
The meeting was opened by Dean Bromberger thanking the committee for putting together the reports and planning the retreat. The Dean asked for nominations of a chair for the day, as he will not be presiding over the meeting.

Nominations for Chair: Lorio (declined nomination) and Harges (2nd and carried)

Professor Harges started the meeting by stating that the meeting will be conduct by allowing everyone ample time to speak by being recognized to have the floor. Professor Medina asked that all votes be conducted by secret ballot. Professor Harges turned over the floor to Professor Lorio as chair of the committee.

Professor Lorio started by thanking the committee, deans and several others who had played an important role in preparing for the meeting. This was followed by her discussing the overall report of the committee’s findings.

Committee Recommendations:

Recommendation 1 – Deferred

The Committee recommends that each first year student be guaranteed one required law class with an enrollment of less than 40 persons. In this class, emphasis would be placed upon legal analysis and writing in conjunction with the substantive law being taught. Periodic opportunities for feedback on written assignments would be provided and a mid-term examination would be given, corrected and returned to the students in adequate time for preparation for the final examination. Although such a class would place a heavier burden on the professor by having to provide feedback throughout the semester, it would also reduce the class size considerably in the course, allowing for more class discussion, and the assignment of
such a course to teach would be rotated each year among the professors teaching required first year classes.

Motion to speak on recommendations 9 and 10 before voting on number 1. (Carried)

This recommendation was deferred.

**Recommendation 2 -- Approved**

The categories of electives should be eliminated from the bulletin, freeing the Associate Dean to make decisions on electives based on the best interest of the students at the particular time in question. Courses that are covered on the Louisiana or multi-state bar examinations should be given priority in scheduling, whether they are required courses or not.

This recommendation carried.

**Recommendation 3 – Approved**

The bulletin of the Loyola College of Law should be amended to clearly list the courses that are examined on the Louisiana bar examination, as well as the courses most frequently tested on the bar examinations of other states. Required courses in the list should be clearly distinguished from electives.

This recommendation carried.

**Recommendation 4 – Approved**

Business Organizations should be changed to Introduction to Business Organizations (required, four hours) that covers agency, partnership, choice of entity (including corporations, LLCs and LPs), limited liability, and fiduciary duties. The course would be described in the bulletin as:

Law L745 Business Organizations (4 hours)

This course is an introduction to the fundamental legal principles governing agency and fiduciary relationships, unincorporated business associations, and corporations. Among the topics covered are: 1) the formation, operation, and dissolution of partnerships, limited liability companies and corporations (both privately-held and publicly-held, 2) the distribution of powers among the owners and managers of such organizations, 3) the relative advantages of various organizational forms, and 4) an introduction to federal securities laws and regulations.

Amended to remove Federal Securities from Business Organizations survey course. (Failed)

Motion to vote on recommendations 4 and 5 together. (Carried)

This recommendation carried.

**Recommendation 5 – Approved**

Agency and Partnership (elective, 2 hours) should be removed from the curriculum.

This recommendation carried.

**Recommendation 6 – Deferred**

Advanced Business Organizations (2 or 3 hours) should be added as a new elective course that covers the issues in Introduction to Business Organizations in more depth.
Law Advanced Corporations (2 hours)

This course will focus on the governance of the public corporation. Among the topics covered are the role of a director in a public corporation, the legal requirements relating to shareholder derivative suits, securities law, antifraud and insider trading regulations, federal proxy regulation and the use of proxies by management and shareholders, and the law and finance of mergers and other fundamental transactions.

A motion to defer this recommendation carried.

**Recommendation 7 – Deferred**

*The course description for Criminal Law should be changed to ensure that topics covered on the bar examination are covered in the course.*

Criminal Law – Current Course description (2 hours)
Law L736 Criminal Law (2 hours)

This course deals with the principles underlying the administration of criminal justice as embodied in a modern code including the aims of criminal law, the theory of criminal conduct, and elements of some specific crimes and offenses. The model is the Louisiana Criminal Code or the A.L.I.’s Model Penal Code.

Criminal Law – Proposed Course Description (3 hours)
Law L735 Criminal Law (3 Hours)

*This course is an introductory study of the criminal law, including an analysis of the elements of various substantive crimes and available defenses as defined by the Louisiana Criminal Code, the A.L.I.’s Model Penal Code, or the common law. Included are the aims of criminal law and theories of punishment.*

Motion to defer this recommendation carried.

**Recommendation 8 – Approved as amended**

*The title of Administration of Criminal Justice should be changed to Criminal Procedure and the course description should be changed to ensure that topics covered on the bar examination are covered in the course.*

Administration of Criminal Justice I (3 hours) – Current Course Description
Law L740 Administration of Criminal Justice (3 hours)

This course examines the constitutional limitations on law enforcement in areas such as search and seizure, electronic surveillance, and custodial interrogation.

Criminal Procedure – Proposed Course Description
Law L740 Criminal Procedure (3 hours)

A detailed exploration of criminal practice and procedure including constitutional limitations on law enforcement and the rights of individuals in areas such as search and seizure, arrest, electronic surveillance, self incrimination, exclusionary rules, right to counsel, and custodial interrogation as contained in the Fourth, Fifth, Sixth, and Fourteenth Amendments to the United States Constitution.
Friendly amendment to change title of proposed course to Constitutional Criminal Procedure. This would also affect the renaming of ACJ II and ACJ III.

Suggested name for ACJ II: Advanced Criminal Procedure.

This recommendation carried as amendment.

**Recommendation 9 – Approved**

*The bottom quartile of the freshman class, as determined at the end of the first semester of the first year, should be required to take the following new course and defer Moot Court until the Spring semester of the 2LYear:*

**Principles of Legal Analysis** (3 hours)

Intensive instruction in legal methodology and analysis through more individualized instruction than generally provided in most law school courses and in coordination with other first year courses, working with problems and issues raised by first year courses (civil procedure, contracts, torts, criminal law or property). Students will complete numerous written exercises that will provide the basis for evaluating their current performance and prescribing goals and methods for improvement. Enrollment in this course will be capped at 25 per section to allow faculty teaching this course to give the expected intensive feedback on the individual written exercises.

Motion to move Moot Court to the second semester of the second year. (Carried)

This recommendation carried.

**Recommendation 10 – Approved**

*All students in the bottom quartile of the class, as determined at the end of the second year, should be required to take the following new course:*

**Consolidated Legal Analysis** (3 hours) - a new course

Course description:

Revisits fundamental principles of legal analysis in a systematic manner, building and consolidating skills need to master the details of varied areas of law, to analyze the relationship between facts and legal rules, to identify legal issues, and to make persuasive written arguments in support of legal conclusions. Frequent written exercises and in-class examinations will be given. In addition to the regular classes, students will also meet once a week in a small section for individual instruction.

This recommendation carried.

**Recommendation 11 – Deferred**

*All students in the bottom quartile of the class, as determined at the end of the first year, should also be required to take the following courses:*

First Amendment (3 hours)

Advanced Business Organizations (2 or 3 hours, new course described above)

Negotiable Instruments (3 hours).

This recommendation was deferred.
**Recommendation 12 - Deferred**

*It should be strongly recommended that all students in the bottom quartile of the class, as determined at the end of the first year, should take Advanced Constitutional Law. (3 hours)*

This recommendation was deferred.

**Recommendation 13 – Approved as amended**

*All civil law students in the bottom quartile of the class, as determined at the end of the first year, should be required to take the following courses:*

- Louisiana Security Rights (3 hours)
- Louisiana Secured Transactions (proposed new course, 2 hours)
- Persons (3 hours)
- Community Property (3 hours)

This recommendation failed.

The faculty then approved:

- Adoption of Louisiana Security Rights as a requirement for the bottom quartile, as determined at the end of the first year.  (Carried)

**Recommendation 14 – Approved as amended**

*All common law students in the bottom quartile of the class, as determined at the end of the first year, should be required to take the following:*

- Commercial Transactions (3 hours)
- Family Law (3 hours)
- Secured Transactions (2 hours)

This recommendation failed.

The Faculty then approved the following:

- Motion to add this recommendation to curriculum with the removal of Family Law.  (Seconded, Carried)

**Recommendation 15 – Approved as amended**

*All civil law students should be required to take Donations and Trusts (3 hours).*

This recommendation carried.

The Faculty also approved the following motions for the Civil Law curriculum:

- Civil law students will take Obligations I (three hours) in the first semester of the first year instead of Common Law Contracts for Civil Law Students, and will take Obligations II (three hours) in the second semester of the first year, both as required courses.
- Louisiana Secured Transactions will be created as an elective.
**Recommendation 16 - Failed**
Students selected to participate in the Guided Curriculum may opt out if and/or when they obtain a 3.0 grade point average in any one year.

This recommendation failed.

**Recommendation 17 – Approved, as amended**
An Academic Support Director whose exclusive job is to coordinate and teach in the Academic Support Program should be hired. The Academic Support Director should direct the ASP instructors and coordinate the new Consolidated Legal Analysis course (bar course) offered in the third year and the new Principles of Legal Analysis course offered in the second semester of the first year to students in the bottom quartile of the class. The coordinator should also create and offer workshops on a regular basis on topics such as outlining, note taking, briefing, exam preparation, study groups, etc.

Motion to pass, eliminating all but sentence one. (Carried)

**Recommendation 18 – Deferred**
There should be a dedicated space provided for ASP on the law school campus.

This recommendation was deferred.

**Recommendation 19 – Deferred**
The number of ASP instructors should be increased so that the program may be advertised to, and include, the general student body. The program may also consider using Teaching Assistants and/or Adjuncts with the staffing.

This recommendation was deferred.

**Recommendation 20 – Deferred**
The faculty should consider recommending to the Louisiana Committee on Bar Admissions that any multiple choice questions on the “new” bar examination be drafted by a professional in the skill of objective testing and/or be those used by the Multi-State Bar Examiners.

This recommendation was deferred.

The meeting was adjourned at 3:50 p.m.