

XI School of Law

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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.



The plan and design of the law program at the University of Dayton is predicated on a careful consideration of what law, as a profession, demands of the student who chooses it as a career. As a professional field, law requires a high level of competence in its substance, theory and practice. In order that each student may achieve this level of competence, the Law School considers its primary responsibility to be the creation and maintenance of a program of studies that is both thorough and exacting.

This program recognizes that a lawyer must fulfill several roles: counselor, advocate, member of a profession and public servant. As counselor, he or she must recognize that legal matters are often interrelated with other highly personal factors. Trust must be built in the attorney-client relationship. As an effective advocate, the lawyer must have the capacity to make available to his or her client all the rights and privileges accorded by the law. As a member of a profession, the lawyer has the responsibility to earn the respect and confidence of the public, so essential to a sound legal and judicial system. As a public servant, one must accept that the very nature of his or her training and profession imposes on a lawyer a duty of leadership and service.

The School of Law is keenly aware of the challenge which these responsibilities place upon legal education. Accordingly, in Dayton's program there is no superficiality in the treatment of the substance and procedure of the law. The Faculty views the substance of law as involving not only what it is, but also personal insight into legal theory, philosophy and development. Some courses focus particularly on the dimensions of social justice and the underlying values of the legal system. Other courses thoroughly treat practice and application of legal skills. Still others provide for in-depth development of specialized subject areas. Such specialization, however, does not allow students to overlook the necessity of integrating the entire educational experience.

The Law School further recognizes that not all learning takes place in a classroom. Frequent inter-action with members of the profession and the judiciary, exposure to live practice situations and participation in professional events are integral parts of the learning experience at the University of Dayton. In summary, legal education at Dayton is based on the belief that the lawyer must be able to offer his or her clients and the public a combination of legal knowledge and skill, sensitivity to personal values and behavior and awareness of personal and public responsibility, all of which befit the profession.

Accreditation

During its first year of operation the University of Dayton School of Law received provisional approval from the American Bar Association. The Law School hopes for full approval in the near future and is taking steps to achieve that goal. Meanwhile, our students are qualified for admission to the bars of the various states on the same basis as students from fully approved law schools. During the first year, the school was granted full membership in the League of Ohio Law Schools and approval by the North Central Association of Colleges and Secondary Schools.

The American Bar Association's procedures for accreditation are stated as follows:

"A law school will be granted full approval when it establishes that it is in full compliance with the Standards and it has been provisionally approved for at least two years.

"A provisionally approved school will be reinspected each year during the period of provisional approval and will be granted full approval when the Council of the Section

of Legal Education and Admissions to the Bar and the House of Delegates of the American Bar Association determine that the school complies with all of the requirements of the Standards for Approval of Law Schools by the American Bar Association as they relate to full approval.

"A provisionally approved school will be considered for full approval by the House of Delegates when the Council finds, after inspection, that the school meets the standards established by the American Bar Association as interpreted by the Council on the basis that assures continued compliance with the letter and the spirit of the Standards, with particular emphasis on a steady improvement in the quality of the educational program.

"The students at provisionally approved law schools and persons who graduate while a school is provisionally approved are entitled to the same recognition accorded to students and graduates of fully approved law schools."

Statement adopted by the Section of Legal Education and Admissions of the American Bar Association, June 19-20, 1976.

FACILITIES

The Law School presently occupies the entire ground floor of the University's Main Library plus a large portion of Albert Emanuel Hall. The two buildings are connected so that all Law School facilities are conveniently contiguous. The Law School is scheduled to occupy all of Albert Emanuel Hall after complete renovation in 1978, keeping the Law Library in its present location on the ground floor of the Main Library. This will provide ample classroom, student lounge and office facilities for the School and for such activities as the Law Review, Student Bar Association and Moot Court Board. One section of Albert Emanuel Hall already contains a complete courtroom complex, used for Moot Court and live judicial proceedings, which are held at the School on a regular basis.

A substantial Law Library of 120,000 volumes occupies a large portion of the ground floor of the Main Library Building. It has been planned to accommodate the foreseeable expansion of library holdings. The Law Library also includes modern research tools such as micro-fiche.

ADMISSIONS AND RESIDENCY REQUIREMENTS

Admission Requirements

The educational requirement for admission to the School of Law as a candidate for the Juris Doctor degree is a Bachelor's degree from an approved American college or university, or its equivalent. In addition, the applicant must achieve a satisfactory score on the Law School Admissions Test. This Test is administered periodically by Educational Testing Service, Box 944, Princeton, New Jersey, 08540. It is administered at a large number of testing centers located throughout the country, one of which is the University of Dayton. It is advisable to attempt the test on the earliest feasible date.

The University of Dayton School of Law also participates in the Law School Data Assembly Service (LSDAS), operated by Educational Testing Service, and requires the LSDAS report of all candidates.

Each applicant must request that his or her law school admission test results be sent directly to the University of Dayton School of Law as a part of the LSDAS Report Service of the Educational Testing Service. In requesting that these scores be sent, the applicant must indicate the University of Dayton reporting number, which is R1834.

Students are accepted to begin legal studies in the Fall term only.

Transfer Students

Students who wish to transfer to the University of Dayton from other law schools and receive advance standing are accepted at the Dean's discretion. The minimum requirements for such a transfer are: the applicant must be in good standing at an American Bar Association-approved law school, and present a letter from the Dean of that school so stating as well as a transcript of all course work completed at that school.

1. Transfer students are required to spend not fewer than four semesters, or their equivalent, in full-time study at the University of Dayton.

2. No grade below "C", or its equivalent, will be accepted for credit upon transfer. Grades received in transferred courses will not be computed in the student's grade point average at the University of Dayton.

3. Regardless of the level of coursework completed elsewhere, transfer students must take all courses required for graduation by this School, if the same course or its equivalent has not been successfully completed elsewhere. In addition, transfer students must complete the application procedure for all candidates, stated below, before they will be considered for admission.

Transient Students

At the discretion of the Dean, students seeking law degrees at other schools will be allowed to enroll at the University of Dayton in selected courses on a transient basis. Transient students must be in good standing at an American Bar Association-approved law school, and must provide a letter from their Dean stating that fact, and requesting that they be allowed to enroll at the University of Dayton as a transient student. Transient students need not complete the full application procedure.

Application Procedure

1. Complete the official application form, add required attachments, and send to the School of Law.

2. Request that a Law School Data Assembly Service (LSDAS) report be sent to the School of Law by Educational Testing Service, Box 944, Princeton, New Jersey 08540. The Law School Admission Bulletin published by the Service, and available through it and through this Law School, provides information concerning LSDAS registration procedures.

3. Two letters of recommendation must be sent directly from the persons making the recommendation to the School of Law.

4. A \$25.00 non-refundable application fee must accompany each application. Applications sent without this fee or other required materials, will be returned.

5. Applications should be submitted as early as possible in each admission year. Applications submitted later than April 15 may be returned. No application will be considered until supporting material has been received.

FINANCIAL INFORMATION

Tuition and Expenses

University Fee (per term)	\$ 15.00
Student Bar Association Fee (per term)	\$ 10.00
Tuition (per term) for Full-Time Students	\$1425.00

(A course load of 12 to 17 credit hours, or more, classifies a student as full time. A course load in excess of 17 credit hours will be charged at the full-time base rate plus \$110 per credit hour for each hour in excess of 17.)

Tuition for Part-Time Students \$110.00 per credit hour

(A course load of 11, or fewer, credit hours per term classifies a student as Part-Time)

Graduation Fee (payable at the beginning of the term in which the student expects to graduate)	\$ 35.00
Late Registration Fee (as applicable)	\$ 25.00
The estimated cost per year of required course books for a full-time student is	\$ 150.00

Financial Assistance

Various types of financial assistance are available to both entering and continuing law students through the School of Law itself and through the University's Student Aid Office. The most common forms of this assistance are: scholarships, Work/Study grants and Federally-Insured Student Loans. These various forms are often used in combination to develop an assistance "package," tailored to the resources and needs of each individual student.

NOTE: The reader should consult the current School of Law Bulletin for further financial, and financial assistance, information.



ACADEMIC STANDARDS AND OTHER RULES AND REGULATIONS

Grading System

Factors other than final examination grades, e.g., class participation, can be considered in setting final course grades. The student's grade report will reflect his or her examination grade and other factors on which the final grade is based. The following grading system is used in recording the quality of a student's academic work:

Grade	Quality Points Per Credit	Grade	Explanation
A +	4.3	I	Incomplete
A	4.0	K	Credit received from another institution or University or Department
A -	3.7		
B +	3.3		
B	3.0	W	Withdrawn
B -	2.7	P	Course in Progress
C +	2.3	X	Audit (No credit)
C	2.0	N	No grade reported by instructor
C -	1.7		
D +	1.3	CR	Credit
D	1.0	NC	No credit
F	0.0	EX	Exceptional
		S	Satisfactory
		U	Unsatisfactory

Grades and quality points appearing in the two left columns above are used in calculating the student's grade-point-average; those appearing in the right columns are not.

Grade-point (academic) averages are computed by dividing the total quality points received in courses taken under the A to F grading system by the number of credit hours that these courses represent. If a course is failed and repeated, the hours and quality points received in each attempt are included in the computation of the grade-point-average. A student may not repeat for credit a course which he or she has previously taken and passed with a grade of K, CR, EX, S or D, or higher.

Academic Probation and Dismissal

A student whose cumulative grade-point-average falls below 2.0 at the end of the first year of law school shall be placed on academic probation. In order to be removed from this probation, the student must improve his or her cumulative grade-point-average to at least 2.0 by the end of his or her second year of legal study. A first-year student who fails to attain a grade-point-average of at least 1.7 shall be academically dismissed at the end of his or her first year. An upperclass student who fails to maintain a minimum cumulative grade-point-average of 2.0 upon completion of the second and succeeding years shall be academically dismissed. A dismissed student may be readmitted upon successful petition to the Appeals Committee with the approval of the Dean.

In order to graduate, a student must have a minimum of 2.0 cumulative grade-point-average. The School's academic standards are periodically reviewed by the faculty, and may be changed from time to time, on the basis of experience.

Class Attendance

Regular class attendance is necessary to satisfy the residency and class contact requirements for graduation. After warning, a faculty member may disqualify a student from taking a final examination, drop the student from the course roll, or reduce his or her course grade for failure to attend class regularly. The faculty member must give the student written notice of such action.

Enrollment and Accelerated Graduation

All first-year students must enroll and complete all first-year courses of the section to which they are assigned. First year students are assigned to one section or another, in random fashion.

All upper-level students must enroll in and complete at least twelve credit hours each regular term unless a written plan of accelerated graduation has been approved by the Dean and is on file in the Administrative Office.

LAW SCHOOL ACTIVITIES AND SERVICES

Student Organizations

The Student Bar Association functions to promote the academic, cultural, social and physical welfare of the students. SBA activities have included a wide range of events such as topical speakers, social and recreational functions, representation at national meetings and new student orientation. SBA activities are funded by a portion of the University fee each term. All Law School students have the opportunity to participate in SBA activities.

Other student organizations currently include the Women's Caucus, Law Wives Club, Phi Alpha Delta Fraternity and Black American Law Students Association.

The Law School also has its own newspaper, appropriately named the "Statutory Rap," which provides students and faculty with an open forum for candid, imaginative expression and dialogue. Another organization, Legal Aid to the Elderly, assists the community by helping qualified elderly persons with their routine legal problems. Each of these organizations conducts programs and activities reflecting their common interests. As the new University of Dayton Law School progresses, it is anticipated that student organizations and activities will be further developed to meet the needs and desires of the student body.

Law Review

The University of Dayton Law Review, established during the 1975-1976 academic year, constitutes the School's forum for the scholarly discussion of matters of legal significance, both local and national. The Law Review is dedicated to excellence and publishes articles by legal scholars as well as responsible student material.

Managed by a student Board of Editors, the Law Review is published twice annually and receives national distribution.

It represents an exceptional opportunity for law students to perfect their legal research, writing and analytical skills and to make a significant contribution to the fields of legal scholarship and jurisprudence.

Moot Court Program

The Law School's Moot Court Program, designed to promote and encourage oral and written advocacy, provides training in those areas as well as in legal research. An instructor, with the assistance of upper-level students (Case Counsel), provides first-year students with a series of increasingly difficult research and writing assignments, culminating in an oral argument.

The School's National Moot Court Teams, composed of upper-class students and selected by the Board, compete in various regional and national competitions. These competitions are sponsored on an annual basis by law schools and legal associations throughout the country. The team researches, briefs and argues hypothetical problems of contemporary significance.

Career Planning

The Law School has a Career Planning Office, staffed by a full-time Director, to assist students who seek employment while in law school and following graduation. The part-time employment of first-year students is discouraged, however. Since law study is viewed as a full time undertaking, it is suggested that first-year students meet with the Office Director during their first year of legal study to discuss their career interests and goals. For upper-class students, emphasis is placed on part-time employment opportunities in legal fields, i.e.: courts, law firms, public offices and other law related offices. The University also arranges for some student employment under a work/study program. It is the policy of the Law School and the American Bar Association that second and third year full-time students should not work more than 15 hours per week during the school year.

PROGRAMS AND COURSES OF STUDY

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.

PART-TIME PROGRAM

From its earliest planning, it has been the University's intention to offer a Part-time program of study leading to the Juris Doctor degree for those students lacking time and/or resources to pursue that degree on a full-time basis. Pursuant to this objective, the University of Dayton Board of Trustees approved such a part-time course of study, to be initiated as soon as practicable. The approval of the American Bar Association is necessary to initiate such a program, and this will be requested when complete organization and full approval of the School's full-time degree program has been attained.

CLINICAL LEGAL STUDIES

Legal education had its beginnings in the community when established attorneys took in apprentices. The primary purpose of the Clinical Legal Studies Program at the University of Dayton School of Law are to reintroduce the community to formal legal education and to expose students to the public responsibilities of the profession.

The "Extern" program is comprised of second- and third-year law students who are placed in a wide variety of public agencies, courts and companies throughout the Miami Valley area. These students are required to work with and for their supervising attorney a certain number of hours during the term and to participate in weekly, practice-oriented seminars at the School.

The "Intern" program is comprised of third-year students, certified by the Ohio Supreme Court, who engage in the limited practice of law. Pursuant to the Court's guidelines, and under some supervision, these students actually represent clients and make court appearances in their behalf. Interns are placed with public law offices such as the Public Defender, Prosecutor's Office or Legal Aid Society. Others practice from the School's Legal Clinic.

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.

TYPICAL ACADEMIC CALENDAR***Fall Term**

Aug. 22-23	Monday-Tuesday	First-Year students' orientation
Aug. 24	Wednesday	Last day to complete registration
Aug. 25	Thursday	Classes begin
Sept. 5	Monday	Labor Day — No classes
Nov. 24-27	Thursday-Sunday	Thanksgiving recess — No classes
Nov. 28	Monday	Classes resume
Dec. 5	Monday	Classes end
Dec. 6-8	Tuesday-Thursday	Reading period
Dec. 9-22	Friday-Thursday	Examination period
Dec. 23-Jan. 4	Friday-Wednesday	Christmas Recess

Spring Term

Jan. 5	Thursday	Last day to complete registration
Jan. 6	Friday	Classes begin
Feb. 17	Friday	Faculty workshop — No classes
Feb. 20	Monday	Lincoln/Washington Birthday — No classes
Mar. 24-26	Friday-Sunday	Easter recess — No classes
Apr. 21	Friday	Classes end
Apr. 22-25	Saturday-Tuesday	Reading Period
Apr. 26-May 9	Wednesday-Tuesday	Examination period
May 14	Sunday	School of Law Commencement

Summer Term

June 1	Thursday	Last day to complete registration
June 5	Monday	Classes begin
July 1-4	Saturday-Tuesday	Fourth of July recess
July 28	Friday	Classes end
July 29-31	Saturday-Monday	Examination period

NOTE: No other holidays will be observed.

*Consult latest Law School Bulletin for exact dates.

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>
OL 630 Civil Procedure	3	OL 631 Civil Procedure	3
OL 610 Contracts	3 3	OL 611 Contracts	3
OL 622 Property	4	OL 635 Constitutional Law	3
OL 625 Torts	3	OL 626 Torts	3
OL 619 Legal Research & Writing	2	OL 633 Moot Court	3
	<hr/> 15		<hr/> 14

Second Year

<i>First Term</i>	<i>Credits</i>	<i>Second Term</i>	<i>Credits</i>
OL 614 Criminal Law	3	OL 655 Evidence	4
OL 636 Constitution Law (Required)	3	(Required)	
Electives totaling at least	8	Electives totaling at least	10
	<hr/> 14		<hr/> 14

Third Year

<i>First Term</i>	<i>Credits</i>	<i>Second Term</i>	<i>Credits</i>
OL 800 Professional Responsibility (Required)	2	(No required courses)	
Electives totaling at least	12	Electives totaling at least	13
	<hr/> 14		<hr/> 13

Total Semester hours of credit required for graduation: 84

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

NOTE: The course descriptions and requirements which follow are subject to revision. All courses listed are not necessarily offered in every year.

First-Year Required Courses

OL 610, 611. **CONTRACTS:** 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) 6 sem. hrs.

OL 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.

OL 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.

OL 625, 626. TORTS: Examination of the area of personal wrongs, including: intended and 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) 3 sem. hrs.

OL 630, 631: CIVIL PROCEDURE: An examination of the jurisdiction of courts, venue, parties, joinder of parties and claims, pleadings, pre-trial devices, trial by jury and appeal. Emphasis is on the Federal Rules of Civil Procedure. (2 term course) 6 sem. hrs.

OL 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.

OL 635. CONSTITUTIONAL LAW: 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. 6 sem. hrs.

Second-Year Required Courses

OL 614. CRIMINAL LAW: Concepts of criminal law, crimes and parties to crimes; requirements for criminal liability, including intent and mental responsibility; defenses; justification and excuse. 3 sem. hrs.

OL 636. CONSTITUTIONAL LAW: Primary emphasis is upon the amendments to the United States Constitution, the Bill of Rights, and the protection of individual rights and liberties. 3 sem. hrs.

OL 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.

Third Year Required Course

OL 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. 2 sem. hrs.

Upper-Level Basic Courses

NOTE: Courses designated as basic are not required, but normally will be offered in each academic year.

OL 608. DIRECTED RESEARCH: Each project undertaken must be submitted and approved, in writing, by the Faculty member involved and the Dean. The course may be taken for a maximum of three credit hours unless an exception is made by the Curriculum Committee. Prerequisites: Second or third year law student; cumulative grade point average of 2.5 or higher. 1-3 sem. hrs.

OL 634. MOOT COURT CASE COUNSEL: Case Counsel draft the problems which are the subject of memoranda written by first-year students in their course in Legal Research

and Writing. These problems are also the subject of written briefs and oral arguments in the first-year course in Moot Court. Case Counsel provide guidance to first-year students in both courses through each step of their research, writing and oral argument. *2 sem. hrs.*

OL 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.*

OL 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.*

OL 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.*

OL 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.*

OL 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.*

OL 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.*

OL 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. Articles 3 and 4 of the Uniform Commercial Code, and cases arising thereunder, are the primary source of material. *2 sem. hrs.*

OL 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.*

OL 680. CRIMINAL PROCEDURE: A treatment of the criminal process, including arrest, interrogation, right to counsel, bail, jury and grand jury proceedings, pleas, fair trial/free press, sentencing and the rights of prisoners. *3 sem. hrs.*

OL 685. ANTITRUST LAW: A study of the federal antitrust laws, including the Sherman, Clayton, and Robinson Patman Acts, and their amendments. *3 sem. hrs.*

OL 695. LAW AND THE CONSUMER: 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.*

OL 700. ADMINISTRATIVE LAW: An analysis of the separation of judicial, executive and legislative powers in the administrative process. Administrative procedure, rule-making procedure and the scope of judicial review are the focus of attention. *3 sem. hrs.*

OL 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.

OL 715. LAW REVIEW: Intense research into diverse legal subjects; preparation and editing of articles for publication in the University of Dayton Law Review. Provides students with the opportunity to enhance their legal research and writing skills. Prerequisite: Selection by the Law Review Board of Editors. 2 sem. hrs.

OL 719. MOOT COURT REGIONAL COMPETITION: Students represent the Law School in Regional Moot Court Competition. Provides students with the opportunity to develop advocacy skills. 1 sem. hr.

OL 720. NATIONAL MOOT COURT: Selected students represent the Law School in the intercollegiate National Moot Court Competition. Students match their brief-writing and advocacy skills with students from across the nation. 2 sem. hrs.

OL 722. JURISPRUDENCE: Consideration of basic jurisprudential concepts: nature of 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 advancements on legal systems and trends in jurisprudential thought. 2 sem. hrs.

OL 730. INTER-SCHOOL MOOT COURT: Selected students represent the Law School in intercollegiate, interschool moot court competitions. Provides students with the opportunity to develop advocacy skills. 2 sem. hrs.

OL 735. CLINIC — CRIMINAL PRACTICE INTERN: Criminal Interns handle the prosecution or defense of adult and juvenile criminal misdemeanors. Working through the Law School's Clinic, the Public Defender's Office, or a local Prosecutor's Office and under the general supervision of qualified attorneys, students represent clients from initial interview through final trial court resolution. Prerequisites: Criminal Procedure, Criminal Law, Evidence, Intern License. 3 sem. hrs.

OL 740. CLINIC — CIVIL PRACTICE INTERN: Civil Interns handle a large variety of civil and administrative cases, often from initial interview through final resolution. Interns work either at the Legal Aid Society of Dayton or at the Law School's Clinic Office, under the general supervision of qualified attorneys. Prerequisites: Civil Procedure, Evidence, Intern License. 3 sem. hrs.

OL 745. CLINIC — EXTERN: Second and Third-Year law students who serve as Externs are placed in one of a great variety of governmental service agencies located throughout the Miami Valley. Externs perform a variety of legally-oriented work, but do not actually represent clients or appear in court. Prerequisites: second year status with a 2.0 or better G.P.A. 3 sem. hrs.

OL 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.

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

OL 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.*

OL 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. *3 sem. hrs.*

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

OL 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.*

OL 794. **FUTURE INTERESTS:** Concentrated treatment of property interests in future estates, and the complexities of the rule against perpetuities. *2 sem. hrs.*

OL 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.*

OL 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: Corporations, Corporate Taxation. *3 sem. hrs.*

OL 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.*

OL 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.*

OL 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.*

OL 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.*

OL 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.*

OL 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.*

OL 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.*

Upper-Level Elective Courses

NOTE: These courses will be offered on a resource availability basis, and will not necessarily be offered in each academic year.

OL 571. **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.*

OL 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.*

OL 681. **SOCIOLOGY AND THE LAW:** Survey of legal thought and its interaction with social problems, as well as the impact of such problems on the law. Attention is given to the role of law in economic, social, and political life. *2 sem. hrs.*

OL 708. **LEGAL DRAFTING:** A course on the writing, composition content of motions, pleadings (complaints and answers), discovery techniques, etc. *2 sem. hrs.*

OL 711. **COMPUTERS, SOCIETY AND LAW:** This course provides the law student with the knowledge essential to the understanding of the computer's implications for his law practice, substantive law and for society. No prior knowledge of computer technology is required. *3 sem. hrs.*

OL 712. **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.*

OL 714. **LEGISLATIVE SEMINAR:** Each student undertakes the study of a contemporary social problem and drafts proposed legislation to solve it. Prerequisite: Legislation. *2 sem. hrs.*

OL 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). *3 sem. hrs.*

OL 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.*

OL 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.*

OL 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.*

OL 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.*

OL 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. *3 sem. hrs.*

OL 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. Prerequisite: Uniform Commercial Code — I, (Secured Transactions). *3 sem. hrs.*

OL 761. **LAW OF CHURCH AND STATE:** 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.*

OL 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.*

OL 767. **INTRODUCTION TO TRIAL PRACTICE:** The course will explore the elements of trial practice from initial client interview to closing argument in trial. Areas surveyed will include fact investigation, discovery, preparation of trial briefs, pre-trial conferences, jury selection, opening argument, witness examination, trial motions, and closing argument. *2 sem. hrs.*

OL 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.*

OL 775. **LEGISLATION:** Explores the role of the lawyer in the legislative process: legislative analysis, legislative drafting, and the formation of legislative policy. *3 sem. hrs.*

OL 781. **LAW AND THE 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.*

OL 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.*

OL 784. **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.*

OL 791. **POVERTY LAW SEMINAR:** Consideration of the law, legal institutions and policy issues particularly relevant to selected problems of the poor. *3 sem. hrs.*

OL 804. **ADVANCED CRIMINAL PROCEDURE:** Concentrates on selected areas of criminal procedure, including, but not limited to: decision to arrest, prosecutive discretion, the right to a speedy trial, discovery, plea bargaining, the role of the media in the criminal process, and post-conviction procedures. Prerequisite: Criminal Procedure. *2 sem. hrs.*

OL 809. **CORPORATIONS IN MODERN SOCIETY:** An in-depth study of the conceptual nature of the modern corporation. The objective is to understand and discuss the issues which confront society and the corporation today, and what must be done with regard to them in the future. *3 sem. hrs.*

OL 840. **COMPARATIVE CONSTITUTIONAL LAW SEMINAR:** Comparison and analysis of the constitutions of various countries throughout the world. Exposes students to differing legal and political philosophies. *3 sem. hrs.*

OL 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.*

OL 855. **TAX PROBLEMS:** Examines various tax problems of interest and importance. The exact problems will vary but might include: tax procedure, tax accounting and tax reform. Prerequisites: Federal Income Tax, Corporate Taxation. *3 sem. hrs.*

OL 860. **INTERNATIONAL TAX PROBLEMS:** Examines tax problems in the transnational context which arise from doing business abroad. Prerequisites: Federal Income Tax, Corporate Taxation. *3 sem. hrs.*

OL 880. **MORTGAGE, REAL ESTATE AND FINANCING:** Deeds, land sales contracts, land marketing contracts, mortgages and deeds of trust: foreclosure, receivers, rents, and profits. *3 sem. hrs.*

