: Seminar
Days and Times: **Location**
Wed 6:00 PM - 8:00 PM WCC3034

Course Description: Prerequisite: Enrollment is limited to 12, and is by permission of the instructor. Interested students should email Professor Stephenson (mstephen@law.harvard.edu); the email should include a current CV and a statement of interest (preferably including one or two topics you might be interested in writing about).
Exam Type: No Exam
This course will provide an opportunity for students interested in anticorruption (from legal, social scientific, or policy perspectives) to work on independent research projects in a collaborative, interactive setting. Students will select one or more topics of interest to explore during the semester; we will meet each week to discuss one anothers research, and to brainstorm new topics. In lieu of a long final paper or short weekly response papers, students will instead be expected to contribute three substantive posts to the Global Anticorruption Blog. Participants will also be expected to participate in online discussions and debates about other blog entries. Students interested in expanding their research into a full paper may do so for an appropriate number of additional independent writing credits.

Global Anticorruption Lab

Course #: 2646 **Term:** 2024SP **Faculty:** Stephenson, Matthew **Credits:** 2.00
Type: Elective **Subject Areas:** Comparative Law; Criminal Law and Procedure; Law and Political Economy
Delivery Mode: Seminar
Days and Times: **Location**
Wed 6:00 PM - 8:00 PM WCC3015

Course Description: Prerequisite: Enrollment is limited to 12, and is by permission of the instructor. Interested students should email Professor Stephenson (mstephen@law.harvard.edu); the email should include a current CV and a statement of interest (preferably including one or two topics you might be interested in writing about).
Exam Type: No Exam
This course will provide an opportunity for students interested in anticorruption (from legal, social scientific, or policy perspectives) to work on independent research projects in a collaborative, interactive setting. Students will select one or more topics of interest to explore during the semester; we will meet each week to discuss one anothers research, and to brainstorm new topics. In lieu of a long final paper or short weekly response papers, students will instead be expected to contribute three substantive posts to the Global Anticorruption Blog. Participants will also be expected to participate in online discussions and debates about other blog entries. Students interested in expanding their research into a full paper may do so for an appropriate number of additional independent writing credits.

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Global Governance

Course #: 2100 **Term:** 2023FA **Faculty:** Sikkink, Kathryn **Credits:** 2.00

Type: Elective **Subject Areas:** International Law

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 2:45 PM

Wed 1:30 PM - 2:45 PM

Course Description: Prerequisites: None
Exam Type: No HLS Exam

This course focuses on the interplay among states, international organizations, multinational corporations, civil society organizations, and activist networks in global governance. Global governance refers to the capacity within the international system to provide services and public goods. But to get to that point, global governance also must involve framing new issues, setting agendas, creating norms, building capacity, setting standards, and resolving disputes. Our cases are drawn from a broad range of issue areas, including health challenges such as COVID-19, economic relations, human rights, peace and security issues, including the Russian invasion of Ukraine, and the environment. The objective is to better understand the dynamics and evolution of formal and informal global governance arrangements and what difference they make. In major case in the class, for example, we will try to understand why there wasn't better or more global governance in response to the Coronavirus? The course uses cases, role-playing, and simulations to help students learn how to work with international law to promote global justice.

Note: This course is jointly-listed with HKS as IGA-103. It will meet on the HKS campus and scheduling will adhere to the HKS Academic Calendar. The first day of the fall semester at HKS is Wednesday, August 30, 2023.

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Governing Digital Technologies

Course #: 3243 **Term:** 2023FA **Faculty:** Zittrain, Jonathan **Credits:** 1.00

Type: Elective **Subject Areas:** Intellectual Property; Technology Law and Policy

Delivery Mode: Reading Group

Days and Times: **Location**

Mon 3:45 PM - 5:45 PM LEW214

Course Description: Prerequisite: None
Exam Type: No Exam

There has been a vigorous, decades-long debate around the governance of digital technology – one conducted variously in the public sphere, in academia, and among regulators and legislators – with a discernible impact on the development and use of consumer-facing technologies. These technologies include the Internet and applications built on top of it; AI and machine learning; and the digital platforms that began as individual apps but then became themselves a more comprehensive, at times totalizing, infrastructure of ubiquitous sensors, data, and user analysis.

This reading group will strive to contextualize today’s technology-driven policy challenges in terms of some of the complex technical, legal, and political arcs of digital governance. Over the course of six sessions, we will provide an introduction into the roots of seemingly novel governance problems, as well as look at a few examples of questions of technology policy, looking for the limitations and opportunities confronting both regulators and private-sector decision makers – and the users of these technologies.

Note: This reading group will meet on the following dates, subject to change: 9/11, 9/18, 9/25, 10/2, 10/10, 10/16

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Government Lawyer

Course #: 2103 **Term:** 2023FA **Faculty:** Wroblewski, Jonathan **Credits:** 2.00
Type: Elective **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	HAU104

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and Clinic Q&A.

Required Clinic Component: Government Lawyer: U.S. Attorney Clinic (4-5 clinical credits; either fall or spring semester). Students who are accepted into this clinic will be enrolled in the clinic and clinical seminar by the Office of Clinical and Pro Bono Programs.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Application deadline is April 17, 2023.
Add/Drop Deadline: May 19, 2023 for Fall students; September 1, 2023 for Spring students.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

Exam Type: No Exam. A paper will be required in lieu of an examination.

The course will examine the role and responsibilities of the prosecutor, with a particular focus on federal prosecutors. We will consider legal, ethical, policy, and strategic challenges facing prosecutors. The course will consider questions concerning the politics of prosecution, the role of the prosecutor in the adversarial system, and the autonomy and discretion of the prosecutor. We will look at policy issues that arise around prosecution, as well as those issues that individual prosecutors face in their work. Some specific topics that will be addressed will include prosecutorial ethics; disclosure and discovery issues; pretrial publicity; investigations (including use of the grand jury); sentencing; federalization of crime; and dealing with informants, cooperators, and victims. We will consider these issues in the context of different areas of criminal prosecution, including white-collar crime, organized crime, violent crime, and terrorism.

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Government Lawyer: Attorney General Clinic

Course #: 8015 **Term:** 2023FA **Faculty:** Tierney, James **Credits:** 5.00
Type: Clinic **Subject Areas:** State Courts; State and Local Government
Delivery Mode: Clinic
Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: The Role of the State Attorney General (2 fall classroom credits). Students who enroll in this clinic will be enrolled in the required course by the Office of Clinical and Pro Bono Programs. If a student drops the clinic, they will also lose their seat in the required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: August 18, 2023. LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT. Placement Site: Various externship placements at the Massachusetts AG Office.

The State Attorney General Clinic offers students an opportunity to work with the Office of the Massachusetts Attorney Generals Office. Clinical students responsibilities will include writing and research work pertinent to the division in which they are placed. Assignments will often include research and drafting memos and briefs. Students are placed in various divisions including:

Criminal Bureau (Appeals Division, Cybercrime Division, Enterprise and Major Crimes Division, Environmental Crimes Strike Force, Public Integrity Division)
Government Bureau (Trial Division)
Public Protection Bureau (Civil Rights Division, Health Care Division, Consumer Protection, Environmental Protection Division)

Students must enroll for a minimum of 4 clinical credits (16 hours per week) and must have at least one full day available in their schedules to spend at the Attorney Generals Office. Remaining hours may be completed as half-days (or additional full days). Most offices are open Monday-Friday from 9am-5pm. The Office of the Attorney General in Massachusetts does not allow students to participate in the Tenant Advocacy Project, Prison Legal Assistance Project or Harvard Defenders while in the AG Clinic. Other activities or employment may also not be allowed.

Please contact the Office of Clinical and Pro Bono Programs for more information about this clinic (clinical@law.harvard.edu or 617-495-5202).

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Government Lawyer: Attorney General Clinic

Course #: 8015 **Term:** 2024SP **Faculty:** Tierney, James **Credits:** 5.00
Type: Clinic **Subject Areas:** State Courts; State and Local Government
Delivery Mode: Clinic
Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: The Role of the State Attorney General (2 fall classroom credits). Students who enroll in this clinic will be enrolled in the required course by the Office of Clinical and Pro Bono Programs. If a student drops the clinic, they will also lose their seat in the required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: September 1, 2023. LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT. Placement Site: Various externship placements at the Massachusetts AG Office.

The State Attorney General Clinic offers students an opportunity to work with the Office of the Massachusetts Attorney Generals Office. Clinical students responsibilities will include writing and research work pertinent to the division in which they are placed. Assignments will often include research and drafting memos and briefs. Students are placed in various divisions including:

Criminal Bureau (Appeals Division, Cybercrime Division, Enterprise and Major Crimes Division, Environmental Crimes Strike Force, Public Integrity Division)
Government Bureau (Trial Division)
Public Protection Bureau (Civil Rights Division, Health Care Division, Consumer Protection, Environmental Protection Division)

Students must enroll for a minimum of 4 clinical credits (16 hours per week) and must have at least one full day available in their schedules to spend at the Attorney Generals Office. Remaining hours may be completed as half-days (or additional full days). Most offices are open Monday-Friday from 9am-5pm. The Office of the Attorney General in Massachusetts does not allow students to participate in the Tenant Advocacy Project, Prison Legal Assistance Project or Harvard Defenders while in the AG Clinic. Other activities or employment may also not be allowed.

Please contact the Office of Clinical and Pro Bono Programs for more information about this clinic (clinical@law.harvard.edu or 617-495-5202).

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Government Lawyer: Attorney General Clinic

Course #: 8015 **Term:** 2024WI **Faculty:** Tierney, James **Credits:** 2.00
Type: Clinic **Subject Areas:** State Courts; State and Local Government
Delivery Mode: Clinic
Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: The Role of the State Attorney General (2 fall classroom credits). Students who enroll in this clinic will be enrolled in the required course by the Office of Clinical and Pro Bono Programs. If a student drops the clinic, they will also lose their seat in the required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: September 1, 2023. LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT. Placement Site: Various externship placements at AG offices throughout the country during winter term.

The State Attorney General Clinic during the winter term offers students an opportunity to work in state attorney general offices around the country. Clinic work is full-time over winter term and care will be taken to place students in both states and divisions that meet their professional goals, although particular placements are not guaranteed. Winter term placements are generally involved in various divisions of State AG offices: environment, criminal trials and appeals, human trafficking, civil defense, opinions and consumer protection. Students are placed in offices across the country for a three week period. Some financial support is available to assist with transportation and lodging.

The Office of the Attorney General in Massachusetts does not allow students to participate in the Tenant Advocacy Project, Prison Legal Assistance Project or Harvard Defenders while in the AG Clinic. Other activities or employment may also not be allowed.

Please contact the Office of Clinical and Pro Bono Programs for more information about this clinic (clinical@law.harvard.edu or 617-495-5202).

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Government Lawyer: Semester in Washington Clinic

Course #: 8016

Term: 2024SP

Faculty: Wroblewski, Jonathan

Credits: 8.00

Type: Clinic

Subject Areas: Law and Political Economy; Leadership; Legal Profession and Ethics

Delivery Mode: Clinic

Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Government Lawyer: Semester in Washington Clinical Seminar (3 spring classroom credits). Students who are accepted into the clinic will be enrolled in both the clinic and clinical seminar by the Office of Clinical and Pro Bono Programs.

Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications are due August 18, 2023.

Add/Drop Deadline: December 8, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

Placement Site: Various externship placements in Washington D.C.

Students spend the entire spring term (except for spring break) in Washington, D.C. working as legal interns in a federal government office while taking an evening seminar course (twice a week during the term) on government lawyering. Students are required to work at least 32 hours a week in the spring term, although most work full-time. Clinical work exposes students to the distinct forms of lawyering practiced by government attorneys in diverse policy positions in the federal government. Placements are principally in federal government offices where lawyers conduct research and provide legal advice and assistance on policy, legislative or regulatory matters, rather than investigating and litigating cases.

Placements in past years have included the House and Senate Judiciary Committees, the Departments of Justice and State, the White House Counsels Office, the Central Intelligence Agency, and the Federal Communications Commission. Placements are coordinated by the clinic director, Jonathan Wroblewski, in consultation with students. Students admitted to the clinic will meet individually with the clinic director to discuss their areas of interest and placement possibilities. Every effort will be made so that students can find placements to meet their interest. During the clinic, the director will be available to meet one-on-one with students to discuss their ongoing work experience and progress.

Given the nature of government office hiring and the timing of security clearances, it is possible that placements may not be finalized until after committing to this clinic. Every effort is made so students can find a placement in his or her interest area.

This option is for the spring clinic. There is also a separate winter-spring clinic option, where students also spend the Winter Term in Washington, D.C. working full-time at their placement offices.

To get an inside view of the Program, students may visit the Semester in Washington page on the OCP website, which contains detailed information about the current years syllabus, course requirements, events, funding, housing, placements, etc.

Enrollment is by application and limited to 2L and 3L students. Students must be enrolled full-time at Harvard Law School to apply. Interested students can apply by submitting an application form, current resume, and a writing sample of no more than 10 pages. Apply through an online application form by

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August 18, 2023.

Students should be aware of their yearly HLS credit minimums, as the spring semester is spent entirely off campus (students will receive 8 spring clinical credits + 3 spring course credits for a total of 11 spring semester credits).

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Government Lawyer: Semester in Washington Clinic

Course #: 8016

Term: 2024WS

Faculty: Wroblewski, Jonathan

Credits: 10.00

Type: Clinic

Subject Areas: Law and Political Economy; Leadership; Legal Profession and Ethics

Delivery Mode: Clinic

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Government Lawyer: Semester in Washington Clinical Seminar (3 spring classroom credits). Students who are accepted into the clinic will be enrolled in both the clinic and clinical seminar by the Office of Clinical and Pro Bono Programs.

Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications are due August 18, 2023.

Add/Drop Deadline: November 17, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

Multi-Semester: This is a winter-spring clinic (2 winter clinical credits + 8 spring clinical credits.)

Placement Site: Various externship placements in Washington D.C.

Students spend the entire winter and spring terms (except for spring break) in Washington, D.C. working as legal interns in a federal government office while taking an evening seminar course (twice a week during the spring) on government lawyering. Students are required to work full-time over the winter term (40 hours per week) and at least 32 hours per week in the spring term, although most work full-time during the spring term as well. Clinical work exposes students to the distinct forms of lawyering practiced by government attorneys in diverse policy positions in the federal government. Placements are principally in federal government offices where lawyers conduct research and provide legal advice and assistance on policy, legislative or regulatory matters, rather than investigating and litigating cases. Placements in past years have included the House and Senate Judiciary Committees, the Departments of Justice and State, the White House Counsels Office, the Central Intelligence Agency, and the Federal Communications Commission. Placements are coordinated by the clinic director, Jonathan Wroblewski, in consultation with students. Students admitted to the clinic will meet individually with the clinic director to discuss their areas of interest and placement possibilities. Every effort will be made so that students find placements to meet their interests. During the clinic, the director will be available to meet one-on-one with students to discuss their ongoing work experience and progress.

Given the nature of government office hiring and the timing of security clearances, it is possible that placements may not be finalized until after committing to this clinic. Every effort is made so students find a placement in his or her interest area.

This option is for the winter and spring clinic. There is also a separate spring only clinic option.

To get an inside view of the Program, students may visit the Semester in Washington page on the OCP website, which contains detailed information about the current years syllabus, course requirements, events, funding, housing, placements, etc.

Enrollment is by application and limited to 2L and 3L students. Students must be enrolled full-time at Harvard Law School to apply. Interested students can apply by submitting an application form, current resume, and a writing sample of no more than 10 pages. Apply through an online application form by

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August 18, 2023.

Students should be aware of their yearly HLS credit minimums, as the winter and spring semesters are spent entirely off campus (students will receive 2 winter clinical credits + 8 spring clinical credits + 3 spring course credits for a total of 13 winter and spring semester credits).

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Government Lawyer: Semester in Washington Clinical Seminar

Course #: 2104 **Term:** 2024SP **Faculty:** Wroblewski, Jonathan **Credits:** 3.00

Type: Elective **Subject Areas:** Law and Political Economy; Leadership; Legal Profession and Ethics

Delivery Mode: Seminar

Days and Times: **Location**

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, and OCP Blog Highlights.

Required Clinic Component: Government Lawyer: Semester in Washington Clinic, either during winter-spring (2 winter clinical credits + 8 spring clinical credits) or spring clinic (8 spring clinical credits). Students who are accepted into one of these two clinic offerings (winter-spring or spring) will be enrolled in the clinic and clinical seminar by the Office of Clinical and Pro Bono Programs.

Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications to the clinic are due August 18, 2023.

Add/Drop Deadline: November 17, 2023 for Winter-Spring clinical students. December 8, 2023 for Spring clinical students.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

This course is offered as part of the Government Lawyer: Semester in Washington Clinic. Students spend the entire spring term (except for spring break) in Washington, D.C. working as legal interns in a federal government office while taking an evening course on government lawyering. Students may also begin the clinical work in the winter term. Students are required to work full-time (40 hours per week) over the winter term (if they begin their clinical placement then) and at least 32 hours per week in the spring term, although most students work full-time in the spring term. Clinical work exposes students to the distinct forms of lawyering practiced by government attorneys in diverse policy positions in the federal government. Placements are principally in federal government offices where lawyers conduct research and provide legal advice and assistance on policy, legislative or regulatory matters, rather than investigating and litigating cases.

Students attend the evening seminar course twice a week during the spring term. Readings and classroom discussions will be supplemented by guest speaker events and visits to government offices on several occasions throughout the semester. Case studies will supplement the core readings. The course will focus on the role of the government lawyer in policymaking and the many forces that influence the work of policymaking generally, and the government lawyers part in that process specifically. The course will examine the skills required of government attorneys in policymaking, the unique ethical, legal, and moral issues they face, and the impact of politics and ideology on their work. The course will explore the role of think tanks and interest groups on policymaking, how these organizations have proliferated in Washington over time, and how their work and their influence have changed. The course will look at the discourse in policymaking in Washington, whether and why it has changed, and the implications of the state of discourse for the government lawyer involved in policymaking, legal advice, and advocacy. Finally, the course will explore the process of policymaking, the use of data and research in policymaking, and the role of the bureaucracy. The course will include student discussions of their experiences in their clinical

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placements. Students will be required to come to class prepared to discuss relevant elements of their work. Guest speakers, including government lawyers, issue advocates, and think tank scholars, will visit the class periodically throughout the semester. Students will be expected to research the background of the guests and participate in class interviews to explore their work. The course may also include visits to government offices to examine, for example, how data used in the policymaking process is actually collected and synthesized. A course paper relating to the students work or to classroom subjects will be required in lieu of an examination.

To get an inside view of the Program, students may visit the Semester in Washington page on the OCP website, which contains detailed information about the current years syllabus, course requirements, events, funding, housing, placements, etc.

Enrollment is by application and limited to 2L and 3L students. Students must be enrolled full-time at Harvard Law School to apply. Interested students can apply by submitting an application form, current resume, and a writing sample of no more than 10 pages. Apply through an online application form by August 18, 2023.

Students should be aware of their yearly HLS credit minimums, as the spring semester is spent entirely off campus (students will receive 8 spring clinical credits + 3 spring course credits for a total of 11 spring semester credits). Students who begin their clinical placement in the winter term receive an additional two winter clinical credits).

This course satisfies the HLS Professional Responsibility requirement.

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Government Lawyer: United States Attorney Clinic

Course #: 8017 **Term:** 2023FA **Faculty:** Wroblewski, Jonathan **Credits:** 5.00
Type: Clinic **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Criminal Law and Procedure; Legal Profession and Ethics

Delivery Mode: Clinic
Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and Clinic Q&A.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Government Lawyer (2 fall classroom credits). Students who are accepted into this clinic will be enrolled in the required course by the Office of Clinical and Pro Bono Programs. If a student drops the clinic, they will also lose their seat in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications are due April 17, 2023.
Add/Drop Deadline: May 19, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Placement Site: Various externship placements at the U.S. Attorneys office in Boston.

Students must attend a mandatory training session during the first week of classes.
The Government Lawyer clinic allows students to examine firsthand the roles and responsibilities of a federal prosecutor. Students are placed at the United States Attorneys Office in Boston.
 Work may include research, writing, trial and witness preparation, and attending depositions, hearings, and trials. The U.S. Attorneys Office offers placements in the following criminal divisions:

Appeals Unit: The Appeals Unit is responsible for reviewing and approving all appellate briefs before they are filed.
Anti-Terrorism and National Security Unit: The Anti-Terrorism and National Security Unit handles anti-terrorism investigations, those involving breaches of national security.
Computer Crimes Unit: Investigates and prosecutes computer related crimes, including hacking, identity theft and other forms of computer fraud.
Economic Crimes Unit: The Economic Crimes Unit handles complex economic crimes expected to require grand jury or other investigative effort.
Health Care Fraud Unit: The Health Care Fraud Unit investigates and prosecutes complex health care fraud committed by corporate and individual defendants.
Major Crimes Unit: The Major Crimes Unit handles violent crime, property crimes, fraud, theft, civil rights violations, and other matters of primary federal interest.
Organized Crime Drug Enforcement Task Force: Drug Unit cases range from "buy/bust" prosecution to sophisticated money laundering prosecution.
Organized Crime Strike Force: The organized crime unit handles complex long term matters, utilizing extensive grand jury and electronic surveillance, often using statutes such as RICO.
Public Corruption and Special Prosecution Unit: The Public Corruption Unit handles sensitive cases involving allegations of corruption against elected and appointed federal, state, and local officials.

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Important: All students must be U.S. citizens and complete a lengthy security clearance process by the Department of Justice, which involves numerous forms and fingerprinting. This process takes between 8-10 weeks for final clearance, which is then valid for only six months. This clearance process is not just a formality, and in some instances clearance has been delayed or denied. This process is coordinated between the Office of Clinical and Pro Bono Programs and the Human Resources department of the U.S. Attorneys Office.

Students should have at least one full day available in their schedules for clinical work, and the additional hours worked must be for at least 5 hours at a time. Most offices are open Monday-Friday from 9 a.m.-5 p.m.

Applications are due April 17, 2023 to Maggie Bay (mbay@law.harvard.edu). Applications should include a resume and a statement of interest no longer than 250 words. Students may apply for the fall, spring, or either. Accepted students will be enrolled in the clinic and the required course component by the Office of Clinical and Pro Bono Programs.

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Government Lawyer: United States Attorney Clinic

Course #: 8017 **Term:** 2024SP **Faculty:** Wroblewski, Jonathan **Credits:** 5.00

Type: Clinic **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Criminal Law and Procedure; Legal Profession and Ethics

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and Clinic Q&A.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Government Lawyer (2 fall classroom credits). Students who are accepted into this clinic will be enrolled in the required course by the Office of Clinical and Pro Bono Programs. If a student drops the clinic, they will also lose their seat in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: Yes - applications are due April 17, 2023.
Add/Drop Deadline: September 1, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Placement Site: Various externship placements at the U.S. Attorneys office in Boston.

Students must attend a mandatory training session during the first week of classes.
The Government Lawyer clinic allows students to examine firsthand the roles and responsibilities of a federal prosecutor. Students are placed at the United States Attorneys Office in Boston.
 Work may include research, writing, trial and witness preparation, and attending depositions, hearings, and trials. The U.S. Attorneys Office offers placements in the following criminal divisions:

Appeals Unit: The Appeals Unit is responsible for reviewing and approving all appellate briefs before they are filed.
Anti-Terrorism and National Security Unit: The Anti-Terrorism and National Security Unit handles anti-terrorism investigations, those involving breaches of national security.
Computer Crimes Unit: Investigates and prosecutes computer related crimes, including hacking, identity theft and other forms of computer fraud.
Economic Crimes Unit: The Economic Crimes Unit handles complex economic crimes expected to require grand jury or other investigative effort.
Health Care Fraud Unit: The Health Care Fraud Unit investigates and prosecutes complex health care fraud committed by corporate and individual defendants.
Major Crimes Unit: The Major Crimes Unit handles violent crime, property crimes, fraud, theft, civil rights violations, and other matters of primary federal interest.
Organized Crime Drug Enforcement Task Force: Drug Unit cases range from "buy/bust" prosecution to sophisticated money laundering prosecution.
Organized Crime Strike Force: The organized crime unit handles complex long term matters, utilizing extensive grand jury and electronic surveillance, often using statutes such as RICO.
Public Corruption and Special Prosecution Unit: The Public Corruption Unit handles sensitive cases involving allegations of corruption against elected and appointed federal, state, and local officials.

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Important: All students must be U.S. citizens and complete a lengthy security clearance process by the Department of Justice, which involves numerous forms and fingerprinting. This process takes between 8-10 weeks for final clearance, which is then valid for only six months. This clearance process is not just a formality, and in some instances clearance has been delayed or denied. This process is coordinated between the Office of Clinical and Pro Bono Programs and the Human Resources department of the U.S. Attorney's Office.

Students should have at least one full day available in their schedules for clinical work, and the additional hours worked must be for at least 5 hours at a time. Most offices are open Monday-Friday from 9am-5pm.

Applications are due April 17, 2023 to Maggie Bay (mbay@law.harvard.edu). Applications should include a resume and a statement of interest no longer than 250 words. Students may apply for the fall, spring, or either. Accepted students will be enrolled in the clinic and the required course component by the Office of Clinical and Pro Bono Programs.

Great Cases of the Supreme Court

Course #: 2208	Term: 2024SP	Faculty: Greenaway, Joseph	Credits: 1.00
Type: Elective	Subject Areas: Race; Constitutional Law; Legal History; Race and the Law		
Delivery Mode: Reading Group			
Days and Times:		Location	
Thu 6:00 PM - 8:00 PM		WCC3015	

Course Description: Prerequisites: 1L Constitutional Law or Constitutional Law: Separation of Powers.

Exam Type: No Exam Students will be required to submit a short (1 or 2-page) paper on a great SCOTUS case that we have not covered in the class by the end of the semester.

What makes a case great? Why do some cases take on a life of their own, requiring study and comment from every angle by generation after generation of lawyers, law professors, law students and students of the Supreme Court?

In this reading group, we shall focus on great cases over the course of the history of the Court - Marbury, Brown, Fair Admissions, Roe v. Wade, Dobbs, New York Times v. Sullivan, and others. The predominant focus will be to discuss the historical context surrounding these cases and dissect them in a manner that will inform their role in the Court's history. The majority of the readings will be the cases.

Note: This reading group will meet on the following dates: February 1, February 15, February 29, March 7, March 21, April 4.

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Guns, Abortion and Climate Change - What is next for State AGs?

Course #: 3206 **Term:** 2024SP **Faculty:** Tierney, James **Credits:** 1.00

Type: Elective **Subject Areas:** State Courts; State and Local Government

Delivery Mode: Reading Group

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM WCC3038

Course Description: Prerequisites: None
Exam Type: No Exam

This Reading Group explores the impact on all state attorneys general of three recently decided decisions of the United States Supreme Court that deal with abortion, climate change and gun violence.

The Court’s decision in *Dobbs. v. Jackson Womens Health Organization* has forced state attorneys general of both political parties to reassess their responsibilities regarding reproductive rights. *Dobbs* is also driving state attorneys general to decide how to best address the issue with local district attorneys and the federal government.

The Court’s decision in *West Virginia v. EPA* is changing the way state government and attorneys general address their continued reliance on federal regulations that are now potentially being enjoined by federal judges who will be applying the Major Question Doctrine. The impact of *West Virginia* goes beyond environmental matters and extends into core attorney general duties of health, consumer protection and education.

The Court’s decision in *NYS Rifle and Pistol Assoc. v. Bruen* that struck down the New York City gun control statute is causing attorneys general to analyze the best ways forward in the fight against gun violence. New York City and the eight states and many cities who have similar statutes are now reaching out to their attorney general for guidance as to their immediate and long term options.

The class would involve an in depth review of *Dobbs*, *West Virginia* and *Bruen* as well as the emerging legal commentary. The class would also involve direct bipartisan virtual participation appearances of attorneys general and their senior staffs. The class would discuss how state attorneys general are reacting to all three of these decisions.

Note: This reading group will meet on the following dates: January 30, February 13, February 27, March 5, March 19, and April 2.

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Harvard Dispute Systems Design Clinic

Course #: 8019

Term: 2023FA

Faculty: Viscomi, Rachel

Credits: 5.00

Type: Clinic

Subject Areas: Negotiation and Alternative Dispute Resolution

Delivery Mode: Clinic

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Enrollment in this clinic may fulfill the HLS JD pro bono requirement depending on project assignment. Please contact the Office of Clinical and Pro Bono Programs (clinical@law.harvard.edu) for more information.

Required Class Component: Dispute Systems Design Clinical Seminar (2 fall classroom credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: Negotiation Workshop is recommended, but not required.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

The Dispute Systems Design (DSD) Clinic works with organizations and communities who are committed to engaging conflict more effectively and equitably. Driven by the belief that systems should be informed by the people they affect, clinical students will engage in projects that center listening to and learning from all stakeholders. Informed by their perspectives, dispute system design theory, and best practices in the field, clinical students help their clients envision more just and inclusive systems.

DSD Clinic students typically work in teams of 2–3, with a single client organization and a faculty supervisor, for the duration of the semester. Our practice areas include Community Engagement & Dialogue Across Differences; Court-Related Programs & Access to Justice; Global Development & Peacebuilding; Strategic Negotiation & Conflict Consultation.

Students will have the opportunity to build the following skills in their day-to-day work:

Designing stakeholder-centered, systems-oriented approaches to engaging conflict;

Gathering a wide range of perspectives through interviews, focus groups, surveys, and other qualitative research methods

Managing client relationships

Facilitating meetings

Writing and presenting deliverables

Managing complex projects

Working as a team

For a sampling of past projects, please visit <https://hnmcp.law.harvard.edu/clients/> Please feel free to contact Tracy Blanchard at tblanchard@law.harvard.edu with any questions about the clinic.

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Harvard Dispute Systems Design Clinic

Course #: 8019

Term: 2024SP

Faculty: Viscomi, Rachel

Credits: 5.00

Type: Clinic

Subject Areas: Negotiation and Alternative Dispute Resolution

Delivery Mode: Clinic

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Enrollment in this clinic may fulfill the HLS JD pro bono requirement depending on project assignment. Please contact the Office of Clinical and Pro Bono Programs (clinical@law.harvard.edu) for more information.

Required Class Component: Dispute Systems Design Clinical Seminar (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.

Additional Co-/Pre-Requisites: Taking Negotiation Workshop prior to the clinic is recommended, but not required.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

The Dispute Systems Design (DSD) Clinic works with organizations and communities who are committed to engaging conflict more effectively and equitably. Driven by the belief that systems should be informed by the people they affect, clinical students will engage in projects that center listening to and learning from all stakeholders. Informed by their perspectives, dispute system design theory, and best practices in the field, clinical students help their clients envision more just and inclusive systems.

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For a sampling of past projects, please visit <https://hnmcp.law.harvard.edu/clients/> Please feel free to contact Tracy Blanchard at tblanchard@law.harvard.edu with any questions about the clinic.

Harvard Law School Course Catalog

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Harvard Immigration and Refugee Clinic

Course #: 8020 **Term:** 2024SP **Faculty:** Ardalan, Sabrineh **Credits:** 5.00

Type: Clinic **Subject Areas:** Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Race; Civil Rights; Gender and the Law; Human Rights; Immigration Law; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A, Clinic Info Session and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Immigration and Refugee Advocacy (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students LLM students may enroll in this clinic through Helios. International LLM students in F-1 student status cannot be placed at GBLS.
Placement Site: Either HLS or GBLS (downtown Boston).
For thirty years, the Harvard Immigration and Refugee Clinic (HIRC), in partnership with Greater Boston Legal Services (GBLS), has focused on direct representation of individuals applying for U.S. asylum and related relief, as well as representation of individuals who have survived domestic violence and other crimes and/or who seek avoidance of forced removal in immigration proceedings (i.e., VAWA, U-visas, Cancellation of Removal, Temporary Protected Status, etc.). HIRC is also involved in district court and appellate litigation, as well as policy advocacy at the local, national, and international levels.
HIRC students take the lead in representing clients from all over the world who are seeking protection from being returned to human rights abuses in their country of origin, protection from exile after years of living in the United States, or reunification with their families. About fifty students are placed each year with HIRC either at Harvard or at its partner clinic, Greater Boston Legal Services, Bostons oldest legal services organization (located in downtown Boston). Students are encouraged to sign up for either sixteen or twenty hours per week (4-5 clinical credits).
Students who have taken the course "Emerging Issues in Refugee Protection: The Representation of Child Asylum Seekers" may request a clinical seminar waiver by contacting the clinic directly.

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Harvard Immigration and Refugee Clinic

Course #: 8020 **Term:** 2023FA **Faculty:** Ardalan, Sabrineh; Zapata, Cindy **Credits:** 5.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Race; Civil Rights; Gender and the Law; Human Rights; Immigration Law; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A, Clinic Info Session and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Immigration and Refugee Advocacy (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students LLM students may enroll in this clinic through Helios. International LLM students in F-1 student status cannot be placed at GBLS.
Placement Site: Either HLS or GBLS (downtown Boston).
For thirty years, the Harvard Immigration and Refugee Clinic (HIRC), in partnership with Greater Boston Legal Services (GBLS), has focused on representation of individuals applying for asylum and related relief, as well as representation of individuals who have survived domestic violence and other crimes and/or who seek avoidance of forced removal in immigration proceedings (i.e., VAWA, U-visas, Cancellation of Removal, Temporary Protected Status, etc.). HIRC is also involved in district court and appellate litigation, as well as policy advocacy at the local, national, and international levels.
HIRC students take the lead in representing clients from all over the world who are seeking protection from being returned to human rights abuses in their country of origin, protection from exile after years of living in the United States, or reunification with their families. About forty students are placed each year with HIRC, either at Harvard or at its partner clinic, Greater Boston Legal Services, Bostons oldest legal services organization (located in downtown Boston). Students are encouraged to sign up for either sixteen or twenty hours per week (4-5 clinical credits).
Students who have taken the course "Emerging Issues in Refugee Protection: The Representation of Child Asylum Seekers" may request a clinical seminar waiver by contacting the clinic directly.

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Harvard Legal Aid Bureau 2L

Course #: 8000 **Term:** 2023FS **Faculty:** Lawrence, Eloise; Caramello, Esme **Credits:** 8.00
Type: Clinic **Subject Areas:** Kethledge, Raymond M.; Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Introduction to Advocacy: Ethics and Skills in Clinical Practice (1 fall classroom credit + 2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.

Additional Co-/Pre-Requisites: Evidence. Students must enroll in Evidence during the fall of their 2L year. Enrollment in Evidence is separate from clinic enrollment.

By Permission: Yes. Applications are due by March 31, 2023.

Add/Drop Deadline: Please contact HLAB for more information.

LLM Students: LLM students are not eligible to enroll.

Multi-Semester: This is a fall-spring clinic (4 fall clinical credits + 4 spring clinical credits).

Placement Site: HLS.

This clinic has a mandatory orientation (August 27th - September 2, 2023).

The Harvard Legal Aid Bureau is a student-run civil legal aid organization composed of approximately 50 second and third year Harvard Law School students who provide free civil legal services to a diverse population of low-income clients in the Greater Boston area. Students are supervised by practicing attorneys with extensive public interest and private practice experience, who train students, accompany them to court, provide strategic advice, and assist in case management. The Bureau specializes in four major areas of practice: housing law, including evictions and housing discrimination; family law, including divorce, child custody, paternity, visitation, support, and Special Immigrant Juvenile Status issues; fair wage law, including nonpayment or underpayment of wages; and government benefits law, including appeals of the denial or termination of unemployment or social security disability benefits. Because the Bureau is student-run, students take the lead in setting organizational policy and exploring potential new areas or modes of practice. Enrollment is by application during the spring of the students 1L year; participants commit to at least 20 hours per week of clinic work for the following two academic years.

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Harvard Legal Aid Bureau 3L

Course #: 8010 **Term:** 2023FS **Faculty:** Lawrence, Eloise; Caramello, Esme **Credits:** 8.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Litigation; Civil Rights; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Advanced Clinical Practice (1 fall classroom credit + 1 spring classroom credit).
This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: Harvard Legal Aid Bureau 2L.
By Permission: Yes. This clinic is only open to students who have completed HLAB in their 2L year.
Add/Drop Deadline: N/A.
LLM Students: LLM students are not eligible to enroll.
Multi-Semester: This is a fall-spring clinic (4 fall clinical credits + 4 spring clinical credits).
Placement Site: HLS.

The Harvard Legal Aid Bureau is a student-run civil legal aid organization composed of approximately 50 second and third year Harvard Law School students who provide free civil legal services to a diverse population of low-income clients in the Greater Boston area. Students are supervised by practicing attorneys with extensive public interest and private practice experience, who train students, accompany them to court, provide strategic advice, and assist in case management. The Bureau specializes in four major areas of practice: housing law, including evictions and housing discrimination; family law, including divorce, child custody, paternity, visitation, support, and Special Immigrant Juvenile Status issues; fair wage law, including nonpayment or underpayment of wages; and government benefits law, including appeals of the denial or termination of unemployment or social security disability benefits. Because the Bureau is student-run, students take the lead in setting organizational policy and exploring potential new areas or modes of practice. Enrollment is by application during the spring of the students 1L year; participants commit to at least 20 hours per week of clinic work for the following two academic years.

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Health Care Rights in the Twenty-First Century

Course #: 2989 **Term:** 2023FA **Faculty:** Costello, Kevin **Credits:** 2.00

Type: Elective **Subject Areas:** Health Fee; Civil Rights/Liberties; Disability; Health/Bioethics/Biotechnology; Civil Rights; Disability Law; LGBTQ+; Civil Rights; Disability Law; LGBTQ+; Harvard Law School Project on Disability; Disability Clinic; LGBTQ+ Advocacy Clinic; Race; Harvard Law School Project on Disability; Administrative and Regulatory Law; Civil Rights; Disability Law; Gender and the Law; Health, Food, and Drug Law; LGBTQ+; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3008

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

Prerequisites: None

Exam Type: No Exam

Politicians and protesters alike often utter the familiar phrase that "health care is a right, not a privilege." People for whom access to health care is a quite literally a matter of life or death recognize that the truth is more complicated. American health care is broken. We long ago abandoned President Roosevelt's effort to include the right to adequate medical care as among those in a Second Bill of Rights necessary for the security and prosperity of all. The status quo reveals the central importance of rights within our health care system, especially around issues of resource allocation, access to care, and equity. This course will briefly trace the history of the American conception of health care rights through the last half-century of administrative and political cycles. We will contrast a diverse array of ideological perspectives over this progression to understand the context of the current climate.

Building on this background, we will consider a broad range of rights-affording sources across the landscape of the modern American health care system: Federal civil rights statutes; the laws and agreements that govern public and private health insurance arrangements; common law duties as between patients, providers and payers; and other state and federal statutes that govern health care consumers, insurers, institutions and spending. We will place congressional and common law health care rights provisions in the broader context of civil rights jurisprudence, including anti-discrimination regimes. We will consider differing avenues available to achieve enforcement of health care rights, including through administrative and policy-based advocacy, as well as more formalized litigation.

The seminar is designed to be limited lecture, incorporating debates, role-plays, and other interactive sessions. Class participation is expected. The seminar will culminate in a student project arising from the course materials. Students will have the option of further honing their health care rights skills by participating in the Health Law and Policy Clinic in conjunction with this seminar.

The seminar will appeal to law students interested in working across the spectrum of the health care field generally, to those interested in the intersection between law and health care, and to those who aspire to be civil rights lawyers.

This course satisfies the clinical seminar requirement for the Health Law & Policy Clinic. The drop deadline for students enrolled in this course in a clinical seat is August 18, 2023.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Health Law and Policy Clinic of the Center for Health Law and Policy Innovation

Course #: 8033 **Term:** 2023FA **Faculty:** Shachar, Carmel **Credits:** 5.00

Type: Clinic **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Health, Food, and Drug Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Students in the fall clinic must enroll in either Public Health Law and Policy (2 fall classroom credits) OR Health Care Rights in the Twenty-First Century (2 fall classroom credits).
Students who enroll in the fall clinic will be enrolled in one of the required courses by the Office of Clinical and Pro Bono Programs.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS.

Students enrolled in the Health Law and Policy Clinic will work on cutting-edge legislative, regulatory and litigation projects at the state and national levels aimed at increasing access to quality, comprehensive health care for low-income individuals and families. Student projects involve: informing current debate on health reform efforts; providing law and policy analysis to national and state coalitions advocating to protect Medicaid, Medicare and discretionary health and public health programs; investigating best practices for initiatives to address health disparities and reduce barriers to health care for our most vulnerable populations; and litigating to address unfair and discriminatory public and private health insurance practices.

National level work involves advising government actors and leading chronic illness and disability partnerships to promote health and public health reform initiatives. State level work allows students the opportunity to travel to facilitate trainings and meetings and to support advocacy and litigation strategy development on a broad range of current health and public health concerns. (See the clinic website at www.chlpi.org for a more in-depth description of current clinic projects.)

Over the course of a semester, students gain a wealth of hands-on experience in current and emerging health law and policy issues, and develop written products such as fact sheets, in-depth reports, comment letters, testimony, presentations, draft legislation, regulatory guidance and litigation-oriented document production. Students have the opportunity to develop a range of problem-solving, policy analysis, research and writing, oral communication, advocacy and leadership skills.

Students who would like to participate in the clinic must enroll through clinical registration. Clinical placements are available for 3, 4, or 5 clinical credits. Students who enroll in the clinic will also be enrolled in the required seminar (Public Health Law and Policy or Health Care Rights in the Twenty-First Century, 2 fall classroom credits) by the Office of Clinical and Pro Bono Programs. Their enrollment in this seminar is dependent on their clinical enrollment (should they drop the clinic, they will also be dropped from the seminar).

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Health Law and Policy Clinic of the Center for Health Law and Policy Innovation

Course #: 8033

Term: 2024SP

Faculty: Shachar, Carmel

Credits: 5.00

Type: Clinic

Subject Areas: Health Fee; Health/Bioethics/Biotechnology; Health, Food, and Drug Law

Delivery Mode: Clinic

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.

You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Students in the spring clinic must enroll in either Public Health Law and Policy (2 spring classroom credits) or Policy Advocacy Workshop (2 spring classroom credits). Students who enroll in the spring clinic will be enrolled in one of the required courses by the Office of Clinical and Pro Bono Programs. Students are guaranteed a seat in one of these two required courses. Students enrolled in either course under a clinical seat will lose their seat if they choose to drop the clinic.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

Students enrolled in the Health Law and Policy Clinic will work on cutting-edge legislative, regulatory and litigation projects at the state and national levels aimed at increasing access to quality, comprehensive health care for low-income individuals and families. Student projects involve: informing current debate on health reform efforts; providing law and policy analysis to national and state coalitions advocating to protect Medicaid, Medicare and discretionary health and public health programs; investigating best practices for initiatives to address health disparities and reduce barriers to health care for our most vulnerable populations; and litigating to address unfair and discriminatory public and private health insurance practices.

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Over the course of a semester, students gain a wealth of hands-on experience in current and emerging health law and policy issues, and develop written products such as fact sheets, in-depth reports, comment letters, testimony, presentations, draft legislation, regulatory guidance and litigation-oriented document production. Students have the opportunity to develop a range of problem-solving, policy analysis, research and writing, oral communication, advocacy and leadership skills.

Students who would like to participate in the clinic must enroll through clinical registration. Clinical placements are available for 3, 4, or 5 clinical credits. Students who enroll in the clinic will also be enrolled in one of the two required seminars by the Office of Clinical and Pro Bono Programs. Enrollment in either seminar is dependent on your clinical enrollment (should you drop the clinic, you will also be dropped from the seminar).

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Health Law, Policy, Bioethics, and Biotechnology Workshop

Course #: 2652 **Term:** 2023FA **Faculty:** Cohen, I. Glenn **Credits:** 2.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Health, Food, and Drug Law; Intellectual Property; Technology Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3007

Course Description: Prerequisites: None
Exam Type: No Exam
This seminar will feature the presentation and discussion of cutting edge scholarship on health law, health policy, biotechnology and bioethics. The evaluation mechanism is that students must submit brief written comments on a number of the papers during the course. Because the papers are different every term, students can take the class as many times as they wish. Presenters will come from a wide range of disciplines and departments, and papers may feature doctrinal, economics, philosophical, political science, or other methods, but students need not have prior training in these disciplines.
To determine whether this workshop is a good fit for their interests, students are encouraged to browse the listing of papers presented in past years that can be found here:
<http://petrieflom.law.harvard.edu/events/by-type/category/workshops>

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Health Rights in Latin America: Defending Dignity or Judicializing Politics?

Course #: 3184 **Term:** 2024SP **Faculty:** Yamin, Alicia **Credits:** 1.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Comparative Law; Health, Food, and Drug Law; Human Rights; International Law

Delivery Mode: Reading Group

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3009

Course Description: Prerequisite: None
Exam Type: No Exam
Against backdrops of extreme social inequality in Latin America, with poor responsiveness from executive and legislative branches of government, as well as chronic regulatory failures within health systems, people frequently take claims for health care and health-related issues to courts. Across Latin America, courts enforce thousands of individual entitlements to health care every year (through easily accessible protection writs); they also regulate private providers and insurers, and in Colombia and Argentina, respectively, high courts have ordered and overseen structural health system reform as well as in environmental clean-up affecting health. Judicialization of health-related rights is deeply contested across the region: courts have been criticized for interfering with the political organs of government, bankrupting health systems, and exacerbating inequities in health. Others argue that courts have enhanced accountability within health systems, and that experimentalist remedies have catalyzed political organs of government to take action. Drawing on case studies from countries around the region, the reading group will discuss the lessons and challenges of judicial enforcement of the right to health in Latin America. Judges and scholars from various countries will present their perspectives via Zoom or in person.
Note: This reading group will meet on the following dates: January 22, February 5, February 19, March 4, March 25, April 8.

Harvard Law School Course Catalog

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Histories of the Constitutional Founding

Course #: 3287 **Term:** 2024SP **Faculty:** Basile, Marco **Credits:** 1.00

Type: Elective **Subject Areas:** Constitutional Law

Delivery Mode: Reading Group

Days and Times: **Location**

Wed 3:45 PM - 5:45 PM WCC4056

Course Description: Prerequisite: None

Exam Type: No Exam

This reading group explores how interpretations of the constitutional founding have changed over the course of U.S. history. The founding story is, as one historian quipped, the oldest set piece in American history, and Americans have continuously reinterpreted it. Each session we will consider the founding from the perspective of a different period in U.S. history, from firsthand accounts to recent Founders Chic popular histories. In between, we will cover a range of influential interpretations that have variously placed morality, slavery, economics, ideology, security, ordinary politics, and other themes at center stage. Our reading will conclude with new and forthcoming scholarship inviting us to assess what it means for the founding story to cast such a long shadow.

The reading group will meet for six two-hour sessions with participation graded credit/fail.

Note: This reading group will meet on the following dates: January 24, February 7, February 21, March 6, March 27, and April 10.

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Housing Law Clinic

Course #: 8034	Term: 2024SP	Faculty: McDonagh, Maureen; Devanthery, Julia	Credits: 5.00
Type: Clinic	Subject Areas: Poverty Law and Economic Justice		
Delivery Mode: Clinic			
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Housing Law Clinical Seminar (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: WilmerHale Legal Services Center (Jamaica Plain).

As part of a broad coalition of legal services providers and community organizers, The Housing Clinic represents low-income tenants who are facing eviction and at risk of homelessness. Students defend evictions and prosecute affirmative cases to improve housing conditions. Students engage very actively in client interviewing and counseling, fact investigation, pre-trial discovery (including the taking and defending of depositions), negotiation, and motion practice, as well as trying cases in court. Students also have the opportunity to engage in community lawyering and mobilization efforts with long term community partners and to work on legislative and other law reform initiatives. Students participate in a Attorney for the Day Program and offer “game day” advice to unrepresented litigants in Housing Court on the day of the litigants hearing or trial. The Housing Clinic staffs the Attorney for the Day table at Housing Court and on Zoom on Thursday mornings (from 9:00 to 12:00). Students find the experience of assisting unrepresented tenants rewarding and try to arrange their schedules to allow for clinic work on Thursday mornings.

Housing Clinic students will work in one of three clinic tracks, all which represent low-income tenants facing loss of housing in various ways. The tracks are Community Lawyering, Housing Justice for Survivors Project, & Housing Medical Legal Partnership.

In the Housing Justice for Survivors Project students represent tenants who are survivors of domestic violence, sexual assault, and stalking. Housing Justice for Survivors clients may be facing loss of housing as a result of abuse, or may need to quickly relocate to safer alternative housing. Students provide trauma-informed representation to survivors facing housing instability as a result of abuse in a variety of different settings including housing court, housing authority/administrative proceedings, appeals, and in affirmative cases.

In the Housing Medical Legal Partnership students work collaboratively as part of a larger team of care providers (including physicians, social workers, and non-attorney housing advocates) to represent tenants who receive care at local community health centers. Students meet weekly with non-housing advocates to collaborate on tenant representation and build advocate capacity.

The clinic is part of the Legal Services Center (LSC), a general practice community law office in the Jamaica

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Plain neighborhood of Boston. LSC's diverse clinics provide clinical instruction to second- and third-year law students and serve as a laboratory for the innovative delivery of legal services. Students are taught and mentored under the supervision and guidance of clinic directors, instructors and fellows and have an opportunity to meet students and advocates working in many areas of the law.

For more information on the Clinic, contact Lecturer/Clinic Director Maureen McDonagh, mcdonagh@law.harvard.edu, Director of the Housing Justice for Survivors Project, Julia Devanthery (jdevanthery@law.harvard.edu), or Director of the Housing Medical Legal Partnership, Samir Hanna (shanna@law.harvard.edu).

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Housing Law Clinic

Course #: 8034	Term: 2023FA	Faculty: McDonagh, Maureen; Devanthery, Julia	Credits: 5.00
Type: Clinic	Subject Areas: Civil Litigation; Poverty Law and Economic Justice		
Delivery Mode: Clinic			
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Housing Law Clinical Seminar (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: WilmerHale Legal Services Center (Jamaica Plain).
As part of a broad coalition of legal services providers and community organizers, The Housing Clinic represents low-income tenants who are facing eviction and at risk of homelessness. Students defend evictions and prosecute affirmative cases to improve housing conditions. Students engage very actively in client interviewing and counseling, fact investigation, pre-trial discovery (including the taking and defending of depositions), negotiation, and motion practice, as well as trying cases in court. Students also have the opportunity to engage in community lawyering and mobilization efforts with long term community partners and to work on legislative and other law reform initiatives. Students participate in a Attorney for the Day Program and offer “game day” advice to unrepresented litigants in Housing Court on the day of the litigants hearing or trial. The Housing Clinic staffs the Attorney for the Day table at Housing Court and on Zoom on Thursday mornings (from 9:00 to 12:00). Students find the experience of assisting unrepresented tenants rewarding and try to arrange their schedules to allow for clinic work on Thursday mornings.
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In the Housing Medical Legal Partnership students work collaboratively as part of a larger team of care providers (including physicians, social workers, and non-attorney housing advocates) to represent tenants who receive care at local community health centers. Students meet weekly with non-housing advocates to collaborate on tenant representation and build advocate capacity.
The clinic is part of the Legal Services Center (LSC), a general practice community law office in the Jamaica Plain neighborhood of Boston. LSC’s diverse clinics provide clinical instruction to second- and

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third-year law students and serve as a laboratory for the innovative delivery of legal services. Students are taught and mentored under the supervision and guidance of clinic directors, instructors and fellows and have an opportunity to meet students and advocates working in many areas of the law.

For more information on the Clinic, contact Lecturer/Clinic Director Maureen McDonagh, mcdonagh@law.harvard.edu, Director of the Housing Justice for Survivors Project, Julia Devanthery (jdevanthery@law.harvard.edu), or Director of the Housing Medical Legal Partnership, Samir Hanna (shanna@law.harvard.edu).

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Housing Law Clinical Workshop

Course #: 2199 **Term:** 2024SP **Faculty:** McDonagh, Maureen; Devanthery, Julia **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Litigation; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times: **Location**

Tue 1:30 PM - 3:30 PM WCC3012

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.

Required Clinic Component: Housing Law Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.Placement Site: HLS.

The Housing Law Clinical Workshop provides students who are enrolled in the Legal Services Centers Housing Law Clinic with the practical skills and substantive knowledge necessary to effectively advocate for tenants in and out of the courtroom. Objectives of the course include: understanding the statutes, cases and rules applicable in foreclosure and housing law cases; enhancing student understanding of the professional roles, values and ethics involved in the practice of law; developing practical lawyering skills (such as interviewing clients, negotiating settlements, arguing motions, and introducing evidence); and analyzing and proposing advocacy approaches to contemporary housing law issues. A large part of the workshop is hands-on and group-oriented; students engage in small and large-group exercises and discussions. Throughout the course, we work on a hypothetical case from the initial client interview through the final disposition of the case. In addition, students will prepare a memorandum and conduct a presentation on one of their ongoing active cases at the Legal Services Center and will lead class discussion on the case. There is no final examination or paper for this course. Students will be evaluated based on their preparation for and participation in class exercises and discussions, especially in student led case rounds discussions. This workshop is a required component for students working in the Housing Law Clinic of the Legal Services Center.

The Housing Clinic staffs an Attorney for the Day table at Housing Court and on Zoom on Thursday mornings (from 9:00 to 12:00). Students find the experience of assisting unrepresented tenants rewarding and try to arrange their schedules to allow for clinic work on Thursday mornings.

For more information on the Clinic, contact Lecturer/Clinic Director Maureen McDonagh, mcdonagh@law.harvard.edu, Director of the Housing Justice for Survivors Project, Julia Devanthery (jdevanthery@law.harvard.edu),or Director of the Housing Medical Legal Partnership, Samir Hanna (shanna@law.harvard.edu).

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Housing Law Clinical Workshop

Course #: 2199 **Term:** 2023FA **Faculty:** McDonagh, Maureen; Devanthery, Julia **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Litigation; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times: **Location**

Tue 1:30 PM - 3:30 PM WCC3036

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.

Required Clinic Component: Housing Law Clinic (3-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

The Housing Law Clinical Workshop provides students who are enrolled in the Legal Services Centers Housing Law Clinic with the practical skills and substantive knowledge necessary to effectively advocate for tenants in and out of the courtroom. Objectives of the course include: understanding the statutes, cases and rules applicable in foreclosure and housing law cases; enhancing student understanding of the professional roles, values and ethics involved in the practice of law; developing practical lawyering skills (such as interviewing clients, negotiating settlements, arguing motions, and introducing evidence); and analyzing and proposing advocacy approaches to contemporary housing law issues. A large part of the workshop is hands-on and group-oriented; students engage in small and large-group exercises and discussions. Throughout the course, we work on a hypothetical case from the initial client interview through the final disposition of the case. In addition, students will prepare a memorandum and conduct a presentation on one of their ongoing active cases at the Legal Services Center and will lead class discussion on the case. There is no final examination or paper for this course. Students will be evaluated based on their preparation for and participation in class exercises and discussions, especially in student led case rounds discussions. This workshop is a required component for students working in the Housing Law Clinic of the Legal Services Center.

The Housing Clinic staffs an Attorney for the Day table at Housing Court and on Zoom on Thursday mornings (from 9:00 to 12:00). Students find the experience of assisting unrepresented tenants rewarding and try to arrange their schedules to allow for clinic work on Thursday mornings.

For more information on the Clinic, contact Lecturer/Clinic Director Maureen McDonagh, mcdonagh@law.harvard.edu, Director of the Housing Justice for Survivors Project, Julia Devanthery (jdevanthery@law.harvard.edu), or Director of the Housing Medical Legal Partnership, Samir Hanna (shanna@law.harvard.edu).

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How Wars End: The Role of Negotiation

Course #: 3188 Term: 2023FA Faculty: Mnookin, Robert Credits: 1.00
Type: Elective Subject Areas: Family; Family Member; Children and Family Law; National Security Law; Negotiation and Alternative Dispute Resolution

Delivery Mode: Reading Group

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3038

Course Description: Prerequisite: None
Exam Type: No Exam
It is commonly thought that wars end after a decisive military battle produces to a conclusive victory – one side surrenders and the other side emerges victorious. In fact, recent history suggests things are typically much more complicated: negotiations between the disputants commonly play a critical role in ending armed conflict. One only must consider Korea, Vietnam, Bosnia, Afghanistan, and Iraq. This reading group will explore the role of negotiation in terminating wars.
Through readings, we will explore how a number of wars, including American wars, in fact ended. We will ask: to what extent, if any, did negotiations between the combatants end the fighting? We will see that while the aims of the combatants are typically deeply opposed at the beginning of a war, over time they often converge toward an agreement to stop fighting. In such cases, what produces this convergence? To what extent do factors far removed from the battlefield - economic, political, and social – contribute to the success of negotiations?
Note: This reading group will meet the following dates: 9/12, 9/26, 10/17, 10/31, 11/14, 11/28

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Human Rights Advocacy

Course #: 2510 **Term:** 2023FA **Faculty:** Crowe, Anna; Ossom, Aminta **Credits:** 2.00

Type: Elective **Subject Areas:** Human Rights; International Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC5044

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and News Highlights. Required Clinic Component: International Human Rights Clinic (3-5 fall clinical credits). Students enrolled in the fall clinic must enroll in this seminar or the Armed Conflict and Civilian Protection clinical seminar. Students are not guaranteed their first choice of clinical seminars. Clinical seminar selection and enrollment occurs once a student has enrolled in the fall clinic and is orchestrated by the Office of Clinical and Pro Bono Programs.

Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.

Human rights norms and discourse are employed widely by advocates around the world in their struggles for social justice. This course explores what it means to be a human rights advocate, whether one is engaged in debates over U.S. policy at home and abroad, the role of corporations in alleged violations, or the role of rights in times of transitions from conflict.

Through case studies and simulations, this seminar examines the various dimensions and limitations of human rights advocacy, including strategic, ethical, and tactical challenges. What are the different ways that human rights can be used? In developing strategies for meaningful change, how do advocates decide which tactics to use and when? The goal is for students to develop core advocacy skills while thinking critically about their work. To that end, the seminar engages seriously with the major critiques and dilemmas faced by human rights advocates, in particular by lawyer-advocates from the Global North. The seminar also grapples with the limits of established approaches of the movement such as litigation, naming and shaming, and explores community lawyering and human rights. How do we engage without perpetuating power differentials along geopolitical, class, race, gender, and other lines? How do we find ways to work in collaboration with directly affected communities and movements? In addition to case studies, students workshop and reflect on their participation in supervised clinical projects, which include fact-finding investigations, media work, negotiations, advocacy, and litigation. Critical reflection will not be the end, but rather the means to find responsible ways of advancing justice.

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Human Rights Advocacy

Course #: 2510	Term: 2024SP	Faculty: Farbstein, Susan; Lindstrom, Beatrice	Credits: 2.00
Type: Elective	Subject Areas: Human Rights; International Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 1:30 PM - 3:30 PM		WCC4063	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and News Highlights.

Required Clinic Component: International Human Rights Clinic (3-5 spring clinical credits).
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Exam Type: No Exam

Human rights norms and discourse are employed widely by advocates around the world in their struggles for social justice. This course explores what it means to be a human rights advocate, whether one is engaged in debates over U.S. policy at home and abroad, the role of corporations in alleged violations, or the role of rights in times of transitions from conflict. Through case studies and simulations, this seminar examines the various dimensions and limitations of human rights advocacy, including strategic, ethical, and tactical challenges. What are the different ways that human rights can be used? In developing strategies for meaningful change, how do advocates decide which tactics to use and when? The goal is for students to develop core advocacy skills while thinking critically about their work. To that end, the seminar engages seriously with the major critiques and dilemmas faced by human rights advocates, in particular by lawyer-advocates from the Global North. The seminar also grapples with the limits of established approaches of the movement such as litigation, naming and shaming, and explores community lawyering and human rights. How do we engage without perpetuating power differentials along geopolitical, class, race, gender, and other lines? How do we find ways to work in collaboration with directly affected communities and movements? In addition to case studies, students workshop and reflect on their participation in supervised clinical projects, which include fact-finding investigations, media work, negotiations, advocacy, and litigation. Critical reflection will not be the end, but rather the means to find responsible ways of advancing justice.

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Human Rights and Humanitarianism through the Lens of Documentary Film

Course #: 2983 Term: 2024SP Faculty: Cohen, Rebecca Richman Credits: 1.00

Type: Elective Subject Areas: Human Rights

Delivery Mode: Reading Group

Days and Times:	Location
Thu 3:45 PM - 6:45 PM	LEW214

Course Description: Prerequisites: None

Exam Type: No Exam

This reading group will examine how visual representations affect the theory and practice of human rights advocacy and humanitarian efforts. Using both film screenings and written texts, we will examine the role of documentary storytelling and imagery in the human rights movement and the continued interconnectedness of media and advocacy in some of todays most pressing human rights issues. How have representations of human suffering simultaneously informed and reformed the social meanings we ascribe to them? This course will explore the visual representations that directly affect public recognition of rights and wrongs.

Note: This reading group will meet on the following dates: January 25, February 1, 8, 15, 29, and March 7. Additional time also reserved for viewing films.

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Human Rights Entrepreneurs and Incubator Clinic

Course #: 8058	Term: 2023FA	Faculty: Giannini, Tyler	Credits: 5.00
Type: Clinic	Subject Areas: Human Rights; International, Comparative & Foreign Law		
Delivery Mode: Clinic			
Days and Times:		Location	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Human Rights Litigation in U.S. Courts (2 fall classroom credits). Once you have enrolled in this clinic, the Office of Clinical and Pro Bono Programs will enroll you in the required clinical course component.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

The Human Rights Entrepreneurs and Incubator Clinic offers students the opportunity to work in a lab-like atmosphere with human rights entrepreneurs in start-ups as well as innovators within existing organizations as they translate their ideas for change into reality. The Clinic operates as a lab, and students will have the opportunity to support partners as they develop and incubate ideas to pursue innovative strategic approaches that advance human rights.

During the 2023-2024 academic year, the Clinic will focus on two major areas. First, the Clinic will support strategic litigation related to corporate accountability and climate justice, assisting with field building and the development and incubation of new legal theories and cases in these practice areas. Second, the Clinic will work with a coalition of groups experimenting with how to make the field of business and human rights more community-centric in the coming years. Communities are still too often missing from the conversation and key decisions, and the Clinic will support the coalition’s efforts to inform community engagement, business operations, and local, national, regional, and international frameworks, including relevant UN Guiding Principles, OECD Guidelines, an ongoing treaty-process, and European Union and national legislation and policies.

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Human Rights Entrepreneurs and Incubator Clinic

Course #: 8058	Term: 2024SP	Faculty: Giannini, Tyler	Credits: 5.00
Type: Clinic	Subject Areas: Human Rights; International, Comparative & Foreign Law		
Delivery Mode: Clinic			
Days and Times:		Location	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.
Required Class Component: Business and Human Rights (2 spring classroom credits). Once you have enrolled in this clinic, the Office of Clinical and Pro Bono Programs will enroll you in the required clinical course component.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS.

The Human Rights Entrepreneurs and Incubator Clinic offers students the opportunity to work in a lab-like atmosphere with human rights entrepreneurs in start-ups as well as innovators within existing organizations as they translate their ideas for change into reality. The Clinic operates as a lab, and students will have the opportunity to support partners as they develop and incubate ideas to pursue innovative strategic approaches that advance human rights.

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Human Rights in the UN Treaty Bodies

Course #: 2343 Term: 2024SP Faculty: Neuman, Gerald Credits: 1.00

Type: Elective Subject Areas: Human Rights; International Law

Delivery Mode: Course

Days and Times:	Location
Wed 6:00 PM - 8:00 PM	WCC3034

Course Description: Prerequisite: By permission of instructor. The permission is just to verify the prerequisite. Students who have taken the International Human Rights introductory course at HLS or who have completed a semester in the International Human Rights Clinic will definitely receive permission to enroll, but for technical reasons they should contact the instructor so that he can facilitate registration; other students who have not taken those courses but believe that they have equivalent preparation equivalent to that course may contact the instructor, who will grant permission if he agrees that their prior preparation is equivalent. (Merely taking Public International Law is not sufficient.) Auditing will not be permitted. Exam Type: No Exam. Grading will be based on class participation and a series of short reaction papers. This advanced seminar was designed as a capstone experience in human rights. It will focus on selected topics relating to the work of the UN human rights treaty bodies, including the Human Rights Committee (of which the instructor was previously a member), often in comparative perspective. Topics vary from year to year, but may include such subjects as arbitrary detention, religious exemptions, the right to life, forced evictions, the rights of the child, "hate speech," rights of persons with disabilities, migrants rights, climate change, and international monitoring procedures. Note: This course will meet on the following dates: January 31, February 7, February 21, March 6, March 27, April 10.

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Human Rights Litigation in U.S. Courts

Course #: 3002 **Term:** 2023FA **Faculty:** Giannini, Tyler **Credits:** 2.00
Type: Elective **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure;
Environmental Law and Policy; Human Rights; International Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC3034

Course Description: Prerequisite: None
Exam Type: No Exam

This seminar will operate as a lab and explore the current landscape of human rights litigation in U.S. courts, examining both the doctrinal and practice dimensions of this litigation. We will look at how modern human rights litigation started, how it has evolved, how it has changed (and not changed), and where we stand now. We will also think about the future prospects of such litigation in the United States and how it connects to other jurisdictions, including in Canada, Europe, South Africa, and elsewhere.

Modern human rights litigation in U.S. courts started in the late 1970s with the resurrection of the Alien Tort Statute (ATS). For many, the ATS has defined U.S.-based human rights litigation for the past forty years, but the litigation landscape has changed significantly during over time. While this seminar will take a close look at the past several decades, this will only be the starting point. The seminar will focus the majority of its time on current approaches to human rights litigation, including innovative test cases and a number of statutes that receive far less attention than the ATS has. In particular, we will look at strategic litigation focused on climate justice and corporate accountability and efforts to develop and incubate new legal theories and cases in these practice areas.

The seminar will also give us a chance to connect with day-to-day litigation practice, including the various stages of litigation as well as how litigation fits within broader human rights and climate justice advocacy efforts. Together, we will examine how litigation strategies and techniques have been shared and developed over time and identify common strategies and recurring legal issues that arise across the cases. The seminar will also examine practical issues, including how to work with communities, how to coordinate cases that touch on multiple jurisdictions, how to interact with large teams of lawyers in different countries, and how to address unique cross-cultural and logistical challenges given the transnational nature of these cases.

A limited number of seats in the seminar are reserved for clinical students enrolled in the Human Rights Entrepreneurs and Incubator Clinic, which gives students the opportunity to work in a lab-like atmosphere to support entrepreneurial litigators as they attempt to translate their ideas for change into reality.

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Immigration and Refugee Advocacy

Course #: 2115 **Term:** 2023FA **Faculty:** Zapata, Cindy **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Race; Civil Rights; Gender and the Law; Human Rights; Immigration Law; Race and the Law

Delivery Mode: Seminar

Days and Times: **Location**

Wed 10:15 AM - 12:15 PM LEW202

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A, Clinic Info Session and OCP Blog Highlights.

Required Clinic Component: Harvard Immigration and Refugee Clinic (3-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students LLM students may enroll in this clinic through Helios. International LLM students in F-1 student status cannot be placed at GBLS.

This seminar addresses U.S. immigration and asylum law, as well as advocacy skills relevant to students work at the clinic. The skills component of the seminar addresses such areas as effective client interviewing, affidavit writing, trial preparation, policy advocacy, district court and appellate litigation, and amicus briefs. In order to cultivate best practices in student advocacy, this seminar draws heavily for instructional examples on students clinical experiences. It also allows students to connect their understanding of immigration and refugee law and lawyering skills to actual casework through consideration of specific issues of doctrine and policy implicated by students cases. Students will also have an opportunity to reflect critically on their experiences, models of advocacy, and social justice.

Please note that this seminar meets twice a week for the first two weeks of the semester (on Wednesdays and then again on Friday during the 3:45-5:45pm make-up block). Additional Friday classes may be held throughout the semester (exact details and dates tbd).

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Immigration and Refugee Advocacy

Course #: 2115 **Term:** 2024SP **Faculty:** Ardalan, Sabrineh **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Civil Rights; Gender and the Law; Human Rights; Immigration Law

Delivery Mode: Seminar

Days and Times:	Location
Wed 10:15 AM - 12:15 PM	WCC3008

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A, Clinic Info Session and OCP Blog Highlights.

Required Clinic Component: Harvard Immigration and Refugee Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students LLM students may enroll in this clinic through Helios. International LLM students in F-1 student status cannot be placed at GBLS.
This seminar addresses U.S. immigration and asylum law, as well as advocacy skills relevant to students work at the clinic. The skills component of the seminar addresses such areas as effective client interviewing, affidavit writing, trial preparation, policy advocacy, district court and appellate litigation, and amicus briefs. In order to cultivate best practices in student advocacy, this seminar draws heavily for instructional examples on students clinical experiences. It also allows students to connect their understanding of immigration and refugee law and lawyering skills to actual casework through consideration of specific issues of doctrine and policy implicated by students cases. Students will also have an opportunity to reflect critically on their experiences, models of advocacy, and social justice.

Please note that this seminar meets twice a week for the first two weeks of the semester (on Wednesdays and then again on Friday during the 3:45-5:45pm make-up block). Additional Friday classes may be held throughout the semester (exact details and dates tbd).

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Immigration Law

Course #: 2466 Term: 2024SP Faculty: Neuman, Gerald Credits: 3.00

Type: Elective Subject Areas: Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Administrative and Regulatory Law; Civil Rights; Constitutional Law; Immigration Law

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:15 PM	GRS110
Tue 3:45 PM - 5:15 PM	GRS110

Course Description: Prerequisites: Prior completion of a course in U.S. Constitutional Law that covers separation of powers and federalism is recommended, but not required.
Exam Type: In Class
Migration policy has been bitterly controversial in recent years, but not for the first time, and is currently in flux. This course will examine the legal framework of federal immigration control from a variety of perspectives – historical and contemporary; substantive and procedural; statutory and administrative and constitutional – including the criteria for admission to the United States, the grounds and process of deportation, the peculiar constitutional doctrines persisting in this field, and an introduction to refugee law.

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Institute to End Mass Incarceration Clinic

Course #: 8051 **Term:** 2024SP **Faculty:** Crespo, Andrew **Credits:** 4.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Criminal Law and Procedure; Legal Profession and Ethics; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Anti-Carceral Organizing and Lawyering (2 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in the required course. For a description of the seminar component of the course, please see the corresponding course description.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications are due by October 20, 2023. Please see below for more information.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may apply to the clinic by the deadline (application instruction details are below).
Placement Site: HLS.

Description: The Institute to End Mass Incarceration is a research and advocacy program that works toward the dramatic decarceration of the United States, the eradication of the root causes of mass incarceration, and the promotion of new approaches to dealing with harm and safety in our communities. The Institute’s advocacy work is anchored to its clinical component, which aims to develop, teach, and practice a novel mode of movement oriented lawyering that helps to build the power of social movements working toward anti-carceral emancipatory futures. Working alongside and in support of community-led movements, the Institute helps to strategize and implement collective-action campaigns that catalyze the power of the people impacted by the penal system.
Clinic Work: Students can expect to participate directly in strategizing and executing movement-driven advocacy and litigation campaigns alongside people charged with crimes and communities harmed by mass incarceration, in conjunction with partnering lawyers, community-organizers, and local activists. Student practice will include brainstorming and designing campaign strategies; research and writing to produce strategy memoranda and litigation documents; and collaborating with partner organizers and attorneys to execute coordinated campaigns. Students enrolled in the course will serve as full and central members of the Institute’s advocacy team. Depending on the number of projects undertaken over the course of the semester, students can expect to be divided into teams with other classmates. All students, however, will participate in each weekly seminar session and will contribute to and support the work of students on other teams-perhaps assuming primary responsibility for aspects of other projects as needs arise.
Workflow Overview: Clinic work follows a weekly cadence. Within a given week, students are expected to set aside and block out 16-20 hours for clinic work (corresponding to credit enrollment). This blocked time is meant to be inclusive of seminar meetings and readings, team meetings, solo research and writing time, and team collaborative work time. Students will be asked to share their schedule blocks with their team

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and supervisor at the start of the semester. Student work teams are structured and facilitated using a community organizing school of practice, which students are introduced to during an intensive weekend-long workshop at the start of the semester. (For more information on the workshop, see the accompanying seminar course description.) Students will use these skills to develop team norms, structures, and roles, facilitated by their clinic instructor who serves as the team's coach during the semester.

Once the semester is underway, the weekly cadence is driven by a standing team meeting, where the team maps out its campaign-related goals and deliverables over the course of the semester, identifying a series of weekly deliverables (typically some form of written work product) that are designed to propel the team forward each week toward key milestones during the semester. Examples of milestones include completing a chapter of a strategy playbook for an ongoing organizing campaign, preparing briefing materials for strategy sessions with organizers who are preparing to execute organizing tactics with legal implications, or potentially preparing litigation or other materials related to the execution of legal tactics being pursued by the organizing coalition. A team can expect to have multiple milestones over the course of the semester, with smaller weekly targets moving toward the successful completion of each milestone.

Application Process: Admission to this course is by permission. Interested students should submit an application to Maggie Bay (mbay@law.harvard.edu) by no later than October 20, 2023. The application should include the following documents, combined into a single PDF:

- a cover letter

- a resume

- a writing sample

- a list of up to three references

- a completed time spreadhseet ([template here](#))

Cover letters should describe, if applicable, any prior or upcoming relevant work experience, including work on behalf of indigent clients, with criminal legal system issues, with organizing or activism campaigns, and/or with substantive brief writing or written advocacy beyond the first-year curriculum. No such experience, however, is required for admission to the course, nor should students without such experience feel discouraged from submitting an application. Your cover letter should also include a discussion of your extracurricular and other obligations during the semester and your plan for balancing your various commitments with clinic work. Applicants may be asked to interview by phone or video conference.

Grading: Students will be graded based on a combination of their participation in seminar, their efforts to contribute to the team's projects and deliverables over the course of the semester, and the quality of their formal and informal work product.

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International Commercial Arbitration

Course #: 2122

Term: 2024WI

Faculty: Beckett, Mark; Tan, Daniel

Credits: 3.00

Type: Elective

Subject Areas: Bankruptcy; Bankruptcy; Bankruptcy; Bankruptcy and Commercial Law; International Law; Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times:	Location
Thu 9:00 AM - 12:30 PM	WCCB015
Fri 9:00 AM - 12:30 PM	WCCB015
Mon 9:00 AM - 12:30 PM	WCCB015
Tue 9:00 AM - 12:30 PM	WCCB015
Wed 9:00 AM - 12:30 PM	WCCB015

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: Last Class Take-Home
There will be a take-home final exam and class participation will be weighed.

This course provides an intensive introduction to the law, theory and practice of international commercial arbitration, which has become the default method of resolving international commercial disputes. As companies and investors become increasingly involved in international business transactions, the practice of arbitration is rapidly growing apace in law firms of every size. The practice is peripatetic and global with many international arbitration lawyers basing themselves in law firms in New York, Washington D.C., Paris, Hong Kong, Singapore, and other major commercial centers, and appearing in proceedings in their home cities and throughout the world.

The course will examine arbitration law and practice from a comparative, multi-jurisdictional perspective. At the same time, it will also address in depth the United States law of international commercial arbitration. Students can expect to review both commentaries, statutes and case law on the subject. The course is comprised of five main topics: (1) an introduction to the field of international commercial arbitration; (2) the agreement to arbitrate; (3) the selection and role of the arbitrators; (4) the arbitration process; and (5) the arbitral award. The role of national courts in the process will also be examined.

The course will also address new developments in international arbitration in relation to how technology is impacting the practice of arbitration and the use of arbitration to the digital economy in both mundane and more exotic applications.

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International Criminal Law

Course #: 2455 Term: 2024SP Faculty: Kalpouzos, Ioannis Credits: 3.00

Type: Elective Subject Areas: Criminal Law and Procedure; Human Rights; International Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:00 PM	WCC1010
Tue 1:30 PM - 3:00 PM	WCC1010

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: Any Day Take-Home

International Criminal Law examines how the international legal system attempts to name and address the gravest crimes in international law. We will focus on: a) international criminal law as part of public international law, as well as a political project; b) genocide, crimes against humanity, war crimes, and the crime of aggression; c) perpetrators and victims of international crimes; d) domestic and international judicial enforcement, with special attention to the International Criminal Court. Through a discussion that is both doctrinal and critical, the course will seek to illuminate both the law and politics of international criminal justice and to inform its practice.

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International Environmental Law

Course #: 2123 **Term:** 2024WI **Faculty:** Wiersema, Annecoos **Credits:** 3.00

Type: Elective **Subject Areas:** Environmental Law and Policy; International Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 4:30 PM	PND100
Tue 1:00 PM - 4:30 PM	PND100
Wed 1:00 PM - 4:30 PM	PND100
Thu 1:00 PM - 4:30 PM	PND100
Fri 1:00 PM - 4:30 PM	PND100

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisite: None
Exam Type: In Class

This course covers the international law governing the environment and natural resources. The course begins by covering the sources and institutional structure of international environmental law, as well as the fundamental principles governing international environmental law, including sustainability, the precautionary principle, permanent sovereignty over natural resources, and environmental impact assessment requirements. The course continues by delving into the core treaty regimes in the field, including ozone protection, climate change, and biodiversity and species protection. The course will also address the relationship of international environmental law with other fields of international law, and the role of local communities and indigenous communities.

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International Human Rights

Course #: 2126 **Term:** 2024SP **Faculty:** Kalpouzos, Ioannis **Credits:** 3.00

Type: Elective **Subject Areas:** Human Rights; International Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 11:45 AM	WCCB010
Tue 10:15 AM - 11:45 AM	WCCB010

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisite: None

Exam Type: Any Day Take-Home

The course will introduce students to the concepts of human rights, within the system of public international law. The course aims to work at three levels: to analyze the doctrine of international human rights law; to examine the role of human rights (law) in history and politics; to introduce key areas of current and future human rights practice. The goal is to achieve both doctrinal analytical competence and the capacity to identify what kind of human rights practice will be important in the future. We will accordingly look at the historical evolution and political role of human rights law and look at institutions and mechanisms, at the global and regional level, for the monitoring and enforcement of human rights law. We will analyze how international law has articulated specific rights, for example the right to life, the prohibition of torture, the rights to food, health, and self-determination. We will discuss how human rights relate to specific contexts and themes, for example migration, war, climate change, corporations, poverty, race. We will aim to identify to what extent international human rights law may be useful in addressing (global) inequality. Ultimately, we will aim to identify the most crucial future international human rights legal practice.

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International Human Rights Clinic

Course #: 8021 **Term:** 2024SP **Faculty:** Farbstein, Susan **Credits:** 5.00

Type: Clinic **Subject Areas:** Health Fee; Family; Health/Bioethics/Biotechnology; LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Family Member; Children and Family Law; Civil Litigation; Comparative Law; Employment and Labor Law; Environmental Law and Policy; Gender and the Law; Health, Food, and Drug Law; Human Rights; International Law; Law and Religion; Leadership; Legal Profession and Ethics; LGBTQ+; Negotiation and Alternative Dispute Resolution

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and News Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Human Rights Advocacy (2 spring classroom credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS.

The International Human Rights Clinic (IHRC) seeks to advance the protection and realization of human rights around the world while training the next generation of advocates. The Clinic serves as partner and legal advisor to a wide range of human rights and civil rights organizations in the United States and globally. Working on small project teams under the close supervision of expert clinicians, students take the lead on lawyering and advocating for human rights across a range of thematic and geographic areas, using a variety of skills that reflect the diverse modes of human rights practice. Students are involved in all aspects of their projects, from conceptualizing goals and formulating strategies, to researching and drafting reports, treaties, and legal briefs, to interviewing witnesses, to presenting findings before courts and international bodies. Students will be exposed to multiple strategies and innovative techniques for promoting and protecting human rights, and will also critically reflect on their work and the human rights movement more broadly.

IHRC’s docket draws on clinicians’ established expertise and networks in six broad areas, while remaining dynamic and responsive to emerging needs and the evolving field. Our primary areas of work are: (1) accountability and remedies; (2) armed conflict & civilian protection; (3) climate justice & the environment; (4) gender, race & non-discrimination; (5) protecting fundamental freedoms; and (6) social & economic justice.

Spring clinic students must take an accompanying clinical seminar (2 classroom credits). The seminars teach the skills and methods of human rights practitioners through case studies, workshopping of clinical projects, and simulations related to fact-finding and field investigations, media work, and/or negotiation and legislative work. Clinical seminar selection and enrollment occurs once a student has enrolled in the clinic and is orchestrated by the Office of Clinical and Pro Bono Programs.

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International Human Rights Clinic

Course #: 8021 **Term:** 2023FA **Faculty:** Farbstein, Susan **Credits:** 5.00

Type: Clinic **Subject Areas:** Health Fee; Family; Health/Bioethics/Biotechnology; LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Family Member; Children and Family Law; Civil Litigation; Comparative Law; Employment and Labor Law; Environmental Law and Policy; Gender and the Law; Health, Food, and Drug Law; Human Rights; International Law; Law and Religion; Leadership; Legal Profession and Ethics; LGBTQ+; Negotiation and Alternative Dispute Resolution

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and News Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Students in the fall clinic must enroll in either Human Rights Advocacy or Armed Conflict and Civilian Protection (both 2 fall classroom credits). Students who enroll in the fall clinic will be enrolled in one of the required courses by the Office of Clinical and Pro Bono Programs. Students are guaranteed a seat in one of these two required courses, but are not guaranteed their first choice. Students may enroll in only one of the two available courses.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

The International Human Rights Clinic (IHRC) seeks to advance the protection and realization of human rights around the world while training the next generation of advocates. The Clinic serves as partner and legal advisor to a wide range of human rights and civil rights organizations in the United States and globally. Working on small project teams under the close supervision of expert clinicians, students take the lead on lawyering and advocating for human rights across a range of thematic and geographic areas, using a variety of skills that reflect the diverse modes of human rights practice. Students are involved in all aspects of their projects, from conceptualizing goals and formulating strategies, to researching and drafting reports, treaties, and legal briefs, to interviewing witnesses, to presenting findings before courts and international bodies. Students will be exposed to multiple strategies and innovative techniques for promoting and protecting human rights, and will also critically reflect on their work and the human rights movement more broadly.

IHRC’s docket draws on clinicians’ established expertise and networks in six broad areas, while remaining dynamic and responsive to emerging needs and the evolving field. Our primary areas of work are: (1) accountability and remedies; (2) armed conflict & civilian protection; (3) climate justice & the environment; (4) gender, race & non-discrimination; (5) protecting fundamental freedoms; and (6) social & economic justice.

Fall clinic students must take an accompanying clinical seminar (2 fall classroom credits). The seminars teach the skills and methods of human rights practitioners through case studies, workshopping of clinical projects, and simulations related to fact-finding and field investigations, media work, and/or negotiation and legislative work. Clinical seminar selection and enrollment occurs once a student has enrolled in the

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fall clinic and is orchestrated by the Office of Clinical and Pro Bono Programs.

International Human Rights Clinic - 3L Leadership Training with Advanced Seminar

Course #: 8040 **Term:** 2023FA **Faculty:** Farbstein, Susan **Credits:** 5.00
Type: Clinic **Subject Areas:** LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Civil Litigation; Comparative Law; Employment and Labor Law; Environmental Law and Policy; Gender and the Law; Human Rights; International Law; Law and Religion; Leadership; Legal Profession and Ethics; LGBTQ+; Negotiation and Alternative Dispute Resolution

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and News Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Advanced Human Rights Training: Strategy and Advocacy (1 fall classroom credit). Once a student is accepted into this clinic, the Office of Clinical and Pro Bono Programs will enroll them in the required course.
Additional Co-/Pre-Requisites: Prior semester of the International Human Rights Clinic.
By Permission: Yes. Applications are due by April 15, 2023.
Add/Drop Deadline: June 1, 2023.
LLM Students: Due to the pre-requisite, LLM students are not eligible to apply.
Placement Site: HLS.
Through the International Human Rights Clinic - 3L Leadership Training with Advanced Seminar, students build new, more advanced skills necessary to become effective and thoughtful human rights advocates. Advanced students have the opportunity to focus on their leadership skills and explore additional approaches to human rights promotion. When appropriate, students travel to investigate abuses or pursue advocacy outside Cambridge, participate in sessions before intergovernmental bodies and arguments before courts, and help formulate policy to promote respect for human rights principles and the rule of law.
Please contact the Clinic for more information about the application process.

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International Intellectual Property Transactions

Course #: 3037 Term: 2024WI Faculty: de Werra, Jacques Credits: 3.00

Type: Elective Subject Areas: Contracts; Contracts; Contracts; Arts, Entertainment, and Sports Law; Comparative Law; Contracts; Corporate and Transactional Law; Intellectual Property; Technology Law and Policy

Delivery Mode: Course

Days and Times:	Location
Thu 1:00 PM - 4:30 PM	HAU104
Fri 1:00 PM - 4:30 PM	HAU104
Mon 1:00 PM - 4:30 PM	HAU104
Tue 1:00 PM - 4:30 PM	HAU104
Wed 1:00 PM - 4:30 PM	HAU104

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: Last Class Take-Home
International IP transactions are extremely common in the global knowledge-based and data-driven economy. The legal rules that govern these transactions are however not uniform at the international level (and not even at the regional level - including in the European Union -). The power of the contracting parties (who negotiate and conclude international IP transactions) to select the (contract) law that shall govern their agreement cannot fully overcome this legal fragmentation. In view of this complexity, the goal of the course is to explore and discuss selected aspects of international IP transactions from an international and a comparative perspective in order to help students navigate this challenging legal environment.
The course will cover a variety of IP transactions, including assignment of IP rights (specifically copyright assignment agreements), technology licensing (specifically patent and know-how licensing, including FRAND [Fair Reasonable and Non-Discriminatory] patent licensing) and technology transfer, trademark and copyright licensing, trademark coexistence agreements; non-disclosure agreements, franchising agreements, etc. The course will investigate a variety of legal fields beyond contract law and intellectual property law, including competition law, conflict of laws, international commercial and investment arbitration, and bankruptcy law in an interdisciplinary approach. It will analyze a selection of documents that shall help understand the legal ecosystem governing international IP transactions (including documents from the World Intellectual Property Organization and from other international organizations as well as case law from diverse common law and civil law jurisdictions).

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International Investment Arbitration

Course #: 2567 **Term:** 2023FA **Faculty:** Banifatemi, Yas **Credits:** 2.00

Type: Elective **Subject Areas:** Private Room; International Law; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	WCC2004
Tue 6:00 PM - 8:00 PM	WCC2004
Wed 6:00 PM - 8:00 PM	WCC2004
Thu 6:00 PM - 8:00 PM	WCC2004

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: The course is open to 2Ls, 3Ls, and LLMS. No prior courses required, although broad familiarity with public international law and international commercial arbitration will be an advantage.

Exam Type: There is no exam administered by the Registrars Office. Students will instead complete an oral exam, in the form of a moot investment arbitration proceeding.

In 1965, the World Bank adopted the Washington Convention, establishing the International Centre for Settlement of Investment Disputes (ICSID), and allowing private parties to resort directly to international arbitration against States for harm done to their investments. Since then, as a result of the wide adoption of bilateral and multilateral investment protection treaties, there has been an outbreak of investor-State arbitrations that neither the drafters of the Convention nor the international community at large had anticipated.

This course will explore where investment treaty arbitration stands today, after over two decades of growth. In particular: Why have there been calls for reform and for the termination of investment protection treaties? To what extent has the interplay between investment arbitration and international law nourished each of these fields of law? How has the arbitral case law tackled the most complex questions of international law? These questions, and others, will be addressed through a deep immersion into the investment arbitration process, as well as through an examination of the concepts of jurisdiction and admissibility (notion of investment; nationality of investors, both physical and juridical persons; temporal application of treaties; abuse of process; etc.); the interaction between contractual and treaty breaches; treaty interpretation; and strategic options in investor-State arbitration.

Enrollment will be limited to 20, and class will proceed based on students having prepared the relatively substantial reading materials. Only students who are prepared to make a firm commitment should enroll.
Note: This course will meet over three weeks from September 11 to September 27, 2023, with a double session on September 27th from 4-9pm.

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International Labor Migration

Course #: 2330 **Term:** 2024WI **Faculty:** Rosenbaum, Jennifer **Credits:** 2.00

Type: Elective **Subject Areas:** Employment and Labor Law; Human Rights; International Law

Delivery Mode: Course

Days and Times:	Location
Mon 5:00 PM - 7:30 PM	WCC3011
Tue 5:00 PM - 7:30 PM	WCC3011
Wed 5:00 PM - 7:30 PM	WCC3011
Thu 5:00 PM - 7:30 PM	WCC3011
Fri 5:00 PM - 7:30 PM	WCC3011

Course Description: Prerequisite: None

Exam Type: No Exam

This course will draw on case studies to examine international labor migration flows, governance issues under national and international legal regimes, and innovative approaches to defending migrant worker rights in sending and receiving countries. We will explore the interplay between the modern human rights and labor movements, analyze the advocacy strategies adopted to address workers’ rights violations, and evaluate the tradeoffs and tensions inherent in the different approaches.

Through the course, students will learn about different forms of international labor migration and labor trafficking from the perspectives of countries of origin and destination and will analyze the international instruments that protect workers’ basic rights and freedoms.

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International Law and Private Law: A Dialogue

Course #: 3240 Term: 2023FA Faculty: Goldberg, John; Blum, Gabriella Credits: 2.00

Type: Elective Subject Areas: Private Room; International Law; Private Law

Delivery Mode: Seminar

Days and Times: Location

Tue 1:30 PM - 3:30 PM HAU105

Course Description: Prerequisite: None
Exam Type: No Exam

This seminar will compare and contrast how international law regulates the interactions of nations with how private law regulates the interactions of persons and firms. It will thus consider, for example, analogies and disanalogies between international-law rules protecting territorial sovereignty and private-law rules protecting private property, and the legal obligations of nations and individuals to redress the wrongs they commit. Readings will include published scholarship and works-in-progress.

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International Law in an era of inequality: redistribution from the Global South

Course #: 2282 **Term:** 2024SP **Faculty:** Becker Lorca, Arnulf **Credits:** 2.00

Type: Elective **Subject Areas:** Human Rights; International Law

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3034
Mon 3:45 PM - 5:45 PM	WCC3034
Tue 3:45 PM - 5:45 PM	WCC3034

Course Description: Prerequisites: None
Exam Type: No Exam

Inequality has swiftly entered public discourse as increasingly stark differences in wealth and income threaten the health of our democracies. But unlike domestic inequality, there is less policy discussions and little concerted international action to tackle global inequality, notwithstanding the enormous differences in wealth and resources between rich and poor nations. This course explores past and present international legal ideas and policy proposals to redistribute resources and burdens from north to south.

The international legal order does not recognize redistributive obligations between nations. States from the global north have consistently opposed the recognition of concrete duties of international cooperation, from opposition to the International Seabed Authority redistributing resources from seabed mining, to opposition against a tax on transnational financial transactions, and against a Global Health Treaty pulling resources to finance R&D on neglected tropical diseases. We will study these and other examples and focus on controversies between north and south on the redistributive dimension of international regulation, like the clash between the common but differentiated responsibility principle and individual pledges in climate change. We will finally study a number of redistributive initiatives from the global south, from the 1970s New International Economic Orders international commodity agreements, regarding coffee and sugar, to the obligation to transfer technology in the nuclear non-proliferation Treaty and the Law of the Sea, to contemporary challenges by Latin-American states to the U.N international drug control regime.

Note: This seminar will be taught over four weeks, tentative dates below:
January: 29-30-31
February: 5-6-7
March: 25-26-27
April: 1-2-3

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International Law of the Sea

Course #: 2958	Term: 2024SP	Faculty: Kraska, James	Credits: 3.00
Type: Elective	Subject Areas: Environmental Law and Policy; International Law; National Security Law		
Delivery Mode: Course			
Days and Times:		Location	
Thu 4:15 PM - 7:30 PM		WCC2012	

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisite: None
Exam Type: No Exam

This course explores the international law of the sea, a body of public international law that governs the rights and duties of states in their use of the oceans and seas. The law of the sea is a prominent feature of international politics, evident in disputes ranging from the South China Sea to the Arctic Ocean and the Black Sea, as well as international environmental law, biodiversity, and climate change.

This course presents the institutional structure, doctrines, and norms that govern activities in the oceans, seas, coastal areas, and ports, including: contending rights and jurisdiction; maritime zones; marine living resources and fisheries; offshore energy and deep seabed mining; submarine cables; international trade, shipping and navigation; maritime law enforcement and human rights; marine environmental protection; marine scientific research and marine technology; naval operations and conflict at sea; marine biodiversity, climate change, and sustainable development; maritime boundary delimitation; and international arbitration, litigation, and dispute resolution. Along the way we encounter foundational concepts of international law, such as state sovereignty.

International Taxation

Course #: 3021	Term: 2024SP	Faculty: Paul, Deborah	Credits: 2.00
Type: Elective	Subject Areas: Tax; Tax; Tax; Administrative and Regulatory Law; Corporate and Transactional Law; International Law; Tax Law and Policy		
Delivery Mode: Course			
Days and Times:		Location	
Thu 6:00 PM - 8:00 PM		WCC1023	

Course Description: Prerequisites: Taxation
Exam Type: One-Day Take Home
This course will cover the basic federal income tax concepts, policy and law relating to taxation of foreign persons with U.S. activities and U.S. persons with foreign activities. The course will discuss long-standing aspects of federal income tax law, as well as rules enacted in 2017 central to that year’s federal income tax reform. We will discuss Moore v. United States, the case involving an element of the 2017 tax reform now before the Supreme Court. In our global economy, federal income tax law relating to cross-border activity affects many business and investment decisions. The course would be of interest to future tax lawyers and transactional lawyers as well as those interested in statutory interpretation.

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International Trade Law

Course #: 2132 **Term:** 2024SP **Faculty:** Wu, Mark **Credits:** 4.00

Type: Elective **Subject Areas:** International Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC3018
Fri 10:15 AM - 12:15 PM	WCC3018

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: One Day Take-Home

This course focuses on the law governing international trade as established by the World Trade Organization. It engages in an in-depth analysis of WTO rules and case law. The class will examine the strengths and weaknesses of the existing regime and discuss the difficulties in reforming the system. Besides focusing on the basic principles governing trade in goods and services, the course will also examine specialized areas such as technical standards, agriculture, food safety, subsidies, trade remedy measures, and intellectual property. In addition, the course will focus on the geopolitical tensions between major trading powers as well as on the new issues being addressed through regional trade agreements.

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Introduction to Accounting

Course #: 2133 Term: 2023FA Faculty: Dharan, Bala Credits: 1.00
Type: Elective Subject Areas: Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times: Location
Wed 6:30 PM - 8:30 PM PND100

Course Description: Prerequisite: None
Exam Type: In Class

This 1-credit fall course is designed to help students develop an understanding of the accounting information presented in corporate financial statements. Students will learn the basics of how corporate financial statements are prepared to capture the financial effects of management decisions, and how accounting reports can be analyzed to aid or evaluate management decisions. The course will be relevant for students in the Law and Business program of study, as well as those who wish to learn the basic language of accounting and its use in capital markets, corporate transactions, commercial litigation, mergers and acquisitions, and other related areas.

The course will be relevant for students in the Law and Business program of study, and to others who wish to prepare for careers in capital markets, corporate transactions, commercial litigation, mergers and acquisitions, and other related areas.

Note: The course meets once a week for two hours for the first six weeks of the semester, with an exam given in the following week.

Note: This course is not available for auditing.

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Introduction to Accounting 3-Week Section

Course #: 2133

Term: 2024SP

Faculty: Dharan, Bala

Credits: 1.00

Type: Elective

Subject Areas: Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Thu 1:30 PM - 3:30 PM	PND100
Fri 1:30 PM - 3:30 PM	PND100

Course Description: Prerequisites: None

Exam Type: In Class

This 1-credit spring course is designed to help students develop an understanding of the accounting information presented in corporate financial statements. Students will learn the basics of how corporate financial statements are prepared to capture the financial effects of management decisions, and how accounting reports can be analyzed to aid or evaluate management decisions. The course will be relevant for students in the Law and Business program of study, and to others who wish to prepare for careers in capital markets, corporate transactions, commercial litigation, mergers and acquisitions, and other related areas.

Note: This course meets twice a week for the first three weeks of the spring semester, followed by an exam given in the fourth week.

Note: This course is not available for auditing.

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Introduction to Advocacy: Civil Legal Aid Ethics, Theory, and Practice

Course #: 2134 **Term:** 2023FS **Faculty:** Caramello, Esme; Chin, Jacob **Credits:** 3.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Litigation; Civil Rights; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM WCC3019

Tue 1:30 PM - 3:30 PM WCC3019

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.

Required Clinic Component: Harvard Legal Aid Bureau 2L (4 fall clinical credits + 4 spring clinical credits).
This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: Evidence. Students must enroll in Evidence separately from clinic enrollment.
By Permission: Yes.
Add/Drop Deadline: Please contact HLAB for more information.
LLM Students: LLM students are not eligible to enroll.
Multi-Semester: This is a fall-spring course (2 fall classroom credits + 1 spring classroom credit).
This course introduces students to civil law practice and is required for all 2L members of the Harvard Legal Aid Bureau. Student practice experience at the Bureau is the primary material for all class meetings and discussions. The goals of the course are: (1) to provide a strong foundation for developing lawyering skills; (2) to enhance student understanding of what lawyers do, with particular attention to professional role, values, and ethics; and (3) to develop skills of peer and self-assessment so that students will have the ability to continue to learn in practice after law school. The majority of class meetings will focus on specific lawyering tasks such as client counseling and interviewing, investigation of claims, negotiation, and argument and case presentation, as well as the civil legal aid system and management of a multi-issue, multi-strategic legal aid organization. With respect to each skill studied, attention will be paid to the ethical, relational, strategic, and tactical issues involved. Additional class sessions, led by Bureau Clinical Instructors, will provide opportunities for analysis of the substantive and procedural law applicable to the students clinical practice; development of litigation skills through role-play exercises; and rounds of discussions of challenging issues in the students casework.
There will be no examination, but students are expected to attend all class sessions and complete periodic written assignments and a final project or paper that addresses an ethical or professional issue related to their casework, the course readings, or other aspects of the legal profession.
Enrollment in this course is restricted to 2L Harvard Legal Aid Bureau members and will not be in clinical registration. The Office of Clinical and Pro Bono Programs will enroll all HLAB 2L members in this course.

Note: This course will meet on Mondays and Tuesdays in the fall term, and on Tuesdays only in the spring term.

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Introduction to Finance Concepts 4-Day Section

Course #: 2537 **Term:** 2023FA **Faculty:** Dharan, Bala **Credits:** 1.00
Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Tue 1:00 PM - 4:15 PM	PND101
Wed 1:00 PM - 4:15 PM	PND101
Thu 1:00 PM - 4:15 PM	PND101
Fri 1:00 PM - 4:15 PM	PND101

Course Description: Prerequisite: None
Exam Type: In Class

This 1-unit course is designed to provide students with no prior coursework in finance an introduction to core concepts and calculations of corporate finance. This section of the course will meet over four days in the week prior to the start of the upper-level fall term classes so that students can quickly equip themselves with an understanding of the basic concepts and procedures of corporate finance. The following topics will be introduced: time value of money, Microsoft Excel functions used in finance calculations, discounted cash flow methodology, analysis of investment decisions, measuring risk and return for individual assets, diversification, measuring portfolio returns, capital asset pricing model, measuring cost of capital.

The course will be relevant for students in the Law and Business program of study, and to others who wish to prepare for careers in capital markets, corporate transactions, commercial litigation, mergers and acquisitions, and other related areas.

The course will be graded on a Credit/Fail basis.

Note: This course takes place before the start of upper-level classes. It will meet Tuesday, August 29 through Friday, September 1, 2023, followed by an exam given during the first week of classes on Friday, September 8, 2023.

Drop Deadline: 08/29/23

Note: This course is not available for cross-registration or auditing.

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Introduction to Japanese Law

Course #: 2136 Term: 2023FA Faculty: Ramseyer, J. Mark Credits: 3.00

Type: Elective Subject Areas: Comparative Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:30 AM - 12:00 PM	HAU105
Tue 10:30 AM - 12:00 PM	HAU105

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: In Class
This course is designed to introduce the non-specialist law student to major features of the Japanese legal system. The course attempts to integrate the structures, processes, and personnel of the Japanese legal system with other features of Japanese society and history. Topics covered include (but are not limited to): Litigation and extra-judicial settlement, the legal services industry, economic regulation, criminal procedure, and constitutional litigation.

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Introduction to Trial Advocacy

Course #: 1055 **Term:** 2024WI **Faculty:** Sullivan, Ronald; Blitzman, Jay; Sonenberg, Santha **Credits:** 3.00

Type: 1lwinter **Subject Areas:** State and Federal Courts; Courts, Jurisdiction, and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 9:00 AM - 12:30 PM	AUS200
Tue 9:00 AM - 12:30 PM	AUS200
Wed 9:00 AM - 12:30 PM	AUS200
Thu 9:00 AM - 12:30 PM	AUS200
Fri 9:00 AM - 12:30 PM	AUS200

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Note: This course is restricted to first-year J.D. students only.

The drop deadline for 1L January Experiential Term (JET) classes is December 1, 2023. Students may not drop a course if they do not have an offer to enroll in a different JET course.

1L JET courses are intensive learning courses. Class attendance is required in each course every day of the term. Students should plan accordingly and should not take on other work commitments during the term.

Please note Introduction to Trial Advocacy will not satisfy the Trial Advocacy Workshop pre-requisite requirements for upper-level clinics.

Exam Type: No Exam

In the U.S. legal system, a trial is the principle mechanism designed to resolve disputes between adverse parties. Partisan advocates on either side of an issue present evidence to a neutral arbiter - usually a jury, which, in turn acts as a finder of fact. An impartial judge decides matters of law and manages the trial process.

Trial Advocacy is both art and science. At bottom, an effective advocate paints a word picture of an historical event for strangers who were not percipient witnesses to the disputed event. Creating a compelling narrative is an art, which through study and practice, can be developed and mastered. The technique and structure of examinations, statements, and argument is in form similar to a science. It is tried and true method, which through study and practice, can be developed and mastered.

This course is an introduction to effective advocacy. It focuses on predicate areas of advocacy not traditionally covered in trial advocacy courses. ITA begins with a study of case theory. Case theory, as the phrase suggests, represents the narrative an advocate advances to persuade a fact finder to accept the advocates narrative. The course then moves to lawyer-client interaction, including the initial interview, and the thorny ethical issues that relationship may, on occasion, entail. Finally, the course teaches two of the most important tools in the trial lawyers toolkit, direct and cross examination.

Note: There may be days throughout the winter term that require attendance beyond the scheduled times. Please refer to the course syllabus and page for more information.

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Investment Management Law: Private Funds and Other Issues

Course #: 2323 **Term:** 2023FA **Faculty:** Champ, Norm **Credits:** 3.00

Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy

Delivery Mode: Course

Days and Times: **Location**

Thu 3:45 PM - 7:00 PM WCC1023

Course Description: Prerequisites: None
Exam Type: In Class

This course covers the fundamental legal and regulatory regimes that govern private fund sponsor businesses. The course will focus primarily on SEC-registered investment advisers that are managing investment funds or accounts that are privately offered and exempt from the Investment Company Act of 1940. Privately offered funds include private equity funds, hedge funds, real estate funds and other private funds that control several trillion dollars of investment capital. In particular, capital in private equity funds has grown dramatically in recent years.

This course will use a study of statutes, rules, regulations, regulatory decisions, court cases, fund documentation and other materials to familiarize students with the legal issues in the investment management area and the principles that guide the resolution of these issues. Investment management law encompasses several different areas of the law including the federal securities laws, employment law, tax law, partnership and corporate law. It is my goal to integrate these areas into a cohesive view of the legal aspects of the investment management business. Using contacts in the regulatory agencies, investment management industry and bar, I plan to bring guest speakers to give students exposure to industry participants.

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Investments Workshop: Public and Private Equity

Course #: 2923 **Term:** 2024SP **Faculty:** Bosiljevac, Vladimir **Credits:** 2.00
Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy; Financial and Monetary Institutions

Delivery Mode: Course

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3008
Mon 3:45 PM - 5:45 PM	WCC3008

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: Sound understanding of financial statements and valuation topics/models. Admission is by permission only and interested students should send a resume and a cover letter to the instructor at vbosiljevac@law.harvard.edu. In the cover letter, interested students should explain why they want to take the class and outline their experience with financial statements, valuation, and financial modeling. The deadline for upper-level JD and LLM applications is November 5. The deadline for 1L applications is November 15. Cross-registrants are highly encouraged to apply - the deadline for them is January 20, 2024.
Exam Type: No Exam
This class (designed as a workshop) is intended for students who want to deepen and expand their knowledge of applied finance topics and concepts with a focus on equity investments in public and private markets. Students will explore these topics through case studies where they are asked to analyze potential investments using hedge fund and private equity tools and strategies. These case studies will span across different industries (e.g. technology/internet/software, cleantech, fintech, biotech, healthcare, consumer goods, retail, industrials, etc.) and different geographies (developed and emerging markets). However, the primary focus will be the US. After learning various investment methodologies in the first part of the course, students (working in teams of two) will be required to independently develop (with inputs and feedback from the instructor across multiple one-on-one sessions) and pitch two investment theses/ideas in their industry of choice. That investment thesis will be thoroughly discussed (and challenged) in class. For some classes, guest speakers from the finance industry may be invited. Active class participation is required.
Note: This course will meet on the following dates:
1st session block (Jan 22, Jan 23, Jan 29, and Jan 30)
2nd session block (Feb 26, Feb 27, March 4, and March 5)
3rd session block (Apr 8, Apr 9, Apr 15, and Apr 16)

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Islamic Law and Comparative Jurisprudence

Course #: 3273 **Term:** 2024SP **Faculty:** Shahawy, Hassaan **Credits:** 1.00

Type: Elective **Subject Areas:** Jurisprudence and Legal Theory; Legal History

Delivery Mode: Reading Group

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	HAU103

Course Description: Prerequisite: None
Exam Type: No Exam

This reading group will consider several fundamental questions of legal philosophy through the lens of Islamic law, with the objective of introducing students to the Islamic legal tradition, while also grappling with important jurisprudential questions along the way. The first meeting will serve as a primer in Islamic law and legal theory. The next four meetings will each be structured around a different jurisprudential question, starting with What is Law?, then Law and Morality, Law and Power, and Law and Social Change. In addressing each topic, we will read works from various schools of thought within both the Islamic legal tradition and Anglo-American jurisprudence (including natural law, positivism, Legal Realism, and Critical Legal Studies), and we will pay special attention to the often unexpected parallels that emerge. We will also use case studies to examine how different answers to these philosophical questions can result in concrete differences in legal outcomes. In our final meeting, we will conclude with broader observations about the relationship between legal theory and practice. The overall hope of the course is that by putting these two legal traditions in conversation with each other, we can learn something new about each of them, as well as about the difficult questions we are trying to answer. Students will be expected to submit one short response paper during the semester.

Note: This reading group will meet on the following dates: 1/31, 2/7, 2/14, 2/21, 2/28, and 3/6

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Islamic Law and Human Rights

Course #: 2517 Term: 2023FA Faculty: Waheedi, Salma Credits: 1.00

Type: Elective Subject Areas: Human Rights; International Law

Delivery Mode: Reading Group

Days and Times: Location

Tue 3:45 PM - 5:45 PM HAU103

Course Description: Prerequisite: None

Exam Type: No Exam

This reading group will offer students the opportunity to engage with current and emerging debates on Islamic law and human rights. After a brief introduction to Islamic law and its historical development, we will examine legal and practical human rights question at the intersection of Islamic law and its interpretation and application within contemporary Muslim states. Through a number of case studies, students will also engage in a critical examination of different modes and discourses of human rights advocacy across diverse geographic locations and human rights themes. Students will also discuss and critique the different strategies employed by local, regional, and international human rights advocates in approaching human rights questions involving religious belief and practice.

Note: This reading group will meet on the following dates: 9/12, 9/19, 10/3, 10/31, 11/14, 11/28

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Jewish Law and Critical Theory

Course #: 3258	Term: 2023FA	Faculty: Bar-Asher Siegal, Mikhal	Credits: 2.00
Type: Elective	Subject Areas: Comparative Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCC3008	
Course Description: Prerequisite: None Exam Type: No Exam			

This course explores the intersections between Jewish law and critical theory, with an emphasis on the ways in which critical theory can inform and challenge ancient Jewish thought. Students will engage with a range of theoretical perspectives, including anthropology, feminist theory, and postcolonial theory, and apply these perspectives to a variety of Jewish texts and traditions. Through careful reading of Jewish texts from the Babylonian Talmud, the course will examine the role of Jewish law in shaping and responding to broader social and political issues, as well as introduce major trend in critical theories. Students will also be expected to participate in class discussions and debates, and to produce a final research paper on a topic related to the course content.

Jews, Christians, and Law at the Beginning

Course #: 3259	Term: 2023FA	Faculty: Bar-Asher Siegal, Mikhal	Credits: 3.00
Type: Elective	Subject Areas: Comparative Law		
Delivery Mode: Course			
Days and Times:		Location	
Thu 10:15 AM - 11:45 AM		HAU102	
Fri 10:15 AM - 11:45 AM		HAU102	
Course Description:	Students who enroll in this offering may count the credits towards the JD international/comparative requirement. Prerequisite: None Exam Type: Last Class Take-Home		

This course explores the complex relationship between Jews, Christians, and the development of law in the first centuries CE. Starting with the period of the Second Temple, students will examine how Jews and Christians understood and interacted with legal systems, both their own and those of their neighbors, and how these interactions influenced the development of their respective legal traditions. Throughout the course, students will engage with a range of primary sources, including biblical and rabbinic texts, as well as Christian legal writings such as part of the Gospels and the writings of the Church Fathers. We will also examine how legal systems were used to establish and maintain power relationships between different groups, such as Jews, Christians, and Romans and the ways in which legal systems shaped and reflected religious identities.

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Judicial Process in Trial Courts Clinic

Course #: 8022

Term: 2023FA

Faculty: Cratsley, John; Berenson, Barbara

Credits: 5.00

Type: Clinic

Subject Areas: State and Federal Courts; Race; Administrative and Regulatory Law; Civil Litigation; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Clinic

Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Judicial Process in Trial Courts (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT, but may enroll separately in the Class Component.

Placement Site: Various internship placements with trial court judges.

Students undertake clinical fieldwork study of judicial performance through clerkship-like clinical placements with individual justices of the District Court, Boston Municipal Court, Juvenile Court, Housing Court, Land Court and Superior Court Departments of the Massachusetts Trial Court, as well as with federal judges in the U.S. District Court and Immigration Court. Clinical students are expected to be available to do research and writing projects for their assigned judge, and are expected to observe and assist their judge for at least 2 clinical credits, or eight hours per week. Three short reflection papers and one final paper required.

Students must have at least one full day available for their judicial placement. Students may earn up to five credits for additional fieldwork hours with their judge.

For more information, please contact Judge John C. Cratsley (Retired); cratsley@sociallaw.com or jcratsley@law.harvard.edu. or Barbara Berenson, bberenson@law.harvard.edu

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Judicial Process in Trial Courts Clinic

Course #: 8022	Term: 2024SP	Faculty: Cratsley, John; Berenson, Barbara	Credits: 5.00
Type: Clinic	Subject Areas: State and Federal Courts; Race; Administrative and Regulatory Law; Civil Litigation; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law		
Delivery Mode:	Clinic		
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Judicial Process in Trial Courts (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course. Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT, but may enroll separately in the Class Component. Placement Site: Various internship placements with trial court judges.
Students undertake clinical fieldwork study of judicial performance through clerkship-like clinical placements with individual justices of the District Court, Boston Municipal Court, Juvenile Court, Housing Court, Land Court and Superior Court Departments of the Massachusetts Trial Court, as well as with federal judges in the U.S. District Court and Immigration Court. Clinical students are expected to be available to do research and writing projects for their assigned judge, and are expected to observe and assist their judge for at least 2 clinical credits, or eight hours per week. Three short reflection papers and one final paper required.
Students must have at least one full day available for their judicial placement. Students may earn up to five credits for additional fieldwork hours with their judge.
For more information, please contact Judge John C. Cratsley (Retired); cratsley@socialaw.com or jcratsley@law.harvard.edu. or Barbara Berenson, bberenson@law.harvard.edu

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Judicial Process in Trial Courts Clinical Seminar

Course #: 2139 **Term:** 2024SP **Faculty:** Cratsley, John; Berenson, Barbara **Credits:** 2.00

Type: Elective **Subject Areas:** State and Federal Courts; Race; Administrative and Regulatory Law; Civil Litigation; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times: **Location**

Thu 3:45 PM - 5:45 PM WCC3019

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Judicial Process in Trial Courts Clinic (2-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT, but may enroll in this Seminar without participating in the Clinic.

This weekly seminar examines through participant observation the functioning of the judicial process in our trial courts with special attention to different judicial roles in different trial courts. The focus of the class is on the various roles (adjudicatory, administrative, sentencing, educational and symbolic) that judges play in these courts. Students have the unique opportunity to observe and discuss the work of their assigned judges in a clerkship-type setting. Students are also expected to assist their judges with legal research and writing. The contributions of various scholars to understanding the work of judges in these courts is reviewed as well as distinct proposals for reform. Because of the variety of judicial placements, attention is also paid to common issues such as judicial accountability, judicial ethics, ADR, juries, access to justice, and sentencing innovations like treatment courts and restorative justice.

A fifteen to twenty page paper describing some aspect of the judiciary's work in these courts or a 10-12 page Reflection following prompts provided by the faculty is required and serves as a basis for each student's grade. Three short reflective papers are also required during the semester.

Students undertake clinical fieldwork study of judicial performance through clerkship-like clinical placements with individual justices of the District Court, Boston Municipal Court, Juvenile Court, Housing Court, Land Court and Superior Court Departments of the Massachusetts Trial Court, as well as with federal judges and magistrate judges in the U.S. District Court and Immigration Court. Clinical students are expected to be available to do research and writing projects for their assigned judge, and are expected to observe and assist their judge for at least 2 clinical credits, or eight hours per week. Students may earn up to five credits for additional fieldwork hours spent with their judge.

Students must have at least one full day available for their judicial placement.

For more information, please contact Judge John C. Cratsley (Retired); cratsley@socialaw.com or jcratsley@law.harvard.edu or Barbara Berenson, bberenson@law.harvard.edu

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Judicial Process in Trial Courts Clinical Seminar

Course #: 2139 **Term:** 2023FA **Faculty:** Cratsley, John; Berenson, Barbara **Credits:** 2.00

Type: Elective **Subject Areas:** State and Federal Courts; Race; Administrative and Regulatory Law; Civil Litigation; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times: **Location**

Thu 3:45 PM - 5:45 PM WCC3019

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Judicial Process in Trial Courts Clinic (2-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT, but may enroll in this Seminar without participating in the Clinic.

This weekly seminar examines through participant observation the functioning of the judicial process in our trial courts with special attention to different judicial roles in different trial courts. The focus of the class is on the various roles (adjudicatory, administrative, sentencing, educational and symbolic) that judges play in these courts. Students have the unique opportunity to observe and discuss the work of their assigned judges in a clerkship-type setting. Students are also expected to assist their judges with legal research and writing. The contributions of various scholars to understanding the work of judges in these courts is reviewed as well as distinct proposals for reform. Because of the variety of judicial placements, attention is also paid to common issues such as judicial accountability, judicial ethics, ADR, juries, access to justice, and sentencing innovations like treatment courts and restorative justice.

A fifteen to twenty page paper describing some aspect of the judiciary's work in these courts or a 10-12 page Reflection following prompts provided by the faculty is required and serves as a basis for each student's grade. Three short reflective papers are also required during the semester.

Students undertake clinical fieldwork study of judicial performance through clerkship-like clinical placements with individual justices of the District Court, Boston Municipal Court, Juvenile Court, Housing Court, Land Court and Superior Court Departments of the Massachusetts Trial Court, as well as with federal judges and magistrate judges in the U.S. District Court and Immigration Court. Clinical students are expected to be available to do research and writing projects for their assigned judge, and are expected to observe and assist their judge for at least 2 clinical credits, or eight hours per week. Students may earn up to five credits for additional fieldwork hours spent with their judge.

Students must have at least one full day available for their judicial placement.

For more information, please contact Judge John C. Cratsley (Retired); cratsley@socialaw.com or jcratsley@law.harvard.edu or Barbara Berenson, bberenson@law.harvard.edu

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Jurisprudence

Course #: 2140 **Term:** 2023FA **Faculty:** Brewer, Scott **Credits:** 3.00

Type: Elective **Subject Areas:** Kethledge, Raymond M.; Jurisprudence and Legal Theory

Delivery Mode: Course

Days and Times: **Location**

Thu 1:30 PM - 3:00 PM WCC3018

Fri 1:30 PM - 3:00 PM WCC3018

Course Description: Prerequisites: None
Exam Type: Any Day Take-home
Jurisprudence is the silent and controlling partner in every judges and every lawyers reasoning about law. A judge, a lawyer, a citizen, a law student cannot answer any legal question without a sufficiently clear sense of what law is— as distinct, say, from religion, or hard science or social science— and what it is that constitutes legal reasoning and argument (as opposed to, say, reasoning in empirical science or theology or mathematics or logic). What sources may a judge consult to resolve a legal dispute, and on what sources should a lawyer rely in making an argument on behalf of a client? Only such commonplace sources as case precedents, statutes, constitutional provisions, administrative regulations, executive orders? May she also consult the bible, or works by moral, political, and legal philosophers? Why or why not? These and related questions are the subject matter of Jurisprudence and of this course. In our exploration of these themes, we will consider competing explanations of the concept of law (among legal positivists, legal realists, natural law theorists, critical legal studies theorists), the role of social and political contest in lawmaking and law application (including approaches to this issue that focus on race, class, and gender in their explanations of law and legal institutions), the nature, extent and limits of reason and rationality in legal argument, the role of virtue in judging and lawyering, and the values that do or should guide legal factfinding. No special background is required. Work for the course consists of class participation and a take-home exam. Cross-registrants are welcome. Anyone seeking information about this course should feel free to contact Professor Scott Brewer at sbrewer@law.harvard.edu.

Jurisprudence

Course #: 2140 **Term:** 2023FA **Faculty:** Sachs, Stephen **Credits:** 1.00

Type: Elective **Subject Areas:** Jurisprudence and Legal Theory

Delivery Mode: Reading Group

Days and Times: **Location**

Mon 3:45 PM - 5:45 PM WCC3036

Course Description: Prerequisite: None
Exam Type: No Exam

An introduction to jurisprudence and the philosophy of law.

Note: This reading group will meet on the following dates: TBD.

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Jurisprudence: Mainstream Versus Critical

Course #: 2140 **Term:** 2023FA **Faculty:** Sargentich, Lewis **Credits:** 2.00

Type: Elective **Subject Areas:** Jurisprudence and Legal Theory

Delivery Mode: Course

Days and Times: **Location**

Tue 1:30 PM - 3:30 PM WCC3013

Course Description: Prerequisites: None
Exam Type: Last Class Take-Home

Our way of doing law, in pursuit of legality for society, yields both formalization of law (law as formal rules or doctrines) and idealization of law (law as principles and policies). The course examines rule-based law as portrayed by modern legal positivism (mainly H.L.A. Hart) and criticized by American legal realists. Then we will undertake a study of the moral aims within law. We will consider accounts of legal ideals offered by mainstream jurisprudence (mainly Fuller, Hart and Sacks, and Dworkin) and by contemporary critical jurisprudence.

Readings include some illustrative cases and commentary on particular legal doctrines and fields, though the focus is on more highly general writings about law. The course aims to develop a definite thesis about the way our law takes shape, and to provide a connected account of phenomena emphasized by critical legal studies such as conflicting ideals in law, legal legitimation, and transformative possibility.

Readings for the course are photocopied materials.

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JuryX Workshop

Course #: 2411 **Term:** 2024WI **Faculty:** Nesson, Charles **Credits:** 3.00

Type: Elective **Subject Areas:** Constitutional Law; Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 4:30 PM	WCC3018
Tue 1:00 PM - 4:30 PM	WCC3018
Wed 1:00 PM - 4:30 PM	WCC3018
Thu 1:00 PM - 4:30 PM	WCC3018
Fri 1:00 PM - 4:30 PM	WCC3018

Course Description: Prerequisites: None

Exam Type: No Exam Instead there will be a 1200-word paper due at the end of the workshop.

JuryX is a workshop in which the ideal is both subject of study and objective in execution, played out with collective attention to the substance, form and frame of our discourse. We consider difficult issues of justice and self-governance, and we play Poker. Our workshop unfolds as we go. Work and play takes place in small jury groups, mixed as we go to maximize students meeting, as well in a pseudonymous text online discourse environment called Nymspace, used for feedback and wide-open discussion. There will be no exam. There will be several opportunities for in-class writing.

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Knowledge As Power in Law and Science

Course #: 2082	Term: 2023FA	Faculty: Kennedy, David; Jasanoff, Sheila	Credits: 2.00
Type: Elective	Subject Areas: Jurisprudence and Legal Theory; Technology Law and Policy		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		HAU102	

Course Description: Prerequisite: By permission. Interested students should send one of the faculty a short statement of interest.
Exam Type: No Exam
Evaluation is a final take home essay.

How do ideas about law and science shape the contours of the contemporary world? Knowledge underwrites legal authority – but how exactly? How do ideas about what is natural, right or ordained become powerful, hegemonic? Both law and science rely on experts to define the basic coordinates by which we locate ourselves and recognize each other, as members of collectives, actors in institutions, and selves possessing subjectivity. But how does each conceive the others role, and affirm or resist it? In this course, we will read and discuss literature from social theory, law, and science and technology studies that bears on these questions, alongside case studies that illuminate expertise in action in a variety of professional, scientific, and legal settings.

Note: This course is jointly-listed with HKS.

Labor & Employment Lab

Course #: 2845	Term: 2023FA	Faculty: Sachs, Benjamin	Credits: 2.00
Type: Elective	Subject Areas: Employment and Labor Law; Law and Political Economy		
Delivery Mode: Seminar			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		WCC3036	

Course Description: Prerequisites: Students must have completed, or be concurrently enrolled in, Labor Law or Employment Law.
Exam Type: No Exam

In this two unit course, students will generate and publish writing on labor and employment law, labor politics, and contemporary labor market trends. Class meetings will be highly interactive and collaborative. Part of each class session will be dedicated to developing writing topics and part will be dedicated to discussing each others work. Students will be required to write three substantive posts of approximately 1200 words each with the aim of being published on the OnLabor blog (www.onlabor.org). The course will provide students interested in labor and employment the opportunity to research and write on cutting edge issues and to publish their work for a live and extensive audience.

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Labor History and the Law

Course #: 2459 **Term:** 2023FA **Faculty:** Weinrib, Laura **Credits:** 2.00

Type: Elective **Subject Areas:** Employment and Labor Law; Law and Political Economy; Legal History

Delivery Mode: Seminar

Days and Times: **Location**

Wed 3:45 PM - 5:45 PM LEW214

Course Description: Prerequisite: None
Exam Type: No Exam

This seminar examines the historical relationship between American workers and the law. It focuses on legal contests over workers’ rights in the courts, legislatures, and administrative agencies during the late-nineteenth and twentieth centuries. Readings explore the ways in which law has shaped labor solidarity, class formation, and strategies for organization and resistance. They also consider the influence of organized labor and of labor law on mobilization for social change, including the movements for civil liberties and civil rights. The seminar concludes by exploring current trends in American labor relations.

Note: This seminar is cross-listed with the History Department at FAS as History 2459.

Labor Law

Course #: 2142 **Term:** 2024SP **Faculty:** Sachs, Benjamin **Credits:** 4.00

Type: Elective **Subject Areas:** Employment and Labor Law; Law and Political Economy

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM WCC2004

Tue 1:30 PM - 3:30 PM WCC2004

Course Description: Prerequisite: None
Exam Type: One-Day Take-Home

This course will focus on the statutory, judicial, and administrative law governing the collective organization of workers and the interaction between such collective organizations and employers. The course will introduce students to the basics of traditional labor law and will explore how labor law is evolving in response both to innovative forms of labor-management relations and to changes in the composition of the U.S. labor force. The class will consider the legal status of privately negotiated processes for organizing and recognizing unions, state and local approaches to labor law innovation, and new forms of workplace organization. We will also explore the intersection of labor and immigration law, union participation in the political process, and emerging forms of worker organizing that rely not on the National Labor Relations Act but on other statutory regimes.

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Language and the Law: Beyond the Canons

Course #: 3282	Term: 2024SP	Faculty: Walker, Alex	Credits: 1.00
Type: Elective	Subject Areas: Not Applicable		
Delivery Mode: Reading Group			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCC3012	

Course Description: Prerequisites: Legislation and Regulation or equivalent coursework (co-requisite also acceptable)
Exam Type: No Exam

Many legal questions are framed in what sounds like linguistic questions: what does a statute, a contract, or constitution mean? Is a rule ambiguous or vague? Did the accused unequivocally ask for a lawyer? What is hate speech and should it be protected under the First Amendment?

The goal of this reading group will be two-fold. On the one hand to introduce topics in linguistics (like phonology, morphology, syntax, semantics, sociolinguistics, and historical linguistics) and also to explore legal questions that implicate linguistics (like legal interpretation, linguistic due process, the relationship between the courts and legislature, and hate speech).

Students will be encouraged to develop their own understanding of linguistics and its relationship to the law and engage with various competing linguistic and legal theories. Readings, listenings, and watchings will be interdisciplinary, including scholarship from various fields, newspaper articles, videos, cases, statutes, constitutions, songs, and the like.

Note: This reading group will meet on the following dates: 25 Jan; 1 Feb; 8 Feb; 15 Feb; 22 Feb; 29 Feb.

Law & Democracy: The Incomplete Experiment

Course #: 2485	Term: 2024SP	Faculty: Robinson, Stephanie	Credits: 2.00
Type: Elective	Subject Areas: Constitutional Law; Election Law and Democracy		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 1:30 PM - 3:30 PM		PND100	

Course Description: Prerequisite: None
Exam Type: No Exam

This seminar interrogates the ways in which democracy, as practiced in the United States, continues to form. In doing so, it explores provocative themes and questions of citizenship, self-governance, accountability and inclusion in American democracy while grappling with issues of culture, class and gender. It moves beyond limited representations of democratization as the quest for universal suffrage and fair elections to a more fluid, real-time construct of competing interests, negotiated outcomes, stressed and malleable institutions, and tumultuous changes. It further clarifies the democratic process as one subject to ongoing interpretation, challenge and renewal.

Note: This course is not available for cross-registration.

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Law and Business

Course #: 2277 **Term:** 2023FS **Faculty:** Subramanian, Guhan **Credits:** 2.00
Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy; Leadership
Delivery Mode: Seminar
Days and Times: **Location**
Tue 6:00 PM - 8:00 PM HAU105

Course Description: Prerequisite: This seminar is only open to current JD/MBA third- and fourth-year students.

Exam Type: No Exam

The credit breakdown for this seminar is as follows: two total credits with one credit awarded in the fall and one credit awarded in the spring.

Law and Economics

Course #: 2146 **Term:** 2023FA **Faculty:** Kaplow, Louis; Shavell, Steven **Credits:** 2.00
Type: Elective **Subject Areas:** Law and Economics
Delivery Mode: Seminar
Days and Times: **Location**
Tue 4:00 PM - 5:30 PM HAU102

Course Description: Prerequisite: None
Exam Type: No Exam
This seminar will provide students with exposure to ongoing research in the economic analysis of law. At most of the meetings, invited speakers from Harvard and other universities will present works in progress. Students are required to submit, before sessions, brief written comments on the papers to be presented. Enrollment in either or both terms is permitted. Some background in economics or law and economics is helpful; however, knowledge of technical economics is unnecessary.

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Law and Economics

Course #: 2146	Term: 2024SP	Faculty: Kaplow, Louis; Shavell, Steven	Credits: 2.00
Type: Elective	Subject Areas: Law and Economics		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 4:00 PM - 5:30 PM		HAU102	

Course Description: Prerequisite: None
Exam Type: No Exam
This seminar will provide students with exposure to ongoing research in the economic analysis of law. At most of the meetings, invited speakers from Harvard and other universities will present works in progress. Students are required to submit, before sessions, brief written comments on the papers to be presented. Enrollment in either or both terms is permitted. Some background in economics or law and economics is helpful; however, knowledge of technical economics is unnecessary.

Law and Inequality Workshop

Course #: 2479	Term: 2024SP	Faculty: White, Lucie	Credits: 3.00
Type: Elective	Subject Areas:	Disability; Education; Disability Law; State and Federal Courts; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Education; Administrative and Regulatory Law; Courts, Jurisdiction, and Procedure; Disability Law; Education Law; Employment and Labor Law; Environmental Law and Policy; Gender and the Law; Human Rights; Jurisprudence and Legal Theory; Law and Political Economy; Poverty Law and Economic Justice	
Delivery Mode: Course			
Days and Times:		Location	
Wed 1:30 PM - 3:00 PM		HAU103	
Thu 1:30 PM - 3:00 PM		HAU103	

Course Description: Prerequisites: None
Exam Type: No Exam

In this course we will explore concepts of inequality from a range of disciplinary perspectives. We will also consider meanings and effects of pernicious inequalities in several sociolegal contexts such as geography, race, and poverty/work/labor. Finally we will examine methodologies for "mapping" ways that various legal dynamics drive the genesis, elaboration, reinforcement and maintenance of hierarchies of privilege and disadvantage across individuals, groups, localities, regions and nations and more. As we identify key legal drivers in the production of specific adverse inequalities, we will also explore ways that changes in legal ordering might shift bargaining power, redistribute resources or otherwise ameliorate their negative effects. Students will work in clusters to research a domain of inequality and develop a legal inequality map of its drivers in order to analyze and engage with it.

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Law and Literature: The Application of Law to Life

Course #: 2321 Term: 2024SP Faculty: Abella, Rosalie Silberman Credits: 2.00

Type: Elective Subject Areas: Jurisprudence and Legal Theory

Delivery Mode: Seminar

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC3016
Thu 1:30 PM - 3:30 PM	WCC3016

Course Description: Prerequisite: None
Exam Type: No Exam

One of the best sources for understanding people and human nature is found in literature. It’s very difficult to think about how law functions without understanding the human context in which it is applies. This course will attempt to discern the human universals discoverable through literature as a way of better understanding the purpose and application of law in order to achieve justice.

Note: This seminar will meet over six weeks from January 31 to March 7, 2024.

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Law and Neuroscience

Course #: 2707 **Term:** 2024SP **Faculty:** Gertner, Nancy **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Civil Rights; Constitutional Law; Corporate and Transactional Law; Criminal Law and Procedure; Gender and the Law; Human Rights; Immigration Law; Jurisprudence and Legal Theory; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3007

Course Description: Prerequisites: Criminal Law
Exam Type: No Exam

This seminar examines cutting edge and even controversial linkages between law and neuroscience. We seek to highlight neuroscientific basis for behavior patterns with legal implication including how neuroscience intersects with criminal law, its normative assumptions and criminal punishment, evidentiary rules, memory bias and enhancement, lie and deception detection, adolescent brains and juvenile law. We will look critically at efforts to use neuroimaging in court in connection with in the prediction of criminality and predispositions towards mental illness and addiction, as well as efforts to identify neurobiological influences on the brain. Is there such a thing as a criminally violent brain? Does it make sense to speak of the neurobiology of violence or the psychopathology of crime, and how are (or should) such concepts translated into criminal law. The seminar will necessarily lead us to consider the relationship between law and science, more generally, and neuroscience in particular. Speakers will provide insights into their work and research.

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Law and Philosophy Workshop

Course #: 2470 **Term:** 2023FA **Faculty:** Eidelson, Benjamin; Doerfler, Ryan **Credits:** 2.00

Type: Elective **Subject Areas:** Jurisprudence and Legal Theory

Delivery Mode: Course

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	HAU105

Course Description: Prerequisites: Admission is by permission of the instructors, but students with and without prior training in philosophy are encouraged to apply. Applicants should submit a CV and a very brief statement of interest, noting relevant background or interests, to Maureen Worth (mworth@law.harvard.edu). The recommended deadline for consideration is July 29th, but applications may be considered on a rolling basis.

Exam Type: No Exam

This workshop will examine new ideas at the intersection of law and philosophy. The workshop will meet weekly and will focus on discussion of pre-circulated working papers presented by their authors. Open to HLS students as well as graduate students in philosophy, political theory, or related fields.

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Law and Political Economy

Course #: 2630 Term: 2024SP Faculty: Benkler, Yochai Credits: 3.00

Type: Elective Subject Areas: Law and Political Economy

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:00 PM	GRS110
Tue 1:30 PM - 3:00 PM	GRS110

Course Description: Prerequisite: None
Exam Type: No Exam
Law and political economy is the study of how law shapes power in market societies. The course will begin by looking at various approaches to thinking about law and market society and at the changes in property law that drove the emergence of capitalism in England, the development of racialized enslavement in the American colonies, and the fundamental legal choice points that shaped the trajectory of American capitalism. It then follows with a study of changes in labor law, corporations, and torts as Big Business emerged in the Northeast and Midwest in the late 19th century, shaping of the uniquely weak status of American labor during the “Second Industrial Divide,” and the network of legal elements governing property, contract, credit, trespass, game, and criminal labor law that laid the foundations for racialized class structure in the post-Reconstruction South. After learning about the rise of Legal Realism in reaction to the judicial imposition of laissez faire at the turn of the 20th century, the heart of the course revolves around the role of law in supporting the emergence of a broad, primarily white middle class from the 1930s to the 1960s, the structuring of racialized class in response to the Great Migration outside of the South, and then since the 1970s, the dismantling of the welfare state, its displacement by mass incarceration and a punitive welfare regime, and changes in the law governing labor, banking, financial regulation, antitrust, corporate governance, and trade that drove the dramatic increase in precarious employment, the stagnation of middle class wages, and the spectacular escape of the 1%, unique to the United States among advanced market society. The course concludes with examination of proposed reforms, and assessment of their likely effectiveness on the background of the experience of regimes within American capitalism covered in the first ten weeks of the course. There is no exam. Students will submit an individual paper, no longer than 2500 words, as their end-of-semester project.

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Law and Political Economy?

Course #: 2630	Term: 2023FA	Faculty: Kennedy, David	Credits: 2.00
Type: Elective	Subject Areas: Jurisprudence and Legal Theory; Law and Political Economy		
Delivery Mode: Course			
Days and Times:		Location	
Thu 1:30 PM - 3:30 PM		GRS110	

Course Description: Prerequisites: None
Exam Type: Last Class Take-Home
This two credit course will consider left liberal and more radical intellectual traditions for thinking about political economy and what law has to do with it. Along the way, we will contrast alternative ideas about how the great disparities in wealth, status and authority arise, are reproduced and might be reduced. Is “inequality” the right frame? Or something more like subordination, exploitation or expropriation? Is law primarily a reformer’s tool - or something more fundamental to the reproduction of hierarchies? What would it mean to rethink or remake the foundations for political and economic life, either nationally or globally?
Emeritus Professor Duncan Kennedy will participate in the discussions.

Law and Politics Workshop

Course #: 3022	Term: 2024SP	Faculty: Stephanopoulos, Nicholas	Credits: 2.00
Type: Elective	Subject Areas: Election Law and Democracy		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 3:45 PM - 5:45 PM		WCC3016	

Course Description: Prerequisites: None
Exam Type: No Exam
This workshop is devoted to learning about, discussing, and critically evaluating new scholarly work on law and politics. A series of outside speakers, drawn from both law schools and political science departments, will present recent or forthcoming papers on election law and/or American politics. In the session before each outside speaker visits, we will read and talk about related work that helps us to assess the speakers contribution. Students will have the option of writing either a number of response papers or a single research paper.

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Law as a Complex System

Course #: 3279 **Term:** 2024SP **Faculty:** Johnston, Mitchell **Credits:** 1.00

Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Reading Group

Days and Times: **Location**

Mon 6:00 PM - 8:00 PM WCC3034

Course Description: Prerequisite: None
Exam Type: No Exam

This reading group explores the intersection of law and the systems theory. Legal analysis often proceeds by looking at individual or small sets of doctrines or policies and examining their effects. In contrast, systems theory aims to study large groups of interacting components with the belief that certain system-level properties are visible only at the macro level. For example, the wetness of water is not a property of its component molecules but instead arises from their interactions.

Legal scholars have recently become interested in studying law as a complex system. For example, Henry Smith has argued that tools from systems theory can help us understand the role that equity plays as a form of meta-law. Similarly, Adrian Vermeule has argued system effects are pervasive in public law but are often ignored by analysts, and that attentiveness to systems effects has implications for constitutional theory. Less clear is whether a focus on the systemic attributes of a body of law can guide practical law reform.

The goal of the reading group will be to examine whether law can be fruitfully studied as a complex system and, if so, how. Readings will include articles on (1) the rudiments of systems theory, (2) the applications of systems theory to public policy, and (3) recent legal scholarship attempting to apply systems theory in legal theory. Note: No background in systems theory or related topics is necessary (or presumed).

Note: This reading group will meet on the following dates: January 29, February 12, February 26, March 18, April 1, April 15.

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Law in Global Affairs

Course #: 2101 Term: 2023FA Faculty: Kennedy, David Credits: 4.00

Type: Elective Subject Areas: International Law; Jurisprudence and Legal Theory; Legal History

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCCB015
Fri 10:15 AM - 12:15 PM	WCCB015

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: Last class Take-Home
This course explores laws role in global affairs. We will examine the history of ideas, legal doctrines, institutional and administrative structures intended to organize and legalize international political and economic life. The readings will provide a common background for exploring and comparing efforts both to remake the world and re-imagine law. As we analyze our inheritance from that tradition, we will assess recent efforts to rethink laws role in light of twenty first century political, economic and cultural challenges.

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Law, Business, and the Public Good

Course #: 3261 Term: 2023FA Faculty: Tallarita, Roberto Credits: 2.00

Type: Elective Subject Areas: Contracts; Contracts; Contracts; Private Room; Contracts; Corporate and Transactional Law; Jurisprudence and Legal Theory; Law and Economics; Private Law

Delivery Mode: Seminar

Days and Times: Location

Thu 6:00 PM - 8:00 PM WCC3008

Course Description: Prerequisites: None
Exam Type: No Exam Grades will be based on class participation and a short final paper.

Business has a complicated relationship with the goals and values of liberal societies. This seminar will explore this relationship through a variety of lenses: economic, philosophical, historical, and doctrinal.

In the first part, we will take a big-picture look at various possible ways to think about the problem of law, business, and the public good: Does business law need moral justification and how should we think about this question? What is the role of markets in assessing the social desirability of legal rules? Should legal rules be assessed based on welfare or on fairness? How should we deal with the social cost of business? What are we talking about when we talk about corporate purpose?

In the second part, we will zoom into some of the most important policy and practical questions in the current debate, such as the debate on stakeholder governance, ESG investing and stewardship, what corporate and securities law have to say about climate risk, corporate political spending, and ESG lawyering (with a panel of law firm partners specializing in ESG matters).

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Law, Human Rights, and Social Justice in Israel-Palestine

Course #: 3122	Term: 2024SP	Faculty: Waheedi, Salma	Credits: 1.00
Type: Elective	Subject Areas: Comparative Law; Human Rights; International Law; Law and Religion		
Delivery Mode: Reading Group			
Days and Times:		Location	
Tue 3:45 PM - 5:45 PM		HAU103	

Course Description: Prerequisite: This reading group is open to students who have completed an HLS introductory course in international human rights. Students who have an academic background in human rights law or practical international human rights advocacy experience may enroll with permission of the instructor.
Exam Type: No Exam
This reading group offers a thoughtful and nuanced exploration of questions of human rights and social justice in the context of Israel-Palestine. We will discuss a range of themes and controversies, including the right to self-determination; Israeli and Palestinian nationhood and statehood; refugees and migration; Israel’s control of the West Bank, Gaza, and East Jerusalem; economic and social justice; and gender justice. We will ground our discussion in a human rights framework, focusing on the interrelation between law, power, and the lived experiences of Israelis and Palestinians. Readings will include international legal instruments, domestic legislation, court decisions, and works by authors from diverse backgrounds and disciplines. Students will be encouraged to employ a reflective and critical approach to the study of law and social justice and to engage constructively with historical and contemporary debates.
Note: This reading group will meet on the following dates: 1/23, 1/30, 2/6, 2/13, 2/20, 2/27.

Law’s Normative-Positive Tension

Course #: 3257	Term: 2023FA	Faculty: Yoon, Albert	Credits: 1.00
Type: Elective	Subject Areas: Jurisprudence and Legal Theory; Law and Economics; Legal Profession and Ethics; Technology Law and Policy		
Delivery Mode: Reading Group			
Days and Times:		Location	
Mon 3:45 PM - 5:45 PM		WCC3015	

Course Description: Prerequisite: None
Exam Type: No Exam

The law possesses an inherent duality between society’s normative ideals and its positive commitment to the relevance and importance of facts. In some areas of the law, normative considerations dominate, whereas in other areas positive considerations weigh more heavily. This interplay is often difficult to discern, but recent machine advances have made it easier to analyze how parties litigate and judges decide cases. As artificial intelligence increases litigants’ ability to resolve legal disputes on their own, how will the rule of law evolve along these dimensions? This reading group is meant to be interactive, drawing upon readings based on developments - historical and current - within and outside the law.

Note: This reading group will meet on the following dates: Sept 11, Sept 25, Oct 10, Oct 23, Nov 6, Nov 20.

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Laws of War

Course #: 2296 Term: 2024SP Faculty: Modirzadeh, Naz Credits: 4.00

Type: Elective Subject Areas: Human Rights; International Law; National Security Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC2012
Fri 10:15 AM - 12:15 PM	WCC2012

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisite: Public International Law is recommended.
Exam Type: One-Day Take-Home
The law of war is one of the oldest branches of international law, but whether its centuries-old norms align with modern conflicts remains a contested area of legal practice and interpretation. This course will explore the primary fields of international law concerning recourse to force and situations of armed conflict. We will examine foundational doctrines and concepts and then explore some of the foremost contemporary challenges. We will consider, for example, direct participation of civilians in hostilities; the geographic, temporal, material, and personal scope of armed conflict; the interplay between international human rights law, international criminal law, and IHL; and the relationship between the legal framework governing terrorism and IHL. We will investigate such questions as: how does international law regulate the means and methods of warfare, protection of civilians, and humanitarian access in situations of armed conflict? How does international law classify and regulate different categories of armed conflict, and how does it distinguish armed conflicts from other situations of organized armed violence? How does the law seek to balance principles of military necessity and humanity? And how does the law address emergent technologies?

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Lawyering for Children & Youth Clinical Seminar

Course #: 2021 **Term:** 2024SP **Faculty:** Hazen, Crisanne **Credits:** 2.00

Type: Elective **Subject Areas:** Education; Family; LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Family Member; Education; Children and Family Law; Education Law; Legal Profession and Ethics; LGBTQ+; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM WCC5052

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Child Advocacy Clinic (4-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: Winter-Spring clinic students have an early drop deadline of October 27, 2023 and Spring clinic students have an early drop of November 27, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
The Child Advocacy Clinic is an externship clinic where students are placed for fieldwork in a legal setting in the child advocacy arena. The course is the companion seminar. The Clinic and accompanying seminar are designed to educate students about a variety of substantive areas impacting the lives of children, and the different systems that are meant to serve them. In addition, the course exposes students to a range of system change strategies to encourage critical thinking about the pros and cons of different approaches. The Clinic is relevant not only for students with a particular interest in childrens issues, but also for those more generally interested in system change.
Enrollment Options: The Child Advocacy Clinic offers three different clinical fieldwork options: a fall-only clinic, a spring-only clinic, and a winter-spring clinic. The clinical seminar is taken concurrently with the fieldwork. All clinic students participate in both the classroom seminar and a clinical fieldwork component during the spring semester.

During the seminar, students bring into the classroom their varied fieldwork experiences, presenting on both specific projects and cases in which they are engaged, and also their placement organizations larger vision for improving conditions for children involved in the child welfare, education, and juvenile legal systems. Students reflect on each others experiences, consider which strategies in the field are working and why, and evaluate the benefits and limitations of different approaches. Students will learn about and thoughtfully consider the unique legal issues affecting young people through reflections, readings and class discussions.
Once enrolled in the Clinic, the Youth Advocacy and Policy Lab (Y-Lab) will provide students with a list of fieldwork placement organizations and their potential projects. Students will give Y-Lab information about their background and interests and rank their placement preferences. Y-Lab will then match students with a placement based on their preferences, the organizations needs, and Y-Labs goal to provide students with a broad spectrum of experiences. Please note that the matching process takes place during the summer;

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enrolled students will need to be available to communicate with Y-Lab and their host organization about various details. Visit the Child Advocacy Clinic webpage for a list of organizations where clinic students have been placed in prior years.
This course is part of the Youth Advocacy & Policy Lab (Y-Lab). Please see the Y-Lab website for information about other related courses.

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Lawyering for Children & Youth Clinical Seminar

Course #: 2275 **Term:** 2023FA **Faculty:** Hazen, Crisanne **Credits:** 2.00

Type: Elective **Subject Areas:** Education; Family; LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Family Member; Education; Children and Family Law; Education Law; Legal Profession and Ethics; LGBTQ+; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Seminar

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM WCC3034

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Child Advocacy Clinic (4-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: Early drop of August 1, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

The Child Advocacy Clinic is an externship clinic where students are placed for fieldwork in a legal setting in the child advocacy arena. The course is the companion seminar. The Clinic and accompanying seminar are designed to educate students about a variety of substantive areas impacting the lives of children, and the different systems that are meant to serve them. In addition, the course exposes students to a range of system change strategies to encourage critical thinking about the pros and cons of different approaches. The Clinic is relevant not only for students with a particular interest in childrens issues, but also for those more generally interested in system change.

Enrollment Options: The Child Advocacy Clinic offers three different clinical fieldwork options: a fall-only clinic, a spring-only clinic, and a winter-spring clinic. The clinical seminar is taken concurrently with the fieldwork. All clinic students participate in both the classroom seminar and a clinical fieldwork component during the fall semester.

During the seminar, students bring into the classroom their varied fieldwork experiences, presenting on both specific projects and cases in which they are engaged, and also their placement organizations larger vision for improving conditions for children involved in the child welfare, education, and juvenile legal systems. Students reflect on each others experiences, consider which strategies in the field are working and why, and evaluate the benefits and limitations of different approaches. Students will learn about and thoughtfully consider the unique legal issues affecting young people through reflections, readings and class discussions.

Once enrolled in the Clinic, the Youth Advocacy and Policy Lab (Y-Lab) will provide students with a list of fieldwork placement organizations and their potential projects. Students will give Y-Lab information about their background and interests and rank their placement preferences. Y-Lab will then match students with a placement based on their preferences, the organizations needs, and Y-Labs goal to provide students with a broad spectrum of experiences. Please note that the matching process takes place during the summer; enrolled students will need to be available to communicate with Y-Lab and their host organization about various details. Visit the Child Advocacy Clinic webpage for a list of organizations where clinic students have been placed in prior years.

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This course is part of the Youth Advocacy & Policy Lab (Y-Lab). Please see the Y-Lab website for information about other related courses.

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Lawyering for Justice in the United States

Course #: 1052 Term: 2024WI Faculty: Gregory, Michael; Umunna, Dehlia; Caramello, Esme Credits: 3.00

Type: 1lwinter Subject Areas: Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Mon 9:00 AM - 12:30 PM	WCC1019
Tue 9:00 AM - 12:30 PM	WCC1019
Wed 9:00 AM - 12:30 PM	WCC1019
Thu 9:00 AM - 12:30 PM	WCC1019
Fri 9:00 AM - 12:30 PM	WCC1019

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
This course is co-taught by Professors Esme Caramello, Tyler Giannini, Michael Gregory, and Dehlia Umunna.

Note: This course is restricted to first-year J.D. students only.

The drop deadline for 1L January Experiential Term (JET) classes is December 1, 2023. Students may not drop a course if they do not have an offer to enroll in a different JET course.

1L JET courses are intensive learning courses. Class attendance is required in each course every day of the term. Students should make their travel plans accordingly. Students should not take on other work commitments during the term.

Exam Type: No Exam

Many students come to Harvard Law School to learn to remedy injustices they have experienced or observed. Lawyering promises to be a concrete method of social justice problem solving, a set of tools the lawyer can use to make a positive difference. But what does it really look like to "lawyer for justice"? The strategies and tactics of public interest lawyers vary widely depending on their clients, their causes, their geography, and their own interests, talents, and expertise. How do you decide how to lawyer? What tools in the lawyers toolkit are best suited to your task? And what are the limits on the lawyers role? How do lawyers situate themselves in the ecosystem of change agents, offering their unique skills (and credentials) while making space to learn and benefit from other voices and methodologies?

This course will help first-year students explore these foundational questions through interactive sessions led by experienced practitioners teaching and lawyering in the HLS clinical programs and their community partners. Each day, a clinical teacher working on a different social justice problem - immigration, predatory lending, human rights, criminal justice, education, housing, building a solidarity economy, and more - will share their thoughts on what it means to lawyer for justice and will lead students through discussions and exercises that offer first-hand experience on a wide range of lawyering dilemmas and approaches. Collectively, the sessions will cover a diverse set of lawyering techniques, including impact litigation, legislative and policy advocacy, transactional work, community lawyering, system mapping, and the representation of individuals in proceedings in unjust systems. The course will end with "Action Day," a day-long showcase in which students present creative projects to the class that highlight potential legal pathways for addressing one or more contemporary justice problems.

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Note: There will be days throughout the winter term that require attendance beyond the regularly scheduled times. Please refer to the course syllabus and Canvas page for more information.

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Leadership & Management Skills for Lawyers

Course #: 2547	Term: 2024SP	Faculty: Friedman, David	Credits: 1.00
Type: Elective	Subject Areas: Leadership; Legal Profession and Ethics		
Delivery Mode: Reading Group			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		WCC3011	
Course Description: Prerequisites: None			

Exam Type: No Exam

This reading group will study ways for lawyers to become outstanding leaders and managers in different organizational settings: private (corporate and law firm), non-profit and government settings. We will focus on the practical, policy and ethical dimensions of management in these various settings, with a heavy emphasis on practical understanding and skills. And we will pay particular attention to how gender and race dynamics relate to management and leadership issues.

Attorneys can - and should - develop management and leadership skills from their very first day in practice. As your legal career advances, in the future you may be entrusted to run a government agency (or an entire government), a law firm, a non-profit organization, a company's in-house law department, a court system, or a smaller division of any of these. We will examine principles, case studies and hypothetical problems with an eye to building awareness and habits that prepare you for management roles. And until you become a supervisor, understanding how managers and leaders function will better prepare you to be an effective counsel and to understand the people and entities with whom you work and interact.

Some of the specific questions and topics we will examine include:

- How do you set goals and measure performance for attorneys when so much of what attorneys do cannot be easily quantified (providing sound judgment and counsel, pursuing justice, preventing disputes, etc.)?
- What management and communication styles work most effectively in various settings and circumstances?
- What decisionmaking approaches can managers and leaders use to facilitate good, sound decisions?
- How can managers handle situations over which they have limited direct authority and control?
- How can lawyers excel as leaders?
- How do various compensation systems affect the management of lawyers and how can compensation be optimally structured?
- How can managers successfully create change in their organizations?
- How can junior attorneys develop leadership skills and practices that will prove valuable later on in their careers – and what are those key skills and best practices?

We will be joined by special guests throughout the semester who will share their own stories and experiences of managing and leading in different settings. Past special guests have included Bill Lee (Wilmer Hale managing partner), Stephanie Lovell (Blue Cross Blue Shield Mass. general counsel and Mass. First Assistant Attorney General), Margaret Marshall (Mass. Supreme Judicial Court Chief Justice and Harvard University general counsel), Regina Pisa (Goodwin LLC managing partner), Keren Rimon (Ropes & Gray counsel and Harvard Management Company SVP), Carol Rose (ACLU Massachusetts Executive Director), Barry White (Foley Hoag managing partner and U.S. Ambassador to Norway), and many other talented leaders.

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Note: This reading group will meet on the following dates: January 22, February 5, February 26, March 4, March 25, and April 1.

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Leadership Fundamentals

Course #: 1058

Term: 2024WI

Faculty: Westfahl, Scott

Credits: 2.00

Type: 1lwinter

Subject Areas: Leadership

Delivery Mode: Course

Days and Times:

Location

Mon 10:00 AM - 12:30 PM

PND201

Tue 10:00 AM - 12:30 PM

PND201

Wed 10:00 AM - 12:30 PM

PND201

Thu 10:00 AM - 12:30 PM

Thu 10:00 AM - 12:30 PM

Fri 10:00 AM - 12:30 PM

Fri 10:00 AM - 12:30 PM

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

Note: This course is restricted to first-year J.D. students only.

The drop deadline for 1L January Experiential Term (JET) classes is TBD. Students may not drop a course if they do not have an offer to enroll in a different JET course.

1L JET courses are intensive learning courses. Class attendance is required in each course every day of the term. Students should make their travel plans accordingly. Students should not take on other work commitments during the term.

Exam Type: No Exam

Background. Harvard Law School graduates have a long history of leadership, drawing on the critical thinking, advocacy, and negotiation skills and technical legal knowledge they learn and practice during law school. This course will introduce students to the fundamentals of effective leadership and help them to explore and practice different leadership approaches and skillsets. The course will be highly interactive and team-based, allowing students to learn from each other as well and also to build stronger relationships among their peers. We will learn about leadership through various case examples and also from guest speakers who are leading change in the legal profession, both in the public and the private sector.

Teaching goals of the course/who should consider this course: This course is designed for students who are interested in building a deeper understanding of leadership frameworks, practices, and tools to accelerate their ability to create impact as leaders in their respective fields.

Course content: We will discuss and practice applying fundamental leadership frameworks and tools, and build related professional skills, including:

Personal leadership:

Understanding your own working style and preferences and how to work more effectively across lines of difference

Understanding motivational and influence psychology in order to gain buy-in as a leader

Developing effective listening skills, human-centered design interviewing, negotiating conflict, and giving and receiving feedback

Team leadership:

Working in teams and leveraging important research about what makes for effective teamwork, such as how to improve team performance and communication, and how to create safe, inclusive team environments

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Presenting and communicating effectively as an individual team member and as a team
Understanding and building team resilience to help teams adapt to uncertainty, failure and rapidly changing circumstances

Leadership practices and frameworks:

Applying the leadership practice of public narrative and storytelling to drive change and grow personally and professionally
Applying design thinking principles to lead positive, human-centric change
Leading effectively in a crisis

Developing yourself as a leader:

Building professional and personal networks
Managing the increasingly complex levels of responsibility you encounter as you advance your career
Understanding career management strategies that help you grow and learn more effectively

Course structure and expectations: Through a mixture of leadership case studies with guest speakers, interactive exercises, and extensive work in teams, students will explore the real-world skills and mindsets that leaders call upon to catalyze change across the legal profession. Instructors and teaching assistants will provide regular feedback to teams with respect to written and oral presentations. Especially because this is a team-based course, students are expected to attend each class in order to work in their teams and contribute to team assignments. Students will complete light homework assignments each evening, often with their assigned team, and will have a final team project and presentation at the end of the course. Note: There may be days throughout the winter term that require attendance beyond the scheduled times. Please refer to the course syllabus and page for more information.

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Leading from the Middle

Course #: 2161	Term: 2024SP	Faculty: DeFilippo, Mandy	Credits: 2.00
Type: Elective	Subject Areas: Finance, Accounting, and Strategy; Leadership; Legal Profession and Ethics		
Delivery Mode: Seminar			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		LEW214	

Course Description: Prerequisites: None
Exam Type: No Exam
This offering explores how to be an effective leader and an agent for positive change during the first 10-15 years of one’s professional career. The offering will feature a cross-disciplinary set of materials: traditional texts from literature, classics, philosophy and the social sciences; case studies and business texts; videos of speeches and talks. No specific background or knowledge is required. Key questions to be explored include:

What does “leadership” look like below executive officer or “C suite” level in a large organization? What defines leadership and opportunities to lead at this level?
How do people learn and practice leadership skills in an effective way in the first part of their careers?
Are there particular styles or methods of leadership that middle leaders can deploy effectively?
What are some of the challenges that middle leaders face? How can middle leaders think strategically about those challenges?
Can leaders “from the middle” be true agents for positive change within larger institutions or organizations? How do leaders “from the middle” identify opportunities to make changes or improvements - and, once identified, successfully implement those changes?

Students will be required to write two short papers, from a selection of topics provided by the professor.
The topics will be based on the readings, materials and topics discussed in class.

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Legal History Seminar: Continental Legal History

Course #: 2166 Term: 2024SP Faculty: Donahue, Charles Credits: 2.00

Type: Elective Subject Areas: Legal History

Delivery Mode: Seminar

Days and Times:	Location
Tue 4:00 PM - 6:00 PM	HAU101

Course Description: Pre/Co-requisites: Concurrent registration in Continental Legal History, or equivalent preparation is required, as is the ability to read simple Latin prose. For JD1L students, permission of the instructor is required in order to enroll.
Exam type: No Exam
Around the year 1100 a small group of men in Bologna began to study Roman law with an intensity not witnessed in the previous centuries. About a generation later a somewhat different group began to do the same thing with canon law. The combined product of these two studies, known as the ius commune ("the common law"), became an essential part of the training of any respectable European jurist, and the influence of the ius commune on subsequent developments, up to and including the codifications of the 19th century, is very large indeed. This seminar will introduce students to the techniques of reading and analyzing works in the ius commune of the medieval and early modern periods with the goal of enabling students to write a series of short papers on some part of the ius commune (which then may be combined into a longer paper).
Offered concurrently in the Faculty of Arts and Sciences as History 2080. Multilithed materials. Students taking this seminar should sign up for an hour of independent written work with Professor Donahue.

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Legal History Workshop: Crime and Punishment

Course #: 3234 **Term:** 2024SP **Faculty:** Lvovsky, Anna; Mann, Bruce **Credits:** 2.00

Type: Elective **Subject Areas:** Criminal Law and Procedure; Legal History

Delivery Mode: Seminar

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC5044

Course Description: Admission: Although initial admission to the workshop was by permission only, any additional spots that remain or become available during shopping period will be administered through the typical waitlist process without permission required..

Exam Type: No Exam

This workshop aims to provide students with a historical perspective on the development of criminal law and policy in the United States. Assignments and discussions will feature a mix of major published works, introducing students to critical methodologies and historiographical debates, and workshop presentations by leading historians writing on the American criminal system, including scholars studying prisons, policing, criminal juries, and doctrines of liability and defense. Featured presenters, in alphabetical order, will be Rabia Belt (Stanford Law School), Thomas Frampton (UVA Law School), David Garland (NYU Law School), Elizabeth Hinton (Yale History and Law School), Randall Kennedy (Harvard Law School), Sarah Seo (Columbia Law School), and Spencer Weinreich (Harvard Society of Fellows).

Law students will have the choice of adding a writing credit to this two-credit workshop by completing a substantial paper. Those who choose to write a substantial paper will receive three credits (two classroom, one writing) upon successful completion of the course; those who do not complete substantial papers will receive two classroom credits.

All FAS students who enroll in the workshop must complete a substantial paper and will receive four credits upon successful completion of the course.

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Legal History: American Legal Education

Course #: 2164 Term: 2023FA Faculty: Coquillette, Daniel Credits: 2.00
Type: Elective Subject Areas: Education; Education; Education Law; Jurisprudence and Legal Theory; Legal History

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3007

Course Description: Prerequisites: None
Exam Type: No Exam A research paper will be required rather than a final examination.
This seminar is designed for students who are genuinely interested in what has happened to them at law school and who would like to examine carefully the nature of their legal education. It is also a practical introduction to the many different careers available in legal education. We will commence with the English and Continental origins of legal scholarship and teaching, examine the development of formal legal education in America from the founding of the Litchfield and Harvard Law Schools to the rise of Legal Realism, and conclude with the pressing controversies facing Americas law schools today. Among the topics covered will be the relationship between formal legal education and the practicing bar, the changing composition of the faculty and the student body, the early pedagogical controversies, the different methods and ends of modern legal instruction, and the role played by law schools in fundamental disputes about jurisprudence, political ideology, economics, and social reform.
Note: This seminar is jointly-listed with BC.

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Legal History: Continental Legal History

Course #: 2165 **Term:** 2024SP **Faculty:** Donahue, Charles **Credits:** 3.00
Type: Elective **Subject Areas:** State and Federal Courts; Private Room; Comparative Law; Constitutional Law; Courts, Jurisdiction, and Procedure; Law and Religion; Legal History; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 4:30 PM - 6:00 PM	PND100
Wed 4:30 PM - 6:00 PM	PND100

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: No Exam
A survey of the main outlines of Continental European legal history from the fall of the Roman Empire to the codifications of the 19th century. The course will focus on the main expressions of European legal culture over this long period of time: the "barbarian law codes" (6th-10th centuries), the revival of the academic study of Roman and canon law (11th-13th centuries), the customary law (13th-16th centuries), the schools of academic law (14th-17th centuries: the "commentators", the "humanists", the "natural law school", and the process of codification (France and Germany, 18th and 19th centuries). In each period an effort is made to relate the types of law produced to the social, political, and religious history of the period. No background in continental legal history will be presumed. All readings will be in English. Multilithed materials.
Note: This course is jointly offered with the FAS as Medieval Studies 119. Please contact the faculty for more details.

Legal History: English Legal History

Course #: 2370 **Term:** 2023FA **Faculty:** Donahue, Charles **Credits:** 3.00
Type: Elective **Subject Areas:** State and Federal Courts; Comparative Law; Constitutional Law; Courts, Jurisdiction, and Procedure; Legal History

Delivery Mode: Course

Days and Times:	Location
Mon 4:30 PM - 6:00 PM	PND100
Wed 4:30 PM - 6:00 PM	PND100

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisite: None
Exam Type: No Exam
An introduction to the history of law and legal institutions in England from the Anglo-Saxons to the seventeenth century. The principal focus will be on the development of private law. No previous background in English legal history will be assumed. A short paper is required and and two final essays, something like a take-home exam.
Note: This course is jointly listed with FAS as Medieval Studies 117.

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Legal Innovation Through Design Thinking

Course #: 2689 Term: 2023FA Faculty: Westfahl, Scott; Yi, Daniel Credits: 2.00

Type: Elective Subject Areas: Civil Rights/Liberties; Civil Rights; LGBTQ+; Civil Rights; LGBTQ+; LGBTQ+ Advocacy Clinic; Civil Rights; Gender and the Law; Leadership; Legal Profession and Ethics; LGBTQ+

Delivery Mode: Seminar

Days and Times: Location

Mon 6:00 PM - 8:00 PM WCC3018

Course Description: Prerequisite: None
Exam Type: No Exam
Students participating in this Legal Innovation Through Design Thinking seminar will have the opportunity to:

work collaboratively in small teams;
learn and apply design thinking principles to address a meaningful challenge faced by a specific legal organization;
work directly with the legal organization sponsoring the team’s challenge and propose a design-based solution to the organization’s challenge at the end of the semester.

Project sponsors in the past have included the U.S. Department of Justice, a legal services organization helping immigrant children with legal issues; a nonprofit lawyer professional development organization; an HLS Clinic and the HLS Career Services Office. Challenges have ranged from such issues to improving access to justice; designing a better client interview experience; and re-imagining a client’s knowledge sharing platform and systems to dramatically improve and help scale their impact in helping underprivileged clients.

The course will begin with an introduction to innovation and brainstorming in small teams, team dynamics, and preparing teams to innovate together successfully. The goal is to understand what makes for well-functioning teams and how such teams can more quickly and more effectively reach innovative breakthroughs. We will then delve more deeply into the art and practice of human centered design to help teams work with their project sponsors to develop their innovative proposals to address their sponsors challenges. The project sponsors will help students understand and frame the challenge to be addressed, and then will provide teams with feedback on prototypes and ideas as the design process of their innovative solution unfolds. Course instructors will coach teams and also help prepare them for their final presentations by building students’ presentation and business idea/pitch skills. Teams will make their final presentations to, and receive feedback from, their peers, project sponsors and a panel of "judges" - outside experts with deep subject matter expertise and experience.

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Legal Policies, Randomized Control Trials, and Ethics

Course #: 3090 **Term:** 2023FA **Faculty:** Greiner, D. James **Credits:** 1.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; State Courts; Civil Rights; State and Federal Courts; Civil Rights; Race; Civil Litigation; Civil Rights; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Law and Economics; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law; State and Local Government

Delivery Mode: Reading Group

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	ARE120

Course Description: Prerequisites: Students who have completed either of the following Spring 2021 reading groups, Evaluating Criminal Justice Reform or Legal Policies, Randomized Control Trials, and Ethics, or the Fall 2021 reading group, Be Careful What You Wish For, are not eligible to enroll in this offering due to overlap.

Exam Type: No Exam

Many interventions in law and in public policy sound great at first, but subsequent empirical investigation demonstrates that they are either ineffective or counterproductive. This reading group will review several such interventions and consider their implications.

Note: This reading group will meet at 1607 Massachusetts Avenue on the Third Floor. Class sessions will meet from September 5 - October 17, 2023.

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Legal Problems in Cybersecurity and Cyber Conflict

Course #: 2776	Term: 2024SP	Faculty: Edgar, Timothy	Credits: 3.00
Type: Elective	Subject Areas: Technology Law and Policy		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 7:00 PM		HAU104	

Course Description: Prerequisites: None

Exam Type: Last Class Take-Home

Cybersecurity and cyber conflict pose unique legal problems for governments, companies and citizens, with profound implications for the future of the internet. Computer systems and networks remain vulnerable to cyberattacks, and sensitive commercial and government data continues to be leaked or stolen at increasing rates. This course will examine the legal problems confronting the international community, the United States government and the private sector as they address network and computer insecurity. Topics covered will include the international law of armed conflict, criminal law, regulation and its alternatives, along with the impact of malicious cyber activity and defensive measures on human rights, civil liberties and privacy.

Legal Profession

Course #: 2169	Term: 2024SP	Faculty: Gordon-Reed, Annette	Credits: 3.00
Type: Legalprof	Subject Areas: Race; Legal Profession and Ethics; Race and the Law		
Delivery Mode: Course			
Days and Times:		Location	
Mon 3:45 PM - 5:15 PM		WCC2012	
Tue 3:45 PM - 5:15 PM		WCC2012	

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.

Prerequisite: None

Exam Type: One Day Take-Home

In this course, we will study the history of the legal profession in the United States from the American Revolution to the present. We will explore readings and problems dealing with practical issues of professional responsibility faced by lawyers in the daily routine of private practice. We will deal with issues faced by the profession as a whole, including the ways of providing effective legal services to all members of the community, regulation of competition, and the imposition of professional discipline. We will also look at the organization and demographics of the profession, its units of practice, and what professional life is like in the twenty-first century. The course also invites students to address the questions: What kind of lawyer do I want to be, and to what kind of profession do I wish to belong?

Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to all students if space provides.

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Legal Profession

Course #: 2169 **Term:** 2023FA **Faculty:** Gordon-Reed, Annette **Credits:** 3.00

Type: Legalprof **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Tue 10:30 AM - 12:00 PM	PND101
Wed 10:30 AM - 12:00 PM	PND101

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisite: None
Exam Type: One Day Take-Home
In this course, we will study the history of the legal profession in American society, beginning during the time of the Revolution and continuing to the present. We we will deal with issues faced by the profession as a whole, including the ways of providing effective legal services to all members of the community, regulation of competition, and the imposition of professional discipline. We will also look at the organization and demographics of the profession, its units of practice, and what professional life is like in the twenty-first century. The course also invites students to address the questions: What kind of lawyer do I want to be, and to what kind of profession do I wish to belong?
Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to all students if space provides.

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Legal Profession

Course #: 2169 **Term:** 2024SP **Faculty:** Okediji, Ruth **Credits:** 3.00

Type: Legalprof **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Mon 10:30 AM - 12:00 PM	HAU102
Tue 10:30 AM - 12:00 PM	HAU102

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisites: None
Exam Type: In Class

This course will examine the rules and standards of professional responsibility and legal ethics with a focus on how the study and practice of law shape the professional identity formation of law students and lawyers. As the Preamble to the ABA Model Rules of Professional Conduct states, "Virtually all difficult ethical problems arise from conflict between a lawyers responsibilities to clients, to the legal system and to the lawyers own interest in remaining an ethical person while earning a satisfactory living." We will therefore explore how you can develop practical judgment and good decision-making skills to navigate these conflicts. We will use a problem-based approach that will enhance your ability to identify ethical issues and apply the professional responsibility standards to the variety of ethical situations lawyers face in daily law practice across different practice settings. Given that lawyers often divergent duties may impact their personal integrity, the course will consider how religious principles and moral virtues inform our understanding of how best to approach ethical challenges. We will also address how issues of professional responsibility affect lawyers well-being and how developing your personal philosophy of lawyering will help you contemplate the kind of lawyer you want to be and the ways you can improve the legal profession.

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Legal Profession

Course #: 2169 **Term:** 2023FA **Faculty:** Yoon, Albert **Credits:** 4.00

Type: Legalprof **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	PND100
Thu 1:30 PM - 3:30 PM	PND100

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisite: None
Exam Type: One-Day Take-Home

This course explores the richness of the legal profession. Until recently, the profession has held true to its guild origins. Recently, however, it has undergone dramatic change, driven in part by advances in technology and increasing demands for legal services. Whatever their area of specialization, lawyers today must navigate an increasingly complex economic and regulatory environment.

We will begin with a brief history of the profession, where a relatively egalitarian economic model has given way to an increasingly hierarchical one. We will examine fiduciary obligations (e.g., competence, conflicts of interest, confidentiality) that lawyers owe to their clients. Using both a normative and positive lens, we will analyze the interplay of lawyers’ professional and personal ethics with how lawyers actually practice. We will also discuss various efforts to regulate the profession, and compare lawyers with other professionals (e.g., physicians; engineers). We will explore ethical challenges that lawyers encounter in their practice, and the extent to which statutes and precedent provide guidance. We will also explore recent technology’s influence on how lawyers train and practice. During the term, guest speakers will come to class to provide their unique perspectives.

Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to 2Ls as space becomes available.

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Legal Profession

Course #: 2169 **Term:** 2024WI **Faculty:** DeStefano, Michele **Credits:** 3.00

Type: Legalprof **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 4:30 PM	WCC1023
Tue 1:00 PM - 4:30 PM	WCC1023
Wed 1:00 PM - 4:30 PM	WCC1023
Thu 1:00 PM - 4:30 PM	WCC1023
Fri 1:00 PM - 4:30 PM	WCC1023

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisite: None
Exam Type: In Class Students are graded on their team presentation (20% of final grade) and an open book, open notes in-class exam (80% of final grade) (format TBD). Grading of the team presentation will be based on substance, creativity and presentation style (based on a combination of individual and team work).

This course examines the organization, operation, and ideology of the legal profession. It has three objectives. First, the course attempts to demonstrate that lawyers are often confronted with difficult ethical decisions. Therefore, students will be encouraged to assess the practical consequences and theoretical justifications for various responses to these ethical questions. Second, the course will examine the changing ways in which legal services are provided and regulated both within and outside the United States and how these changes affect 1) the character and ideology of the legal profession; 2) the organization and operation of legal service providers (including large corporate law firms, public interest practice, corporate legal departments, and alternative legal services); and, 3) the careers of lawyers. Lastly, the course will challenge students to analyze the competing conceptions of lawyers, how lawyers are portrayed in the media, how they brand themselves, what roles they play (or are expected to play) and how they work (independently, collaboratively, and/or globally). Through course materials and one team project, this course will encourage students to think critically about the legal profession, the impact globalization and technology has had on the delivery of legal services, what it means to be a lawyer, and what type of lawyers they want to be.

Note: This course is only available to JD 3Ls and LLM students.

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Legal Profession

Course #: 2169 **Term:** 2024SP **Faculty:** Boak, Meredith **Credits:** 2.00

Type: Legalprof **Subject Areas:** Civil Litigation; Legal Profession and Ethics

Delivery Mode: Course

Days and Times: **Location**

Thu 1:30 PM - 3:30 PM WCCB010

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisite: None
Exam Type: One-Day Take-Home

This course will examine the rules and standards of professional responsibility and legal ethics and use a problem-based approach to examine decision-making in legal practice when professional and moral responsibilities are in tension. We will also discuss the history, current trends and recent developments in the organization and operation of public interest legal organizations, law firms, government legal offices, legal entrepreneurship, and more. We will consider professional autonomy, role differentiated responsibility, and regulation. We will contrast US legal practice and regulation with other professions in the US (e.g., medicine, accounting), as well as with legal education, legal practice, and regulation in other countries. Through all of this, we will focus on the development of individual professional identity and explore the type of lawyer you want to be and the impact you want to have on the legal profession.

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Legal Profession

Course #: 2169 **Term:** 2024SP **Faculty:** Wacks, Jamie **Credits:** 3.00

Type: Legalprof **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Thu 8:30 AM - 10:00 AM	WCC1023
Fri 8:30 AM - 10:00 AM	WCC1023

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisites: None
Exam Type: One-Day Take-Home

This course will explore the rules and the standards of professional responsibility and legal ethics through the lens of historical and modern examples of the challenges inherent in daily legal practice. We will draw on real world situations that confront lawyers as individuals and as members of larger organizations in a rapidly changing legal market in a variety of settings. We will examine the often competing pressures on lawyers and the standards of ethics that guide legal conduct, including reconciling the duties that lawyers have to their clients, to the courts, and to the bar as a whole. We will consider the ethics of invoking stereotypes and other strategies to advance a clients legal position, including in high profile trials and other narratives. In contemplating the kind of law you wish to practice and the kind of lawyer you want to be, we will explore issues of professional responsibility that arise as lawyers change jobs and areas of focus, in both the civil and the criminal settings, as plaintiff lawyers and defense lawyers, as criminal prosecutors, and as transactional lawyers. We also will consider lawyers professional responsibilities concerning access to justice, and the changing demographics of lawyers and clients. As we navigate each of these topics, we may discuss historical and literary perceptions of lawyers and their roles in society, and how these perceptions may inform your own career paths.

Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to 2Ls if space provides.

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Legal Profession Seminar

Course #: 2170 **Term:** 2024SP **Faculty:** Fong, Bryon **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Gender and the Law; Leadership; Legal Profession and Ethics; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3016

Course Description: Prerequisites: None
Exam Type: No Exam

Students are required to write short response papers (around 2-pages) for each session, actively participate in the discussion, and to write a 10-15 page final paper on a topic relating to one of the seminar’s themes.

This seminar examines the changing nature of the legal profession. We do so through direct engagement with cutting-edge, empirical research-presented by leading academics and practitioners-on issues critical to the legal profession. The seminar is structured around three themes-careers and diversity (e.g., the career paths of HLS graduates; the role of student debt), how globalization is reshaping the market for legal services around the world (e.g., global pro bono; the rise of international JD students), and innovation and the role of technology (e.g., litigation finance; online courts). Students can view previous weekly topics and guests on the HLS Syllabus archive page. Structured akin to a reading group, each session features an original piece of research presented by the author and a robust class discussion. The authors come from a broad range of disciplines (e.g., law, sociology, political science) and have diverse methodological commitments (e.g., surveys, experiments, interviews). The seminar has a particular focus on assessing the strengths and weaknesses of empirical research, but it is not important for students to have any particular background in empirical methodology. Rather, the goal is to help students become better consumers of the kind of explicit and implicit factual claims that are often made about lawyers and their careers. 1Ls, 2Ls, 3Ls, and LLMs are all welcome.

Note: This seminar will not satisfy the Professional Responsibility requirement.

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Legal Profession: Collaborative Law

Course #: 2169 **Term:** 2023FA **Faculty:** Hoffman, David **Credits:** 3.00

Type: Legalprof **Subject Areas:** Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times: **Location**

Thu 3:45 PM - 7:00 PM WCC3018

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisites: None
Exam Type: Last Class Take-Home In addition to the final exam, students will submit a one-page reading response for each class. Readings for the course will be photocopied materials.
The practice of law has been transformed in recent years by the emergence of Collaborative Law and the role of settlement counsel. In these new forms of practice, the lawyer focuses on problem-solving and achieving an interest-based solution that works for all parties. Collaborative Law practice has been approved as consistent with the ABAs Model Rules of Professional Conduct, in a 2007 opinion by the ABA Ethics Committee. This course examines how Collaborative Law meshes with the requirements of the ABAs Model Rules of Professional Conduct, and in particular the Rules requirement of "zealous" advocacy. The course will examine such questions as the following: (a) in a setting in which the parties and counsel have agreed to negotiate cooperatively and share all relevant information, how do lawyers balance that expectation with the Model Rules requirement that lawyers protect the confidentiality of communications with their clients; (b) in Collaborative Law cases, where lawyers and clients agree that the lawyers shall be involved only in negotiations and are disqualified from representing the client in court, how do lawyers assure themselves that the clients are giving fully informed consent to these arrangements as required by the Model Rules; and (c) how do lawyers who are seeking to work cooperatively with each other and to seek solutions that meet the needs of all parties reconcile those objectives with their duty under the Model Rules of unfettered loyalty to their clients. This course will examine ethical dilemmas of this kind with case studies, role plays, and small group discussion.
Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to 2Ls if space provides.

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Legal Profession: Complex Litigation

Course #: 2169 **Term:** 2024SP **Faculty:** Rubenstein, William **Credits:** 2.00

Type: Legalprof **Subject Areas:** Civil Litigation; Legal Profession and Ethics

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM WCC1023

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisites: None
Exam Type: One-Day Take-Home

This course will examine the rules of professional conduct and the values and responsibilities of the legal profession and its members in the setting of class action lawsuits, multidistrict litigation (MDLs), and other forms of complex litigation. Most cases pending in federal courts today fall into these categories: in 2021, there were 461,478 civil cases filed in U.S. District Courts and more than 190,000 of them (or more than 40%) were filed in a single MDL (involving allegedly defective earplugs sold by the 3M Company to the U.S. military). Representing both plaintiffs and defendants in these settings raises a unique set of professional responsibility concerns, from advertising and solicitation, through conflicts of interest and confidentiality, to attorney’s fee structures. More generally, unique forms of law firms, arrangements among and across firms, and professional roles have arisen out of these settings, for both repeat players and single-shot participants. This course will examine the professional responsibility rules as applied in complex litigation sequentially, from the lead up to a class action or MDL, through the filing or organization of such a case, to aggregate trials or settlements and fee and funding systems. In doing so, we will consider a range of firm structures on both the plaintiff and defense side, as well as litigation funding companies.

Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to all students if space provides.

The use of laptops, iPhones, and similar devices will not be permitted during class.

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Legal Profession: Government Ethics - Scandal and Reform

Course #: 2169 Term: 2024WI Faculty: Rizzi, Robert; Borden, Charles Credits: 3.00

Type: Legalprof Subject Areas: Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Mon 9:00 AM - 12:30 PM	PND101
Tue 9:00 AM - 12:30 PM	PND101
Wed 9:00 AM - 12:30 PM	PND101
Thu 9:00 AM - 12:30 PM	PND101
Fri 9:00 AM - 12:30 PM	PND101

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisite: None
Exam Type: No Exam
The course will focus on the rapidly-changing legal system that is designed to regulate government ethics. The course will allow students to explore the legal and associated challenges for lawyers who represent clients in ethics-related matters, as well as for lawyers in the government who are charged with applying these complex and onerous rules to federal employees.
Over the past few years, numerous ethics-related scandals have led to a substantial overhaul of federal ethics law for all three branches of government, with the result that government employees are now subject to more stringent ethical restrictions than they have been in the past. At the same time, growing media scrutiny has made the reputational consequences to individuals and companies caught up in ethics scandals exceptionally severe, even in cases where no legal violation is ultimately established. Providing effective counsel to public sector and private sector clients thus increasingly requires an appreciation of both the legal and non-legal dimensions of ethics-related representations.
The course will concentrate primarily on the ethics rules that apply to individuals appointed to or serving in Executive Branch positions, although comparisons with rules in the other Branches will be addressed. The course will follow the timeline for appointees from initial selection to Senate confirmation, and will use case studies from recent administrations. The course will analyze the legal and practical questions that lawyers must address at each stage of government service, from initial appointment to departure from office. The course will also examine the ethics issues that arise for appointees upon their return to the private sector.
The course will involve readings from a wide range of sources; examination of a number of case studies; analysis of statutes, regulations and case law; and discussion of various approaches to the regulation of ethical behavior by government officials. Students will be expected to become familiar with the principal rules and authorities and with the basic tools used to regulate ethical behavior of government officials and with the role of the lawyer - both in the government and in the private sector - in the representation of parties involved in the system of government ethics.
Instead of an exam, a final paper, based upon essay topics selected by the instructors, will be required.

Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to all students if space provides.

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Legal Profession: Public Interest Lawyering

Course #: 2169 **Term:** 2024SP **Faculty:** Wacks, Jamie **Credits:** 3.00

Type: Legalprof **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Thu 10:45 AM - 12:15 PM	WCC1023
Fri 10:45 AM - 12:15 PM	WCC1023

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisite: None
Exam Type: One-Day Take-Home
This course will explore the application of the rules and the standards of professional responsibility and legal ethics to daily legal practice with a focus on public interest lawyers, broadly defined to include lawyers who practice as individuals and as members of public interest law organizations, government organizations, legal aid organizations, and other kinds of non-profit organizations. We will contrast those applications to the implementation of these rules and standards in private practice, including in pro bono cases handled by private attorneys. We will examine the competing pressures on lawyers and the standards of ethics that guide legal conduct, including reconciling the duties that lawyers have to their individual clients, to their organizational clients, to a cause, to the courts, and to the bar. We also will consider lawyers professional responsibilities concerning access to justice, lawyering with limited resources, and the changing demographics of lawyers and clients. We will explore issues of professional responsibility that arise as lawyers change jobs and areas of focus, in civil and criminal settings, government practice, public interest lawyering, legal aid work, and private practice. This course will also address lawyer well-being, self-care, and work-life balance in the face of these changes and challenges.
Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to all students if space provides.

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Legal Profession: Public Interest Lawyering

Course #: 2169 **Term:** 2023FA **Faculty:** Wacks, Jamie **Credits:** 3.00

Type: Legalprof **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Thu 10:45 AM - 12:15 PM	WCC1023
Fri 10:45 AM - 12:15 PM	WCC1023

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisite: None
Exam Type: One-Day Take-Home

This course will explore the application of the rules and the standards of professional responsibility and legal ethics to daily legal practice with a focus on public interest lawyers, broadly defined to include lawyers who practice as individuals and as members of public interest law organizations, government organizations, legal aid organizations, and other kinds of non-profit organizations. We will contrast those applications to the implementation of these rules and standards in private practice, including in pro bono cases handled by private attorneys. We will examine the competing pressures on lawyers and the standards of ethics that guide legal conduct, including reconciling the duties that lawyers have to their individual clients, to their organizational clients, to a cause, to the courts, and to the bar. We also will consider lawyers professional responsibilities concerning access to justice, lawyering with limited resources, and the changing demographics of lawyers and clients. We will explore issues of professional responsibility that arise as lawyers change jobs and areas of focus, in civil and criminal settings, government practice, public interest lawyering, legal aid work, and private practice. This course will also address lawyer well-being, self-care, and work-life balance in the face of these changes and challenges.

Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to all students if space provides.

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Legal Profession: Understanding the Plaintiff's Attorney

Course #: 2169 **Term:** 2024SP **Faculty:** Rubenstein, William **Credits:** 3.00

Type: Legalprof **Subject Areas:** Civil Litigation; Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:50 AM	WCCB015
Tue 10:20 AM - 11:50 AM	WCCB015

Course Description: Students who enroll in this course may count the credits towards the JD professional responsibility requirement.
Prerequisites: None

Exam Type: One-Day Take-Home

This course will examine the rules of professional conduct and the values and responsibilities of the legal profession and its members through the lens of the plaintiff’s attorney. A significant set of the norms governing the legal profession apply primarily to plaintiff’s attorneys - rules about advertising, solicitation, investing money in another’s lawsuit (champerty) and contingent fees, for example - while general rules about conflicts of interest and confidentiality have special application when a lawyer represents a plaintiff, or multiple plaintiffs, a class of plaintiffs in a class action, or even a group of cases in a multidistrict litigation (MDLs). These issues are of special interest to students considering a career as a plaintiff’s lawyer (at a firm or public interest group). But they also are important for students more likely to work at defense-oriented firms, as comprehending the incentives of plaintiff’s lawyers, and how the rules of professional conduct structure their behavior, are important components in providing adequate representation to a corporation or other defendant. The course will examine the rules governing a plaintiff’s practice sequentially, from the hunt for clients through judgment or settlement, and then will encompass case studies of a variety of plaintiff’s firms, including local tort firms, national and mass tort firms, class action firms, and litigation funders.

Note: This course is primarily available to JD 3Ls and LLM students. Seats will open to all students if space provides.

The use of laptops, iPhones, and similar devices will not be permitted during class.

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Legal Research, Writing and Analysis I

Course #: 2541 **Term:** 2023FA **Faculty:** McCann, Michael **Credits:** 1.00

Type: Lrwa **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times: **Location**

Course Description: Prerequisites: None

Exam Type: No Exam

This series of lectures and discussions introduces foreign-educated LL.M. students to the foundations of the U.S. legal system and the fundamentals of legal research, writing, and analysis. Exploring how U.S. lawyers analyze and frame legal positions, course topics will include: a comparative look at the American common law system and foreign civil law systems, the hierarchy of legal authorities, how to read a common law case, analogizing and distinguishing cases, avoiding plagiarism in American legal writing, and an introduction to the basics of American legal philosophy. It will meet during LL.M. Orientation in late August. Additionally, the course presupposes completion all the "OL" materials that will be made available online by the first week of August.

Note: This course is graded Credit/Fail; attendance at all sessions is mandatory.

Enrollment is limited to foreign-educated LL.M. students.

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Legal Research, Writing and Analysis II

Course #: 2541 **Term:** 2023FA **Faculty:** Morgan, Maggie **Credits:** 2.00

Type: Lrwa **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times: **Location**

Tue 10:15 AM - 12:15 PM GRS110

Course Description: Prerequisites: None

Exam Type: No Exam

This course teaches foreign-educated LL.M. students how U.S. lawyers conduct legal research, analyze and frame legal positions, and present their work in writing. It builds on the lectures and work completed in the LRWA I series that occurs during August orientation. During the fall semester, students deepen their research, writing, and analytical skills by engaging in independent legal research, preparing drafts of legal memoranda, and revising their written work in response to instructor feedback.

Note: Enrollment is limited to foreign-educated LL.M. students and is designed specifically for those who wish to qualify for the New York State Bar Exam. This course provides one additional credit beyond the LWRA I course taken during orientation.

This offering will meet on the following dates: September 12, 19, and 26; October 3 and 24

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Legal Research, Writing and Analysis II A

Course #: 2541	Term: 2023FA	Faculty: McKinney, Alexandra	Credits: 2.00
Type: Lrwa	Subject Areas: Legal Profession and Ethics		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		WCC2009	

Course Description: Prerequisites: None

Exam Type: No Exam

This course teaches foreign-educated LL.M. students how U.S. lawyers conduct legal research, analyze and frame legal positions, and present their work in writing. It builds on the lectures and work completed in the LRWA I series that occurs during August orientation. During the fall semester, students deepen their research, writing, and analytical skills by engaging in independent legal research, preparing drafts of legal memoranda, and revising their written work in response to instructor feedback.

Note: Enrollment is limited to foreign-educated LL.M. students and is designed specifically for those who wish to qualify for the New York State Bar Exam. This course provides one additional credit beyond the LWRA I course taken during orientation.

This course will meet for six sessions from September 11 to October 16.

Legal Research, Writing and Analysis II B

Course #: 2541	Term: 2023FA	Faculty: McKinney, Alexandra	Credits: 2.00
Type: Lrwa	Subject Areas: Legal Profession and Ethics		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		WCC2009	

Course Description: Prerequisites: None

Exam Type: No Exam

This course teaches foreign-educated LL.M. students how U.S. lawyers conduct legal research, analyze and frame legal positions, and present their work in writing. It builds on the lectures and work completed in the LRWA I series that occurs during August orientation. During the fall semester, students deepen their research, writing, and analytical skills by engaging in independent legal research, preparing drafts of legal memoranda, and revising their written work in response to instructor feedback.

Note: Enrollment is limited to foreign-educated LL.M. students and is designed specifically for those who wish to qualify for the New York State Bar Exam. This course provides one additional credit beyond the LWRA I course taken during orientation.

This course will meet over six sessions from October 23 to November 27.

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Legal Responses to the Global Health Crisis

Course #: 3245	Term: 2024SP	Faculty: Fisher, William	Credits: 2.00
Type: Elective	Subject Areas: Intellectual Property		
Delivery Mode: Seminar			
Days and Times:		Location	
Wed 6:00 PM - 8:00 PM		WCC4059	

Course Description: Prerequisite: Patent Law or the permission of the instructor.

Exam Type: No Exam

In recent years, global public health has taken a turn for the worse. The COVID-19 pandemic is only one of the causes. In addition, the progress that we have been making in suppressing some other infectious diseases (such as tuberculosis and malaria) has stalled, and the global prevalence of some major noncommunicable conditions (such as Parkinson’s disease, depression, and diabetes) has increased. Low and middle-income countries continue to bear heavier burdens from most of these diseases than upper-income countries. In combination, these developments may fairly be described as a crisis. This seminar examines a variety of ways in which intellectual-property law and other legal regimes could be deployed or modified in order to meet the threats and alleviate the disparities.

Legal Skepticism

Course #: 2153	Term: 2024SP	Faculty: Sargentich, Lewis	Credits: 1.00
Type: Elective	Subject Areas: Jurisprudence and Legal Theory		
Delivery Mode: Reading Group			
Days and Times:		Location	
Thu 1:30 PM - 3:30 PM		WCC3036	

Course Description: Prerequisite: None
Exam Type: No Exam. There will be no paper or exam, and class will be graded credit/fail.

Legal skepticism is disbelief in law’s coherence and law’s rational constraint. We will look at skeptical writings in legal theory, mainly from the American schools of legal realism and critical legal studies. The skeptical picture of law shows law to be riven by incoherence and conflict and controlled by political choice. Our question throughout: is this picture correct? And if it is correct, what should we do about it? How can law go forward?

Note: This reading group will meet on the following dates: January 25, February 8, February 22, March 7, March 21, and April 4

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Legal Tools for Protecting Democracy and the Rule of Law in America

Course #: 2994 **Term:** 2023FA **Faculty:** Schwartztol, Larry; Florence, Justin **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Election Law and Democracy

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3034

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Democracy and the Rule of Law Clinic (3-5 fall clinical credits). The clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: August 18, 2023. LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
This seminar is required for all students enrolled in the Democracy and the Rule of Law Clinic. The course will involve an introduction to the substantive issues relevant to the clinic, including risks to democracy in America, and traditional rule of law checks within and beyond the executive branch. We will then focus on the set of integrated advocacy tools available to protect our democratic institutions. This will include the development and conduct of effective litigation raising constitutional, administrative law, and statutory issues; policy advocacy and coordination; transparency promotion and government oversight; strategic communications; and other tools to prompt pro-democratic reform. Finally, the course will end with consideration of longer-term legal and policy challenges to constitutional democracy in the United States, and potential solutions. Through regular presentations and discussions, students will also have the opportunity to generate creative advocacy ideas, develop their Clinic work, and receive feedback from their Clinic colleagues.
Please see the Democracy and the Rule of Law Clinic course description for additional information.

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Legal Tools for Protecting Democracy and the Rule of Law in America

Course #: 2994 **Term:** 2024SP **Faculty:** Schwartztol, Larry; Berwick, Ben **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Election Law and Democracy

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3009

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Democracy and the Rule of Law Clinic (3-5 spring clinical credits). The clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: December 8, 2023. LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

This seminar is required for all students enrolled in the Democracy and the Rule of Law Clinic. The course will involve an introduction to the substantive issues relevant to the clinic, including risks to democracy in America, and traditional rule of law checks within and beyond the executive branch. We will then focus on the set of integrated advocacy tools available to protect our democratic institutions. This will include the development and conduct of effective litigation raising constitutional, administrative law, and statutory issues; policy advocacy and coordination; transparency promotion and government oversight; strategic communications; and other tools to prompt pro-democratic reform. Finally, the course will end with consideration of longer-term legal and policy challenges to constitutional democracy in the United States, and potential solutions. Through regular presentations and discussions, students will also have the opportunity to generate creative advocacy ideas, develop their Clinic work, and receive feedback from their Clinic colleagues.

Please see the Democracy and the Rule of Law Clinic course description for additional information.

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Legislation and Regulation 1

Course #: 1003 **Term:** 2023FA **Faculty:** Doerfler, Ryan **Credits:** 4.00

Type: 1course **Subject Areas:** Administrative and Regulatory Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC1010
Fri 10:15 AM - 12:15 PM	WCC1010

Course Description: Exam type: One-Day Take-Home

This course is an introduction to lawmaking in the modern administrative state. It will examine how Congress and executive agencies adopt binding rules of law (statutes and regulations, respectively) and the way that implementing institutions - courts and agencies - interpret and apply these rules. The course will consider theories and tools of statutory interpretation, the structure of the modern administrative state, the incentives that influence the behavior of the various actors, and the laws that structure the relationships among Congress, the agencies, and the courts.

Legislation and Regulation 2

Course #: 1003 **Term:** 2023FA **Faculty:** Stephenson, Matthew **Credits:** 4.00

Type: 1course **Subject Areas:** Administrative and Regulatory Law

Delivery Mode: Course

Days and Times:	Location
Wed 8:30 AM - 9:50 AM	WCC1015
Thu 8:30 AM - 9:50 AM	WCC1015
Fri 8:30 AM - 9:50 AM	WCC1015

Course Description: Exam Type: One-Day Take-home

This course is an introduction to lawmaking and legal interpretation in the modern United States. It will examine how Congress and administrative agencies adopt binding rules of law (statutes and regulations, respectively) and the ways that implementing institutions – courts and administrative agencies – interpret and apply these rules. The course will consider the structure of the modern administrative state, the incentives that influence the behavior of the various actors, and the legal rules that help to structure the relationships among Congress, the agencies, and the courts.

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Legislation and Regulation 3

Course #: 1003 **Term:** 2024SP **Faculty:** Doerfler, Ryan **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Administrative and Regulatory Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC2009
Tue 1:30 PM - 3:30 PM	WCC2009

Course Description: Exam type: One-Day Take-Home

This course is an introduction to lawmaking in the modern administrative state. It will examine how Congress and executive agencies adopt binding rules of law (statutes and regulations, respectively) and the way that implementing institutions - courts and agencies - interpret and apply these rules. The course will consider theories and tools of statutory interpretation, the structure of the modern administrative state, the incentives that influence the behavior of the various actors, and the laws that structure the relationships among Congress, the agencies, and the courts.

Legislation and Regulation 4

Course #: 1003 **Term:** 2023FA **Faculty:** Freeman, Jody **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Administrative and Regulatory Law

Delivery Mode: Course

Days and Times:	Location
Wed 8:00 AM - 10:00 AM	AUS100
Fri 8:00 AM - 10:00 AM	AUS100

Course Description: Exam: One Day Take-Home

This course is an introduction to lawmaking in the modern administrative state. It will examine the legislative process by which Congress passes statutes; theories of statutory interpretation (including purposivism and textualism); tools and techniques of statutory construction (including semantic canons, substantive canons and the use of legislative history); the structural position of administrative agencies in the constitutional system; the process of agency rulemaking; and judicial review of agency action.

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Legislation and Regulation 5

Course #: 1003 **Term:** 2024SP **Faculty:** Renan, Daphna **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Administrative and Regulatory Law

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC1010
Thu 1:30 PM - 3:30 PM	WCC1010

Course Description: Exam type: In Class

Legislation and Regulation is an introduction to lawmaking in the modern administrative state. It will examine the way Congress and administrative agencies adopt binding rules of law (statutes and regulations, respectively) and the way that implementing institutions - courts and administrative agencies - interpret and apply these laws. It will consider, in particular, the justifications for modern regulation, the structure of the modern administrative state, the incentives that influence the behavior of the various actors, and the legal rules that help to structure the relationships among Congress, the agencies, and the courts.

Note: This course is open to JD 1Ls only.

Legislation and Regulation 6

Course #: 1003 **Term:** 2024SP **Faculty:** Stephenson, Matthew **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Administrative and Regulatory Law

Delivery Mode: Course

Days and Times:	Location
Wed 8:30 AM - 9:50 AM	WCC2012
Thu 8:30 AM - 9:50 AM	WCC2012
Fri 8:30 AM - 9:50 AM	WCC2012

Course Description: Exam Type: One-Day Take-home

This course is an introduction to lawmaking and legal interpretation in the modern United States. It will examine how Congress and administrative agencies adopt binding rules of law (statutes and regulations, respectively) and the ways that implementing institutions – courts and administrative agencies – interpret and apply these rules. The course will consider the structure of the modern administrative state, the incentives that influence the behavior of the various actors, and the legal rules that help to structure the relationships among Congress, the agencies, and the courts.

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Legislation and Regulation 7

Course #: 1003 **Term:** 2023FA **Faculty:** Rakoff, Todd **Credits:** 4.00

Type: 1course **Subject Areas:** Administrative and Regulatory Law

Delivery Mode: Course

Days and Times:	Location
Wed 8:30 AM - 9:50 AM	WCC2009
Thu 8:30 AM - 9:50 AM	WCC2009
Fri 8:30 AM - 9:50 AM	WCC2009

Course Description: Exam type: In Class

This course is an introduction to lawmaking in the modern administrative state. It will examine how Congress and executive agencies adopt binding rules of law (statutes and regulations, respectively) and the way that implementing institutions - courts and agencies - interpret and apply these rules. The course will consider theories and tools of statutory interpretation, the structure of the modern administrative state, the incentives that influence the behavior of the various actors, and the laws that structure the relationships among Congress, the agencies, and the courts.

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Legislation: Advanced

Course #: 3235 **Term:** 2024WI **Faculty:** Krishnakumar, Anita **Credits:** 3.00

Type: Elective **Subject Areas:** Administrative and Regulatory Law; Jurisprudence and Legal Theory

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 4:30 PM	WCCB015
Tue 1:00 PM - 4:30 PM	WCCB015
Wed 1:00 PM - 4:30 PM	WCCB015
Thu 1:00 PM - 4:30 PM	WCCB015
Fri 1:00 PM - 4:30 PM	WCCB015

Course Description: Prerequisites: None
Exam Type: In Class

This course is about the method of statutory interpretation generally. You will not learn the doctrine of any specific type of law in this class. You will instead learn the process of how to approach a piece of statutory text, how to diagnose the interpretive problem in the text, and how to answer that problem. You will practice the observant reading of text; you will get a framework for breaking down and thinking about a legal question in any statutory case; and you will practice deploying interpretive tools to answer a question in the way that best zealously advocates for your client. This course will prepare you for legal work, as well as for other upper-level courses that rely extensively on statutory law (such as tax, securities, environmental law, labor law, health law, copyright law, etc.)

The course has three overall goals:

- 1) To provide you with an understanding of the relationships among legislatures, courts, and agencies. The course will include some basic information on how legislation and regulations get created and on the ways in which power is shared in the making of law.
 - 2) To teach you the full toolkit of statutory interpretation so that you can diagnose any interpretation question and bring the right tools to bear on answering that question. This toolkit includes elements of the plain text, canons of interpretation, analysis of intent and purpose, and deference to agencies. By unpacking and analyzing these tools used by courts in various decisions, you will learn how to wield them yourself in order to reach different results.
 - 3) To expose you to the theoretical debates around statutory interpretation. The tools that a judge chooses to use often depend on the judge’s theoretical position on statutory interpretation. Starting with materials that will frame the theoretical debate early in the semester, you will return periodically to questions about theory as you become more proficient in the toolkit.
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LGBTQ+ Advocacy Clinic

Course #: 8054 **Term:** 2023FA **Faculty:** Chen, Alexander **Credits:** 5.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; LGBTQ+; Civil Rights; LGBTQ+; LGBTQ+ Advocacy Clinic; Civil Rights; Constitutional Law; Gender and the Law; LGBTQ+

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: LGBTQ+ Advocacy Clinical Seminar (1 fall classroom credit).
Additional Co-/Pre-Requisites: TBD.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: Clinic work is done at the WilmerHale Legal Services Center (Jamaica Plain).
The Harvard LGBTQ+ Advocacy Clinic (the "Clinic") offers students the opportunity to work directly on cutting-edge issues involving LGBTQ+ rights, with a particular emphasis on issues affecting underrepresented communities within the LGBTQ+ community. Clinic offerings include local and national projects covering the spectrum of LGBTQ+ issues. Students will have the opportunity to engage in a range of work encompassing various strategies for advancing LGBTQ+ rights, including impact litigation and amicus work, policy and legislative advocacy, and direct legal services for LGBTQ+ clients. The Clinics work currently includes:

Impact litigation on behalf of transgender and gender non-conforming/gender non-binary people relating to health care access, prisons and jails, shelter systems, and identity documents;
Legislative and regulatory advocacy on behalf of transgender, intersex, and poly communities; and
Policy advocacy and public education on behalf of LGBTQ+ incarcerated individuals and transgender youth.

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LGBTQ+ Advocacy Clinic

Course #: 8054 Term: 2024SP Faculty: Chen, Alexander Credits: 5.00
Type: Clinic Subject Areas: Civil Rights/Liberties; Civil Rights; LGBTQ+; Civil Rights; LGBTQ+; LGBTQ+ Advocacy Clinic; Civil Rights; Constitutional Law; Gender and the Law; LGBTQ+

Delivery Mode: Clinic

Days and Times: Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.
Required Class Component: LGBTQ+ Advocacy Workshop (1 spring classroom credit).
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: Clinic work is done at the WilmerHale Legal Services Center (Jamaica Plain).
The Harvard LGBTQ+ Advocacy Clinic (the "Clinic") offers students the opportunity to work directly on cutting-edge issues involving LGBTQ+ rights, with a particular emphasis on issues affecting underrepresented communities within the LGBTQ+ community. Clinic offerings include local and national projects covering the spectrum of LGBTQ+ issues. Students will have the opportunity to engage in a range of work encompassing various strategies for advancing LGBTQ+ rights, including impact litigation and amicus work, policy and legislative advocacy, and direct legal services for LGBTQ+ clients. The Clinics work currently includes:

Impact litigation on behalf of transgender and gender non-conforming/gender non-binary people relating to health care access, prisons and jails, shelter systems, and identity documents;
Legislative and regulatory advocacy on behalf of transgender, intersex, and poly communities; and
Policy advocacy and public education on behalf of LGBTQ+ incarcerated individuals and transgender youth.

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LGBTQ+ Advocacy Clinic Workshop

Course #: 3250

Term: 2023FA

Faculty: Chen, Alexander

Credits: 1.00

Type: Elective

Subject Areas: LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; LGBTQ+

Delivery Mode: Seminar

Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and Blog Highlights.
Required Clinic Component: LGBTQ+ Advocacy Clinic (3-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: Yes - students must also enroll in the Fall 2023 Gender Identity, Sexual Orientation, and the Law course (3 fall classroom credits). Once a student enrolls in this clinic, they will be enrolled in this additional co-requisite by the Office of Clinical and Pro Bono Programs.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
This workshop meets for two hours once every two weeks, starting the second week of term, and will be scheduled based on student availability.
The LGBTQ+ Advocacy Workshop addresses practical skills relevant to students who are enrolled in the LGBTQ+ Advocacy Clinic, as well as offering these students an opportunity to critically reflect on their practice experience. The skills component of the workshop focuses on areas such as effective legal research and writing, persuasive storytelling and communication, and methods for addressing vicarious trauma. The reflective component of the workshop provides students the opportunity to discuss the strategies and politics of civil rights and movement lawyering, and models for contributing to social justice in their own careers.
In order to compliment the Clinic’s required Gender Identity, Sexual Orientation, and the Law course component, this workshop has limited readings, and instead draws heavily for instructional examples from students’ own clinical experiences.

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LGBTQ+ Advocacy Clinic Workshop

Course #: 3250 Term: 2024SP Faculty: Chen, Alexander Credits: 1.00

Type: Elective Subject Areas: Not Applicable

Delivery Mode: Seminar

Days and Times: Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and Blog Highlights.
Required Clinic Component: LGBTQ+ Advocacy Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
This workshop meets for two hours once every two weeks, starting the second week of term, and will be scheduled based on student availability.
The LGBTQ+ Advocacy Workshop addresses practical skills relevant to students who are enrolled in the LGBTQ+ Advocacy Clinic, as well as offering these students an opportunity to critically reflect on their practice experience. The skills component of the workshop focuses on areas such as effective legal research and writing, persuasive storytelling and communication, and methods for addressing vicarious trauma. The reflective component of the workshop provides students the opportunity to discuss the strategies and politics of civil rights and movement lawyering, and models for contributing to social justice in their own careers.

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Local Government Law

Course #: 2181 **Term:** 2023FA **Faculty:** Farbman, Daniel **Credits:** 3.00
Type: Elective **Subject Areas:** Real Estate/Property; State Courts; Property; Property; Property; Administrative and Regulatory Law; Constitutional Law; Environmental Law and Policy; Property; State and Local Government

Delivery Mode: Course

Days and Times:	Location
Wed 8:30 AM - 10:00 AM	PND100
Fri 8:30 AM - 10:00 AM	PND100

Course Description: Prerequisites: None

Exam Type: No Exam

This course examines the most pervasive and complex form of public law in the United States--the law of local governments. In examining the doctrine (and lack thereof) defining local government law, the course provides a foundation for the many areas of legal practice that deal with local issues, disputes, and concerns. More broadly, the course asks whether local governments serve or impede broader commitments to equality, democracy, inclusion, and participation. We will focus on issues such as federal and state control of city decision-making, the conflict between central cities and suburbs and among the suburbs themselves, alternatives to city-delivered services and to city taxation as a source of local revenue, and the ways in which racial and ethnic division fracture American metropolitan areas. Above all, this is a course about local democracy. For that reason, among others, active class participation is an integral part of the course and will be expected of every student enrolled in it.

Lying and the Law of Questioning

Course #: 3222 **Term:** 2024SP **Faculty:** Griffin, Lisa Kern **Credits:** 2.00
Type: Elective **Subject Areas:** Criminal Law and Procedure
Delivery Mode: Seminar

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	HAU101

Course Description: Prerequisite: None
Exam Type: No Exam

This seminar will address the law of questioning in the criminal justice process. We will consider the impact of various rules about interrogations and testimony on suspects, witnesses, police, prosecutors, and factfinders. Topics will include liability for dishonest statements, the boundaries of voluntary conversations with government agents, true and false confessions, eyewitness identifications, cross examination, impeachment, informants and other incentivized witnesses, the construction of competing narratives at trial, and scientific lie detection. Readings will be posted and will include some cases, excerpts from law review articles and scholarly books, works of social science, investigative reporting, documentary footage, editorial commentary, and popular culture.

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M&A Litigation

Course #: 3009	Term: 2023FA	Faculty: Fried, Jesse	Credits: 2.00
Type: Elective	Subject Areas: Corporate and Transactional Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Wed 3:45 PM - 5:45 PM		WCC3009	

Course Description: Prerequisites: Admission to this seminar is by permission of the instructor. Students should send a CV and brief statement of their background and interest in corporate governance (including undergraduate major, relevant pre-HLS work experience, and courses taken in law school) to Professor Fried (jfried@law.harvard.edu). Applications should be sent after May 1st, and decisions will be made on a rolling basis.

Exam Type: No Exam

This seminar focuses on current topics in the corporate governance of the widely-held U.S. firms, with a focus this semester on M&A litigation. Most of the sessions will feature leading attorneys and other distinguished practitioners discussing cases, transactions, and current policy issues in M&A and corporate governance more generally.

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Making Rights Real: The Ghana Project

Course #: 2326 **Term:** 2024SP **Faculty:** White, Lucie **Credits:** 2.00

Type: Elective **Subject Areas:** Health Fee; Civil Rights/Liberties; Health/Bioethics/Biotechnology; Civil Rights; State and Federal Courts; Civil Rights; Race; Administrative and Regulatory Law; Civil Rights; Comparative Law; Courts, Jurisdiction, and Procedure; Environmental Law and Policy; Health, Food, and Drug Law; Human Rights; International Law; Jurisprudence and Legal Theory; Law and Political Economy; Leadership; National Security Law; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3036

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.

Required Clinic Component: Making Rights Real: The Ghana Project (either winter-spring or spring-only option). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Pre-/Co-Requisites: None.
By Permission: Yes. Applications for the winter-spring clinic option are due by October 15th (and will be accepted on a rolling basis up until this deadline). Applications for the spring-only clinic option are due by December 4 (and will be accepted on a rolling basis up until this deadline).
Add/Drop Deadline: November 17, 2023 for winter clinical students; December 8, 2023 for spring-only clinical students.
LLM Students: LLM students may apply to the clinic through the LLM General Clinic Application.

Exam Type: No Exam.

This course is an academic workshop. It is concurrent with an on-going clinical project in which students work with Ghanaian partners on economic and social rights realization - Making Rights Real.. The course - both the theoretical and practical dimensions - is situated at the intersection of economic and social rights, development, and human rights advocacy.

The workshop is designed to offer the theoretical frame for a clinical theory/practice experience. Thus, the workshop will focus on Ghana in the context of its history, geography, religion and culture, socioeconomic profile, and development trajectory. It will also enable students to prepare for the interpersonal and cultural challenges of North/South lawyering partnerships. The workshop will include readings, group presentations, academic writing, and jointly produced background and follow-up documents anchored in the practical work.

Please see the clinic’s course description for more information about the application process.

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Making Rights Real: The Ghana Project Clinic

Course #: 8025

Term: 2024WS

Faculty: White, Lucie

Credits: 3.00

Type: Clinic

Subject Areas: Health Fee; Civil Rights/Liberties; Health/Bioethics/Biotechnology; Civil Rights; State and Federal Courts; Civil Rights; Race; Administrative and Regulatory Law; Civil Rights; Comparative Law; Courts, Jurisdiction, and Procedure; Environmental Law and Policy; Health, Food, and Drug Law; Human Rights; International Law; Jurisprudence and Legal Theory; Law and Political Economy; Leadership; National Security Law; Negotiation and Alternative Dispute Resolution; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Clinic

Days and Times:

Location

Course Description:

Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and

Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Making Rights Real: The Ghana Project (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.

Additional Pre-/Co-Requisites: None.

By Permission: Yes. Applications for the winter-spring clinic option are due by October 15th (and will be accepted on a rolling basis up until this deadline). Applications for the spring-only clinic option are due by December 4 (and will be accepted on a rolling basis up until this deadline).

Add/Drop Deadline: November 17, 2023 for winter-spring clinic students; December 8, 2023 for spring-only clinic students.

LLM Students: LLM students may apply to the clinic through the LLM General Clinic Application.

Placement Site: Ghana and HLS.

Clinic students may receive additional pro-bono hours by traveling to Ghana during Spring Break to work with partners on our clinical project on a voluntary basis.

Students are required to enroll in 1-4 spring clinical credits, which will be conducted remotely.

Students may also choose to enroll in a 2 credit winter term clinical in which they will do on-site work in Ghana. Finally, students have the option to travel to Ghana during Spring Break to work on the project for pro-bono hours rather than clinical credit. Travel funding for both of the on-site options will be provided by the program. You are required to contact Prof. White directly (lwhite@law.harvard.edu) by TBD if you wish to explore the Winter Term 2024 clinical option. (See the course description below for further details about the Winter Term clinical requirements.)

The Making Rights Real clinic builds on a partnership between Professor White, Harvard law students, University of Ghana Law School faculty and students, and a Ghanaian civil society organization (CSO) engaged in leading-edge human rights work on educational equity in Ghanas underserved rural North. Though there may be an opportunity for selected students to travel to Ghana over spring break, this Januarys activities will take place through intensive online lawyering activities, including virtual stakeholder meetings and community workshops, interviews with government officials, Ghana School of Law/HLS collaboration. The goal of this years clinic will be to assist community members to document and

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critique experiences of educational inequity and take part in an on-going process legislative and policy reform. Our CSO partner uses multi-layered lawyering strategies, such as legal research and analysis; reviewing and drafting legislation and regulations; strategy mapping; human rights documentation; participatory action research; partner briefings; designing and facilitating grassroots education and empowerment workshops; conducting community meetings; and working with media. Thus, in addition to our specific assignments, the clinic provides students engagement with an organization widely recognized for its creative work.

Admission to the academic and clinical components is determined together, by permission of the instructor. To apply, students should submit a two-page double spaced statement of interest and a one-page CV to the clinical office (clinical@law.harvard.edu) with a cc to Samantha Chaudhry-Muffuletto (smuffuletto@law.harvard.edu). The deadline to apply for the Winter-Spring Clinic is October 15, 2023; the deadline to apply for the Spring Clinic is December 4, 2023. Accepted candidates will be enrolled in the clinic and clinical course by the Office of Clinical and Pro Bono Programs.

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Mass Incarceration and Sentencing Law

Course #: 2918 **Term:** 2024SP **Faculty:** Gertner, Nancy **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Civil Rights; Constitutional Law; Criminal Law and Procedure; Gender and the Law; Human Rights; Immigration Law; Jurisprudence and Legal Theory; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM WCC3007

Course Description: Prerequisites: None

Exam Type: No Exam

This course will first put 20th century sentencing law in sociological and historical context. It will examine the history, philosophy, and administration of the criminal sentencing process, the causes of growth in the US penal population, the historical roots of that growth from the mid 20th century to the present, and the impact of those policies on communities of color and the crime rate. We will then examine more closely the legal framework that enabled those policies, including the war on drugs, emphasis on retribution over rehabilitation, the changes in sentencing law and the structure of sentencing decisionmaking. Particular attention will be devoted to substantive sentencing standards (the insights of neuroscience, evidence based lessons from diversion programs) in addition to the procedures governing those decisions. The course will explore different kinds of sentencing regimes-state guideline systems, international models on which sentencing standards have evolved from common law decision making or judge-imposed guidelines (Australia, Israel, England), in addition to the federal sentencing guidelines. We will consider the interplay between principles of proportionality, severity, and parsimony on sentencing law.

This course will be divided into two parts: the first part of the term will involve the substantive law of sentencing, and the sociological and historical context in which it evolved as described in the original course description. But the second part of the term will be somewhat unusual. I will invite judges (federal and state), prosecutors, defense lawyers to join the class in addressing particular sentencing issues, with discussions centered around hypothetical cases. All the participants will sentence; they will review the cases, determine the sentences, and discuss them at the class sessions. The issues will be cases involving addiction and drug offenses, mental health, the neuroscience of childhood adversity, juvenile offenders, sex offenders, and issues of race and gender. The idea is not only to look at sentencing at the meta level, but also at the level of the concrete case, which may challenge the generalizations of the sentencing law.

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Mass Media Law

Course #: 2038 **Term:** 2024SP **Faculty:** McCraw, David **Credits:** 2.00

Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Torts; Civil Rights; Torts; Torts; Administrative and Regulatory Law; Civil Litigation; Civil Rights; Constitutional Law; Torts

Delivery Mode: Course

Days and Times: **Location**

Wed 3:45 PM - 5:45 PM WCCB015

Course Description: Prerequisites: None
Exam Type: One-Day Take-Home
The class examines how the First Amendment, in combination with tort law, statutes, and common-law principles, shapes the rights and legal limitations for publishers of news and opinion, in both traditional and digital media. Topics include libel, protection of confidential sources, prior restraints on publication, invasion of privacy by publication, criminal liability for publishing classified information, legal limits on newsgathering, and access to information. It is taught by David McCraw, the lead newsroom lawyer for The New York Times.

Maximizing Joint Gains: How Taxes Affect Business Decisions

Course #: 2341 **Term:** 2024SP **Faculty:** Abrams, Howard **Credits:** 3.00

Type: Elective **Subject Areas:** Tax; Tax; Tax; Corporate and Transactional Law; Finance, Accounting, and Strategy; Tax Law and Policy

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:00 PM WCCB010

Tue 1:30 PM - 3:00 PM WCCB010

Course Description: Prerequisites: None
Exam Type: In Class
This course is taught from a book written by B-school professors for B-school students. It is entirely self-contained: there are no prerequisites. We will learn the basic rules of federal income taxation without worrying about the details, and we will determine how those rules affect business decisions. The assignments will require detailed computations (largely of present values). The exam will not require any computations but the students will be asked to describe (with words and equations) how the computations would be made. We will look at a variety of topics likely including choice of deferred compensation for high-net-worth individuals, choice of business organization, debt-equity choices, form of merger and acquisition activity, and choice of location (domestic and foreign).

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Media Images & The Law: Contesting Media in the Modern Era

Course #: 2612 **Term:** 2024SP **Faculty:** Robinson, Stephanie **Credits:** 2.00
Type: Elective **Subject Areas:** Race; Arts, Entertainment, and Sports Law; Race and the Law
Delivery Mode: Seminar
Days and Times: **Location**
Wed 1:30 PM - 3:30 PM HAU102

Course Description: Prerequisites: None
Exam Type: No Exam
This seminar examines mass media depictions and imaging in our increasingly-tumultuous modern era. It situates this loaded imaging process within an appropriate social and historical context while considering how the quest to maintain a normalized national identity competes with evolving notions of race, culture and gender. Such imaging - commonly a dual process involving contestation between a groups projected image and one being projected upon them - will be discussed through literature, journalism and visual media. It further considers such relevant and compelling issues as immigration, citizenship, diversity, propaganda and the ultimate role of journalism/news media.
Note: This course is not available for cross-registration.

Mediation

Course #: 2183 **Term:** 2024SP **Faculty:** Hoffman, David; Lee, Audrey **Credits:** 3.00
Type: Elective **Subject Areas:** Negotiation and Alternative Dispute Resolution
Delivery Mode: Course
Days and Times: **Location**
Thu 3:45 PM - 7:00 PM WCC3018

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: None
Exam Type: No Exam
The primary focus of this experiential learning course is on developing mediation skills — as a mediator and also as an advocate in the mediation process. The primary tool for learning will be weekly role play simulations, for which you will maintain a journal. You will also receive feedback on your performance in the role plays. In addition, we will use reading responses as a springboard for classroom discussion of topics relating to mediation, such as ethics issues, mediator credentialing, and critiques of mediation. Approximately 60% of class time will be devoted to preparing for, conducting, and debriefing mediation role plays using role play facts adapted from actual cases. The remaining 40% will be devoted to classroom discussion of the readings, which are organized thematically in the syllabus.
There is no required text other than photocopied materials.

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Mediation Clinic

Course #: 8026 **Term:** 2023FA **Faculty:** Mondell, Catherine **Credits:** 1.00
Type: Clinic **Subject Areas:** Civil Litigation; Negotiation and Alternative Dispute Resolution
Delivery Mode: Clinic
Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Class Component: Mediation Clinical Seminar (1 classroom credit). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: Clinic students must complete the entirety of the mandatory basic mediation training program with the student-led Harvard Mediation Program (“HMP”) before or during the semester that they participate in the clinic. The HMP training is offered as a two weekend immersive experience and it is anticipated that the training dates for 2023 will be: September 23-24 and September 30-October 1. For more information regarding HMPs basic mediation training program, including confirmed training dates, please visit the Harvard Mediation Program website. Students must be able to participate in the full four days of training (or have previously completed HMP’s basic mediation training program) to be eligible to mediate.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: HLS and Boston-area courts.
Clinic placements are coordinated with the Harvard Mediation Program (HMP) student practice organization, and entail the opportunity to observe and conduct mediations for cases in Boston-area court sessions, including small claims cases and harassment prevention orders. Clinic students will: (1) complete HMPs mandatory basic mediation training program; (2) participate in mediating or observing mediations at court sessions on an approximately weekly basis after training is completed; and (3) work on projects to support HMPs mediation services and mediation training. Timing of many of the mediation sessions are subject to the courts schedules - generally mornings on Wednesday, Thursday or Friday, or afternoons on Tuesday or Friday, and usually entail about three hours per session. For more information about this clinic, including training program dates and scheduling information, please visit the Harvard Mediation Program website.

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Mediation Clinical Seminar

Course #: 3025 **Term:** 2023FA **Faculty:** Mondell, Catherine **Credits:** 1.00

Type: Elective **Subject Areas:** Civil Litigation; Negotiation and Alternative Dispute Resolution

Delivery Mode: Seminar

Days and Times: **Location**

Mon 3:45 PM - 5:45 PM HAU103

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Harvard Mediation Clinic (1 clinical credit). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: Clinic students must complete the entirety of the mandatory basic mediation training program with the student-led Harvard Mediation Program (“HMP”) before or during the semester that they participate in the clinic. The HMP training is offered as a two weekend immersive experience and it is anticipated that the training dates for 2023 will be: September 23-24 and September 30-October 1. For more information regarding HMPs basic mediation training program, including confirmed training dates, please visit the Harvard Mediation Program website. Students must be able to participate in the full four days of training (or have previously completed HMP’s basic mediation training program) to be eligible to mediate.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

This 1-credit seminar is the required classroom component for students doing work through the Mediation Clinic. Students will read and discuss works related to: the legal, procedural and practical context in which we mediate; frameworks for evaluating the quality and efficacy of our work as mediators; handling challenges to mediator neutrality, impartiality, and ethics; working with parties to prepare effective settlement agreements; and understanding the role of party-advocates in a mediation context. Some sessions will require students to present problems related to the clinical work in which they are currently engaged to the members of the class for discussion and brainstorming. Students will submit approximately four short written journal entries reflecting on their mediation experience/observations, a written mock mediation scenario, and a final 7-10 page paper in the form of an extended journal entry.

Note: Rather than a one-hour session each week, it is anticipated that this seminar will meet for 2 hour sessions concentrated in the second half of the semester, after the required training has been completed.

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Mergers and Acquisitions Workshop: Boardroom Strategies and Deal Tactics

Course #: 2185 **Term:** 2024WI **Faculty:** Gordon, Mark; Lu, Meng **Credits:** 3.00

Type: Elective **Subject Areas:** Corporate and Transactional Law

Delivery Mode: Course

Days and Times:	Location
Mon 9:00 AM - 12:30 PM	WCC1015
Tue 9:00 AM - 12:30 PM	WCC1015
Wed 9:00 AM - 12:30 PM	WCC1015
Thu 9:00 AM - 12:30 PM	WCC1015
Fri 9:00 AM - 12:30 PM	WCC1015

Course Description: Prerequisite: Corporations or permission to waive the requisite.
Exam Type: One Day Take-Home

Successful M&A lawyers (and bankers) provide leadership and judgment in the boardroom and tactical execution at the negotiating table. Taught by a Mergers & Acquisitions partner at Wachtell, Lipton, Rosen & Katz, this workshop is intended to give students exposure to both the macro strategic issues faced by directors in M&A situations (buy-side and sell-side; hostile, friendly and crisis) as well as the tactical issues involved in negotiating acquisition agreements and other transaction documents. The workshop is based around case studies of several real transactions or strategic situations, and makes use of real transaction documents. Students will be expected to make presentations and participate in class discussions, and there will be at least two mock-strategy, drafting and/or negotiating exercises.

Some sessions may feature guest speakers who have been involved in recent deals.

Business school students are very much welcome to cross-register into this course (and have done well in this course in the past), and spaces have been reserved for you. Business School students need not have taken Corporations; students cross-registering from other parts of Harvard should seek permission from Prof. Gordon.

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Migration, Refugees, and Human Rights

Course #: 2424

Term: 2023FA

Faculty: Bhabha, Jacqueline

Credits: 2.00

Type: Elective

Subject Areas: Human Rights

Delivery Mode: Course

Days and Times:

Location

Wed 10:30 AM - 11:45 AM

Mon 10:30 AM - 11:45 AM

Course Description:

Prerequisites: None

Exam Type: No HLS Exam

Migration is a central political and moral issue of our time and its impacts will continue to alter our world throughout this century. Indeed large scale, irregular human migration should be considered the new normal, not an unexpected or one-off crisis. It affects the lives of millions, unsettles established governments, creates sharply polarizing policy dilemmas and generates far-reaching administrative, economic and political challenges. This course will focus on distress migration, including refugee flight and other forms of forced displacement, evaluated through the lens of human rights. It will address the multifaceted drivers of the phenomenon, including the enduring legacies of colonization, armed conflict, environmental stress and climate change, global inequality, demographic pressures and increasing globalization. The course will also consider the impact of government responses to the COVID 19 pandemic on forced migrants. Migration actors from UN agencies, NGOs and other civil society organizations, and research experts working in a range of field sites will contribute to the class.

The course will address the legal frameworks governing migration, and the ethical and pragmatic considerations that influence policies. It will explore the viability of a range of solutions to current migration challenges, including unequal access to protection, the failure of equitable resettlement and the erosion of host empathy/solidarity. The extent to which pandemic related measures conform to or violate legal and ethical obligations will also be considered. A key goal is to enable students to analyze current migration situations with clarity and rigor concerning the obligations of states and the rights of migrants. Using examples of large-scale contemporary population movements - the Ukrainian war and its human impact, the ongoing Tigrayan emergency, the Rohingya exodus, the Venezuelan context, the Mediterranean migration situation, extensive intra-regional mobility within the African continent, US/Mexico/Central American movements, unaccompanied child migration in many regions - the course will examine migration drivers, policy responses and rights challenges such as exclusion and denial of protection, persistent racism in border control, detention, prolonged confinement within refugee camps and forced repatriation. It will also engage with the multiple risks, including statelessness, trafficking, drowning, sexual violence, that migrants face before, during and after their journeys. The course will cover key current policy developments, at the municipal, national, regional and international level, including the impact of Global Compacts on Refugees and on Migration. The course will discuss seasonal migration, child migration, undocumented and irregular status, gender factors in migration and the role of xenophobia in driving policy. Students will be required to make in class presentations, to prepare questions for guest lecturers, and encouraged to participate in class discussion, including by considering a range of strategies for increasing access to safe mobility as a key redistributive global good.

Note: This course is jointly-listed with HKS as IGA-355. It is held at HKS and scheduling will adhere to the HKS Academic Calendar. The first day of the fall semester at HKS is Wednesday, August 30, 2023.

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Military Law and Justice

Course #: 2418 **Term:** 2024SP **Faculty:** Ryan, Margaret; Hardy, Liam **Credits:** 2.00
Type: Elective **Subject Areas:** State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure

Delivery Mode: Seminar

Days and Times:	Location
Fri 10:15 AM - 12:15 PM	WCC3008

Course Description: Prerequisites: LLMs must have taken or be concurrently enrolled in Constitutional Law or Federal Courts. For students who may have taken applicable courses elsewhere, permission to waive the requisite is required.

Exam Type: No Exam

This seminar will examine constitutional issues in the context of the U.S. military justice system. To that end, students will become familiar with the constitutional and statutory framework establishing that system as well as case law from federal courts analyzing the legal issues that arise from its operation. Over the course of the semester we will examine issues related to the position of an Article I court within the federal system, particularly jurisdiction, as well as areas of constitutional law such as aspects of criminal procedure, Due Process, and First Amendment jurisprudence, albeit in the military context. The goal of this seminar is to both improve your understanding of constitutional issues as they relate to the military justice system and help you develop an organized framework for approaching legal problems. As such, each topic will begin with the text of the underlying constitutional provision, followed by the text of the relevant statute, and finally the body of case law related to each topic. From time to time, we may also read scholarly articles and advocacy documents that will help put these issues into context.

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Mind and Criminal Responsibility in the Anglo-American Tradition

Course #: 2831	Term: 2023FA	Faculty: Kamali, Elizabeth Papp	Credits: 2.00
Type: Elective	Subject Areas: Comparative Law; Criminal Law and Procedure; Legal History		
Delivery Mode: Seminar			
Days and Times:		Location	
Wed 3:45 PM - 5:45 PM		WCC5048	

Course Description: Prerequisites: None
Exam Type: No Exam Grades will be based upon short responses to weekly readings, a small project and presentation, and class participation.

This seminar will explore the deep roots of the modern doctrine of mens rea and will consider a variety of related issues, including insanity, infancy, provocation, and duress. Readings will include a variety of primary and secondary sources from a broad time span in Anglo-American history, from the medieval to the modern. Our goal will be to understand the role of mind in defining the bounds of criminal responsibility at various points in time over the long durée of common-law history, relying upon secondary literature as well as close readings of primary source texts. Students will develop a comparative perspective on issues of mind that continue to perplex lawyers today, while also building a set of critical reading skills that are essential to the work of legal historians and practicing lawyers alike.

Misdemeanor Justice

Course #: 2761	Term: 2023FA	Faculty: Natapoff, Alexandra	Credits: 1.00
Type: Elective	Subject Areas: Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Civil Rights; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Law and Political Economy; Poverty Law and Economic Justice		
Delivery Mode: Reading Group			
Days and Times:		Location	
Thu 6:00 PM - 8:00 PM		WCC3015	

Course Description: Prerequisite: None
Exam Type: No Exam
Misdemeanors comprise the vast bulk of the American criminal system, approximately 80 percent of criminal dockets, yet they are under-scrutinized and under-theorized. This class will explore all aspects of the misdemeanor phenomenon, including its economic, racial, and democratic implications, with an eye towards reconceptualizing the entire criminal process from the perspective of the petty offense. Readings will include legal theory and sociological research as well as litigation documents, government investigations, non-profit reports, and media coverage.
Note: This reading group will meet on the following dates: 9/14, 9/21, 9/28, 10/5, 10/12, 10/19

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Modern Surveillance Law

Course #: 2685 **Term:** 2023FA **Faculty:** Salgado, Richard **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Constitutional Law; Criminal Law and Procedure; International Law; National Security Law; Technology Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Thu 1:30 PM - 3:30 PM	LEW202

Course Description: Prerequisite: None
Exam Type: No Exam
Elements used in grading: 75% based on two papers (2,250-2,500 words each), which includes timely submission of topics and outlines, and 25% based on class participation.

In this course we will examine the law and policy of government surveillance. We will focus on U.S. government signals collection for national security, intelligence gathering, espionage, criminal law enforcement and public safety purposes, and will address transnational implications. Technologies and practices we will cover include wiretapping, stored data collection and mining, location tracking, purchasing from data brokers, encryption and developing eavesdropping techniques. We will explore how government surveillance is permitted, prohibited or controlled by the U.S. Constitution, including the Fourth Amendment, and laws such as the Foreign Intelligence Surveillance Act, the USA Freedom Act, the Patriot Act, the Electronic Communications Privacy Act, the CLOUD Act, and CALEA. We will also look at the role of executive orders and laws outside the United States. No technical expertise is required.

There is no textbook. All materials are posted to the course website.

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Money and Empire

Course #: 3219 **Term:** 2024SP **Faculty:** Desan, Christine **Credits:** 1.00

Type: Elective **Subject Areas:** Constitutional Law; Financial and Monetary Institutions; Law and Political Economy

Delivery Mode: Reading Group

Days and Times: **Location**

Wed 3:45 PM - 5:45 PM LEW202

Course Description: Prerequisites: None
Exam Type: No Exam

As they organize monetary systems, nations identify value and mobilize resources. Money becomes a mode of nation-building and dimension of internal governance. By the same token, states have extended their reach across borders through monetary means, either displacing indigenous systems or extracting payment through financial leverage. This reading group will explore accounts of empire effectuated through monetary leverage,drawing from scholarship about Africa, Latin America, early America, and India.

Note: This reading group will meet on the following dates: January 24, February 7, February 21, March 6, March 27, April 10.

Music and Digital Media

Course #: 2189 **Term:** 2024SP **Faculty:** Bavitz, Christopher **Credits:** 2.00

Type: Elective **Subject Areas:** Contracts; Contracts; Contracts; Arts, Entertainment, and Sports Law; Contracts; Intellectual Property

Delivery Mode: Course

Days and Times: **Location**

Mon 3:45 PM - 5:45 PM WCC3018

Course Description: Prerequisites: A prior course or other background in copyright law would be useful but is not required.
Exam Type: No Exam

This course explores a variety of legal issues relating to the creation, exploitation, and protection of music and other content. The course focuses on traditional legal regimes and business models and the ways in which new technologies (particularly the evolution of digital media and the Internet) have affected legal and business strategies involved in the making and distribution of content. The courses primary emphases are music and the ways in which legal principles manifest themselves in practice in the music industry. The course builds off a discussion of music rights to address issues surrounding content rights in other contexts, and it reviews the ways in which traditional concepts and practices in this area are challenged by and evolving in the digital world. The course balances discussions of big-picture doctrinal, policy, and theoretical considerations with a focus on day-to-day legal and business practices and specific skills (transactional, client counseling, and litigation) that are relevant to practitioners in this area.

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Music Contracts & Negotiations

Course #: 3270 **Term:** 2024SP **Faculty:** Koolaq, Sam **Credits:** 2.00

Type: Elective **Subject Areas:** Contracts; Contracts; Contracts; Arts, Entertainment, and Sports Law; Contracts; Intellectual Property; Negotiation and Alternative Dispute Resolution

Delivery Mode: Seminar

Days and Times: **Location**

Wed 3:45 PM - 5:45 PM WCC3018

Course Description: Prerequisite: A prior course or other background in copyright law would be useful but is not required.

Exam Type: No Exam

This seminar will explore the legal, business, and ethical issues involved in music business contract negotiations, with a particular focus on the unique challenges faced by artists, songwriters, producers, and other music industry workers. Through a combination of case studies, guest speakers, and class discussions, students will gain an in-depth understanding of the legal frameworks and agreements that govern relationships between artists and their collaborators, record labels, managers, and other key stakeholders in the music industry. We will also delve into the ethical considerations that come into play for lawyers representing musicians in a transactional context characterized by asymmetrical power dynamics.

National Security Law

Course #: 2190 **Term:** 2023FA **Faculty:** Baker, James **Credits:** 2.00

Type: Elective **Subject Areas:** Constitutional Law; Leadership; National Security Law; Technology Law and Policy

Delivery Mode: Seminar

Days and Times: **Location**

Mon 6:00 PM - 8:00 PM HAU102

Course Description: Prerequisite: Enrollment is by permission of instructor. Interested students should email a CV and statement of interest to Mr. Baker at jbaker@law.harvard.edu. Please apply no later than August 1, 2023. Students will receive notification shortly thereafter.

Exam Type: No Exam. Students will be required to write 5 short thought papers during the semester and participate in a scenario exercise.

This seminar will address various aspects of the law governing national security as well as leadership and decision making in the national security law context. Topics will include constitutional issues regarding national security, electronic surveillance conducted pursuant to the Foreign Intelligence Surveillance Act (FISA), investigative tools authorized under the USA PATRIOT Act, and related topics. National security law is often inaccessible, and can be particularly hard to follow when divorced from the context of historical tradition, governmental structures, and the operational reality in which it functions. The course will aim to present national security law in context, exposing students as much as possible to the real-world effects of applicable legal standards and rules.

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Natural Law and Positive Law

Course #: 2192 **Term:** 2023FA **Faculty:** Sargentich, Lewis **Credits:** 1.00
Type: Elective **Subject Areas:** Jurisprudence and Legal Theory
Delivery Mode: Reading Group
Days and Times: Thu 1:30 PM - 3:30 PM **Location:** WCC3015

Course Description: Prerequisites: None
Exam Type: No Exam
We will look briefly at the classical debate between exponents of natural law (Thomas Aquinas) and positive law (John Austin). Then we will focus on debates in contemporary jurisprudence between legal positivists (H.L.A. Hart, Joseph Raz) and their opponents (Lon Fuller, Ronald Dworkin, John Finnis). The question throughout is: what is law’s relation to morality?
Note: This reading group will meet on the following dates: 9/7, 9/21, 10/5, 10/19, 11/2, 11/16

Natural Resources Law

Course #: 2193 **Term:** 2024SP **Faculty:** Mergen, Andrew **Credits:** 2.00
Type: Elective **Subject Areas:** Administrative and Regulatory Law; American Indian Law; Environmental Law and Policy
Delivery Mode: Course
Days and Times: Thu 6:00 PM - 8:00 PM **Location:** GRS110

Course Description: Prerequisites: None
Exam Type: In Class
This course is a survey of federal natural resources law with a particular emphasis on how courts resolve disputes in this area. Emphasis will be placed on ongoing legal disputes, including natural resources cases in the Supreme Court and the courts of appeals. The course will start with a review of the historical, constitutional, and administrative law underpinnings of modern day natural resources law. The remainder of the course will focus on the major federal natural resources statutes with an initial examination of two of the most fundamental and transformational statutes of modern natural resources law: the National Environmental Policy Act and the Endangered Species Act. The course will then move on to the major statutes governing public lands such as the National Forest Management Act, Federal Land Management & Policy Act, National Park Service Organic Act and laws addressing development of mineral resources on Federal lands. The course will conclude by turning to laws governing coastal and living marine resources such as the Coastal Zone Management Act, Outer Continental Shelf Lands Act, and Magnuson-Stevens Fishery Conservation Act. The course will weave in discussion of present-day controversies such as National Monument designations, and oil, gas, and mineral leasing and regulation on Federal lands.

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Negotiating Across Worldviews

Course #: 3263 **Term:** 2023FA **Faculty:** Seul, Jeffrey **Credits:** 3.00

Type: Elective **Subject Areas:** Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times: **Location**

Mon 6:00 PM - 9:15 PM WCC3019

Course Description: Prerequisite: There are no prerequisites for this course. If have taken another negotiation course at Harvard, you will find that this course builds upon and extends what you learned.

Exam Type: No Exam

Leaders and change agents of all kinds often must engage effectively with people whose worldviews are very different than their own. Conflicts involving deeply held values and other fundamental differences in perspective present special challenges and may require adjustments to approaches to negotiation we use in other situations. Through interdisciplinary readings, presentations, negotiation simulations, dialogue experiences, exercises, discussion, and reflective practices, this practice-focused, workshop style course aims to help participants become more aware of how their own and others’ worldviews influence conflicts involving identity-defining value differences and to help them become more effective negotiators.

Worldview conflict can arise in what we think of as private (e.g., business transactions), local (e.g., land use disputes), societal (e.g., the abortion debate), or global (e.g., climate change policy) contexts. We will consider the potential and challenges of negotiation across diverse contexts, taking up topics such as the comparative advantages and disadvantages, and interplay among, litigation, civil resistance, and negotiation as tools for social change and a bounded theory of pluralistic relativism as a response to the reality of moral diversity.

This course is intensive and time consuming. Because any absences deprive your peers of the chance to participate and learn from collaborative experiences, attendance for all class sessions is mandatory.

The course is limited to 48 students. In addition to participating in in-class activities, students will be expected to keep a journal and submit portions of it throughout the term and will participate in a small group dialogue that requires a modest commitment of time outside class. This course has no final examination.

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Negotiation Workshop

Course #: 2195 **Term:** 2024WS **Faculty:** Mnookin, Robert **Credits:** 4.00
Type: Multisection **Subject Areas:** Corporate and Transactional Law; Leadership; Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times:	Location
Mon 9:00 AM - 5:00 PM	LAN225
Tue 9:00 AM - 5:00 PM	LAN225
Wed 9:00 AM - 5:00 PM	LAN225
Thu 9:00 AM - 5:00 PM	LAN225
Fri 9:00 AM - 5:00 PM	LAN225

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
This course is co-taught by Robert Mnookin, Kathy Holub, Linda Netsch, Doug Stone, Chris Thorne, and Alain Verbeke.
Prerequisite: None
Exam Type: No Exam
*Cross-Registrants: Please note that cross-registrants interested in taking the Workshop must participate in the online application process for the Workshop. The deadline to apply is noon on October 4, 2023. For more information please visit the course website: <http://hnmcp.law.harvard.edu/application-crossreg/>. The credit breakdown for this seminar is as follows: four total credits with three credits awarded in the winter and one credit awarded in the spring.
Most lawyers, irrespective of their specialty, must negotiate. Litigators resolve far more disputes through negotiation than by trials. Business lawyers - whether putting together a start-up company, arranging venture financing, or preparing an initial public offering - are called upon to negotiate on behalf of their clients. Public interest lawyers, in-house counsel, government attorneys, criminal lawyers, tort lawyers, and commercial litigators all share the need to be effective negotiators.
This Workshop, by combining theory and practice, aims to improve both the participants understanding of negotiation and their effectiveness as negotiators. Drawing on work from a variety of research perspectives, the readings and lectures will provide students with a framework for analyzing negotiations and tools and concepts useful in negotiating more effectively. Participants will spend much of their time in a series of negotiation exercises and simulations, where as negotiators and critical observers, they will become more aware of their own behavior as negotiators and learn to analyze what works, what does not work, and why.
The Workshop is intensive and time-consuming. Participants should have no other work commitments during the winter term. Specifically, participants should be available each day from 9:00am until 5:00pm (although class will often end earlier). There will be simulations and videotaping on some evenings and some weekends. Class attendance is essential and required at all sessions including the evening and weekend sessions. Students may not take the Workshop if they have other courses or any other significant obligation during the winter term that conflict with the required course sessions of the Workshop. There will be no Workshop classes during the spring term.
Class attendance is required at all sessions, and please particularly note participants cannot miss any of the first day. The Workshop will begin at 9:00 am sharp on Tuesday, January 2, 2024. No one will be admitted to or allowed to complete the course who is not present when the course begins. Participants should adjust their travel plans accordingly. Please also note that the Workshop will have class on Saturdays (specific dates TBD). The Workshop will meet for its final class on Friday, January 19, 2024. The Workshop will be limited to 144 students who will be divided into six working groups of 24 each.

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Plenary sessions of the full class will be devoted to demonstrations, discussion problems, lectures, video and film. Much of the time devoted to exercises and simulations will take place in the smaller working groups, each of which will be led by an experienced instructor and a teaching assistant.

In addition to participating in the daily activities, students will be expected to keep a journal and write a short paper. The journal is submitted weekly. This course has no final examination and the short paper will be due during the spring semester in light of the intensity of the Workshop during the winter term.

During the first week of the Workshop, JD and LLM students will be given an opportunity to elect to take the Workshop on a credit/fail basis. For cross-registrants, the availability of the credit/fail option is dependent on the policies of their home school.

Note - Early Drop Deadline: The Workshop has an early drop deadline: Friday, November 3rd. The course may not be dropped after this date without the written permission of the instructor and students who drop after this date will receive a WD on their transcript.

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Negotiation Workshop

Course #: 2195 **Term:** 2024SP **Faculty:** Parrish, Deanna; Heen, Sheila; Chaffers, Michael **Credits:** 4.00

Type: Multisection **Subject Areas:** Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times:	Location
Thu 3:45 PM - 7:15 PM	AUS100
Wed 3:45 PM - 7:15 PM	AUS100

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
This course is co-taught by Deanna Pantín Parrish, Michael Chaffers, Lisa Dicker, Shane Hebel, Sheila Heen, and Neil McGaraghan.

Prerequisite: None
Exam Type: No Exam
*Cross-Registrants: Please note that cross-registrants interested in taking the Workshop must participate in the online application process for the Workshop. The deadline to apply is October 6, 2023. For more information please visit the course website: <http://hnmcp.law.harvard.edu/application-crossreg/>.

Lawyers—like all other professionals—must negotiate. Litigators resolve far more disputes through negotiation than by trial. Business lawyers, whether they are putting together a start-up company, arranging for venture financing, or preparing an initial public offering, are called upon to negotiate on behalf of their clients. Public interest lawyers, in-house counsel, government attorneys, criminal lawyers, tort lawyers, and commercial litigators all share the need to be effective negotiators. And all professionals negotiate within their own organizations for salaries, workload and roles, with constituents they represent, clients they serve, or co-founders they collaborate with.

Yet few professionals have studied the negotiation process or have any systematic understanding of why negotiations often fail, the dilemmas inherent in the process, or the skills necessary to be an effective negotiator.

By combining theory and practice, this Workshop aims to improve your analytical understanding of the negotiation process and your skill as a negotiator. The Workshop is designed to improve your ability to prepare for a negotiation, to engage others in joint problem-solving and decision-making, and to diagnose what is going wrong and what to do differently when negotiations break down. Above all, this Workshop will equip you to continue refining your skills as you gain more negotiation experience throughout the rest of your professional life.

The Workshop is intensive and time consuming. Because any absences deprive your peers of the chance to negotiate and learn, attendance for all class sessions is mandatory.

The Workshop integrates intellectual and experiential learning by combining short lectures with frequent exercises, extensive review, live and filmed examples, individual and small group reviews, and careful analysis of the negotiation process and the process of learning from experience.

The Workshop is limited to 144 students who are divided into six working groups of 24 students each. The teaching team consists of six faculty members; each Working Group is taught by one faculty member and one teaching assistant. All Working Groups follow a common syllabus that has been developed collaboratively by the senior teaching team.

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In addition to participating in the daily activities, students will be expected to keep a weekly journal and to produce a number of short, written products throughout the term. This course has no final examination.

During the first week of the Workshop, upperclass and LL.M. students will be given an opportunity to elect to take the Workshop on a credit/fail basis. We welcome cross-registrants, who enhance the richness of the experience for everyone. For cross-registrants, the availability of the credit/fail option is dependent on the policies of their home school.

Note - Early Drop Deadline: The Workshop has an early drop deadline: Friday, December 1st. The course may not be dropped after this date without the written permission of the instructor and students who drop after this date will receive a WD on their transcript.

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Negotiation Workshop (1L)

Course #: 1051 **Term:** 2024WI **Faculty:** Emery, Alonzo; Heen, Sheila **Credits:** 3.00

Type: 1lwinter **Subject Areas:** Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times:	Location
Wed 9:00 AM - 5:00 PM	AUS100
Thu 9:00 AM - 5:00 PM	AUS100
Fri 9:00 AM - 5:00 PM	AUS100
Mon 9:00 AM - 5:00 PM	AUS100
Tue 9:00 AM - 5:00 PM	AUS100

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Note: This course is restricted to first-year J.D. students only.

The drop deadline for 1L January Experiential Term (JET) classes is TBD. Students may not drop a course if they do not have an offer to enroll in a different JET course.

Successful completion of the Negotiation Workshop will satisfy pre-requisite requirements for upper-level courses and clinics.
1L JET courses are intensive learning courses. Class attendance is required in each course every day of the term, beginning (TBD). Students should plans accordingly and should not take on other work commitments during the term.

Exam Type: No Exam

You already negotiate every day: with friends about where to go to dinner; with classmates about their world views; and with family members about holiday plans. Anytime you are trying to influence someone else, anytime you have a problem to solve or a decision to make, you are negotiating. In fact, you may be negotiating with yourself right now as you try to decide what you want to learn, and how hard you want to work during the January term.

The same is true in your professional life. As an attorney, your ability to influence others determines your success. You will negotiate for assignments, for (more) humane working hours, and for equitable pay. With clients, your ability to deeply understand their interests and priorities will be crucial to negotiating successfully on their behalf with prosecutors and regulators; with counterparts in litigation; or in the course of exploring a possible deal. And, if you want to have sustained impact in society, your ability to thoughtfully collaborate with other organizations, influence decision-makers, and engage the public turns on your ability to negotiate skillfully.

This workshop is an immersive experience designed to provide you with the analytical tools and skills necessary to increase your self-awareness and reach better negotiation outcomes. You will engage in simulations daily that prime you to reflect on the choices you made while negotiating, notice the impact your choices had, and experiment with different approaches. To help you in this process, you will receive consistent feedback through a variety of means: from your peers following each simulation, from the teaching team in class and during negotiation video reviews, through written assignments, and through an intensive exercise that invites you to consider a difficult conversation from your own life. You will also discuss how your identities and various sources of power impact your negotiations.

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Above all, this Workshop will equip you with the skills necessary to continue refining your negotiation practice throughout the rest of your personal and professional life.

The Workshop is intensive and time-consuming. Participants should have no other work commitments during the winter term. Class attendance is essential and full attendance is required at all sessions including the first and last days of the workshop. Any interviews for summer employment should be scheduled outside of class time.

On most days the workshop runs from 9am to 4pm. There may be days throughout the winter term that require attendance beyond the scheduled times. You should expect that you will spend additional hours beyond scheduled class time debriefing 1-on-1 with classmates and preparing to negotiate the next day. Students also will be expected to keep a daily journal and write a final reflection piece synthesizing their learning from the term.

The 1L Negotiation Workshop was created by Michael Moffit, Gillien Todd, and Alonzo Emery and is led this year by Alonzo Emery with Ariel Eckblad, Debbie Goldstein, Sheila Heen, Pedro Spivakovsky-Gonzalez, Samuel Straus, and Gillien Todd, along with six Teaching Fellows. Enrolled students will be divided into working groups of 24 students each led by one of the faculty members listed here and a Teaching Fellow. Students will also engage with the entire Workshop faculty during larger group plenary sessions and lectures delivered by faculty members on a rotating basis.

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New Technologies and the Law of War

Course #: 2439 **Term:** 2023FA **Faculty:** Kalpouzos, Ioannis **Credits:** 2.00

Type: Elective **Subject Areas:** Human Rights; International Law; Jurisprudence and Legal Theory; National Security Law; Technology Law and Policy

Delivery Mode: Seminar

Days and Times: **Location**

Mon 3:45 PM - 5:45 PM WCC5048

Course Description: Prerequisites: None

Exam Type: No Exam

Changes in contemporary warfare are challenging the fundamental principles of its regulation and their application in practice. From the increasingly asymmetrical relationship in drone warfare against non-state armed groups, through cyberconflict involving both states and corporations, to the gradual move towards fully autonomous weapons, this seminar will offer an in-depth doctrinal analysis of how new weapons technologies are affecting the regulation of war. The course will place special focus on the law of targeting and will cover challenges across international humanitarian law (the law of armed conflict), international criminal law, and international human rights law.

These will include the principles of distinction and proportionality associated with urban warfare, non-state armed groups, and civilians directly participating in hostilities; weapons technology and the obligation to take all feasible precautions to protect the civilian population; the challenges of proving violations of international humanitarian law and the law of war crimes, including the question of intent, the ex post facto divination of the mind of the commander, and the questions of evidence, including through the use of Open Source Intelligence. The technologies considered will include those involved in remote targeted killings and the individualization of war; the evolution of cyber-weapons; finally, the evolution of artificial intelligence towards fully autonomous weapons. The latter will allow the course to relate the practical and doctrinal analysis to the fundamental questions posed by the mechanization of judgement in the conduct of war.

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Nietzsche for Lawyers

Course #: 2834 **Term:** 2023FA **Faculty:** Parker, Richard **Credits:** 2.00
Type: Elective **Subject Areas:** Kethledge, Raymond M.; Jurisprudence and Legal Theory; Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	HAU104

Course Description: Prerequisites: None
Exam Type: No Exam

"Truly speaking," wrote Emerson "it is not instruction, but provocation, that I can receive from another soul." In this course, we'll read selections by Nietzsche [plus one book: The Genealogy of Morals] in that spirit. The premise is that provocation by this Master Provocateur may be just the therapy that law students need. One former law student, after all, advised that anything we read "must be the axe for the frozen sea within us." [Kafka.]
In our last meeting, we'll discuss a great movie: Deer Hunter.

No prior study of Nietzsche is needed. His biography; his "intent"; the phases of his twenty-year career; the context [historical, philosophical] in which he wrote; his interpretation by others; indeed "the" meaning of his writing ... all of that fosters erudite avoidance ... and so will be out of bounds. The course is for "amateurs" able to take Nietzsches passionate, enigmatic words personally - and, so, able to be provoked by them.

Each student will volunteer to initiate discussion of at least one passage or problem each week. Short final paper required.

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Non-profit Organizations and Law

Course #: 2156 Term: 2023FA Faculty: Minow, Martha; Prasad, Sridhar Credits: 2.00
Type: Elective Subject Areas: Tax; Trusts and Estates; Tax; Private Room; Tax; Administrative and Regulatory Law; Private Law; Tax Law and Policy; Trusts, Estates, and Fiduciary Law

Delivery Mode: Course

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	GRS110

Course Description: Prerequisite: None
Exam Type: No Exam
Nonprofit organizations include large health care, educational, religious, arts, and political entities as well as small community services and advocacy efforts. Their vitality supports not only the people they directly serve but also the civil society that incubates new ideas, builds social capital, and strengthens democracy. Distinctive laws and traditions in the United States contribute to the dramatic growth of the nonprofit sector in size and influence. Also mounting is controversy over whether the benefits provided by nonprofit organizations justify their special statutory, regulatory, and tax treatment. This seminar will examine the historical and legal contexts for these debates and address: what justifies the rules governing nonprofit organizations? When should they be governed like private entities, when like public entities, and when like something different altogether? When and why are they exempted from taxation? To whom are they accountable? What cultural and legal changes should be promoted to address risks of self-dealing by nonprofit boards and staff; political debates over the benefits accorded to the sector, and related issues. Our focus on domestic nonprofits will include comparison with laws and practices of international nongovernment organizations.

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Nuts and Bolts of Forming a Venture Capital Fund

Course #: 2487	Term: 2023FA	Faculty: Reed, Sarah; Painter, Robin	Credits: 1.00
Type: Elective	Subject Areas: Finance, Accounting, and Strategy		
Delivery Mode: Course			
Days and Times:		Location	
Thu 6:00 PM - 8:00 PM		WCC3038	

Course Description: Prerequisites: None
Exam Type: No Exam

This course introduces students to the relationship between limited partner (LP) investors and the general partner (GP) managers of a VC fund. Among topics covered are (1) types of LPs; (2) due diligence performed by LPs; (3) the contractual relationship between LPs and the GP, including compensation of the GP; and (4) the post-closing relationship between LPs and the GP. Reading materials will consist mostly of contractual documents and practitioner articles. Grading will be based on weekly memos on the assigned readings.

Note: This course will meet over six weeks launching the week of October 3.

Note: This is the same offering as the Fall 2019 course, Investing in VC Funds. If you completed the previous course, you will not be eligible to enroll in this.

Organizing for Economic Justice in the New Economy

Course #: 2067	Term: 2023FA	Faculty: Block, Sharon	Credits: 2.00
Type: Elective	Subject Areas: Employment and Labor Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 3:45 PM - 5:45 PM		WCC3008	

Course Description: Prerequisites: None
Exam Type: No Exam

Even as we enter a period of tight labor markets and as workers in retail and warehousing form independent unions, the overall rate of workers in unions continues to decline. Income inequality accelerated during the pandemic. A growing category of people - "gig workers" - dont even know if they have an employer. The right to unionize has been eviscerated. In the face of these trends, how can working people organize and mobilize for economic justice? And what does the law do to enable or impede their efforts? A new generation of leaders is experimenting with innovative ways to enable workers to gain power in their workplaces, our communities and the economy. This course will explore the legal framework and challenges for these new organizations and movements, analyze their potential in achieving the scale and sustainability necessary to make lasting change, and challenge students to predict how the law can and should evolve to meet the needs of the next generation of American workers.

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Originalism and Its Discontents

Course #: 2766 **Term:** 2024SP **Faculty:** Sachs, Stephen **Credits:** 2.00

Type: Elective **Subject Areas:** Constitutional Law; Jurisprudence and Legal Theory

Delivery Mode: Seminar

Days and Times: **Location**

Thu 10:15 AM - 12:15 PM WCC3008

Course Description: Prerequisites: (A) One prior course on American constitutional law, and (B) one prior course on constitutional law, federal courts, administrative law, jurisprudence, or legislation / statutory interpretation. This prerequisite may be satisfied by equivalent coursework or waived with permission of the instructor.

Originalism is a major school of constitutional interpretation and an important field of study. Legal discussions and public debates regularly feature originalist arguments or criticisms of originalism. To engage these arguments, lawyers and citizens need to weigh the merits of a diverse set of originalist theories. This two-hour weekly seminar, focused on class discussion of the readings and response papers, is designed to acquaint you with originalist and nonoriginalist arguments; enable you to assess their strengths; and give you an opportunity to sharpen your own views.

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Oversight and Separation of Powers

Course #: 3272 **Term:** 2024SP **Faculty:** Gargeya, Medha **Credits:** 1.00

Type: Elective **Subject Areas:** Constitutional Law

Delivery Mode: Reading Group

Days and Times:	Location
Thu 6:00 PM - 8:00 PM	WCC3008

Course Description: Prerequisite: None
Exam Type: No Exam

The United States Congress wields investigatory powers to review, monitor, and supervise the executive branch’s implementation of public policy. This oversight authority takes many forms-committee hearings, investigations, subpoenas, requests for information, and reports-and has been exercised during several high-profile government controversies from the Teapot Dome Scandal to Watergate to January 6th.

Congresss oversight authority is considered essential to Congresss legislative powers under Article I and the separation of powers more broadly. Yet, scholars and government officials alike have observed that the executive branch has developed an expansive view of presidential power and executive privilege; one that stymies congressional requests for information and minimizes Congress’s oversight power as secondary to the executive’s ability to perform its constitutional responsibilities. Courts, wary of entering the political thicket, are forced to referee the branches’ competing views on their spheres of authority.

This reading group explores oversight as an interstitial ingredient in our system of separation of powers, and specifically examines the normative and positive dimensions of each branch’s role in the oversight process. Students will hear from former congressional staffers and executive branch officials with experience navigating oversight disputes and careers in this space.

Note: This reading group will meet on the following dates: February 1, February 22, February 29, March 21, April 4, April 18.

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Partnership Tax

Course #: 2298 **Term:** 2023FA **Faculty:** Abrams, Howard **Credits:** 3.00

Type: Elective **Subject Areas:** Tax; Tax; Tax; Corporate and Transactional Law; Tax Law and Policy

Delivery Mode: Course

Days and Times:	Location
Mon 4:00 PM - 5:30 PM	WCCB015
Tue 4:00 PM - 5:30 PM	WCCB015

Course Description: Prerequisites: Taxation or permission of the instructor to waive the prerequisite.
Exam Type: In Class
This class covers the formation, operation, and liquidation of all entities taxable as partnerships including general partnership, limited partnerships, and LLCs. Allocation of tax items among the partners under sections 704(b) and 704(c) are emphasized along with allocations of partnership indebtedness and inside basis adjustments. This is an important course for students interested in a career in tax law, private equity, or real estate.

Patent Law

Course #: 2197 **Term:** 2024SP **Faculty:** Fisher, William **Credits:** 4.00

Type: Elective **Subject Areas:** Intellectual Property

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC1015
Thu 1:30 PM - 3:30 PM	WCC1015

Course Description: Prerequisites: None

Exam Type: In Class

Roughly half of this course will examine and assess the legal rules in the United States and other countries governing patents. The other half will explore policy issues pertaining to patents. Those issues include: the determinants of scientific and technological innovation; the increasingly important roles played by standard setting organizations and the ways in which the legal system should regulate those organizations; the degree to which the patent system should differentiate among fields of technology; the appropriate treatment of reverse-payment settlement agreements; and the relative rights of employee inventors and their employers. Each week, one of the three classes will consist of a recorded lecture (available at <https://ipxcourses.org/lectures-2/>). The other two classes will consist of discussions of case studies, which are designed to explore in more depth the rules and policies introduced in the lectures and reading assignments.

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Patent Trial Advocacy

Course #: 2934 **Term:** 2023FA **Faculty:** Tompros, Louis **Credits:** 3.00
Type: Elective **Subject Areas:** State and Federal Courts; Civil Litigation; Courts, Jurisdiction, and Procedure; Intellectual Property; Technology Law and Policy

Delivery Mode: Course

Days and Times:	Location
Thu 10:30 AM - 12:00 PM	WCC3018
Fri 10:30 AM - 12:00 PM	WCC3018

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: There are no formal prerequisites or co-requisites, although an understanding of the rules of evidence is assumed for the trial at the end of the course. For this reason, students who are unfamiliar with the rules of evidence are encouraged to take Evidence simultaneously. No technical background or prior experience with patent law is required.
Exam Type: No Exam

This three-credit simulation course will allow students to act as trial counsel in a federal civil action, from the initiation of litigation through trial and judgment, in the unique context of a patent case. Patent trials present particular challenges for lawyers. Effective patent litigators must be strong courtroom advocates, but must also be able to teach technical concepts effectively to both judges and juries, all the while navigating the doctrinally complex and policy-driven world of patent law.

Students will prepare briefs, make oral arguments before a federal judge, take and defend depositions, develop and deliver opening and closing statements, and present and cross-examine witnesses. The course will follow a patent-focused hypothetical case through early stage litigation, a claim construction hearing, depositions, motions in limine, and trial. The first two thirds of the course will cover the pretrial phase, and the last third will be trial preparation, culminating in a student-litigated simulated patent jury trial. (Please note: portions of the jury trial may take place outside of the scheduled class block, but student schedules will be accommodated.)

The course will focus on a patent case as an example of a challenging civil trial, and students will get grounding in patent law as part of the simulation. The focus of the course will, however, be on teaching the broader litigation skills necessary to present technically and legally complex cases to judges and juries.

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Pathways to Leadership Workshop for the Public Sector

Course #: 1056 **Term:** 2024WI **Faculty:** Crawford, Susan **Credits:** 2.00

Type: 1lwinter **Subject Areas:** Leadership

Delivery Mode: Course

Days and Times: **Location**

Mon 10:00 AM - 12:30 PM

Tue 10:00 AM - 12:30 PM

Wed 10:00 AM - 12:30 PM

Thu 10:00 AM - 12:30 PM

Fri 10:00 AM - 12:30 PM

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Classroom: Milstein East C
Note: This course is restricted to first-year J.D. students only.

The drop deadline for 1L January Experiential Term classes is December 1, 2023. Students may not drop a course if they do not have an offer to enroll in a different January Experiential Term course.

1L January Experiential Term courses are intensive learning courses. Class attendance is required in each course every day of the term. Students should plan accordingly and should not take on other work commitments during the term.

Exam Type: No Exam

Do you have the feeling that you want to change something? Maybe theres a pressing problem in your hometown that needs solving or a policy issue you just can’t stop thinking about. Maybe youd like to lead that effort. Maybe this feeling is what brought you to law school in the first place.

The Pathways to Leadership Workshop for the Public Sector will provide you with an opportunity to reconnect with your sense of purpose. Through a mixture of case studies drawn from the public sector, interactive exercises, extensive work in teams, and daily discussions with visionary government leaders, students will develop their capacity to make change. Projects undertaken in small groups will facilitate learning about intentional team-formation, leadership and working style self-knowledge, appreciation of diversity on teams, the various forms of intelligence and knowledge-acquisition, network development, giving feedback, effective listening, the psychology of motivation and influence, and leadership-oriented communication and presentation skills. The workshop will culminate with a final exercise that requires each team to work together to tackle a difficult problem.

Note: There may be days throughout the winter term that require attendance beyond the scheduled times. Please refer to the course syllabus and page for more information.

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Philosophical Analysis of Legal Argument: The Logocratic Method in an Uncertain Time

Course #: 2526 **Term:** 2023FA **Faculty:** Brewer, Scott **Credits:** 2.00

Type: Elective **Subject Areas:** Kethledge, Raymond M.; Jurisprudence and Legal Theory

Delivery Mode: Seminar

Days and Times: **Location**

Tue 6:00 PM - 8:00 PM WCC5048

Course Description: Prerequisites: None
Exam Type: No Exam

Ours is a time fraught with uncertainty about the stability and legitimacy of political and legal institutions and the security of our individual health and that of the planet. To a surprising extent, the human capacity to make, receive, and be convinced by arguments is central to the way we make sense of information about both our individual lives and the world in general. Arguments are also central to the operations of vital domains of life, including politics (think about the political effects of social media), law (think about the contentious issues that come before the Supreme Court as well as who should sit on the Court), and everyday life (think about urgent decisions to be made about public health and personal precaution during a pandemic). This course presents a detailed philosophical examination of arguments and their operation and effects in legal, political, and everyday life. The course framework is the Logocratic Method, a systematic method for understanding the nature of arguments and their principal uses, which can enhance one's ability both to make and to critique arguments. Although the Logocratic Method applies to arguments in any domain, our principal focus will be on legal and political arguments. From a Logocratic point of view, these tools of analysis are to lawyering and political persuasion as materials engineering is to architecture. One must know the strengths and the weaknesses of the materials from which an edifice is built, and, no less importantly, the different ways in which these materials can be strong or weak, lest it collapse under its own weight -- whether the edifice is a dome atop a cathedral, an argument for plaintiff, prosecutor, or defendant, or an argument for the electability of a candidate or in favor of or in opposition to a legislative policy. Readings are from philosophers, legal and political theorists, as well as from cases, statutes, and political speeches. Although the course introduces and uses some basic techniques from formal logic (familiar to all LSAT-takers!), this course presupposes no background in logic or philosophy. Work for the course consists of class participation and a paper that applies the methods learned in the course to a case or political speech (to be agreed in consultation with the professor). Cross-registrants are welcome. Anyone seeking information about this course should feel free to contact Professor Scott Brewer at sbrewer@law.harvard.edu.

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Polarities: Harnessing the Power of Opposites to Lead Effectively

Course #: 3181 **Term:** 2023FA **Faculty:** Miller, Betsy **Credits:** 2.00
Type: Elective **Subject Areas:** Leadership; Legal Profession and Ethics; Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times:	Location
Thu 3:45 PM - 7:00 PM	WCC5044

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: Students may enroll in this course if they have completed any of the following offerings: Negotiation Workshop; Leadership Fundamentals; Adaptive Leadership; Legal Innovation through Design Thinking; or Applying Adaptive Leadership to Thrive and Lead Change during Uncertain Times; or students may receive permission from the instructor to waive the prerequisite.
Exam Type: No Exam

Lawyers must be skilled at advocacy and inquiry. We should tell clients the candid truth and deliver this message diplomatically. We have a duty to respect the law and a calling to evolve it.

We all face situations where our choices feel diametrically opposed, yet neither option is sufficient on its own. For example, should I prioritize my own needs or the needs of others? As a leader, is it more important to focus on action or reflection? Should I press for change, or keep things stable? Is it better for society to value justice or mercy?

This juxtaposition of opposites tricks us into thinking we must choose one Or the other - and sometimes that is true. But the examples above are a special type of opposites, called Polarities. With Polarities, the opposites are interdependent, meaning that the path to success requires us to pursue Both. Some examples of Polarities are simple: Our bodies require both Rest and Activity. Our lungs must inhale and exhale. As for the more nuanced examples of polarities above: We should focus on our own needs and the needs of others; effective leaders take action and spend time in reflection; it is useful to promote change and maintain a stable core; and, to function properly, societies should honor the principles of justice and mercy.

The instinct to choose isn’t our fault. In fact, it has been key to our survival. The human brain evolved to help us make decisions quickly. The impulse to make Either/Or choices serves us when faced with a dilemma, but it is limiting when faced with a Polarity. Polarities are all around us. Being able to see and leverage them is a critically important leadership skill.

What you will learn and experience:

In this interactive seminar, we will work as a class, in small groups, and individually to:

- Understand and apply the Polarities framework to challenges of Self, Leadership, and Society.
- Learn how to identify, map, and navigate core polarities and apply this new awareness in our own lives, organizations, and the larger world around us.
- Take the Key Polarity Indicator, an assessment that provides customized insight into your preferences for certain opposites.
- Have the opportunity for a one-hour, confidential debrief session with the Professor to unpack the results of your KPI and make an action plan forward.
- Build the capacity to identify and manage conflicting values with curiosity and respect.

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The result of this course will be enhanced leadership potential, professional maturity, and a greater ability to unlock the increasingly complex world that awaits after graduation.

WorkloadStudents should expect approximately 60-90 minutes per week on class reading, and 60-90 minutes per week on short reflection papers (2-3 pages) and / or polarities mapping exercises. At the end of the course, there will be a final paper regarding key learnings from the course (approximately 10 pages). Over the course of the semester, including the final paper, students will submit a total of 15-20 pages of written work product.

Note: This course will meet over 8 sessions, beginning on September 28 (after the conclusion of TAW).

Policing in America: The Good, the Bad and The Ugly

Course #: 2870	Term: 2024SP	Faculty: Umunna, Dehlia	Credits: 2.00
Type: Elective	Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Criminal Law and Procedure; Race and the Law		

Delivery Mode: Seminar

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	WCC3038

Course Description: Prerequisites: None
Exam Type: No Exam
Law enforcement in the United States plays a critical, often life-altering role in its citizenrys life. More than 19,000 local, state and federal law enforcement employ nearly 450,000 officers. Police officers are involved in the prosecution of approximately twelve million criminal offenses each year and conduct over 11 million arrests. They are also responsible for the deaths of about 950 people per year since 2015. This seminar examines the establishment, role, and function of police in a democratic society. It will provide a foundation in the history of police and community relationships, police work, police culture/behavior, police discretion and control, police legitimacy and public support, community policing, use of force, institutional bias, and racial justice. We will also analyze why law enforcement is such a polarizing societal issue. Experiences in the class will include conversations with local police commissioners and police officers, touring local prisons or jails, meetings with citizens whose lives have been impacted by their interaction with police officers, and a wide variety of written texts, including essays and case studies.

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Policy Advocacy Workshop

Course #: 2583 **Term:** 2024SP **Faculty:** Broad Leib, Emily; Block, Sharon **Credits:** 2.00
Type: Elective **Subject Areas:** Health Fee; Health/Bioethics/Biotechnology; Administrative and Regulatory Law; Health, Food, and Drug Law

Delivery Mode: Seminar

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC4059

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisite: This seminar is open to LLM students by permission.
Exam Type: No Exam
The Policy Advocacy Workshop is a hands-on seminar that will explore the methods, tools, and skills used to conduct legislative and regulatory advocacy. Many law students are interested in using their legal education as a pathway to engage in policymaking. This course will provide students with a range of active opportunities to learn about, discuss, and practice written and oral policy advocacy via simulations and assignments.
Students will learn about the process of issue spotting policy opportunities, developing policy advocacy campaigns, drafting legislation and regulations, and using written and oral advocacy to push for policy change. Students will learn how to effectuate policy reforms that could have real world application by drafting written materials and presenting oral advocacy to demonstrate an implementation strategy for a range of policy reform ideas.
After a few weeks of introductory reading and discussion, there will be short written assignments or preparation for in-class simulations due each week. The students not participating in the assignment for the week will workshop and provide input on the writing and presentations of their classmates, and discuss strategies and skills for improvement.
Each week will focus on a different type of skill or written document relevant to policy advocacy. These will include:

- Issue spotting and policy development
- Petitioning agencies and commenting on agency regulations
- Legislative research and drafting
- Writing policy briefs
- Communications and media strategy
- Grassroots advocacy
- Creating fact sheets and sign-on letters
- Testifying for policymakers

Classroom sessions will also include presentations from guest lecturers who have relevant policy experience, including advocacy organizations, think tanks, and policymakers. Rather than a final examination, grades will be determined on the basis of their written submissions, in-class role plays, class participation, and a final project.
This course satisfies the clinical seminar requirement for both the Food Law & Policy Clinic and the Health Law & Policy Clinic. The drop deadline for students enrolled in this course in a clinical seat is December 8, 2023.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Political Economy and Its Future

Course #: 2390 **Term:** 2024SP **Faculty:** Unger, Roberto Mangabeira **Credits:** 2.00

Type: Elective **Subject Areas:** Legal & Political Theory

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 3:00 PM	AUS100

Course Description: Prerequisites: None

Exam: No Exam; Paper in lieu of examination

The world’s economic and political order reels under mounting challenges: the global financial crisis, the austerity debacle, a slowdown in economic growth and productivity, the aggravation of inequality and the inadequacy of conventional responses to it, the discrediting of the Washington Consensus, the globalization backlash, the re-emergence of nationalist politics in Europe and the United States, and a contest over the meaning, value, and requirements of democracy. We examine connections among these phenomena and explore alternative ways of thinking about contemporary market economies and their reconstruction. We organize the course around four related themes: the worldwide financial and economic crisis of the recent past and its management; the effort to promote socially inclusive economic growth in richer as well as in poorer countries; the nature, fate, and dissemination of the new knowledge-intensive style of production; and the past, present, and future of globalization.

Students should have some previous acquaintance with economics but no advanced economic training is required. The course is open to undergraduate and graduate students outside as well as within economics. Readings will be drawn from the classic and contemporary literatures of economics, political science, philosophy, and social theory.

Extended take-home examination/Writing assignments.

Note: This course is jointly-listed with FAS as GOV 1025 and HKS as DEV-233.

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Poverty Law Workshop: Leveraging the Safety Net to Address Homelessness & Advance Equity

Course #: 3119 **Term:** 2023FA **Faculty:** McCormack, Julie; Gwin, Elizabeth **Credits:** 2.00
Type: Elective **Subject Areas:** Kethledge, Raymond M.; Kethledge, Raymond M.; Poverty Law and Economic Justice

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC4063

Course Description: This fall course satisfies the clinical seminar requirement for students enrolled in the Safety Net Project of the Veterans Law and Disability Benefits Clinic. Fall or Spring clinical students may enroll in this Poverty Law Workshop as an alternative to the "Veterans Law and Disability Benefits Clinical Seminar." The Office of Clinical and Pro Bono Programs will coordinate your registration in this workshop if you are enrolled in the clinic and would like to work with the Safety Net Project. The drop deadline for students enrolled in this course in a clinical seat is August 18, 2023 (for Fall clinical students) or September 1, 2023 (for Spring clinical students.)
Prerequisites: None.
Exam Type: No Exam

Low-income Americans, especially those experiencing homelessness, must contend with a vast patchwork of federal and state public benefits programs. This course will provide an essential grounding in these safety net programs for law students interested in anti-poverty work and public interest law careers, including future legal aid attorneys, public defenders, policy advocates, government leaders, and attorneys engaging in pro bono work.

The primary objective of this course is to examine the unique legal issues of economically vulnerable and marginalized populations - especially those experiencing homelessness or housing insecurity - and consider whether the legal system provides access to justice, in the programs that make up our social safety net. We will look at the forces creating homelessness and economic distress, discuss the historical and contemporary challenges of safety net programs (including systemic biases and disparate impact), and identify effective advocacy strategies for public interest attorneys working with low-income clients and people experiencing homelessness. These themes will be explored through trainings, readings, discussions, presentations by experts and service providers, and in-class exercises. Each week, we will provide substantive legal trainings in key state and federal safety net programs such that, by the end of the course, students will have a strong foundational knowledge of public assistance programs that will enhance students' ability to work with low-income clients or people experiencing homelessness.

This course is designed to help students engage in critical thinking and develop practical skills for working directly with low-income clients and those who are homeless or at risk of homelessness, and to inform and contextualize substantive law and policy reform discussions on the topics covered. The course offers essential information about safety net programs to complement any particular substantive course of study that an individual law student may be pursuing (for example in Environmental Law, or Tax Law), and also as a complement to Clinical or Student Practice Organization experiences. While we will be discussing national programs and trends, the course will focus at various points on the unique issues facing local people experiencing homelessness in Massachusetts and our Greater Boston communities.

Students will be expected to engage in discussions with their peers and guest speakers in class, master the basic rules of safety net programs discussed in class, participate in in-class exercises, and create and present an advocacy plan responding to a particular policy issue or on behalf of a client.

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Presidential Campaign Lawyering

Course #: 3281 **Term:** 2024WI **Faculty:** Remus, Dana; Carryl, Kareem **Credits:** 2.00

Type: Elective **Subject Areas:** Election Law and Democracy

Delivery Mode: Course

Days and Times:	Location
Thu 9:00 AM - 12:00 PM	HAU104
Fri 9:00 AM - 12:00 PM	HAU104
Mon 9:00 AM - 12:00 PM	HAU104
Tue 9:00 AM - 12:00 PM	HAU104
Wed 9:00 AM - 12:00 PM	HAU104

Course Description: Prerequisites: None

Exam Type: None. Students will be evaluated on in-class participation and a course paper.

Presidential campaigns play a central role in the democratic process. At their best, they bring important domestic and foreign matters to the fore, facilitate the exchange of ideas between candidates and communities, and inspire Americans to exercise their right to vote in the electoral process. But at the same time, presidential campaigns have come under increasing scrutiny for becoming protracted and expensive. They have accelerated the polarization of the country’s politics and, through negative campaigning and opponent attacks, have arguably harmed public discourse generally. For candidates, the road to the White House and to a successful Administration thereafter is paved by a successful campaign, which depends on navigating the complex legal and ethical landscape governing its activities. Presidential Campaign Lawyering focuses on this important work through the lens of the individual tasked with this responsibility: the General Counsel.

Students will receive an introduction to the substantive legal and ethical issues relevant to presidential campaign lawyering, including voting and election laws, federal campaign finance law, constitutional law, contract law, and more. We will explore these areas of law through the arc of the campaign cycle, ranging from the startup, the primaries and general election, the post-election certification of votes, and the meeting of the Electoral College. The course will involve readings and media from a wide range of sources, including case studies, statutes and regulations, and case law. Readings and classroom discussions will be supplemented by a number of guest speakers who will offer insights and experiences with respect to presidential campaign lawyering.

Note: This course will meet for the first two weeks of the winter term from January 2-12, 2024.

This course is not available for cross-registration.

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Presidential Power in an Era of Conflict

Course #: 2949	Term: 2024SP	Faculty: Eggleston, W. Neil	Credits: 2.00
Type: Elective	Subject Areas: State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure		
Delivery Mode: Seminar			
Days and Times:		Location	
Mon 3:45 PM - 5:45 PM		WCC3012	

Course Description: Prerequisites: Constitutional Law: Separation of Powers, Federalism, and Fourteenth Amendment

Exam Type: No Exam

This course will explore the modern exercise of Presidential power in foreign affairs, military and covert actions, domestic affairs, and executive actions. We will consider the Vesting Clause, the Necessary and Proper Clause, and the Take Care Clause; the Presidents war powers, treaties, and other diplomacy; the appointment and confirmation of Officers; the power to grant pardons and commutations; and ethical issues in Presidential administrations. The course will examine the extent of and constraints on Presidential power and the ways in which executive branch conflicts with the other two branches of government are addressed and resolved. While focusing on contemporary issues and recent disputes, the course will draw on historical precedent to give students a grounded and contextual understanding of Presidential power.

Note: This seminar is not available for cross-registration.

This offering substantially overlaps with Professor Prakash's reading group, Readings in Presidential Power. Students cannot enroll in both for credit.

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Prison Law

Course #: 2394

Term: 2024SP

Faculty: Nimni, Oren

Credits: 3.00

Type: Elective

Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Criminal Law and Procedure

Delivery Mode: Course

Days and Times:	Location
Mon 8:30 AM - 10:00 AM	WCC2009
Tue 8:30 AM - 10:00 AM	WCC2009

Course Description: Prerequisite: None
Exam Type:Any day take home

While courses in criminal law tend to focus on the front end of the criminal legal process (investigation, prosecution, and verdict), this course focuses on the back end: the law of incarceration. What legal obligations does the state have toward those it incarcerates? Topics to be covered include: the evolution of prison rights litigation; the scope of constitutional rights in prison; the prison disciplinary process; the interaction of prison law and remedies; conditions of confinement; medical and mental health care; sexual assault; the intersection of prison law and race, and prison law and gender identity; religious freedom; the enforcement of disability law inside prisons; immigration detention; and alternatives to an American-style carceral system. There will also be a focus on legal practice-how lawyers litigate prison rights cases in modern federal courts.

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Privacy Law

Course #: 3241 **Term:** 2023FA **Faculty:** Nielsen, Aileen **Credits:** 4.00
Type: Elective **Subject Areas:** Contracts; Torts; Contracts; Torts; Contracts; Torts; Constitutional Law; Contracts; Technology Law and Policy; Torts

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	GRS110
Fri 10:15 AM - 12:15 PM	GRS110

Course Description: Prerequisite: None
Exam Type: In Class

Privacy is a key concern motivating legal challenges to private firms and public entities alike. Further, privacy is a key regulatory concern of important industrial sectors, most notably healthcare, finance, education, communications, and technology. Questions of privacy are therefore increasingly common, and essential to practitioners across a wide variety of legal practice areas. This course surveys the legal frameworks in the United States that define and govern privacy, including constitutional, statutory, and common law sources. Topics will include the goals of privacy law, the trade-offs between privacy and other social values and legal rights, a critical examination of domain-specific statutory privacy protections, and ongoing legislative reform. The course will also include discussions of international approaches to privacy law, with a particular emphasis on European data protection, policing, and surveillance laws. The course includes discussion of topics that go beyond the domain of information privacy law, including advertising law, consumer protection, intellectual property, and family law, where relevant to core privacy law topics.

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Private Equity: Practice and Policy

Course #: 2266 **Term:** 2023FA **Faculty:** Robertson, Johnathan **Credits:** 1.00
Type: Elective **Subject Areas:** Contracts; Contracts; Contracts; Contracts; Corporate and Transactional Law; Finance, Accounting, and Strategy; Negotiation and Alternative Dispute Resolution

Delivery Mode: Reading Group

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	GRS110
Tue 6:00 PM - 8:00 PM	GRS110

Course Description: Prerequisite: None
Exam Type: No Exam

This Reading Group will provide students with an overview of private equity and explore various policy implications associated with the growth of private equity firms and transactions. The Reading Group will utilize a case study based on an actual private equity transaction in order to place students in the role of a private equity firm considering the acquisition of a portfolio company and later selling that same business. The case will be used over the course of the Reading Group to introduce the practice of private equity, examine common legal issues which arise in the course of private equity transactions, practice valuation techniques in a realistic scenario, explore a typical purchase agreement, and delve into the policy implications of the growth of private equity. We will be joined by guests with deep private equity expertise and experience.

Note: This reading group will meet over three weeks on the following dates: 9/11, 9/12, 10/23, 10/24, 11/13, and 11/14

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Private Law Workshop

Course #: 2206	Term: 2023FA	Faculty: Smith, Henry; Brady, Maureen	Credits: 2.00
Type: Elective	Subject Areas: Real Estate/Property; Contracts; Property; Torts; Contracts; Property; Torts; Contracts; Property; Torts; Private Room; Contracts; Jurisprudence and Legal Theory; Private Law; Property; Torts		
Delivery Mode: Seminar			
Days and Times:		Location	
Wed 1:30 PM - 3:30 PM		HAU105	

Course Description: Prerequisite: Admission is by permission of the instructors. Students who wish to be considered for the seminar should submit a brief (1-2 paragraph) statement of interest and their CV to Henry Smith (hesmith@law.harvard.edu). Recommended deadline for consideration is July 28, 2023, however, applications will be considered on a rolling basis.
Exam Type: No Exam

This workshop will explore the foundations of private law - property, contracts, torts, and restitution. Emphasis will be on theories that offer explanations, justifications, and criticisms of architectural features of these areas of law and of their connections to one another. Sessions will be devoted to paper presentations by outside speakers and to discussions of classic and contemporary works reflecting philosophical, historical, and economic approaches to private law topics.

Processes of International Negotiations

Course #: 3265	Term: 2024SP	Faculty: McClintock, Elizabeth	Credits: 3.00
Type: Elective	Subject Areas: Negotiation and Alternative Dispute Resolution		
Delivery Mode: Course			
Days and Times:		Location	
Tue 6:00 PM - 9:15 PM		WCC3019	

Course Description: Prerequisite: None
Exam Type: No Exam

This course explores the processes, rather than specific substantive issues, of international negotiation. The course examines questions of process design, process management, value creation and distribution in the context of a range of international negotiations.

Using case studies, exercises and simulations, the course examines the characteristics of negotiation in the international setting; principal-agent tensions; power; psychological processes; and the specific challenges of multilateral negotiations. Students will also learn several strategies for more effectively managing difficult communication and conflict scenarios and analyze how individual dynamics might affect the larger negotiation process.

Student performance will be evaluated based on the quality of their class participation, engagement in simulations and small group work, and the depth and quality of their analysis on required written assignments. Students will receive individualized feedback on all assignments.

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Progressive Alternatives: Institutional Reconstruction Now

Course #: 2391 Term: 2024SP Faculty: Unger, Roberto Mangabeira Credits: 2.00

Type: Elective Subject Areas: Legal & Political Theory

Delivery Mode: Course

Days and Times: Location

Wed 1:00 PM - 3:00 PM AUS111

Course Description: Prerequisites: None

Exam: No Exam; Paper in lieu of examination

An exploration of the past and future agenda of progressives, whether self-described as liberals or as leftists. What should they propose, now that they no longer believe in the usefulness of governmental direction of the economy or in the sufficiency of redistributive social programs? A basic concern is the relation of programmatic thought to the understanding of change and constraint.

In the recent historical period, progressives have sought to humanize the established order rather than to reimagine and remake it. Here the main focus is on institutional or structural change in the market system and in democratic politics. Among the themes to be discussed are the nature and future of the knowledge economy, the status of labor vis-a-vis capital, the relation of finance to production, the making of a high-energy democracy that no longer needs crisis to make change possible, and the education required by such economic and political alternatives. A central theme throughout is the content and implications of the idea of freedom.

Note: This course is jointly offered with FAS as Government 1092 and HKS as DPI-348. It is open to graduate and undergraduate students alike.

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Property 1

Course #: 1004 **Term:** 2023FA **Faculty:** Mann, Bruce **Credits:** 4.00

Type: 1course **Subject Areas:** Real Estate/Property; Property; Property; Property; Property; Property

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:40 AM	WCC1023
Tue 10:20 AM - 11:40 AM	WCC1023
Wed 10:20 AM - 11:40 AM	WCC1023

Course Description: Exam Type: One Day Take-Home
This course deals with characteristic arrangements under American law for the creation and transfer of rights to control and exploit property. The relationships of these arrangements to efficient resource use, the pattern of wealth distribution, and other social concerns will be explored as they are reflected in both judicial decision-making and legislative reform. Subject to variations of emphasis among professors, topics will cover aspects of commercial land transfers such as sale contracts, mortgages, leases, conveyances, recording, and other methods of title assurance; and means of limiting private land-use in the public interest such as zoning, health and safety regulations, protection of minority or economically disadvantaged groups, eminent domain, and taxes. The historical categories and assumptions of American real property law will be considered with a view to examining their relevance to modern social and economic conditions.

Property 2

Course #: 1004 **Term:** 2024SP **Faculty:** Mack, Kenneth **Credits:** 4.00

Type: 1course **Subject Areas:** Real Estate/Property; Property; Property; Property; Property; Property

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:05 PM	WCC1010
Tue 3:45 PM - 5:05 PM	WCC1010
Wed 3:45 PM - 5:05 PM	WCC1010

Course Description: Exam Type: One-Day Take-home
This course deals with characteristic arrangements under American law for the creation and transfer of rights to control and exploit property. The relationships of these arrangements to efficient resource use, the pattern of wealth distribution, and other social concerns will be explored as they are reflected in both judicial decision-making and legislative reform. Topics will cover aspects of commercial land transfers such as leases, conveyances, recording, and other methods of title assurance; the role of property law in producing and remedying racial and economic inequality; private land use planning methods; and zoning, health and safety regulations, and takings doctrine. The historical categories and assumptions of American real property law will be considered with a view to examining their relevance to modern social and economic conditions.

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Property 3

Course #: 1004 Term: 2023FA Faculty: Brady, Maureen Credits: 4.00

Type: 1lcourse Subject Areas: Real Estate/Property; Property; Property; Property; Property

Delivery Mode: Course

Days and Times:	Location
Tue 10:15 AM - 12:15 PM	WCC1015
Wed 10:15 AM - 12:15 PM	WCC1015

Course Description: Exam Type: One-Day Take-Home

This course deals with characteristic arrangements under American law for the creation and transfer of rights to control and exploit property. The relationships of these arrangements to efficient resource use, the pattern of wealth distribution, and other social concerns will be explored as they are reflected in both judicial decision-making and legislative reform. Subject to variations of emphasis among professors, topics will cover aspects of commercial land transfers such as leases, conveyances, recording, and other methods of title assurance; the role of property law in producing and remedying racial and economic inequality; private land use planning methods; and zoning, health and safety regulations, and takings doctrine. The historical categories and assumptions of American real property law will be considered with a view to examining their relevance to modern social and economic conditions.

Property 4

Course #: 1004 Term: 2023FA Faculty: Smith, Henry Credits: 4.00

Type: 1lcourse Subject Areas: Real Estate/Property; Property; Property; Property; Property

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:40 AM	WCC2012
Tue 10:20 AM - 11:40 AM	WCC2012
Wed 10:20 AM - 11:40 AM	WCC2012

Course Description: Exam Type: In Class

This course deals with characteristic arrangements under American law for the creation and transfer of rights to control and exploit property. The relationships of these arrangements to efficient resource use, the pattern of wealth distribution, and other social concerns will be explored as they are reflected in both judicial decision-making and legislative reform. Subject to variations of emphasis among professors, topics will cover aspects of commercial land transfers such as sale contracts, mortgages, leases, conveyances, recording, and other methods of title assurance; and means of limiting private land-use in the public interest such as zoning, health and safety regulations, protection of minority or economically disadvantaged groups, eminent domain, and taxes. The historical categories and assumptions of American real property law will be considered with a view to examining their relevance to modern social and economic conditions.

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Property 5

Course #: 1004 **Term:** 2024SP **Faculty:** Singer, Joseph **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Real Estate/Property; Property; Property; Property; Property; Property

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM WCC1015

Tue 1:30 PM - 3:30 PM WCC1015

Course Description: Exam type: One-Day Take-home
This course deals with characteristic arrangements under American law for the creation and transfer of rights to control and exploit property. The relationships of these arrangements to efficient resource use, the pattern of wealth distribution, and other social concerns will be explored as they are reflected in both judicial decision-making and legislative reform. Topics will cover aspects of commercial land transfers such as leases, conveyances, recording, and other methods of title assurance; the role of property law in producing and remedying racial and economic inequality; private land use planning methods; and zoning, health and safety regulations, and takings doctrine. The historical categories and assumptions of American real property law will be considered with a view to examining their relevance to modern social and economic conditions.

Property 6

Course #: 1004 **Term:** 2023FA **Faculty:** Mann, Bruce **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Real Estate/Property; Property; Property; Property; Property; Property

Delivery Mode: Course

Days and Times: **Location**

Mon 3:45 PM - 5:05 PM WCC1015

Tue 3:45 PM - 5:05 PM WCC1015

Wed 3:45 PM - 5:05 PM WCC1015

Course Description: Exam Type: One Day Take-Home
This course deals with characteristic arrangements under American law for the creation and transfer of rights to control and exploit property. The relationships of these arrangements to efficient resource use, the pattern of wealth distribution, and other social concerns will be explored as they are reflected in both judicial decision-making and legislative reform. Subject to variations of emphasis among professors, topics will cover aspects of commercial land transfers such as sale contracts, mortgages, leases, conveyances, recording, and other methods of title assurance; and means of limiting private land-use in the public interest such as zoning, health and safety regulations, protection of minority or economically disadvantaged groups, eminent domain, and taxes. The historical categories and assumptions of American real property law will be considered with a view to examining their relevance to modern social and economic conditions.

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Property 7

Course #: 1004	Term: 2024SP	Faculty: Benkler, Yochai	Credits: 4.00
Type: 1lcourse	Subject Areas: Real Estate/Property; Property; Property; Property; Property		
Delivery Mode: Course			
Days and Times:		Location	
Thu 1:30 PM - 3:30 PM		WCC1023	
Fri 1:30 PM - 3:30 PM		WCC1023	

Course Description: Exam Type: One Day Take-Home
Basic introduction to property and the role of law in the construction of markets and social relations; an introduction to the vocabulary and grammar of legal forms; and initial development of skills in institutional design and critical examination of the effects of different legal arrangements on the social and economic relations they regulate.

Psychedelic Law

Course #: 3284	Term: 2024SP	Faculty: Cohen, I. Glenn; Marks, Mason	Credits: 1.00
Type: Elective	Subject Areas: Not Applicable		
Delivery Mode: Reading Group			
Days and Times:		Location	
Tue 3:45 PM - 5:45 PM		WCC5044	

Course Description: Prerequisite: None
Exam Type: No Exam

This reading group analyzes local, state, federal, and international laws governing psychedelic substances such as psilocybin, mescaline, ibogaine, and dimethyltryptamine (DMT). Topics of discussion include the regulation of psychedelic production, possession, sales, and use in the contexts of research, healthcare, commerce, spirituality, and Indigenous traditions. Students will learn about current legal debates, relevant statutes such as the Controlled Substances Act and Religious Freedom Restoration Act, applicable international treaties and sections of the U.S. Constitution, the role of agencies such as the FDA and DEA, and ongoing local, state, and federal psychedelic policy reforms. The reading group may be of interest to students of many legal fields, including health law, business law, criminal law, FDA regulation, constitutional law, and intellectual property.

Note: This reading group will meet on the following dates: January 23, January 30, February 27, March 5, April 9, and April 16.

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Public Health Law and Policy

Course #: 2497	Term: 2023FA	Faculty: Shachar, Carmel	Credits: 2.00
Type: Elective	Subject Areas: Kethledge, Raymond M.; Kethledge, Raymond M.; Kethledge, Raymond M.; Health Fee; Health/Bioethics/Biotechnology; Health, Food, and Drug Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 3:45 PM - 5:45 PM		WCC4063	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: This seminar is open to LLM students by permission.
Exam Type: No Exam

This seminar provides an overview of the historical law and policy decisions that have shaped the U.S. health care system and are informing current debates about health reform. Incorporating varying perspectives, the seminar discusses federal and state policy options to address current health and public health challenges.

This seminar begins with an analysis of health systems in other countries. Next, we discuss the key policy decisions that have shaped the current patchwork of public and private insurance coverage options in this country. After providing this international and historical context, we analyze in detail the key elements of the current U.S. health and public health care systems through the lens of its impact on vulnerable populations. We look at the components of the federal approach to reform, including the national health care reform law the Patient Protection and Affordable Care Act. We also consider several state initiatives that highlight how states are acting as laboratories of innovation to implement sweeping health and public health reforms. Finally, we discuss the current health law and policy climate in this country and explore both the opportunities and challenges for health policy solutions focused on increasing access to care and addressing public health concerns.

This seminar is open to students interested in health and public health law and policy; no background or prerequisites are required. The reading materials include various book chapters, cases, news reports, and scholarly articles that present diverse viewpoints on the topics presented. The course employs experiential learning techniques, such as role plays, simulations, and discussion posts to spark debate between different sides of often controversial issues. Over the course of a semester, students gain a wealth of hands-on experience in current and emerging health law and policy issues, produce a written policy paper, and develop a range of problem-solving, policy analysis, research and writing, oral communication, advocacy and leadership skills.

This course satisfies the clinical seminar requirement for the Health Law & Policy Clinic. The drop deadline for students enrolled in this course in a clinical seat is August 18, 2023.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Public Health Law and Policy

Course #: 2497 **Term:** 2024SP **Faculty:** Shachar, Carmel **Credits:** 2.00
Type: Elective **Subject Areas:** Kethledge, Raymond M.; Kethledge, Raymond M.; Kethledge, Raymond M.; Health Fee; Health/Bioethics/Biotechnology; Health, Food, and Drug Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3011

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: This seminar is open to LLM students by permission.

Exam Type: No Exam

This seminar provides an overview of the historical law and policy decisions that have shaped the U.S. health care system and are informing current debates about health reform. Incorporating varying perspectives, the seminar discusses federal and state policy options to address current health and public challenges.

This seminar begins with an analysis of health systems in other countries. Next, we discuss the key policy decisions that have shaped the current patchwork of public and private insurance coverage options in this country. After providing this international and historical context, we analyze in detail the key elements of the current U.S. health and public health care systems through the lens of its impact on vulnerable populations. We look at the components of the federal approach to reform, including the national health care reform law the Patient Protection and Affordable Care Act. We also consider several state initiatives that highlight how states are acting as laboratories of innovation to implement sweeping health and public health reforms. Finally, we discuss the current health law and policy climate in this country and explore both the opportunities and challenges for health policy solutions focused on increasing access to care and addressing public health concerns.

This seminar is open to students interested in health and public health law and policy; no background or prerequisites are required. The reading materials include various book chapters, cases, news reports, and scholarly articles that present diverse viewpoints on the topics presented. The course employs experiential learning techniques, such as role plays, simulations, and discussion posts to spark debate between different sides of often controversial issues. Over the course of a semester, students gain a wealth of hands-on experience in current and emerging health law and policy issues, produce a written policy paper, and develop a range of problem-solving, policy analysis, research and writing, oral communication, advocacy and leadership skills.

This course satisfies the clinical seminar requirement for the Health Law & Policy Clinic. The drop deadline for students enrolled in this course in a clinical seat is December 8, 2023.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

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Public International Law

Course #: 2212 Term: 2024SP Faculty: Blum, Gabriella Credits: 4.00

Type: Multisection Subject Areas: Human Rights; International Law

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC2012
Thu 1:30 PM - 3:30 PM	WCC2012

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: One-Day Take Home
This is an introductory course to public international law. The first part of the course examines the nature, sources, and methods of international law, the relationship between international law and domestic U.S. law, the determination of international responsibility and the resolution of international disputes, and the bases of national jurisdiction over international conduct. In the second part of the course we will study select substantive areas of international law, including the use of force and the laws of war, human rights, international criminal law, and international trade law. Where relevant, the course will follow current events.

Public International Law

Course #: 2212 Term: 2023FA Faculty: Modirzadeh, Naz Credits: 4.00

Type: Multisection Subject Areas: Human Rights; International Law; Jurisprudence and Legal Theory

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	LAN272
Fri 10:15 AM - 12:15 PM	LAN272

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: One-Day Take-Home
This is an introductory course to public international law. The first part of the course provides a classical foundation to the sources and subjects, as well as key tenets and core concepts, of international law. We will also discuss the role of public international organizations such as the United Nations in developing, interpreting, and shaping the international legal system. The second part of the course will focus on selected topics, including the use of force, international human rights law, international humanitarian law, and international refugee and migration law. These topics may change based on contemporary events and debates. We will also explore critical perspectives from within the field, as well as external challenges to the legitimacy of public international law.

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Public International Law

Course #: 2212 **Term:** 2024SP **Faculty:** Fofana, Idriss **Credits:** 4.00

Type: Elective **Subject Areas:** Human Rights; International Law

Delivery Mode: Course

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	HAU102
Mon 1:30 PM - 3:30 PM	HAU102

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: Any-day take-home

This is an introductory course to international law, with a focus on public international law. The first part of the course examines the distinction between private and public international law as well as the nature, sources, and methods of international law. Topics covered include the doctrine of sources, international responsibility, the resolution of international disputes, subjects of international law, international institutions, and the interaction between domestic and international law. The second part of the course offers a brief introduction to specialized fields of international law chosen based on student interest and current events. We will also explore current and historical challenges to the international legal order.

Public Law Workshop

Course #: 2213 **Term:** 2024SP **Faculty:** Renan, Daphna; Manning, John **Credits:** 2.00

Type: Elective **Subject Areas:** Administrative and Regulatory Law; Constitutional Law

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3007

Course Description: Prerequisite: Instructor permission is required for enrollment. Applicants should send a statement of interest and resume to Caitlin Culbertson at cculbertson@law.harvard.edu. Deadline is October 27, 2023. Exam Type: No Exam Students will be required to write weekly questions and one response paper. The Public Law Workshop reads contemporary work, in legal theory and adjacent disciplines, on the legal and political foundations of constitutional law, interpretive practice, and the administrative state. Invited speakers will present papers on topics relevant to the workshops themes.

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Public Problems: Advice, Strategy, and Analysis

Course #: 2398 **Term:** 2023FA **Faculty:** Barron, David; Fung, Archon; Wald, Sarah **Credits:** 2.00
Type: Elective **Subject Areas:** State Courts; Administrative and Regulatory Law; Election Law and Democracy; Leadership; State and Local Government

Delivery Mode: Seminar

Days and Times:	Location
Thu 4:00 PM - 6:00 PM	LEW202

Course Description: Prerequisite: Instructor permission is required for enrollment. For students who want permission to enroll, please email Professors Barron and Fung expressing why you would like to take the seminar by August 1st. Their emails are archon_fung@harvard.edu and dbarron@law.harvard.edu.

Exam type: No Exam

This is a two-credit jointly taught seminar that is required for students in their third year of the HLS/HKS joint degree program. It will use a series of case studies to examine how to analyze, advise and strategize the resolution of a series of difficult real world public problems at the intersection of law and policy from the vantage point of government decision makers at the city, state and federal levels, as well as from the vantage point of nongovernmental organizations and advocacy groups.

Students enrolled at the Kennedy School who have already received a JD or have completed the first year of law school, or students at the law school who have received a public policy degree or are presently enrolled in a public policy program other than the HKS program may also take this seminar with the permission of Professors Barron and Fung.

Note: This course is jointly-listed with HKS as DPI-562.

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Race & The Law: America's Ongoing Struggle with Changing Conceptions of Race

Course #: 2484 Term: 2023FA Faculty: Robinson, Stephanie Credits: 3.00

Type: Elective Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:00 PM	PND101
Tue 1:30 PM - 3:00 PM	PND101

Course Description: Prerequisites: None
Exam Type: No Exam
This course examines key intersections of race, politics, and law within a historical trajectory of evolving conceptions and associated realities of racial identity in American society. Though race has ever been a loaded and controversial construct in our American journey, its current and increasingly-fluid representation is well removed from its dualistic color-line depiction at the turn of the 20th century. This course analyzes these changing representations over time and their associated legal and political manifestations while accounting for the events and ideologies driving this transformation. Accordingly, such relevant factors as the formation of American racial identity, the struggle for racial equality, the impact of traditional civil rights movements, ongoing disparities in criminal justice, changing demographics, evolving issues of race and marriage, anti-immigrant sentiment, relevant economic and political turmoil, and sympathy for the loss of whiteness in traditional national identity will be discussed. Note: This course is not available for cross-registration.

Race and the Law

Course #: 2051 Term: 2024SP Faculty: Jenkins, Alan Credits: 4.00

Type: Elective Subject Areas: Civil Rights/Liberties; Education; Immigration/Refugee; Civil Rights; Immigration Law; Civil Rights; Immigration Law; Immigration; Race; Education; American Indian Law; Civil Rights; Constitutional Law; Criminal Law and Procedure; Education Law; Election Law and Democracy; Employment and Labor Law; Human Rights; Immigration Law; International Law; Jurisprudence and Legal Theory; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC5046
Fri 10:15 AM - 12:15 PM	WCC5046

Course Description: Prerequisites: None
Exam Type:One-Day Take-home
This course will explore the role of race and ethnicity in American legal jurisprudence and history. Areas of focus will include changing legal definitions of race, conceptions of lawful and unlawful discrimination, elements of proof, and available remedies. The class will also explore how extrajudicial dynamics such as social protest, backlash, and popular culture have interacted with constitutional interpretation and enforcement. Discussion will include practical legal applications, critical analysis of cases, and alternative solutions and approaches.

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Racism and Anti-Racism

Course #: 3247 **Term:** 2024SP **Faculty:** Akbar, Amna **Credits:** 1.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Gender and the Law; Race and the Law

Delivery Mode: Reading Group

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC4056

Course Description: Prerequisite: None

Exam Type: No Exam

In this course we will read and discuss key texts that articulate a dynamic understanding of racism and racialization in relation to capitalism and colonialism, as we explore the varied attendant articulations of anti-racist political projects. Possible readings include works by Barbara and Karen Fields, Angela Davis, Stuart Hall, Arun Kundnani, Asad Haider, Jackie Wang, Patrick Wolfe, Nick Estes, Robin DG Kelley, Andreas Malm, and the Combahee River Collective.

Note: This reading group will meet over the first six weeks of the term from January 30 to March 5.

Readings in Presidential Power

Course #: 2963 **Term:** 2024SP **Faculty:** Prakash, Saikrishna **Credits:** 1.00
Type: Elective **Subject Areas:** State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure

Delivery Mode: Reading Group

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	WCC5044

Course Description: Prerequisite: None

Exam Type: No Exam

The reading group will consider primary and secondary sources on presidential power, focusing particularly on the Vesting Clause, war powers, and law execution.

Note: This reading group will meet on the following dates: January 22, February 5, February 19, March 4, March 25, April 8.

This offering substantially overlaps with Mr. Egglestons seminar, Presidential Power in an Era of Conflict. Students cannot enroll in both for credit.

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Reforming the American Constitution

Course #: 3048 **Term:** 2023FA **Faculty:** Levinson, Sanford **Credits:** 1.00

Type: Elective **Subject Areas:** Constitutional Law; Jurisprudence and Legal Theory; Legal History

Delivery Mode: Reading Group

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	WCC4063

Course Description: Prerequisites: None
Exam Type: No Exam

The main impetus for the Constitution of 1787 was the perception, spelled out in the very first paragraph of Federalist 1, that the current system established under the Articles of Confederation was not serving the nation well; by Federalist 15, it would be described as an "imbecilic" system demanding (and justifying) radical transformation. The Framers of the 1787 Constitution scarcely believed they had achieved perfection, however; that is one reason for the existence of Article V, allowing amendment to the Constitution.

The radical flaws of the 1787 Constitution both led to a near breakdown of government in the aftermath of the election of 1800 and then, of course, to civil war in 1861. Both led to constitutional amendments; the latter, so-called "Reconstruction Amendments" have sometimes been referred to as a "second founding" of the American republic. Yet the term "reconstruction" is itself ambiguous: Were it designed to "restore" a Union that had gone amiss by straying from the original plan, or, instead, to create a fundamentally different (and better) Union that was fatally compromised from the outset and thus needed transformation? One might even ask if the original Constitution was in fact "a Covenant with Death and Agreement with Hell," worthy of being burnt, as did William Lloyd Garrison, or the "anti-slavery Constitution" described in some recent books and essays (or by Frederick Douglass after his break with Garrison.).

In any event, it is plausible to believe that the existing amendments to the Constitution have created a political system truly congruent with the pressing needs of the 21st century, some of them scarcely conceivable to anyone living in the mid-19th century. Events of the past several years, including but not limited to a world-wide pandemic, the rise of ever-more-militant protest movements within the United States (and elsewhere), the (double) impeachment of a president, and what is widely viewed as an "insurrectionary" attempt to overthrow the results of the 2020 election have certainly led many to suggest that we are at a potential inflection point for the American constitutional order.

All of these crises and events raise a variety of important legal issues. Some of them can be viewed as "internal" to the existing constitutional order in the United States, i.e., turning on how one defines existing statutes or passages of the Constitution. What is a "High Crime and Misdemeanor" anyway? But there are also those who ask whether the system created by the 1787 Constitution, even as amended and "reconstructed," does not have sufficiently "imbecilic" features to justify significant reform and transformation today. Would we, for example, be better off by having a process for a vote of "no confidence" in a president or even allowing, as in Wisconsin and California, the possibility of a "recall election" that could displace a president from office? Might it even be time to consider replacing "presidentialism" with a parliamentary form of government? (One of the assignments will be a 1980 essay by Lloyd Cutler, President Carters counsel in the White House, titled "To Form a Government," which adopts at least a quasi-parliamentary focus.)

I am not a neutral party with regard to such discussions. I published a book in 2006, Our Undemocratic Constitution, that focused on a number of structural features that could not plausibly be defended under any 21st century theory of democracy. In 2012, I published Framed: America's 51 Constitutions and the Crisis of Governance, in which the focus was less on the undemocratic features of the Constitution and more on the sheer fact that more and more of the American public was significantly dissatisfied with the actual operation of the national government, posing the possibility of a genuine "legitimacy crisis." My wife and I published a book in 2017, with a 2nd edition rapidly following in 2019, Fault

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Lines in the Constitution, ostensibly directed at teenagers, that set out the threats that, if activated, like geologic fault lines and tectonic plates, could destroy our polity and not only a great city. I have advocated a new constitutional convention as one way of addressing these problems. (The book has been published also as a "graphic novel.")

Perhaps more significant than writing lone- or even co-authored books was my serving as chair in 2020-21 of a group brought together under the auspices of the journal Democracy, tasked with drafting a new constitution for the United States. At the same time, the National Constitution Center in Philadelphia has organized three groups, one "liberal," one "conservative," and the last "libertarian," to offer proposed suggestions for constitutional reform, all of which will be topics for discussion.

So the reading course will be devoted to looking at some of the suggested constitutional reforms and to debate their attractiveness. As always, I hope that at least some of Harvard's remarkable cohort of LL.M.s might be interested in the course as well, inasmuch as they would bring a desirable comparative sensibility to our discussions. One overarching question is how important constitutional forms and structures are anyway, when compared, say, with underlying political cultures or the challenges posed, say, by economic inequality, globalization, or global warming.

Accompanying the question of the desirability of constitutional reform, though, is the quite separate question of whether it is in fact possible, especially if one operates under the constraints of Article V of the Constitution, which requires ratification of any proposed amendments by three-quarters of the 50 states, i.e., 38 states. Theoretically, the thirteen states able to veto any proposed changes could comprise less than 5% of the total American population of approximately 340,000,000 people. Thus the last of our six sessions will be devoted entirely to this very practical problem (and the comparative question, of course, is how easy or hard it is in some other countries or any given American state to effectuate significant constitutional change).

Reading courses, of course, have no exams or extensive writing requirements. I do, however, ask that all of you submit, over the course of our time together, a single "response paper" of approximately 600-750 words to the readings assigned for the particular week of your choice. A major purpose of these papers is to provide an agenda for our discussions. That is, you should focus on whatever you regard as the most interesting aspects of the particular reading, about which you would be particularly benefit from some collective conversation.

Note: This reading group will meet on the following dates: 9/11, 9/18, 10/2, 10/16, 10/30, 11/13

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Regional Human Rights Law: The Inter-American Perspective

Course #: 3194

Term: 2024SP

Faculty: Madrigal-Borloz, Victor

Credits: 1.00

Type: Elective

Subject Areas: LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Gender and the Law; Human Rights; LGBTQ+; Race and the Law

Delivery Mode: Reading Group

Days and Times:

Location

Mon 6:00 PM - 8:00 PM

WCC3015

Course Description: Prerequisites: A prior or concurrent course or clinic in international human rights law is recommended but not required.
Exam Type: No Exam

During the last 70 years, the Inter-American System for the protection of human rights (IASHR) is the venue for some of the most significant developments in international law. Placed at the heart of the oldest international organization in existence (the Organization of American States, successor to the Pan-American Union), this complex system of treaties, political and technical institutions and non-governmental relations has reacted to the human rights challenges resulting from colonialism, slavery and racism, political strife and abuse, armed conflict and structural discrimination and inequality. To face these and other challenges the IASHR is a forum in which standards of State responsibility to prevent, create accountability and provide reparation are discussed and identified through cases, research and political dialogue; and the outcomes of all these processes can be systematized under thematic categories to serve as inspiration for policy and programmatic action.

This reading group will explore the historical foundations, current functioning, and future expectations of the Inter-American machinery, and explore case studies of thematic development, including the human rights of women and girls, LGTBI persons and indigenous communities and peoples, and the inter-American jurisprudence and doctrine in relation to human rights violations such as torture, forceful disappearances and extrajudicial executions. The base for discussion will be provided by scholarly articles, selected Judgements and Reports and international instruments such as Treaties, Declarations and Resolutions. These will create an understanding of the basic functioning of the Inter-American System, with particular emphasis on the achievements of the Inter-American Human Rights Court and Commission, raise some of the critical readings of its limitations, and provide participants with a base for subsequent engagement with the Inter-American machinery.

Note: This reading group will meet on the following dates: January 29, February 12, February 19, March 4, March 18, and April 1.

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Regional Integration and Human Rights in Africa

Course #: 3266

Term: 2024SP

Faculty: Ordor, Ada

Credits: 3.00

Type: Elective

Subject Areas: Comparative Law: Human Rights: Legal History

Delivery Mode: Course

Days and Times:

Location

Mon 10:15 AM - 11:45 AM

LEW214

Wed 10:15 AM - 11:45 AM

LEW214

Course Description:

Prerequisite: None

Exam: Any Day Take-home

This course explores key legal instruments and policy frameworks that have shaped the evolution and distinct characteristics of Africa's continental institutions and regional blocs, with a focus on its human rights structures. The course will cover treaty instruments that inform processes of regional integration, the design of regional courts, and the regional network of human rights enforcement mechanisms, both formal and informal. Students will examine human rights decisions by Africa's regional courts and explore the development of human rights law on the continent in a comparativist framework. The course also emphasizes i) socio-political features and variables that challenge the human rights landscape in Africa; ii) the pervasive tensions associated with plural normative systems and how this shapes African human rights jurisprudence; iii) the role and impact of civil society movements on integration initiatives; and iv) the institutional dynamics of democratic processes unfolding on the continent. Finally, the course will chart the progression of human rights instruments and the institutions engaged with human rights observance and human rights jurisprudence in Africa.

Regulation of Financial Institutions

Course #: 2219

Term: 2023FA

Faculty: Tarullo, Daniel

Credits: 4.00

Type: Elective

Subject Areas: Administrative and Regulatory Law; Financial and Monetary Institutions; Law and Economics

Delivery Mode: Course

Days and Times:

Location

Wed 1:30 PM - 3:30 PM

WCCB015

Thu 1:30 PM - 3:30 PM

WCCB015

Course Description:

Prerequisite:s None

Exam Type: One-Day Take-Home

This course explores the regulation of financial institutions and financial markets. Principal emphasis will be on the prudential regulation of banking organizations and their affiliates, with attention both to the economic and political rationales for regulation and to core statutory and regulatory doctrines. There will be briefer treatment of securities firms, asset managers and insurance companies. The course will also cover consumer protection and the oversight of systemic risk. While the primary focus of the course will be on financial regulation in the United States, there will be some attention to international aspects of financial regulation.

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Regulation of International Finance

Course #: 2124 **Term:** 2024SP **Faculty:** Tarullo, Daniel **Credits:** 3.00
Type: Elective **Subject Areas:** Administrative and Regulatory Law; Financial and Monetary Institutions;
International Law; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:00 PM	PND102
Tue 1:30 PM - 3:00 PM	PND102

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisite: None
Exam Type: One-Day Take-home
This course will examine international arrangements for the regulation of finance. Arrangements covered include the International Monetary Fund, the Financial Stability Board, the Basel Committee on Banking Supervision, the European Union, and the General Agreement on Trade in Services within the World Trade Organization. Specific substantive topics will be chosen to illustrate their activities. We will consider the substantial differences among these arrangements in institutional and governance structures, legal status, and relationship to domestic regulation. A recurring theme will be the tensions between the presumptive shared interests of governments in predictable rules or financial stability, on the one hand, versus divergent national commercial interests or regulatory preferences, on the other.
Note: This course is jointly listed with HKS as BGP-631.

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Reimagining American Democracy: the 14th Amendment

Course #: 3274 **Term:** 2023FA **Faculty:** Ifill, Sherrilyn **Credits:** 2.00

Type: Elective **Subject Areas:** Constitutional Law

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	LEW214
Wed 6:00 PM - 8:00 PM	LEW214

Course Description: Prerequisite: By permission of instructor for JD and LLM students. Please send a one paragraph statement of interest to Carol Bateson (cbateson@law.harvard.edu) by August 15th. Please include in your statement of interest why you are interested in taking this seminar and one particular issue or aspect of the 14th amendment that you hope to learn more about in this class.

Exam Type: No Exam

This seminar will approach the study of the 14th Amendment as a founding, constitutional statement of America’s post-Civil War national identity. Engagement with the text, historical context, and jurisprudence of the Amendment’s key provisions, along with a study of critical 14th Amendment civil rights campaigns and litigation will center the course of study. Students will be invited to engage in a critical reexamination of our country’s core values and to identify strategies for confronting contemporary challenges to the stability and integrity of our democracy, drawing from the 14th Amendment. In addition to lectures and discussion, this course will feature guest speakers and films.

Note: This seminar will meet over six weeks in the fall term; 9/5, 9/6, 9/19, 9/20, 10/3, 10/4, 10/17, 10/18, 11/14, 11/15, 11/28, 11/29.

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Religious Freedom Clinic

Course #: 8055 **Term:** 2023FA **Faculty:** McDaniel, Josh **Credits:** 5.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Litigation; Civil Rights; Constitutional Law; Employment and Labor Law; Law and Religion

Delivery Mode: Clinic
Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Religious Freedom Clinic Seminar (2 fall classroom credits). The clinic and its classroom component are bundled; your enrollment in the clinic will automatically enroll you in the required seminar.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications are due by May 15, 2023. Transfer and LL.M. student deadline: July 15, 2023.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may apply to the clinic by the July 15 deadline.Placement Site: HLS.
Placement Site: HLS.
About the Clinic: The Religious Freedom Clinic provides students a hands-on, supervised experience representing a diverse group of clients in legal matters raising First Amendment and religious liberty issues. In the clinic, students represent religious individuals and organizations of all faiths, with a focus on helping the imprisoned, victims of workplace discrimination, and those facing obstacles in ministering to migrants, the poor, and their communities. Under the supervision of the clinic’s director and staff, clinic students engage in client counseling, policy work, pre-trial and trial litigation, appellate advocacy, and amicus work in cases of national importance.
Application Process: Admission to the Religious Freedom Clinic is by permission of the Clinic Director, Professor McDaniel. Students should submit an application to jmcDaniel@law.harvard.edu by May 15, 2023. (Applications after that date will be considered if additional seats become available.) The application should be in a combined PDF that includes a resume and a statement of interest of 250 words or less describing the students reasons for applying to the clinic, relevant coursework, and which semesters (fall and/or spring) the student is applying for.

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Religious Freedom Clinic

Course #: 8055 **Term:** 2024SP **Faculty:** McDaniel, Josh **Credits:** 5.00
Type: Clinic **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Litigation; Civil Rights; Constitutional Law; Employment and Labor Law; Law and Religion

Delivery Mode: Clinic
Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Religious Freedom Clinic Seminar (2 spring classroom credits). The clinic and its classroom component are bundled; your enrollment in the clinic will automatically enroll you in the required seminar.
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications are due by May 15, 2023. Transfer and LL.M. student deadline: July 15, 2023.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may apply to the clinic by the July 15 deadline.
Placement Site: HLS.
About the Clinic: The Religious Freedom Clinic provides students a hands-on, supervised experience representing a diverse group of clients in legal matters raising First Amendment and religious liberty issues. In the clinic, students represent religious individuals and organizations of all faiths, with a focus on helping the imprisoned, victims of workplace discrimination, and those facing obstacles in ministering to migrants, the poor, and their communities. Under the supervision of the clinic’s director and staff, clinic students engage in client counseling, policy work, pre-trial and trial litigation, appellate advocacy, and amicus work in cases of national importance.
Application Process: Admission to the Religious Freedom Clinic is by permission of the Clinic Director, Professor McDaniel. Students should submit an application to jmcdaniel@law.harvard.edu by May 15, 2023. (Applications after that date will be considered if additional seats become available.) The application should be in a combined PDF that includes a resume and statement of interest of 250 words or less describing the students reasons for applying to the clinic, relevant coursework, and which semesters (fall and/or spring) the student is applying for.

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Religious Freedom Clinical Seminar

Course #: 3064 **Term:** 2023FA **Faculty:** McDaniel, Josh **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Litigation; Civil Rights; Constitutional Law; Employment and Labor Law; Law and Religion

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3034

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Religious Freedom Clinic (3-5 fall clinical credits).
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications are due by May 15, 2023.
Add/Drop Deadline: August 18, 2023. Transfer and LL.M. student deadline: July 15, 2023.
LLM Students: LLM students may apply to this clinic by the July 15 deadline.
About the Clinic: The Religious Freedom Clinic provides students a hands-on, supervised experience representing a diverse group of clients in legal matters raising First Amendment and religious liberty issues. In the clinic, students represent religious individuals and organizations of all faiths, with a focus on helping the imprisoned, victims of workplace discrimination, and those facing obstacles in ministering to migrants, the poor, and their communities. Under the supervision of the clinic’s director and staff, clinic students engage in client counseling, policy work, pre-trial and trial litigation, appellate advocacy, and amicus work in cases of national importance.
Application Process: Admission to the Religious Freedom Clinic is by permission of the Clinic Director, Professor McDaniel. Students should submit an application to jmcDaniel@law.harvard.edu by May 15, 2023. (Applications after that date will be considered if additional seats become available.) The application should be in a combined PDF that includes a resume and short (250 words or less) statement of interest describing the students reasons for applying to the clinic, relevant coursework, and which semesters (fall and/or spring) the student is applying for.

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Religious Freedom Clinical Seminar

Course #: 3064 **Term:** 2024SP **Faculty:** McDaniel, Josh **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Litigation; Civil Rights; Constitutional Law; Employment and Labor Law; Law and Religion

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC5048

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Religious Freedom Clinic (3-5 spring clinical credits).
Additional Co-/Pre-Requisites: None.
By Permission: Yes. Applications are due by May 15, 2023. Transfer and LL.M. student deadline: Jul 15, 2023.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may apply to the clinic by the July 15 deadline.
About the Clinic: The Religious Freedom Clinic provides students a hands-on, supervised experience representing a diverse group of clients in legal matters raising First Amendment and religious liberty issues. In the clinic, students represent religious individuals and organizations of all faiths, with a focus on helping the imprisoned, victims of workplace discrimination, and those facing obstacles in ministering to migrants, the poor, and their communities. Under the supervision of the clinic’s director and staff, clinic students engage in client counseling, policy work, pre-trial and trial litigation, appellate advocacy, and amicus work in cases of national importance.
Application Process: Admission to the Religious Freedom Clinic is by permission of the Clinic Director, Professor McDaniel. Students should submit an application to jmcDaniel@law.harvard.edu by May 15, 2023. (Applications after that date will be considered if additional seats become available.) The application should be in a combined PDF that includes a resume and short (250 words or less) statement of interest describing the students reasons for applying to the clinic, relevant coursework, and which semesters (fall and/or spring) the student is applying for.

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Remedies’ Procedural Renaissance

Course #: 3286 Term: 2024SP Faculty: Haymond, Monica; Olson, Andrea Credits: 1.00

Type: Elective Subject Areas: Not Applicable

Delivery Mode: Reading Group

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3011

Course Description: Prerequisite: None
Exam Type: No Exam

This reading group will review the intersection of procedure and remedies, an area of overlap that is subtle but essential in modern complex litigation. Each class will highlight a specific remedial or procedural practice and will examine its source of authority, the objectives served and values implicit in its operational rules, and the normative consequences to any changes to its use. It will present questions like: What if only the DC Circuit could issue nationwide injunctions? What if Congress abrogated qualified immunity, but also got rid of attorneys fees for § 1983 suits? The course will ask students to pay close attention to questions of who, where, and when: the power and strategy of various institutional actors, the authorities of different adjudicative bodies, and the significance of timing. And it will ask them to critique classic and emergent scholarship analyzing these phenomena.

The reading group will meet for six two-hour sessions and will be graded credit/fail based on participation and engagement.

Note: This reading group will meet on the following dates: 1/29, 2/5, 2/12, 2/19, 3/18, and 3/25.

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Reproductive Rights Advocacy

Course #: 2540 **Term:** 2023FA **Faculty:** Spera, Clara **Credits:** 2.00
Type: Elective **Subject Areas:** Health Fee; Family; Health/Bioethics/Biotechnology; Family Member; Children and Family Law; Civil Litigation; Gender and the Law; Health, Food, and Drug Law

Delivery Mode: Course

Days and Times:	Location
Thu 6:00 PM - 8:00 PM	HAU105

Course Description: Prerequisite: None
Exam Type: No Exam

In this course, students will learn about reproductive rights and justice litigation and strategic advocacy, with a specific focus on abortion. We will spend the first half of the semester studying various topics in the field of reproductive rights law, starting with the basic doctrinal foundations. We will cover topics like procedure bans, religious refusals, cross-border care, private civil actions, and reproductive justice work and advocacy.

In the second half of the semester, we will shift from reading and discussing caselaw and will focus on the strategic decisions faced by those bringing litigation and pursuing legislative change in this area in a post-Dobbs era. The course will also cover legislative advocacy (including ballot initiatives) and how such advocacy can be used in parallel to litigation efforts.

Students will read caselaw, briefs and other court pleadings. The class will feature several guest speakers from leading organizations in the space. Robust class participation is expected. Grading will be based on class participation and several short papers written and submitted over the course of the semester.

Note: This offering substantially overlaps with the Spring 2023 course Reproductive Rights and Justice. If you completed the previous course, you will not be eligible to enroll in this offering.

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Research Seminar in Law, Economics, and Organizations

Course #: 2157 Term: 2023FA Faculty: Kaplow, Louis; Bebchuk, Lucian; Spier, Kathryn Credits: 1.00

Type: Elective Subject Areas: Law and Economics

Delivery Mode: Seminar

Days and Times:	Location
Mon 12:45 PM - 2:15 PM	HAU105

Course Description: Prerequisite: None
Exam Type: No Exam
This seminar is co-taught by Professors Bebchuk, Kaplow, Spier, and Prof. Oliver Hart, the Lewis P. and Linda L. Geyser University Professor in the Economics Department.
This seminar will involve the presentation by speakers of papers in the fields of law and economics, law and finance, and contract theory. The two-credit seminar will meet for one and a half hours for two-thirds of the weeks in each of the two terms. A student may take the seminar for only one term, for one credit (2 credit fall/spring terms, 1 credit fall term, or 1 credit spring term).
The seminar is given jointly with the FAS Economics Department, and should be taken only by students with substantial prior interest in and exposure to economic analysis. (If you have questions about this, please contact Professor Kaplow.) Students may satisfy the course requirement either by submitting, before sessions, short written comments on the paper to be presented or by writing a short seminar paper on an approved topic.

Research Seminar in Law, Economics, and Organizations

Course #: 2157 Term: 2024SP Faculty: Kaplow, Louis; Bebchuk, Lucian; Spier, Kathryn Credits: 1.00

Type: Elective Subject Areas: Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Seminar

Days and Times:	Location
Mon 12:45 PM - 2:15 PM	HAU105

Course Description: Prerequisite: None
Exam Type: No Exam
This seminar is co-taught by Professors Bebchuk, Kaplow, Spier, and Prof. Oliver Hart, the Lewis P. and Linda L. Geyser University Professor in the Economics Department.
This seminar will involve the presentation by speakers of papers in the fields of law and economics, law and finance, and contract theory. The two-credit seminar will meet for one and a half hours for two-thirds of the weeks in each of the two terms. A student may take the seminar for only one term, for one credit (2 credit fall/spring terms, 1 credit fall term, or 1 credit spring term).
The seminar is given jointly with the FAS Economics Department, and should be taken only by students with substantial prior interest in and exposure to economic analysis. (If you have questions about this, please contact Professor Kaplow.) Students may satisfy the course requirement either by submitting, before sessions, short written comments on the paper to be presented or by writing a short seminar paper on an approved topic.

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Research Seminar in Law, Economics, and Organizations

Course #: 2157 **Term:** 2023FS **Faculty:** Kaplow, Louis; Bebchuk, Lucian; Spier, Kathryn **Credits:** 2.00

Type: Elective **Subject Areas:** Law and Economics

Delivery Mode: Seminar

Days and Times:	Location
Mon 12:45 PM - 2:15 PM	HAU105

Course Description: Prerequisite: None
Exam Type: No Exam
This seminar is co-taught by Professors Bebchuk, Kaplow, Spier, and Prof. Oliver Hart, the Lewis P. and Linda L. Geyser University Professor in the Economics Department.
This seminar will involve the presentation by speakers of papers in the fields of law and economics, law and finance, and contract theory. The two-credit seminar will meet for one and a half hours for two-thirds of the weeks in each of the two terms. A student may take the seminar for only one term, for one credit (2 credit fall/spring terms, 1 credit fall term, or 1 credit spring term).
The seminar is given jointly with the FAS Economics Department, and should be taken only by students with substantial prior interest in and exposure to economic analysis. (If you have questions about this, please contact Professor Kaplow.) Students may satisfy the course requirement either by submitting, before sessions, short written comments on the paper to be presented or by writing a short seminar paper on an approved topic.
Credits: The credit breakdown for this seminar is as follows: two total credits with one credit awarded in the fall and one credit awarded in the spring.

Restorative and Transformative Justice

Course #: 2654 **Term:** 2024SP **Faculty:** Lanni, Adriaan **Credits:** 2.00

Type: Elective **Subject Areas:** Criminal Law and Procedure

Delivery Mode: Seminar

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3036

Course Description: Prerequisite: None

Exam Type: No Exam

This seminar will discuss the theory and practice of restorative and transformative justice. Some classes will involve discussions of readings; others will be experiential; and others will involve interacting with visiting restorative justice practitioners.

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Rights of Nature

Course #: 3248 **Term:** 2024SP **Faculty:** Stilt, Kristen **Credits:** 1.00
Type: Elective **Subject Areas:** Kethledge, Raymond M.; Kethledge, Raymond M.; Kethledge, Raymond M.;
Animal; Animal Law

Delivery Mode: Reading Group

Days and Times:	Location
Wed 6:00 PM - 8:00 PM	WCC3036

Course Description: Prerequisite: None
Exam Type: No Exam

Can nature have rights? Should nature have rights? What should these rights entail, and can granting or recognizing rights of nature help to stop the planetary degradation that characterizes our current era, the Anthropocene? The idea of rights of nature (RoN) may seem farfetched, but it is already a reality in many jurisdictions around the world, including in the U.S. The growing prominence of RoN can be seen as a response to our ongoing destruction of nature, combining liberal rights with assertions by indigenous peoples of their right to live in harmony with nature. The leading RoN example is Ecuador, where the constitution (2008) specifically provides for RoN in Article 71: Nature, or Pacha Mama, where life is reproduced and occurs, has the right to integral respect for its existence and for the maintenance and regeneration of its life cycles, structure, functions and evolutionary processes. In a series of decisions, the Constitutional Court of Ecuador has elaborated on Article 71, granting rights to a river, a forest, and, most recently, a wooly monkey named Estrellita. In this Reading Group, we will study rights of nature in the U.S., Bangladesh, New Zealand, Ecuador, Brazil, and other jurisdictions where efforts to establish RoN are ongoing. We will be asking the questions listed at the top of this description, seeking to understand RoN conceptually and to assess its viability as an advocacy and litigation strategy.

Note: This reading group will meet on the following dates: : January 24, February 7, February 21, March 6, March 27, and April 10.

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Roman Law

Course #: 2473 **Term:** 2023FA **Faculty:** Donahue, Charles **Credits:** 3.00

Type: Elective **Subject Areas:** Private Room; Comparative Law; Legal History; Private Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:30 AM - 12:00 PM	GRS110
Wed 10:30 AM - 12:00 PM	GRS110

Course Description: Students who enroll in this offering may count the credits towards the JD international/comparative requirement.
Prerequisites: None
Exam Type: No Exam
An introduction to Roman law that combines a survey approach with one that focuses in some depth on topics in Roman private law that raise important substantive, comparative, and methodological issues. The emphasis throughout the course is on the relationship between the Roman legal system and the social, economic, and political aspects of Roman life. The course is organized in four large blocks. The first surveys the history of Roman legal institutions, sources of law and procedure from the Twelve Tables (451–450 BC) to Justinian (527–565 AD). The second surveys Roman private law (the law of persons, property, succession, contracts, and delicts) in the classical period (roughly, 100 BC to 240 AD). The third explores law and society in the archaic period (roughly, 500 BC to 250 BC). The fourth explores selected topics in the classical period that illustrate the work of the Roman jurists and their method. All materials will be in English translation. A short paper during the semester will be required and two short ‘take-home’ papers during the reading and exam periods.

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Securities Regulation

Course #: 2224 **Term:** 2024WI **Faculty:** Ferrell, Allen **Credits:** 3.00
Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy; Financial and Monetary Institutions; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 4:30 PM	WCC2009
Tue 1:00 PM - 4:30 PM	WCC2009
Wed 1:00 PM - 4:30 PM	WCC2009
Thu 1:00 PM - 4:30 PM	WCC2009
Fri 1:00 PM - 4:30 PM	WCC2009

Course Description: Prerequisites: Most students find it helpful to have completed or to take concurrently a course in Corporations before taking Securities Regulation.
Exam Type: In Class
This course offers an introduction to the two most important federal securities laws: the Securities Act of 1933 and the Securities Exchange Act of 1934. The course explores the elaborate disclosure obligations these statutes impose on the distribution and trading of investment securities. Topics to be covered include the preparation of disclosure documents, exemptions from disclosure requirements, the relationship between disclosure obligations and anti-fraud rules, the duties of participants in securities transactions, and the applicability of federal securities laws to transnational transactions. The course will also explore the public and private enforcement of securities laws in the United States.

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Securities Regulation

Course #: 2224 **Term:** 2024SP **Faculty:** Jackson, Howell **Credits:** 4.00

Type: Elective **Subject Areas:** Administrative and Regulatory Law; Corporate and Transactional Law; Finance, Accounting, and Strategy; Financial and Monetary Institutions; Law and Economics

Delivery Mode: Course

Days and Times:	Location
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Wed 8:00 AM - 10:00 AM	WCC1015
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Thu 8:00 AM - 10:00 AM	WCC1015
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Course Description: Prerequisite: None
Exam Type: In Class In addition to an in-class examination, students will be asked to participate in blog postings on a range of topics of current interest to the Securities and Exchange Commission and practitioners.
This course is designed to offer an overview of the work of the Securities and Exchange Commission, the structure of U.S. capital markets, and key policy challenges facing the Commission today. The course will begin with an introduction to the regulation of securities offerings under the Securities Act of 1933 and to the legal requirements, including disclosure obligations, imposed on public companies under the Securities Exchange Act of 1934. We will then turn to SEC supervision of securities firms and investment funds, as well as its oversight of capital markets. Attention will also be given to the Commissions enforcement practices and current debates regarding the efficacy and legality of those practices. As time permits, we will touch upon issues of cross-border coordination in the public oversight of both capital raising and enforcement activities. To the extent possible, class visits from senior SEC officials and senior practitioners will be incorporated into the course syllabus.

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Seeing Criminal (In)Justice: Examining the Interplay of Visual Media, Storytelling and Criminal Law

Course #: 2984 **Term:** 2023FA **Faculty:** Cohen, Rebecca Richman **Credits:** 2.00
Type: Elective **Subject Areas:** Race; Arts, Entertainment, and Sports Law; Criminal Law and Procedure; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Thu 3:45 PM - 6:45 PM	LEW214

Course Description: Prerequisites: None

Exam Type: No Exam

As America reckons with the profound injustices of mass incarceration, this course looks at the narratives that drive our perceptions of criminal law. Together, we will explore different approaches to understanding how visual storytelling, particularly in the form of documentary film, can shift the way we understand criminal legal narratives. Police body cameras, videotaped confessions, mitigation and victim impact videos, primetime television, citizen journalism, and documentary films often produce narratives that compete with each other, and with our own entrenched beliefs. These forms of visual media command a unique ability to evoke empathy and to make persuasive claims about truth. But such capability can also distort and mislead. It can present its truths as "objective," obscuring critical questions about identity, perspective, and power. Grounded in this understanding, we will embark on a project of "media literacy," exploring questions around audience, authorship, truth, and (in)justice.

Additional time reserved for viewing films.

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Semester in Human Rights

Course #: 8042 **Term:** 2023FA **Faculty:** Farbstein, Susan **Credits:** 7.00

Type: Clinic **Subject Areas:** LGBTQ+; LGBTQ+; LGBTQ+ Advocacy Clinic; Civil Litigation; Comparative Law; Employment and Labor Law; Environmental Law and Policy; Gender and the Law; Human Rights; International Law; Law and Religion; Leadership; Legal Profession and Ethics; LGBTQ+; Negotiation and Alternative Dispute Resolution

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and News Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Advanced Human Rights Training: Strategy and Advocacy. (1 fall classroom credit). Once a student is accepted into this clinic, the Office of Clinical and Pro Bono Programs will enroll them in the required course.

Additional Co-/Pre-Requisites: 3Ls only; prior semester of the International Human Rights Clinic.

By Permission: Yes. Applications are due by April 15, 2023.

Add/Drop Deadline: June 1, 2023.

LLM Students: Due to the pre-requisite, LLM students are not eligible to apply.

Placement Site: HLS.

This will be a full-time clinic option for up to 2 students in the International Human Rights Clinic (IHRC) for the of Fall 2023. Students will enroll in 10 credits total with the Clinic for the semester (see breakdown below), with requirements as follows:

By application (Deadline: April 15, 2023).

Limited to 3Ls who have previously spent at least one semester in the IHRC.

Students will take the fall course, Advanced Human Rights Training: Strategy & Advocacy (1 fall classroom credit).

Students will work full-time in the Clinic on one or more projects (6 clinical credits).

Students will take independent writing credits under the supervision of an IHRC clinician, with a focus on a topic of relevance to either the clinical work or the seminar (2 writing credits).

Full-time clinic students will also be given additional responsibilities, serving as student team leaders who assist in making strategic decisions and in supporting the work of other students on projects.

In addition to the credits enrolled through the Semester in Human Rights, students may also enroll in one additional seminar or course (of 2 or 3 credits) related to their area of focus. In their applications (see below for details), students should identify any such seminar or course and explain how it is relevant to their focus for the semester.

Additional Logistics:

Students who are accepted into the Semester in Human Rights will also register for 2 writing credits. To register for writing credits, students should fill out the JD Option 1 Written Work form and submit to Maggie Bay in Office of Clinical and Pro Bono Programs (mbay@law.harvard.edu).

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Applications for the Semester in Human Rights, with a current CV and a statement of interest, should be submitted to Clinical Director Susan Farbstein (sfarbstein@law.harvard.edu). Please address the following questions in your statement of interest:

How will the full-time semester build on your prior experience in and commitment to human rights, whether in a clinic, summer placement, pre-law school employment, etc.? How and why are you prepared for this option?

What are your post-graduate career plans, and how will the full-time semester better prepare you for your intended career path?

What project(s) do you propose to work on, and why is the full-time option necessary for the project(s)? If you do not have a particular project in mind, what issues or skills do you propose to focus on and why?

What will be the added value of enrolling full time?

How will the different components (advanced class, clinical projects, independent writing) complement each other and form a coherent and intensive term?

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Sex Equality

Course #: 2226

Term: 2023FA

Faculty: MacKinnon, Catharine

Credits: 3.00

Type: Elective

Subject Areas: Civil Rights/Liberties; Civil Rights; LGBTQ+; Civil Rights; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Civil Litigation; Civil Rights; Comparative Law; Constitutional Law; Criminal Law and Procedure; Employment and Labor Law; Gender and the Law; Human Rights; International Law; Jurisprudence and Legal Theory; LGBTQ+; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	PND102
Tue 6:00 PM - 8:00 PM	PND102
Wed 6:00 PM - 8:00 PM	PND102

Course Description: Prerequisites: None

Exam Type: Any Day Take-Home (open book), or 3 short papers throughout the term for lottery-selected group of students who apply.

The relation between sex equality under law and sex and gender inequality in society is interrogated in theory and practice in the context of relevant social science, history, and international and comparative law. Mainstream equality doctrine is probed on its own terms and through an alternative. Cases largely on U.S. law focusing on concrete issues--including work, family, rape, sexual harassment, lesbian and gay rights, abortion, prostitution, pornography--structure the inquiry. Race, economic class, and transgender issues are mainstreamed. The purpose of the course is to understand, criticize, and expand the law toward sex and gender equality, including between women and men, as well as to expand the equality paradigm.

Note: This course will meet over the first seven weeks of the term from September 5 to October 17, 2023.

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Shakespeare and Law

Course #: 3285 **Term:** 2024SP **Faculty:** Stephenson, Matthew; Tobin, Susannah **Credits:** 1.00

Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Reading Group

Days and Times:	Location
Thu 6:00 PM - 8:00 PM	WCC3012

Course Description: Prerequisites: None
Exam Type: No Exam

This reading group will explore themes related to law and justice in Shakespeare’s plays. Some of the themes we may discuss include the tensions between justice and mercy and between legal and moral responsibility, processes for assessing evidence (and their flaws), and constitutional questions regarding the foundations of legitimate sovereign authority. Each of our six sessions will focus on a different play: The Merchant of Venice, Measure for Measure, Henry VI Part 2, Richard II, Othello, and Much Ado About Nothing. No prior expertise or experience is required.

Note: This reading group will meet on the following dates: January 25 (introductory session), February 8, February 22, March 7, March 21, April 4, and April 18.

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Spanish for Lawyers

Course #: 2281 Term: 2024SP Faculty: Frausto, Asseret Credits: 1.00

Type: Elective Subject Areas: Not Applicable

Delivery Mode: Reading Group

Days and Times: Location

Tue 6:00 PM - 8:00 PM HAU101

Course Description: Prerequisites: By Permission. Students must have advanced proficiency in Spanish. Interested students should send the following to Abby Smith (asmith@law.harvard.edu):

- Name
- Year (2L, 3L, LL.M.)
- If applicable, name of the clinic or SPO you will be working with in the spring, and/or any clinic or SPO you have previously worked with or are interested in working with during law school, and/or any summer employment that is connected with the skills taught in this course.
- At least one paragraph, in Spanish, describing your general interests and your focus in law school
- Bullet points (also in Spanish) that list past or current experiences you’ve had speaking Spanish or working with Spanish-speaking client
- All applications should be submitted by January 26, 2024 and will be accepted and reviewed on a rolling basis.

Exam Type: No Exam

Spanish for Public Interest Lawyers offers students the opportunity to learn Spanish language skills in a public interest legal context, emphasizing language most commonly used in civil and criminal legal services practice. The class will strengthen existing Spanish speaking and comprehension abilities and teach Spanish legal vocabulary to students involved in public interest legal practice. The class will introduce students to general legal Spanish vocabulary (e.g. immigration, human rights, legal aid, etc.). Students will work to develop stronger attorney-client relations by improving communication with Spanish-speaking clients. The course is open to 2Ls, 3Ls, and LL.Ms.

Note: This reading group will meet on the following dates: 3/5, 3/19, 3/26, 4/2, 4/9, 4/16.

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Special Education Advocacy for Students Impacted by Trauma

Course #: 2993

Term: 2023FA

Faculty: Guinn, Jodi

Credits: 2.00

Type: Elective

Subject Areas: Disability; Education; Family; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Family Member; Education; Administrative and Regulatory Law; Children and Family Law; Disability Law; Education Law

Delivery Mode: Seminar

Days and Times:

Location

Thu 1:30 PM - 3:30 PM

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.

To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on [How to Register for Clinics](#) and [How Clinical Credits Work](#).

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.

Required Clinic Component: Education Law Clinic: Individual Representation (4-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: Early drop of August 4, 2023.

Students must attend a mandatory orientation session on Friday, September 8, 2023 from 1:00-4:00pm. In this seminar associated with the Education Law Clinic: Individual Representation students learn the theory and skills of case advocacy and its role in larger systemic change remedies. Students will learn to provide effective direct representation to low-income clients in the special education system. The course is organized around a series of hands-on simulations, designed to help students develop the following skills: interviewing and counseling clients; reading and interpreting educational evaluations; preparing and interviewing expert witnesses; identifying substantive and procedural violations; formulating legal arguments and theories of the case; engaging in oral advocacy at the school level and/or in administrative appeals; and interacting and negotiating with opposing counsel. In a typical semester, a hearing officer from the Massachusetts Bureau of Special Education Appeals visits the course and presides over a simulated pre-hearing conference. In addition to building these concrete skills, the course will introduce students to a theoretical orientation that encourages them to see the individual child in a holistic way and to use their developing legal skills to construct compelling narratives and obtain individual remedies that embrace all parts of the child. Students will also learn how to identify systemic problems, assess the education systems response to at-risk children, and reflect on the challenges and rewards of interdisciplinary advocacy at the intersection of the fields of law, education, neurobiology, psychology, and public policy. Students will learn about the impact that traumatic experiences can have on childrens learning, behavior and relationships in school and about the ongoing multi-strategic advocacy campaign for safe and supportive school environments that is being conducted by the Trauma and Learning Policy Initiative (TLPI). There is no final examination for this course; students will prepare a "rounds" memo and presentation in which they lead a discussion with their colleagues based on their clinic case.

Note: Seminar meetings will take place at 23 Everett Street, Room 202

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Special Education Advocacy for Students Impacted by Trauma

Course #: 2993 **Term:** 2024SP **Faculty:** Guinn, Jodi **Credits:** 2.00

Type: Elective **Subject Areas:** Disability; Education; Family; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Family Member; Education; Administrative and Regulatory Law; Children and Family Law; Disability Law; Education Law

Delivery Mode: Seminar

Days and Times: **Location**

Tue 1:30 PM - 3:30 PM HAU103

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.

Required Clinic Component: Education Law Clinic: Individual Representation (4-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: Early drop of November 17, 2023.

Students must attend a mandatory orientation session on Friday, January 26, 2024 from 1:00-4:00pm. In this seminar associated with the Education Law Clinic: Individual Representation students learn the theory and skills of case advocacy and its role in larger systemic change remedies. Students will learn to provide effective direct representation to low-income clients in the special education system. The course is organized around a series of hands-on simulations, designed to help students develop the following skills: interviewing and counseling clients; reading and interpreting educational evaluations; preparing and interviewing expert witnesses; identifying substantive and procedural violations; formulating legal arguments and theories of the case; engaging in oral advocacy at the school level and/or in administrative appeals; and interacting and negotiating with opposing counsel. In a typical semester, a hearing officer from the Massachusetts Bureau of Special Education Appeals visits the course and presides over a simulated pre-hearing conference. In addition to building these concrete skills, the course will introduce students to a theoretical orientation that encourages them to see the individual child in a holistic way and to use their developing legal skills to construct compelling narratives and obtain individual remedies that embrace all parts of the child. Students will also learn how to identify systemic problems, assess the education systems response to at-risk children, and reflect on the challenges and rewards of interdisciplinary advocacy at the intersection of the fields of law, education, neurobiology, psychology, and public policy. Students will learn about the impact that traumatic experiences can have on childrens learning, behavior and relationships in school and about the ongoing multi-strategic advocacy campaign for safe and supportive school environments that is being conducted by the Trauma and Learning Policy Initiative (TLPI). There is no final examination for this course; students will prepare a "rounds" memo and presentation in which they lead a discussion with their colleagues based on their clinic case.

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Sports and the Law: Examining the Legal History and Evolution of America's Three "Major League" Sports: MLB, NFL and NBA

Course #: 2229 **Term:** 2023FA **Faculty:** Carfagna, Peter **Credits:** 1.00

Type: Elective **Subject Areas:** Antitrust/Competition; Antitrust; Contracts; State and Federal Courts; Antitrust; Contracts; Contracts; Administrative and Regulatory Law; Antitrust; Arts, Entertainment, and Sports Law; Constitutional Law; Contracts; Corporate and Transactional Law; Courts, Jurisdiction, and Procedure; Employment and Labor Law; Intellectual Property; Jurisprudence and Legal Theory

Delivery Mode: Course

Days and Times: **Location**

Thu 1:30 PM - 3:30 PM WCC3019

Course Description: Prerequisites: None

Exam Type: Last Class Take-home

This introductory Sports Law course will offer an overview of the three major sports that dominate the American sports scene today: Major League Baseball, the National Football League, and the National Basketball Association. The course will devote approximately equal time to each of these three major sports and compare/contrast the similarities and differences among them, from a historical legal perspective. Other professional sports, including hockey, soccer, and golf, will also be discussed via updated links to the most relevant Sports Law news. These links will be provided prior to each class.

Specifically, the course will evaluate the legal evolution of America’s three major leagues and examine how the Supreme Court’s, other courts’, and arbitrators’ landmark decisions have affected the path of each league’s progress. Guest Speakers with unique Sports Law expertise will be invited to help guide class discussions on selected topics throughout the course.

Class participation and successful completion of weekly assignments will count for a significant portion of the student’s final grade. In Week Three, a graded Reflection Paper on a relevant Sports Law topic will be assigned in preparation for the Final Exam. Other weeks, less formal Pass/Fail writing assignments will be assigned on topics with the then-greatest relevance to the course. The Final Exam will be available on the last day of the course and due on the last day of the Fall Semester.

Enrollment is available to second year, third year and LLM students. For JD students who take this course, independent writing projects can be pursued on any topic in the course for an additional one, or possibly two, credits.

Students who are interested in the winter or spring 2024 Sports Law Clinic are strongly encouraged to enroll in both of Professor Carfagna’s fall courses: "Sports and the Law: Examining the Legal History and Evolution of Americas Three "Major League" Sports: MLB, NFL and NBA" and "Sports Law: Advanced Contract Drafting."

The Sports Law: Advanced Contract Drafting 2-credit seminar will provide students the opportunity to negotiate and draft agreements that a lawyer advising a sports team would encounter. Students in the seminar will learn about the various components of complex deal documents and have the opportunity to then draft these documents. Students in the seminar will also explore and experiment with negotiating strategies. Overall, the goal of the seminar is to have students master skills related to negotiating, drafting, and analyzing the various "moving parts" of complicated agreements regarding stadium leasing; naming rights; sponsorship; media rights; food and beverage; provision of medical; hospital and financial services; state-operated entities; and purchase and sale of sports teams.

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Please see the clinic's description or review the Sports Law Clinic Guide for more information. More information about the clinic can also be found in the Sports Law Clinic Q&A on the OCP website.

Note: This course will meet for the first six weeks of the term from September 7 to October 12, 2023.

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Sports and the Law: Representing the Professional Athlete

Course #: 2230 Term: 2024WI Faculty: Carfagna, Peter Credits: 2.00

Type: Elective Subject Areas: Antitrust/Competition; Antitrust; Contracts; State and Federal Courts; Antitrust; Contracts; Contracts; Administrative and Regulatory Law; Antitrust; Arts, Entertainment, and Sports Law; Civil Litigation; Constitutional Law; Contracts; Courts, Jurisdiction, and Procedure; Employment and Labor Law; Intellectual Property; Jurisprudence and Legal Theory; Leadership; Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times:	Location
Mon 1:00 PM - 4:00 PM	WCC3019
Tue 1:00 PM - 4:00 PM	WCC3019
Wed 1:00 PM - 4:00 PM	WCC3019
Thu 1:00 PM - 4:00 PM	WCC3019
Fri 1:00 PM - 4:00 PM	WCC3019

Course Description: Prerequisite: None

Exam Type: Last Class Take-Home
Class participation and successful completion of weekly assignments will count for a significant portion of the students final grade.

This course will begin with an overview of the sports marketing industry and then proceed to discuss some of the more important legal doctrines relating to that industry, involving intellectual property law, labor law and contract law. In that context, the course will explore the skills necessary to conduct a series of "hypothetical" sports-related contract negotiations. The students will then participate in group-based contract-drafting exercises with an emphasis on client representation. Contracts to be drafted include a "product endorsement agreement," and a "name, image and likeness" lithograph poster agreement. Simulated depositions and "oral arguments" will also be conducted. Next, in the context of a mock litigation, students will assume a "contract breach" of the agreements they have drafted. In turn, they will draft document requests, deposition questions and legal briefs in support of the contractual positions taken during the contract drafting exercises.

Note: This course will meet for the first two weeks of the term.

This course fulfills the pre-requisite for the Sports Law Clinic. Please see the clinics description or review the Sports Law Clinic Guide for more information.

More information about the clinic can also be found in the Sports Law Clinic Q&A on the OCP website.

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Sports Law Clinic

Course #: 8028

Term: 2024WI

Faculty: Carfagna, Peter

Credits: 2.00

Type: Clinic

Subject Areas: Antitrust/Competition; Antitrust; State and Federal Courts; Antitrust; Administrative and Regulatory Law; Antitrust; Arts, Entertainment, and Sports Law; Civil Litigation; Corporate and Transactional Law; Courts, Jurisdiction, and Procedure; Employment and Labor Law; Intellectual Property; Negotiation and Alternative Dispute Resolution

Delivery Mode: Clinic

Days and Times:

Location

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Enrollment in this clinic will not fulfill the HLS JD pro bono requirement. Required Class Component: This clinic requires that students have taken at least one of the courses listed below. Clinic priority will be given to students who take the Advanced Drafting course, due to the fact that most clinic placements require the hands-on negotiating and drafting skills covered in the context of studying a wide variety of Sports Venue Marketing/Sponsorship Agreements. Highest priority will be given to students who take the Advanced Drafting course and the Sports and the Law: Examining the Legal History and Evolution of Americas Three "Major League" Sports: MLB, NFL and NBA course, which is annually updated to cover the current cutting-edge issues in Sports and the law.

Additional Co-/Pre-Requisites: The following courses do not have any seats reserved for clinical students: Sports Law: Advanced Contract Drafting (Fall 2023); Sports and the Law: Examining the Legal History and Evolution of Americas Three "Major League" Sports: MLB, NFL and NBA (Fall 2023); Sports and the Law: Representing the Professional Athlete (Winter 2024).

By Permission: Yes. The deadline to apply is TBD. Please see below for additional instructions.

Add/Drop Deadline: November 17, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

Placement Site: Various externship placements.

Sports Law clinical placements are in a variety of settings, including legal departments of major leagues or sports franchises, and with law firms and lawyers doing sports law in representing individual players, teams, or leagues. Students clinical work in the field can may include contract and transactional work, arbitration, litigation, research, and writing.

Peter Carfagna, instructor of sports law courses at HLS, oversees clinical placements and students clinical work. Admission in the clinic is by application. Applications are due by 5pm on TBD. To apply, please review the Sports Law Clinic Guide before submitting a statement of interest (including which semester you are applying for) and a resume to clinical@law.harvard.edu and to Professor Carfagna (pcarfagna@law.harvard.edu). Please note that your application materials may be sent to placement organizations during the selection process. Please note that international students in F1 visa status may only participate in this clinic once. F1 students are not eligible to return to their placement as an advanced student, or to go to a new placement through the clinic. More information about the clinic can also be found in the Sports Law Clinic Q&A on the OCP website.

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Sports Law Clinic

Course #: 8028 **Term:** 2024SP **Faculty:** Carfagna, Peter **Credits:** 5.00

Type: Clinic **Subject Areas:** Antitrust/Competition; Antitrust; State and Federal Courts; Antitrust; Administrative and Regulatory Law; Antitrust; Arts, Entertainment, and Sports Law; Civil Litigation; Corporate and Transactional Law; Courts, Jurisdiction, and Procedure; Employment and Labor Law; Intellectual Property; Negotiation and Alternative Dispute Resolution

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will not fulfill the HLS JD pro bono requirement. Required Class Component: This clinic requires that students have taken at least one of the courses listed below. Clinic priority will be given to students who take the Advanced Drafting course, due to the fact that most clinic placements require the hands-on negotiating and drafting skills covered in the context of studying a wide variety of Sports Venue Marketing/Sponsorship Agreements. Highest priority will be given to students who take the Advanced Drafting course and the Sports and the Law: Examining the Legal History and Evolution of Americas Three "Major League" Sports: MLB, NFL and NBA course, which is annually updated to cover the current cutting-edge issues in Sports and the law.
Additional Co-/Pre-Requisites: The following courses do not have any seats reserved for clinical students: Sports Law: Advanced Contract Drafting (Fall 2023); Sports and the Law: Examining the Legal History and Evolution of Americas Three "Major League" Sports: MLB, NFL and NBA (Fall 2023); Sports and the Law: Representing the Professional Athlete (Winter 2024).
By Permission: Yes. The deadline to apply is TBD. Please see below for additional instructions.
Add/Drop Deadline: December 8, 2023.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.
Placement Site: Various externship placements.

Sports Law clinical placements are in a variety of settings, including legal departments of major leagues or sports franchises, and with law firms and lawyers doing sports law in representing individual players, teams, or leagues. Students clinical work in the field can may include contract and transactional work, arbitration, litigation, research, and writing.
Peter Carfagna, instructor of sports law courses at HLS, oversees clinical placements and students clinical work. Admission in the clinic is by application. Applications are due by TBD. To apply, please review the Sports Law Clinic Guide before submitting a statement of interest (including which semester you are applying for) and a resume to clinical@law.harvard.edu and to Professor Carfagna (pcarfagna@law.harvard.edu). Please note that your application materials may be sent to placement organizations during the selection process. Please note that international students in F1 visa status may only participate in this clinic once. F1 students are not eligible to return to their placement as an advanced student, or to go to a new placement through the clinic. More information about the clinic can also be found in the Sports Law Clinic Q&A on the OCP website. This is an externship clinic. Students must have at least one full business day available in their schedule to work on-site at their placement organization. Any remaining clinical hours should be worked in blocks of at least 5 hours. Most placement organizations are open Monday-Friday from 9am-5pm.

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Sports Law: Advanced Contract Drafting

Course #: 2349 **Term:** 2023FA **Faculty:** Carfagna, Peter **Credits:** 2.00

Type: Elective **Subject Areas:** Antitrust/Competition; Antitrust; Contracts; State and Federal Courts; Antitrust; Contracts; Contracts; Administrative and Regulatory Law; Antitrust; Civil Litigation; Contracts; Corporate and Transactional Law; Courts, Jurisdiction, and Procedure; Employment and Labor Law; Finance, Accounting, and Strategy; Intellectual Property; Negotiation and Alternative Dispute Resolution

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC3019

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
NOTE: Sports Law: Advanced Contract Drafting will satisfy the Negotiation and Leadership requirement when taken in conjunction with Sports and the Law: Representing the Professional Athlete OR Sports Law Clinic.

Prerequisites: None

Exam Type: Last Class Take-home

This course will provide students the opportunity to negotiate and draft agreements that a lawyer advising a sports team would encounter. Students in the course will learn about the various components of complex deal documents and have the opportunity to then draft these documents. Students in the course will also explore and experiment with negotiating strategies. Overall, the goal of the course is to have students master skills related to negotiating, drafting, and analyzing the various "moving parts" of complicated agreements regarding stadium leasing; naming rights; sponsorship; media rights; food and beverage; provision of medical; hospital and financial services; state-operated entities; and purchase and sale of sports teams.

Additional Written Work Option: Students may earn up to two (2) additional Independent Writing credits by completing an Independent Writing Project under Professor Caragana’s supervision. The scope of Independent Writing Projects will generally relate to the negotiation and drafting of an Asset Purchase Agreement and will be described in greater detail in the Course Syllabus.

This course fulfills the pre-requisite for the Sports Law Clinic. Please see the Sports Law Clinic Guide and view the Sports Law Clinic Q&A for more information.

Students taking this course and who are interested in sports law clinical placements during winter or spring are also encouraged to enroll in the fall "Sports and the Law: Examining the Legal History and Evolution of Americas Three "Major League" Sports: MLB, NFL and NBA."

Note: The last class meeting on November 15, 2023 will be a double session.

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Stakeholder Capitalism

Course #: 3117 **Term:** 2023FA **Faculty:** Bebchuk, Lucian **Credits:** 1.00
Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy; Law and Economics

Delivery Mode: Course

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	HAU102

Course Description: Prerequisites: There are no prerequisites for the course. However, it is recommended that students either (a) have taken or are taking concurrently the Corporations course at HLS, (b) have taken some course that considers corporations or business associations at another law school in the US or abroad, or (c) have had prior experience that exposed them to corporate law, corporate governance, or corporate social responsibility issues. Students who have questions regarding whether the course would be suitable for them should feel free to contact the instructors.

Exam Type: No Exam

There have been growing concerns about the effects that corporations have on their stakeholders - non-shareholder constituencies such as employees, business partners, customers, communities, and the environment. The growth of these concerns has been accompanied by increasing support for stakeholder capitalism - that is, a system in which both corporate leaders and institutional investors would seek to protect the interests of stakeholders and not only those of shareholders. Influenced by such views, many companies have been devoting attention to the adoption of stakeholderist practices, and many institutional investors have been considering how to incorporate ESG considerations into their investment and stewardship decisions.

This course aims at giving students a sense of the issues involved in current debates and practices regarding stakeholder capitalism. The course will meet for 6 two-hour sessions, which will be concentrated during the first two months of the fall semester. Some of the sessions will feature outside speakers offering their perspectives on the subject.

There will be no examination. Instead, students will be asked to submit, before sessions, a brief memo on the assigned readings; grades will be based on these memos (primarily) and on participation in class discussion.

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Startup Entrepreneurship and Innovations in Legal Technology

Course #: 3134 Term: 2024SP Faculty: Onwudiwe, Memme; Ting, Jerry Credits: 1.00

Type: Elective Subject Areas: Contracts; Contracts; Contracts; Contracts; Leadership; Technology Law and Policy

Delivery Mode: Reading Group

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	WCC3016
Tue 10:15 AM - 12:15 PM	WCC3016
Wed 10:15 AM - 12:15 PM	WCC3016

Course Description: Prerequisite: None
Exam Type: No Exam

This reading group will explore the journey of entrepreneurship via a combination of both case studies and supplemental readings. Leaders from venture capital, law, and legal operations departments from global organizations will visit the class to provide students with unique insight into how they use technology to drive digital transformation. Students will also have ample engagement opportunities with leaders in legal operations, legal technology and venture capital to build their own networks. The goal is to provide students who are curious about entrepreneurship a firm foundation of the steps it takes to go from ideation to launch to scaling a legal tech company, and ultimately decide if they may have a career ahead in entrepreneurship themselves.

Note: This reading group will meet over two weeks from Monday, April 8 to Wednesday, April 17, 2024.

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State Constitutional Law

Course #: 2507 **Term:** 2024WI **Faculty:** Sutton, Jeffrey **Credits:** 2.00

Type: Elective **Subject Areas:** State Courts; Constitutional Law; State and Local Government

Delivery Mode: Course

Days and Times:	Location
Mon 10:00 AM - 12:30 PM	HAU102
Tue 10:00 AM - 12:30 PM	HAU102
Wed 10:00 AM - 12:30 PM	HAU102
Thu 10:00 AM - 12:30 PM	HAU102
Fri 10:00 AM - 12:30 PM	HAU102

Course Description: Prerequisite: None
Exam Type: No Exam Each student will be responsible for one in-class presentation and two 6-8 page papers.
This survey course explores the nature and significance of state constitutional law, a topic that has long lived in the shadow of federal constitutional law but that has become increasingly relevant in recent years. The course covers rights and structure, and in both settings it compares the federal model to the various state models. Of particular emphasis is the role of the state courts in protecting liberty and property rights under their own constitutions, and most notably whether they should construe these guarantees to offer protections that the federal courts have not provided in construing the federal constitution. Examples include litigation involving school funding, marriage, property takings, criminal procedure, the free exercise of religion, among others. We also will consider the amendment procedures of the state constitutions, the election of state court judges, the non-unitary executive under most state constitutions and other structural issues.

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State Constitutional Litigation and Education Reform

Course #: 3223 **Term:** 2024SP **Faculty:** Gregory, Michael **Credits:** 2.00

Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Seminar

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	WCC3012

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: None
Exam Type: No Exam

Despite decades of education policy reform at both state and federal levels-including funding increases in many jurisdictions and a near-universal emphasis on rigorous academic standards-substantial achievement gaps persist in many states and localities. In particular, low-income students, students of color, students with disabilities, and English language learners continue to evidence lower levels of educational attainment across a range of indicators compared with their more affluent and White peers. Many state and district education systems fail to provide adequate and/or equitable access to educational opportunities that effectively prepare students to compete in the world of work and/or to understand, appreciate, and participate meaningfully in democratic institutions. The post-COVID workforce shortage and crisis in student mental health; the rapid proliferation of technological innovations, including the advent of AI; and the nation’s growing civic divisiveness together constitute an unprecedented set of challenges that complicate the question of how to envision and operationalize a 21st century education system that works for all learners. This seminar will explore and evaluate the potential role of state constitutional litigation as a strategy for pursuing public education reform that begins to address these manifold difficulties by fully (re)defining and enforcing all students’ right to a meaningful educational opportunity.

More specifically, the seminar will examine a number of state supreme court cases that have interpreted the education clauses in their respective constitutions to require that their states provide all children an adequate or sound basic education. Although these rulings have explored and articulated many educational concepts that constitute components of a meaningful educational opportunity, none have comprehensively specified the full range of resource inputs or educational outcomes that should constitute a baseline education in a democratic society. We will closely examine the written decisions in these cases to determine the extent to which their holdings contain helpful building blocks for articulating a contemporary constitutional theory of the right to a meaningful educational opportunity (as well as ways in which they are inadequate for addressing current and future challenges). We will also analyze portions of the evidentiary record in some of these litigations to gain insight on the types of evidence regarding student needs that courts have found persuasive. Orders and pleadings from the remedial stages of these cases will also provide valuable insights on how an updated and comprehensive right to a meaningful educational opportunity might actually be implemented. Through our close analysis of a limited number of cases, the seminar will provide students with the rare opportunity to get a good sense of how a constitutional litigation is conducted from pleadings through the trial and remedy stages.

Our analysis will necessarily take account of recent developments in federal law, particularly the Supreme Court’s decision in the Harvard/UNC cases, which arguably constrains states’ race conscious efforts to address educational inequities. We will look at federal cases dealing with gender equity, as well as the rights of English learners and students with disabilities, to consider whether they offer any alternative options for conceptualizing comprehensive approaches to educational equity.

Students will produce a research memo for the seminar’s final assignment and class participation will

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constitute a portion of the grade; there will be no final exam. Students enrolled in the Education Law Clinic: Strategic Litigation will be required to enroll in this seminar as a co-requisite for the clinic.

State Constitutionalism

Course #: 2428 **Term:** 2024SP **Faculty:** Halligan, Caitlin; Garcia, Michael **Credits:** 1.00

Type: Elective **Subject Areas:** State Courts; Constitutional Law; State and Local Government

Delivery Mode: Reading Group

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM LEW214

Course Description: Prerequisite: Students must have completed, or be concurrently enrolled in, 1L Constitutional Law or Constitutional Law: Separation of Powers

Exam Type: No Exam

This reading group will explore the contours and impact of state constitutional law- a topic that has received increasing attention in recent years. We will consider differences between the structure and scope of state constitutions and that of the federal constitution, and explore when and why state high courts construe state constitutional provisions differently than their federal analogues (for example, criminal procedure and freedom of speech). We will also examine specific state constitutional provisions that lack a federal counterpart (for example, a constitutional guarantee to an education). Readings will include seminal articles on state constitutional jurisprudence, selected excerpts from state constitutions, and relevant cases.

Note: This reading group will meet on the follwing dates: January 29, February 5, February 19, March 4, March 18, and April 1.

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State Energy Law

Course #: 2974 **Term:** 2024SP **Faculty:** Peskoe, Ari **Credits:** 2.00
Type: Elective **Subject Areas:** State Courts; Administrative and Regulatory Law; Environmental Law and Policy; State and Local Government

Delivery Mode: Course

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	LEW214

Course Description: Prerequisite: None
Exam Type: No Exam The course requires two short papers (750 words) and one research paper about a topic of the students choosing.
States play a leading role in forging our nations energy policy. U.S. State regulatory authority over the energy industry is pervasive, from resource extraction to end-use consumption. This course offers an overview of core U.S. state functions, the legal questions they present, and the current policy debates and legal battles over the future of our energy sector. Topics will include: regulating electric utilities, siting infrastructure, facilitating competition, developing renewable energy, producing oil and gas, powering transportation, and legislating/regulating within constitutional constraints.

Statutes and Justice

Course #: 3149 **Term:** 2024SP **Faculty:** Rakoff, Todd **Credits:** 2.00
Type: Elective **Subject Areas:** Private Room; Administrative and Regulatory Law; Jurisprudence and Legal Theory; Private Law

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3036

Course Description: Prerequisite: None
Exam Type: No Exam
The principal controversy in modern statutory construction is the debate between purposivists and textualists. But these opponents in fact share many qualities, in particular, the view that what we seek to be are faithful agents of the legislature. In such a quest, general considerations of justice seem irrelevant. By contrast, when we try to solve common law problems, considerations of justice, although not the only considerations, are clearly relevant and sometimes predominate. Can we legitimately apply this aspect of common law reasoning to statutory interpretation? That is the question this seminar proposes to pursue. All members of the group will be expected to lead sessions and write papers tackling one aspect or another of the possible use of common law reasoning in interpreting particular statutes.

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Statutory Interpretation in a Constitutional Democracy

Course #: 3214 **Term:** 2024SP **Faculty:** Manning, John; Breyer, Stephen **Credits:** 1.00

Type: Elective **Subject Areas:** Constitutional Law

Delivery Mode: Reading Group

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM LEW214

Course Description: Prerequisite: Instructor permission is required for enrollment. Applicants should send a resume and statement of interest (with reference to prior coursework and experience related to statutory interpretation) to Emma Reilly at ereilly@law.harvard.edu. Application deadline is November 29, 2023.

Exam Type: No Exam

This reading group will consider statutory interpretation in light of the proper roles of the three branches in American constitutional democracy. The group will cast particular focus on questions about the proper role of the federal judiciary in interpreting and applying statutes. Should the federal courts strive to decode the most accurate reading of statutory texts, acting as Congress's faithful agents in the work they do? Or should federal courts, as principals of a co-equal branch, take responsibility for making statutory programs work sensibly and effectively, acting as Congress's partners in the enterprise of governance? How, if at all, do our answers change when Congress has given federal agencies primary responsibility for carrying out the programmatic aims of federal statutes? Finally, what metric does one use answer the foregoing question? Do our answers come from the text and structure of the U.S. Constitution, from the accretion of constitutional practice, from a political theory of how best to make a constitutional democracy serve the broad goals of public welfare, or from some other source? This Reading Group will rely on a mix of cases and scholarly articles to explore those issues.

Members of the Reading Group will be responsible for reading all of the cases listed for a given week. They will also be asked to read one of the listed articles each week (linked in the syllabus to HeinOnline) and to submit one question on the article they have selected for that week. The question may not exceed 150 words total and should be uploaded to Canvas no later than 5:00 p.m. on the day before that week's session. (Though you may pick either article on a given week, we suggest that you select the one you think you are less likely to agree with ex ante.)

Note: This reading group is scheduled to meet on the following dates: 1/23, 1/30, 2/6, 2/13, and 2/20. On February 20, there will be an additional session held during dinnertime from 6pm to 8pm.

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Strategic Litigation and Immigration Advocacy

Course #: 3018 **Term:** 2024SP **Faculty:** Ardalan, Sabrineh; Torrey, Philip **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Immigration/Refugee; Civil Rights; Immigration Law; State and Federal Courts; Civil Rights; Immigration Law; Immigration; Civil Litigation; Civil Rights; Courts, Jurisdiction, and Procedure; Immigration Law

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC3016

Course Description: Prerequisite: None
Exam Type: No Exam
There is perhaps no other area of law that has been more profoundly altered in the last few years than immigration. The field has seen dramatic shifts in enforcement priorities, executive action, state and local responses, and courts willingness to weigh-in on issues that they had previously refused to opine on. The goal of this course is to teach students how to develop and reflect on creative litigation and policy advocacy strategies in a range of different contexts.
The course will leverage the experience and expertise of Harvard Immigration and Refugee Clinical Program (“HIRC”) attorneys along with their community partners to explore the multitude of ways immigration policies can be challenged and reshaped. Case studies will include the Muslim Ban, efforts to end Temporary Protected Status, new rules restricting asylum protection, state and local “sanctuary” policies, community organizing and empowerment, and media as an advocacy tool.
The course will explore challenges to precedent through appellate litigation, strategic litigation in district court and administrative tribunals, policy-making at the state and local levels, and different approaches to influencing policy makers and the public. Many of these strategies build upon HIRC’s long-standing commitment to changing the law from the bottom up.
In addition to class discussion, simulations, and other interactive classroom modules, the course will feature guest lectures from community partners and advocates with whom HIRC has worked on various litigation and policy advocacy projects.

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Supreme Court and Appellate Advocacy Workshop

Course #: 3014	Term: 2023FA	Faculty: Dreeben, Michael	Credits: 2.00
Type: Elective	Subject Areas: State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure		
Delivery Mode: Seminar			
Days and Times:		Location	
Wed 1:30 PM – 3:30 PM		WCC3007	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: By Permission. Interested students should send a resume and a brief statement describing their interest in the course and in appellate advocacy to Laura Zeng(lzeng@law.harvard.edu). Deadline: August 1st

Exam Type: No Exam
Grading will be based on class participation and guided writing exercises.

This course will focus on the art and practice of Supreme Court and appellate advocacy through a classroom-workshop approach. The course will offer a comprehensive overview of appellate advocacy covering matters such as how to define the issues for appeal; the process of seeking discretionary review in an appellate court; how to draft persuasive briefs; and how to prepare for and deliver an effective oral argument. It will also introduce students to pathways to a career as an appellate advocate. The class will focus on the federal appellate system, with a particular emphasis on the Supreme Court, but the skills covered in the course can be applied in any appellate court. The writing and advocacy exercises will draw from actual cases involving cutting-edge legal issues - such as cases involving the First Amendment, the separation of powers, criminal procedure, or complex jurisdictional questions. This will allow class members to grapple with inherently interesting substantive questions on an array of topics as they develop their advocacy skills.

The centerpiece of the class experience will be interactive writing and oral advocacy exercises. The course will employ a writers workshop approach that builds advocacy skills through the sharing of work product and crowd-sourcing of feedback. Each class session will target a discrete aspect of appellate practice, broken down into its essential components. To make the learning experience concrete, we will provide an overview of the topic for the day (for example, the purpose of the "questions presented" section of a brief and the options for crafting those questions), and students will participate in guided writing or oral advocacy exercises designed to hone particular skills. Students will also participate in moot courts as both advocates and judges. The course is designed for students who are interested in developing their talents in appellate advocacy through participatory exercises in a collaborative, supportive environment. It is also ideal for students planning to serve as judicial law clerks

In addition to focusing on written and oral appellate advocacy, the course will also offer guidance on other aspects of litigating an appeal, such as learning the rules of appellate procedure, working with the Solicitor Generals Office, and working with potential amici. Some sessions may feature guest speakers with expertise in appellate advocacy who can offer insight drawn from experience. Appellate advocacy is an art form that can only be perfected through practice and observation of master practitioners. This course will offer students a window into how virtuoso appellate lawyers learned their vocation and how they carry it out.

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Supreme Court Decision Making

Course #: 2505 **Term:** 2023FA **Faculty:** Singer, Joseph **Credits:** 2.00

Type: Elective **Subject Areas:** Comparative Law; Jurisprudence and Legal Theory

Delivery Mode: Seminar

Days and Times: **Location**

Tue 6:00 PM - 8:00 PM WCC5044

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: None
Exam Type: No Exam
How do supreme courts decide hard cases? How do they justify the results they reach by persuasive opinions? How do judges on multimember courts attempt to persuade other judges and to reach agreement when cases are hard? How can you write an opinion that not only justifies the result with acceptable reasons but attempts to persuade judges on the other side and to speak to the losing party to explain why they lost? This seminar will enable you to act as a supreme court justice, sit in conference, discuss cases, and write opinions (majority, concurring, and dissenting). Some of the cases will be current cases before the U.S. Supreme Court. Others may have you sitting as a state supreme court deciding an issue of statutory interpretation or common law. We will discuss each case and one student will be assigned to write a proposed majority opinion for that case. After circulating that opinion, other students can write concurring and dissenting opinions and we will discuss the case a second time, using those written opinions as the basis for discussion. The goal is to practice persuasion, oral and written justification, and the art of collective judicial decision making.

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Supreme Court Litigation

Course #: 2233	Term: 2024WI	Faculty: Russell, Kevin; Bennett, Jennifer; Gupta, Deepak	Credits: 1.00
Type: Elective	Subject Areas: State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure; Legal Profession and Ethics		
Delivery Mode: Seminar			
Days and Times:		Location	

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.

Required Clinic Component: Supreme Court Litigation Clinic (2 winter clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications are due October 2, 2023.

Add/Drop Deadline: November 17, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students on F-1 visas are not eligible for CPT.

Placement Site: Washington D.C.
This clinic is co-taught by Tom Goldstein, Kevin Russell, Deepak Gupta and Jennifer Bennett .
This winter-term clinic is taken concurrently with the Supreme Court Litigation clinical course. Students are immersed in the practice of law before the United States Supreme Court. Both the class and clinic will take place in Washington, D.C.
The clinic and course consist of three major components:
(1) Intensive work on cases before the Court. Students will be assigned to small teams, each working closely with an instructor to write and file a petition for a writ of certiorari, brief in opposition to certiorari, merits brief, amicus brief and/or to prepare for oral argument in a pending case.
(2) Seminars. The instructors will facilitate classroom discussions about Supreme Court practice - including strategy, procedure, brief writing, and oral advocacy.
(3) Events. Students will attend arguments at the Supreme Court, view a moot court, and meet with leading members of the Supreme Court bar, former Supreme Court clerks, and members of the Supreme Court press corps.
The work is extremely rewarding, giving students an opportunity to work side by side with experienced Supreme Court practitioners litigating before the Court from the firms Goldstein & Russell and Gupta Wessler. The work is also quite intensive, precluding students from undertaking any significant non-class-related activities during the winter term. While we do our best to make the schedule manageable, the clinic requires us to complete a large amount of work in a short amount of time, and so students should be prepared to work long hours, including potentially on weekends.

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Students will be provided transportation to and from Washington, D.C., as well as housing (students should plan to share rooms, subject to change based on guidance from Harvard or public health officials). Housing will not be provided for students spouses or significant others. Students generally will be responsible for providing themselves meals and transportation within the city. Enrollment is through an application process. Interested students must submit a resume, a writing sample, and one or more references. The writing sample may consist of one or two writing products, totaling fifteen to twenty pages (the sample(s) should accurately indicate the students current writing ability, and so should not be significantly edited by anyone other than the author). The reference(s) should include the references name and contact information. Application materials should be sent to Maggie Bay (mbay@law.harvard.edu) by October 2, 2023. Enrollment is limited to 10 students.

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Supreme Court Litigation Clinic

Course #: 8030	Term: 2024WI	Faculty: Russell, Kevin; Bennett, Jennifer; Gupta, Deepak	Credits: 2.00
Type: Clinic	Subject Areas: State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure; Legal Profession, Legal Ethics & Professional Responsibility		
Delivery Mode:	Clinic		
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Supreme Court Litigation (1 winter clinical credit). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.

Additional Co-/Pre-Requisites: None.

By Permission: Yes. Applications are due October 2, 2023.

Add/Drop Deadline: November 17, 2023.

LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students on F-1 visas are not eligible for CPT.

Placement Site: Washington D.C.
This clinic is co-taught by Tom Goldstein, Kevin Russell, Deepak Gupta and Jennifer Bennett .
This winter-term clinic is taken concurrently with the Supreme Court Litigation clinical course. Students are immersed in the practice of law before the United States Supreme Court. Both the class and clinic will take place in Washington, D.C.
The clinic and course consist of three major components:
(1) Intensive work on cases before the Court. Students will be assigned to small teams, each working closely with an instructor to write and file a petition for a writ of certiorari, brief in opposition to certiorari, merits brief, amicus brief and/or to prepare for oral argument in a pending case.
(2) Seminars. The instructors will facilitate classroom discussions about Supreme Court practice - including strategy, procedure, brief writing, and oral advocacy.
(3) Events. Students will attend arguments at the Supreme Court, view a moot court, and meet with leading members of the Supreme Court bar, former Supreme Court clerks, and members of the Supreme Court press corps.
The work is extremely rewarding, giving students an opportunity to work side by side with experienced Supreme Court practitioners litigating before the Court from the firms Goldstein & Russell and Gupta Wessler. The work is also quite intensive, precluding students from undertaking any significant non-class-related activities during the winter term. While we do our best to make the schedule manageable, the clinic requires us to complete a large amount of work in a short amount of time, and so students should be prepared to work long hours, including potentially on weekends.

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Students will be provided transportation to and from Washington, D.C., as well as housing (students should plan to share rooms, subject to change based on guidance from Harvard or public health officials). Housing will not be provided for students spouses or significant others. Students generally will be responsible for providing themselves meals and transportation within the city. Enrollment is through an application process. Interested students must submit a resume, a writing sample, and one or more references. The writing sample may consist of one or two writing products, totaling fifteen to twenty pages (the sample(s) should accurately indicate the students current writing ability, and so should not be significantly edited by anyone other than the author). The reference(s) should include the references name and contact information. Application materials should be sent to Maggie Bay (mbay@law.harvard.edu) by October 2, 2023. Enrollment is limited to 10 students.

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Systemic Advocacy for Safe and Supportive Schools

Course #: 2774 **Term:** 2024SP **Faculty:** Gregory, Michael **Credits:** 2.00
Type: Elective **Subject Areas:** Education; Family; State Courts; Race; Family Member; Education; Administrative and Regulatory Law; Children and Family Law; Education Law; Poverty Law and Economic Justice; Race and the Law; State and Local Government

Delivery Mode: Seminar

Days and Times:	Location
Thu 1:30 PM - 3:30 PM	WCC3011

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website and OCP Blog Highlights.
Required Clinic Component: Education Law Clinic: Legislative and Administrative Lawyering (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: Early drop of November 17, 2023. LLM Students: LLM students may enroll in this clinic through Helios.

In this seminar students will learn the theory and practice the skills that will enable them to be effective legislative and administrative lawyers for antiracist, healing-centered, trauma-sensitive schools. Students will learn how to identify and understand systemic problems in education, assess the education systems response to marginalized students, and reflect on the challenges and rewards of interdisciplinary advocacy at the intersection of the fields of law, education, neurobiology, psychology, and public policy. A key feature of the course and clinic will be working directly with secondary school students in Massachusetts who are advocating to improve their own schools. In addition to several general substantive areas related to legislative and administrative lawyering (e.g., the constitutional roles and powers of the General Court, the executive branch and administrative agencies in Massachusetts; House and Senate procedure; the state budget process; and the art of lobbying), the seminar will also include readings and discussion about youth voice, the ethics of working with young people, and organizing strategies related to advocacy for racial and economic justice. The readings and activities in this seminar are designed to support and encourage reflection on the lawyering skills that students will develop and practice in their clinical work, which may include collaborating with impacted stakeholders to: identify and research a problem, propose solutions and approaches, develop and draft a desired legislative remedy, map power relationships between stakeholders in the education establishment, assess the political and legal landscape surrounding the desired remedy, build a vibrant and effective coalition, engage in oral presentations and negotiations, and analyze ethical issues that arise in legislative and administrative advocacy. The seminar will also introduce students to distinguished guest speakers from practice. The goal is for students to learn the unique role lawyers can play as part of a movement to create effective remedies for marginalized students.

There is no final examination for this course; students will prepare a presentation in which they lead a discussion with their colleagues based on an interesting issue or problem they encountered in their clinic advocacy during the semester. Class participation is part of the grade for this course.

Please note this course has a unique schedule. There will be two meetings of the course in each of the first two weeks of the semester in order to front load content so students are prepared to engage in advocacy. To compensate, there will be two weeks in the middle of the semester where there is no class meeting (March 2 and March 9). The course will meet on the following dates and times:
Tue, Jan 23, 8 - 10am*Thu, Jan 25, 1:30 - 3:30 pmTue, Jan 30, 8 - 10 am*Thu, Feb 1, 1:30 - 3:30 pmThu, Feb 8, 1:30 - 3:30 pmThu, Feb 15, 1:30 - 3:30 pmThu, Feb 22, 1:30 - 3:30 pmThu, Mar 21, 1:30 - 3:30 pmThu, Mar 28, 1:30 - 3:30 pmThu, Apr 4, 1:30 - 3:30 pmThu, Apr 11, 1:30 - 3:30 pmThu, Apr 18, 1:30 - 3:30 pm

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* = Irregular course meeting time

Please also note that students are required to schedule a substantial portion of their clinic office hours for the associated clinic (Education Law Clinic: Legislative and Administrative Lawyering) on Tuesdays, Wednesdays and Thursdays because these are the days the Massachusetts legislature is typically in session. Beginning in the third week of the semester, students will be required to attend a one hour weekly team meeting each Tuesday morning from 9:00-10:00 am.

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Tax Aspects of Structuring Deals

Course #: 3036 Term: 2024SP Faculty: Alter, Avi Credits: 2.00

Type: Elective Subject Areas: Tax; Tax; Tax; Corporate and Transactional Law; Tax Law and Policy

Delivery Mode: Course

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	PND100

Course Description: Prerequisites: Taxation

Co-rerequisites:Taxation of Business Corporations

Exam Type: One-Day Take Home

The course will explore how Federal income tax considerations and related structuring considerations shape today’s deals, including mergers, acquisitions, restructurings, public offerings and other landmark corporate transactions. Students will study SEC filings related to these transactions in order to discover the strategies behind their particular form and structure. The course will be presented from the vantage point of legal and financial advisors to the transaction, so that students will become familiar with the framework that governs these corporate transactions, with a particular focus on real world approaches and strategies-how abstract principles are applied in practice and how ambiguities and uncertainties are resolved (or managed). In addition to assuming the role of advisors, students will explore the role of public filings as the case law of public deals and their practical precedential effect, the gatekeeping function of investment bankers and lawyers in a system of voluntary enforcement, the legislative and regulatory responses to publicly announced deals, and the intended and unintended consequences on deal dynamics. The goal of the course is for students to gain a general understanding of the relevant legal and financial concepts, as well as how these concepts create their own body of tax and corporate lore (if not law) and their normative implications.

The course will take a case study approach, by focusing on particular transactions and categories of transactions to explore how themes develop. Relevant tax concepts or statutory provisions will be discussed as relevant to each class, but the focus will be on understanding how such concepts affect structuring of the transaction and the evolution and development of such concepts across multiple transactions. Themes and transactions studied will include, illustratively,

Spinoffs I: Yahoo’s attempted spin-off of its stake in Alibaba (tax-free spin-off rules including device, business purpose and the active-trade-or-business requirement; cross-border taxation); Trip Advisor & Trip Advisor Holdings

Spinoffs II: Disney’s acquisition of major assets from 21st Century Fox (taxable spin-off; spin-merge transactions; basis step-up)

UP-C’s: Blackstone IPO and its reincorporation as a C corporation

UP-C’s & Exchangeables: Merger of GE’s oil and gas services business with Baker Hughes (’40 Act considerations; use of partnerships in M&A; tax receivable agreements)

Tracking stock: Liberty Media (use of tracking stock and potential split-off)

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Tax Law, Finance, and Strategic Planning

Course #: 2806 **Term:** 2023FA **Faculty:** Brennan, Thomas **Credits:** 2.00
Type: Elective **Subject Areas:** Tax; Tax; Tax; Finance, Accounting, and Strategy; Law and Economics; Tax Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Wed 6:00 PM - 8:00 PM	WCC3008

Course Description: Prerequisite: Taxation
Exam Type: No Exam
This course develops tools for understanding and evaluating the effect tax laws have on strategic planning in both business and personal contexts. The perspective taken is generally that of financial economics, with cash flows resulting from transactions being viewed as items which are subject to valuation using asset pricing techniques. This approach allows for a precise understanding of where the value in a transaction comes from and how careful tax planning can help maximize this value. Consideration is also given to policy responses to strategic planning.
No advanced coursework in finance is assumed, but a variety of concepts are introduced in the course, and students are expected to learn how to use them effectively in the context of arriving at optimal tax strategies. Techniques covered include present value analysis, the use of payoff diagrams, option pricing using simple models and the Black-Scholes formula, and, as time permits, application of tax strategies to data sets based on historical and simulated financial data.

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Tax Litigation Clinic

Course #: 8045	Term: 2023FA	Faculty: Patten, Audrey	Credits: 5.00
Type: Clinic	Subject Areas: Tax; Tax; Tax; Poverty Law and Economic Justice; Tax Law and Policy		
Delivery Mode: Clinic			
Days and Times:	Location		

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Tax Litigation Clinical Seminar (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: WilmerHale Legal Services Center (Jamaica Plain).

The Tax Litigation Clinic represents low income taxpayers who have a dispute with the Internal Revenue Service or the Massachusetts Department of Revenue. This includes representing taxpayers in administrative processes within those agencies as well as litigating in the United States Tax Court, and various United States District and Circuit courts. The Clinic receives clients through various referral programs, including from domestic violence organizations, wrongful conviction projects, veterans’ groups, and various other service providers. In addition to representing clients from Massachusetts, the Clinic takes clients from around the country to litigate issue of broad impact to the low income taxpayer community. It also comments on regulations and other types of rule-making that will impact this community.

Much of the clinic practice centers on using administrative processes at the IRS to resolve taxpayer issues. Clinic students may deal with IRS revenue agents, revenue officers, Appeals Officers, automated call site collection operators and correspondence auditors. Students represent cases in a variety of administrative postures, such as audit reconsiderations and innocent spouse cases to relieve a client of liability and collections matters to protect low income clients from wage garnishment or asset seizure. Students thus gain significant experience in dealing with an executive agency. No matter which segment of the administrative agency we encounter, the Clinic provides a voice for the client in a process that can otherwise prove baffling. All students in this clinic gain significant direct client experience. Each student usually starts with 4-5 clients representing a variety the Clinic cases. The student has primary responsibility for the case and works directly with the client. The supervisors in the Clinic assist and guide the students as they work with their clients.

Because Congress uses the Internal Revenue Code to deliver benefits through provisions such as the earned income tax credit and the advanced child tax credit, low income clients often have a serious financial interest in their tax disputes. The benefit payments sometimes equal half of a taxpayer’s annual income. Represented clients have a much higher statistical chance of prevailing and thus avoiding deep poverty. The Clinic represents clients so that they can retain these benefits in circumstances in which they might give up rather than contest their liability with the IRS. Additionally, the Clinic represents clients

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mired in debt. Each semester, the Clinic assists taxpayer in settling their tax debts with the IRS for a fraction of the amount owed and in some cases writing off hundreds of thousands of dollars. These outcomes can be life changing for some clients.

The Clinic also gives students the opportunity to work on matters of broader impact in the low income taxpayer community. The Clinic regularly argues cases in the United States Circuit Courts. The Clinic also files amicus briefs in various Circuit Courts and, occasionally, in the Supreme Court.

The seminar component of the Clinic seeks to complement the experience of working directly with the clients. Students discuss case simulations, problems, and IRS forms in the seminar in order to prepare and reinforce the skills needed for client representation. The seminar also serves as a place for the students in the class to discuss their cases with fellow classmates and work together to figure out the best way to approach difficult case problems.

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Tax Litigation Clinic

Course #: 8045 **Term:** 2024SP **Faculty:** Patten, Audrey **Credits:** 5.00
Type: Clinic **Subject Areas:** Tax; Tax; Tax; Poverty Law and Economic Justice; Tax Law and Policy
Delivery Mode: Clinic
Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Tax Litigation Clinical Seminar (2 spring classroom credits). This clinic and course are bundled - your enrollment in this clinic will automatically enroll you in the required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Placement Site: WilmerHale Legal Services Center (Jamaica Plain).
The Tax Litigation Clinic represents low income taxpayers who have a dispute with the Internal Revenue Service or the Massachusetts Department of Revenue. This includes representing taxpayers in administrative processes within those agencies as well as litigating in the United States Tax Court, and various United States District and Circuit courts. The Clinic receives clients through various referral programs, including from domestic violence organizations, wrongful conviction projects, veterans’ groups, and various other service providers. In addition to representing clients from Massachusetts, the Clinic takes clients from around the country to litigate issue of broad impact to the low income taxpayer community. It also comments on regulations and other types of rule-making that will impact this community.
Much of the clinic practice centers on using administrative processes at the IRS to resolve taxpayer issues. Clinic students may deal with IRS revenue agents, revenue officers, Appeals Officers, automated call site collection operators and correspondence auditors. Students represent cases in a variety of administrative postures, such as audit reconsiderations and innocent spouse cases to relieve a client of liability and collections matters to protect low income clients from wage garnishment or asset seizure. Students thus gain significant experience in dealing with an executive agency. No matter which segment of the administrative agency we encounter, the Clinic provides a voice for the client in a process that can otherwise prove baffling. All students in this clinic gain significant direct client experience. Each student usually starts with 4-5 clients representing a variety the Clinic cases. The student has primary responsibility for the case and works directly with the client. The supervisors in the Clinic assist and guide the students as they work with their clients.
Because Congress uses the Internal Revenue Code to deliver benefits through provisions such as the earned income tax credit and the advanced child tax credit, low income clients often have a serious financial interest in their tax disputes. The benefit payments sometimes equal half of a taxpayer’s annual income. Represented clients have a much higher statistical chance of prevailing and thus avoiding deep poverty. The Clinic represents clients so that they can retain these benefits in circumstances in which they might give up rather than contest their liability with the IRS. Additionally, the Clinic represents clients mired in debt. Each semester, the Clinic assists taxpayer in settling their tax debts with the IRS for a

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fraction of the amount owed and in some cases writing off hundreds of thousands of dollars. These outcomes can be life changing for some clients.

The Clinic also gives students the opportunity to work on matters of broader impact in the low income taxpayer community. The Clinic regularly argues cases in the United States Circuit Courts. The Clinic also files amicus briefs in various Circuit Courts and, occasionally, in the Supreme Court.

The seminar component of the Clinic seeks to complement the experience of working directly with the clients. Students discuss case simulations, problems, and IRS forms in the seminar in order to prepare and reinforce the skills needed for client representation. The seminar also serves as a place for the students in the class to discuss their cases with fellow classmates and work together to figure out the best way to approach difficult case problems.

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Tax Litigation Clinical Seminar

Course #: 2822 **Term:** 2023FA **Faculty:** Patten, Audrey **Credits:** 2.00

Type: Elective **Subject Areas:** Tax; Tax; Tax; Poverty Law and Economic Justice; Tax Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Tue 1:30 PM - 3:30 PM	WCC4063

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Tax Litigation Clinic (3-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Through the Tax Litigation Clinical Seminar, students learn the substantive law, procedural context, advocacy skills, and ethical rules necessary for the effective representation of low-income taxpayers before the IRS and in federal court. The seminar will cover an array of topics, including tax practice and procedure at the agency level and in federal court, administrative law, client interviewing, fact investigation, offers in compromise, negotiation, refund litigation, audit reconsideration, innocent spouse defenses, Earned Income Tax Credit (EITC), and evidentiary hearings. The seminar will also consider, through the lens of students’ clinical experiences, systemic questions about tax policy, anti-poverty policy, and access to justice for low-income taxpayers. Because the Clinic teaches lawyering skills applicable across numerous practice areas, students are encouraged to enroll whether or not they have an existing interest in tax practice or simply seek an immersive litigation experience through which they can learn valuable skills and provide pro bono representation to those in need.

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Tax Litigation Clinical Seminar

Course #: 2822 **Term:** 2024SP **Faculty:** Patten, Audrey **Credits:** 2.00

Type: Elective **Subject Areas:** Tax; Tax; Tax; Poverty Law and Economic Justice; Tax Law and Policy

Delivery Mode: Seminar

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC4063

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Tax Litigation Clinic (3-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
Through the Tax Litigation Clinical Seminar, students learn the substantive law, procedural context, advocacy skills, and ethical rules necessary for the effective representation of low-income taxpayers before the IRS and in federal court. The seminar will cover an array of topics, including tax practice and procedure at the agency level and in federal court, administrative law, client interviewing, fact investigation, offers in compromise, negotiation, refund litigation, audit reconsideration, innocent spouse defenses, Earned Income Tax Credit (EITC), and evidentiary hearings. The seminar will also consider, through the lens of students’ clinical experiences, systemic questions about tax policy, anti-poverty policy, and access to justice for low-income taxpayers. Because the Clinic teaches lawyering skills applicable across numerous practice areas, students are encouraged to enroll whether or not they have an existing interest in tax practice or simply seek an immersive litigation experience through which they can learn valuable skills and provide pro bono representation to those in need.

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Taxation

Course #: 2234 Term: 2023FA Faculty: Desai, Mihir Credits: 4.00

Type: Multisection Subject Areas: Tax; Tax; Tax; Administrative and Regulatory Law; Tax Law and Policy

Delivery Mode: Course

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	LAN272
Wed 3:45 PM - 5:45 PM	LAN272

Course Description: Prerequisite: None

Exam Type: In Class

This course focuses on the U.S. federal income tax and the policy considerations that inform the design of the tax, which has become an important governmental tool for influencing many aspects of modern American life. The course accordingly examines not only the concept of taxable income, but also how the federal government uses the tax to influence the behavior of taxpayers across the income spectrum. A principal goal of this course is also to teach students to analyze and apply a complex federal statute.

Unless waived by the instructor, Taxation is generally a pre-requisite for J.D. students in the advanced tax courses.

Taxation

Course #: 2234 Term: 2023FA Faculty: Brennan, Thomas Credits: 4.00

Type: Multisection Subject Areas: Tax; Tax; Tax; Tax Law and Policy

Delivery Mode: Course

Days and Times:	Location
Wed 8:40 AM - 10:00 AM	LAN225
Thu 8:40 AM - 10:00 AM	LAN225
Fri 8:40 AM - 10:00 AM	LAN225

Course Description: Prerequisites: None

Exam Type: In Class

This course is an introductory study of federal income taxation covering inclusion and exclusion of items in computing gross income; deductions from gross income; accounting and timing considerations; capital gains and losses; and the treatment of the family and gifts. Consideration will be given to the interaction of the legislative, executive, and judicial roles in the making, administering, and interpreting of the tax law; to the goals of the tax law and possibilities for future development of it; to the strategic behavior of taxpayers in response to the tax law; and to the impact of the tax law on private property transfers and other transactions. A principal goal of this course is also to teach students to analyze and apply a complex federal statute.

Unless waived by the instructor, Taxation is generally a pre-requisite for J.D. students in the advanced tax courses.

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Taxation

Course #: 2234 Term: 2024SP Faculty: Warren, Alvin Credits: 4.00

Type: Multisection Subject Areas: Tax; Tax; Tax; Tax Law and Policy

Delivery Mode: Course

Days and Times:	Location
Wed 8:15 AM - 9:40 AM	WCC1010
Thu 8:15 AM - 9:40 AM	WCC1010
Fri 8:15 AM - 9:40 AM	WCC1010

Course Description: Prerequisite: None
Exam Type: In Class
This course focuses on the U.S. federal income tax and the policy considerations that inform the design of the tax, which has become an important governmental tool for influencing many aspects of modern American life. The course accordingly examines not only the concept of taxable income, but also how the federal government uses the tax to influence the behavior of taxpayers, whether wealthy (e.g., the capital gains preference), middle-income (the education credits) or lower-income (the earned income credit). A principal goal of this course is also to teach students to analyze and apply a complex federal statute. Unless waived by the instructor, Taxation is generally a prerequisite for J.D. students in the advanced tax courses.

Taxation

Course #: 2234 Term: 2024SP Faculty: Kaplow, Louis Credits: 4.00

Type: Multisection Subject Areas: Tax; Tax; Tax; Corporate and Transactional Law; Law and Economics; Tax Law and Policy

Delivery Mode: Course

Days and Times:	Location
Mon 8:00 AM - 10:00 AM	WCC1010
Tue 8:00 AM - 10:00 AM	WCC1010

Course Description: Prerequisites: None
Exam Type: In Class
This course is an introductory study of federal income taxation covering inclusion and exclusion of items in computing gross income; deductions from gross income; tax accounting; capital gains and losses; and the treatment of the family and trusts. Consideration will be given to the interaction of legislative, executive, and judicial agencies in the making, administering, and interpreting of the tax law; to the goals of the tax law and possibilities for future development of it; to the private lawyers professional role with respect to administration of the tax law; and to the impact of the tax law on private property transfers and other transactions.
Note: For upper-level JD students, this course will be included in the Multi-Section round of registration.

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Taxation

Course #: 2234 **Term:** 2023FA **Faculty:** Abrams, Howard **Credits:** 4.00

Type: Multisection **Subject Areas:** Tax; Tax; Tax; Corporate and Transactional Law; Tax Law and Policy

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCCB015
Tue 1:30 PM - 3:30 PM	WCCB015

Course Description: Prerequisites: None
Exam Type: In Class
This course focuses on the U.S. federal income tax and the policy considerations that inform the design of the tax, which has become an important governmental tool for influencing many aspects of modern American life. The course accordingly examines not only the concept of taxable income, but also how the federal government uses the tax to influence the behavior of taxpayers. A principal goal of this course is to teach students to analyze and apply a complex federal statute.
Unless waived by the instructor, Taxation generally is a pre-requisite for J.D. students in the advanced tax courses.

Taxation of Business Corporations

Course #: 2274 **Term:** 2024SP **Faculty:** Brennan, Thomas **Credits:** 4.00

Type: Elective **Subject Areas:** Tax; Tax; Tax; Corporate and Transactional Law; Tax Law and Policy

Delivery Mode: Course

Days and Times:	Location
Mon 10:20 AM - 11:40 AM	WCC3018
Tue 10:20 AM - 11:40 AM	WCC3018
Wed 10:20 AM - 11:40 AM	WCC3018

Course Description: Prerequisite: Taxation
Exam Type: One-Day Takehome
This course covers the major tax law and policy issues involved in the organization, operation, and restructuring of U.S. corporations, including the tax treatment of corporate shareholders. The course provides the tax background necessary for understanding and participating in the creation of many types of business transactions of both publicly and closely held enterprises, including acquisitions, liquidations, mergers, and divisions. In the U.S., the structure of these major corporate transactions is very heavily influenced by the applicable tax provisions.

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Teaching Copyright

Course #: 2636

Term: 2024SP

Faculty: Fisher, William

Credits: 2.00

Type: Elective

Subject Areas: Intellectual Property

Delivery Mode: Seminar

Days and Times:

Location

Tue 6:00 PM - 8:00 PM

WCC4059

Course Description: This course has an early drop deadline of December 1.

Prerequisites: By permission. Teaching Copyright is open to all Harvard Law School students who either have already taken a course on Copyright at HLS or will be enrolled in such a course during the Spring. Harvard Law School students who satisfy these requirements may enroll by emailing Lauren McCalla at lmccalla@law.harvard.edu by November 17. Other students may enroll only with the permission of the instructor. To seek such permission, please send a resume and an explanation of your interest and qualifications to tfisher@law.harvard.edu by November 17.

Exam Type: No Exam

This course is designed for students who are interested in deepening their knowledge of copyright law and gaining experience with law teaching. Each student in the course will be a Teaching Fellow for CopyrightX, an online copyright course taught by Prof. Fisher to roughly 500 students worldwide. The weekly meetings of the course have two functions: to provide an advanced seminar on copyright; and to provide students guidance and support as they learn to teach.

CopyrightX closely parallels the HLS course on Copyright. Like the HLS students, the CopyrightX students learn the essential elements of both doctrine and theory by watching videotaped lectures prepared by Prof. Fisher, reading cases and secondary materials, and watching webcast special events in which guest speakers examine controversial current topics. In addition, each CopyrightX student participates in a 25-person seminar led by a Teaching Fellow.

Each Teaching Fellow has two primary responsibilities: to conduct each week an 80-minute live online discussion that uses case studies to refine the students understanding of the pertinent laws and policies; and to draft or revise (at some point during the semester) one case study that will be employed both by Prof. Fisher and by the other Teaching Fellows to facilitate discussions. In addition, the Teaching Fellows will meet once a week with Prof. Fisher to discuss the issues addressed in the lecture and readings for that week and to exchange ideas concerning possible ways of teaching their own seminars. During most weeks, this meeting will be held during one of the time slots allocated to the regular Copyright course. On a few occasions, however, it will meet on a weekday evening.

Additional information concerning CopyrightX and the role of the Teaching Fellows can be found by visiting copyx.org or by emailing [copyrightx\[at\]cyber.law.harvard.edu](mailto:copyrightx[at]cyber.law.harvard.edu).

Note: The credit breakdown for this course is as follows: three total credits - two classroom credits and one writing credit.

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Tech Savvy Lawyering: Advising Businesses on Emerging Tech Opportunities and Risks

Course #: 3255 Term: 2023FA Faculty: Hendrickson, Sue Credits: 1.00

Type: Elective Subject Areas: Technology Law and Policy

Delivery Mode: Reading Group

Days and Times:	Location
Tue 3:45 PM - 5:45 PM	WCC3036

Course Description: Prerequisite: None
Exam Type: No Exam

As AI and networked digital technologies have become increasingly omnipresent and societally impactful, lawyers need to be prepared to advise business, investment, and legal teams on the opportunities, key considerations, and risks presented by emerging technologies. With a focus on product launches, strategic alliances, and digitization, this seminar aims to place students in legal advisory roles in the complex real-world scenarios faced by technology innovators and more traditional businesses as they develop and roll out new tech offerings, partner with technology providers, invest in emerging tech, and undergo digital transformations. How do lawyers advise on issues such as the rollout of Stable Diffusion, ChatGPT or other LLMs, the design of a new public health contact tracing app, the storage of critical business functions in the cloud, emerging market investments in AI technologies, the integration of third-party tech in autonomous vehicles, and approaches to new disruptive technologies? The seminar will explore key considerations in areas such as intellectual property, data, privacy, security, and deal structuring, while also evaluating tech decision-making through a public interest lens of responsible, safe, rights-respecting, and ethical business conduct. This reading seminar is designed to be interactive and will include a mix of readings, guest speakers drawn from industry, government, and private practice, and interactive case studies in which students will participate in role playing business teams, in-house and outside counsel, investors, and public interest constituencies. No experience or background is necessary, but deep intellectual curiosity around exploring the complexities and implications of technology decision-making on businesses and society is strongly desired.)

Note: This reading group will meet on the following dates: 9/12, 9/26, 10/17, 10/31, 11/7, 11/28

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Technology and the Public Interest

Course #: 1060 **Term:** 2024WI **Faculty:** Palfrey, John **Credits:** 2.00

Type: 1lwinter **Subject Areas:** Technology Law and Policy

Delivery Mode: Course

Days and Times:	Location
Mon 10:00 AM - 12:30 PM	WCC1023
Tue 10:00 AM - 12:30 PM	WCC1023
Wed 10:00 AM - 12:30 PM	WCC1023
Thu 10:00 AM - 12:30 PM	WCC1023
Fri 10:00 AM - 12:30 PM	WCC1023

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Note: This course is restricted to first-year J.D. students only.

The drop deadline for 1L January Experiential Term classes is December 1, 2023. Students may not drop a course if they do not have an offer to enroll in a different January Experiential Term course.

1L January Experiential Term courses are intensive learning courses. Class attendance is required in each course every day of the term. Students should plan accordingly and should not take on other work commitments during the term.

Exam Type: No Exam

Lawyers can make a difference through their work in an extremely broad range of ways. This January Experiential Term course is focused on the law, policy, and practice of technology in the public interest. As digital technologies transform industries, political systems, and the lives of nearly everyone on the planet, a new job has arisen for lawyers: how can we protect the public interest as innovation swirls in all directions? Societies tend to prioritize creativity, change, and growth in the form of new and exciting digital technologies. This change brings with it great opportunities as well as a new slew of challenges in addressing racial inequity, upholding individual privacy, preserving safety and security, and many other important principles. This course offers a chance for 1Ls during their Winter term to explore this continuously evolving field of law with an emphasis on the myriad ways lawyers can shape the way that technologies are developed, constrained, and managed to promote justice, equity, and inclusion in the broad public interest.

Note: There may be days throughout the winter term that require attendance beyond the scheduled times. Please refer to the course syllabus and page for more information.

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The American Prosecutor

Course #: 3260	Term: 2023FA	Faculty: Shaffer, Hannah	Credits: 2.00
Type: Elective	Subject Areas: Criminal Law and Procedure		
Delivery Mode: Seminar			
Days and Times:		Location	
Mon 3:45 PM - 5:45 PM		WCC5044	

Course Description: Prerequisite: None
Exam Type: No Exam

Prosecutors are dominant actors in the U.S. criminal legal system. This course centers on the role of the prosecutor and draws upon both theoretical scholarship and empirical studies. It puts theoretical criticism of prosecutorial discretion in conversation with empirical evidence of prosecutors’ impacts, in addition to discussing relevant doctrine. Finally, this course reflects on the rise of the progressive prosecutor movement and other recent calls to reform prosecutor practices. Students will write a series of short reaction papers.

The Company Town: Corporate Power and Local Government Law

Course #: 3271	Term: 2024SP	Faculty: Highsmith, Brian	Credits: 1.00
Type: Elective	Subject Areas: State Courts; Law and Political Economy; State and Local Government		
Delivery Mode: Reading Group			
Days and Times:		Location	
Tue 6:00 PM - 8:00 PM		WCC3038	

Course Description: Prerequisites: None

Exam Type: No Exam

This course is about the consequences of spatially-concentrated corporate activity on local governance in the United States. We will explore the concept of the company town across time and place: from plantation fiefdoms of the Antebellum South, to the employer-owned communities that characterized extractive industries in the late 19th century, to Amazon’s recent HQ2 competition and the contemporary prison town. Our primary goals will be to (1) understand the consequences of concentrated power for local democracy, and then (2) explore how local government law might be deployed to guard against corporate capture.

Note: This reading group will meet on the following dates: January 23, February 6, February 20, March 5, March 26, April 9.

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The Comparative Law Workshop

Course #: 2129 **Term:** 2023FA **Faculty:** Alford, William; Rabb, Intisar; Fofana, Idriss **Credits:** 2.00
Type: Elective **Subject Areas:** Comparative Law; Human Rights; International Law; Jurisprudence and Legal Theory; Law and Political Economy; Legal History

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	HAU102

Course Description: Prerequisite: There are no prerequisites and the instructors welcome students with an interest in comparative legal study but no prior engagement with Chinese or Islamic law. They also welcome students with an interest in legal academia.

Exam Type: No Exam Students will do 4 short response papers critiquing work-in-progress to be presented by leading comparative law scholars.

This workshop will engage key questions in comparative law, using as focal points the study of Chinese and Islamic law and legal history. Students will read examples of influential scholarship in each field both for their importance and as a vehicle for thinking about methodological issues in comparative work in general. Students will also have the opportunity to engage several leading scholars in each field who will present works-in-progress. There are no prerequisites and the instructors welcome students with an interest in comparative legal study but no prior engagement with Chinese or Islamic law.

Please consult Professors Alford or Rabb with any questions you may have.

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The Craft of Lawyering

Course #: 1059 **Term:** 2024WI **Faculty:** Lee, William; Ellsworth, Felicia; Frazier, Sarah **Credits:** 2.00

Type: 1lwinter **Subject Areas:** Legal Profession and Ethics

Delivery Mode: Course

Days and Times:	Location
Mon 10:00 AM - 12:30 PM	WCC2004
Tue 10:00 AM - 12:30 PM	WCC2004
Wed 10:00 AM - 12:30 PM	WCC2004
Thu 10:00 AM - 12:30 PM	WCC2004
Fri 10:00 AM - 12:30 PM	WCC2004

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Note: This course is restricted to first-year J.D. students only.

The drop deadline for 1L January Experiential Term (JET) classes is December 1, 2023. Students may not drop a course if they do not have an offer to enroll in a different JET course.

1L JET courses are intensive learning courses. Class attendance is required in each course every day of the term. Students should make their travel plans accordingly. Students should not take on other work commitments during the term.

Exam Type: No Exam

We will use a series of case studies to explore the role of litigators and the craft of lawyering. The problems will involve issues of privacy, cybersecurity, federal statutory and constitutional law and intellectual property and will arise in both the civil and criminal context. We will engage in a series of exercises to explore the analytical, writing, presentation and negotiation skills necessary to effectively perform the multiple roles of lawyers. While the case studies are primarily litigation-focused, the information discussed and skills taught will be applicable in many different contexts.

Note: There may be days throughout the winter term that require attendance beyond the scheduled times. Please refer to the course syllabus and page for more information.

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The Effects of Mass Incarceration: Experiences of Prison and Parole

Course #: 2624 **Term:** 2024SP **Faculty:** Umunna, Dehlia **Credits:** 2.00
Type: Elective **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Rights; Criminal Law and Procedure; Race and the Law

Delivery Mode: Seminar

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC3038

Course Description: Prerequisite: None
Exam Type: No Exam
More than 10 million Americans are under "correctional supervision" in the United States, which incarcerates people at a rate drastically out of proportion with its population compared with the rest of the world. The yearly US cost of incarceration is over \$80 billion per year. There are major debates on incarceration issues swirling in the general public and in the legal community ranging from the morality and efficacy of solitary confinement to the effects of prison overcrowding to the proper administration of parole to the appropriateness of life sentences without parole for a variety of populations and crimes. The effects of incarceration fall disproportionately on communities of color and perpetuate the cycle of poverty.
Through a combination of practical experiences and written texts, students will examine the experience and effects of incarceration and parole locally, nationally, and internationally. Experiences in the seminar will include touring local prisons or jails, meetings with lifetime parolees and formerly incarcerated individuals, and a wide variety of written texts, including essays, case studies, and research.
Students numbered 1-5 on the waitlist who plan to enroll if the opportunity arises should attend the first class as long as other course scheduling permits.

The Federal Reserve: Legal and Policy Issues

Course #: 2092 **Term:** 2023FA **Faculty:** Tarullo, Daniel **Credits:** 2.00
Type: Elective **Subject Areas:** Administrative and Regulatory Law; Constitutional Law; Financial and Monetary Institutions; Law and Political Economy

Delivery Mode: Seminar

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3036

Course Description: Prerequisite: None
Exam: No Exam
The Federal Reserve is a highly atypical, if not unique, institution within the United States Government. It has an almost conspiratorial origin, an unusual public-private structure, and arguably greater legal and customary autonomy than any other agency created by Congress. Students will read and discuss selected books and articles on the structure and functions of the Federal Reserve as the nations central bank. Some (non-quantitative) economic reading also be assigned as background for understanding the legal and political issues. A theme running through the course will be the impact of the financial crisis of 2007-2009 in reawakening political controversy over these matters after the three quarters of a century that had elapsed since the New Deal overhaul of the Fed’s governance.

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The History of Law in Europe

Course #: 2700 **Term:** 2024SP **Faculty:** Herzog, Tamar **Credits:** 2.00
Type: Elective **Subject Areas:** Comparative Law; International Law; Legal History
Delivery Mode: Course

Days and Times: **Location**
Mon 12:45 PM - 2:45 PM

Course Description: Prerequisites: None
Exam Type: No Exam

This is a discussion class on the history of law in Europe (including both England and the Continent, as well as Europe's overseas domains) from the fall of the Roman Empire (5th century) to the establishment of the European Community (20th century). Organized chronologically, it engages with the sources and nature of Law, the organization of legal systems and the relationship between law and society, law and law-maker, law and the legal professions.

Note: This course is jointly-offered with FAS as HIST 1921. It will meet on the FAS campus.

The Law and Persons with Intellectual Disabilities

Course #: 3268 **Term:** 2024SP **Faculty:** Smith, Matthew **Credits:** 1.00
Type: Elective **Subject Areas:** Disability; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Disability Law

Delivery Mode: Reading Group
Days and Times: **Location**
Wed 6:00 PM - 8:00 PM WCC3012

Course Description: Prerequisite: None
Exam Type: No Exam

Persons with intellectual disabilities the world over have faced innumerable obstacles to full and effective participation in all aspects of life. While advocates with intellectual disabilities and their allies have made remarkable strides in overcoming many of these obstacles, considerable barriers remain. Grounding ourselves in international human rights protections, this reading group will explore the ways in which current laws, policies, and programs both succeed and fail to accommodate persons with intellectual disabilities across a variety of contexts. Drawing on cases from the United States, as well as regional human rights tribunals and other nations' courts, we will explore the extent to which evolving human and civil rights protections have enabled persons with intellectual disabilities to enjoy and exercise their rights to legal capacity, political participation, community living, employment, and more. These cases will be supplemented with opportunities to dialogue directly with advocates with lived experiences to understand their perspectives on the attitudinal, informational, and institutional barriers they routinely face when accessing their rights.

Note: This reading group will meet on the following dates: January 31, February 14, February 28, March 20, April 3, and April 17.

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The Law of Climate Adaptation

Course #: 3238	Term: 2024SP	Faculty: Crawford, Susan	Credits: 2.00
Type: Elective	Subject Areas: Kethledge, Raymond M.; Kethledge, Raymond M.; Environmental Law and Policy		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 1:30 PM - 3:30 PM		LEW202	

Course Description: Prerequisite: None
Exam Type: No Exam

Extreme effects of climate change are piling up on the US coasts in the form of rising groundwater, saltwater intrusion, ever-heavier rainstorms, powerful hurricanes, and rapidly accelerating sea level rise. Although the climate is morphing quickly, US legal structures are slow to change. We will study legal doctrines that affect ex ante adaptation efforts in the context of US coastlines, where about 40 percent of the US population lives and about half the nations GDP is generated. Our inquiry will include discussion about the many angles of takings doctrine that will likely be triggered by local government attempts to protect or abandon territory, common-law nuisance issues implicated by property-owner self-help, the strength of any necessity defense mounted by local governments, and the many issues raised by strategic relocation. 30-40 page paper required.

The Law of Presidential Elections

Course #: 3213	Term: 2024SP	Faculty: Schwartztol, Larry	Credits: 2.00
Type: Elective	Subject Areas: Constitutional Law; Election Law and Democracy		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM		HAU102	

Course Description: Prerequisite: None
Exam Type: In Class
Presidential elections are a uniquely consequential aspect of American democracy, yet they are governed by a distinct legal framework that can be ambiguous or under-developed with respect to critical questions. This course examines the origins and substance of the laws governing presidential elections, focusing on the historical circumstances (and crises) that forged much of our current legal framework, as well as the disputes that that legal framework has generated in recent elections. It will also examine ongoing policy debates, including recent changes to the Electoral Count Act and other policy recommendations growing out of the work of the Select Committee to Investigate the January 6 Attack on the U.S. Capitol, as well as longstanding debates about the Electoral College and potential alternatives. Where does the law of presidential elections provide a clear structure, and what questions does it leave unanswered? What substantive values - and what conceptions of the presidency - does it advance? How might we design a more desirable or more durable legal and political framework? These are the questions driving this course.

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The Legal Environment for Business in Africa

Course #: 3267	Term: 2024SP	Faculty: Ordor, Ada	Credits: 2.00
Type: Elective	Subject Areas: Comparative Law; Human Rights; Legal History		
Delivery Mode: Course			
Days and Times:		Location	
Fri 10:15 AM - 12:15 PM		WCC3007	
Course Description: Prerequisite: None			
Exam Type: Any Day Take-home			

This course introduces students to the institutional, cultural, and social factors that create the structure for business law and its application in Africa, including its human rights dimensions. Both regarding direct cross-border trade and more complex international commercial transactions, certain commonly shared factors across the region influence the effectiveness of legal instruments that shape the business environment on the continent. These factors include statutory restrictions on the movement of people, capital, goods, services, and other factors of production. Even more far-reaching in its impact is the historic and continued significance of informal cross-border trade. Other considerations include the legal dimensions of China-Africa cooperation on infrastructure development, and the capacity of regional institutions to operationalise the emergent African Continental Free Trade Agreement (AfCFTA) in a context of digitization and rapidly emerging new technologies. Students will study the plural legal environment in which business is conducted in Africa, while exploring the ways in which the business environment influences the law and vice versa.

The New Supreme Court: changing views on the fundamental structure of government

Course #: 3109	Term: 2023FA	Faculty: Eggleston, W. Neil	Credits: 1.00
Type: Elective	Subject Areas: State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure; Election Law and Democracy		
Delivery Mode: Reading Group			
Days and Times:		Location	
Mon 3:45 PM - 5:45 PM		WCC3009	
Course Description: Prerequisites: None Exam Type: No Exam			

This course will examine changing judicial views on fundamental questions concerning the structure of government. The new composition of the Supreme Court coupled with the expressed interest of certain of the justices in re-thinking these concepts has led and will lead to the Supreme Court and the Courts of Appeals to re-consider these issues. These disputes will play out in cases addressing the interplay between the branches; between the federal government and the states; and standing and other doctrines that consider the ability of the judicial branch to confront these issues. Students will read very recent cases on these subjects. To the extent that there are cases on the Supreme Court docket that have not been decided, the students may also read the merits briefs and listen to portions of the oral arguments. Note: This reading group will meet on the following dates: 9/11 , 9/25, 10/10*, 10/23, 11/6, 11/20.

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The Non-Delegation Doctrine in Foreign Affairs

Course #: 3256 Term: 2023FA Faculty: Goldsmith, Jack Credits: 2.00

Type: Elective Subject Areas: Civil Rights/Liberties; Civil Rights; State and Federal Courts; Civil Rights; Administrative and Regulatory Law; Civil Litigation; Civil Rights; Constitutional Law; Courts, Jurisdiction, and Procedure

Delivery Mode: Seminar

Days and Times: Location

Mon 6:00 PM - 8:00 PM LEW214

Course Description: Prerequisite: None
Exam Type: No Exam

There is renewed interest, in the Supreme Court and in scholarship, in the nondelegation doctrine. The Court has at various times-most famously in United States v. Curtiss-Wright Export Corp., 299 U.S. 304 (1936)-suggested that the nondelegation doctrine operates less restrictively when Congress delegates foreign affairs authority to the president. This seminar will examine in depth the justification for (if any) and proper scope of this exception. The seminar will take a comprehensive look at the history of the nondelegation doctrine (case law and historical practice) with special attention to the foreign affairs exception, and will ask in particular about how this exception should relate to various related foreign affairs law doctrines (such as the president’s authority to make congressional-executive agreements) and administrative law doctrines (such as Chevron and the major questions doctrine). Reading will be heavy. Grades will be based on eight (8) short thought papers and class participation.

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The Nuremberg Trials

Course #: 2117

Term: 2024SP

Faculty: Sands, Philippe

Credits: 2.00

Type: Elective

Subject Areas: State and Federal Courts; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; International Law

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:45 PM	WCC2009
Tue 3:45 PM - 5:45 PM	WCC2009
Wed 3:45 PM - 5:45 PM	WCC2009

Course Description: Prerequisites: None

Exam Type: No Exam

This course will explore the origins of modern international criminal law and looks at their impact on current directions. It takes the trial of Nazi leaders at the International Military Tribunal in Nuremberg - with a particular focus on genocide (protection of groups) and crimes against humanity (protection of individuals) - to explore the impact in the 1990s, when the international criminal law project was "re-born" with the creation of the ad-hoc international criminal tribunals and then the International Criminal Court. The course examines how law is created, interpreted and represented, and shapes our understanding of events over time and among different communities, and through different disciplines and mediums. Using Professor Sands book East West Street as a core text, we will consider the role of individuals and how the precedent of Nuremberg has been represented in law, history, literature, and film over the decades; how it has come to have different meanings at different times and in different places in the world; and how it has shaped subsequent developments, from the Yugoslav and Rwanda Tribunals, to the International Criminal Court, and proceedings in domestic courts, such as Pinochet. The course will thus be a study of law itself, how it operates in the world, and of the origins of international criminal law.

Note: This course will meet for 12 sessions between March 18 and April 10.

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The Power of Law: Critical Conversations

Course #: 3249 **Term:** 2023FA **Faculty:** Kennedy, David; Koskenniemi, Martti **Credits:** 2.00

Type: Elective **Subject Areas:** International Law; Jurisprudence and Legal Theory; Legal History

Delivery Mode: Course

Days and Times:	Location
Fri 1:30 PM - 3:30 PM	GRS110
Wed 1:30 PM - 3:30 PM	GRS110

Course Description: Prerequisite: None
Exam Type: No Exam

This course, co-taught by David Kennedy and Martti Koskenniemi, will consider six themes discussed in their 2023 book "Of Law and the World: Critical Conversations." Each theme will be considered by examining texts from social theory and legal history in light of contemporary international issues. The themes will include: what is critique?; what is international law?; the critical potential in historical narrative; what is the power of law?; law and hegemony; and the role of law in global political economy.

A short reflective essay will be required in lieu of an exam.

Note: This course will meet over six weeks on the following dates: September 20, 22, 27, and 29; October 11, 13, 18, and 20; and November 1, 3, 8, and 10.

The Price of (In)Justice

Course #: 3246 **Term:** 2023FA **Faculty:** Colgan, Beth **Credits:** 1.00

Type: Elective **Subject Areas:** Race; Criminal Law and Procedure; Poverty Law and Economic Justice; Race and the Law

Delivery Mode: Reading Group

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3009

Course Description: Prerequisite: None
Exam Type: No Exam

This class will explore the ways in which money serves both as a form of punishment in, and a tool for the perpetuation of, criminal justice systems in the United States. We will examine who stands to lose-people with limited ability to pay or absorb the loss of fines, fees, restitution, and forfeitures of cash or property-and who stands to gain-government entities including law enforcement and courts, as well as private actors, for whom economic sanctions are a source of revenue. We will also consider recent advocacy efforts to reform or abolish the use of economic sanctions. Readings will include historical sources, scholarly works, advocacy reports, media coverage, and documentary materials.

Note: This reading group will meet on the following dates: 9/5, 9/19, 10/3, 10/24, 11/7, 11/21

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The Roberts Court: Theory and Practice

Course #: 2551	Term: 2024SP	Faculty: Gershengorn, Ian	Credits: 2.00
Type: Elective	Subject Areas: Administrative and Regulatory Law; Constitutional Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 3:45 PM - 5:45 PM		WCC3012	

Course Description: Prerequisites: None
Exam Type: No Exam
This seminar will examine various facets of the recent jurisprudence of the U.S. Supreme Court. We will consider a variety of substantive areas, including (among others) the separation of powers, equal protection, religious freedom, criminal law, and administrative law. Throughout, we will draw on both academic and practice-oriented perspectives, and we will blend close analysis of major opinions with attention to cross-cutting themes in the way the Court approaches its work and how that work is perceived.
The seminar will be taught by Ian Heath Gershengorn, Chair of the Supreme Court Practice at Jenner & Block LLP and formerly Acting Solicitor General of the United States.

The Role of the Article III Judge

Course #: 2016	Term: 2024WI	Faculty: Griffith, Thomas	Credits: 2.00
Type: Elective	Subject Areas: State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure; Jurisprudence and Legal Theory; Legal History		
Delivery Mode: Course			
Days and Times:		Location	
Mon 1:00 PM - 3:30 PM		GRS110	
Tue 1:00 PM - 3:30 PM		GRS110	
Wed 1:00 PM - 3:30 PM		GRS110	
Thu 1:00 PM - 3:30 PM		GRS110	
Fri 1:00 PM - 3:30 PM		GRS110	

Course Description: Prerequisites: 1L Constitutional Law, Constitutional Law: Separation of Powers, Federalism, and Fourteenth Amendment, or Constitutional Law: First Amendment

Exam Type: No Exam

The contemporary debate over the proper role of a federal judge under the Constitution turns, in large measure, on what it is we think an Article III judge is doing when she is called upon to resolve a "case or controversy." Is she looking for the fair result? If so, by whose lights? Is she a political actor, or is she instead looking for a rule of decision that has been previously established by law (a "mere translator" of the law, in Justice Frankfurters words). If so, by natural law or positive law? These are some of the questions we will consider in discussing what role a federal judge plays when she exercises "the judicial Power of the United States" conferred by Article III of the Constitution.

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The Role of the Judiciary in a Democracy

Course #: 3141 **Term:** 2023FA **Faculty:** Abella, Rosalie Silberman **Credits:** 2.00

Type: Elective **Subject Areas:** State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure

Delivery Mode: Seminar

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC4059
Thu 1:30 PM - 3:30 PM	WCC4059

Course Description: Prerequisite: None
Exam Type: No Exam

In modern constitutional democracies, supreme court judges assume a role that entangles them in many of the most contentious political and legal issues of the day. What exactly is the nature of that role? What purposes does it serve and what constrains it? How can judges most effectively play their role as guardians of the constitutional order? This course will address these themes, which arise in constitutional democracies across the globe.

In addressing these questions, students will engage with legal theory and will draw on subjects that supreme courts are inevitably called upon to consider, such as freedom of association, expression and religion, as well as labor relations, privacy, and equality. Finally, they will address topical issues such as the intersections between gender, sexuality, race, the family, technology and the law.

Note: This seminar will meet over six weeks from Wednesday, October 11 to Thursday, November 16, 2023.

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The Role of the State Attorney General

Course #: 2237 Term: 2024SP Faculty: Brann, Peter Credits: 2.00

Type: Elective Subject Areas: State Courts; State and Local Government

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC3019

Course Description: Prerequisite: None

Exam Type: Any Day Take-Home Also with paper option by permission.

The role of state attorneys general has dramatically expanded as these elected officials and their staff have become increasingly important actors in American jurisprudence . They continue to make their mark in consumer protection, antitrust, civil rights, education, immigration, labor law, political corruption and environmental protection even as they tender daily legal advice that impacts the workings of state government. Working alone or in combination with or opposed to the federal government, their colleagues in other states or with businesses, unions and interest groups, the attorneys general are now major players in American jurisprudence.

This class is not open to students who are taking/have taken the Attorney General Clinic.

Note: This offering does not count towards Experiential Learning credits.

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The Role of the State Attorney General

Course #: 2237 **Term:** 2023FA **Faculty:** Tierney, James; Brann, Peter **Credits:** 2.00

Type: Elective **Subject Areas:** State Courts; State and Local Government

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	WCC3018

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center.
You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, and OCP Blog Highlights.

Required Clinic Component: Government Lawyer: Attorney General Clinic (fall, winter or spring semester).
Students who enroll in any of these three clinic offerings will be enrolled in this required clinical course by the Office of Clinical and Pro Bono Programs.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023 for Fall students; September 1, 2023 for Winter and Spring students.
LLM Students: International students on F-1 student visas are required to have Curricular Practical Training (CPT) authorization; LL.M. students are not eligible for CPT.

Exam Type: Any-Day Take-Home
The role of state attorneys general has dramatically expanded as these elected officials and their staff have become increasingly important actors in American jurisprudence . They continue to make their mark in consumer protection, antitrust, civil rights, education, immigration, labor law, political corruption and environmental protection even as they tender daily legal advice that impacts the workings of state government. Working alone or in combination with or opposed to the federal government, their colleagues in other states or with businesses, unions and interest groups, the attorneys general are now major players in American jurisprudence.
This two credit course examines the core duties of attorneys general and reviews and critiques their authority and performance. The class will examine the means utilized by attorneys general in carrying out their responsibilities including their ethical responsibilities. It will also discuss the implications for federalism and separation of powers by exploring state relations with state and federal agencies that have parallel jurisdiction. Finally, the course will discuss the impact that interest groups and the media have on the office of attorney general. Attorneys general and their staff regularly visit the class.
Students admitted into the fall or spring clinic must complete a security clearance for Massachusetts in advance of starting clinical work. Fall and spring clinical students are also required to attend three to four additional non-credit evening seminars that are facilitated by the Assistant Attorney General intern coordinator. For additional information, please see the clinic descriptions.

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The Security Council

Course #: 3081	Term: 2024SP	Faculty: Modirzadeh, Naz	Credits: 2.00
Type: Elective	Subject Areas: Human Rights; International Law; National Security Law		
Delivery Mode: Seminar			
Days and Times:		Location	
Wed 3:45 PM - 5:45 PM		WCC3015	

Course Description: Prerequisites: Public International Law
Exam Type: No Exam
The United Nations Security Council is at the heart of the post-WWII international order — but whether it should remain so is a live question in multilateral affairs. The Council is often referred to as the world’s executive, but it also increasingly exercises a kind of legislative power. Its discretion is extensive, if not unlimited. Its power is ostensibly justified, as states have conferred to it the primary responsibility for the maintenance of international peace and security. Has the Council lived up to this weighty challenge? The seminar will engage intensive current debates about possible reform of the Council, foundational questions concerning its current and potential role, its representativeness, its impact, and its relevance. We will explore these questions by examining several contemporary legal and policy issues concerning the Security Council. These include issues related to interpretation of Security Council resolutions, disobedience of the Council’s decisions, the role of Elected Members, and proposals for institutional reform, as well as various thematic and country-specific matters pertaining to, among others, war and peace, climate change, and terrorism (potentially encompassing issues developing in real-time during the semester).

The Supreme Court as a Lawmaking Institution

Course #: 3108	Term: 2023FA	Faculty: Fallon, Richard	Credits: 2.00
Type: Elective	Subject Areas: Constitutional Law; Jurisprudence and Legal Theory		
Delivery Mode: Seminar			
Days and Times:		Location	
Wed 6:00 PM - 8:00 PM		HAU105	

Course Description: Prerequisites: Constitutional Law
Exam Type: No Exam
Although the Supreme Court is ostensibly subject to the same Article III constraints as other federal courts, it is in many respects a lawmaking institution, crafting rules and establishing frameworks for lower courts to apply. This seminar will examine the Court’s distinctive roles — as gauged in comparison with those of the lower federal courts — from a variety of perspectives. Reading assignments may draw on literatures in analytical jurisprudence (in what sense or senses is the Court a lawmaker?), normative constitutional theory (how, methodologically, should the Court approach the hard cases that come before it?), positive political theory (to what extent and through what mechanisms are the Justices influenced by public opinion and currents in electoral politics?), and institutional design (should the Court be reformed from the outside, either through constitutional amendment or congressional legislation?).

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The U.S. Congress and Law Making

Course #: 2251 **Term:** 2024SP **Faculty:** King, David **Credits:** 2.00

Type: Elective **Subject Areas:** Government Structure & Function

Delivery Mode: Course

Days and Times: **Location**

Tue 1:30 PM - 2:45 PM

Thu 1:30 PM - 2:45 PM

Course Description: Prerequisites: None

Exam Type: No HLS Exam

The United States Congress is the "board of directors" for the Federal Government, and it plays the central role in most national policy decisions. Yet how it works - the real story of how it works - is largely unknown, even among people who have worked in policymaking for a long time. Taught by the faculty chair of Harvards Bipartisan Program for Newly Elected Members of Congress, this course puts students in the midst of legislative politics through academic readings and real-world cases. The course begins with the theory and history of legislatures and ends with a simulation involving lobbyists, journalists, and would-be legislators. It is ideal for anyone considering working with the Congress or state legislatures.

Note: This course is jointly-listed with HKS as DPI-120. It will meet at HKS and scheduling will adhere to the HKS Academic Calendar.

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The United States Supreme Court

Course #: 3202	Term: 2023FA	Faculty: Sunstein, Cass; Breyer, Stephen	Credits: 2.00
Type: Elective	Subject Areas: State and Federal Courts; Constitutional Law; Courts, Jurisdiction, and Procedure		
Delivery Mode: Seminar			
Days and Times:		Location	
Tue 1:30 PM - 3:30 PM		HAU102	

Course Description: Prerequisite: 1L Constitutional Law or Constitutional Law: Separation of Powers, Federalism, and Fourteenth Amendment

Exam Type: No Exam

This seminar will explore some of the workings of the United States Supreme Court, with reference to some of the larger constitutional questions, such as free speech, racial discrimination, privacy, affirmative action, administrative power, and abortion. There will be some attention to issues of regulation, with reference to behavioral economics, insofar as those issues relate to administrative law.

Cross-registration and audit requests are not available for this seminar.

Theoretical Issues in Anti-Discrimination Law

Course #: 3008	Term: 2024SP	Faculty: Eidelson, Benjamin	Credits: 2.00
Type: Elective	Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Civil Rights; Jurisprudence and Legal Theory		
Delivery Mode: Seminar			
Days and Times:		Location	
Mon 3:45 PM - 5:45 PM		WCC4059	

Course Description: Prerequisites: None

Exam Type: No Exam

This seminar will examine central questions about anti-discrimination law from a philosophical point of view. After considering foundational issues about the nature of discrimination and its legal regulation in general, we will turn to a variety of more specific controversies—potentially including the proper role of disparate impact in establishing discrimination, the possibility of religious exemptions from anti-discrimination rules, the permissibility of "statistical" discrimination, and the relationship between bans on discrimination and requirements of affirmative accommodation. Students should expect to engage closely both with academic (particularly philosophical) arguments about the proper scope of anti-discrimination law, and also with case-law that reflects the laws evolving answers to the same questions.

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Theories About Law

Course #: 2319	Term: 2023FA	Faculty: Sargentich, Lewis	Credits: 2.00
Type: Elective	Subject Areas: Jurisprudence and Legal Theory		
Delivery Mode: Course			
Days and Times:		Location	
Mon 1:30 PM – 3:30 PM		WCC3013	

Course Description: Prerequisites: None
Exam Type: No Exam There will be two short papers in lieu of an examination. One will be assigned midway through the course and the other at the end.
This course begins with a survey of positions in American legal thought, from the time of the Legal Realists to the contemporary period. Then the course looks at law from the standpoint of a number of larger theories, considering law in relation to social theory, literary understanding, moral psychology, and the critique of liberalism. The last two sessions ask how law might go forward on premises of critical jurisprudence.
Readings are selected as exemplary texts, displaying core theoretical positions. After the initial survey, each session restricts its focus to a close look at basic ideas of one or two major theorists.

Thinking like Yourself: Poetry, Law, and Social Justice

Course #: 3125	Term: 2024SP	Faculty: Fjeld, Jessica	Credits: 1.00
Type: Elective	Subject Areas: Arts, Entertainment, and Sports Law		
Delivery Mode: Reading Group			
Days and Times:		Location	
Mon 3:45 PM - 5:45 PM		WCC5044	

Course Description: Prerequisites: None
Exam Type: No Exam
It’s often said that law school teaches you to “think like a lawyer,” which suggests that there is a single way that lawyers think. What are the consequences of that assumption for us as individuals, and for the pursuit of social justice in our profession? This reading group will use poetry as a tool to explode and explore how we think about foundational concepts like equity and governance, substantive areas like criminal justice and emerging technology, and how we understand our own identities as lawyers and advocates.
Readings for the first four sessions will be assigned, incorporating work from poets like Reginald Dwayne Betts, Joy Harjo, Claudia Rankine, Wallace Stevens, and Monica Youn. The readings for the remaining sessions will be set dynamically and collaboratively by the instructor and the participants, based on avenues of inquiry we establish together.
Note: This reading group will meet on the following dates: January 29, February 12, February 26, March 18, April 1, and April 8.

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Tibet and China

Course #: 3182 **Term:** 2023FA **Faculty:** Sangay, Lobsang **Credits:** 1.00
Type: Elective **Subject Areas:** Human Rights; International Law; Leadership; Negotiation and Alternative Dispute Resolution

Delivery Mode: Reading Group

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC5044

Course Description: Prerequisite: None
Exam Type: No Exam

This Reading Group will focus on the question of and solutions for Tibet. It will look at the historical status of Tibet and the current situation of the Tibetan people. The class will examine the guarantees and practices of national minority rights under the Constitution of the People’s Republic of China in light of international human rights standards. Do Chinas guarantees respecting national minority rights meet international standards regarding the right to self-determination or the protection of minorities. Might reference to the rights of indigenous people be helpful? The approach of the seminar will be to interrogate the best ways to address these issues and find solutions. We will look at the evolution and major changes in the stand of the Dalai Lama from seeking independence, to what he has described as a zone of peace for Tibet, and finally to "genuine autonomy for Tibetan people" within the framework of the Constitution of the PRC. His efforts have included nine rounds of dialogue between envoys of the Dalai Lama and the PRC government. We will also explore comparative issues of Hong Kong and Xinjiang to understand PRC approaches toward regional autonomy . The Reading Group will also explore the unique approach of the Dalai Lama in developing a democratic polity in exile, as well as complex religious issues relating to reincarnation and religious freedom. Finally, we will examine the US Tibetan Policy and Support Act of 2020 to understand the role of the US government in respect of political, diplomatic and legal obligations relating to Tibet and its people.

Note: This reading group will meet on the following dates: 9/13, 9/27, 10/11, 10/25, 11/8, 11/29

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Title IX: Sports, Sex and Equality on Campus

Course #: 2242 **Term:** 2024SP **Faculty:** Rosenfeld, Diane **Credits:** 3.00

Type: Elective **Subject Areas:** Administrative and Regulatory Law; Gender and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 1:30 PM - 3:00 PM	WCC3018
Tue 1:30 PM - 3:00 PM	WCC3018

Course Description: Prerequisite: None

Exam Type: No Exam

Title IX guarantees students the right to equal access to educational opportunities. In this seminar, we consider Title IX from legal policy, jurisprudential and social justice perspectives. We consider the role of various social and political forces on Title IXs interpretation and enforcement, and how it has become the site of contested notions of students rights regarding sexual assault on campus. Students can expect to learn about litigation strategies, effective advocacy campaigns and the art of law in action.

The course analyzes schools obligation to prevent, respond to, and resolve cases of sexual misconduct. We consider questions including: how do we create cultures of sexual respect on campus? What role can schools play to address most effectively the persistent problem of underreporting? How should schools design their resolution systems to provide justice and fair process for all parties? These questions will be considered in the current context of the Biden Administrations efforts to restore protections for victims and survivors after the previous administrations passing of a Final Rule on Title IX that narrowed the protections afforded by the Title IX civil rights regime.

Topics in Natural Resources Law: An opportunity to explore public lands and resource legal regimes and management (including federal, state, and tribal resources)

Course #: 3500 **Term:** 2023FA **Faculty:** Mergen, Andrew **Credits:** 1.00

Type: Elective **Subject Areas:** Not Applicable

Delivery Mode: Course

Days and Times:	Location
Mon 6:00 PM - 8:00 PM	WCC5048

Course Description: Students enrolling in writing groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Torts 1

Course #: 1005 **Term:** 2024SP **Faculty:** Gersen, Jacob **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Torts; Torts; Torts; Torts

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:30 PM	WCC2009
Thu 1:30 PM - 3:30 PM	WCC2009

Course Description: Exam Type: In-Class
This course concerns the legal protection afforded in civil proceedings against interference by others with security of ones person, property or intangible interests. It is not directly concerned with the law of property and contract, which form the subject of other courses, but it explores relationships with these bodies of law. Three fundamental theories of liability emerge: intentional interference, negligence, and strict liability. The influence of these theories and of associated policies is studied in the context of recognized categories of tort liability, particularly assault, battery, interference with peace of mind, negligence, trespass, nuisance, product liability and also no-fault plans. Through these illustrations the course seeks to develop an understanding of the laws search for basic principles to govern the resolution of human conflicts, particularly disputes having to do with the harmful side-effects of productive activity.

Torts 2

Course #: 1005 **Term:** 2023FA **Faculty:** Lazarus, Richard **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Torts; Torts; Torts; Torts

Delivery Mode: Course

Days and Times:	Location
Wed 1:40 PM - 3:00 PM	WCC1010
Thu 1:40 PM - 3:00 PM	WCC1010
Fri 1:40 PM - 3:00 PM	WCC1010

Course Description: Exam Type: In Class
A tort is a wrong. To commit a tort is to violate a duty owed to another not to injure her, such that the other is granted a power to hold the wrongdoer accountable. Tort law determines what counts as a tort, what a plaintiff must prove to obtain recourse, the defenses by which a defendant can avoid liability, and the remedies available to successful plaintiffs. Examining negligence, medical malpractice, battery, assault, trespass, and other torts, this course will explore tort law and larger theoretical questions that it raises.

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Torts 3

Course #: 1005 **Term:** 2023FA **Faculty:** Salzman, James **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Torts; Torts; Torts; Torts

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC1019
Fri 10:15 AM - 12:15 PM	WCC1019

Course Description: Exam Type: In Class

This course will examine the major doctrines and history of tort law, including intentional harms, negligence, strict liability, and products liability, among others. The course will assess the justifications for tort liability and remedies, as well as the different mechanisms to make whole those who have been harmed and hold to account those who caused harm. Tort has long been one of the most controversial areas of the law and we will explore different aspects of tort reform. The course will actively engage the different methods of advocacy.

Torts 4

Course #: 1005 **Term:** 2024SP **Faculty:** Nielsen, Aileen **Credits:** 4.00

Type: 1lcourse **Subject Areas:** Torts; Torts; Torts; Torts

Delivery Mode: Course

Days and Times:	Location
Thu 10:15 AM - 12:15 PM	WCC2004
Fri 10:15 AM - 12:15 PM	WCC2004

Course Description: Exam Type: In Class

This course will survey the history and core doctrines of tort law, various positive and normative theories of tort law, the psychological, social, economic, and political dynamics influencing the evolution of tort law, and the deep connections between tort law and other domains of law, both private and public. The course applies a critical perspective to the law’s search for basic principles to govern the resolution of human conflicts, particularly disputes relating to the harmful side-effects of productive activity. A special emphasis will be placed on the interplay of technology and torts.

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Torts 5

Course #: 1005 **Term:** 2023FA **Faculty:** Goldberg, John **Credits:** 4.00
Type: 1course **Subject Areas:** Torts; Torts; Torts; Torts

Delivery Mode: Course

Days and Times:	Location
Wed 8:30 AM - 9:50 AM	WCC1019
Thu 8:30 AM - 9:50 AM	WCC1019
Fri 8:30 AM - 9:50 AM	WCC1019

Course Description: Exam Type: In Class
A tort is a civil wrong not arising from contract. But tort law also reflects much deeper questions about when we have obligations to one another and what we must do to meet them. Studying everything from assault and battery to defamation, privacy, and negligence, this course examines the real-world functioning and theoretical foundations of tort law.

Torts 6

Course #: 1005 **Term:** 2023FA **Faculty:** Hanson, Jon **Credits:** 4.00
Type: 1course **Subject Areas:** Torts; Torts; Torts; Torts

Delivery Mode: Course

Days and Times:	Location
Wed 1:30 PM - 3:10 PM	WCC2012
Thu 1:30 PM - 3:10 PM	WCC2012
Fri 1:30 PM - 3:10 PM	WCC2012

Course Description: Exam Type: One-Day Take-home
This course will review the doctrines and history of tort law, various positive and normative theories of tort law, the psychological, social, economic, and political forces and dynamics influencing tort law and tort reform, and the interconnections of tort law to other areas of law.
Please note, class time includes space for section planning.

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Torts 7

Course #: 1005 **Term:** 2024SP **Faculty:** Sargentich, Lewis **Credits:** 4.00

Type: 1course **Subject Areas:** Torts; Torts; Torts; Torts

Delivery Mode: Course

Days and Times:	Location
Mon 3:45 PM - 5:05 PM	WCC1019
Tue 3:45 PM - 5:05 PM	WCC1019
Wed 3:45 PM - 5:05 PM	WCC1019

Course Description: Exam Type: In Class
This course concerns the legal protection afforded in civil proceedings against interference by others with security of ones person, property or intangible interests. It is not directly concerned with the law of property and contract, which form the subject of other courses, but it explores relationships with these bodies of law. Three fundamental theories of liability emerge: intentional interference, negligence, and strict liability. The influence of these theories and of associated policies is studied in the context of recognized categories of tort liability, particularly battery, negligence, trespass, nuisance, strict liability, product liability and also no-fault plans. Through these illustrations the course seeks to develop an understanding of the laws search for basic principles to govern the resolution of human conflicts, particularly disputes having to do with the harmful side-effects of productive activity.

Trademark and Unfair Competition

Course #: 2462 **Term:** 2024SP **Faculty:** Tushnet, Rebecca **Credits:** 3.00

Type: Elective **Subject Areas:** Arts, Entertainment, and Sports Law; Intellectual Property

Delivery Mode: Course

Days and Times:	Location
Mon 8:30 AM - 10:00 AM	WCC1019
Tue 8:30 AM - 10:00 AM	WCC1019

Course Description: Prerequisite: None
Exam Type: Any Day Take-Home
This course will introduce students to the federal Lanham Act and related common law doctrines designed to protect against consumer confusion and appropriation of commercial goodwill. In addition to the technical requirements for trademark eligibility, registration, and infringement, we will consider the constitutional and economic underpinnings of trademark protection and evaluate current trends toward the "propertyization" of trademark law, First Amendment defenses, and the role of the right of publicity.

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Transactional Law Clinical Workshop

Course #: 2247 **Term:** 2024SP **Faculty:** Price, Brian; Roycroft, Noel **Credits:** 2.00

Type: Elective **Subject Areas:** Real Estate/Property; Contracts; Property; Contracts; Property; Contracts; Property; Private Room; Arts, Entertainment, and Sports Law; Contracts; Corporate and Transactional Law; Intellectual Property; Poverty Law and Economic Justice; Private Law; Property

Delivery Mode: Course

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM WCCB015

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Transactional Law Clinics (4-5 spring clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: December 8, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
This course is the classroom component of the clinical practice for students enrolled in the Transactional Law Clinics (TLC), and will provide students with instruction on the substantive law, ethical considerations, and lawyering skills necessary for representing clients in TLC. Students will be exposed to the various challenges faced by clients engaged in transactional activities and to the laws, policies and institutions impacting their ability to succeed. In addition, the course will engage students in critical reflection about the ethical, strategic and policy dimensions of their clinical work; as well as invite reflection about their own professional development. Students will develop skills and substantive training in contract drafting and review; client counseling and interviewing; transactional issue identification; legal entity analysis; ethical lawyering and awareness; teamwork; negotiation; intellectual property, community lawyering; and securities. Classroom discussion is a key component of the course and will include case updates and insights from students, and participation in rounds sessions (students present a case for class discussion, critique and analysis).
A clinical practice component is required of all students. Clinical placements are with the Transactional Law Clinics (www.harvardtlc.org).
Enrollment is through clinical registration. Please refer to the Office of Clinical and Pro Bono Programs website (<https://hls.harvard.edu/clinics>) for clinical registration dates, early add/drop deadlines, and other information about the clinical.

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Transactional Law Clinical Workshop

Course #: 2247 **Term:** 2023FA **Faculty:** Roycroft, Noel **Credits:** 2.00

Type: Elective **Subject Areas:** Real Estate/Property; Contracts; Property; Contracts; Property; Contracts; Property; Private Room; Arts, Entertainment, and Sports Law; Contracts; Corporate and Transactional Law; Intellectual Property; Poverty Law and Economic Justice; Private Law; Property

Delivery Mode: Course

Days and Times: **Location**

Tue 3:45 PM - 5:45 PM WCCB010

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights.

Required Clinic Component: Transactional Law Clinics (4-5 fall clinical credits). This clinic and course are bundled; your enrollment in the clinic will automatically enroll you in this required course.
Additional Co-/Pre-Requisites: None.
By Permission: No.
Add/Drop Deadline: August 18, 2023.
LLM Students: LLM students may enroll in this clinic through Helios.
This course is the classroom component of the clinical practice for students enrolled in the Transactional Law Clinics (TLC), and will provide students with instruction on the substantive law, ethical considerations, and lawyering skills necessary for representing clients in TLC. Students will be exposed to the various challenges faced by clients engaged in transactional activities and to the laws, policies and institutions impacting their ability to succeed. In addition, the course will engage students in critical reflection about the ethical, strategic and policy dimensions of their clinical work; as well as invite reflection about their own professional development. Students will develop skills and substantive training in contract drafting and review; client counseling and interviewing; transactional issue identification; legal entity analysis; ethical lawyering and awareness; teamwork; negotiation; intellectual property, community lawyering; and securities. Classroom discussion is a key component of the course and will include case updates and insights from students, and participation in rounds sessions (students present a case for class discussion, critique and analysis).
A clinical practice component is required of all students. Clinical placements are with the Transactional Law Clinics (www.harvardtlc.org).
Enrollment is through clinical registration. Please refer to the Office of Clinical and Pro Bono Programs website (<https://hls.harvard.edu/clinics>) for clinical registration dates, early add/drop deadlines, and other information about the clinical.

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Transactional Law Clinics

Course #: 8031 **Term:** 2023FA **Faculty:** Roycroft, Noel **Credits:** 5.00

Type: Clinic **Subject Areas:** Real Estate/Property; Contracts; Property; Contracts; Property; Contracts; Property; Private Room; Arts, Entertainment, and Sports Law; Contracts; Corporate and Transactional Law; Intellectual Property; Poverty Law and Economic Justice; Private Law; Property

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Transactional Law Clinical Workshop (2 fall classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course. Additional Co-/Pre-Requisites: None. By Permission: No. Add/Drop Deadline: August 18, 2023.LLM Students: LLM students may enroll in this clinic through Helios. Placement Site: HLS.
The Transactional Law Clinics (TLC) provide students the opportunity to work directly with clients on cutting-edge cases spanning the transactional spectrum. Students enrolled in TLC will engage in actual legal practice with real clients involved in transactional matters. Students practice under the supervision and mentoring of an experienced practitioner in one or more of the three TLC practice areas: business and non-profit, entertainment, or community economic development. TLC clients include entrepreneurs, small businesses, social enterprises, non-profit organizations, community groups, individuals and companies in the entertainment industry, and parties engaged in real estate transactions. Students will have direct hands-on responsibility for handling their cases and will gain experience in various aspects of transactional practice. Depending upon their clinical concentration and client needs, students typically have opportunities to engage in entity formation; securities, and start-up financing; contract negotiation and drafting; applications for tax-exemption; commercial financing; business acquisition; commercial leasing; licensing and permitting; trademark and copyright; corporate governance and compliance; real estate transactions and development; affordable housing development; zoning; condominium development; and other transactional legal work. TLC students typically experience professional growth in areas such as strategic judgment, transactional thinking ability, communication skills, client management, document drafting and review, ethical awareness, and practice-oriented research and writing. Community economic development work is through the <https://hls.harvard.edu/courses/community-enterprise-project-of-the-transactional-law-clinics/> Community Enterprise Project (CEP), via separate application.

You can read firsthand accounts regarding student experiences in TLC by visiting: <https://clinics.law.harvard.edu/tlc/an-experience-that-stands-out-from-the-rest/>, <https://clinics.law.harvard.edu/tlc/helping-minority-owned-businesses/>, and <https://clinics.law.harvard.edu/tlc/hands-on-experiential-work-starts-on-day-1-in-the-transactional-law-clinics/>.

Enrollment is through clinical registration. Please refer to the Office of Clinical and Pro Bono Programs

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website (<https://hls.harvard.edu/clinics/>) for clinical registration dates, early add/drop deadlines, and other information about the clinical.

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Transactional Law Clinics

Course #: 8031 **Term:** 2024SP **Faculty:** Price, Brian **Credits:** 5.00

Type: Clinic **Subject Areas:** Real Estate/Property; Contracts; Property; Contracts; Property; Contracts; Property; Private Room; Arts, Entertainment, and Sports Law; Contracts; Corporate and Transactional Law; Intellectual Property; Poverty Law and Economic Justice; Private Law; Property

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website, Clinic Q&A and OCP Blog Highlights. Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Transactional Law Clinical Workshop (2 spring classroom credits). This clinic and course are bundled; your enrollment in this clinic will automatically enroll you in the required course.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

Placement Site: HLS.

The Transactional Law Clinics (TLC) provide students the opportunity to work directly with clients on cutting-edge cases spanning the transactional spectrum. Students enrolled in TLC will engage in actual legal practice with real clients involved in transactional matters. Students practice under the supervision and mentoring of an experienced practitioner in one or more of the three TLC practice areas: business and non-profit, entertainment, or community economic development. TLC clients include entrepreneurs, small businesses, social enterprises, non-profit organizations, community groups, individuals and companies in the entertainment industry, and parties engaged in real estate transactions. Students will have direct hands-on responsibility for handling their cases and will gain experience in various aspects of transactional practice. Depending upon their clinical concentration and client needs, students typically have opportunities to engage in entity formation; securities, and start-up financing; contract negotiation and drafting; applications for tax-exemption; commercial financing; business acquisition; commercial leasing; licensing and permitting; trademark and copyright; corporate governance and compliance; real estate transactions and development; affordable housing development; zoning; condominium development; and other transactional legal work. TLC students typically experience professional growth in areas such as strategic judgment, transactional thinking ability, communication skills, client management, document drafting and review, ethical awareness, and practice-oriented research and writing. Community economic development work is through the Community Enterprise Project (CEP), via separate application.

You can read firsthand accounts regarding student experiences in TLC by visiting:

<https://clinics.law.harvard.edu/tlc/an-experience-that-stands-out-from-the-rest/>,

<https://clinics.law.harvard.edu/tlc/helping-minority-owned-businesses/>, and

<https://clinics.law.harvard.edu/tlc/hands-on-experiential-work-starts-on-day-1-in-the-transactional-law-clinics/>.

Enrollment is through clinical registration. Please refer to the Office of Clinical and Pro Bono Programs website (<https://hls.harvard.edu/clinics>) for clinical registration dates, early add/drop deadlines, and other

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Transactional Law Workshop - Mergers and Acquisitions

Course #: 3254 **Term:** 2024SP **Faculty:** Sorkin, David; Klein, Alan **Credits:** 4.00

Type: Elective **Subject Areas:** Contracts; Contracts; Contracts; Contracts; Corporate and Transactional Law

Delivery Mode: Course

Days and Times: **Location**

Mon 1:30 PM - 3:30 PM WCC3016

Tue 1:30 PM - 3:30 PM WCC3016

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: For JD students, Corporations is a prerequisite. For LLM students, permission of the instructor is required.

Exam Type: No Exam Participants in the Workshop will be graded on their individual and team participation together with their individual and team submissions during the course.

This is the first version of the Transactional Law Workshop, and is focused on the documentation, presentation, and negotiation of a mergers and acquisitions (m&a) transaction. It is meant to be unique among HLS course offerings in its focus on the preparation and analysis of corporate legal documents. A more detailed description of the organization and content of course appears below.

The TLW will take place during Spring Term 2024. This version of the course focuses on the tasks and challenges experienced by a corporate m&a lawyer while guiding a client through a simulated m&a transaction - the acquisition of a public company by a private equity fund - from inception to conclusion. Students will be grouped into teams representing different parties to the transaction.

The Workshop will focus on the preparation of deal documentation, analysis of legal and business issues, presentations to clients and the negotiation between student teams of documentation during different phases of a transaction. Exercises will involve exposure to the varied aspects of corporate m&a practice and may include analysis of the charter and by-laws of a public company, preparation and negotiation of a Non-Disclosure Agreement, advising a public company board as to its fiduciary duties, preparation of transaction time-lines, preparation and negotiation of due diligence request lists, due diligence of a target company, preparation and analysis of financing and equity syndication terms, preparation and presentation of memoranda and PowerPoints to a target company board and a private equity fund’s investment committee, preparation and negotiation of selected merger agreement provisions, creation and presentation of issues lists for clients, and, preparation of closing documentation, management compensation arrangements and selected proxy disclosures. In addition, at various points throughout the course, unexpected issues or developments will arise, as is to be expected in any transaction. Responding to unanticipated developments will be integral to the course.

An important feature of the TLW is the evaluation and critique by experienced transactional lawyers and clients, who participate as volunteers, during the Workshop of the students’ documents, memos, presentations, and negotiations.

The Workshop will require intensive study, preparation, and classroom activity. The program is structured as follows:

During the Workshop, students will meet in classroom sessions (large groups and small groups). Each student will be expected to perform each of the assigned exercises for each class session. These sessions will involve providing context and objectives, reviewing documents prepared for that session, team

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engagement, and short role-playing assignments for students in negotiations or presentations. There will also be occasional demonstrations by members of the teaching team.

Students will have opportunities, individually or in groups, for detailed review or critique of their own and each other's written work, oral presentations, and negotiations. One or more members of the teaching team will participate in this review.

Students will participate in Workshop activities as members of teams of students, and effective team engagement will be important.

Texts: Multilithed materials and online resources.

Transgender Law & Politics

Course #: 2864	Term: 2023FA	Faculty: MacKinnon, Catharine	Credits: 2.00
Type: Elective	Subject Areas: Civil Rights/Liberties; Civil Rights; LGBTQ+; Civil Rights; LGBTQ+; LGBTQ+ Advocacy Clinic; Race; Civil Litigation; Civil Rights; Comparative Law; Constitutional Law; Criminal Law and Procedure; Employment and Labor Law; Gender and the Law; Human Rights; International Law; Jurisprudence and Legal Theory; LGBTQ+; Race and the Law		

Delivery Mode: Seminar

Days and Times:	Location
Mon 1:30 PM - 3:30 PM	LEW202
Tue 1:30 PM - 3:30 PM	LEW202

Course Description: Prerequisites: None
Exam Type: No Exam

An intensive examination of the legal, social, and political issues raised by the status and treatment of transgender persons, primarily but not exclusively in the United States. Sex, gender, sexuality, identity, and equality are interrogated. Issues and cases on discrimination and other relevant legal concepts arising in contexts of trans rights including health care, employment, sexual and other assault, housing, marriage, parenting, military, imprisonment, education, and athletics, with an optional section on immigration, are focused, with particular attention to sex and gender questions. Nonbinary considerations are raised. Voices and accounts of trans people are featured. A range of opinions is included.

Note: Accounts of and data on sexual violation, and occasional graphic references to intimate body parts, are integral to the materials of this seminar.

Note: This seminar will meet over the first seven weeks of the term from September 5 to October 17, 2023.

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Transitional Justice: Dispute Systems Design and Durable Peace

Course #: 3072 **Term:** 2023FA **Faculty:** Dicker, Lisa **Credits:** 2.00

Type: Elective **Subject Areas:** Human Rights; Negotiation and Alternative Dispute Resolution

Delivery Mode: Seminar

Days and Times:	Location
Tue 6:00 PM - 8:00 PM	WCC3018

Course Description: Prerequisites: None
Exam Type: No Exam Paper in lieu of exam

After periods of widespread conflict or repression, the regular justice system of a country is unlikely to be able to deliver an adequate response that provides sufficient redress for victims and heals the society. Transitional justice refers to the judicial and non-judicial processes and mechanisms countries may use to seek to address mass or systemic war crimes and violations of human rights, including prosecutions, truth-seeking processes, reparations programs, and guarantees of non-recurrence, primarily institutional reforms. Practitioners and scholars largely agree that transitional justice is critical to achieving a durable peace and preventing future harms, however, there is no formula for transitional justice and the needs of each context are unique.

This seminar will examine transitional justice through a lens of dispute system design, engaging questions such as:

What is the legal foundation for transitional justice?

Where does transitional justice come from as a field? What legal parameters and rights exist?

When should a transitional justice system be established?

When is a context ripe for transitional justice? How can tensions between justice and peace be addressed?

Who should design and implement the transitional justice processes?

Who should be the design decision-makers? Who should be consulted? Who should have ownership of the transitional justice system?

How should a transitional justice system be designed?

Which judicial and non-judicial processes and mechanisms should be used and how should each be designed? How do these processes and mechanisms intersect and interact with each other? What values should be promoted and what remedies should be provided?

When is transitional justice complete and how should the transitional justice system be evaluated?

How do implementers know when transitional justice has been concluded? What metrics can be used to evaluate the successes and shortcomings of a system?

All of the above are live and heavily debated questions in the field of transitional justice and will be

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examined in the seminar through a combination of readings, country-specific case studies, lectures, discussions, and a simulation on designing transitional justice. The seminar will also connect with one or more guest speakers who engaged in the design and implementation of transitional justice in their countries.

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Trial Advocacy Workshop

Course #: 2249 **Term:** 2023FA **Faculty:** Sullivan, Ronald; Blitzman, Jay; Harden, Brandi **Credits:** 3.00

Type: Multisection **Subject Areas:** Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Litigation; Civil Rights; Constitutional Law; Criminal Law and Procedure; Race and the Law

Delivery Mode: Course

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: For JD students there are no formal prerequisites, although familiarity with the rules of evidence is assumed throughout the course. For LLM students, permission of the instructor is required.

Exam Type: No Exam

Early drop deadline of August 18, 2023

Please note: There will be a mandatory meeting on April 20th from 12:15pm-1:15pm for all students enrolled in the Fall 2023 Trial Advocacy Workshop.

The Fall Trial Advocacy Workshop (TAW) is an intensive course in trial analysis, skills, and techniques taught complete in three weeks. More detailed descriptions of the organization and content of the Workshop program appear below. The Workshop is a required component of ITA: Prosecution Perspectives, and Criminal Justice Institute: Defense Theory and Practice. The course is graded Credit/Fail. Any questions pertaining to the Workshop should be directed to Professor Ronald Sullivan: rsullivan@law.harvard.edu and to Kekely Dansouh: kdansouh@law.harvard.edu.

Course days and hours: Monday through Friday, 2:00 p.m. to 9:00 p.m. Students are allowed four hours (maximum) of class conflicts per week (HLS courses only). If you have concerns regarding the conflicts policy and your schedule, please contact Professor Ronald Sullivan rsullivan@law.harvard.edu and Kekely Dansouh: kdansouh@law.harvard.edu.

The Fall Trial Advocacy Workshop will take place beginning Tuesday, September 5, 2023, to Friday, September 22, 2023. The course focuses on the task of the trial lawyer to create in the consciousness of the fact-finders the precise fact picture, which reflects the lawyer's version of the case. The Workshop includes simulated exercises on all aspects of in-court trial practice including opening statements, development of witness testimony on direct and cross examination, use of illustrative aids and exhibits in evidence, impeachment, and summations. An important feature of the Workshop is the on-the-spot evaluation and critique by experienced trial lawyers and judges who teach as volunteers during the Workshop. Student performances are also video-recorded and individually critiqued.

The Fall Trial Advocacy Workshop requires intensive study, preparation, and activity. The program is structured as follows:

1. During the three-week workshop, students will meet in classroom sessions (large groups and small groups) for simulated trial advocacy exercises from 2:00 p.m. to 6:00 p.m. daily. Each student will be expected to perform each of the assigned exercises each day. These sessions will involve short role-playing assignments for students in various aspects of trial advocacy, evaluations of performances, and occasional demonstrations by members of the teaching team.

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2. Students will have opportunities, individually or in groups, for detailed review or critique of video-recordings of their own and each other's performances. One or more members of the teaching team will be available at scheduled hours to participate in this review.

3. Following each day's classroom exercises, students will have the opportunity to meet with the teaching faculty, which consists of experienced judges and lawyers, and will meet with select special guest speakers from 7:00 p.m. to 9:00 p.m. each evening.

4. Students will participate in two full trials as members of a team of students trying the case. Trial time will include two to four hours of pretrial conferences and five to eight hours of trial performance and critique for each trial. Students will also be expected to serve as witnesses in two additional trials.

Texts: Murray, Basic Trial Advocacy (required), plus multilithed materials and case files.

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Trial Advocacy Workshop

Course #: 2249 Term: 2024WI Faculty: Sullivan, Ronald; Cratsley, John; Herring, Albert Credits: 3.00

Type: Multisection Subject Areas: Civil Rights/Liberties; Civil Rights; Civil Rights; Race; Civil Litigation; Civil Rights; Constitutional Law; Criminal Law and Procedure; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 2:00 PM - 9:00 PM	AUS200
Tue 2:00 PM - 9:00 PM	AUS200
Wed 2:00 PM - 9:00 PM	AUS200
Thu 2:00 PM - 9:00 PM	AUS200
Fri 2:00 PM - 9:00 PM	AUS200

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
This course is taught by Professor Ron Sullivan, Judge John Cratsley, Mr. Albert Herring, Ms. Mary Kennedy, Ms. Mina Malik, Professor Jonathan Rapping, and Judge Penny White.

Prerequisite: For JD students there are no formal prerequisites, although familiarity with the rules of evidence is assumed throughout the course. For LLM students, permission of the instructor is required.

Exam Type: No Exam

Early drop deadline: August 25, 2023

Please note: There will be a mandatory meeting at a date to be announced near the end of the Fall Semester for all students enrolled in the Winter 2024 Trial Advocacy Workshop.

Please note: The mock cases in TAW derive from actual courtroom cases. Some of the issues in the cases may include, without limitation, allegations of adultery, alcoholism, assault, assault on a police officer, homicide, racial profiling/bias, and police assault of a civilian. If any of the foregoing issues present a problem in taking the course, feel free to reach out to Prof. Sullivan to discuss.

The Winter Trial Advocacy Workshop (TAW) is an intensive course in trial analysis, skills, and techniques taught complete in three weeks. More detailed descriptions of the organization and content of the Workshop program appear below. The Workshop is a required component of ITA: Prosecution Perspectives, and Criminal Justice Institute: Defense Theory and Practice. The course is graded Credit/Fail. Any questions pertaining to the Workshop should be directed to Professor Ronald Sullivan: rsullivan@law.harvard.edu and to Kekely Dansouh: kdansouh@law.harvard.edu.

Although this course is graded credit/fail, attendance is required at all course exercises including the evening programs, and absence requires approval from the Program Director.

Course days and hours: Course days and hours: Monday through Friday, 2:00 p.m. to 9:00 p.m. (Class will not be held on and Monday, January 16, 2023, due to the Martin Luther King, Jr. Holiday).

The Winter Trial Advocacy Workshop will take place from Tuesday, January 2, 2024, to Friday, January 19, 2024. The course focuses on the task of the trial lawyer to create in the consciousness of the fact-finders

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the precise fact picture, which reflects the lawyer's version of the case. The Workshop includes simulated exercises on all aspects of in-court trial practice including opening statements, development of witness testimony on direct and cross examination, use of illustrative aids and exhibits in evidence, impeachment, and summations. An important feature of the Workshop is the on-the-spot evaluation and critique by experienced trial lawyers and judges who teach as volunteers during the Workshop. Student performances are also video-recorded and individually critiqued. Each student will take part in one full simulated non-jury trial, which is systematically critiqued by trial advisors and judges.

The Winter Trial Advocacy Workshop requires intensive study, preparation, and activity. The program is structured as follows:

1. During the three-week workshop, students will meet in classroom sessions (large groups and small groups) for simulated trial advocacy exercises from 2:00 p.m. to 6:00 p.m. daily. Each student will be expected to perform each of the assigned exercises each day. These sessions will involve short role-playing assignments for students in various aspects of trial advocacy, evaluations of performances, and occasional demonstrations by members of the teaching team.
2. Students will have opportunities, individually or in groups, for detailed review or critique of video-recordings of their own and each other's performances. One or more members of the teaching team will be available at scheduled hours to participate in this review.
3. Following each day's classroom exercises, the students are invited to supper with the faculty, which consists of experienced judges and lawyers, and are required to attend an evening lecture-demonstration from 7:00 p.m. to 9:00 p.m. each evening.
4. A similar schedule is followed for the first two days of the second week of the workshop. Wednesday of the second week is a trial preparation day. Simulated non-jury trials take place on the last two days of the week. Each student participates in one non-jury trial as a lawyer and in one as a witness.
5. The first two days of the third week of the workshop follow the same classroom schedule as the first week. On Thursday and Friday of the third week of the workshop, participants conduct simulated jury trials in state and federal courthouses.

Text: Murray, Basic Trial Advocacy, plus multilithed materials and case files.

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Trial by Jury

Course #: 2312 **Term:** 2023FA **Faculty:** Nesson, Charles **Credits:** 3.00

Type: Elective **Subject Areas:** State and Federal Courts; Race; Constitutional Law; Courts, Jurisdiction, and Procedure; Criminal Law and Procedure; Human Rights; Jurisprudence and Legal Theory; Legal History; Race and the Law

Delivery Mode: Course

Days and Times:	Location
Mon 8:30 AM - 10:00 AM	WCC3019
Tue 8:30 AM - 10:00 AM	WCC3019

Course Description: Prerequisites: None
Exam Type: No Exam

Our class will begin by articulating the original role of the American jury in our system of criminal adjudication: a sovereign body which stands between the government and a defendant whose life or liberty the government seeks to take by force. At the Founding, the protection of, and participation on, this revolutionary political body was afforded to all members of We the People - an invidiously exclusionary conception of who was afforded the full privileges and protections of American law.

As time has marched on, the American conception of who is afforded which legal protections slowly expanded. Commensurate with this expansion of who is afforded full protections was the countervailing constriction of what it means to have the protection of trial by a jury of one’s peers whenever one is accused by the government of a criminal offense. Today, juries are disempowered to the role of mere factfinders - a far fall from their sovereign embodiment as the conscience of the community.

This class traces the history of jury power constriction as a complicit response to the enlargement of legal rights for marginalized peoples - African Americans in particular. The history begins with doctrinal reactions by the judiciary to juries in the antebellum North refusing to enforce fugitive slave laws, through Reconstruction-era compromise, on to the systemic exclusion of African Americans from juries through peremptory challenge, and then reaching discussion of mass incarceration & plea bargaining.

We will conclude with a discussion of the ways in which the ideal of American jury might be reimagined and rejuvenated with a justly inclusive conception of who it protects - We the People, properly construed.

By the end of the course, students will have a thorough understanding of the evolution of the American jury system and a basis for thinking about its future.

There will be no final exam. Assessment for the course will be based on two papers

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Trusts and Estates

Course #: 2250 Term: 2024SP Faculty: Sitkoff, Robert Credits: 4.00

Type: Elective Subject Areas: Family; Real Estate/Property; Tax; Trusts and Estates; LGBTQ+; Property; LGBTQ+; Property; LGBTQ+ Advocacy Clinic; Property; Tax; Family Member; Private Room; Tax; Children and Family Law; Corporate and Transactional Law; Finance, Accounting, and Strategy; Financial and Monetary Institutions; Gender and the Law; Law and Economics; Legal History; Legal Profession and Ethics; LGBTQ+; Private Law; Property; Tax Law and Policy; Trusts, Estates, and Fiduciary Law

Delivery Mode: Course

Days and Times:	Location
Tue 10:15 AM - 12:15 PM	AUS101
Mon 10:15 AM - 12:15 PM	AUS101

Course Description: Prerequisite: None
Exam Type: In Class
This course examines freedom of disposition in American succession law by way of: (a) intestate succession; (b) wills (including execution, revocation, interpretation, and contests); (c) will substitutes (i.e., nonprobate transfers) and planning for incapacity; and (d) trusts (including creation, fiduciary administration, modification, termination, spendthrift and other asset protection trusts, and charitable trusts).

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U.S. Economic Statecraft Law

Course #: 2258 **Term:** 2023FA **Faculty:** Wu, Mark **Credits:** 4.00

Type: Elective **Subject Areas:** International Law

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 12:15 PM	WCCB015
Tue 10:15 AM - 12:15 PM	WCCB015

Course Description: Prerequisites: None

Exam Type: Last Class Take-Home

This course examines the laws underlying U.S. policymaking for trade. It explores the different means through which the U.S. has attempted to use trade agreements as well as unilateral measures to advance its economic and geostrategic interests. How is policy crafted among the different agencies and branches within the U.S. government? How have digital technology, offshoring, the rise of China, and the impasse in multilateral negotiations impacted U.S. interests and strategy? Among the topics to be explored are: delegation of powers; national security reviews; preference programs for developing countries; recent free trade agreements (TPP and USMCA); export controls; and adjustment assistance for workers displaced by trade. Particular emphasis will be placed on comparing the Trump Administrations policies with those of its recent predecessors.

Note that this class does not require any previous knowledge of trade law. However, students who already have taken the upper-level International Trade Law course are welcome to enroll, as this course serves as a complement to that course. It is intended to cover elements of U.S. domestic law related to trade. Students interested primarily in WTO law are advised to take the International Trade Law class in addition (or instead) of this course.

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Valuing and Modeling M&A and LBOs

Course #: 2678 **Term:** 2024SP **Faculty:** Bosiljevac, Vladimir **Credits:** 4.00
Type: Elective **Subject Areas:** Corporate and Transactional Law; Finance, Accounting, and Strategy; Financial and Monetary Institutions

Delivery Mode: Course

Days and Times:	Location
Mon 10:15 AM - 11:55 AM	WCC3007
Tue 10:15 AM - 11:55 AM	WCC3007
Wed 10:15 AM - 11:55 AM	WCC3007

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
Prerequisites: Admission is by permission only and interested students should send a resume and a cover letter to the instructor at vbosiljevac@law.harvard.edu. The deadline for LLM and upper-level JD applications is November 5. The deadline for 1L applications is November 15. Cross-registrants can apply and should do so by January 20, 2024.
Exam Type: No Exam
The goal of this class is to provide students with the investment banking toolkit for assessing and modeling mergers and acquisitions (M&A) and leveraged buyout (LBO) transactions that is used in Wall Street investment banks.
Students will learn how to model and evaluate mergers, acquisitions, and LBOs in Excel as investment bankers do (background topics such as accounting will be covered). They will learn about the strategic reasons and tactics for mergers and acquisitions, LBOs, corporate divestiture, restructurings, and hostile takeovers from investment bankers perspective. Case studies of mergers, acquisitions, and LBOs drawn from a variety of different industries throughout the world will be examined.
The class workload and assignments will be challenging, requiring students to apply learned concepts, tools, and techniques to real-world problems. Active participation is required.
There is no final exam. Instead, there will be a final take-home project requiring students to build an advanced merger model and a pitchbook (40-50 hours workload) as one would do in an investment bank.
Course materials will include textbooks, cases, and modeling video tutorials.
No prior experience in finance is required. On contrary, the ideal student is highly motivated with no practical investment banking experience.
This course is intended for students who want to embark on a career in finance or who will practice corporate law (mergers and acquisitions, capital markets, corporate transactions, and other related fields).

Note: This course will meet from January 22 to March 6 and then from April 2 to April 17.

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Venture Law and Finance

Course #: 2252 Term: 2023FA Faculty: Fried, Jesse Credits: 3.00

Type: Elective Subject Areas: Corporate and Transactional Law

Delivery Mode: Course

Days and Times:	Location
Tue 1:30 PM - 3:00 PM	WCC1010
Mon 1:30 PM - 3:00 PM	WCC1010

Course Description: Prerequisite: This course is open to students who have taken Corporations, or by permission of the instructor to waive the prerequisite. Students should be willing to think mathematically and solve algebraic problems
Exam Type: In Class
This course introduces students to U.S. venture capital (VC) contracting, focusing on the cash flow and control rights of investors. It also examines the legal framework in which such contracting takes place. Reading materials include VC financing documents, relevant California and Delaware caselaw, and academic and practitioner articles.

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Veterans Law and Disability Benefits Clinic

Course #: 8039 **Term:** 2024SP **Faculty:** Nagin, Daniel **Credits:** 5.00

Type: Clinic **Subject Areas:** Disability; Trusts and Estates; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Administrative and Regulatory Law; Civil Litigation; Disability Law; Poverty Law and Economic Justice; Trusts, Estates, and Fiduciary Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website Clinic Q&A and OCP Blog Highlights. You can also learn more about each Project within this clinic by watching the Veterans Justice Project Q&A, Estate Planning Project Q&A or the Safety Net Project Q&A.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Students in the spring clinic must enroll in either the Veterans Law and Disability Benefits Clinical Seminar (2 spring classroom credits) OR Poverty Law Workshop: Leveraging the Safety Net to Address Homelessness & Advance Equity (2 fall classroom credits). Students who enroll in spring clinic will be enrolled in one of the required courses by the Office of Clinical and Pro Bono Programs. Please see below for more information on how clinical seminar enrollment effects clinic assignments.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023. Please note: there is an early drop deadline for students enrolled in the Poverty Law Workshop of September 1, 2023.

LLM Students: LLM students may enroll in this clinic through Helios. Please Note: LLM students may take this clinic for 2 clinical credits.

Placement Site: WilmerHale Legal Services Center (Jamaica Plain).

The Veterans Law and Disability Benefits Clinic advocates for the rights of veterans, their families, and other low-income individuals with disabilities and ensures that they have the independence, health care, income support, and other benefits that they need and deserve. The Clinic focuses on serving individuals who are marginalized and underrepresented, including individuals with mental health conditions, Military Sexual Trauma survivors, veterans of color, LGBTQ+ veterans, and formerly incarcerated individuals.

Students in the Clinic engage in hands-on lawyering and work with their own clients. Through clinical practice, students learn skills such as client and witness interviewing; client counseling; working with medical experts; gathering evidence; drafting pleadings, motions, briefs, and legal instruments; presenting at evidentiary hearings or oral argument; engaging in negotiation; developing strategic litigation strategies; and solving ethical dilemmas.

In representing individual clients, students have opportunities to engage in systemic reform initiatives, such as through strategic litigation and policy advocacy, to improve the lives of veterans with Students select within which of the Clinic’s three projects they would like to work: (1) the Veterans Justice Project, representing veterans and survivors in federal and state administrative and court appeals to challenge wrongful denials of veterans benefits, to petition for military discharge upgrades, and to pursue systemic

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reforms in the health and benefit systems that serve vulnerable veterans; (2) the Estate Planning Project, representing veterans and their families in estate and financial planning matters such as wills, powers of attorney, trusts, advanced health directives, and VA fiduciary cases; or (3) the Safety Net Project, representing clients in administrative and court appeals to challenge wrongful denials of Social Security disability benefits and other safety-net programs, and representing clients in criminal record sealing and expungement processes. Students are also welcome to work across two different projects if that is of interest, in which case the workload in each project will be adjusted accordingly. Clinic instructors will reach out to registered students well before the start of the semester in order to inquire about their project preference(s) and answer any questions students may have about the work of individual projects. Please note that students who opt to enroll in the Poverty Law Workshop as their co-requisite will be automatically assigned to the Safety Net Project. For students who opt to enroll in the Clinical Seminar as their co-requisite, they can choose among any of the three project areas.

This Clinic is part of the WilmerHale Legal Services Center of Harvard Law School (LSC), a community legal aid office in Jamaica Plain. LSC's diverse clinics provide clinical instruction to second- and third-year law students and serve as a laboratory for the innovative delivery of legal services.

For more information on LSC, this Clinic, our docket, and student learning opportunities, please visit our website.

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Veterans Law and Disability Benefits Clinic

Course #: 8039 **Term:** 2023FA **Faculty:** Nagin, Daniel **Credits:** 5.00

Type: Clinic **Subject Areas:** Disability; Trusts and Estates; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Administrative and Regulatory Law; Civil Litigation; Disability Law; Poverty Law and Economic Justice; Trusts, Estates, and Fiduciary Law

Delivery Mode: Clinic

Days and Times: **Location**

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website Clinic Q&A and OCP Blog Highlights. You can also learn more about each Project within this clinic by watching the Veterans Justice Project Q&A, Estate Planning Project Q&A or the Safety Net Project Q&A.
Enrollment in this clinic will fulfill the HLS JD pro bono requirement.

Required Class Component: Students in the fall clinic must enroll in either the Veterans Law and Disability Benefits Clinical Seminar (2 fall classroom credits) OR Poverty Law Workshop: Leveraging the Safety Net to Address Homelessness & Advance Equity (2 fall classroom credits). Students who enroll in this fall clinic will be enrolled in one of the required courses by the Office of Clinical and Pro Bono Programs. Please see below for more information on how clinical seminar enrollment effects clinic assignments.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios. Please Note: LLM students may take this clinic for 2 clinical credits.

Placement Site: WilmerHale Legal Services Center (Jamaica Plain).

The Veterans Law and Disability Benefits Clinic advocates for the rights of veterans, their families, and other low-income individuals with disabilities and ensures that they have the independence, health care, income support, and other benefits that they need and deserve. The Clinic focuses on serving individuals who are marginalized and underrepresented, including individuals with mental health conditions, Military Sexual Trauma survivors, veterans of color, LGBTQ+ veterans, and formerly incarcerated individuals.

Students in the Clinic engage in hands-on lawyering and work with their own clients. Through clinical practice, students learn skills such as client and witness interviewing; client counseling; working with medical experts; gathering evidence; drafting pleadings, motions, briefs, and legal instruments; presenting at evidentiary hearings or oral argument; engaging in negotiation; developing strategic litigation strategies; and solving ethical dilemmas.

In representing individual clients, students have opportunities to engage in systemic reform initiatives, such as through strategic litigation and policy advocacy, to improve the lives of veterans with Students select within which of the Clinic’s three projects they would like to work: (1) the Veterans Justice Project, representing veterans and survivors in federal and state administrative and court appeals to challenge wrongful denials of veterans benefits, to petition for military discharge upgrades, and to pursue systemic reforms in the health and benefit systems that serve vulnerable veterans; (2) the Estate Planning Project,

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representing veterans and their families in estate and financial planning matters such as wills, powers of attorney, trusts, advanced health directives, and VA fiduciary cases; or (3) the Safety Net Project, representing clients in administrative and court appeals to challenge wrongful denials of Social Security disability benefits and other safety-net programs, and representing clients in criminal record sealing and expungement processes. Students are also welcome to work across two different projects if that is of interest, in which case the workload in each project will be adjusted accordingly. Clinic instructors will reach out to registered students well before the start of the semester in order to inquire about their project preference(s) and answer any questions students may have about the work of individual projects. Please note that students who opt to enroll in the Poverty Law Workshop as their co-requisite will be automatically assigned to the Safety Net Project. For students who opt to enroll in the Clinical Seminar as their co-requisite, they can choose among any of the three project areas.

This Clinic is part of the WilmerHale Legal Services Center of Harvard Law School (LSC), a community legal aid office in Jamaica Plain. LSC's diverse clinics provide clinical instruction to second- and third-year law students and serve as a laboratory for the innovative delivery of legal services.

For more information on LSC, this Clinic, our docket, and student learning opportunities, please visit our website.

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Veterans Law and Disability Benefits Clinical Seminar

Course #: 2520 **Term:** 2024SP **Faculty:** Nagin, Daniel; Montalto, Dana **Credits:** 2.00

Type: Elective **Subject Areas:** Disability; Trusts and Estates; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Administrative and Regulatory Law; Civil Litigation; Disability Law; Poverty Law and Economic Justice; Trusts, Estates, and Fiduciary Law

Delivery Mode: Seminar

Days and Times: **Location**

Tue 1:30 PM - 3:30 PM WCC3036

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website Clinic Q&A and OCP Blog Highlights. You can also learn more about each Project within this clinic by watching the Veterans Justice Project Q&A, Estate Planning Project Q&A or the Safety Net Project Q&A.

Required Clinic Component: Veterans Law and Disability Benefits Clinic (3-5 spring clinical credits). Once a student enrolls in the clinic, the Office of Clinical and Pro Bono Programs will contact them to see if they would like to enroll in this course or the Poverty Law Workshop.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: December 8, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

This Clinical Seminar is a companion course for students enrolled in the Veterans Law and Disability Benefits Clinic of the WilmerHale Legal Services Center.

The seminar complements the Clinic’s work of advocating for the rights of veterans and other low-income individuals with disabilities and ensuring that they have the independence, health care, income support, and other benefits that they need and deserve. The seminar trains students in essential lawyering skills, including interviewing, building client relationships, fact development, oral argument, and legal ethics, as well as introduces the complex array of legal issues that affect veterans, which involve elements of administrative law, constitutional law, probate law, mental health law, disability law, and civil rights. The seminar also provides a space for students to think strategically about their clients’ cases and to consider larger policy frameworks that affect veterans and persons with disabilities.

In the companion clinical course, students provide direct representation to low-income veterans and persons with disabilities, selecting between two projects within the Clinic: (1) the Veterans Justice Project, representing veterans in federal and state administrative and court appeals to challenge wrongful denials of veterans benefits and in military discharge upgrade petitions; (2) the Estate Planning Project, representing veterans and their families in estate and financial planning matters such as wills, trusts, advanced directives, guardianships, and conservatorships; or (3) the Safety Net Project, representing veterans and non-veterans with disabilities in administrative and court appeals to challenge wrongful denials of Social Security disability benefits and other safety-net programs.

The Clinic focuses on serving individuals who are marginalized and underrepresented, including individuals with mental health conditions, Military Sexual Trauma survivors, veterans of color, LGBTQ+ veterans, and formerly incarcerated individuals. For more information about the Clinics docket and student learning opportunities, please visit: <https://www.legalservicescenter.org/students-clinics/veterans-legal-clinic>
To learn more about individual student experiences, case outcomes, and the WilmerHale Legal Service Centers work in general, please visit:

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<https://www.legalservicescenter.org/news-and-events/lsc-newsletter/>

There is no final examination or final paper for this course. Concurrent enrollment in the Veterans Law and Disability Benefits Clinic is required. Please refer to the Office of Clinical and Pro Bono Programs website for clinical registration dates, early add/drop deadlines, and other relevant information.

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Veterans Law and Disability Benefits Clinical Seminar

Course #: 2520 **Term:** 2023FA **Faculty:** Nagin, Daniel; Montalto, Dana **Credits:** 2.00

Type: Elective **Subject Areas:** Disability; Trusts and Estates; Disability Law; Disability Law; Harvard Law School Project on Disability; Disability Clinic; Harvard Law School Project on Disability; Administrative and Regulatory Law; Civil Litigation; Disability Law; Poverty Law and Economic Justice; Trusts, Estates, and Fiduciary Law

Delivery Mode: Seminar

Days and Times: **Location**

Tue 1:30 PM - 3:30 PM WCC3038

Course Description: Students who enroll in this offering may count the credits towards the JD experiential learning requirement.
To learn more about the Clinical Curriculum and Registration, please visit our Clinical Registration Center. You can also find more information on How to Register for Clinics and How Clinical Credits Work.

For more information about this clinic, please visit the Clinic Website Clinic Q&A and OCP Blog Highlights. You can also learn more about each Project within this clinic by watching the Veterans Justice Project Q&A, Estate Planning Project Q&A or the Safety Net Project Q&A.

Required Clinic Component: Veterans Law and Disability Benefits Clinic (3-5 fall clinical credits). Once a student enrolls in the clinic, the Office of Clinical and Pro Bono Programs will contact them to see if they would like to enroll in this course or the Poverty Law Workshop.

Additional Co-/Pre-Requisites: None.

By Permission: No.

Add/Drop Deadline: August 18, 2023.

LLM Students: LLM students may enroll in this clinic through Helios.

This Clinical Seminar is a companion course for students enrolled in the Veterans Law and Disability Benefits Clinic of the WilmerHale Legal Services Center.

The seminar complements the Clinic’s work of advocating for the rights of veterans and other low-income individuals with disabilities and ensuring that they have the independence, health care, income support, and other benefits that they need and deserve. The seminar trains students in essential lawyering skills, including interviewing, building client relationships, fact development, oral argument, and legal ethics, as well as introduces the complex array of legal issues that affect veterans, which involve elements of administrative law, constitutional law, probate law, mental health law, disability law, and civil rights. The seminar also provides a space for students to think strategically about their clients’ cases and to consider larger policy frameworks that affect veterans and persons with disabilities.

In the companion clinical course, students provide direct representation to low-income veterans and persons with disabilities, selecting between two projects within the Clinic: (1) the Veterans Justice Project, representing veterans in federal and state administrative and court appeals to challenge wrongful denials of veterans benefits and in military discharge upgrade petitions; (2) the Estate Planning Project, representing veterans and their families in estate and financial planning matters such as wills, trusts, advanced directives, guardianships, and conservatorships; or (3) the Safety Net Project, representing veterans and non-veterans with disabilities in administrative and court appeals to challenge wrongful denials of Social Security disability benefits and other safety-net programs.

The Clinic focuses on serving individuals who are marginalized and underrepresented, including individuals with mental health conditions, Military Sexual Trauma survivors, veterans of color, LGBTQ+ veterans, and formerly incarcerated individuals. For more information about the Clinics docket and student learning opportunities, please visit: <https://www.legalservicescenter.org/students-clinics/veterans-legal-clinic>

To learn more about individual student experiences, case outcomes, and the WilmerHale Legal Service

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Centers work in general, please visit:
<https://www.legalservicescenter.org/news-and-events/lsc-newsletter/>
There is no final examination or final paper for this course. Concurrent enrollment in the Veterans Law and Disability Benefits Clinic is required. Please refer to the Office of Clinical and Pro Bono Programs website for clinical registration dates, early add/drop deadlines, and other relevant information.

White Collar Criminal Law and Procedure

Course #: 2254	Term: 2024SP	Faculty: Apps, Antonia; Eddy, Sarah	Credits: 2.00
Type: Elective	Subject Areas: Criminal Law and Procedure		
Delivery Mode: Course			
Days and Times:		Location	
Mon 3:45 PM - 5:45 PM		WCC1023	

Course Description: Prerequisite: None

Exam Type Last Class Take-Home

The past several years have seen a number of significant developments in white collar criminal prosecutions. The Department of Justice recently announced a renewed focus on white collar criminal enforcement, allocating additional resources to investigating and prosecuting corporate crime and holding individuals engaged in corporate misconduct accountable. White collar criminal prosecutions present difficult ethical issues for prosecutors and defense attorneys, and there have been significant developments numerous areas of white collar covered by this course, including insider trading, public corruption, and the Foreign Corrupt Practices Act, to name a few. And investigations that were once limited to the United States now frequently involve regulators and prosecutors across the globe.

This course will examine those developments and will focus on (1) case studies in corporate criminal law enforcement, including how federal law, emerging prosecutorial practices, and corporate cooperation guide and shape the resolution of white collar investigations; (2) evolving government expectations about the role of corporations and corporate counsel; (3) ethical and legal dilemmas in conducting a corporate investigation; (4) the government’s use of corporate resolutions to enhance compliance measures at companies; (5) the black-letter law of corporate criminal liability, including the challenges posed by this standard for companies in light of the collateral consequences of indictment; (6) recent developments in insider trading, the FCPA, public corruption, and cybercrime, among other areas; and (7) the impact on US prosecutions of foreign regulators investigating cross-border conduct. The course will also address various law enforcement investigative techniques commonly used by prosecutors and issues pertaining to sentencing in white collar cases.

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Workshop on Law and Political Economy

Course #: 3133

Term: 2024SP

Faculty: Benkler, Yochai

Credits: 2.00

Type: Elective

Subject Areas: Law and Political Economy

Delivery Mode: Seminar

Days and Times:
Mon 3:45 PM - 5:45 PM

Location:
HAU104

Course Description: Prerequisite: None
Exam Type: No Exam
This workshop is devoted to reading and discussing new scholarly work on law and political economy. Outside speakers and members of the Harvard faculty will present forthcoming papers or recent work, both theoretical and programmatic, on the role of law in structuring social relations, power, and justice in market society. Students will be required to submit short comments on papers presented over the course of the semester, to be submitted in advance of the presentations. Students who choose to do so may add a third credit for writing a substantial paper on a topic approved by the faculty teaching the workshop that semester.

Writing Group: Administrative Law, Legislation, and Statutory Interpretation

Course #: 3500

Term: 2023FS

Faculty: Stephenson, Matthew

Credits: 1.00

Type: Elective

Subject Areas: Not Applicable

Delivery Mode: Course

Days and Times:
Thu 6:00 PM - 8:00 PM

Location:

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

This Writing Group will meet in the Fall on the following dates: 9/21, 10/5, 10/19, 11/2, 11/16 as well as in the Spring term TBD.

Writing Group: Business and Human Rights

Course #: 3500

Term: 2023FS

Faculty: Giannini, Tyler

Credits: 1.00

Type: Elective

Subject Areas: Not Applicable

Delivery Mode: Course

Days and Times:

Location:

Course Description: Students enrolling in writing groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Writing Group: Comparative Law, International Law, or Legal History Involving East Asia

Course #: 3500 Term: 2023FS Faculty: Alford, William Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Wed 6:00 PM - 8:00 PM WCC4056
Course Description: Students enrolling in writing groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Constitutions and Constitutionalism - Comparative Perspectives

Course #: 3500 Term: 2023FS Faculty: Jackson, Vicki Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Corporate Bankruptcy

Course #: 3500 Term: 2024SP Faculty: Ellias, Jared Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Course Description: Students enrolling in Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Writing Group: Criminal Law, Procedure, and Policy

Course #: 3500 Term: 2023FS Faculty: Steiker, Carol Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Tue 6:00 PM - 8:00 PM HAU103
Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Empiricism and Empirical Projects in the Legal Profession and the Court System

Course #: 3500 Term: 2023FS Faculty: Greiner, D. James Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Financial Regulation, Consumer Financial Protection, Digital Assets, Federal Budget Policy, Entitlement Reform, and Related Topics

Course #: 3500 Term: 2023FS Faculty: Jackson, Howell Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Tue 8:30 AM - 10:00 AM WCC4063
Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Note: This writing group will meet over the Spring 2024 term.

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Writing Group: Freedom of Speech

Course #: 3500 Term: 2024SP Faculty: Weinrib, Laura Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Gender, Sexuality, and the Law

Course #: 3500 Term: 2024SP Faculty: Lvovsky, Anna Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Health Law/Bioethics/Pharmaceuticals and the Law

Course #: 3500 Term: 2023FS Faculty: Cohen, I. Glenn Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Tue 6:00 PM - 8:00 PM WCC3034

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

This writing group will meet three times in the fall and three times in the spring. It is currently set for the 6-8 PM slot on Tuesday nights. Once the writing group is assembled if there are other good times that work for all enrolled students we may occasionally move the writing group to a different time slot, but all students should make sure to keep the 6-8 PM Tuesday night slot open.

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Writing Group: How Does Change Happen?

Course #: 3500 **Term:** 2023FS **Faculty:** Bowie, Nikolas **Credits:** 1.00
Type: Elective **Subject Areas:** Not Applicable
Delivery Mode: Course
Days and Times: **Location**
Thu 3:45 PM - 5:45 PM

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Human Rights

Course #: 3500 **Term:** 2024SP **Faculty:** Farbstein, Susan **Credits:** 1.00
Type: Elective **Subject Areas:** Not Applicable
Delivery Mode: Course
Days and Times: **Location**

Course Description: Students enrolling in Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Intellectual Property and Content Moderation

Course #: 3500 **Term:** 2023FS **Faculty:** Tushnet, Rebecca **Credits:** 1.00
Type: Elective **Subject Areas:** Not Applicable
Delivery Mode: Course
Days and Times: **Location**

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Writing Group: Law and the Anthropocene - Ways in which law is part of the problem or part of the solution in our planetary crisis

Course #: 3500 Term: 2024SP Faculty: Stilt, Kristen Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in writing groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Law: Christianity and the Law

Course #: 3500 Term: 2024SP Faculty: Okediji, Ruth Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Problems in Public Law

Course #: 3500 Term: 2024SP Faculty: Gersen, Jacob Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Writing Group: Property, Land Use, and Local Government

Course #: 3500 Term: 2023FS Faculty: Brady, Maureen Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Mon 6:00 PM - 8:00 PM HAU103
Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Public International Law and International Conflict Management, New Technologies and International Law

Course #: 3500 Term: 2023FS Faculty: Blum, Gabriella Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Public International Law; Laws of War; Counterterrorism; United Nations and International Law

Course #: 3500 Term: 2023FS Faculty: Modirzadeh, Naz Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Thu 3:45 PM - 5:45 PM HAU103
Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Writing Group: Public Values Conflicts: Constitutional Law, or Education Law, or Social Media Regulation

Course #: 3500 Term: 2023FA Faculty: Minow, Martha Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Mon 6:00 PM - 8:00 PM WCC5044

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Religious Freedom

Course #: 3500 Term: 2023FS Faculty: McDaniel, Josh Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location
Wed 6:00 PM - 8:00 PM

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Taxation

Course #: 3500 Term: 2023FS Faculty: Brennan, Thomas Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Writing Group: Technology Law and Policy

Course #: 3500	Term: 2023FS	Faculty: Bavitz, Christopher	Credits: 1.00
Type: Elective	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Thu 3:45 PM - 5:45 PM		WCC3034	

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

This writing group will meet on six selected Thursdays throughout the Fall and Spring term. Please note, this will be split in 4 - 5 dates in the Spring Term on Thursdays at 3:45 p.m. and 1 - 2 dates in th Fall at a TBD that works for everyone. Exact dates TBD.

Writing Group: The Original Constitution

Course #: 3500	Term: 2023FS	Faculty: Sachs, Stephen	Credits: 1.00
Type: Elective	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	
Mon 6:00 PM - 8:00 PM			

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: The Problem of Corporate Power

Course #: 3500	Term: 2023FS	Faculty: Hanson, Jon	Credits: 1.00
Type: Elective	Subject Areas: Not Applicable		
Delivery Mode: Course			
Days and Times:		Location	

Course Description: Students enrolling in Fall-Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Writing Group: Topics in Children/Youth and the Law

Course #: 3500 Term: 2024SP Faculty: Gregory, Michael Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Topics in Criminal Law, Due Process, Equal Protection, Family Law, Sexual Harassment, Sexuality, Title IX

Course #: 3500 Term: 2024SP Faculty: Gersen, Jeannie Suk Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in writing groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Writing Group: Topics in Islamic/Comparative Law and Legal History

Course #: 3500 Term: 2023FA Faculty: Rabb, Intisar Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in Fall groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

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Writing Group: Topics related to the Federal Courts course

Course #: 3500 Term: 2023FS Faculty: Goldsmith, Jack Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: This writing group will focus on topics related to the federal courts course. Anything related to a topic prominently covered in the Hart & Wechsler casebook is within scope.

This year-long writing group will have the following basic schedule. We will meet several times in the fall term to learn about how to write and publish scholarship, and how to find good topics to write about. Students in the fall will also choose a topic and present a proposed paper thesis. Students will then spend several months writing the paper, with individual feedback as necessary. Then we will reconvene starting in March to present and comment on one anothers drafts.

Writing Group: Voting Rights

Course #: 3500 Term: 2024SP Faculty: Greenwood, Ruth Credits: 1.00
Type: Elective Subject Areas: Not Applicable
Delivery Mode: Course
Days and Times: Location

Course Description: Students enrolling in Spring groups are required to submit a signed Writing Group Registration Form to the Registrar’s Office.

Wrongful Convictions: Current Research and Advocacy Strategies

Course #: 3252 Term: 2024SP Faculty: Medwed, Daniel Credits: 1.00
Type: Elective Subject Areas: Criminal Law and Procedure
Delivery Mode: Reading Group
Days and Times: Location
Thu 3:45 PM - 5:45 PM WCC3008

Course Description: Prerequisite: None
Exam Type: No Exam

The rise of DNA technology in the 1980s has provided scientific proof for something scholars have long suspected: that all too often defendants are convicted of crimes they did not commit. This reading group will take a deep dive into why this happens and what we can do about it by exploring the latest research and advocacy strategies in the fight to free the innocent from prison.

Note: This reading group will meet on the following dates: January 25, February 8, February 22, March 7, March 28, April 11.

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Youth, Privacy, and Digital Citizenship

Course #: 3065 **Term:** 2023FA **Faculty:** Plunkett, Leah **Credits:** 1.00
Type: Elective **Subject Areas:** Education; Family; Family Member; Education; Children and Family Law; Education Law; Technology Law and Policy

Delivery Mode: Reading Group

Days and Times:	Location
Wed 3:45 PM - 5:45 PM	WCC3038

Course Description: Prerequisites: None

Exam Type: No Exam

In spring 2020-spring 2021, the United States ran a nationwide, real-time, high-stakes experiment to see what happened when you put digital educational and related technologies into the home environments of almost every young person in the country. Even before this emergency immersion into remote learning for primary and secondary schools, kids and teens were at the vanguard of the twenty-first century transformation toward living networked lives within networked institutions. Childrens and adolescents openness to and facility with new and emerging digital technologies creates a sense of community that transcends physical and other traditional institutional boundaries, as well as a sense of self that is highly individualized. For instance, a child in a remote rural American town could play Minecraft with like-minded peers the world over and become Internet famous for their YouTube videos of local cows dressed up as Minecraft denizens. They could also become inspired by social justice activism on Twitter and be the first person in town to put up a “Black Lives Matter” banner. The potential for new connections and new forms of self-expression both online and off are essentially endless—as are the accompanying questions about whether and how state and federal laws, regulations, and other institutional policies, norms, and values interact with youth data privacy and other components of youth digital citizenship. For instance, what happens to our hypothetical child if they are arrested for hanging their banner on government property without a permit, and local law enforcement wants to search their social media accounts? This reading group will look at youth digital privacy and digital citizenship more broadly in the context of three primary institutions: (1) learning ecosystems, with a focus on the recent mode of pandemic operation in K-12 public and private schools; (2) the justice system (including school disciplinary proceedings, interactions with law enforcement, and court proceedings); and (3) family units (including nuclear, extended, foster, group home, institutional, and homeless configurations). The group will identify, analyze, and challenge the laws, regulations, policies, practices, and norms that enable or constrain the development of youth data privacy and digital citizenship through diverse readings and dynamic discussion of these cutting-edge topics.

Note: This reading group will meet on the following dates: 9/13, 9/27, 10/11, 10/25, 11/8, 11/29
