

Summer Semester 2021 – Course Descriptions

May (2 week condensed): May 17 – May 29

Note- the times listed for May courses include time allotted for breaks scheduled at the professor's discretion.

**Note – per the law bulletin, students must earn at least 9 hours of credit from any combination of Experiential courses. All courses marked with an asterisk (*) satisfy the Experiential Requirement. For additional graduation requirement information please visit: <https://law.loyno.edu/degree-program-certificate-skills-audit-forms>.*

LAW L896 Professional Seminar: Contract Drafting (*) 3 hrs.

Contract Drafting is an upper-level experiential course that teaches basic practical skills by having students work “in role” as lawyers undertaking various drafting tasks in a series of exercises. This course will focus on skills employed in evaluating and drafting contract documents. Students will examine specific types of clauses, and learn their purposes as well as their advantages and disadvantages. Students will review and draft a variety of contracts, addressing issues regarding compliance with law, risk allocation, protection of client's interests, logical organization, presentation, and clarity of language. The course will feature lectures, class discussions, and in-class issue-spotting and drafting exercises, with an emphasis on the exercises. There will be pre-class reading assignments from the text, sometimes supplemented with other outside reading, including various sample contracts. Students completing the course earn three experiential learning credits.

- This course is being taught in person in the Law School Building, M-F 9:00 a.m. – 2:15 p.m., with designated breaks.

LAW L896 Professional Seminar: Diversity in the Legal Profession 2 hrs.

This course focuses on Diversity, Equity, and Inclusion issues in the legal profession. Loyola is offering this course in May 2021 without any additional tuition to be paid by current, established Loyola University New Orleans College of Law students, that is, those Loyola students who attended Loyola as a J.D. student during the 20-21 academic year. Students will still be responsible for paying other charges, such as student fees.

- This course is being taught online synchronously, M-F 9:00 a.m. – 2:00 p.m., with designated breaks.

LAW L961 Trial Advocacy (*) 3 hrs.

This course uses experiential learning exercises to develop skills in ADR and trial advocacy, oral persuasion, and nonverbal communication. In a simulated trial setting, class participants perform opening statements, closing arguments, witness examinations, and lay evidentiary foundations. Faculty lectures and demonstrations supplement these exercises. Students completing the course earn three experiential learning credits. *The course in Evidence is not a pre-requisite for taking this course.*

- This course is being taught online synchronously (camera on), M-F 9:00 a.m. – 3:00 p.m., with designated breaks.

LAW L976 Environmental Law and Policy: Florida Keys (*) 3 hrs.

This intensive two-week course provides an overview of the environmental laws, policies, and decision-making processes specifically related to coastal and marine resources in the United States, and teaches strategic thinking and advocacy skills, using the Florida Keys ecosystem as a micro study. This very unique chain of bridged islands are home to: a national marine sanctuary, a national park, critical habitat for

endangered and threatened species, the last known undisturbed tropical hardwood forest, and the only living coral barrier reef in the continental U.S., the third largest coral barrier reef system in the world. The Keys also about the Florida Everglades National Park. In addition to these natural features, the Keys have vibrant charter and commercial fishing industries and a history of sponge diving, wrecking and sunken treasure recovery. All this falls under the oversight and management of a patchwork of local, state, federal and international government bodies, along with corporate and tribal interests. Through review of statutes, cases, administrative materials, and academic articles, we will explore issues like coastal and ocean land use, fisheries management, endangered species, marine sanctuaries and salvage. We will examine law and policy regimes as they relate to beaches, coastal wetlands, wildlife, and nearshore and offshore ocean environments, in the fragile Keys archipelago. Among the legal authorities we will discuss are: Coastal Zone Management Act, Magnuson-Stevens Fishery Conservation and Management Act, Marine Research and Sanctuaries Act, National Parks Service Act, Endangered Species Act, The Abandoned Shipwreck Act, and public trust doctrine. Also, we will review laws that set standards for U.S. environmental policy: the Administrative Procedure Act (APA) and the National Environmental Policy Act (NEPA). Additionally, students will learn and practice skills relative to environmental policy: obtaining documents, grassroots and grassroots organizing, and persuasive writing. There will be a daily experiential learning component to offer opportunities to see laws and policies in practice in this unique environment. Afternoon classes (depending on availability) may include:

- Visit a commercial fish house, sea turtle hospital and wrecking and salvage museums
- Snorkel/boat in the Florida Keys National Marine Sanctuary
- Tour of the Dry Tortugas National Park
- Meet local reporters and activists
- Tropical forest and/or evening endangered species (Key Deer) habitat walk

Grades will be based on class participation, an in-class professional presentation and a final paper.

Please note- for the summer 2021 session, this course will take place in the Florida Keys, in person, M-Th 10:00-11:30 a.m. and 1:00-3:30 p.m., and Fridays 9:00 a.m. – 5:00 p.m. Interested students should contact Professor Marianne Cufone directly, mcufone@loyno.edu. Maximum enrollment: 8 students.

Beginning May 17

LAW L900 Academic Externship (*) 1 or 2 or 3 hrs.

This course allows students to learn by participating in legal work with an outside agency or court. Second and third-year law students in the upper three-quarters of their class may apply to participate in this program. The student must be in good academic standing and receive the permission of Associate Dean Finger (course professor) to register. This course cannot be used to satisfy the writing requirement. There is a weekly classroom component that will be synchronous by Zoom Summer 2021 and placements are off site. This is a pass/fail course. The weekly time commitment depends on the number of credits students enroll for. Students completing the course earn experiential learning credits equivalent to the credit hours earned in the course.

- Class sessions are held synchronously by Zoom on Fridays 12:00-1:00 p.m., and placements are off-site. Interested students should contact Dean Davida Finger directly, dfinger@loyno.edu. The class sessions for this course begin the week of May 17. Please visit the externship FAQ for more information: <https://law.loyno.edu/externship-frequently-asked-questions>.

June and July (8 week): June 1 – July 22, plus an exam period

LAW L760 Evidence 3 hrs.

This course involves a treatment of the rules of evidence, the qualifications and impeachment of witnesses, the opinion rule, admissions and confessions, rules relating to writings, the hearsay rule and its exceptions, privileged relations, burden of proof, presumptions, and judicial notice.

- *This course is being taught online as an asynchronous course.*

LAW L770 Lawyering III 3 hrs.

This course concerns the professional and ethical activities and duties of the lawyer. The course includes a study of the history and traditions of the legal profession, including the concept of self-discipline and the model rules of professional responsibility. It also examines the impact of ethics and tradition on the practice of the lawyer.

- *This course is being taught online as an asynchronous course.*

LAW L896 Professional Seminar: Public Health Law (*) 3 hrs.

This course explores the legal framework governing the public health system in the United States. Students will learn about the functioning of the public health system at the federal, state, and local levels, and students will conceptualize the development of public health law as a process through which lawyers, scientists, public health practitioners, and others work collaboratively to develop legal reforms. Students will also examine the balancing of the government's fundamental role in safeguarding the public's health and respecting constitutionally-protected individual liberties. This course also uses a social justice and ethics framework to examine urgent public health issues, such as the regulation of vaping products, public surveillance and privacy, immunization law and policy, emergency preparedness, and quarantines and other measures to control infectious diseases like the Ebola virus and COVID-19. In addition to learning the substantive legal principles and policies governing the public health system, the course will involve skills-based exercises to help develop a student's ability to identify, describe, analyze, and advocate for a particular public health objective.

Course Objectives:

By the end of the course, students will be able to

1. Describe how law has been an integral part of promoting public health;
2. Understand and apply the constitutional principles regarding the government's powers and duties regarding public health, including the basic structure of federalism under the U.S. Constitution and the role of federal preemption in public health policy;
3. Define and describe how individual liberties can limit the role of the government and societal needs in public health regulation;
4. Describe the process through which public health law and policy is made; and,
5. Analyze and engage in advocacy regarding the legal and ethical implications of public health decisions.

Required Materials: *The New Public Health Law: A Transdisciplinary Approach to Practice and Advocacy*, by Scott Burris, Micah L. Berman, Matthew Penn, and Tara Ramanathan Holiday (Oxford Univ. Press 2018)

- *This course is being taught online as an asynchronous course.*

LAW L862 Criminal Law Seminar: Court Watch 2 hrs.

Students will develop their practical and doctrinal understanding of how criminal trial courts operate and the purposes criminal trials serve in the community. Through direct trial observation and case and law review readings, students will also confront the key challenges in New Orleans criminal courts and brainstorm and assess possible reforms. This is a hybrid course, containing traditional law school class methods with trial court monitoring in conjunction with CourtWatch NOLA. This course requires watching court proceedings in addition to the slated class time. Students should not be actively defending or prosecuting criminal cases in Orleans Parish while taking this class.

- This course is being taught online synchronously, T and Th 6:00-7:15 p.m., and students must complete 20 hours of court watching over the semester.

LCIV L715 Successions 3 hrs.

This course deals essentially with intestate successions. Subjects covered include the rules of distribution, the spousal usufruct, rights of children, absent persons, the opening of successions, capacity, acceptance, renunciation, and collation.

- This course is being taught online through a blend of synchronous sessions held during the week (various days Monday through Thursday 6:00-7:15 p.m.) and the remaining coursework and sessions conducted asynchronously.

LCIV L935 Louisiana Code of Civil Procedure 3 hrs.

This course examines the Louisiana Code of Civil Procedure: Book I—Courts, Actions, and Parties; Book II—Ordinary Proceedings; Book III—Proceedings in Appellate Courts; Book IV—Execution of Judgments; Book V—Summary and Executory Proceedings; Book VI—Probate Procedure; Book VII—Special Proceedings (e.g., Attachment, Sequestration, and Injunction); Book VIII—Trial Courts of Limited Jurisdiction; and Book IX—Miscellaneous Provision and Definitions.

- This course is being taught online as an asynchronous course.

August (1 week condensed): August 2 – August 6

LAW L896 Professional Seminar: Divorce and Family Mediation (*) 1 hr.

This course explores conflicts that arise in the context of families, with emphasis on mediating issues involving separation and divorce. It is designed to provide students with the skills and understanding needed to help parties reach agreement on matters such as child custody, visitation, division of property, distributions of debts, and support issues. Emotional issues, such as feelings of betrayal and loss, are examined, along with techniques for addressing them. Other issues such as high conflict families, domestic violence, spousal or child abuse, ethical issues in mediations, court mandated mediations, collaborative law, and mediator qualifications are also covered. Through a combination of lectures, demonstrations, discussions and role-play exercises, students will learn the fundamental concepts and basic skills that underlie the divorce and family mediation framework. Students completing the course earn one (1) experiential learning credit.

- This course is being taught online through a combination of synchronous sessions held M-F 9:00 a.m. – 1:15 p.m. (20 Hours) and 20 hours of coursework done asynchronously.