

THE GEORGE WASHINGTON UNIVERSITY LAW SCHOOL

**INFORMATION TO SUPPLEMENT THE LAW SCHOOL BULLETIN**

For Use in Pre-registering for the **Spring 2021** Semester

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## **I. DESCRIPTIONS OF SEMINARS AND COURSES COVERING “SELECTED TOPICS...TO BE ANNOUNCED AT THE TIME OF REGISTRATION”**

The Law School Bulletin indicates that certain seminars and courses will cover “selected topics ... to be announced at the time of registration.” The following paragraphs describe the coverage of seminars and courses of this type that will be offered in the Spring 2021 Semester. Please see the Law School Bulletin for the description of other seminars and courses. Enrollment in each seminar is limited. Enrollment in each course **may** be limited.

### **6264-11 Securities Law Seminar: *Shareholder Power and Activism* (2) L. Fairfax**

This seminar will explore the practice and regulation of shareholder activism in public companies, with a particular focus on the recent surge in such activism as well as recent Securities and Exchange Commission (SEC) initiatives aimed at supporting shareholders’ voting rights. The seminar will examine the different types of shareholders and entities engaged in activism including hedge funds, unions, pension funds, retail investors, and shareholder advisors. After highlighting shareholders’ rights and responsibilities in the corporation, the seminar will focus in detail on the ways in which shareholders exercise their voting power as well as the legal, economic, and practical impediments to shareholder voting and activism. The seminar will examine the history of shareholders’ attempts to gain access to the corporate proxy statement for purposes of nominating director candidates of their choice, as well as ways in which shareholders seek to use their vote to influence corporate affairs, including withhold the vote campaigns, proxy contests, majority voting, and efforts to declassify corporate boards. In addition, the seminar will analyze the regulation of shareholder proposals and the primary types of proposals shareholders advance. Grades in this seminar will be based on a combination of participation in class discussion and a research paper. Enrollment is limited. Prerequisite: Law 6250 (Corporations). (Research paper)

### **6264-12 Securities Law Seminar: *Enforcement of the Federal Securities Law* (2) Sturc**

The Securities and Exchange Commission is the largest and most significant agency that enforces financial laws and regulations. Its enforcement policies and practices have a profound effect on corporate culture, capital formation, and financial markets. Understanding how the SEC investigates possible violations and enforces its laws is important for lawyers engaged in complex civil and criminal litigation and for corporate lawyers counseling public companies and financial institutions. This course supplements the corporations and securities law courses and applies principles developed in the civil procedure and criminal procedure classes. It goes into depth concerning frequent subjects of enforcement actions, such as insider trading, financial fraud, violations by brokers and investment advisors, enforcement processes and remedies, and legal and tactical and issues facing lawyers who practice before the SEC. A former associate director of the SEC’s Division of Enforcement leads the seminar. Guest speakers also present to the class. The course is designed for students interested in corporate law and governance, litigation, and white-collar investigations and litigation. (Research paper and class participation)

### **6317-11 Selected Topics in Tax Policy Law: *Nonprofit Lobbying and Political Activity* (2) Galston**

This course will provide an overview of the advocacy activities of nonprofit organizations that are exempt from income taxation under the Internal Revenue Code. The focus will be on groups exempt under IRC sections 501(c)(3)-(6) and 527, i.e., charities, social welfare organizations, labor groups, trade associations, and political organizations. There will be in-depth study of both the lobbying activities and the political campaign activities of these groups, including both the legal dimensions and contemporary practices. The course will examine IRS regulations and other forms of IRS guidance as well as judicial decisions. In addition to mastering the technical aspects of the rules that govern the advocacy activities of exempt organizations, students will become familiar with the policy considerations underlying existing laws and proposals for reform. No prerequisites are assumed. The course will be conducted by class discussions and lecture, with the assumption that students will be actively engaged in the former. Students’ grades will depend primarily upon an open book examination, although active classroom participation can result in a step-up from the exam grade for the final grade.

### **6317-12 Selected Topics in Tax Policy Law (3) Bearer-Friend**

This course will challenge students to design tax policy solutions for deep societal problems, including, but not limited to: climate change, declining worker bargaining power, patriarchy, structural racism, dynastic wealth, voter disenfranchisement, and educational inequality. By the end of this course, students will be expected to demonstrate an understanding of: (1) how tax policy shapes our society; (2) how society shapes our tax policy; (3) how to evaluate tax policy based on established and emerging tax policy principles; and, (4) how to design tax policy to meet various civil priorities. Law students of all career paths welcome; no one turned away for lack of tax experience. (Examination and class participation)

### **6317-13 Selected Topics in Tax Policy Law: *Information Reporting and Withholding Obligations for International Transactions* (2) Saula**

This course examines the information reporting and withholding requirements of the Internal Revenue Service and how the U.S. enforces anti-tax avoidance provisions in cross-border transactions. You will learn about the provisions designed to detect and deter tax evasion by U.S. persons and initiatives by other international organizations to combat offshore tax evasion. We will begin by learning the rules relating to withholding on payments by a U.S. person to foreign financial institutions. Then we will learn the information reporting rules that apply to U.S. persons who hold foreign financial assets and foreign bank accounts. Then we will address the rules applicable to US persons who hold shares in passive foreign investment companies. We would also examine the rules for taxing certain U.S. shareholders of controlled foreign corporations. The course will also examine the taxation of capital gains derived by foreign persons from the disposition of U.S. real property interests. Finally, we will walk through the mechanics of how and when to fulfill these filing obligations. (Take-home examination and in-class exercises)

### **6351-11 Reading Group: *Advanced Professional Identity* (1) Peterson**

This reading group will focus on issues relating to students' development of their own professional identity, particularly the two core professional formation goals: (1) proactive professional development toward excellence in all the competencies needed to serve clients and the legal system well; and (2) an internalized deep responsibility to clients and the legal system. The course will use readings and reflection questions to get students to: (1) reflect on the story, experiences and passions that brought them to law school and that they develop during law school as a means of both (a) identifying what they want to do with their law degree and (b) proactively taking ownership over their growth toward meaningful post-graduate employment; and (2) make progress moving through developmental stages regarding these two professional-formation learning outcomes; so that (3) they can begin to define and to live out who they want to be as lawyers in the context of what clients and the legal system expect of them. This course is graded on a CR/NC basis. (Writing assignments)

### **6351-12 Reading Group: *The Role of the Public Defender* (1) Pinckney**

This reading group will explore the challenges facing the thousands of public defenders who practice in jurisdictions across the United States. Readings and class discussions will focus on the critical issues facing public defenders in the criminal justice system, enhance students' understanding of how these issues impact a lawyer's work as a public defender, and highlight practical ways public defenders can engage in client-centered advocacy. This course is graded on a CR/NC basis. (Writing assignments)

### **6351-13 Reading Group: *Economic/Technological Innovation for Business Lawyers* (1) Pam, Saula**

This reading group begins with a high-level review of selected past technological innovations that have had a transformative effect on the U.S. economy and industry, chiefly in order to provide some perspective on current and potential future technological innovations that may have a significant economic and business impact. It then discusses some current thinking about what these past episodes suggest about managing and encouraging innovation more generally, with the objective of helping prepare students to advise clients on the impact of innovation on their businesses, and to practice innovatively over the course of their legal careers. This course is graded on a CR/NC basis. (Writing assignments)

**6351-14 Reading Group: *Crisis & Legal Controversy in the CIA* (1) Petrila**

This course is designed to examine fundamental legal issues that have arisen regarding the mission of the Central Intelligence Agency (CIA). It is designed to focus on a series of issues in which there is substantial unclassified information in the public domain. The course will introduce students to key events and policy decisions that have had significant impact on the legal structure under which the Intelligence Community operates. The course will provide a basic understanding of several major policy decisions that the CIA was charged with implementing, and will enable students to more readily identify, understand, and analyze associated legal issues and risks (to include separation of powers issues) that were a consequence of these policy decisions. This course is graded a CR/NC basis. (Writing assignments)

**6351-15 Reading Group: *Social Justice & Racial Equity Awareness in Lawyering* (1) Kohn**

In the spring of 2020, a new diverse racial justice movement was born in the United States, following the widely publicized stories of murders of Black citizens caused by police. These incidents of racialized violence by agents of the state present one lens through which law students witness racism and racial bias in our country. This Reading Group will examine the origins, wide-ranging expression, and persistence of structural racism in America and its profound deleterious impact on access to justice for people of color. Through assigned reading, discussion, and exercises, students will have the opportunity to develop a deeper understanding of the barriers to racial equity from the perspective of legal practice. Students will deploy their critical thinking and writing skills to analyze these issues. The Reading Group will culminate in the proposal of a civic action project aimed at combatting racism and enhancing access to justice.

**6351-16 Reading Group: *Justice, Health, and the Equal Protection Clause* (1) Matthew**

This reading group explores the adverse health effects of systemic racial inequality. Specifically, it examines the evidence that racial inequality has been constructed historically and contemporarily in all the major social determinants of health. The readings and discussions will probe the role of law in creating and maintaining population health disparities. Topics will include the laws used to construct racial hierarchies codify the dehumanization disfavored groups, legalized inequality, affirmatively or through under- and un-enforcement of the anti-discrimination laws enacted to combat racism. Readings will include legal and social science literature to analyze the association between racial discrimination in housing, education, and criminal justice, and disproportionately distributed adverse health outcomes as with the COVID-19 pandemic. The goal will be to interrogate the extent to which laws that organize the major social structures in America align with the original intent for the 14th Amendment's Equal Protection Clause, using public health outcomes data as an empirical measure of justice. This course is graded on a CR/NC basis. (Writing assignments)

**6351-17 Reading Group: *Environmental Justice in America* (1) Hammond**

This reading group engages the origins, history, and contemporary imperative of environmental justice. Environmental justice is concerned with the disproportionate negative environmental and public health impacts borne by communities of color and low-income communities, and the structural barriers to meaningful participation in decisionmaking with respect to such impacts. Among other things, it offers a critical lens through which to challenge environmental law, administrative law, and civil rights law. The assigned readings will draw from a variety of disciplines and include case studies as well as critical analyses and legal materials. Students will expand their understanding of environmental justice and use that understanding to critique both current events and existing law, while thinking about new ways forward. This course is graded on a CR/NC basis. (Writing assignments)

**6379-11 Criminal Law Procedure Seminar: *Criminal Justice & The Surveillance State* (2) Weisburd**

Surveillance technology is transforming the criminal justice system. From facial recognition software and DNA databases to electronic monitors and police-worn body cameras, technology is fundamentally changing policing, prosecution, criminal trials and sentencing. This seminar will introduce students to the range of surveillance technology currently used in the criminal justice system and what this technology means for privacy, civil rights,

and evidence law, as well as criminal law and procedure more generally. This seminar will also examine the racial, structural, political and socioeconomic forces that shape how, when, and against whom, surveillance technology is deployed. This seminar will be highly interactive and may include simulations, mock debates and presentations. (Research paper and class participation)

**6379-12 Criminal Law Procedure Seminar: *The Death Penalty* (2) Maher**

This seminar is about the death penalty. We will explore the impact that racism, poverty, and ineffective legal representation has in capital cases. Primarily, however, the course is about the law; the rules and procedures that govern who is and is not subject to the death penalty; and what principles and measures the law invokes to distinguish death-worthy cases from cases where the sanction of death would be unlawful. We will also consider moral and philosophical questions about the death penalty to the extent that such questions affect or influence legal thought and policy, and explore some emerging issues implicated by recent death penalty jurisprudence. (Research paper)

**6379-13 Criminal Law and Procedure Seminar: *Criminal Justice Reform, Racial Justice, and The Wire* (2) Fairfax, R.**

This seminar will explore the merits of, and prospects for, criminal justice reform in the United States, with a particular focus on legal, social, moral, and political perspectives on the racial origins and impacts of various aspects of the modern criminal legal system. Discussions will be framed by selected readings and episodes of David Simon's critically acclaimed HBO series *The Wire*. Prerequisite: Law 6360 (Criminal Procedure) or Law 6362 (Adjudicatory Criminal Procedure). (Mandatory class attendance and participation, periodic writing assignments, and research paper)

**6379-21 Criminal Law and Procedure Seminar: *Anatomy of a Homicide* (2) Canan**

This seminar will use homicide cases as a model to explore various advanced legal and ethical issues that arise during the investigation, trial and sentencing phases of a criminal case. Homicide cases present many challenging and emotionally charged issues that arise in the criminal justice system. We will work with actual fact patterns during the semester, and each week students will be assigned to consider issues from a prosecutorial or defense perspective. The seminar will cover topics ranging from current controversies over the use of forensic evidence to evidentiary issues at trial to sentencing and post-conviction relief. We also plan to draw upon the wealth of criminal justice experts available in this area and occasionally feature guest speakers from law enforcement, the defense bar, prosecutors, and the judiciary. (Research paper)

**6379-22 Criminal Law Procedure Seminar: *Public Corruption* (2) Kravis, Gee**

This course will examine issues that arise in investigating, prosecuting, and defending federal public corruption cases involving wrongdoing by federal, state and local public officials. We will begin by highlighting some of the issues unique to public corruption prosecutions through the lens of recent high-profile corruption cases. We will then examine some of the tools that prosecutors and law enforcement agents use to investigate corruption cases, including the grand jury, wiretaps, and cooperators. We will then consider two areas that raise particularly complex questions about when federal criminal prosecution of a corruption offense is warranted: the prosecution of state and local corruption and the stand-alone prosecution of perjury, obstruction, or false statement charges. This section of the course will also include discussions of the use of asset forfeiture in corruption cases and the challenges involved in the prosecution of law enforcement officials for corruption offenses. The final part of the course will examine issues raised in the defense of public corruption cases, including the Speech or Debate Clause, the application of the Fourth and Fifth Amendments, and the strategic issues faced by defense lawyers representing witnesses, subjects, targets, and indicted defendants in corruption cases. (Research paper and class participation)

**6399-11 Constitutional Law Seminar: *Religion and the Law: Contemporary Issues* (2) Mach**

This seminar will take an in-depth approach to religion and the law, focusing initially on the competing historical and modern interpretations of the First Amendment's Religion Clauses. Against that backdrop, the course will trace the evolution of religion-law doctrine, using both foundational cases and contemporary controversies to explore a number of recurring themes and issues, including, e.g., financial aid to religious institutions; religious exercise and expression; government promotion of religious messages and displays; religion in the public schools; and religious exemptions and accommodations. Prerequisite: Law 6380 (Constitutional Law II) or permission of the instructor. (Research paper)

**6399-12 Constitutional Law Seminar: *Cyber, Privacy and Speech* (2) Nunziato**

This seminar will focus on advanced topics in freedom of expression and privacy in the digital realm from both a U.S. and an international perspective, including an in-depth analysis of the following issues: (1) the regulation of extremist/terrorist content online in the U.S. and abroad and whether such regulation is consistent with protections for freedom of expression; (2) the protections for the "right to be forgotten" recently recognized by the European Court of Justice and how this right conflicts with the free flow of information on the Internet; (3) individuals' privacy rights in their digital data and communications versus national security interests. Prerequisites: Law 6380 (Constitutional Law II), Law 6382 (First Amendment: Speech and Press Clauses) or permission of the instructor. Students will be required to write a paper of publishable quality and to present a draft of their paper to the class. (Research paper)

**6401-10 Selected Topics in Constitutional Law: *Movements and Lawyers* (2) Fairfax, R.**

Lawyers have been critical to social movements in the United States over the past century. This seminar will explore and interrogate the professional role of lawyers in social movements, and the contours of movement lawyering. Readings will include biographies of traditional movement lawyer-leaders, such as Charles Hamilton Houston, Pauli Murray, Thurgood Marshall, Ruth Bader Ginsburg, Constance Baker Motley, and Manuel Ruiz. The seminar will examine, through critical race theory and other lenses, practices and theories long animating civil rights and social justice lawyering, such as direct and impact litigation and interest convergence theory. The seminar also will explore newer models of movement lawyering, featuring philosophies that de-center access to courts and, instead, center the strategic vision of impacted communities and their organizers, as witnessed in contemporary anti-racist movements such as the Movement for Black Lives. (Mandatory class attendance and participation, periodic writing assignments, and research paper)

**6401-20 Selected Topics in Constitutional Law: *Congressional Procedure* (1) Abel**

Examination of the United States Senate and the House of Representatives with a focus on congressional rules and procedures. Analysis of recent legislative proposals. Discussion of procedural tools. Impact of the rules on substantive debate, including the use of the filibuster and the cloture rule. Overview of reconciliation, Congressional Review Act, the budget process, committee structure, floor rules and debate, nominations and confirmation process, impeachment, and interaction with the Executive Branch. (Class participation and research paper)

**6405-10 Selected Topics in Advanced Antitrust Law: *The Design and Performance of the US Antitrust System* (2) Kovacic**

This course will consider whether the US antitrust system is due for an overhaul. We will critically examine existing US institutional arrangements in light of US experience and by comparison to other regimes around the world. We will study possible reforms to the structure and operation of the public enforcement system and the mechanism for private rights of action. (Research paper)

**6405-20 Selected Topics in Advanced Antitrust Law: *Antitrust in the Health Care Sector* (2) Leibenluft, Oliver**

This seminar will address the application of antitrust law in the health care sector, including the antitrust analysis of professional codes of ethics, provider networks and managed care contracting, ACOs, joint ventures, hospital and health plan mergers, the conduct of dominant firms, conduct that can deter generic drug entry, and

exemptions which may shield certain conduct from antitrust scrutiny. We will discuss the policy and practical issues that arise in applying the antitrust laws to a heavily regulated industry in which typical market forces often do not appear to apply. Students will be expected to take part in several “role-playing” exercises during the course of the semester that will emphasize “real-life” issues that arise in the practice of health antitrust law. The course is aimed at students who intend to practice antitrust law, or who will work in health law and wish to understand how antitrust applies to the health care sector. Prerequisites: Law 6402 (Antitrust Law) or Law 6410 (Health Care Law) or permission of the instructor. (Examination, presentation, and writing assignments)

**6411-11 Health Care Law Seminar: *Health Care Fraud and Abuse (2) Lynch***

This seminar will expose students to the prevailing legal and strategic issues related to prosecuting and defending health care fraud cases. This seminar will focus on cases involving many different health care provider types, including hospitals, physician practices, skilled nursing facilities, and pharmaceutical and medical device manufacturers. The readings will cover the essential features of the key health care fraud statutes, including the False Claims Act, and the Stark and Anti-Kickback laws. Class lectures will include guest speakers from the regional US Attorneys’ offices, private defense practice, and legislative counsel. (Research paper)

**6411-12 Health Care Law Seminar: *Public Health Law (2) Teitelbaum***

Explores how much freedom individuals should forgo to achieve safety and a higher quality of life for the broader community. In addition to discussing when and why the government’s authority to promote population health and welfare should yield to individual rights, the course allows students to explore the various tradeoffs inherent in designing health policy, particularly as it relates to the financing of social determinants of health (e.g., housing, education, food) relative to spending on individual medical care. Course content aligns with material learned in Constitutional Law, Administrative Law, and Health Care Law. (Research paper)

**6426-11 Public Law Seminar: *Law of Work, Family and Gender (2) N. Schoenbaum***

This course addresses how sex discrimination law and other relevant areas of law regulate our work lives, our family lives, and the gender equality issues that arise at the intersection of the two. Topics covered include single-sex hiring preferences, sex-role stereotyping, sexual harassment, dress codes, pregnancy discrimination, caregiving accommodations, unpaid family labor, affirmative action, and issues facing gay, lesbian, and transgender workers. After completing a survey of our core topics, we will turn to a few contemporary applications, including media coverage of work and family issues, and gender in the legal profession. (Research paper)

**6426-12 Public Law Seminar: *Telecommunication and Technology Policy Advocacy (2) Goodfriend***

This seminar will examine the legislative, administrative, and regulatory policy-making process in technology and telecommunications. Using case studies in copyright, privacy, broadband, spectrum, and media, students will learn how Congress, the White House, executive agencies and independent agencies shape policy directly impacting the technology and telecommunications sectors and how politics, press, social media, and grassroots advocacy impact governmental decision-making. (Research paper)

**6427-10 Selected Topics in Public Law: *Gender, Race, Species Seminar (2) Gambert***

In 1989, legal scholar Kimberlé Crenshaw coined the (now widely used) term “intersectionality,” which, in her words, is “a lens through which you can see where power comes and collides, where it interlocks and intersects. It’s not simply that there’s a race problem here, a gender problem here, and a class or LGBTQ problem there.” Endeavoring to identify places where “power comes and collides, where it interlocks and intersects” throughout US legal history—especially with regard to manifestations of sexism, racism, and speciesism—this 2-credit seminar course will explore, through intersectional analysis, primary source documents including slave codes, coverture laws, the Declaration of Independence, the US Constitution, landmark US Supreme Court decisions, and statues including the Humane Methods of Slaughter Act. Class discussion will be anchored in readings by Frederick Douglass, Audre Lorde, Kimberlé Crenshaw, Angela Davis, A. Breeze Harper, Ta-Nehisi Coates, Carol Adams, and a diversity of other scholars from a variety of fields including feminist legal theory, critical race

theory, LGBTQIA+ theories, disability theory, critical animal studies, and more. Students will play an active role in shaping the course design and will be expected to facilitate at least one class session. Method of evaluation: seminar paper. Enrollment is limited.

**6441-10 Energy Law Seminar: Electric and Natural Gas Regulation (2) Yaffe**

This seminar focuses on the “whys” and “hows” of federal regulation of the electric utility and natural gas industries. The “whys” include the purpose of regulating transactions and infrastructure and the “hows” focus on the fundamentals debated by utilities/pipelines, consumers and regulators that govern the terms of service to be paid as well as how policy imperatives, such as reducing greenhouse gas emissions and environmental justice and economic equity considerations play into regulation. The primary focus necessarily will be on the Federal Energy Regulatory Commission, but the course will also highlight the intersection of that regulatory structure with state regulation and policy. The first part of the course will focus on building blocks of regulation, and the remainder will apply these principles to specific topics of current interest involving gas pipeline construction, renewable generation and distributed energy. Those students who have taken administrative law and an introductory energy law course may get more out of this seminar than those who have not. Topics for research papers should relate to the focus of the course. The class will be conducted as a mixture of lecture and class discussion based on preparation. This seminar is intended to be interactive; topical questions will dominate each class. Students should be prepared to participate actively and the course will be so structured. Discussion often will focus on specific fact situations. (Research paper, class problems, and class participation)

~~**6461-10 Selected Topics in Environmental Law: U.S. Electric Industry in Transition (2) Attanasio**~~

~~In this practice focused, skills building seminar, students will advise a “client” who is seeking to introduce a disruptive technology into the U.S. electric system on the challenges posed and solutions available. Readings, lectures, and class exercises will introduce students to the organization, operations, and financial drivers of the U.S. electric industry and its regulation. Through substantial independent research, students will explore how different states, regions, and regulators resolve the conflicts posed by change. (Writing assignments, oral presentations, short research papers) (E/Skills) CANCELLED~~

**6466-10 Environmental Law Seminar: Food & Agriculture (2) Muraskin**

This course uses a litigator’s perspective to analyze and discuss different environmental rules governing animal agriculture and food production. That is, we will examine both the potential and limits of trial court suits to enforce existing environmental rules and reform agriculture’s environmental impacts. Because, as we will see, litigation is a time consuming and complex endeavor not to be undertaken lightly, we will also discuss ongoing policy debates that are expected to impact future litigation decisions and how lawyers and litigation can influence those discussions. We will also use these discussions as an opportunity to highlight issues of environmental justice. We won’t be able to touch on all of the different areas of law that intersect with food, agriculture, and the environment, but we will discuss the core trial court tools “good food movement” advocates are currently employing. The hope is that in parsing those claims, evidentiary issues, and remedies, as well as the resulting political fallout, you will have a firmer grasp to analyze all environmental (or really all trial court) claims whether you are considering bringing them or defending against them. (Research paper)

**6496-11 Intellectual Property Law Seminar (2) Kieff**

This seminar explores the exciting and ever-changing intersection among the fields of IP, antitrust, and international trade through the lenses of both public law and private law. The scope of topics includes the debates over which goals are best served through international trade law, and what are the strengths and weaknesses of various types of applicable substantive law regimes (such as antidumping, countervailing duties, safeguards, bi-lateral treaties, multi-lateral treaties, tariffs, and non-tariff-measures), various types of domestic agencies and dispute-resolution tribunals (such as USTR, DoC’s ITA, USITC, CIT, CFIUS, private mediation and arbitration, etc), various types of international bodies (such as WTO, WCO, etc), and interfaces with various other areas of domestic substantive laws (such as



safety regulations, privacy, consumer protection, etc) and public international law (such as law of the sea, etc). (Research paper)

**6496-12 Intellectual Property Law Seminar: *Legislative-Multinational (2) Oman, Rea***

International protection of intellectual property under the various treaties, including the Paris Convention for the Protection of Industrial Property, the Berne Convention for the Protection of Literary and Artistic Works, the WIPO Internet Treaties, and the Trade-Related Aspects of Intellectual Property (the TRIPs Agreement), and the role of national governments, including the U.S. Congress, and multinational organizations, such as the United Nations, the World Intellectual Property Organization (WIPO), and the World Trade Organization (WTO), in making IP policy and in the global enforcement of patents, copyrights, trade secrets, and trademarks. Also discussed are the U.S. Patent and Trademark Office, the U.S. Copyright Office, the U.S. Trade Representative, the International Trade Commission, and the U.S. Department of State, and the role those agencies play in the formulation of international intellectual property standards and the international enforcement of those standards. Recommended prerequisites: Law 6470 (Intellectual Property), Law 6471 (Patent Law), Law 6472 (Copyright Law), or Law 6474 (Trademark Law and Unfair Competition). (Research paper)

**6496-13 Intellectual Property Law Seminar: *Advanced Topics in Patent Litigation (2) Karshtedt***

The course on Advanced Topics in Patent Litigation is designed to familiarize students with emerging issues in the field that the foundational Patent Law class cannot address given time constraints, and to stimulate independent research. These goals will be accomplished with reading assignments that include both case law and exemplary pieces of legal scholarship and with class discussions of the readings and of the students' in-progress papers. This is an advanced seminar for which a course in Patent Law (6471) is a prerequisite. (Research Paper)

**6497-11 Selected Topics in Intellectual Property Law: *Law in the Algorithmic Society (2) Brauneis***

Examination of current applications of big data collection, machine learning, and deployment of predictive algorithms by private and public entities, and resulting legal and policy issues. Consideration of issues of accuracy, fairness, and interpretability raised by applications to assist decision-making; of issues of data protection, disinformation and the prerequisites of democracy raised by applications to influence behavior; and of issues of the nature and desirability of law raised by applications to create behavioral guidelines and constraints. (Short papers and take-home examination)

**6497-12 Selected Topics in Intellectual Property Law: *Intellectual Property Criminal Law (2) Zacharia***

This course examines intellectual property criminal law. You will learn about the statutes, policies, principles, standards, and rules governing the investigation and prosecution of intellectual property crime cases. We will begin with an overview of intellectual property crime law, how it compares to international law requirements, how it is different from its civil analogues, and how those civil analogues may nonetheless impact how intellectual property crimes are prosecuted. Then we will address how the most important intellectual property crime cases – criminal copyright cases, criminal trademark counterfeiting cases, and criminal trade secret theft cases – are investigated and prosecuted in the United States. In doing so, we will explore why the successful investigation and prosecution of intellectual property crime cases increasingly requires cooperation and coordination with other countries. We will also walk through hypothetical cases in each of these areas from the point of view of a prosecutor and a criminal defendant. We will also examine some of the less frequently prosecuted (but equally significant) intellectual property crimes, such as conduct that violates the criminal prohibitions of the Digital Millennium Copyright Act. Finally, we will address how federal judges impose sentences, forfeiture, and restitution in intellectual property crime cases. (Examination)

**6505-10 Government Contracts Advocacy (Claims) (2) Rust, J. Somers**

This course will introduce students to the various provisions in government contracts that provide for equitable adjustments for changes, scope growth, delays and other unforeseeable occurrences during contract performance. When contractor requests for relief under these provisions are met with resistance by their government customers, the contractor can pursue equitable adjustment and claims processes. Alternatively, sometimes the government

pursues compensation against the contractor. This experiential course teaches the skills lawyers need to investigate the facts, formulate legal theories and draft and present requests for equitable adjustment (REAs) or certified claims in a manner that maximizes the contractor's chances of recovery, while being sensitive to relationships with government customers and other stakeholders. Students will also learn and role play alternative dispute resolution (ADR) proceedings, which are favored by the Boards of Contract Appeals and the U.S. Court of Federal Claims (COFC). (Writing assignments and oral presentations) (Skills/E)

**6509-20 Government Contracts Seminar: *Procurement Reform (2) Yukins***

This seminar offers a review of emerging issues in U.S. procurement law, using information technology procurement and other critical market sectors as a starting point for analysis; we will also be looking to international procurement law, as a comparative counter-example to U.S. law. Prerequisite or concurrent registration: Law 6500 or Law 6502, or permission of instructor. (Research paper)

**6509-DE Government Contracts Seminar: *State & Local Procurement (2) Yukins***

This course will cover state and local procurement in the United States, drawing for discussion on the ABA Model Procurement Code and other leading state and local practices and models. State and local procurement markets – long the forgotten stepchildren of U.S. procurement – are rapidly growing in prominence and importance. The course will give students a solid grounding in common procurement methods, and solutions, used in state and local governments, and will compare those to federal procurement systems. The course will assess why federal and state procurement legal systems have evolved with so little interaction, and will ask whether we should do a better job of bringing them more in line with one another, and, if so, how. In examining why procurement regimes in the United States are not better integrated, the seminar will look to European and other foreign models of integration and harmonization, and to the role of grants in integrating the federal government into state procurement systems. Limited J.D. enrollment. (Writing assignments, mid-term examination, research paper and class participation)

**6513-20 Selected Topics in Government Contracts: *Acquisition Policy-Making (1) Blum***

This course builds on foundational courses that expose students to the “macro” aspects of government procurement policymaking, namely, how to create calls to action (through research papers) that focus stakeholders on critical issues facing the acquisition community. This course will turn students’ attention to the bridge between these activities and the “micro” aspects of policymaking, including drafting and analysis of procurement laws and regulations. Students will be introduced to and develop materials commonly used to inform and make recommendations for policymakers in an analytically clear and balanced manner. Prerequisite: Student must have written a research paper or Note and seek permission from the instructor to use that paper to create the policy proposal. (Oral presentation and accompanying slides, and short paper) (Skills/E)

**6513-DE Selected Topics in Government Contracts: *Suspension and Debarment (1) Yukins, Pachter***

This short course provides an introduction to suspension and debarment in procurement, with a special focus on debarment practices in U.S. federal procurement. Debarment is an important anti-corruption tool in procurement: it allows governments and international institutions to exclude vendors that pose unacceptable reputational and performance risks. The course will span two days, and will be joined by senior officials and practitioners, from the United States and abroad, who work in the field. The course will introduce the history and doctrinal underpinnings of U.S. debarment, will review U.S. and international developments in debarment, and will include a mock settlement conference in U.S. district court related stemming from a proposed debarment. Limited J.D. enrollment. (Role play, take-home examination and class participation)

**6562-11 Public International Law Seminar: *Law and Globalization (2) Berman***

Selected topics regarding the theoretical and practical issues involved when legal systems must interact with each other, addressing questions of legal theory, legal pluralism, advanced conflicts of law, law and anthropology, and transnational legal process. The course will also include an intensive unit in advanced writing technique. Enrollment is limited. May be repeated for credit if topic differs. Prerequisite: None. (Research paper)

**6562-12 Public International Law Seminar: *Contemporary Challenges with Respect to the Law of the Sea* (2) Murphy**

The oceans, which cover more than 70 percent of the Earth's surface, pose a unique challenge for the lawyer. On the one hand, they present a vital means for transportation of persons and goods, serve as an essential aspect of the biosphere, are rich in living and non-living natural resources, and constitute a critical element of the national security of many States. On the other hand, the oceans represent a place largely outside the exclusive national jurisdiction of any State, requiring the extraterritorial application of national laws, and the application of international laws and regulations that coordinate State behavior, in a peaceful and just manner. This seminar will develop the student's ability to engage in research, analysis, and writing on a discrete and timely topic with respect to the law of the sea. Enrollment is limited. Prerequisite: Law 6520 or permission of instructor. (Research paper)

**~~6564-20 International Business Transactions Seminar: *Settlement of International Economic Disputes* (2) Alexandrov, Carlson~~**

~~This seminar will focus on institutions and mechanisms for the settlement of international economic disputes. We will discuss the nature of such disputes and will seek to define the variables that affect their settlement. This model of analysis will be applied to institutions and mechanisms such as the GATT/WTO, the NAFTA, investment dispute settlement mechanisms, disputes in and with the European Communities, etc. We will identify the differences between the various dispute settlement mechanisms, reflecting the different nature of the disputes they are designed to settle. This seminar will analyze the elements of the dispute settlement process (e.g., parties, procedure, remedies, enforcement, etc.) and how they vary in each dispute settlement mechanism. (Research paper) CANCELLED~~

**6565-10 Comparative Law Seminar: *Criminal Justice* (3) Lerner**

This seminar compares criminal justice in common law countries and civil law countries. It explores the profound differences between adversarial and inquisitorial systems. Understanding these differences is increasingly important because of international tribunals and transnational prosecutions. Knowing about different legal systems also helps to generate ideas for reform of criminal justice. Key differences include the role of judges, jurors, police, prosecutors, and defense counsel; and methods of investigation, interrogation, charging, plea-bargaining, conduct of trial, sentencing, appeal, and imprisonment. The seminar also examines differences between common law countries and efforts by civil law countries to adopt adversarial features. (Research paper)

**6592-10 Jurisprudence Seminar: *You Can't Argue Like That* (2) Steinhardt**

This seminar offers a case-based approach to arguments about the nature of law, authority, and persuasion. It is divided into three parts: (i) an examination of traditional and contemporary schools of jurisprudence (e.g., natural law, positivism, law and economics, feminist legal theory, legal realism, critical race theory), using cases as the primary authority rather than scholarly writings; (ii) analysis of certain identifiable and recurring types of legal arguments (e.g, reasoning by default, interpreting statutes and the common law, and the power of fallacies); and (iii) applying what we know (or think we know) about theories of law by applying them in particular settings, like international law, property, and punishment. Enrollment limited to 16 students. (Class participation, writing assignments, and research paper)

**6869-10 Selected Topics in National Security Law: *Regulation of Foreign Access to U.S. Technology* (2) Abdelhady**

The United States has long been a global hub for technology innovation and distribution. However, as a global race to master future technologies like Artificial Intelligence unfolds, U.S. restrictions on foreign access technology have increased, particularly as between the United States and China, and dominated headlines (as in the cases of Huawei, ZTE, and TikTok). In recent years, the United States has increasingly restricted foreign access to U.S. technology, such as through Defense Production Act amendments and expanded CFIUS authority to review foreign investment involving technology and personal data, targeted export controls and sanctions

enforcement, criminal prosecutions, and curbs on foreign participation in U.S. academic and research settings. This course covers key legal authorities and explores pertinent policy, commercial, and national security issues. Students who complete this course should come away with an understanding of how distinct U.S. laws have been harnessed to advance strategic national objectives tied to emerging technologies. (Take-home examination and class participation)

**6869-20 Selected Topics in National Security Law: *Technology Foundations for Cybersecurity* (1) Clark, Jackson**

This course examines basic technical concepts relevant to the law. It is designed as a foundational course that will introduce students to key terms and concepts related to cybersecurity. The course will provide a basic understanding of cybersecurity topics that will empower students to more easily identify, understand, and analyze associated legal issues. This course is recommended for students who have little to no technical knowledge but intend to enroll in cyber-related courses as part of their academic curriculum. Students who have prior technical knowledge should not enroll in this course. (This course is graded CR/NC) (Mid-term examination and take-home examination)

**II. REVISIONS TO COURSE DESCRIPTIONS IN THE BULLETIN**

**6218-11 Professional Responsibility & Ethics (2 or 3) Tuttle**

This course will be offered for 2 credits in the Spring 2021 semester.

**6218-12 Professional Responsibility & Ethics (2 or 3) Shawn**

This course will be offered for 2 credits in the Spring 2021 semester.

**6218-20 Professional Responsibility & Ethics (2 or 3) Szabo**

This course will be offered for 2 credits in the Spring 2021 semester.

**6230-11 Evidence (3 or 4) Braman**

This course will be offered for 3 credits in the Spring 2021 semester.

**6230-12 Evidence (3 or 4) Pierce**

This course will be offered for 3 credits in the Spring 2021 semester.

**6232-10 Federal Courts (3 or 4) Siegel**

This course will be offered for 4 credits and the method of evaluation for this course will be an examination in the Spring 2021 semester.

**6232-20 Federal Courts (3 or 4) Gavoor**

This course will be offered for 3 credits and the method of evaluation for this course will be an examination in the Spring 2021 semester.

**6252-10 Securities Regulation (3) Gabaldon**

The method of evaluation for this course will be an examination in the Spring 2021 semester.

**6254-10 Corporate Finance (2 or 3) Roth**

This course will be offered for 2 credits and the method of evaluation for this course will be an examination in the Spring 2021 semester.

**6260-10 Regulation of Mutual Funds and Investment Advisers (2) Ragen**

The method of evaluation for this course will be an examination in the Spring 2021 semester.

**6268-10 Employment Law (2 or 3) N. Schoenbaum**

This course will be offered for 3 credits and the method of evaluation for this course will be an examination in the Spring 2021 semester.

**6280-20 Secured Transactions (2 or 3) Maggs**

This course will be offered for 2 credits in the Spring 2021 semester.

**6284-10 Creditors' Rights and Debtors' Protection (3 or 4) D. Levine, Kearns**

This course will be offered for 3 credits in the Spring 2021 semester.

**6285-20 Business Bankruptcy & Reorganization (3) Baxter**

The method of evaluation for this course will be an examination in the Spring 2021 semester.

**6290-20 Banking Law (2 or 3) Bornfreund, Petrasic**

This course will be offered for 2 credits and the method of evaluation for this course will be a research paper in the Spring 2021 semester.

**6296-20 Business Planning (2 or 3) Ting**

This course will be offered for 3 credits in the Spring 2021 semester.

**6298-10 Insurance (2 or 3) Mayerson**

This course will be offered for 2 credits in the Spring 2021 semester.

**6300-10 Federal Income Tax (3 or 4) K. Brown**

This course will be offered for 3 credits in the Spring 2021 semester.

**6304-10 Partnership and LLC Tax (2 or 3) M. Sanders**

This course will be offered for 2 credits in the Spring 2021 semester.

**6312-10 International Taxation (2 or 3) K. Brown**

This course will be offered for 3 credits in the Spring 2021 semester.

**6314-10 Nonprofit Organizations: Law and Taxation (2 or 3) Bearer-Friend**

This course will be offered for 3 credits and the method of evaluation will be an examination in the Spring 2021 semester.

**6316-10 State and Local Taxation (2 or 3) Kirkell**

This course will be offered for 2 credits and the method evaluation will be a take-home examination in the Spring 2021 semester.

**6317-11 Selected Topics in Tax Policy Law (Nonprofit Lobbying and Political Activity) (2) Galston**

This course will be offered for 2 credits and the method of evaluation will be an open book examination in the Spring 2021 semester.

**6317-12 Selected Topics in Tax Policy Law (3) Bearer-Friend**

This course will be offered for 3 credits and the method of evaluation will be an examination in the Spring 2021 semester.

**6317-13 Selected Topics in Tax Policy Law (Information Reporting and Withholding Obligations for International Transactions) (1, 2, or 3) Saula**

This course will be offered for 2 credits and the method of evaluation will be a take-home examination and in-class exercises in the Spring 2021 semester.

**6342-11 Trusts and Estates (3 or 4) W.E. Davis**

This course will be offered for 3 credits and the method of evaluation for this course will be an examination in the Spring 2021 semester.

**6342-20 Trusts and Estates (3 or 4) Edmisten**

This course will be offered for 3 credits and the method of evaluation for this course will be an examination in the Spring 2021 semester.

**6348-20 Family Law (3 or 4) Ross**

This course will be offered for 4 credits in the Spring 2021 semester.

**6349-10 Family, Child, and State (2 or 3) Rogus**

This course will be offered for 2 credits in the Spring 2021 semester.

**6350-20 Domestic Violence Law (2 or 3) Runge**

This course will be offered for 2 credits in the Spring 2021 semester.

**6360-20 Criminal Procedure (3 or 4) Saltzburg**

This course will be offered for 4 credits in the Spring 2021 semester.

**6362-20 Adjudicatory Criminal Procedure (2 or 3) Crane**

This course will be offered for 2 credits in the Spring 2021 semester.

**6363-20 Role of the Federal Prosecutor (2) Goelman, Hoffinger**

The method of evaluation for this course will be class participation and a research paper in the Spring 2021 semester.

**6364-10 White Collar Crime (2 or 3) Eliason**

This course will be offered for 3 credits in the Spring 2021 semester.

**6370-10 Forensic Science (2) Melson, Weedn**

The method of evaluation for this course will be an examination in the Spring 2021 semester.

**6380-10 Constitutional Law II (3 or 4) Colby**

This course will be offered for 4 credits in the Spring 2021 semester.

**6390-20 Employment Discrimination Law (2 or 3) F. Morris**

This course will be offered for 2 credits in the Spring 2021 semester.

**6401-10 Selected Topics in Constitutional Law (Movements and Lawyers) (1, 2, or 3) R. Fairfax**

This course will be offered for 2 credits and the method of evaluation for this course will be mandatory class attendance and participation, periodic writing assignments, and a research paper in the Spring 2021 semester.

**6401-20 Selected Topics in Constitutional Law (Congressional Procedure) (1, 2, or 3) Abel**

This course will be offered for 1 credit and the method of evaluation for this course will be a research paper and class participation in the Spring 2021 semester.

**6405-10 Selected Topics in Advanced Antitrust Law (The Design and Performance of the US Antitrust System) (2) Kovacic**

This course will be offered for 2 credits and the method of evaluation will be a research paper in the Spring 2021 semester.

**6405-20 Selected Topics in Advanced Antitrust Law: Antitrust in the Health Care Sector (2) Leibenluft / Oliver**

This course will be offered for 2 credits and the method of evaluation will be a take-home examination and class participation in the Spring 2021 semester.

**6426-11 Public Law Seminar (Law of Work, Family, and Gender) (2 or 3) N. Schoenbaum**

This course will be offered for 2 credits in the Spring 2021 semester.

**6426-12 Public Law Seminar (Telecom & Technology) (2 or 3) Goodfriend**

This course will be offered for 2 credits in the Spring 2021 semester.

**6427-10 Selected Topics in Public Law (Gender, Race, Species Seminar) (1,2, or 3) Gambert**

This course will be offered for 2 credits and the method of evaluation will be a research paper in the Spring 2021 semester.

**6432-40 Air Pollution (2 or 3) Weinstock (TBA)**

This course will be offered for 2 credits and the method of evaluation will be an examination in the Spring 2021 semester.

**6440-DE Natural Resources Law (2 or 3) Finken**

This course will be offered for 3 credits and the method of evaluation will be writing assignments and a take-home examination in the Spring 2021 semester.

**6442-20 Control of Solid and Hazardous Wastes (2 or 3) Boxerman**

This course will be offered for 2 credits in the Spring 2021 semester.

**6450-10 Federal Facilities Environmental Law Issues (2) Borro**

The method of evaluation for this course will be problem assignments in the Spring 2021 semester.

**6454-20 International Environmental Law (2 or 3) Orellana, Vithanage**

This course will be offered for 2 credits in the Spring 2021 semester.

**6455-10 International Climate Change Law (2 or 3) DiLeva, Petsonk**

This course will be offered for 2 credits in the Spring 2021 semester.

**6461-10 Selected Topics in Environmental Law (U.S. Electric Industry in Transition) (1, 2, or 3) Attanasio**

This course will be offered for 2 credits and the method of evaluation will be writing assignments, oral presentations, short research papers in the Spring 2021 semester. (Skills/E) CANCELLED

**6469-10 Environmental Lawyering (1 to 2) Paddock / Elerts**

This course will be offered for 2 credits in the Spring 2021 semester. CANCELLED

**6472-20 Copyright Law (2 or 3) Damle, Raviv**

This course will be offered for 3 credits in the Spring 2021 semester.

**6473-10 International Copyright Law (1 or 2) Tepp**

This course will be offered for 2 credits in the Spring 2021 semester.

**6474-10 Trademark Law and Unfair Competition (2 or 3) Brauneis**

This course will be offered for 3 credits and the method of evaluation for this course will be an examination in the Spring 2021 semester.

**6474-20 Trademark Law and Unfair Competition (2 or 3) D. Simon**

This course will be offered for 3 credits and the method of evaluation for this course will be a take-home examination in the Spring 2021 semester.

**6480-20 Chemical and Biotech Patent Law (2) Fisher**

Law 6471 Patent Law is a prerequisite or corequisite course or permission of the instructor in the Spring 2021 semester.

**6492-20 Advanced Trademark Law (2) Bernstein, Zelnick**

The method of evaluation for this course will be a take-home examination in the Spring 2021 semester.

**6497-11 Selected Topics in Intellectual Property Law (Law in the Algorithmic Society) (1, 2, or 3) Brauneis**

This course will be offered for 2 credits and the method of evaluation will be short papers and a take-home examination in the Spring 2021 semester.

**6497-12 Selected Topics in Intellectual Property Law (1, 2, or 3) Zacharia**

This course will be offered for 2 credits and the method of evaluation will be an examination in the Spring 2021 semester.

**6503-10 Performance of Government Contracts (3 or 4) Schooner**

This course will be offered for 3 credits in the Spring 2021 semester.

**6520-11 International Law (3 or 4) Murphy**

This course will be offered for 4 credits in the Spring 2021 semester.

**6520-12 International Law (3 or 4) Murphy**

This course will be offered for 4 credits in the Spring 2021 semester.

**6521-21 International Money Laundering (3) Smith J, Lasich**

The method of evaluation for this course will be a paper and take-home examination for the Spring 2021 semester.

**6521-22 International Money Laundering (3) Smith J, Lasich**

The method of evaluation for this course will be a paper and take-home examination for the Spring 2021 semester.

**6527-10 Advanced International Trade Law (2 or 3) Charnovitz**

This course will be offered for 3 credits in the Spring 2021 semester.

**6528-20 International Litigation (2 or 3) Nesbitt**

This course will be offered for 2 credits in the Spring 2021 semester. The prerequisite of Law 6520 International Law is waived for the Spring 2021 semester.

**6530-20 International Organizations (2 or 3) T. Buchwald, E. Pierce**

This course will be offered for 2 credits in the Spring 2021 semester.



**6532-20 Comparative Law (2 or 3) Stigall, Houllier**

This course will be offered for 2 credits in the Spring 2021 semester.

**6534-10 Law of the European Union (2, 3, or 4) Bignami**

This course will be offered for 3 credits in the Spring 2021 semester.

**6538-11 Immigration Law I (2 or 3) Golparvar**

This course will be offered for 2 credits in the Spring 2021 semester.

**6538-12 Immigration Law I (2 or 3) Morales**

This course will be offered for 3 credits in the Spring 2021 semester.

**6546-10 International Law of Human Rights (3 or 4) Steinhardt**

This course will be offered 3 credits in the Spring 2021 semester.

**6552-10 Law of War (2) Carnahan, Poore**

The method of evaluation for this course will be a research paper in the Spring 2021 semester.

**6568-20 Human Rights Lawyering (2 or 3) Kuoh**

This course will be offered for 2 credits in the Spring 2021 semester.

**6592-10 Jurisprudence Seminar (You Can't Argue Like That) (2 or 3) Steinhardt**

This course will be offered for 2 credits and the method of evaluation will be class participation, writing assignments, and a research paper in the Spring 2021 semester.

**6602-10 Law and Accounting (2 or 3) Gabaldon**

This course will be offered for 2 credits in the Spring 2021 semester.

**6616-10 Genetics and the Law (2 or 3) Suter**

This course will be offered for 2 credits in the Spring 2021 semester.

**6617-10 Law and Medicine (2 or 3) Suter**

This course will be offered for 3 credits in the Spring 2021 semester.

**6634-25 Rising for Justice (4, 5, or 6) D. Johnson**

This course will be offered for 6 credits in the Spring 2021 semester.

**6647-20 Alternative Dispute Resolution (2 or 3) E. Hoffman, Drucker**

This course will be offered for 2 credits in the Spring 2021 semester.

**6648-10 Negotiations (1, 2, or 3) Juni**

This course will be offered for 3 credits in the Spring 2021 semester.

**6648-40 Negotiations (1, 2, or 3) Ray**

This course will be offered for 3 credits in the Spring 2021 semester. (Skills/E)

**6652-11 Legal Drafting (Litigation) (2 or 3) Goodman**

This course will be offered for 2 credits in the Spring 2021 semester. This course is directed to students gaining a more “real world” sense of the practice of federal civil litigation. Students are given a detailed fact scenario that they work on throughout the semester. The fact scenario is a federal litigation matter where students represent the

plaintiff and/or the defendant(s) at various points during the semester. Given the fact scenario, the substantive course work product focuses on drafting in the practice of federal civil litigation, including a complaint, answer, interrogatories, request for production of documents, appropriate responses, motions to compel discovery, and motions for summary judgment. A student who completes this course should have a knowledge and understanding of the federal civil litigation process, including an understanding of the rules, standards, and best practices. Students should also develop confidence in lawyering and litigation skills, including an appreciation that advocacy in all legal drafting (including themes and story-telling) is the foundation of the entire civil litigation process. (Drafting projects and short writing exercises) (Skills/E)

**6652-12 Legal Drafting (Family Law) (2 or 3) Kucinski**

This course will be offered for 2 credits in the Spring 2021 semester. This course will explore the major elements of a family law case by using fact patterns, hypotheticals, and practical exercises to teach students skills in applying the law in practice to a family dispute. It will explore different processes used in family law cases, such as negotiation, mediation, and litigation. It will guide students through proper pleading, client counseling skills, and working with opposing counsel. It will visit the major issues inherent in a traditional family dispute, and approaches on applying the law to resolve these disputes. It will involve a series of practical drafting exercises necessary to a family law practice. (Drafting projects and short writing exercises) (Skills/E)

**6652-13 Legal Drafting (Mergers & Acquisitions) (2 or 3) Pincus**

This course will be offered for 2 credits in the Spring 2021 semester. This section of legal drafting will focus on the legal concepts, current terms and conditions and applicable corporate law related to acquisitions of private entities and the drafting and negotiation of the principal legal documents used in connection with such transactions. Prerequisite for J.D. students: Law 6250 or permission of the instructor. (Drafting projects and short writing exercises) (Skills/E)

**6652-21 Legal Drafting (Litigation) (2 or 3) Zaidi**

This course will be offered for 2 credits in the Spring 2021 semester. This section of Legal Drafting will provide students with a real world sense of drafting in the course of federal civil trial and appellate litigation. The course will discuss practical concerns that arise at every stage of civil litigation, including during discovery, at trial, and on appeal. Using problems based on actual cases, the course allows students to make strategic decisions about how to manage a case, obtain necessary evidence, and present a compelling argument to advance their client's interests. Students will also consider the relevant Federal Rules and procedural/substantive concerns at each stage of litigation, while ultimately drafting a complaint, discovery request, motion for summary judgment, and appellate brief. (Drafting projects and short writing exercises) (Skills/E)

**6652-22 Legal Drafting (Transactional) (2 or 3) Berl**

This course will be offered for 2 credits in the Spring 2021 semester. This section of Legal Drafting will focus on drafting documents used in business transactions by or with corporations. With each document students will discuss the business context giving rise to the need for that document and prepare a draft to memorialize the transaction. (Drafting projects and short writing exercises) (Skills/E)

**6666-11 Research and Writing Fellow (Deans) (1 or 2) Singh**

This course will be offered for 2 credits in the Spring 2021 semester.

**6666-12 Research and Writing Fellow (Writing) (1 or 2) Gambert**

This course will be offered for 1-2 credits in the Spring 2021 semester.

**6869-10 Selected Topics in National Security Law (Regulation of Foreign Access to U.S. Technology) (1, 2, or 3) Abdelhady**

This course will be offered for 2 credits and the method of evaluation will be a take-home examination and class participation in the Spring 2021 semester.

**6869-20 Selected Topics in National Security Law (Technology Foundations for Cybersecurity) (1, 2, or 3) J. Clark, Jackson**

This course will be offered for 1 credit and the method of evaluation will be a mid-term examination and a take-home examination in the Spring 2021 semester.

**6870-10 National Security Law (2 or 3) Gavoor**

This course will be offered for 2 credits in the Spring 2021 semester.

**6871-10 U.S. Foreign Relations Law (2 or 3) Swaine**

This course will be offered for 2 credits in the Spring 2021 semester.

**6871-20 U.S. Foreign Relations Law (2 or 3) Matheson**

This course will be offered for 2 credits in the Spring 2021 semester.

**6875-20 Counterterrorism Law (2 or 3) Petrila**

This course will be offered for 2 credits and the method of evaluation will be a take-home examination in the Spring 2021 semester.

**6876-20 Homeland Security (2) Rosen M., Robertson**

The method of evaluation for this course will be a take-home examination in the Spring 2021 semester.

**6877-10 Nuclear Nonproliferation Law & Policy (2 or 3) Jonas**

This course will be offered for 2 credits in the Spring 2021 semester.

**6879-20 Cybersecurity Law and Policy (2) McNicholas**

The method of evaluations for this course will be a take-home examination in the Spring 2021 semester.

**III. SPECIAL COURSE SCHEDULING**

**6218-11 Professional Responsibility and Ethics – Tuttle**

Meets MTW for 9 weeks

**6351-11 Reading Group: *Advanced Professional Identity* - Peterson**

Meets Thursdays for 7 weeks (2:45-4:45) (dates TBA)

**6351-12 Reading Group: *The Role of the Public Defender* – Pinckney**

Meets Wednesdays (3:50-5:50pm): 1/6, 1/13, 1/27, 2/3, 2/10, 2/17, 2/24 (3:50-4:50pm)

**6351-13 Reading Group: *Economic/Technological Innovation for Business Lawyers* - Pam, Saula**

Meets these Thursdays (1:40-3:40pm): 1/7, 1/14, 1/21, 1/28, 2/4, 2/11, and 2/18 (1:40-2:40pm)

**6351-14 Reading Group: *Crisis & Legal Controversy in the CIA* - Petrila**

Meets these Tuesdays (3:50-5:50pm): 1/5 (3:50-4:50pm), 1/12, 1/19, 1/26, 2/2, 2/9, and 2/16

**6351-15 Reading Group: *Social Justice & Racial Equity Awareness in Lawyering* -Kohn**

Meets Fridays for 7 weeks (1:40-3:40): 1/8, 1/15, 1/22, 1/29, 2/5, 2/12 and 2/26

**6351-16 Reading Group: *Justice, Health, and the Equal Protection Clause* - Matthew**

Meets Friday (9:55-11:55) for 7 weeks (dates TBA)

**6351-17 Reading Group: *Environmental Justice in America* - Hammond**

Meets the first Monday of the semester from 1:40 – 2:35; and meets thereafter every other Monday from 1:40 – 3:40 for six additional meetings (dates TBA and do not include holidays).

**6401-20 Selected Topics in Constitutional Law: *Congressional Procedure* – Abel**

Meets these Tuesdays (6:00-8:00pm): 1/12, 1/26, 2/9, 2/23, 3/9, 3/23, and 4/6 (6:00-6:55pm)

**6513-DE Selected Topics in Government Contracts: *Suspension and Debarment* -Yukins, Pachter**

Meets these Wednesdays (7:00-8:00pm): 1/6, 1/13, 1/ 20, 1/27, 2/3, 2/10, and the weekend of 2/13-2/14 (times TBA)

**6522-20 International Business Transactions – M. Daly**

Meets these Fridays (6:00-8:00pm): 1/8, 1/24, 2/5, 2/19, 3/12, 3/26, and 4/9 (7:05-8:00pm)

**6646-40 Mediation –B. Harvey, L. Craig**

Meets 1/30–1/31 & 2/6–2/7, Saturday and Sundays (9am–6:30pm)

**6648-40 Negotiations – Ray**

Meets 3/12–3/14 and 4/3–4/4, Fridays (12:00–4:30pm), Saturdays and Sundays (9am–6:30pm)

**6690-25 Thesis I – Mortellaro**

Dates to be determined by the instructor.

**6691- all sections Thesis II – Mortellaro**

Dates to be determined by the instructor.

**6694-40 Fundamental Issues in U.S. Law – Kassekert**

Meets 1/9-1/10, 1/16-1/17, 1/23-1/24, 1/30-1/31, 2/6 (10am-1:00pm)

**6869-20 Selected Topics in National Security Law (Technology Foundations for Cybersecurity) J. Clark, Jackson**

Meets these Mondays (6:00-8:00pm): 1/4 (6:00-7:00pm), 1/11, 1/25, 2/1, 2/8, 2/22, and 3/8

**IV. NEW COURSES**

**6445-DE Environmental Impact Assessment (3) Paddock**

The course examines the environmental impact assessment process in depth focusing primarily on the United States. It reviews the history of environmental impact analysis, the current environmental impact assessment process under the National Environmental Policy Act and similar state laws, litigation issues involving challenges to environmental review decisions and issues related to reform of the environmental review process. Limited enrollment by J.D. students. (Writing assignments, presentation, and final paper)

**V. COURSE CANCELLATIONS**

**6564-20 International Business Transactions Seminar: *Settlement of International Economic Disputes* (2) Alexandrov, Carlson**

This course will not be offered in the Spring 2021 semester.

**6461-10 Selected Topics in Environmental Law: *U.S. Electric Industry in Transition* (2) Attanasio**

This course will not be offered in the Spring 2021 semester.

**6389-20 Higher Education Law (2) Barber**

This course will not be offered in the Spring 2021 semester.

**6469-10 Environmental Lawyering (1 to 2) Paddock / Elerts**

This course will not be offered in the Spring 2021 semester.

**VI. REGULAR FACULTY MEMBERS ON LEAVE**

The following regular faculty members will be on leave for some or all of the 2020-2021 Academic Year:

- B. Clark (Academic Year)
- D. Clarke (Academic Year)
- L. Dickinson (Spring 2021)
- R. Fairfax (Spring 2021)
- D. Fontana (Fall 2020)
- J. Gutman (Fall 2020)
- C. Lee (Academic Year)
- D. Mitchell (Fall 2020)
- B. Morant (Academic Year)
- S. Overton (Spring 2021)
- J. Rosen (Academic Year)
- J. Turley (Spring 2021)

**VII. FACULTY MEMBERS NOT INCLUDED IN THE BULLETIN**

*Amanda H. Burk, Professorial Lecturer in Law*

B.A. 2005, M.A. 2006 State University of New York Binghamton; M.B.A 2009, University Baltimore Merrick School of Business; LL.M. 2010, Georgetown University Law Center

*Alberto Cid, Professorial Lecturer in Law\**

B.B.A. 1992, University of Puerto Rico; J.D. 2002, University of Puerto Rico

*Graham R. Cronogue, Professorial Lecturer in Law\**

B.A. 2010, University of North Carolina at Chapel Hill; J.D. 2013, Duke University School of Law

*Sarang Damle, Professorial Lecturer in Law\**

B.S. 1999, University of Pennsylvania; J.D. 2005, University of Virginia School of Law

*Sarah Freuden, Professorial Lecturer in Law*

B.A. 2007, Tufts University; J.D. 2013, The George Washington University Law School

*Benjamin J. Grillot,*

B.A. 2000, University of Toledo; M.L.S, 2002 University of Maryland at College Park, College of Information Studies; J.D. 2010, The George Washington University Law School

*Robert Haemer, Professorial Lecturer in Law\**

B.S.Ch.E. 1983, Washington University in St. Louis; J.D. 1999, Georgetown University Law Center

*Leila Hanafi, Professorial Lecturer in Law\**

B.A. 2004, American University; M.A. 2007, Georgetown University; LL.M. 2013, The George Washington University Law School; Ph.D. 2018, University of Kent Law School

*Amanda Kellar, Professorial Lecturer in Law\**

B.A. 2003, Colby College; J.D. 2007, Suffolk University Law School

*Danielle Rabe, Visiting Associate Professor of Legal Research & Writing*

B.A. 2004, Rutgers University; J.D. 2007, The George Washington University Law School

*Emma Raviv, Professorial Lecturer in Law\**

B.A. 2010, University of Maryland; J.D. 2014, Harvard Law School

*Teresa S. Rea, Professorial Lecturer in Law\**

B.S. 1976, University of Michigan; J.D. 1981, Wayne State University

*Charles Schmitz, Professorial Lecturer in Law*

B.A. 2001, Colgate University; J.D. 2006, University of Illinois College of Law

*Cary Silverman, Professorial Lecturer in Law*

B.S. 1997, State University of New York College at Geneseo; J.D. 2000, The George Washington University Law School

*Scott S. Sheffler, Professorial Lecturer in Law\**

B.A. 2002, The George Washington University; J.D. 2005, UCLA School of Law

*Mark Traphagen, Professorial Lecturer in Law*

B.A. 1981, University of Dayton; J.D. 1984, University of Denver College of Law

*Melvin I. Urofsky, Professorial Lecturer in Law*

A.B. 1961, Columbia College; M.A. 1962, Columbia University; Ph.D. 1968, Columbia University; J.D. 1983, University of Virginia Law School

*Larry Weinstock, Professorial Lecturer in Law\**

B.S. 1981, Rensselaer Polytechnic Institute; J.D. 1984, The George Washington University Law School

*\*Pending University approval*

## **VIII. CHANGES IN THE ACADEMIC PROGRAMS NOT INCLUDED IN THE BULLETIN**

The following are changes to the Law School Bulletin 2020-2021 descriptions of and requirements for academic programs effective Spring 21.

1. **LL.M. in Government Procurement and Environmental Law.** The following information describing the requirements for this LL.M. replaces the description in the Law School Bulletin 2020-2021 on pp. 32-33 (bolded indicates changes to the description):

A minimum of 16 credit hours from the following courses is required. For U.S. law school graduates, this requirement must include 4 credits graded on the basis of a research paper or research papers. This typically entails completion of Thesis (6690-91) or two research papers, each of which is written in connection with a separate 2-credit course. For non-U.S. law school graduates, completion of 2 credits graded on the basis of a

single research paper or Thesis (6690-91) is required. Any research paper must be at least 8,000 words in length. U.S. law school graduates must achieve a minimum grade of B+. **Graduates from non-U.S. law schools must achieve a passing grade for their research paper.** For students who choose to write a thesis, Thesis (6690-91) and a minimum of 12 credits in the field of study are required. Students are encouraged to write a thesis. **For those U.S. law graduates who opt for research papers in lieu of thesis, one paper must be on a combined Environmental and Government Procurement topic; for the other paper, which must be on a different issue of law, students may focus on another combined topic or, with the approval of the Program Director, may choose a topic focused solely on environmental law or government procurement law. Students in this concentration must take the 1-credit Government Contracts Overview course in their first semester. U.S. law graduates must also take the 2-credit courses Air Pollution Control (6432), Water Pollution Control (6434), and Control of Solid and Hazardous Wastes (RCRA & CERCLA) (6442) in order to meet the requirements of this concentration, as these courses are designed specifically to give a thorough understanding of U.S. environmental law and practice. Graduates from non-U.S. law schools must take at least one of the following courses: Air Pollution Control (6432), Water Pollution Control (6434), or Solid and Hazardous Wastes (6442). Non-U.S. law graduates may also take Environmental Law (6430), unless they have had previous coursework in U.S. environmental law.**

Air Pollution Control (6432)

Water Pollution Control (6434)

Control of Solid and Hazardous Wastes (RCRA & CERCLA) (6442)

**Government Contracts Overview (6518)**

Formation of Government Contracts (6502)

Performance of Government Contracts (6503)

Government Contracts Cost and Pricing (6506)

Government Contracts Overview (6518)

Graduate Independent Legal Writing (6696)

Formation of Government Contracts (6502)

Performance of Government Contracts (6503)

Government Contracts Cost and Pricing (6506)

Government Contracts Overview (6518)

Graduate Independent Legal Writing (6696) (Procurement and Environmental Law topic)

**2. International and Comparative Law.** The following is added on p. 94 of the Law School Bulletin 2020-2021 before the list of Foundation Courses: “Note: students cannot obtain concentrations in both National Security and U.S. Foreign Relations Law and students cannot obtain concentrations in both National Security and Cybersecurity Law and International and Comparative Law.” The following courses are removed from the list of courses to fulfill the required 12 credits for the LL.M. in International and Comparative Law on pp. 35-36 and Recognition of a J.D. Concentration in International and Comparative Law, Advanced Courses list on p. 94:

National Security Law (6870)

Counterterrorism Law (6875)

Nuclear Nonproliferation Law and Policy (6877)

**3. LL.M. in Litigation and Dispute Resolution.** On p. 38, for Academic Year 2020-2021, the following courses are added to the list of courses to fulfill the required 24 credits for the LL.M. in Litigation and Dispute Resolution (in addition to The College of Trial Advocacy (6683) and Pre-Trial in Civil Cases (6677)):

Criminal Tax Litigation (6365)

Mediation (6646)

Alternative Dispute Resolution (6647)

Negotiations (6648)

Selected Topics in National Security: Problems Trying Terrorism (6869-11)  
Selected Topics in National Security: Transnational National Security (6869-22)  
National Security Law: Seminar Domestic Terrorism (6872)

**4. LL.M. in National Security and U.S. Foreign Relations Law and LL.M. in National Security and Cybersecurity Law.** The following courses are removed from the list of courses on pp. 39-40 to fulfill the required 14 credits for the LL.M. in National Security and U.S. Foreign Relations Law and the course list on pp. 40-41 to fulfill the required 6 credits (in addition to the 6 credits in cyberlaw courses) for the LL.M. in National Security and Cybersecurity Law:

International Litigation (6528)  
Regional Protection of Human Rights (6547)  
Human Rights Lawyering (6568)

**5. Recognition of a J.D. Concentration in Government Procurement Law.** The following information is added to the requirements for J.D. candidates to earn a Recognition of a J.D. Concentration in Government Procurement Law in the Law School Bulletin 2020-2021 on pp. 90-91. “Up to two credits earned through a government procurement-related Field Placement (6668) may count toward the concentration credits, with the approval of the Concentration Director.”

**6. Practice Areas of National Security and U.S. Foreign Relations Law and National Security and Cybersecurity Law.** The following courses are removed from the list of Advanced Courses on p. 96 and Additional Courses on p. 97:

International Litigation (6528)  
Regional Protection of Human Rights (6547)  
Human Rights Lawyering (6568)

The following course is added to the list of Foundational Courses on p. 96:

Selected Topics in National Security Law: Technology Foundations in Cybersecurity.

**7. Recognition of a J.D. Concentration in National Security Law and U.S. Foreign Relations Law.** The following is added to the Law School Bulletin on p. 96 preceding the list of Foundation Courses:

J.D. candidates may earn Recognition of a J.D. Concentration in National Security and U.S. Foreign Relations Law by successfully completing (*i.e., receiving a grade of C- or better*) 14 credits of National Security and U.S. Foreign Relations Law courses (listed in the practice area on p. 96 of the Law School Bulletin as modified in the Spring 21 Bulletin Supplement), including two required courses—*National Security Law* (6870) and *U.S. Foreign Relations Law* (6871)—and two credits graded on the basis of a research paper that meets the standards for the Law School’s legal writing requirement, either written in conjunction with one of the Foundation Courses or Advanced Courses in the practice area or with advance approval of the program director, written for a journal, independent legal writing, or a course that is not included in the Foundation Courses or Advanced Courses lists or on a national security and U.S. foreign relations law topic. Up to two credits earned through a national security-related Field Placement (6668) may count toward the concentration credits, with approval of the program director. Note: students cannot obtain concentrations in both National Security and U.S. Foreign Relations Law and International and Comparative Law.

**8. Recognition of a J.D. Concentration in National Security Law and Cybersecurity Law.** The following bolded information is added to the Law School Bulletin at pp. 96-97:



The **three** foundational survey courses are National Security Law, Cybersecurity Law and Policy, and **Selected Topics in National Security Law: Technology Foundations in Cybersecurity**.

The following paragraph is also added to the Law School Bulletin at pp. 96-97:

J.D. candidates may earn Recognition of a J.D. Concentration in National Security and Cybersecurity Law by successfully completing (*i.e., receiving a grade of C- or better*) 14 credits of coursework in National Security and Cybersecurity Law (listed in the practice area on pp. 96-97 of the Law School Bulletin as modified in the Spring 21 Bulletin Supplement), including three required courses—*National Security Law* (6870), *Cybersecurity Law and Policy* (6879), and *Selected Topics in National Security Law: Technology Foundations for Cybersecurity* (6869)—and four cyber law credits from the Advanced Courses listed in the Bulletin plus two credits graded on the basis of a research paper that meets the standards for the law school’s legal writing requirement, either written in conjunction with one of the required, advanced, or additional courses in the practice area or, with advance approval of the program director, written for a journal, independent legal writing, or a course that is not included in the Bulletin list on a national security and cybersecurity law topic. Up to two credits earned through a national security-related Field Placement (6668) may count toward the concentration credits, with approval of the program director. (Students who have a background in information technology may submit a request to the program director to obtain a waiver from Technology Foundations enrollment.) Note: students cannot obtain concentrations in both National Security and Cybersecurity Law and International and Comparative Law.

**9. LL.M. in National Security and Cybersecurity Law and J.D. Recognition in National Security and Cybersecurity Law.** The following course is added to the list of courses on p. 40 to fulfill the required 6 cyber course credits for the LL.M. in National Security and Cybersecurity Law and added to the Advanced Course list on p. 97 to fulfill the required 4 credits for the Recognition of a J.D. Concentration in National Security and Cybersecurity Law:

Space Law (6548)

10. The following information is deleted from the course description for 6870 National Security Law on p. 154 of the Law School Bulletin:

Students who have previously taken or are concurrently enrolled in Law 6875 must have the instructor’s permission to enroll in this course.

11. The following information is deleted from the course description for 6876 Counterterrorism Law on p. 155 of the Law School Bulletin:

Students who have previously taken or are concurrently enrolled in Law 6870 must have the instructor’s permission to enroll in this course.