

THE GEORGE WASHINGTON UNIVERSITY LAW SCHOOL

INFORMATION TO SUPPLEMENT THE LAW SCHOOL BULLETIN

For Use in Pre-registering for the **Spring 2022** 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 2022 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.

6317-10 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.

6351-11 Reading Group: *Advanced Professional Identity Formation* (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

~~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) CANCELLED~~

6351-14 Reading Group: *After Trump: Reconstructing the Presidency* (1) A. Morrison

This Reading Group will focus on selected chapters of the book “After Trump: Reconstructing the Presidency” in which concrete problems with the expansive powers of the executive branch are examined and concrete solutions are proposed. Each class will focus on one chapter. The problem and the proposed solution will be examined from a legal as well as practical (and sometimes political) perspective. Students will write two papers of about 1500 words on two of the chapters, due before the class discussion of the topic. This course is graded on 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. This course is graded on a CR/NC basis. (Writing assignments)

6351-16 Reading Group: *Disinformation & National Security* (1) Kedian

People are increasingly receiving news/information from non-traditional sources, such as social media, and nation states are simultaneously increasing their use of technology to promote disinformation. The combination poses real and potential national security risks, but regulating disinformation presents complex legal challenges. This one-credit reading group focuses on national security ramifications of disinformation and the efficacy of specific legal approaches countries are taking to combat it, as well as the attendant relationship between disinformation and democracy. This course is graded on a CR/NC basis. (Writing assignments)

6351-17 Reading Group: *Foundations of Free Speech as Applied to Contemporary Issues* (1) Burchfield

This reading group will build on the knowledge gained in Professor Nunziato’s “The First Amendment: Speech and Press Clauses” (Law 6382-10), which is recommended but not a prerequisite, by exposing students to the philosophical arguments for and against free speech with readings from leading advocates for and against unrestricted free speech. It will then examine certain contemporary free speech issues and analyze whether and how courts are using those philosophical arguments. This course is graded on a CR/NC basis. (Writing assignments)

6379-10 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)

6379-21 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)

6378-10 Selected Topics in Criminal Law: *Data-Driven Criminal Justice Reform* (3) Braman, Fishman

This course is designed to help students from different disciplines think critically about the criminal justice system as they develop tools to assist with real-world criminal justice reform. It is premised on the insight that work of this kind requires collaboration across disciplines, with consideration to ethical issues throughout a given project. (Writing assignments, problem sets, and final report and presentation)

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)

6401-11 Selected Topics in Constitutional Law: *Law, Critique, and Social Change* (3) D. Mitchell

This class will explore the relationship between legal theory and social & cultural change. We will begin by exploring the tenets of classical liberal thought, which dominated American legal institutions at the turn of the twentieth century. We will then examine the different critiques of classical liberalism (and critiques of the critiques), as they developed in the course of the century, as well as the impact of such critiques on cultural, social and legal change. Throughout the semester, we will attempt to assess how, if at all, different jurisprudential

movements have impacted decisions of federal and state courts and broader social and cultural change. The readings will be a combination of primary and secondary sources, including law review articles and excerpts from books. (Writing assignments, paper, and class participation)

6401-12 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)

6409-20 Selected Topics in Health Care Law: *Vaccines & Preventive Services Law* (2) Hughes

The course will review the respective roles and authorities of the federal government and states with respect to the regulation and accessibility of vaccines and preventive health services with particular focus on vaccines, including the evolution of preventive health care coverage requirements, the federal government’s role in regulating, recommending, financing and distributing vaccines and other preventive interventions, and the exercise of state police powers. Access, equity and industry regulatory issues will be prominent course themes. (Take-home examination and class participation)

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: *Selected Legal Issues in Health Law* (2) Barker

This seminar is an intensive study in select topics in health care law. We will examine the following topics during the course of the semester: coverage and payment for prescription drugs and medical devices; the intersection of

immigration and health care law; tax issues in health care; jurisdiction, procedure, and Administrative law issues in the Medicare and Medicaid programs; health care provider reimbursement issues; authorities for administering public health care programs during a public health emergency; and challenges in implementing the Affordable Care Act. (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)

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. Enrollment is limited. (Research paper)

6441-11 Energy Law Seminar: *Electricity Grid of the Future (2)* Massey, Kelly

Advance seminar addressing how energy law and regulation will shape, and be shaped by, changing demands on our electric system. 21st century needs require integrating emerging technology (e.g., storage, EVs), while meeting needs for sustainability, security, resilience, and equity, in addition to traditional requirements for reliability and affordability. Topics include: jurisdictional challenges, grid architecture, transmission siting, energy market reform and energy equity. Prerequisite: Energy Law & Regulation (6438) or permission of the instructor. (Research Paper)

6441-12 Energy Law Seminar: *Offshore Wind (2)* Morton, Rueger, Kaplowitz

Offshore wind development in the US illustrates the challenges new technology can encounter in the absence of clear legal pathways and presence of competing interests. Topics include benefits and challenges of development (siting and permitting; environmental impacts; stakeholder engagement; coastal community and tribal impacts) and operation (interconnection, regional transmission planning, market issues). Prerequisite: Completion or concurrent enrollment in at least one of: LAW 6430, 6434, 6437, 6438 or permission of the instructor. (Research Paper)

6451-10 Selected Topics in Energy Law: *How To Practice In Electric and Natural Gas Regulation (Regulatory Practice) (2)* Yaffe

This course focuses on current, critical issues faced in practice concerning the regulation of the electric utility and natural gas industries. It is a skills-building course, expanding on the material covered in Energy Law and Regulation (6430), that is intended to give the student the tools to know where to look to solve a presented problem as well as how to approach a regulatory agency on behalf of the client. The course focuses on the most

important issues faced in practice concerning the regulation of the electric utility and natural gas industries. Primary emphasis is placed on federal regulation by the Federal Energy Regulatory Commission (FERC) but there will be a substantial amount of focus on state regulation of the electric utility industry. There will be an extended focus on cost-of-service and market-based ratemaking for both gas and electric matters as well as examination of how FERC enforces market rules. Rate design and the disparate ways of designing rates to accommodate lower-income customers will be discussed. The process by which applications for new natural gas pipeline facilities are evaluated by FERC under the Natural Gas Act will be explained with equal focus on process as well as environmental/climate issues and how environmental justice issues are formulated. Students will be required to prepare two written pleadings that comply with applicable rules for format as well as content. Students will be expected to approach their assignments as would young lawyers either in a law firm or in-house with an energy client or NGO. The last class will be reserved for oral argument based on one of the written pleadings. 80% of the grade will be based on the written submissions and 20% on class participation including the oral argument. As is good practice in both a law firm and an in-house setting, student discussion to help flesh out issues will be expected. Prerequisite: Energy Law Survey (6430) or equivalent if approved by the instructor. In addition, some familiarity with administrative law is encouraged but is not a prerequisite. (Writing assignments and oral argument) (E)

6461-11 Selected Topics in Environmental Law: *Pesticide Law and Policy* (2) Elerts

Environmental law through the lense of pesticide regulation, policy, and management. In-depth analysis of developing and emerging issues around pesticides, environmental justice, environmental health, biodiversity, cooperative governance, and international responsibility. Basic analytical processes of risk assessment and management; common law litigation strategies, and precautionary and reactionary legislation. Emphasis on federal legislation, including the Federal Insecticide, Fungicide, and Rodenticide Act; provisions of the Federal Food, Drug, and Cosmetic Act; Clean Water Act; Endangered Species Act; and selected aspects of the Comprehensive Environmental Response, Compensation, and Liability Act and Resource Conservation and Recovery Act. (Research paper)

6461-12 Selected Topics in Environmental Law: *Global and Comparative Environmental Law and Policy* (2) Harmon-Walker

Comparative environmental law provides useful models for legislators and policymakers. This survey of environmental legal systems across the world will compare resource conservation, biodiversity, pollution control, environmental justice, sustainable development, indigenous rights, and collective transboundary challenges such as air pollution, watercourses, and climate change. (Take-home examination and classroom participation)

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)

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)

6497-13 Selected Topics in Intellectual Property Law: *IP Litigation in Federal District Court (2) Chajon, McKenna, Stark*

This skills-based class will explore recurring issues in IP litigation. Students will review cases litigated before the lead professor, Judge Leonard Stark from the District of Delaware (a leading district for patent cases). The class

will focus on procedural aspects for federal court litigation for IP cases. (Oral arguments and take-home examination) (E)

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) (E)

6509-DE1 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-DE2 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) (E)

6513-DE1 Selected Topics in Government Contracts: *Negotiations* (2) Amen, Prince

This course provides experiential learning for students planning a career in government contracts law, whether at a private law firm, for the government, or within a private company. The instruction will focus on negotiation considerations and methods used during formation and administration of government contracts. Each class will require students to participate in discussion and simulations of different negotiations that take place in government contracts, while considering the Federal Acquisition Regulation (FAR), the government contract lifecycle, and the constraints and objectives of the government, prime contractors, and subcontractors. The course

will provide simulation fact patterns which students will be expected to review and form negotiation positions and plans thereon according to their assigned roles. For certain classes, judges or practitioners with experience in the topic of discussion may be invited to share their input and experience or participate in a simulation. No prerequisite courses required but at least one of the following is recommended: Law 6500 (Government Contracts), Law 6502 (Formation of Government Contracts), and/or Law 6503 (Performance of Government Contracts). (Simulation, short paper, class participation) (E)

6513-DE2 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. (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 (International Law) or permission of instructor. (Research paper)

6564-10 International Business Transactions Seminar: *The Global Economy and International Disputes* (2) Gore

Today's global economy depends on international business transactions to prosper, such as the transnational sale of goods and services, foreign investment, and the transborder licensing of intellectual property. Moreover, the effective resolution of disputes arising from such transactions is a cornerstone of international business. This course considers the interplay among various forms of dispute resolution in this area (national court litigation, international commercial arbitration, international investment arbitration, insolvency proceedings, and enforcement/annulment proceedings), which collectively ensure that international business continues to thrive. Students will gain a strong academic understanding of theories and principles, but with an emphasis on practical skills. (Research paper)

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)

6869-11 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)

6869-12 Selected Topics in National Security Law: *The Intersection of International Humanitarian Law, Human Rights Law, the Jus Ad Bellum, and National Security Law* (3) L. Dickinson

This class will explore cutting-edge issues at the intersection of international humanitarian law, international human rights law, the jus ad bellum, and national security law, including targeting and detention in non-international armed conflicts, the law of the end of armed conflict, transitional justice and post-conflict accountability, national security privatization, cyberoperations, and the use of new technologies such as autonomous weapons. We will discuss specific, ongoing case studies, including the conflicts in Syria, Iraq, and Afghanistan, counterterrorism operations in Africa, the future of detention at Guantanamo Naval Base, the deployment of private contractors in armed conflict zones, the use of increasingly autonomous weapons, and cyber operations above and below the armed conflict threshold. (Writing assignment and research paper)

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 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

6218-13 Professional Responsibility & Ethics (2 or 3) Szabo

This course will be offered for 2 credits in the Spring 2022 semester.

6218-21 Professional Responsibility & Ethics (2 or 3) D. Cohen (TBD)

This course will be offered for 2 credits in the Spring 2022 semester. CANCELLED

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

This course will be offered for 2 credits in the Spring 2022 semester.

6230-10 Evidence (3 or 4) Pierce

This course will be offered for 3 credits in the Spring 2022 semester.

6230-20 Evidence (3 or 4) Durrer

This course will be offered for 3 credits in the Spring 2022 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 2022 semester.

6232-40 Federal Courts (3 or 4) Walker

This course will be offered for 3 credits and the method of evaluation for this course will be a take-home examination to be taken during a weekend prior to the regular examination period in the Spring 2022 semester.

6252-10 Securities Regulation (3) Manns

The method of evaluation for this course will be an take-home examination in the Spring 2022 semester.

6252-20 Securities Regulation (3) Sibay, Webb

The method of evaluation for this course will be an examination in the Spring 2022 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 2022 semester.

6260-10 Regulation of Mutual Funds and Investment Advisers (2) Choi (TBA)

The method of evaluation for this course will be an examination in the Spring 2022 semester.

6266-20 Labor Law (2 or 3) Babson, Liebman

This course will be offered for 2 credits in the Spring 2022 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 2022 semester.

6280-20 Secured Transactions (2 or 3) Maggs

This course will be offered for 2 credits in the Spring 2022 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 2022 semester.

6285-20 Business Bankruptcy & Reorganization (3) Baxter

The method of evaluation for this course will be an examination in the Spring 2022 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 2022 semester.

6296-20 Business Planning (2 or 3) Ting

This course will be offered for 3 credits in the Spring 2022 semester.

6298-10 Insurance (2 or 3) Mayerson

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

6317-10 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 2022 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 2022 semester.

6342-12 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 2022 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 2022 semester.

6348-20 Family Law (3 or 4) Rogus

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

6360-20 Criminal Procedure (3 or 4) Saltzburg

This course will be offered for 4 credits in the Spring 2022 semester.

6362-10 Adjudicatory Criminal Procedure (2 or 3) Lee

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

The method of evaluation for this course will be class participation and a research paper in the Spring 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

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

~~The method of evaluation for this course will be an examination in the Spring 2022 semester. CANCELLED~~

6378-10 Selected Topics in Criminal Law (Data-Driven Criminal Justice Reform) (1, 2, or 3) Braman, Fishman

This course will be offered for 3 credits and the method of evaluation will be writing assignments, problem sets, and final report and presentation in the Spring 2022 semester.

6380-11 Constitutional Law II (3 or 4) Colby

This course will be offered for 4 credits and the method evaluation will be an examination in the Spring 2022 semester.

6380-12 Constitutional Law II (3 or 4) P. Smith

This course will be offered for 4 credits and the method evaluation will be an examination in the Spring 2022 semester.

6380-20 Constitutional Law II (3 or 4) Tsesis

This course will be offered for 3 credits and the method evaluation will be an examination in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

6401-11 Selected Topics in Constitutional Law (Law, Critique, and Social Change) (1, 2, or 3) D. Mitchell

This course will be offered for 3 credits and the method of evaluation for this course will be writing assignments, paper, and class participation in the Spring 2022 semester.

6401-12 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 2022 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 2022 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 2022 semester.

6409-20 Selected Topics in Health Care Law (Vaccines & Preventive Services Law) (1, 2, or 3) Hughes

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 2022 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 2022 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 2022 semester.

6432-20 Air Pollution Control (2 or 3) Weinstock

This course will be offered for 2 credits and the method of evaluation will be an examination in the Spring 2022 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 2022 semester.

6442-20 Control of Solid and Hazardous Wastes (2 or 3) Boxerman, D.D. Mitchell

This course will be offered for 2 credits in the Spring 2022 semester.

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

The method of evaluation for this course will be problem assignments in the Spring 2022 semester.

6451-10 Selected Topics in Energy Law (Regulatory Practice) (1, 2, or 3) Yaffe

This course will be offered for 2 credits in the Spring 2022 semester.

6455-20 International Climate Change Law (2 or 3) DiLeva

This course will be offered for 2 credits in the Spring 2022 semester.

6461-11 Selected Topics in Environmental Law (Pesticide Law and Policy) (1, 2, or 3) Elerts

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.

6461-12 Selected Topics in Environmental Law: *Global and Comparative Environmental Law and Policy* (2) Harmon-Walker

This course will be offered for 2 credits and the method of evaluation will be take-home examination and classroom participation.

6464-20 Environmental Crimes (2) Pettus

Study of criminal enforcement of environmental statutes, including pollution and wildlife laws, and key regulatory provisions. This course considers the criminal provisions of federal environmental laws such as 10 the Clean Water Act, the Clean Air Act, the Resource Conservation and Recovery Act, and the Lacey Act, among others. We will examine legal and policy issues raised by the prosecution of corporations and their officers and employees, the rationale for criminal sanctions for certain environmental violations, and insights into such areas as criminal investigations, defense viewpoints, victims' rights, and environmental justice. (Examination)

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

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 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 2022 semester.

6474-20 Trademark Law and Unfair Competition (2 or 3) C. Lynch, Talley

This course will be offered for 3 credits and the method of evaluation for this course will be an examination in the Spring 2022 semester.

6475-20 Entertainment Law (2) Gamse, Leung

The method of evaluation for this course will be a take home examination and class participation in the Spring 2022 semester.

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

Law 6471 Patent Law is a prerequisite or corequisite course or permission of the instructor in the Spring 2022 semester.

6490-20 International and Comparative Patent Law (2) Kushan

Globally-focused companies depend on well-coordinated global patent strategies. To advise these companies, lawyers need to understand the key differences between patent systems around the world. This course will compare the principle attributes of systems for obtaining and enforcing patents in the U.S., Europe and Asia. It will cover patent-related standards in international agreements including the Paris Convention, the WTO TRIPs Agreement, as well as regional and bilateral agreements. It will then compare key patentability standards, including eligibility, disclosure, and patentability over prior art. Finally, it will address different approaches for contesting validity of patents and for enforcing patents, including opposition procedures, across multiple jurisdictions.

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 2022 semester.

6497-12 Selected Topics in Intellectual Property Law (IP Criminal 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 2022 semester.

6497-13 Selected Topics in Intellectual Property Law (IP Litigation in Federal District Court) (1, 2, or 3) Chajon, McKenna, Stark

This course will be offered for 2 credits and the method of evaluation will be oral arguments and a take-home examination in the Spring 2022 semester.

6502-DE Formation of Government Contracts (3 or 4) L. Craig

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

6503-DE1 Performance of Government Contracts (3 or 4) Ries

This course will be offered for 3 credits in the Spring 2022 semester.

6503-DE2 Performance of Government Contracts (3 or 4) A. Canizares

This course will be offered for 3 credits in the Spring 2022 semester.

6505-10 Government Contracts Advocacy (2 or 3) Somers, Rust

This course will be offered for 2 credits in the Spring 2022 semester.

6513-20 Selected Topics in Government Contracts (Acquisition Policymaking) (1, 2, or 3) M. Blum

This course will be offered for 1 credit and the method of evaluation for this course will be oral presentation, accompanying slides, and a short paper in the Spring 2022 semester.

6513-DE1 Selected Topics in Government Contracts (Negotiations) (1, 2, or 3) Amen, Prince

This course will be offered for 2 credits and the method of evaluation for this course will be simulation, short paper, and class participation in the Spring 2022 semester.

6513-DE2 Selected Topics in Government Contracts (Suspension & Debarment) (1, 2, or 3) Yukins, Pachter

This course will be offered for 1 credit and the method of evaluation for this course will be role play, take-home examination, and class participation in the Spring 2022 semester.

6520-10 International Law (3 or 4) Murphy

This course will be offered for 4 credits in the Spring 2022 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 2022 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 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

6528-20 International Litigation (2 or 3) Nesbitt, Cronogue

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 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

6545-10 International Project Finance (2) Cid

The method of evaluation for this course will be a take-home examination in the Spring 2022 semester.

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

This course will be offered 3 credits in the Spring 2022 semester.

6549-10 Chinese Business Law (2) D. Clarke

The method of evaluation for this course will be an examination and written assignments in the Spring 2022 semester.

6552-10 Law of War (2) Pede

The method of evaluation for this course will be an examination in the Spring 2022 semester.

6556-20 International Arbitration (2) Greenblatt, C. Ryan

The method of evaluation for this course will be a take-home examination and mock arbitration in the Spring 2022 semester.

6565-10 Comparative Law Seminar (2 or 3) R. Lerner

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

6572-20 Human Trafficking Law (2) Hill, Silver

Prerequisite: Law 6210 (Criminal Law). Corequisite: Law 6520 (International Law).

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 2022 semester.

6595-20 Race, Racism, & American Law (2 or 3) Wright

This course will be offered for 2 credits and the method of evaluation will be a take-home examination in the Spring 2022 semester.

6602-10 Law and Accounting (2 or 3) Rand (TBA)

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 6 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 3 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 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) (E)

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

This course will be offered for 2 credits in the Spring 2022 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) (E)

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

This course will be offered for 2 credits in the Spring 2022 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 (Corporations) or permission of the instructor. (Drafting projects and short writing exercises) (E)

6652-14 Legal Drafting (Transactional) (2 or 3) Berl

This course will be offered for 2 credits in the Spring 2022 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) (E)

6652-15 Legal Drafting (Litigation) (2 or 3) Leen

This course will be offered for 2 credits in the Spring 2022 semester. The class will provide students an opportunity to litigate a simulated federal civil rights case as both plaintiff's counsel and as the local government attorney. Students will begin with in-class client meetings where they will learn the facts of the case. They will then prepare a complaint containing federal and state claims relating to an allegedly unlawful arrest, followed by an answer with affirmative defenses. Students will then engage in document discovery through the use of interrogatories, document requests, and requests for admission. At that point, students will prepare a motion for summary judgment and supporting memorandum. This experience will ensure that students learn to plan a case strategy, craft legal claims and defenses, and litigate a case from the beginning through summary judgment. Notably, the professor is a former city attorney and assistant county attorney, who previously worked at several international law firms and served as a federal law clerk, with much experience litigating in federal court. This experience includes litigating numerous federal civil rights cases and serving as chief of federal litigation for the Miami-Dade County Attorney's Office. The professor will draw on this experience to provide guidance and examples in teaching students how to effectively litigate a federal case. (Drafting projects and short writing exercises) (E)

6652-20 Legal Drafting (Litigation) (2 or 3) Zaidi

This course will be offered for 2 credits in the Spring 2022 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) (E)

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 1-2 credits in the Spring 2022 semester.

6678-10 Ethics in Adjudication and Settlement (2 or 3) Borchini

This course will be offered for 2 credits in the Spring 2022 semester.

6689-10 English Legal Drafting, Research, and Structure (2 or 3) Hanafi, Chang-Lo

This course will be offered for 2 credits in the Spring 2022 semester.

6869-11 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 2022 semester.

6869-12 Selected Topics in National Security Law: *The Intersection of International Humanitarian Law, Human Rights Law, the Jus Ad Bellum, and National Security Law* (1, 2, or 3) L. Dickinson

This course will be offered for 3 credits and the method of evaluation will be writing assignments and a research paper in the Spring 2022 semester.

6870-10 National Security Law (2 or 3) Gavoort

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 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 2022 semester.

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

This course will be offered for 2 credits in the Spring 2022 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 2022 semester.

III. SPECIAL COURSE SCHEDULING

6218-11 Professional Responsibility and Ethics – Tuttle

Meets MTW 1/10-3/2 (8:30-9:45am), Final Examination on 3/18 at 2pm

6232-40 Federal Courts – Walker

Meets 1/22-1/23, 3/19-3/20, 3/26-3/27 (9:00am-5:00pm)

6252-10 Securities Regulation – Manns

Meets TWR 8:50-10:50 for 7 weeks

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

Meets Thursdays for 7 weeks (3:50-5:50pm)

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

Meets these Wednesdays (3:50-5:50pm): 1/12, 1/19, 1/26, 2/2, 2/9, 2/16, 2/23 (3:50-4:50pm)

~~6351-13 Reading Group: *Economic/Technological Innovation for Business Lawyers* – Pam~~

~~Meets these Thursdays (3:50-5:50pm): 1/13 (3:50-4:50pm), 1/20, 1/27, 2/3, 2/10, 2/17, and 2/24 CANCELLED~~

6351-14 Reading Group: *After Trump: Reconstructing the Presidency* – A. Morrison

Meets these Wednesdays (1:40-3:40pm): 1/12 (1:40-2:40pm), 1/26, 2/9, 2/23, 3/16, 3/30, 4/13

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

Meets Fridays for 7 weeks (9:55-11:55am): 1/14, 1/21, 1/28, 2/4, 2/11, 2/18, 3/4

6351-16 Reading Group: *Disinformation & National Security* – Kedian

Meets these Tuesdays (1:40-3:40pm): 1/11 (1:40-2:40pm), 1/25, 2/8, 2/22, 3/1, 3/15, 3/29

6351-17 Reading Group: *Foundations of Free Speech as Applied to Contemporary Issues* – Burchfield

Meets these Wednesdays (1:40-3:40pm): 1/12 (1:40-2:40pm), 1/19, 1/26, 2/2, 2/9, 2/16, and 2/23

6351-70 Reading Group (GWN Program Only) – Cunningham

Dates to be determined by the instructor.

6401-12 Selected Topics in Constitutional Law: *Congressional Procedure* – Abel

Meets these Tuesdays (3:50-5:50pm): 1/18, 2/1, 2/15, 3/1, 3/15, 3/29, 4/12 (3:50-4:50pm)

6497-13 Selected Topics in Intellectual Property Law: *IP Litigation in Federal District Court* - Chajon, McKenna, Stark

Meets these Fridays (10:00am-2:00pm): 1/14, 1/21, 2/4, 2/18, 3/4, 3/25, 4/8

6513-DE2 Selected Topics in Government Contracts: *Suspension and Debarment* -Yukins, Pachter

Meets these Wednesdays (7:00-8:00pm): 1/12, 1/19, 1/26, 2/2, 2/9, 2/16, and the weekend of 2/19-2/20 (times TBA)

6522-20 International Business Transactions – M. Daly

Meets these Fridays (6:00-8:00pm): 1/21, 1/28, 2/11, 2/25, 3/18, 4/1, and 4/15 (6:00-7:00pm)

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

Meets 1/22–1/23 & 1/29–1/30, Saturday and Sundays (9am–6:30pm)

6648-40 Negotiations – Ray

Meets 3/11–3/13 and 4/2–4/3, Fridays (12:00–4:30pm), Saturdays and Sundays (9am–6:30pm)

6677-40 Pre-Trial Practice in Civil Cases – A. Robinson, Gardner, LoRe, Keenan, Z. Rainey

Meets 1/15-1/16 (9am-4:30pm), 2/5-2/6 (9am-3:30pm), 2/26-2/27 (9am-3:30pm)

6690-DE Thesis I – Watts

Dates to be determined by the instructor.

6691- all sections Thesis II – Watts

Dates to be determined by the instructor.

6694-40 Fundamental Issues in U.S. Law – Chand

Meets 1/22-1/23, 1/29-1/30, 2/5-2/6, 2/12-2/13, 2/26 Saturdays & Sundays 10am-1:00pm

6711-25 Civil Access to Justice Clinic – L. Kohn, Rogus

Meets these Mondays (9:55-11:55am): 1/10, 1/17, 1/24, 1/31, 2/7, 2/14, 2/28, 4/18

6884-20 Technology Foundations for Cybersecurity – J. Clark, Jackson

Meets these Mondays (6:00-8:00pm): 1/10 (6:00-7:00pm), 1/24, 1/31, 2/7, 2/14, 2/28, 3/14

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)

6711-25 Civil Access to Justice Clinic (2) L. Kohn, Rogus

This two-credit clinic focuses on improving access to justice for civil litigants in the D.C. community and preparing students for practice. While advising litigants on a range of family matters and drafting pleadings, students gain experience in a range of lawyering skills such as interviewing, client counseling, interpreting and applying procedural rules, interpreting statutes and advocating on behalf of a litigant, drafting, and mediating. Students mediate, advise, and practice in D.C. Superior Court's Family Court. In the classroom component that meets for 7 weeks, students study the substantive and pro-cedural law relevant to their lawyering work and perform on client counseling, strategic thinking, ethics, and drafting exercises. This course is graded CR/NC. (E)

V. COURSE CANCELLATIONS

6218-21 Professional Responsibility & Ethics (2 or 3) D. Cohen

This course will not be offered in the Spring 2022 semester.

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

This course will not be offered in the Spring 2022 semester.

6370-10 Forensic Science (2) Melson, Weedn

This course will not be offered in the Spring 2022 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:

J. Bearer-Friend
R. Brauneis
B. Clark
T. Gabaldon
R. Glicksman
E. Hammond
D. Karshtedt
B. Morant
A. Olesen
S. Overton
S. Suter
R. Tuttle
C. Tyler

VII. FACULTY MEMBERS NOT INCLUDED IN THE BULLETIN

Hiba Anver, Professorial Lecturer in Law

B.A. 2003, University of Texas at Arlington; J.D. 2008, South Texas College of Law

Thomas Barker, Professorial Lecturer in Law

B.A. 1981, Jacksonville University; J.D. 1998, Suffolk University Law School

Robert R. Berger, Professorial Lecturer in Law

B.A. 1988, Ohio State University; J.D. 1995, Capital University Law School

Sarah L. Bessell, Professorial Lecturer in Law

B.A. 2006, Mount St. Mary's University; M.A. 2008, Georgetown University; J.D. 2015, The George Washington University Law School

Bobby R. Burchfield, Professorial Lecturer in Law

B.A. 1976, Wake Forest University; J.D. 1979, The George Washington University Law School

Michael Chajon, Professorial Lecturer in Law

B.S. 2003, University of Delaware; J.D. 2010, The George Washington University Law School

Jennifer Chang-Lo, Professorial Lecturer in Law

B.A. 2003, University of Redlands; M.S. 2017, Georgetown University

Megan A. Christensen, Professorial Lecturer in Law

B.A. 1996, The College of William and Mary; J.D. 2005, Washington University School of Law; LL.M. 2006, New York University School of Law

Jennifer S. Choi, Professorial Lecturer in Law

B.S. 1990, University of Pennsylvania; J.D. 1993, The George Washington University Law School

Amanda S. Conn, Professorial Lecturer in Law

B.A. 1988, University of Maryland College Park; J.D. 1995, University of Baltimore School of Law

The Honorable Dale B. Durrer, Professorial Lecturer in Law

B.A. 1994, University of Virginia; J.D. 2000, The American University, Washington College of Law

Paul Frieden, Professorial Lecturer in Law

B.A. 1974, The George Washington University; J.D. 1977, The George Washington University Law School

Nick Gamse, Professorial Lecturer in Law

B.A. 2005, University of Virginia; J.D. 2011, Northwestern University

Jonathan J. Green, Professorial Lecturer in Law

B.A., University of Pennsylvania; J.D., The George Washington University Law School

Erin J. Greten, Professorial Lecturer in Law

B.A. 1997, Michigan State University; J.D. 2001, Catholic University of America

Richard H. Hughes, Professorial Lecturer in Law

B.S. 2004, Arkansas State University; M.P.H. 2008, University of Arkansas for Medical Sciences; J.D. 2015, The George Washington University Law School

Joshua Kaplowitz, Professorial Lecturer in Law

B.A. 2000, Yale University; J.D. 2007, University of Virginia School of Law

Suedeem G. Kelly, Professorial Lecturer in Law

B.A. 1973, University of Rochester; J.D. 1976, Cornell Law School

Jeffrey P. Kushan, Professorial Lecturer in Law

B.S. 1985, William & Mary; M.A. 1987, University of North Carolina at Chapel Hill; J.D. 1992, The George Washington University Law School

Brian J. Leung, Professorial Lecturer in Law

B.A. 2005, University of Virginia; J.D. 2008, University of Virginia School of Law

Jennifer P. Lyman, Professorial Lecturer in Law

B.A. 1972, Yale University; J.D. 1978, Stanford Law School

Cynthia C. Lynch, Professorial Lecturer in Law

B.A. 1992, University of North Carolina at Chapel Hill; J.D. 1995, University of Virginia School of Law

Karen B. Marcou, Professorial Lecturer in Law

B.A., Middlebury College; J.D., American University Washington College of Law

William L. Massey, Professorial Lecturer in Law

J.D. 1973, University of Arkansas School of Law; LL.M. 1985, Georgetown University Law Center

Luke McCloud, Professorial Lecturer in Law

B.S. 2007, Georgia Institute of Technology; J.D. 2011, Harvard Law School

Kristina McKenna, Professorial Lecturer in Law

B.S. 2013, The George Washington University; J.D. 2016, the George Washington University Law School

David D. Mitchell, Professorial Lecturer in Law

B.S. 2004, Indiana University; J.D. 2010, The George Washington University Law School; LL.M. 2018, The George Washington University Law School

Laura S. Morton, Professorial Lecturer in Law

B.A. 1988, University of North Carolina at Chapel Hill; J.D. 1994, The George Washington University Law School

Daniel Ortiz, Professorial Lecturer in Law

B.A. 1999, University of Virginia; J.D. 2002, The George Washington University Law School

Sean S. Park, Professorial Lecturer in Law

B.A. 1990, Haverford College; J.D. 1995, Temple University School of Law

Steven A. Platt, Professorial Lecturer in Law

B.A. 2007, University of Iowa; J.D. 2013, University of Minnesota Law School

Raymond A. Ramirez, Professorial Lecturer in Law

B.A. 2004, Boston College; M.S. 2006, Mercy College; J.D. 2010, Pace University School of Law

Caroline Rogus, Distinguished Professorial Lecturer in Clinical Law

B.A. 1999, Wellesley College; J.D. 2003, University of Pennsylvania; LL.M. 2013, The George Washington University Law School

Jane E. Rueger, Professorial Lecturer in Law

B.A. 1999, Wellesley College; J.D. 2003, Indiana University Maurer School of Law

Ingrid B. Seggerman, Professorial Lecturer in Law

B.A. 2008, Georgetown University; J.D. 2013, Georgetown University Law Center

The Honorable Leonard P. Stark, Professorial Lecturer in Law

B.A. 1991, University of Delaware; J.D. 1996, Yale Law School

Dan E. Stigall, Distinguished Professorial Lecturer in National Security Law

B.A. 1996, J.D. 2000, Louisiana State University; LL.M. 2009, The George Washington University Law School

Monica R. Talley, Professorial Lecturer in Law

B.S.B.A. 1988, University of Richmond; J.D. 1997, George Mason University School of Law

Justin Walker, Professorial Lecturer in Law

B.A. 2004, Duke University; J.D. 2009, Harvard Law School

Jason M. Weinstein, Professorial Lecturer in Law

A.B. 1990, Princeton University; J.D. 1994, The George Washington University Law School

Larry Weinstock, Professorial Lecturer in Law

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

Tiffany R. Wright, Professorial Lecturer in Law

B.A. 2003, University of Maryland; J.D. 2013, Georgetown University Law Center

Howard Zlotnick, Professorial Lecturer in Law

B.A. 1975, Hiram College; J.D. 1978, University of Dayton

** Pending University approval*

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

The following are changes to the Law School Bulletin 2021-2022 descriptions of and requirements for academic programs effective Spring 22.

1. **J.D. Enrollment in Distance Education Courses.** J.D. candidates may enroll in up to 6 credit hours of "Distance Education" (DE) courses, which will count towards their degree. J.D. candidates may only register for DE courses during the add/drop period, space permitting. 6502-DE, 6503-DE, 6511-DE, 6690-DE, and 6691-DE are restricted to LL.M. and/or M.S.L. students.