

# Fall 2017 Course List and Information

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## First-Year Courses (J.D. Program)

### **CIVIL PROCEDURE I 503 (3 hours)**

The basic course on the structure and power of American courts, focusing on personal jurisdiction, subject matter jurisdiction, and venue.

### **CONTRACTS 501 (4 hours)**

The law of enforceable promises, including contract formation, interpretation, conditions, breach, performance and remedies, as well as promissory estoppel and restitution.

### **LEGAL RESEARCH AND WRITING I 514 (4 hours)**

Continued study and practice of refined and expanded legal research and writing skills, applying them to more complex legal problems, primarily using federal law materials and focusing on persuasive legal writing.

### **TORTS 502 (4 hours)**

Civil liability for harm to persons, property, and other interests, including negligence, intentional torts, and strict liability actions and related doctrine of causation, damages, privileges, and defenses.

# Second- and Third-Year Courses (J.D. Program)

## **ACADEMIC LEGAL WRITING 745 (3 hours - Writing)**

Academic Legal Writing is a seminar course on academic legal research, writing, and argument designed to help students prepare scholarly articles for publication.

Enrollment in this class requires the instructor's approval.

## **ADMINISTRATIVE LAW 605 (3 hours)**

Powers and procedures of administrative agencies and reviewing courts at the federal and state levels, including federal and state administrative procedures acts.

## **ADVANCED LEGAL RESEARCH 720 (2 hours - Skills)**

Legal and non-legal research strategies and resources (including materials in electronic and print formats) for specialized topics, such as federal and state statutory, case and administrative law, municipal law, legislative history, foreign and international law.

## **ADVANCED LEGAL TOPIC I 771 – Law and Science Fiction (1 hour)**

Many of the great works of science fiction deal with law in its various guises, some directly, others indirectly. This mini-seminar will explore some of the major themes of science fiction as they relate to law, including the law of war, AI and humanity, alien cultures, and law and trade. Course materials will include short stories, graphic novels, novels, movies, and episodes from science fiction TV shows. The class will meet 6 times for 2 hours each on weekday evenings over the course of the semester at the home of Professor Eliason. Enrollment is capped at 9, first come first served. Specific times and dates for meetings to be arranged once students are enrolled. (Z credit).

## **ADVANCED LEGAL TOPIC II 772 – Creative Writing for Lawyers (1 hour)**

The construction of a powerful narrative from the relevant facts of the case is one of the most vibrant tools a lawyer can use in advocating for a client. Even transactional lawyers dealing mainly with contracts must be skilled in playing the imaginative game of what-if in deciding on contract language for future possible scenarios. This mini-seminar will use creative writing exercises to sharpen these story-telling skills. Students should be prepared to share such exercises during class meeting times and also to engage in supportive critiques of the works of others in the class. For those students with a love for creative writing, the course will conclude with discussions of publishing contracts and the intellectual property implications of many of the ways (including blogging and tweeting) in which lawyers write these days. The class will meet 6 times for 2 hours each on weekday evenings over the course of the semester. Enrollment is capped at 9, first come first served. Specific times, dates, and locations for meetings to be arranged once students are enrolled. (Z credit).

## **ADVANCED LEGAL TOPIC III 773 – Election Law: Voting Rights and the Role of Race in the Trump Supreme Court (1 hour)**

Topics to include in one-hour Election Law course: ballot access, voter fraud, voter identification, vote dilution, Voting Rights Act litigation, and election contests and recount procedures (Z credit).

## **ADVANCED LEGAL WRITING 712 (3 hours - Writing)**

A lecture/lab course to expand skills acquired in first-year legal research and writing courses.

## **ADVOCACY COMPETITION 761 (1 hour)**

Participation in an external skills competition or similar program (including appellate advocacy, mock trial, negotiation, and other advocacy or skills activities). (Z credit).

## **ALTERNATIVE DISPUTE RESOLUTION 651 (3 hours - Skills)**

Introduction to nonadjudicative dispute resolution processes that utilize problem-solving approaches to resolve disputes, including client interviewing and counseling, negotiation, mediation, arbitration, summary jury trials, special masters, mini-trials and mediation-arbitration. Practical experience gained through role-playing exercises..

## **CHILDREN IN THE LEGAL SYSTEM 646 (3 hours)**

Study of the law as it relates to minors in the public and private sectors.

**CIVIL PROCEDURE II 577 (3 hours)**

The rules of pleading, procedure, and practice in the federal courts. Prerequisite: Civil Procedure I 503.

**CLINICS:**

The University of Mississippi Clinical Programs teach essential practice skills and professional responsibility through a reflective clinical practice that provides high-quality representation to underserved clients. To accomplish the dual goals of educating students and increasing access to justice, the programs offer a wide range of clinical practice areas, each focused on an area of demonstrated legal need and each offering unique skills training experiences. The programs aim to graduate students with real-world experience, an understanding of ethical obligations, and a commitment to furthering broad access to the legal system.

For additional information see: [Clinics Program Information](#)

**CLINICS: ADVANCED 765 (3-5 hours - Skills)**

Students perform advanced work in a clinic during an additional semester.

**CLINICS: CHILD ADVOCACY 690 (5 hours - Skills)**

Students are appointed by the Court to investigate allegations of neglect and abuse and to make written recommendations to the Court regarding the best interests of the child. Students in the Child Advocacy Clinic conduct in-depth investigations by performing home visits, reviewing medical and school records, and interviewing fact witnesses. This section is offered for 5 hours of graded credit and is supervised by attorney David Calder.

For additional information see: [Child Advocacy Clinic](#)

**CLINICS: CRIMINAL APPEALS 697 (4 hours – Skills or Writing)**

A clinical program in which third-year students will directly participate in pro bono representation of indigents, through litigation of criminal appeals before the Mississippi Supreme Court, under the supervision of the clinic director.

For additional information see: [Criminal Appeals Clinic](#)

**CLINICS: EXTERNSHIP 654 (3-12 hours - Skills)**

Work as legal assistants with prosecutors, defenders, judges, or attorneys in public service agencies with established internship programs. Prerequisites: Evidence 600. (Z credit).

For additional information see: [Externship](#)

**CLINICS: HOUSING 691 (5 hours - Skills)**

Students bring and defend cases, negotiate, and give advice in order to assist individuals and families facing conflicts with their landlord, eviction, foreclosure, or housing discrimination. Students take responsibility for the management of their own cases, meet with clients, interview witnesses, draft motions and pleadings, and appear in court. This section is offered for 5 hours of graded credit and is supervised by Clinic Director Desiree Hensley.

For additional information see: [Housing Clinic](#)

**CLINICS: INNOCENCE PROJECT 692 (4 hours - Skills)**

Civil Clinic is an in-house clinical program with a general classroom component and separate clinical units. Students may enroll only once unless they receive special permission from the clinical director.

For additional information see: [Mississippi Innocence Project](#)

**CLINICS: LOW-INCOME TAXPAYER 769 (3 hours - Skills)**

The Tax Clinic will be handling cases from the Mississippi Taxpayer Assistance Project. The Mississippi Taxpayer Assistance Project is a Low Income Taxpayer Clinic (LITC) that serves the entire state of Mississippi. The LITC represents low income taxpayers before the Internal Revenue Service in audit, appeals, collection issues, and federal tax litigation at no charge.

**CLINICS: MACARTHUR JUSTICE CLINIC 733 (4 hours - Skills)**

Students serve on a legal team pursuing impact litigation addressing criminal justice and civil rights issues in Mississippi. Students also assist with policy and legislative initiatives.

For additional information see: [MacArthur Justice Clinic](#)

**CLINICS: PRO BONO INITIATIVE 713 (1 hour)**

Credit for 50 or more hours of pro bono work, such as working for approved pro bono organization or project. (Z credit).

For additional information see: [Pro Bono Initiative Clinic](#)

**CLINICS: STREET LAW 767 (3 hours - Skills)**

Students conduct client interviews at the Oxford Food Pantry storeroom, where they gain invaluable experience in interviewing and counseling clients of the Food Pantry regarding public benefits, housing, family law, consumer law, property, wills and other civil issues. This section is offered for 3 hours of graded credit and is supervised by Minnie Howard, Managing Attorney at North Mississippi Rural Legal Services.

For additional information see: [Street Law Clinic](#)

**CLINICS: TRANSACTIONAL 725 (3 hours - Skills)**

Students offer services to low-income entrepreneurs and non-profit organizations to foster economic development, increase access to capital, promote job growth, and enable sustainable home ownership, particularly in the Mississippi Delta. The types of work involved in the clinic may include: entity formation and choice of entity counseling, contract negotiation and preparation, corporate and commercial financing, shareholder agreements, business acquisitions and sales, commercial leasing, licensing, permitting, and zoning advice, trademark and copyright advice, registration and intellectual property licensing, corporate governance and compliance, tax exempt applications and various other kinds of business-related transactional legal work. The clinic is supervised by Marie Cope and Cameron Abel, an attorney at the Tollison Law Firm in Oxford, MS.

For additional information see: [Transactional Law Clinic](#)

**COASTAL AND OCEAN LAW 675 (3 hours)**

The legal framework associated with the coastal zone and ocean environment. Public access to coastal lands and waters, public trust, wetlands regulation, international law of the sea, fisheries law, and marine pollution.

**COMPARATIVE LAW 643 (3 hours)**

Comparison of Anglo-American and civil law systems; emphasis on civil litigation, the courts, the judiciary, and the organization and training of the legal profession.

**CONFLICT OF LAWS 608 (3 hours)**

Enforcement of foreign country and foreign state judgments and problems arising in cases where the conflicting rules of different jurisdictions may apply.

**CONSTITUTIONAL LAW II 508 (3 hours)**

The second semester of a coordinated two-semester coverage of intergovernmental relations in the federal system, powers of Congress and the limitations imposed upon the powers of both federal and state governments for the protection of individual rights.

**CONSTITUTIONAL LAW SEMINAR 569 (3 hours – Writing)**

Problems in Constitutional law, such as church and state, freedom of expression, and other constitutional guarantees and provisions.

**COPYRIGHT LAW 657 (3 hours)**

Survey of copyright law, including copyrightable subject matter, the requirements for protection, the bundle of rights encompassed by copyright, infringement, defenses (such as fair use and the First Amendment), preemption issues, and some aspects of foreign protection. Resale royalties, moral rights, the right of publicity and other related doctrines also

**CORPORATE FINANCE LAW 606 (3 hours)**

The law governing corporate finance and acquisitions, including enterprise valuation, capital structure, dividend policy, mergers, takeovers, and takeover defenses.

**CORPORATIONS 601 (3 hours)**

A survey of the law of business associations, focusing on corporations and their formation, structure, finance and governance; close corporation problems; regulation of corporate disclosures and proxy solicitations under federal securities law; securities fraud and insider trading.

**CRIMINAL PROCEDURE I: INVESTIGATION 635 (3 hours)**

A study of constitutional restrictions on criminal investigative practice, which typically precede institution of formal judicial proceedings, with special emphasis upon search and seizure, interrogation, right to counsel at the pretrial stage, and operation of the exclusionary rule.

**CRIMINAL TRIAL EVIDENCE SKILLS 748 (2 hours - Skills)**

Uses role-playing and demonstrations to teach the practical application of the Rules of Evidence: skills will include objections; foundations; responses to various objections; motions; and other common evidentiary situations at trial. Students will not present a complete trial. Prerequisite: Evidence 600 and Criminal Procedure I 635. (Z credit).

**CRIMINAL TRIAL PRACTICE 686 (3 hours - Skills)**

State and federal practice and procedure in criminal cases involving written and oral exercises, including mock trial, the use of discovery procedures, pretrial proceedings, motions, and other aspects of criminal trial practice. Prerequisites: Evidence 600 and Criminal Procedure I 635 or Criminal Procedure II 714. (Z credit).

**ESSENTIAL BUSINESS CONCEPTS FOR LAWYERS - ACCOUNTANCY 670 (1 hour)****ESSENTIAL BUSINESS CONCEPTS FOR LAWYERS - ECONOMICS OF THE FIRM 672 (1 hour)****ESSENTIAL BUSINESS CONCEPTS FOR LAWYERS - ANALYTICAL METHODS 671 (1hour)**

The complete business lawyer must master essential business concepts as well as core legal doctrines. In this course, students will learn the basics of accounting (balance sheet, income statement and cash flow statement), finance (time value of money, modern portfolio theory and valuation), the economics of the firm (financial instruments, capital structure, raising capital, and capital markets) and selected analytical methods (decision analysis and game theory) as they are applied in legal practice. The course will comprise four modules, any one or combination of which can be taken for 1 to 3 credits. Students' grades will be based on class participation and a separate exam on each module. (Z-credit).

**EVIDENCE 600 (3 hours)**

The function of the court and jury; the competency, privilege and examination of witnesses; the exclusionary rules of evidence and exceptions.

**FEDERAL TAXATION OF GRATUITOUS TRANSFERS 626 (3 hours)**

Federal estate, gift and generation-skipping transfer taxes.

**HEALTH CARE LAW 726 (3 hours)**

A survey of legal issues related to the health care industry, including such topics as licensing, patient rights, antitrust issues and federal health care industry laws.

**IMMIGRATION LAW 663 (3 hours - Skills)**

A survey of United States immigration law and policy. In addition to a short take-home exam, there will be some skills/writing exercises during the semester -- asylum, deportation, labor certification, etc.

**INCOME TAXATION OF INDIVIDUALS 613 (3 hours)**

Introductory income tax concepts, including gross income; deductions; identification of taxpayers; problems incident to the sale, exchange and other disposition of property; recognition; and characterization concepts.

**INDIVIDUAL STUDY I 615 (1-3 hours)**

Research and writing on an assigned topic under supervision of a faculty member, or participation on moot court or mock trial teams at regional or national competitions under supervision of a faculty member. (Z credit).

For additional information see: [Individual Study Application and Policy](#)

**INDIVIDUAL STUDY II 715 (1-3 hours)**

Legal research and analysis on a particular topic assigned by the faculty, and the preparation of a written article. Prerequisite: permission of the supervising faculty member and the Curriculum Committee of the law faculty. Note: Student must apply 6 weeks prior to the semester start date.

For additional information see: [Individual Study Application and Policy](#)

**INTELLECTUAL PROPERTY 580 (3 hours)**

A survey of the field of intellectual property law, including federal copyright, patent and trademark law, as well as state law doctrine relating to trade secrets, unfair competition, dilution, the right of publicity, and misappropriation.

**INT'L AVIATION FINANCING AND LEASING LAW 753 (3 hours – Writing – §2)**

This course covers the primary legal and practical aspects of international aviation finance and leasing Law, and focuses on special international and national private air law (lex specialis) that applies to cross-border financing and leasing of aircraft objects. This course also addresses the relevant international disputes that currently arise in the international aviation finance practice.

Note: Course prerequisite requires students to be enrolled in the LL.M. program. If you are interested in this course, please send request to Law Registrar, Eddie Upton to add you to this class.

**INTERNATIONAL LAW 620 (3 hours)**

The nature, scope, development, and jurisdiction of international law; treaties; state responsibility; dispute resolution; human rights.

**INTERNATIONAL LEGAL RESEARCH 710 (2 hours - Skills)**

This course surveys resources and techniques used to research foreign, comparative, and international law, both online and in print.

**INTERNATIONAL SECURITY LAW AND POLICY 658 (3 hours - Writing)**

Legal issues relating to war and armed conflict, separation of constitutional powers, emergency powers, the security role of the United Nations, and the strengthening of the enforcement of international humanitarian law; related political, military, and diplomatic ramifications.

**INTERNATIONAL SPACE LAW 680 (3 hours – Writing/Take Home Exam Option)**

This course provides an overview of current international space law in U.N. resolutions and treaties and customary law. It identifies legal theory and principles used in the advancement of civil, military, and commercial space activities.

**INTERNATIONAL TRADE 575 (3 hours – Writing)**

This course examines the legal framework, policy and jurisprudence of the international trading system, focusing primarily on the substantive legal rules of the World Trade Organization. Topics include the relationship between domestic and international law, the WTO dispute resolution system, non-discrimination obligations in international trade, regional trade agreements, subsidies, anti-dumping, trade in services, trade and the environment, and trade and intellectual property.

**JOURNAL OF SPACE LAW 583 (1 hour)**

The Journal of Space Law is an academic review of national and international scope, focusing on the many aspects of space, remote sensing, and aerospace law. Research, writing, and editing assignments, and other duties necessary to the operation of the Journal of Space Law. One hour credited for each term of participation to maximum of 4 hours. Limitation: maximum of one Z credit per semester and four Z credits total for co-curricular activities (including law journals, advocacy programs, and similar activities). (Z credit).

**LABOR LAW 614 (3 hours)**

The regulation of relations between employers and labor unions at common law and under federal legislation, with primary emphasis on employee rights to organize and bargain under the National Labor Relations Act.

**LEGAL PROFESSION 603 (3 hours)**

Historical background of the legal profession, its proper functions in society, and ethical conduct in the practice of law.

**LEGISLATION 510 (3 hours)**

The legislative process, national and state; the principles of statutory construction; and techniques of bill drafting.

**MISSISSIPPI CIVIL PRACTICE 579 (3 hours)**

Civil practice and procedure in the courts of Mississippi.

**MISSISSIPPI LAW JOURNAL 610 (1 hour)**

Research, writing, and editing assignments and other duties necessary to the operation of the *Mississippi Law Journal*. One hour credited for each term of participation to maximum of 4 hours, except editor-in-chief only may earn one additional (fifth) hour for service in summer term. Limitation: maximum of one Z credit per semester and four Z credits total for co-curricular activities (including law journals, advocacy programs, and similar activities). (Z credit).

**MOOT COURT BOARD 666 (1 hour)**

Administration and supervision of the moot court system. Limitation: maximum of one Z credit per semester and four Z credits total for co-curricular activities (including law journals, advocacy programs, and similar activities). (Z credit).

**NEGOTIATION BOARD 763 (1 hour)**

Participation in and administration of the Negotiation Board. Limitation: maximum of one Z credit per semester and four Z credits total for co-curricular activities (including law journals, advocacy programs, and similar activities). (Z credit).

**PARTNERSHIP TAXATION 634 (3 hours)**

Tax meaning of "partnership"; formation transactions between partner and partnership; determination and treatment of partnership income; sales or exchanges of partnership interests; distributions, retirement, death of a partner; drafting the partnership agreement. Prerequisite: Income Taxation of Individuals 613.

**POLITICAL AND CIVIL RIGHTS 662 (3 hours - Writing)**

Studies in the field of personal liberties (freedom of speech, religion, association), political rights (apportionment), and civil rights (personal violence, education, voting, and employment).

**PRETRIAL PRACTICE 544 (3 hours – Skills)**

Instruction and practice in the legal skills needed for pretrial practice in federal and state courts, including pretrial planning, investigation, pleading, discovery, motions, and settlement.

**PRIVATE INTERNATIONAL AIR LAW 751 (3 hours – Writing/Take Home Exam Option)**

Covers the unification of private international air law through the adoption of international conventions.

**PUBLIC INTERNATIONAL AIR LAW 750 (3 hours - Writing)**

Examines the relevant principles of public international law that apply to the use of air space by examining the sources of international air law and the law-making processes affecting the regime of air space and international air transport.

Note: Course prerequisite requires students to be enrolled in the LL.M. program. If you are interested in this course, please send request to Law Registrar, Eddie Upton to add you to this class.

**RESEARCH ASSISTANT I 760 (1 – 4 Hours)**

Research assistance for a faculty member. Requires completion of application form by student and supervising instructor. Please see Law Registrar for details. (Z credit). See Law Registrar for details.

**RESEARCH ASSISTANT I 762 (1 – 4 Hours)**

Research assistance for a faculty member. Requires completion of application form by student and supervising instructor. Application due significantly in advance of enrollment. See Law Registrar for details.

**SELECTED LEGAL TOPICS II 701 – Class Actions and Multi-District Litigation (1 hour)**

**SELECTED LEGAL TOPICS III 703 – Litigation Against the Government (2 hours)**

The course covers the fundamentals of litigation against both state and local governments, the use of class actions, and securing an award of attorney's fees.

**SELECTED LEGAL TOPICS VI 704 – The Business of Intellectual Property (2 hours - Skills)**

This class is for students who will be taking the July bar exam. Unlike a commercial bar review class, which focuses on reviewing the substantive material the exam will cover, this class will prepare students for the entire process of studying for and taking the bar exam. Students will develop a game plan for studying and mastering the material and will then learn techniques to master each part of the exam: multiple-choice questions, essay questions, and the performance test.

**SELECTED LEGAL TOPICS VII 708 – Tax Policy and Estate Planning (3 hours - Writing)**

Students will research and write on a topic involving current issues of tax policy, and wealth transmission. The class explores how the estate planner navigates the federal transfer tax and property law rules with sensitivity to a client's personal circumstances and concerns in order to achieve the client's objectives. We will also discuss tax reform proposals in both estate and individual taxation. Pre-requisite is Wills and Estates 516 (may be taken concurrently).

**SPACE SECURITY LAW 736 (3 hours - Writing)**

Addresses a wide variety of legal issues dealing with both the security of the space environment and national security derived from reliance on space assets, such as telecommunications satellites, remote sensing satellites and launch technologies.

**SPORTS LAW 647 (3 hours)**

This course examines legal issues impacting amateur and professional sports. Includes analysis of sports cases and materials that cover multiple disciplines, including contracts, torts, constitutional law, antitrust, labor and employment, intellectual property and criminal law.

**SPORTS LAW REVIEW 611 (1 hour)**

Research, writing, and editing assignments and other duties necessary to the operation of the Sports Law Review. Limitation: maximum of one Z credit per semester and four Z credits total (five for EIC) for co-curricular activities (including law journals, advocacy programs, and similar activities). (Z credit).

**TRIAL ADVOCACY BOARD 664 (1 hour)**

Participation in the administration of the Trial Advocacy Board. Limitation: maximum of one Z credit per semester and four Z credits total for co-curricular activities (including law journals, advocacy programs, and similar activities). (Z credit).

**WILLS AND ESTATES 516 (3 hours)**

The execution, revocation, construction, and probate of wills and the administration of trusts and estates.

## **LL.M. Program Courses** (*Available to J.D. students working on Remote Sensing, Air and Space Law Certificate*)

### **INT'L AVIATION FINANCING AND LEASING LAW 753 (3 hours – Writing)**

This course covers the primary legal and practical aspects of international aviation finance and leasing Law, and focuses on special international and national private air law (*lex specialis*) that applies to cross-border financing and leasing of aircraft objects. This course also addresses the relevant international disputes that currently arise in the international aviation finance practice.

### **INTERNATIONAL SPACE LAW 680 (3 hours – Writing/Take Home Exam Option)**

This course provides an overview of current international space law in U.N. resolutions and treaties and customary law. It identifies legal theory and principles used in the advancement of civil, military, and commercial space activities.

### **MASTER'S THESIS I 797 (1 hour)**

Preparation of thesis proposal.

### **MASTER'S THESIS II 798 (1 hour)**

Literature review.

### **MASTER'S THESIS III 799 (6 hours)**

Drafting and completion of Thesis.

### **PRIVATE INTERNATIONAL AIR LAW 751 (3 hours – Writing/Take Home Exam Option)**

Covers the unification of private international air law through the adoption of international conventions.

### **PUBLIC INTERNATIONAL AIR LAW 750 (3 hours - Writing)**

Examines the relevant principles of public international law that apply to the use of air space by examining the sources of international air law and the law-making processes affecting the regime of air space and international air transport.

### **SPACE SECURITY LAW 736 (3 hours - Writing)**

Addresses a wide variety of legal issues dealing with both the security of the space environment and national security derived from reliance on space assets, such as telecommunications satellites, remote sensing satellites and launch technologies.