

# SPRING 2010 SEMESTER

## REGISTRATION DATES & REGISTRATION INFORMATION...

### Spring Registration...

- **Spring 2010 Revised Course Schedule** available on the web and **Final Registration** Forms emailed to students – **Monday, October 26, 2009.**
- Completed Registration Forms for the **STUDENTS WHO WILL COMPLETE DEGREE REQUIREMENTS IN THE SPRING 2010 SEMESTER (ALL MAY 2010 GRADUATES)** must be submitted to Registrar's Office by 11:30 AM, **Tuesday, November 3, 2009.** Registration Begins promptly at 12:00 Noon.
- Completed Registration Forms for the **STUDENTS WHO WILL COMPLETE DEGREE REQUIREMENTS IN FALL 2010 AND SPRING 2011 (ALL JAN & MAY 2011 GRADUATES)** must be submitted to Registrar's Office by 11:30 AM, **Tuesday, November 10, 2009.** Registration Begins promptly at 12:00 Noon.
- Last Day to finalize registration for the Spring 2010 Semester is Wednesday, December 30, 2009.

Note: This packet is bookmarked to make finding the information you need easier. Click the "Bookmark" tab at the upper left of the page. A menu will appear.

## **Link to Registration Information Page on the Web**

<http://law.udayton.edu/NR/exeres/01A71BF1-B11D-4049-9CDF-20EA7AD9E4B1.htm>

## **Health Insurance Requirement**

The University of Dayton believes it is the responsibility of each student to have health insurance and therefore expects you to carry it for the entire time you are enrolled. Having health insurance protects both you and the University of Dayton community of which you are a member. You will be asked to confirm that you have health insurance coverage as part of your final registration process (see page 2 of your registration form).

Beginning in August 2009, we expect you to be covered by some type of health insurance. This requirement will continue as long as you are a student at UDSL. Upon request, the Office of Student Affairs will provide you with information on how to purchase insurance designed for University of Dayton students.

## **Financial Aid – Defining “Full-time” for loan purposes**

For a law student to be eligible for student loans (Federal Stafford and/or Alternative Loans), they must be enrolled at least half-time. At least half-time status is designated as 6 or more credit hours of enrollment during the fall or winter terms or 3 or more credit hours of enrollment in the summer term.

Many students wonder if they may borrow loans to cover reasonable living expenses. The below provides our guidelines:

Students enrolled full-time will automatically receive loan eligibility to cover reasonable living expenses, as long as the student has filed the Free Application for Federal Student Aid and the student is deemed credit worthy for an alternative loan (if necessary).

Students enrolled at least half time are eligible to borrow student loans to cover reasonable living expenses. Any student enrolled less than full time (12 credit hours in the fall and spring or 6 credit hours in the summer) should contact the Office of Scholarships and Financial Aid to speak with a financial aid counselor about your individual living expense needs. The Office of Scholarships and Financial Aid will work with part time students on a case by case basis to determine your eligibility to borrow student loans. Once your eligibility is determined, you may be eligible to borrow loans to cover reasonable living expenses. Of course, your ability to borrow an alternative loan is determined by your individual credit worthiness.

Counselors are available to meet with law students on a walk in basis or by dialing (937) 229-4311 between the hours of 8:30-4:30 daily.

## **Registration Sequence**

**To determine your placement in the registration sequence** for the coming semester, please see the information available in this packet. For an explanation of the Registration Sequence please go to:

<http://law.udayton.edu/NR/exeres/0E0345CB-2413-4D18-B981-DD43C31267EB.htm>

## **Course Schedule and Grid – Spring 2010 Semester**

<http://law.udayton.edu/NR/exeres/24ACFD07-5531-4ECD-A330-6F4A85DC500D.htm>

**About the schedule...** Please be sure to check the course and schedule notes before attempting to register for an elective course to ensure that you are permitted to enroll.

Many of the upper-level required and optional track courses are open to upper-level students of other tracks as electives—**check the course note.**

## **A Few Notes**

**Intra-Session Courses (Spring 2010 Intra-Session Period – Monday, February 22, 2010, through Friday, February 26, 2010)...** Intra-Session courses will be announced as the information becomes available. Watch your email. For a general explanation about Intra-Session courses please go to <http://law.udayton.edu/NR/exeres/F595BE49-BD9A-4854-8021-D9163A002A91.htm>.

**Law Review for upper-level students...**Registration for Law Review for students entering Summer 2009 will occur by invitation after the fall semester when class ranks have been updated.

**Deviation from the prescribed curriculum...**Any student who wishes to request to deviate from the prescribed curriculum must receive the permission of the Associate Dean for Academic Affairs **prior to registration. A completed and approved Request to Deviate form must be submitted with your final registration.** Please complete the Request to Deviate form found in this packet and on the web at <http://law.udayton.edu/NR/rdonlyres/34BBA921-C3AE-48DF-BFA7-23F66745C4FA/0/RequestforDeviationfromPrescribedCurriculum.pdf>

## **Check your bar requirements**

<http://www.ncbex.org/comprehensive-guide-to-bar-admissions/>

## **Supplemental Course Descriptions (included in this packet)**

Additional supplemental course descriptions will be added to this packet and made available in hard copy at the Registration Table as they become available.

## **Course Descriptions – Lawyer As Problem Solver Curriculum**

<http://law.udayton.edu/NR/exeres/A8922347-FD53-4E08-AF61-97E96D5C5832.htm>

A note regarding prerequisites: The general assumption is that you will have the necessary prerequisites for most courses by the very nature of the structure of the curriculum.

## **Tentative Offerings Fall 2010 Semester**

The tentative offering lists reflect the current thinking of the Administration and are subject to change as circumstances change. There will be several capstone, clinic, and intra-session opportunities as well as a number of electives offered which are not included in the tentative offering lists.

<http://law.udayton.edu/NR/exeres/24ACFD07-5531-4ECD-A330-6F4A85DC500D.htm>

## **Program Maps (hard copies are available in the Administrative Office)**

<http://law.udayton.edu/NR/exeres/B7F4CE7A-D2BA-4138-9081-1A6D02D17320.htm>

## **Program Option & Track Declaration Form (available in the Administrative Office) and online**

If you wish to make a change to your program option or track, please do so immediately, before registration. Complete the Program Option & Track Declaration form if you decide to change your program option (five or six semester) or your track. **No changes will be accepted after the start of the fall term.**

<http://law.udayton.edu/NR/rdonlyres/6654139A-93DF-411F-AB40-1773A6140992/0/ProgramOptionTrackDeclaration.pdf>

## **Directed Reading or Independent Study Form**

<http://law.udayton.edu/NR/rdonlyres/E57F38F7-0427-4803-BBD4-55B49BC32F68/0/DIConlineFORM.pdf>

## **Academic Calendars**

<http://law.udayton.edu/NR/exeres/8CD81218-4E79-40DA-8A19-437B4380B7C4.htm>

## **Finally...**

**If you can't find something, please let us know.**

[Linda.cole@notes.udayton.edu](mailto:Linda.cole@notes.udayton.edu) – Linda Cole, School of Law Registrar – 229-3285

[Millermb@notes.udayton.edu](mailto:Millermb@notes.udayton.edu) – Mary Beth Miller, Administrative Asst. – 229-4187

**If you need curriculum counseling, please contact Mary Boston (229-3794) to arrange an appointment with Associate Dean Perna or Assistant Dean Shaw.**

[Mary.boston@notes.udayton.edu](mailto:Mary.boston@notes.udayton.edu) – Mary Boston, Administrative Assistant – 229-3794

[Richard.perna@notes.udayton.edu](mailto:Richard.perna@notes.udayton.edu) – Richard Perna, Associate Dean – 229-3794

[Lori.shaw@notes.udayton.edu](mailto:Lori.shaw@notes.udayton.edu) – Lori Shaw, Assistant Dean – 229-3794

## **SUPPLEMENTAL COURSE DESCRIPTIONS SPRING 2010 SEMESTER**

### **CAPSTONES**

#### **Experimental/Temporary Course – Spring 2010 Semester**

#### **LAW 6906-01 – Capstone: Business Reorganization**

**Professor Jeff Morris**

**4.0 Credit Hours, Credit Type A**

**Open to GENERAL and ADVOCACY Track Students**

Reorganizations Under Chapter 11 of the Bankruptcy Code: This course addresses the operation of Chapter 11 of the Bankruptcy Code. Since completion of Creditors' Rights is a prerequisite for the course, there will be only a brief overview of the bankruptcy system and the fundamentals of Chapter 11. The course will focus on the legal and business issues arising in a hypothetical Chapter 11 case. Throughout the course of the semester students will be assigned roles as attorneys for the debtor, various creditors, shareholders, the United States trustee, and will also act as the judge and law clerk to the judge. In addition to analyzing and applying a variety of Bankruptcy Code and Rules provisions, related aspects of non-bankruptcy law will be considered.

**PREREQUISITE:** Creditors' Rights

#### **LAW 6921-01 Capstone: Civil Rights and Liberties**

**Professor Richard Saphire, Professor Paul Moke**

**4.0 Credit Hours, Credit Type A**

**Open to ADVOCACY Track Students**

The course is built around a complex civil liberties/rights case. The case involves the death of a prison inmate at the hands of prison personnel, and the desire of the inmate's mother (the client) to seek legal vindication for the violation of her son's, and her own, constitutional rights.

The course is designed to integrate and synthesize a variety of subject areas and skills. It builds upon and expands students' previous exposure to such areas as constitutional law, civil procedure, legal profession, professional responsibility, and interviewing, negotiation and counseling. It incorporates a variety of substance components and a variety of skills components, and does so in the context of students being expected to represent the client in a civil rights action against a variety of government officials and institutions.

With respect to its substantive dimensions, the course includes materials dealing with relevant legal doctrines and principles in the areas of constitutional law, civil rights litigation, evidence, and federal jurisdiction.<sup>1</sup> The constitutional law materials are tailored to expose students to the potential constitutional claims that might be available to the clients (e.g. Fourteenth and Eighth Amendments). The civil rights materials are tailored to expose students to the range of issues that are frequently encountered in efforts to enforce federally protected rights (e.g. the applicability and scope of the federal

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<sup>1</sup> The jurisdictional materials will focus on the federal courts, but will also include materials related to state court jurisdiction to adjudicate federal constitutional and statutory claims. Students will be asked to consider the choice of forum problem B whether a suit on behalf of the clients can/should be brought in federal and/or state court.

(and, where relevant, state) civil rights statutes; the problem of official immunities from suit or from particular remedies; the remedies available to civil rights plaintiffs). The jurisdictional materials focus on a range of issues that typically arise in civil rights and liberties cases. These include: the problems associated with choosing whether to bring an action in state or federal court (and the related choice among state and federal courts that might be available); obstacles to obtaining and maintaining a court's jurisdiction (e.g. the relevance of the Eleventh Amendment; the doctrines of abstention, exhaustion of remedies, and equitable restraint); and problems related to discovery.

With respect to the course skills dimension, students will be expected to engage in, a wide variety of lawyering skills. Among these will be client and witness interviews; client counseling; interview of potential medical consultant and/or expert witness, interactions with co-counsel and senior attorneys; document drafting; discovery; motion practice; and settlement negotiations.

### **LAW 6932-01 – Capstone: Commercial Real Estate Transactions**

**Professor James Durham**

**4.0 Credit Hours, Credit Type A**

**Open to GENERAL Track Students**

The course materials will be the first edition of Stark, Cameron, Durham & White, **Commercial Real Estate Transactions: A Project and Skills Oriented Approach** (LexisNexis, 2001), with the accompanying Document Book, **OR** the draft materials for the second edition.

The goal of a capstone course is to require “students to integrate knowledge and skills obtained” in other courses and to combine “substantive knowledge of a practice area with a practical lawyering focus. A rigorous writing experience is a key component of the course.”

CRET will take the students through the practical steps of a real estate development. The casebook is centered on the development of a small shopping center in a suburb of Chicago. The casebook begins with financial analysis to determine the financial feasibility of building the shopping center, acquisition of the land for the center, obtaining financing for acquiring the land and constructing the center, construction of the center, leasing of the space in the center, and disposition of the center. The casebook text is a combination of cases and extensive material (with many articles and article excerpts from practitioner oriented publications) focused on the practical issues facing the lawyer in advising a client during the development process.

There will be several writing projects during the semester with the focus being the creation of legal documents, and sections of legal documents, that would have to be written by a practicing lawyer as part of representing a real estate development client.

**PREREQUISITES:** Real Property I and II

### **LAW 6924-01 – Capstone: Cybercrime**

**Professor Vipal Patel**

**4.0 Credit Hours, Credit Type A**

**Open to All Track Students**

This four-credit course satisfies the upper-level writing requirement by giving law students the opportunity to work on applied projects in cybercrime law and procedure.

The class has two components: The majority of the class (3 credit hours) will be devoted to working with Electronic Crime Task Forces established by the U.S. Secret Service in developing guides to state cybercrime laws. The ECTF's are composed of federal agents and state law enforcement officers who specialize in cybercrime enforcement. The students will draft guides that survey the law in the state or states applicable to a particular ECTF. For example, if the Northern District of Ohio ECTF were to be involved this spring (which it will not), the guide would focus on how Ohio (and maybe Pennsylvania) law deals with substantive cybercrime law (laws defining hacking, identity theft, etc.) and with procedural law (wiretapping emails, searching and seizing computers, etc.). The goal is to develop a hand-on work product that can be used by members of the ECTF's and by other officers working in the same area.

One hour of the class will be devoted to a lab. In his part of the course, law students will work with specially-chosen senior Criminal Justice students on a very specific practical problem. This spring, the problem will be drafting chain of custody guidelines for use in seizing computers and computer media and in tracking forensic analysis of the seized media. The CJ students will bring expertise in law enforcement, while the law students will bring their expertise in criminal procedure and in evidence law.

**Experimental/Temporary Course – Spring 2010 Semester**  
**LAW 6905-01 – Capstone: Patent Litigation**  
**Professors Sam Han and Robert Lech**  
**4.0 Credit Hours, Credit Type A**  
**Open to TECH and ADVOCACY Track Students**

This four credit Patent Litigation Capstone course involves the representation of a hypothetical Client engaged in patent litigation before a federal district court. With this substantive focus in mind, students will gain an understanding in pre-litigation and pleading requirements, discovery techniques, motion practice, preparation for trial; and post-trial procedure. Preparation and revision of various documents will be a central component of this course.

**LAW 6925-01 – Capstone: Tort Litigation**  
**Professors Dennis Turner and Brandon Allen**  
**4.0 Credit Hours, Credit Type A**  
**Open to ADVOCACY Track Students**

The four credit Tort Litigation Capstone course provides students with the opportunity to apply the knowledge and skills they have learned throughout their first two years of law school in a realistic law firm setting. Students will process a simulated tort case from initial client interview through pleadings, discovery, mediation and culminating in a full trial. Clients and lay witnesses will be played by professional actors, and experts will be played by actual experts. The goal of the course is to duplicate, as much as possible, what a lawyer may face as a new associate in a law firm. There will be numerous writing assignments which will fulfill the School of Law's upper-level writing requirement.

## **ELECTIVE COURSES**

### **Experimental/Temporary Course – Spring 2010 Semester**

#### **LAW 6891-01 – Professional Responsibility Lab**

**Professor Denise Platfoot-Lacey**

**2.0 Credit Hours, Credit Type A**

**Open to all students**

In this course, students will learn about the most common professional responsibility and professionalism problems that occur in practice and ways to prevent such problems. The course will include exercises which will require students to apply the doctrinal material covered in Professional Responsibility to common practice situations, will provide in depth coverage of Ohio's disciplinary process, and will introduce the basic elements of legal malpractice as a form of professional liability.

**PREREQUISITE:** Professional Responsibility

### **Experimental/Temporary Course – Spring 2010 Semester**

#### **LAW 6892-01 – Race, Racism and American Law**

**Professor Vernellia Randall**

**3.0 Credit Hours, Credit Type A**

This course explores the way in which law is used both to combat and to legitimate racism in American society. It will trace the relationship between racism and American law from the colonial period to the beginning of the 20<sup>th</sup> century. This course employs an interdisciplinary approach and covers the experiences of American Indians, African Americans, Asian Americans, Latinos and White Americans. Through an integrated analysis of the groups' legal histories, the class will foster a comprehensive understanding of race and racism as foundational elements in United States law.

#### **LAW 6845-01 – Remedies**

**Professor Vernellia Randall**

**3.0 Credit Hours, Credit Type A**

Remedies is the study of the legal and equitable relief that a client may obtain as a result of litigation. In effect, it is about selecting the appropriate remedy to meet your client goals, deciding how to measure the remedy and deciding how to enforce it.

Remedies is a very practical course. When a client comes into your office with a problem, the question that is usually foremost in his or her mind is "what is the solution?" The solution, in litigation, is a remedy. But because legal problems do not come neatly packaged or identified as matters of tort, contracts, or property, one of the objectives of this course is to help further a holistic approach to legal problem solving. Remedies almost always involves issues of discretion: discretion of the judge in fashioning an equitable remedy, discretion of the jury in assessing damages, and discretion of law makers in setting the boundaries for these decisions. Discretion means that lots of interesting factors, often unstated, can influence a decision. If we understand those underlying factors, we can be much more effective in predicting outcomes and persuading decision-makers.

#### **Topics Covered:**

The Nature of Remedial Question

Equitable Remedies

Unconscionable Conduct

Fraud and Misrepresentation

Damage Remedy  
Restitution Remedy

Mistake  
Unenforceable Contracts

### **Teaching Pedagogy**

As you know learning in law school is essentially self-directed. Most of your learning happens outside of the classroom and independently of myself or any other professor. My course is structure in such a way as to facilitate your self-directed learning and to teach creative problem-solving skills and collaborative skills. I do that through the following: detailed syllabus, assigned problems and collaborative small group instruction in the classroom and online component.

Online Component. Ordinarily, a 3 credit hour course would be schedule for 150 minutes during the week. This course is only schedule for 100 minutes because 1 credit (50 minutes) is conducted online.

### **Grading and Evaluation**

Your grade in the course will be based on:

In Class Participation	25 %	Online Participation	25 %
Problems	30 %	Diversity Paper	20%

### **No Final Examination**

### **Experimental/Temporary Course – Spring 2010 Semester**

#### **LAW 6890-01 – Securities Regulation**

**Professor Eric Chaffee**

**3.0 Credit Hours, Credit Type A**

**Open to all students**

This course will provide a survey of regulation relating to the issuance and trading of securities. Topics covered will include the Securities Act of 1933, the Securities Exchange Act of 1934, and selected state statutes. Students will also be introduced to basic concepts of economics and corporate finance.

**PREREQUISITE:** Business Organizations

### **LAW 6971-01 – Trademarks Unfair Competition**

**Professor Tracy Reilly**

**2.0 Credit Hours, Credit Type A**

This course will cover basic issues pertaining to U.S. federal and state trademark, trade dress, unfair competition and trade secret law. We will focus on federal trademark registration, common law creation of rights, infringement issues (including likelihood of confusion and dilution) and available remedies. An emphasis will be placed on business counseling considerations. No scientific or technical background is expected or required.

## **DIRECTED READING OPPORTUNITIES**

### **LAW 6861 – Directed Reading**

**Professor Vernellia Randall**

**1.0 or 2.0 Credit Hours; Credit Type C**

#### **Topic: Discrimination Against Immigrant in Rental Housing**

Despite legal protections guaranteed under the federal Fair Housing Act, immigrants are often denied decent and safe housing because of their national origin, race, or presence of children. Combined with the fact those immigrants who come to this country without education or proficiency in English earn lower wages, their housing options are severely limited. Immigrants who are undocumented are further challenged in the housing market if asked to produce documentation to rent an apartment or to take out a mortgage. Immigrants are disproportionately more likely to face the barriers to the housing of their choice.

This directed reading will look on federal, state and municipal laws that address discrimination in housing, immigrant rights, particularly undocumented.

This directed reading will be done in consultation with the City of Dayton Human Relations Council. One of the purposes of the Human Relation Council is to keep the citizens of the city... informed of denials within the city of . . . equality of opportunity” and the Human Relations Council has the authority investigate and make recommendation. This Directed Reading will assist the HRC in it’s investigation of discrimination against immigrants in rental housing.

#### Requirements

- You are expected to read 500 pages per credit hour.
- The work product for the directed reading is: a thesis statement<sup>1</sup>, an annotated bibliography<sup>2</sup> and a short research paper .
- You are expected to meet with me regularly during the semester and to attend at least one meeting of the Human Relations Council.

If you are interested in doing a directed reading contact me ASAP. Prior approval is required.

#### **Additional Topics for Directed Readings with Professor Randall include the following:**

Health Care

Race, Racism & the Law

Remedies

Professional Responsibility.

Additional information available at the Registrar’s Office.

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<sup>1</sup> Thesis Statement (150 to 350 words) is a clear and concise statement of the thesis for your DIRECTED READING

<sup>2</sup> Annotated Bibliography includes an annotation on everything read for the directed reading. The annotation includes: citation, description, critical comment and total number of pages read . Generally, each annotation is between 250 to 400 words long. The final annotated bibliography should have a 1000 - 1500 word introduction which gives an overview of the topic or issue including a summary of some of the key issues.

## **EXTERNSHIP**

**LAW 6900-01 EXTERNSHIP – Students with Last Name of A through L**

**Professor Monique Lampke**

**LAW 6900-02 EXTERNSHIP – Students with Last Names of M through Z**

**Professor Denise Platfoot Lacey**

**4.0 Credit Hours; Credit Type B**

This class will serve as a legal apprenticeship for you to develop practical, professional skills in a legal setting, such as a governmental agency, law firm, corporation, court, or legal aid. During your externship, you will have the opportunity to observe respected attorneys and judges at work, network with the legal community, and develop some of the following skills: analysis, client interaction, efficiency, fact investigation, interviewing, multi-tasking, negotiation, networking, oral communication, organization, problem-solving, reading, research, and time management, and writing. Upper Level.

**PREREQUISITES:** You must attend a two-hour orientation class which has been scheduled during the first regularly-scheduled externship class for your section. You must also get approval from your Externship Supervisor prior to registration by submitting by the applicable deadlines the registration and placement forms indicated on the Externship Calendar located on the tables across from the student mailboxes.

## **INTRA-SESSION COURSES – OPEN TO UPPER-LEVEL STUDENTS**

**(Additional Intra-Session opportunities may be added to the schedule at a later date. Watch for notice...)**

**LAW 6517-01 – Intra-Session: Topics in Personal Property\***

Professor Charles Hallinan and Professor Rebecca Cochran

1.0 Credit Hour, Credit Type C

February 22-26, 2010

(Open to Fall 2009 Starters and Upper-Level Students)

This course examines some of the fundamental doctrines and principles of personal property law. The core topics are: 1) classifications of property, including distinctions between real and personal property, distinctions among different kinds of personal property, and distinctions among various kinds of interests in personal property; 2) means of gaining and losing title or other interests in personal property, including sales, gifts, and finding; 3) void and voidable title, and the obligations of grantors regarding title; 4) the Uniform Transfers to Minors Act; and 5) interests in personal property short of complete title, including liens and bailments. Prerequisite: LAW 6104 Real Property I.

### **LAW 6520-01 – Intra-Session: Race, Racism & the Law: Unnatural Causes: The Role of the Law in Eliminating Health Inequalities**

Professor Vernellia Randall

1.0 Credit Hour, Credit Type A

Meets during regular full term.

(Open to Fall 2009 Starters and Upper-Level Students; graded on first year curve)

The United States spends twice as much on health care as any other wealthy country, yet our life expectancy is 30th in the world and our infant mortality is 26th. While we pour more and more money into drugs, dietary supplements and new medical technologies, 20 years of research shows that there is much more to our health than bad habits, health care or unlucky genes. It is social conditions--the circumstances into which we are born, live and work—more than any other factor, that affect our chances for a healthy life or an early death. Those social conditions include being born white or a person-of-color and the experience of racism. This course explores how race, class and other social inequalities contribute to health inequalities and the role of the law in eliminating health inequalities.

#### Course Content (Overview)

- Understanding Health and Health Care Inequalities
- Understanding the Social determinants of health and the role of the law in addressing those determinants
- Health Care Policy as an example of the role of law including the historical role of the law in addressing access to health care, quality of health care, discrimination in health care

### **LAW 6523-01 – Intra-Session: Oil and Gas Law**

Professor Blake Watson

1.0 Credit Hour, Credit Type A

Meets during regular full term.

(Open to Fall 2009 Starters and Upper-Level Students; graded on first year curve)

A survey of the ownership, use and leasing of oil and gas. Topics include: basic legal concepts of ownership of oil and gas resources; conveying oil and gas rights; essential clauses of oil and gas leases; and royalty issues.

### **LAW 6525-01 – Intra-Session: Digital Music Sampling and Copyright Infringement**

Professor Tracy Reilly

1.0 Credit Hour, Credit Type A

February 22-26, 2009

(Open to Upper-Level Students Only)

This course is designed to provide the students with an historical overview of copyright law as it particularly relates to the music industry. In this course, the students will: (a) be introduced to the complex legal and policy issues surrounding copyright infringement in the specific context of digital music sampling;<sup>1</sup> (b) engage in an in-depth discussion of various provisions of the Copyright Act that examine (i) the scope of copyright protection for digital music samples, and (ii) when the use of digital music samples without consent of the owner constitutes copyright infringement; (c) analyze the major

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<sup>1</sup> “Digital music sampling” is the technique whereby a second musician uses modern recording technology to digitally “lift” exact portions of a prior musician’s copyrighted music recording and incorporate those portions of music into the second musician’s new song.

agreements and licenses that are negotiated by artists and record labels with respect to digital music samples; and (d) critically examine the few district and appellate court cases on the subject of digital music sampling and assess whether and how Congress and/or the Supreme Court should resolve the many current open issues on the subject of digital music sampling. Prerequisites: Intellectual Property LAW 6400 or LAW 6832.

**LAW 6528-01 – Intra-Session: Protecting Rights: Constitutions, Courts and Other Branches of Government**

Dean Lisa Kloppenberg

1.0 Credit Hour, Credit Type A

February 22-26, 2010

(Open to Fall 2009 Starters and Upper-Level Students; graded on first year curve)

This course explores the role of courts and other branches of government in interpreting constitutions and protecting human rights. Students will explore how judges make decisions and how courts develop and protect rights under the U.S. Constitution with a particular focus on the U.S. Supreme Court. The course will also examine the role of other U.S. governmental branches in protecting rights and engaging in rights development or constitutional dialogue (e.g., the work of legislatures, administrative agencies, and executive officials). Next, the U.S. approach toward rights protection will be contrasted with the approach of the highest courts and government officials in several other countries (e.g., Australia, Canada and Great Britain). Finally students will apply this material, contrasting U.S., Canadian and/or British approaches to constitutional adjudication and rights development in Australia. Currently, Australia is considering a Human Rights Charter and debate is underway about how best to protect rights, with praise for and criticism of the U.S., Canadian and British approaches. The case examples and problems explored in this course will focus on development of individual rights in areas of free speech, privacy and national security.

**Note: Additional course description information may be available at the registration table.**

**\* Pending final faculty approval.**

## **The Registration Sequence for Upper-Level Sectioned Courses, Capstones, Clinics, and Electives**

### **Registration according to graduation year**

- Before each regular registration cycle, i.e., the fall and spring semesters, the registration sequence is published. The order of registration is based on the year of anticipated graduation for each student. Registration each semester for sectioned courses, capstones, clinics, and electives occurs in order of the published registration sequence. Students are automatically enrolled in all non-sectioned required courses.

### **The registration sequence**

- The names of the members of the graduation classes for each year (e.g., all anticipated January and May, 2010 graduates) are randomly ordered by the computer before each of the remaining registration cycles after the first year. The result of the process is a list for each anticipated graduating class year showing the registration date for each group and the order of registration within that group for the approaching registration cycle.
- Every semester the registration schedule for the upcoming registration cycle is made available. Students are expected to refer to the schedule that lists the order of registration for their graduation year and their placement within that group. Students are to complete the registration process according to instructions published with the registration materials and are registered for their sectioned courses, capstones and/or clinics, and elective courses according to their placement for the given term.
- Late registrations are on a first-come, first-served basis.

## First to Register for Spring 2010

### All Students who will complete requirements in May 2010

- |    |                                |    |  |
|----|--------------------------------|----|--|
| 1  | Veach, Todd C.                 | 41 | Nidiffer, Patricia M. (Bello, Tricia) M. |
| 2  | Nighbert-Hile, Holly R.        | 42 | Hahn, Thomas H.                          |
| 3  | Stedman (Cooper), Laura E.     | 43 | Knisely, Michelle N.                     |
| 4  | Dunham, Craig W.               | 44 | Witte, Jonathan R.                       |
| 5  | Hill, Jessica A.               | 45 | Wiswell, Yomaris                         |
| 6  | Paul, Nathalie                 | 46 | Shields, Kathryn L.                      |
| 7  | Carreiro, Caitlin A.           | 47 | Keck, Timothy E.                         |
| 8  | Sigmon, Andrew C.              | 48 | Perry, Emily J.                          |
| 9  | Strashko, Vladyslav            | 49 | Fraker, Carly D.                         |
| 10 | Haertel, Kathryn C.            | 50 | Pecoraro, Samuel C.                      |
| 11 | Cantrell, Tyler E.             | 51 | Quintana, Natalie R.                     |
| 12 | Stuckey, Nathaniel J.          | 52 | Bennett, Gordon R.                       |
| 13 | Swanson, Lindsey               | 53 | Freeman, Michael J.                      |
| 14 | Revelson, Paul R.              | 54 | Spangler, Chelsea E.                     |
| 15 | Phipps, Felicia I.             | 55 | Vega, Mikayla E.                         |
| 16 | Rubenstein, Jennifer L.        | 56 | Gonzalez, Reynaldo                       |
| 17 | Pettke, Adam D.                | 57 | Flake, Lisa M.                           |
| 18 | Smith, Ashley M.               | 58 | Bennett, Kristin M.                      |
| 19 | Lacey, Kevin C.                | 59 | Vavrek, Adam N.                          |
| 20 | Iracki, Maria J.               | 60 | Allen, Lubirda                           |
| 21 | Fernandez, Alexander           | 61 | Hughes, Randi N.                         |
| 22 | Shultz, Tanner H.              | 62 | Reynolds, Emily J.                       |
| 23 | Mezher, Michael B.             | 63 | Vescovo, Gregory D.                      |
| 24 | Bryan, Carl J.                 | 64 | Washington, Stephanie                    |
| 25 | Gaefke (Recaldini), Leanne M.  | 65 | Booth, Gregory H.                        |
| 26 | Coburn III, Dale R.            | 66 | Brown, Edward A.                         |
| 27 | Scott, Robert L.               | 67 | Johnson, Christopher E.                  |
| 28 | Moore, Krystal M.              | 68 | Schlater, Emily J.                       |
| 29 | Mense, Brian E.                | 69 | Saliba, Maria L.                         |
| 30 | Kisling, Ciaran B. (Ms.)       | 70 | Williams, Dawn M.                        |
| 31 | Dunaway, Clint S.              | 71 |  |
| 32 | Flannery (Miller), Adrienne M. | 72 | Duff, Patrick A.                         |
| 33 | Car, Trinity A.                | 73 | Green, Nancy L.                          |
| 34 | Lee, Jonothan C.               | 74 | Herring, Mark P.                         |
| 35 | Delp, Edward J.                | 75 | Villalba, Shannon M.                     |
| 36 | Reed, Daniel R.                | 76 | Lamping, Richard E.                      |
| 37 | Visone, Thomas                 | 77 | Beck, Kevin M.                           |
| 38 | Dougherty, Anna K.             | 78 | Warrick, Mary E.                         |
| 39 | Bishop, Kathleen R.            | 79 | Grant, Lauren E.                         |
| 40 | Johnson, Crosley A.            | 80 | Anderson, Mitchell J.                    |

## **First to Register for Spring 2010 (continued)**

### **All Students who will complete requirements in May 2010**

81	Sullivan, Brian Patrick	116	Nyhan, Benjamin R.
82	Buckley, Timothy M.	117	Hilgeman, John R.
83	Greendyke, Rebecca M.	118	Kanasz, Alexander J.
84	Krill, Casey A.	119	Mohn, Courtney L.
85	Carroll, John P.	120	Brown, Jeffrey R.
86	Kin, Joshua M.	121	Oladunmoye, Olaide
87	Gottemoeller, Kiera M.		
88	Harper, Robert R.		
89	Herbeck, Matthew F.		
90	Litscher, John W.		
91	White, Kenneth Erinaldo		
92	McCown, Ella A.		
93	James, Jonathan M.		
94	Harris, Justin E.		
95	Clark, Kellie C.		
96	Farooqui, Iram F. (Ms.)		
97	Schilling, Stephen E.		
98	Kusman, Jason P.		
99	Daugherty, Cynthia Sue		
100	Johnson, Brent H.		
101	Anderson, Margaret T.		
102	Kemp (Blaine), Lisa M.		
103	Boothe, Simone S.		
104	Palascak, Patrick J.		
105	Beatty, Mark A.		
106	Rush, Brandon M.		
107	Roche, James J.		
108	Williams, Jason M.		
109	Stevenson, Randall E.		
110	Kidwell, Micheline M.		
111	Patel, Nisha A.		
112	McKinley, Jennifer S.		
113	Ward, April E.		
114	Gerrity, John K.		
115	Nereng (Hall), Anna K.		

## Second to Register for Spring 2010

### All Students who will complete requirements in 2011 (January & May)

1	Hirsch-Ladow, Tonya	41	Hagedorn, Claire L.
2	Volkerding, Matthew N.	42	Artim, Corey J.
3	Van, Kim-Khanh T.	43	Brown, Jessica G.
4	Kennel, John Frederick	44	Doerr, Rebecca A.
5	Faigle, Jennifer D.	45	Looser, Dustin K.
6	Zimmerman, Brenda M.	46	Russell, Travis T.
7	Albright, Joshua S.	47	Schiff, Robyn T.
8	Settles, Christopher M.	48	Munson, Mark E.
9	Bailey, Cornelius	49	Shinaberry, Glenn A.
10	Wright, Meghan G.	50	Shjerve, Nicholas
11	Mustard, David M.	51	Yike, Erica M.
12	Wu, Ning-Yu	52	McCormick, Sean P.
13	Russell, Nathan A.	53	Patel, Neil
14	Banks, Janna Maureen	54	Prince, John Ryland
15	McMullen, Justin M.	55	Killian, Molly K.
16	Schoenling, Andrew R.	56	Wilburn, Jessica L.
17	Crossley, Amanda R.	57	O'Donnell, Breandan T.
18	Amundson, James M.	58	Roundfield, Christopher T.
19	Schultz, Caitlyn S.	59	Herin, Walter C.
20	Hendren, Amanda M.	60	Metherd, Michael D.
21	Kerschbaum, Gregory L.	61	Richards, Georgea L.
22	Schuyler, Christopher K.	62	Peters, Michael J.
23	Svintozelsky, Bogdan V.	63	Gaughenbaugh, Alison C.
24	Mulligan, Joseph H.	64	Kuhnz, David R.
25	Lewis, Robert C.	65	Doherty, John R
26	Simendinger, Christopher L.	66	Henderson, Brian H.
27	Michel, Sarah E.	67	Perry, Daniel A.
28	Reeder, Michael S.	68	Estess, Adam S.
29	Maslowski, Joseph M.	69	Williams, Douglas C.
30	Marconi, Jillian C.	70	Armocida, Zachary D.
31	Costelloe, Yvonne Marie	71	Troy, Keaton L.
32	O'Daniel, Matthew B.	72	Korostyshevsky, Karina
33	Matthews, Tanesha Latrice	73	Dunlop, Branson D.
34	Harkleroad, Paul D.	74	Glandorf, Alexander K.
35	Novick, Jane	75	Montgomery, Trenton C.
36	Osborne, Jonathan Todd	76	Asante, George K.
37	Muenchenbach, Brian A.	77	Bunch, John P.
38	Jones, Melanie M.	78	Stephenson, Andrew J.
39	Kane, Travis L.	79	Hursh, Nicholas J.
40	Geraci, Michael F.	80	Gilson, Chad A.

## Second to Register for Spring 2010 (continued)

### All Students who will complete requirements in 2011 (January & May)

81	Jack, Andrew G.	121	McCarty, Kevin M.
82	Gunther, Neil W.	122	Reicis, Erik D.
83	McClennen, Becky Boright	123	Hamman, Gregory D.
84	Adamczyk, Jason P.	124	Forestall, Robert J.
85	Winteregg, Carrie A.	125	Gomez, Michael A.
86	Coleman, Kelly A.	126	Smiley, John J.
87	Smith, Erik Louis	127	Steiner, Samantha M.
88	Funkhouser, John R.	128	Rodriguez, Carmen T.
89	Podmore, Thomas B.	129	Schneider, Karlie E.
90	Goins, Christopher G.	130	Hedrick, Mitchell Paul
91	Lindower, John H.	131	Jones, Kimberly M.
92	Sellers, Arkesha N.	132	Seppeler, Christine B.
93	Whalen, Tom J	133	Fritz, Ryan C.
94	Ayoubi, Mohammad S.	134	Harrelson, William M.
95	Brown, Grace E.	135	Marviglia, David P.
96	Graber, Stephen A.	136	Smith, Adam L.
97	Hoecht, Lynne Marian	137	White II, Roger E.
98	King, Jeffrey E.	138	Babar, Sunna K
99	Gibson, Michael G.	139	Garcia, Gregg M.
100	McMahon, Sarah C.	140	Tipton, Matthew T.
101	Skinner, Daniel J.	141	Neely, Jessica M.
102	Shank, Tyler G.	142	McKoy, Kelly M.
103	Conrad, Samuel K.	143	Miller, Whitney K.
104	Kuntz, Sarah A.	144	Tenney, Robert Ricks
105	Borland, Mark J.	145	Ernst, Jessica T.
106	Somogy, Wesley E.	146	Lemley, Courtney N.
107	Barron, Rebecca L.	147	Constantinesco, Frederik J.
108	Masterson, Kristina M.	148	Brown, Vencot O.
109	Alexander, Benjamin D.	149	Rittenhouse, Charles D.
110	Clouser, Justin K.	150	Langford, Scott C.
111	Simeoni, Steven M.	151	Petty, Adam D.
112	Chandra, Abhimanyu	152	O'Connor, Brandon P.
113	Francis, Michelle Lynn	153	Bury, Bradford P.
114	Miller, Scott A.	154	Booth, Meredith A.
115	Holway, Eric R.	155	O'Donnell, Carla Michelle Bala
116	Cooper, Jeffrey S.	156	Forster, Elizabeth L.
117	Mancuso, Benjamin S.	157	Miller, Margaret A.
118	Nelson, Josh L.	158	Siemann, Serah E.
119	Mason, Nicole L.	159	Riesinger, Lauren D.
120	McClain, Brandon Charles	160	Hawes-Saunders, Donnica L.

**Second to Register for Spring 2010 (continued)**

**All Students who will complete requirements in 2011 (January & May)**

- 161 Morrison, David M.
- 162 Ferguson, Amy E.
- 163 Grasinger, Gregory J.
- 164 Luckey, William A.
- 165 Amrhein, Nicole M.
- 166 Brinkman, Sean N.
- 167 McCauley, Sean C.
- 168 Anastasi, Andrew M
- 169 Peverall, Katlin E.
- 170 Newman, Kevin L.
- 171 Langhorne, Anna L.
- 172 Bartley, Kristin L.
- 173 Morgan, Julie Allyce
- 174 Stevens, Rachel J.
- 175 Yowler, Richard P.
- 176 Miller, James D.
- 177 Corum, Jenna M.
- 178 Haller, Chase M.
- 179 Snyder, Philip J.
- 180 Burch, Gerrard R
- 181 Smith, Timothy J.
- 182 Quearry, Gabriel J.
- 183 Arnett, Andrew Z.
- 184 Rusch, Joseph M.
- 185 Adams, Bradley Keith
- 186 Scully, Breanne M.