
XI SCHOOL OF LAW

Frederick B. Davis, Dean
Patricia H. Roll, Associate Dean

NOTE: The information which follows, concerning the University of Dayton School of Law, is not as exhaustive as that which will be found in a separate Bulletin, published annually by the School. Moreover, certain topics, treated here, are not treated in the same depth as in that publication, and may be subject to periodic changes. Consequently, persons interested in the study of law should obtain a copy of the School of Law's Bulletin, in order to have the most recent and accurate information concerning its program. The information which follows was accurate for the most recent academic year, but is "representative" of the law program in general.



Frederick B. Davis, J.D., L.L.M.
Dean, School of Law.

PROGRAMS AND COURSES OF STUDY

ADMISSION REQUIREMENTS

A candidate for the Juris Doctor degree must have received a Bachelor's degree from an approved American college or university or a degree or certification from an institution of higher learning which, in the judgement of the faculty, is equivalent to such degree. In addition, a candidate must achieve a satisfactory score on the nationally administered Law School Admissions Test.

JURIS DOCTOR DEGREE

In order to be eligible for the first degree in law, the Juris Doctor, a student must meet the following requirements:

1. Satisfactory completion of all required courses and sufficient elective courses for a minimum of 84 credit hours of law school work, or approved equivalent;
2. A minimum cumulative grade-point-average of 2.0 for all courses taken under the A to F grading system;
3. Six semesters, or their equivalent, in residence as a full-time law student, as prescribed by the American Bar Association and this School's policy;
4. Evidence of sound moral character.

The Juris Doctor degree program is structured in such a way that the entire first year and certain of the second and third year courses are required. The second and third years of legal study at Dayton provide considerable latitude in selection of elective courses. The structure of the program is designed to insure that the student has confronted all subject areas which are essential to the effective practice of law. Simultaneously, flexibility is provided for the selection of courses in particular areas of interest to each student.

Joint Degree Programs

1. THE JURIS DOCTOR/MASTER OF BUSINESS ADMINISTRATION

The Juris Doctor/Master of Business Administration Joint Degree Program is an integrated program of study which results in the student receiving both degrees at graduation. This joint degree program was created in response to a growing need for professionals trained in both fields. While specific program structure is set for each student following individual consultation, its basic design is applicable to all students. The first year of the program is pursued in the School of Law. It entails the same course of study prescribed for all first year law students. Course work in the second and third years is distributed between law and business courses, and sequenced in such a way as to achieve integrated progression in the two fields. The fourth year of study consists chiefly of Law courses required to complete the J.D. degree. The designation of selected courses in both the Law and Business programs as common electives results in the completion of the joint degree program in one term less than would be required if each degree were pursued independently.

The total number of hours required for the M.B.A. degree will depend upon each student's need for prerequisite courses. Those students who obtained undergraduate degrees in fields other than Business Administration will normally require additional hours. Upon completion of the full program, both degrees are conferred.

Students applying for admission into this, and other joint degree programs, must meet the admission requirements of both departments of the University. Application for admission should be submitted to each school separately, along with other materials, as required.

Graduation from a joint degree program may be accelerated by attending summer terms. Both schools offer summer courses. The residency requirements of both schools' programs must be met however. An applicant interested in this program should indicate this fact in the application form, and should contact the Dean of each school, once admitted, in order to plan the joint program.

2. THE JURIS DOCTOR/MASTER OF SCIENCE IN EDUCATION ADMINISTRATION

The School of Law in cooperation with the School of Education offers a joint degree program leading to both the Juris Doctor and the Master of Science in Educational Administration. The design of each such program is tailored to meet each student registrant's needs, and provides sufficient flexibility to accommodate individual objectives. The format and requirements of this joint degree program are roughly similar to those described above for the J.D./M.B.A. program. Applicants interested in this joint program should consult both the School of Law and the School of Education.

3. THE JURIS DOCTOR/MASTER OF ARTS

A joint degree program leading to the degrees of Juris Doctor and Master of Arts in Philosophy is offered in conjunction with the College of Arts and Sciences. As with other joint degree programs, students interested in this combined degree program must make a separate application for admission to each school. The design of this joint program is tailored to the individual student's needs, consistent with the requirements of both degree programs. For more information, the interested applicant should contact the School of Law and the College separately.

Courses Completed In Other Graduate Departments For Credit Toward Juris Doctor Degree Requirements

The School of Law allows its students to apply a maximum of six credit hours of coursework, taken in other of the University's graduate departments, toward the fulfillment of the requirements for the Juris Doctor degree. Pursuant to such allowance, the courses selected must be approved by the Dean of the School of Law, in writing and in advance. The School of Law encourages such interdisciplinary study in areas related to the student's long-range career objectives.

Credit hours received under this provision are recorded on the law student's transcript as K, and do not enter into the student's grade-point average.

LAW SCHOOL

1983-84 ACADEMIC CALENDAR

FALL 1983 SEMESTER

Aug. 18-19	Thursday-Friday	First year student's orientation
Aug. 19	Friday	Last day to complete registration
Aug. 22	Monday	Classes begin
Sept. 3	Saturday	Classes meet as scheduled
Sept. 5	Monday	Labor Day - no classes
Oct. 10	Monday	Columbus Day - no classes
Oct. 12	Wednesday	Monday class schedule will be followed
Nov. 1	Tuesday	All Saints' Day - no classes
Nov. 24-27	Thursday-Sunday	Thanksgiving recess - no classes
Dec. 3	Saturday	Classes end
Dec. 4-8	Sunday-Thursday	Reading period
Dec. 9-22	Friday-Thursday	Examination period
Dec. 23-Jan. 6	Friday-Friday	Christmas recess - no classes

SPRING 1984 SEMESTER

Jan. 6	Friday	Last day to complete registration
Jan. 7	Saturday	Classes begin
Jan. 16	Monday	Martin Luther King Day - no classes
Feb. 19-26	Sunday-Sunday	Presidents' Day break - no classes
Apr. 17	Tuesday	Thursday class schedule followed
Apr. 18	Wednesday	Friday class schedule followed
Apr. 19-22	Thursday-Sunday	Easter break - no classes
Apr. 25	Wednesday	Classes end
Apr. 26-29	Thursday-Sunday	Reading period
Apr. 30-May 12	Monday-Saturday	Examination period
May 20	Sunday	School of Law Commencement

SUMMER 1984 SEMESTER

June 1	Friday	Last day to complete registration
June 4	Monday	Classes begin
July 2	Monday	Wednesday class schedule followed
July 4	Wednesday	Fourth of July - no classes
July 23	Monday	Classes end
July 24-27	Tuesday-Friday	Examination period

NOTE: No other holidays will be observed.

COURSES OF STUDY

SCHEDULE OF COURSES/THREE-YEAR PROGRAM

First Year (All Courses Required)

<i>First Term</i>	<i>Credits</i>	<i>Second Term</i>	<i>Credits</i>
Civil Procedure LAW 630	3	Civil Procedure LAW 631	2
Contracts LAW 610	3	Contracts LAW 611	2
Torts LAW 625	3	Constitutional Law LAW 635	3
Legal Research & Writing LAW 619	2	Torts LAW 626	2
Criminal Law LAW 603	3	Moot Court LAW 633	2
		Property LAW 22	4
	<u>14</u>		<u>15</u>

Second Year

<i>First Term</i>	<i>Credits</i>	<i>Second Term</i>	<i>Credits</i>
Constitutional Law LAW 636 (Required)	4	Evidence LAW 655 (Required)	4
Electives totaling	<u>8-12</u>	Electives totaling	<u>8-12</u>
	12-16		12-16

Third Year

<i>First Term</i>	<i>Credits</i>	<i>Second Term</i>	<i>Credits</i>
Professional Responsibility LAW 800 (Required)	2	(No required courses)	
Electives totaling	<u>10-14</u>	Electives totaling	<u>12-16</u>
	12-16		12-16

Total Semester hours of credit required for graduation: 84

Full time students must register for and complete at least 12 credit hours in the Fall and Spring Terms of the second and third years.

A full time student may register for as many as 17 credit hours; however a course load of not more than 16 credit hours is generally recommended.

Further information on course selection and programming is included in each semester's registration materials.

NOTE: The school of Law reserves the right to change course requirements and schedules. In the event of a change, students will be notified as soon as feasible by the most appropriate means.

COURSE DESCRIPTIONS, CODES, AND REQUIRED COURSES

All courses listed are not necessarily offered in every year.

LAW 600. SQP AGENCY — PARTNERSHIP: An examination of the master-servant relationship, vicarious liability, independent contractor and the scope of employment. Related topics include: authority, ratification, undisclosed principal and fiduciary duties. Examination of partnership principles is also covered. This course is on a credit/no credit basis. 2 sem. hrs.

LAW 601. SQP FAMILY LAW: This course examines the law's efforts to regulate the formation, operation, and dissolution of the family. To that end, students study the laws governing marriage and its validity, legal problems which may arise during marriage, and issues surrounding the termination of marriage, such as alimony, property division, and child custody. This course is on a credit/no credit basis. 3 sem. hrs.

LAW 602. SQP — LEGAL METHODS: An overview of legal methods, the legal system. Precedent in the common law, the place of statutory law and the agencies of legal process: the courts, administrative bodies, arbitration and legislatures. An introduction to some basic jurisprudential concepts involved in making law. 2 sem. hrs.

LAW 603. CRIMINAL LAW: An analysis of the general principles of criminal law with the purpose of developing insight and understanding concerning the potentialities and limitations of law as an instrument of social control. This general goal will be accomplished by focusing on such principles as *actus reus*, *mens rea*, attempt, causation, complicity, insanity, and diminished capacity. 3 sem. hrs.

LAW 607. INDEPENDENT STUDY: Each project undertaken must be submitted and approved, in writing, by the faculty member involved and the Associate Dean. No more than one Independent Study may be taken in any one semester, and only one may be taken in a Summer Session. No more than four (4) Independent Studies may be taken by any student in the course of his Law School studies. No more than (4) credit hours of such work will count toward the graduation requirement of 84 credit hours. Prerequisites: Second or third-year law students; cumulative grade-point average of 2.3 or higher. 1, 2 sem. hrs.

LAW 609. ACCOUNTING FOR LAWYERS: Provides an understanding of accounting principles relevant to attorneys and their practice. No previous accounting background is required. 3 sem. hrs.

LAW 610,611. CONTRACTS, I, II: A study of doctrines used to determine which obligations society will enforce. Areas of concentration include: offer and acceptance, capacity to contract, Statute of Frauds, consideration, assignment, performance, remedies, and other related topics. Impact of the Uniform Commercial Code is analyzed. (2 term course) 5 sem. hrs.

LAW 619. LEGAL RESEARCH & WRITING: An introduction to the legal resources designed to aid in legal research and writing. The student is exposed to the fundamentals of the legal memorandum. 2 sem. hrs.

LAW 622. PROPERTY: The basic course in real and personal property law for first-year students concerning possession, gifts, estates in land, concurrent ownership and future interests, as well as conveyancing, recording, covenants, and easements. More advanced courses in land use, landlord-tenant and real estate financing are offered in the upper-class years.
4 sem. hrs.

LAW 625, 626. TORTS, I,II: Examination of the area of personal wrongs, including: intended or unintended interference with the person or property of another and respective defenses thereto. The concepts focused on are negligence, contributory negligence, misrepresentation, defamation, liability without fault, and the right to privacy. (2 term course)
5 sem. hrs.

LAW 630, 631. CIVIL PROCEDURE, I, II: An examination of the jurisdiction of courts, venue, parties, joinder of parties and claims, pleading, pre-trial devices, trial by jury, and appeal. Emphasis is on the Federal Rules of Civil Procedure. (2 term course)
5 sem. hrs.

LAW 633. MOOT COURT: Implementation of the skills gained in Legal Research and Writing. Preparation of an appeal brief and oral argument. Emphasis is placed on the art of appellate advocacy.
2 sem. hrs.

LAW 635. CONSTITUTIONAL LAW I: An analysis of substantive and procedural constitutional law and the judicial function in constitutional cases. Concepts treated include the division and separation of power, and the organization of the Federal Government.
3 sem. hrs.

LAW 636. CONSTITUTIONAL LAW II: Primary emphasis is upon the amendments to the United States Constitution, the Bill of Rights, and the protection of individual rights and liberties.
4 sem. hrs.

LAW 640. AGENCY — PARTNERSHIP: An examination of the master-servant relationship, vicarious liability, independent contractor, and the scope of employment. Related topics include: authority, ratification, undisclosed principle, and judiciary duties. Examination of partnership principles is also covered.
2 sem. hrs.

LAW 650. FAMILY LAW: Consideration of the laws dealing with the family relationship. Concepts covered include marriage, divorce and alimony, the parent-child relationship, and other family legal issues and problems
3 sem. hrs.

LAW 655. EVIDENCE: Rules and principles governing selection, admission, and exclusion of various forms of evidence. Major areas focused upon include: direct and cross examination, competency and privileges of witnesses, judicial notice, burden of proof, presumptions, province of court and jury, confessions, the hearsay rule and its exceptions, and the best evidence rule.
4 sem. hrs.

LAW 660. LABOR LAW: Consideration of recent legislation concerning labor relations. Employer-employee bargaining is considered. Fair Labor Standards Act and the problems of union organization are also covered.
3 sem. hrs.

LAW 665. CORPORATIONS: Basic course in the law concerning the modern business corporation, including; formation, financing and state and federal regulation of the issuance of securities. Also examined are the powers, duties, and liabilities of directors and officers; shareholders' rights, as well as dissolution and reorganization.
4 sem. hrs.

LAW 670. UNIFORM COMMERCIAL CODE I — SALES: Study of traditional and contemporary problems involved in the sale and distribution of goods, Article 2 of the Uniform Commercial Code, and cases arising thereunder, are the primary sources of material.

3 sem. hrs.

LAW 671. UNIFORM COMMERCIAL CODE II — SECURED TRANSACTIONS: Analysis of problems involved in the creation, perfection, and enforcement of security interests, and the role of such interests in commercial transactions. The differences between secured, unsecured, and lien creditors are also examined. Article 9 of the Uniform Commercial Code is covered in depth.

3 sem. hrs.

LAW 672. UNIFORM COMMERCIAL CODE III — COMMERCIAL PAPER: Analyzes problems involved in the creation and transfer of negotiable instruments, as well as the role played by these instruments in commercial and consumer transactions. Article 3 and 4 of the Uniform Commercial Code, and cases arising thereunder, are primary source of materials.

2 sem. hrs.

LAW 675. LAND USE PLANNING: Study of public and private regulatory devices affecting land use and development; subdivision controls, zoning, official maps, planned unit development, open space, and eminent domain.

3 sem. hrs.

LAW 680. CRIMINAL PROCEDURE — POLICE PRACTICES: This course examines the legal and constitutional limitations on the ability of the police to investigate crimes. Among the subjects covered will be the history and scope of the exclusionary rule which prohibits the use of illegally obtained evidence at trial. Issues of arrest, search and seizure, probable cause, and search warrants will also be reviewed. The class will also focus on the defendant's right to counsel and the range of permissible police conduct during identification proceedings and interrogations.

3 sem. hrs.

LAW 685. ANTITRUST LAW: A study of the federal antitrust laws, including the Sherman, Clayton, and Robinson Patman Acts, and their amendments.

3 sem. hrs.

LAW 695. CONSUMER PROTECTION: A study of consumer credit and sales practices, focusing on truth-in-lending, fair credit reporting, and related federal and state regulations. Deceptive and unfair practices are analyzed.

3 sem. hrs.

LAW 700. ADMINISTRATIVE LAW: An analysis of the processes by which administrative agencies of government seek to carry out the regulatory and social welfare tasks delegated to them by legislatures. The course examines this source and scope of administrative agency authority, the formal and informal powers and procedures used in the implementation of that authority, and the statutory and constitutional controls on the exercise of agency authority.

3 sem. hrs.

LAW 701. ADVANCED CONSTITUTIONAL LAW SEMINAR: The seminar will explore: the definition and nature of law; the nature and dynamics of the judicial decision; the role, nature, and scope of the Constitution as a source of law, and concepts of political and moral philosophy as they relate to the role of the federal judiciary in the formulation and discovery of constitutional law.

3 sem. hrs.

LAW 708. LEGAL DRAFTING: A course on the writing, composition content of motions, pleading (complaints and answers), discovery techniques, etc.

2 sem. hrs.

LAW 710. ESTATE AND GIFT TAXATION: Consideration of the Federal Estate and Gift Tax Law as it is applied to donative transfers of property during life and at death. Attention is given to Federal Income Tax Law as applied to trusts and estates, and to beneficiaries thereof. Prerequisite; Individual Income Taxation. *3 sem. hrs.*

LAW 712. STATE AND LOCAL GOVERNMENT: The types and organization of local governmental units are analyzed. Intergovernmental relations, personnel, law-making, community planning, local taxation and finance are some of the areas covered. Also explored are local governmental contracts and the legal liability imposed. *3 sem. hrs.*

LAW 715. CRIMINOLOGY AND PENOLOGY: The course will explore selected problems in our system of criminal justice. The two broad areas of focus will center on the interrelated disciplines of criminology and penology. Specific subjects to be examined may include "white collar" crime, organized crime, capital punishment, criminal statistics, sociological and psychological approaches to understanding criminal behavior. *2 sem. hrs.*

LAW 718. MOCK TRIAL COMPETITION: Selected students represent the Law School in intercollegiate and interschool mock trial competitions. *2 sem. hrs.*

LAW 719. MOOT COURT INTERSCHOOL COMPETITION: Second and third-year students represent the Law School in an approved interschool moot court competition. The course is designed to provide students with an opportunity to develop both written and oral appellate advocacy skills. Each student is required to write an appellate brief on legal issues presented by an approved moot court competition problem regardless of whether a written brief is required under the rules of the competition. This written brief serves as the principal basis for the student's grade in the course and satisfies the graduation writing requirement. In addition, each student is required to participate in oral argument at the competition site. Students are selected as competitors by the faculty advisor of the Moot Court Board with the advice of the Moot Court Board of the Law School. Students who have received credit in Moot Court National Competition (LAW 720) are ineligible for this course. This course is graded on a "credit/no credit" basis. Prerequisite: Preparation of a written appellate brief and presentation of oral argument in the Walter Rice Intramural Moot Court Competition. *2 sem. hrs.*

LAW 720. MOOT COURT NATIONAL COMPETITION: Third-year students represent the Law School in the National Moot Court Competition. The course is designed to provide students with an opportunity to develop both written and oral appellate advocacy skills. Each student is required to write an appellate brief on legal issues presented by the National Moot Court problem. This written brief serves as the principal basis for the student's grade in the course. Any "designated brief writer" also has responsibility for the coordination and editing of the appellate brief required under the competition rules. "Oral advocates" are required to participate in all oral arguments provided for under the competition rules. Students are selected as competitors by the faculty advisor of the Moot Court Board with the advice of the Moot Court Board of the Law School. This course is graded on a "credit/no credit" basis. Prerequisite: Moot Court Interschool Competition. *3 sem. hrs.*

LAW 722. JURISPRUDENCE: Consideration of basic jurisprudential concepts; nature of the law, the development of legal institutions, the judicial process, as well as legislative, executive, and administrative decision-making. Related subjects include; the impact of politics, economics, and scientific advancement on legal systems, and trends in jurisprudential thought. *2 sem. hrs.*

LAW 723. INTERVIEWING, COUNSELING, AND NEGOTIATION: This course studies the theory and technique involved in performing the lawyering tasks of interviewing, counseling, and negotiations. The course is designed to help students understand these skills as deliberate processes and to perform each at acceptable levels of competency. Questions concerning the lawyer's "role" in the attorney-client relationship will be closely examined. The traditional format of lecture, discussion and readings will be used to present a portion of the material. In addition, a significant portion of class time will be devoted to the analysis of video taped simulated performances. Students are expected to participate in a number of simulated performances in each of the three skill areas. *2 sem. hrs.*

LAW 724. CIVIL RIGHTS & CIVIL LIBERTIES SEMINAR: Concentrates on problems associated with the protection of individual rights and liberties at both the state and federal level. Emphasizes recent trends and developments in the law which bear upon the definition of and protection of individual rights in the United States. Prerequisite: Constitutional Law (two terms). *2 sem. hrs.*

LAW 725. ENVIRONMENTAL LAW: Explores governmental control and management of the environment: solid waste management, water and air pollution legislation and control, control of the electric power industry, and analysis of common law remedies. Also focuses on the urban environment, and related transportation problems. *3 sem. hrs.*

LAW 726. CLIENT COUNSELING COMPETITION: Selected students represent the Law School in interschool Client Counseling Competitions. Grading is on a credit/no credit basis. *2 sem. hrs.*

LAW 727, 728. LAW REVIEW: One credit hour per semester in the second year for Law Review research, writing and other staff work; successful completion of both semesters is a prerequisite to credit for either semester. *2 sem. hrs.*

LAW 730. MOOT COURT INTERNATIONAL LAW COMPETITION: Second and third year students selected by the Law School's Chapter of the Society of International Law represent the Law School at the regional level of the Phillip C. Jessup International Law Moot Court Competition. *2 sem. hrs.*

LAW 731. EDUCATION LAW: Examines the involvement of state and federal courts in various areas of school and university administration: student and faculty affairs, due process, codes and regulations, tenure, misconduct, civil rights, discrimination, desegregation, the "establishment" and "free exercise" clauses, equal education opportunity, fiscal neutrality, and equal protection. *3 sem. hrs.*

LAW 732. WOMEN AND THE LAW: An examination of the treatment of women in all areas of the law. Emphasis is given to constitutional employment, and family problems. *2 sem. hrs.*

LAW 734. GOVERNMENT CONTRACTS: Survey of the law concerning government procurement: the power and limitations of the Federal Government in making contracts and the administrative and legislative policies governing them. Also examined are the forms of contracts, and clauses and procedures frequently used. *2 sem. hrs.*

LAW 735. CLINIC — LAW CLINIC INTERN: This course studies lawyer decision-making by placing students in the role of lawyer in real cases and by analyzing decisions made in that role. The course consists of two parts - fieldwork and class sessions. In the fieldwork, students will assume the responsibility for representing clients in a variety of civil matters under the supervision of one of the clinical supervisors. Fieldwork will be at the law school's teaching office - the JD Law Clinic - located in a suite of offices in the lower level of the Law School. Cases are drawn from a variety of sources and include consumer cases, family law problems, administrative law matters, housing cases, employment matters, etc. This course may be taken only once.
Prerequisites: Evidence and Intern's License. *5 sem. hrs.*

LAW 741, 742. MOOT COURT TEACHING ASSISTANT: Teaching Assistants work with the instructors, as needed, to research the problems which are the subject of memoranda written by first-year students in their course in Legal Research and Writing.
2 sem. hrs. each term

LAW 744. EMPLOYMENT DISCRIMINATION LAW: Examines recent state and federal legislation dealing with discrimination in employment, on the basis of sex, race, religion, physical limitation, national origin, or age. Primary emphasis on the manner in which administrative agencies responsible for the enforcement of various statutes interpret their provisions, the procedures employed; and judicial review of agency rulings. This course also may be offered as a seminar.
3 sem. hrs.

LAW 745. CLINIC — JUDICIAL CLERKSHIP EXTERN: This course is designed to allow students to function as active participants and observers in the judicial process and simultaneously analyze and reflect on the function, purpose and actual operation of the judiciary and the judicial system. Each semester, students are placed with various state, local and federal judges to serve as "Judicial Clerks." Each student will spend 10 hours per week at a placement working on matters assigned by their supervising Judge. In conjunction with their fieldwork, students will attend each week a two hour seminar focusing on the role and function of the judiciary. Questions concerning the nature and function of the judicial process will also be addressed. This course may only be taken once.
3 sem. hrs.

LAW 746. CLINIC — PRACTICUM: Supervised, practical application of previously, or concurrently, studied material. Supervision is the responsibility of the consenting faculty member, with whom the student collaborates, but the practical exercise which the student undertakes must not be in the nature of pure research or scholarship, or be a clinical enterprise within the capacity of the School of Law clinical program.
1-3 sem. hrs.

LAW 750. REMEDIES: Analyzes legal and equitable remedies in a variety of substantive settings, including: damages, specific performance, injunctions, restitution and rescission. The concept of unjust enrichment is examined from the perspective of both substance and remedy.
3 sem. hrs.

LAW 751. LAW OF BANKING: Concentrates on the instrumentalities of finance and the banking system. Basic problems of regulating the industry's impact on economic systems is examined.
3 sem. hrs.

LAW 754. COMMERCIAL FINANCIAL TRANSACTIONS: Advanced course analyzing select problems in the financing of commercial and industrial enterprises. Deals in greater depth with the concepts of security interests introduced in the Uniform Commercial Code, Article 9. Prerequisites: Uniform Commercial Code - I, (Secured Transactions).
3 sem. hrs.

LAW 755. CREDITOR'S RIGHTS: A survey of the rights and duties of debtors and creditors under common law and statutes, including: judgements, executions, attachment and garnishment, fraudulent conveyances, receiverships, assignments for the benefit of creditors, and the Bankruptcy Act, Chapters VII, X, XI, and XIII (Wage Earner Plans). 3 sem. hrs.

LAW 756. LANDLORD/TENANT LAW: The relationship between the tenant and landlord is examined in detail. Emphasis is on residential leases with some coverage of commercial leasing. Also includes an overview of zoning and eminent domain. Covers those topics not developed in the property course, and is not intended to be a substitute for other upper-level electives. 2 sem. hrs.

LAW 757. INDIVIDUAL INCOME TAXATION: The basic course in federal income taxation of individuals. Examples of concepts treated include: gross income, deductions, exemptions, capital gains and losses, and the classification of taxable income. 4 sem. hrs.

LAW 760. CONFLICT OF LAWS: Study of the problems involved in the conflicting laws of different jurisdictions; enforceability of foreign judgments; full faith and credit problems, and choice of law in various types of legal actions. Prerequisites: Constitutional Law I, Civil Procedures. 3 sem. hrs.

LAW 761. RELIGION AND THE LAW: A study of establishment and disestablishment in history; Religion in the U.S. Supreme Court's decisions; Church membership and the role of the court; Religion as corporation; Ecclesiastical adjudication in civil cases; Police powers and free exercise; Religious education and law; Family religion and the State: tax exemptions; unionization of Church employees; conscientious objection; and Religion and prisoner's rights. 3 sem. hrs.

LAW 762. JUDEO-CHRISTIAN ETHICS AND THE LAW: Examines Judeo-Christian ethics and its relationship to social and nonsocial justice, cumulative and distributive justice, human rights, legal rights, concept of a person and a legal person, privacy, obligations, duties, models of society, values, justice, and morality. 3 sem. hrs.

LAW 764. ADMIRALTY: Historical development of admiralty and maritime jurisdiction, procedure and the problems of federalism. Principles of substantive law governing carriage of goods by sea, general average, maritime industrial accidents, collision, salvage, maritime liens, and limitation of liability. 3 sem. hrs.

LAW 769. APPELLATE PRACTICE AND PROCEDURE: Course includes the role and function of appellate courts; appealability; preserving issues for appeal; the rules of appellate procedure both Federal and Ohio; effective brief writing and oral argument; problems of appellate courts, including limitations on oral argument and writing and publication of opinions; techniques of limiting appeals such as settlement conferences; and when to appeal. The major emphasis will be on the rules of appellate procedure and how to prosecute an appeal under them. 2 sem. hrs.

LAW 771. COMPARATIVE LAW: Introduction to the structure and methodology of legal systems other than the common law system. Emphasis on contemporary European, Soviet, and Eastern systems. Comparison with common law systems, especially American. 3 sem. hrs.

LAW 775. LEGISLATION AND LEGISLATIVE DRAFTING: Explores the role of the lawyer in legislative process; legislative analysis, legislative drafting, and the formation of legislative policy. Each student undertakes the study of a contemporary social problem and drafts proposed legislation to solve it. *3 sem. hrs.*

LAW 780. FEDERAL JURISDICTION: Jurisdiction of Federal Courts under the Constitution and United States Code, including: original, removal, and appellate jurisdiction. Prerequisite: Constitutional Law (two terms). *3 sem. hrs.*

LAW 781. LAW AND MENTALLY DISABLED: Problem-oriented analysis of the interaction between law and science. Emphasis on civil commitment and the rights of institutionalized individuals; rights to community services (including education, residential employment) and guardianship. *2 sem. hrs.*

LAW 784. HISTORY OF THE COMMON LAW: Examines the nature, origin and development of the common law. The origin and development of Anglo-American law and its comparison with contemporary English and American Law. *3 sem. hrs.*

LAW 785. INSURANCE LAW: Elements of the insurance contract, nature and form, insurable interests, insurance agents and brokers, consideration, representations and warranties, rights and obligations of the parties, waiver and estoppel, subrogation and remedies. Special emphasis is placed on life, fire, and casualty insurance. *3 sem. hrs.*

LAW 786. PRODUCT LIABILITY SEMINAR: A study of the law of product liability, with particular attention to the legal theories available against a manufacturer or vendor, the responses to be raised in defense of the action, some proposals for legislative reforms, and traditional sources within corporations from which producer safety problems arise. Included is a comparison with the theories and development of the law of product liability in the European economic community. *2 sem. hrs.*

LAW 788. JUVENILES AND THE LAW: This course considers the special substantive and procedural law applicable to children. Study begins with an examination of the legal concepts, policies and procedures which form the basis for the law's approach to problems involving children. The course then examines selected legal topics involving juveniles in both the civil and criminal contexts; criminal and status offenses; civil actions for and against minors; dependent, neglected, and abused children; civil rights of youth. Course credit is based on the preparation of a written research project on a topic in juvenile law. *2 sem. hrs.*

LAW 790. INTELLECTUAL PROPERTY: Introduction to patents, trademarks, copyrights, and related subjects: examines the definition of and basic concepts involved in these various forms of intellectual property; their relationship to one another, to other areas of the law, and their utilization by the business community. *3 sem. hrs.*

LAW 791. POVERTY LAW SEMINAR: Consideration of the law, legal institutions, and policy issues particularly relevant to selected problems of the poor. *2 sem. hrs.*

LAW 795. INTERNATIONAL LAW: An introduction to international law as applied between independent nations and in American courts. Selected problems regarding the sources, development, authority, and application of international law; making, interpretation, enforcement; and termination of treaties. Examination of the United Nations and other international organizations are also covered. *3 sem. hrs.*

LAW 796. LAW AND MEDICINE: This introductory course is designed to acquaint the student with the important issues of law and medicine in today's society. Students will examine and discuss such topics as medical licensure; medical malpractice, informed consent; humane experimentation; child abuse; right to receive treatment; right to refuse treatment; and mental health treatment and commitment laws. *2 sem. hrs.*

LAW 800. PROFESSIONAL RESPONSIBILITY: An examination of the duties and privileges of the legal profession, as well as an attorney's responsibilities to his client, the community, and the profession. Prerequisite: third-year law students only. Applies to students who did not take Professional Responsibility in their first year. *3 sem. hrs.*

LAW 804. CRIMINAL PROCEDURE — THE TRIAL PROCESS: The class will explore the legal protections afforded to defendants and the options available to prosecutors during the trial phase of a criminal case. The course will begin with the issues of bail, prosecutorial discretion in bringing charges and grand jury investigations. Legal and constitutional aspects of the actual trial will then be considered, including plea bargaining, jury trials, double jeopardy, and the right to a speedy trial. Finally, sentencing and post conviction review will be discussed. *2 sem. hrs.*

LAW 805. BUSINESS PLANNING: Integration and application of corporate law; tax law, securities law, and non-legal business concepts in the organization, operation, and reorganization of various types of business entities. Includes an introduction to legal concepts in real estate development. Prerequisites: Corporation, Corporate Taxation. *3 sem. hrs.*

LAW 808. CORPORATIONS, SOCIETY AND THE LAWYER: An analysis of the evolving concepts of the modern corporation in a changing environment and their implications for the lawyer in corporate practice. Issues in corporate governance, business regulation, and professional responsibility are examined and related to practice aspects of the business lawyer. A prime objective of the course is to develop an appropriate conceptualization of the role and function of the lawyer in corporate practice in both the corporate law department and the law firm. A related objective is to enable the student to develop insights into the organizational behavior and business decision legal consequences aspects of corporate practice. *2 sem. hrs.*

LAW 810. CORPORATE TAXATION: Consideration of the provisions of the Federal Income Tax Code as they are applied to incorporated businesses. Prerequisites: Corporations, Individual Income Taxation. *3 sem. hrs.*

LAW 812. TAXATION OF PARTNERSHIPS AND SUBCHAPTER 'S' CORPORATIONS: Federal income tax treatment of partnerships, and federal income tax treatment which is peculiar to corporations which elect under Subchapter 'S' to be taxed like partnerships. *2 sem. hrs.*

LAW 815. ESTATE PLANNING: Consideration of and planning for the tax and non-tax aspects of the donative disposition of wealth during life and at death. Prerequisites: Wills and Trusts, Estate and Gift Taxation. *3 sem. hrs.*

LAW 820. SECURITIES REGULATION: A survey of federal and state regulation of the distribution and trading of securities. Focuses upon the Securities Act of 1933, the Securities and Exchange Act of 1934, as well as selected state statutes. Analysis of recent developments and their effects upon various participants and transactions involved in security trading. Prerequisite: Corporations. *3 sem. hrs.*

LAW 825. TRIAL PRACTICE — CIVIL: Each aspect of a civil trial will be examined. Litigated techniques in trial situations will be developed through actual student participation in simulated civil trials. Prerequisites: Civil Procedure, Evidence. *3 sem. hrs.*

LAW 830. TRIAL PRACTICE — CRIMINAL: Examination and development of litigative techniques useful in criminal trials through participation in simulated trial situations. Each aspect of the criminal trial will be examined. Prerequisites: Criminal Procedure, Evidence. *3 sem. hrs.*

LAW 835. WILLS AND TRUSTS: Consideration of testate and intestate succession; powers of appointment; private and charitable trusts, their creation, duration, and termination; the duties of trustees in the administration of trusts. Also considered are resulting and constructive trusts. *4 sem. hrs.*

LAW 845. INTERNATIONAL BUSINESS TRANSACTIONS: Examines transnational legal problems involved in doing business abroad. The international economic and financial environment is explored. Also considered: jurisdictional and dispute-settlement issues, trade, international economic organizations, foreign distribution and licensing, foreign investment, expropriation and nationalization, and taxation. *3 sem. hrs.*

LAW 863. INTERNATIONAL PROTECTION OF HUMAN RIGHTS: A study of the expanding processes of international protection of human rights, including the rights of minorities and of aliens, in both national and supranational organs of government. Instances of humanitarian intervention and intercession and comparisons between international and United States Constitutional protections of human rights will also be discussed. *2 sem. hrs.*

LAW 865. COMPLEX LITIGATION SEMINAR: Emphasizes litigation of the multi-million dollar type (the so-called "big case"): organization of voluminous materials; pleadings; measurement of damages; settlement; use of discovery; use of pleading and briefs; trial approach and techniques. Prerequisites: Civil Procedure I & II, Corporations, Evidence. Suggested Preparation: Administrative Law, Antitrust Law, Individual Income Taxation, Labor Law, Securities Regulation. *3 sem. hrs.*

LAW 867, 868. LAW REVIEW: One credit hour per semester in the third year for completion of a publishable comment, casenote or other extensive legal writing effort. (Fall-LAW 867; Spring-LAW 868). *2 sem. hrs.*

LAW 869, 870. LAW REVIEW: One credit hour per semester in the third year for Associate Editor. (Fall-LAW 869; Spring-LAW 870). *2 sem. hrs.*

LAW 871, 872. LAW REVIEW: Two credit hours per semester in the third year for members of the Editorial Board. (Fall-LAW 871; Spring-LAW 872). *4 sem. hrs.*

LAW 875. REGULATED INDUSTRIES: A study of the legal problems confronting the gas, electric, telephone, rail, trucking, and airline industries. Examines the regulatory functions involved in the ascertainment of revenue needs, establishment of rates and service standards, environmental protection, conservation of resources, entry of new competition and the application of antitrust standards. *3 sem. hrs.*

LAW 880. MORTGAGES AND REAL ESTATE FINANCING: Deeds, land sales contracts, land marketing contracts, mortgages and deeds of trust; foreclosure, receivers, rents and profits. Depression legislation, anti-deficiency, foreclosure; the debt or obligations, future advance clauses and dragnet clauses; priority, recording priority as to fixtures, subordination and release clauses; acceleration clauses; due-on-default, due-on-sale, due-on-encumbrance; release and reconveyance. *3 sem. hrs.*

LAW 890. LAW-RELATED EDUCATION: Involves law students teaching law-related topics in area junior and senior high schools under the supervision of a Law School faculty member. Includes weekly class presentation and preparation, seminars, critiques and evaluation sessions, plus a topical memorandum. *1-3 sem. hrs.*



**Albert Emanuel Hall — 1928.
School of Law.**