

Spring 2018 Course List and Information

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First-Year Courses (J.D. Program)

CIVIL PROCEDURE II 577 (3 hours)

The rules of pleading, procedure, and practice in the federal courts.

CONSTITUTIONAL LAW I 507 (3 hours)

The first 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.

CRIMINAL LAW 568 (3 hours)

The sources of criminal law, analysis of criminal intent, conditions of criminal responsibility and particular crimes and procedure in criminal actions.

LEGAL RESEARCH AND WRITING II 515 (2 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.

PROPERTY 504 (4 hours)

Ownership and transfer of interests in land, including present and future estates, tenancies, easements, and covenants; real estate law and practice, with emphasis on mortgages, deeds of trust, and secured interests in real property.

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

ADVANCED LEGAL TOPICS I 771 – Transformative Works and Copyright Fair Use (1 hour)

One of the most challenging areas of intellectual property law to practice involves copyright's fair use doctrine. This mini-seminar is designed to inspire spirited class debates on the existing fair use precedent and how it should be applied to the proliferation of transformative works encouraged by today's Internet society. This course will examine well-known parodies like SNL and Weird Al's songs; mashups like those done by the artist Girl Talk; music sampling; Internet memes; and fanworks including fanvids, fanart, and fanfiction. Students should be prepared to engage in enthusiastic discussion and to bring their own examples of transformative works to class with them. The class will meet 6 times for 2 hours each on weekday evenings over the course of the semester.

ADVANCED LEGAL TOPICS II 772 – Science Fiction and Law II (1 hour)

Many of the great works of science fiction deal with law in its various guises, some directly, others indirectly. In particular, science fiction offers a unique perspective to address issues relating to contemporary problems in law and society. This mini-seminar will explore some of the major themes of science fiction as they relate to law, including armed conflict, bioengineering, and climate change. Course materials will include short stories, graphic novels, novels, episodes from science fiction TV shows and movies. The class will meet 6 times for 2 hours each over the course of the semester.

ADVANCED LEGAL TOPICS III 773 §1 – Advanced Appellate Motion Practice (1 hour)

For student currently enrolled in Criminal Appeals Clinic. For more information, please contact Professor Broadhead at pwb@olemiss.edu.

ADVANCED LEGAL TOPICS III 773 §2 – Associate 101 (1 hour - Skills)

Every first-year associate in a law firm quickly realizes that the practice of law is different – significantly different – from the study of law. This course is designed to bridge the gap between your 3L year and your first year in practice. With topics that include "Law Firm Economics," "Everyday Ethics," "Writing an Invoice the Client Rushes to Pay" and "Chick Flicks in the Wide World of Sports," we'll discuss what lawyering looks like and feels like in the "real world" and what to expect in your first year of work as a law firm associate. Using practice tools and templates, books and movies about lawyers, working, and problem solving, as well as practitioner war-stories, we'll offer advice, coaching, and practice tips to help you prepare for your first year as a practicing lawyer and beyond.

ADVANCED LEGAL TOPICS IV 774 – Depositions (3 hours - Skills)

In this course, you will develop the basic skills necessary to taking and defending depositions in a variety of contexts and engaging in negotiations for purposes of the settlement of litigation and "deal-making" in the non-litigation context through a combination of lectures, in-class demonstrations and team exercises. Students will be introduced to and expected to demonstrate deposition questioning techniques and strategies, deposition planning and organization as well as the skills and strategies which form the basis of effective negotiations. (Z credit).

ADVANCED LEGAL TOPICS V 775 §1 – Criminal Litigation (1 hour – Skills)

The course will provide students with hands on experience moving a criminal case through the judicial system. Students will learn how to make initial contact with an arrestee, interview a client, set bond, interview witnesses and law enforcement officials, conduct a preliminary hearing, determine possible defenses, draft and argue motions, and make a record for appeal.

ADVANCED LEGAL TOPICS V 775 §2 - Mississippi Judicial Practice (2 hours- Skills)

The class is designed to introduce students to all facets of law practice in Mississippi Courts (state and federal). Current and former judges will lecture on subjects ranging from ethics in the courtroom, attorney civility, procedural and substantive practice in trial and appellate courts, etc.

ADVANCED LEGAL TOPICS VI 776 - FEDERAL SENTENCING SKILLS (2 hours - Skills)

Students provide a brief overview of current sentencing theory and law and an introduction to the federal sentencing guidelines. Most of the class however, will be spent doing. Students will be sentencing documents for two defendants (who will be played by two actors). Each student will represent one defendant and prosecute the other in a sentencing hearing. Students will be introduced to interviewing skills and will interview their assigned defendant to gather the facts necessary to represent the client in writing and before the court. Students will prepare a written sentencing memorandum that emphasizes both narrative and analytical writing.

ADVANCED LEGAL WRITING 712 (3 hours - Writing)

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

ADVANCED TORTS 754 (2 hours – Writing w/ Instructor Consent)

This course will cover some or all of the following topics: defamation, privacy, misuse of legal procedure, interferences with advantage relations, statutory torts, civil rights, products liability and other possible areas of Torts not covered in the required first-year course. It is a standard lecture course, with the possibility of some drafting of legal documents and other exercises to develop practice skills.

Note: exam or paper course, at the professor's discretion.

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).

BANKRUPTCY 558 (3 hours)

Exploration of the legal, practical, and theoretical aspects of financial insolvency of both individuals and business entities under the Bankruptcy Code. Emphasis on topics that apply both to liquidations and reorganizations under the Bankruptcy Code, including involuntary bankruptcy, claims resolution, scope of bankruptcy discharge, executory contracts, trustee's avoidance powers and distribution. In addition, the individual's right to a "fresh start" will be examined.

BAR EXAM SKILLS 591 (2 hours - Skills)

This class will prepare students for the process of studying for the bar exam. It will help them develop successful study schedules and techniques and will help them learn successful strategies for mastering each component of the exam.

BIOETHICS 665 (3 hours - Writing)

A three-hour course that covers a broad range of bioethics issues, including stem cell research, fetal tissue research, genetic testing, genetic engineering, human experimentation, the right-to-die, the right to demand medical treatment, physician-assisted suicide, reproductive rights, surrogate reproduction, medical informed consent, feminism issues regarding medical treatments, racism involving medical treatments, and other standard bioethics issues relating to patients' due process, interest, and right of privacy.

BUSINESS PLANNING 629 (3 hours)

Advanced problems in corporate transactional practice.

CIVIL PROCEDURE II 577 (3 hours)

The rules of pleading, procedure, and practice in the federal courts.

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: 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 handle 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 (3 hour2 - 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: Tax 768 (3 hours- Skills)

Students assist low- and moderate-income taxpayers with completing tax returns ranging from simple to business and international.

For additional information see: [Tax 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](#)

COMPARATIVE NATIONAL SPACE LAW 677 (3 hours – Writing)

Survey the comparative national regulatory frameworks governing space activities, with a particular focus on the legal frameworks that govern private and governmental entities engaged in commercial space activities.

CONFLICT MANAGEMENT PRACTICUM 764 (3 hours– No regular scheduled class meetings - Skills)

The Student Conflict & Conduct Management Practicum will allow selected law students to work within the Dean of Students Office as a mediator/advisor in undergraduate pre-hearing and administrative hearing processes. Law students will assist that office in handling the 500+ caseload per semester by learning the requisite legal and educational foundation and receiving proper training to meet with undergraduate students with student conduct issues. (Z credit \$1; Graded credit for Advanced Practicum \$2).

Note: Enrollment in this class requires the instructor's approval, contact Macey Edmondson at maceye@olemiss.edu.

For additional information see: Mediation Practicum

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 PROCEDURE II: ADJUDICATION 714 (3 hours)

A study of issues surrounding state and federal criminal litigation beginning with the decision to commence formal judicial proceedings.

DISABILITY LAW and POLICY 717 (3 hours-Writing)

Examines the various sources of American disability antidiscrimination law.

EMPLOYMENT DISCRIMINATION 640 (3 hours)

Employment discrimination as regulated by Title VII of the Civil Rights Act of 1964 and other federal statutes.

EMERGING ISSUES IN INTELLECTUAL PROPERTY 756 (2 hours – Writing)

With the continued emergence of global economies and digital technologies, the area of intellectual property has received much attention in the last 20 years. In this class, we will explore recent challenges to intellectual property and the legal reactions to those challenges from P2P file sharing to the Digital Millennium Copyright Act and the America Invents Act.

EMPLOYMENT DISCRIMINATION 640 (3 hours)

Employment discrimination as regulated by Title VII of the Civil Rights Act of 1964 and other federal statutes.

ENTERTAINMENT LAW 709 (3 hours)

This course examines legal issues relevant to the entertainment industry, including television/cable/radio, film, music, publishing, and theater.

ENVIROMENTAL LAW 581 (3 hours)

The role of legal institutions in the protection of environmental quality, with emphasis on pollution and sound.

EUROPEAN UNION LAW 530 (3 hours – Writing)

The institutions of the European Union, including the Commission, Council of Ministers, Parliament, and the European Court of Justice; how laws are made; implications of European integration for free movement of goods, persons, services, and capital.

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.

FAMILY LAW 560 (3 hours)

The validity and requisites of marriage; the grounds for annulment and divorce; and the rights and duties arising out of the relation of husband and wife, parent and child, guardian and ward.

FEDERAL JURISDICTION 696 (3 hours)

Emphasis on litigation against the state and federal government. Includes general grants of jurisdiction and current utilization in damage suits against the state or federal treasury, provisions of the United States Code that waive sovereign immunity for specific types of litigation, code provisions that authorize discrete causes of action and make provisions for attorneys fees, and development of litigation that generates maximum economic impact.

FEDERAL TRIAL PRACTICE 678 (3 hours – Skills – Note: ABOTA)

Use of federal discovery procedures, pretrial proceedings, and motions. Trial of mock cases, civil and criminal, under federal rules. Prerequisite or Corequisite: Evidence 600. (Z credit).

GAMING LAW 661 (3 hours - Writing)

This course will focus on laws that regulate, prohibit, or permit gambling in various forms.

HEALTHCARE LAW II 741 (3 hours)

Focused study on particular issues in health care law and policy, as selected by the instructor.

INCOME TAXATION OF CORPORATIONS AND SHAREHOLDERS 633 (3 hours)

Tax considerations in corporate formations, distributions, redemptions, liquidations, and reorganizations. Prerequisite: Income Taxation of Individuals 613.

INCOME TAX II 702 (3 hours)

Advanced topics in the federal income taxation of individuals, including tax treatment of significant property transactions; consideration of timing of income and deductions; time value of money concepts; characterization issues; and additional treatment of special deduction limitation provisions. Prerequisite: Income Taxation of Individuals 613.

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](#)

INTERNATIONAL INVESTMENT LAW 757 (3 hours - Writing)

International investment law is one of the fastest growing areas of international law, governing the relationship between foreign investors and host states. This course examines the laws, policies and legal institutions that influence cross-border investments by corporations and individuals. In particular, the course will focus on Bilateral Investment Treaties and the investment chapters of Free Trade Agreements, including NAFTA, as well as arbitration and judicial decisions applying these treaties. Other aspects of international investment, including national regulatory frameworks for foreign investment and contractual protections for investment, such as investment insurance, will also be examined.

INTERNATIONAL TELECOMMUNICATIONS LAW 752 (3 hours – Writing)

Issues of the transnational flow of information which include both technical and social concerns that States have when international communication is involved.

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.

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. 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) except editor-in-chief only may earn one additional (fifth) hour for service in summer term. (Z credit).

LAWYERING SKILLS WORKSHOP 551 (3 hours - Skills)

A simulation-based practice course, including exercises in interviewing and counseling, fact investigation, case assessment, negotiation, motion practice, trial practice, and ethics.

LEGAL PROFESSION 603 (3 hours)

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

MISSISSIPPI LAW JOURNAL 610 (1-5 hours)

Research, writing, and editing assignments and other duties necessary to the operation of the *Mississippi Law Journal*. 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) except editor-in-chief only may earn one additional (fifth) hour for service in summer term. (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).

PROPERTY 504 (4 hours)

Ownership and transfer of interests in land, including present and future estates, tenancies, easements, and covenants; real estate law and practice, with emphasis on mortgages, deeds of trust, and secured interests in real property.

REMEDIES 642 (3 hours)

Legal and equitable remedies, including the law of damages, restitution, and injunctive relief.

REMOTE SENSING LAW 655 (3 hours – Writing)

Remote sensing is a valuable technology in science, foreign policy, national security, and commerce. This course provides an overview of international and domestic remote sensing law and identifies issues in the United States and the international community.

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 II 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.

RESEARCH FOR LEGAL SCHOLARSHIP 711 (1 hour – Skills)

Research for Legal Scholarship is intended to serve as a companion course to upper-level courses with a significant writing component but may be taken as a stand-alone course. The course will survey the resources and techniques used to conduct scholarly research, both online and in print. In-class and homework exercises will help each student conduct individualized research.

SECURED TRANSACTIONS 571 (3 hours)

Theoretical and practical justifications for the creation of security interests in personal property. Emphasis is on Articles 1, 2A, and 9 of the Uniform Commercial Code and bankruptcy law.

SELECTED LEGAL TOPICS II 701 – Solo/Small Firm Practice Seminar (2 hours – Skills)

This one-semester overview is designed to give students information to decide if returning to their hometown to create a solo or small firm practice is a viable alternative to traditional ways of seeking employment after graduation, including choosing a location for a law office; existing technology for automated telephone reception, calendaring of client appointments and court dates, and “paperless” file management; client management and relations; professional liability, office property, and premises insurance; identifying experienced lawyers willing to serve as mentors; hiring staff, managing employees, and the supervision of staff relations; law practice marketing; tax consequences and requirements; and setting up business, trust, IOLTA, and personal bank accounts. Students will create their own business plan at the end of the semester and deliver five-minute marketing speech during the last class.

SELECTED LEGAL TOPICS III 703 – Water Law Seminar (2 hours)

This two-credit course provides an introduction to the major themes and doctrines of water law. Water is an essential resource to innumerable competing uses, such as: personal consumption; use by the energy, agricultural and manufacturing sectors; and recreational use. Throughout the semester we will discuss the major doctrines of private water allocation in the eastern and western United States and how well these systems allocate water among these competing uses. In light of water supply issues like the ones facing the Southeastern U.S., California, and the Colorado River, we will also consider how well our current water law system can address supply issues. Additional topics will include groundwater management, the public trust doctrine, and interjurisdictional water conflicts.

SELECTED LEGAL TOPICS IV 704 – Internet and Emerging Technologies Law (3 hours – Writing)

This class will focus on the challenges that the Internet and other emerging technologies present to existing legal precedent, with particular focus on intellectual property and privacy issues; the manner in which courts have begun to develop legal doctrines to cope with them; and the policy that can point the way going forward.

SELECTED LEGAL TOPICS V 705- Admiralty Law (2 hours)

History and development of the admiralty and maritime jurisdictions, limitation of liability, maritime liens, carriage of goods by water, seamen's remedies, marine insurance, general average and other substantive areas of admiralty and maritime law.

SELECTED LEGAL TOPICS VII 707 – Real Estate (2 hours)

A course in real estate law and practice, including sales contract and mortgage basics, recording, conveyancing, preparation of instruments of title, title searches, heir property, determination of title and removing clouds on title, and partition actions.

SELECTED LEGAL TOPICS VIII 708 – Sports Law II (Professional Sports) (2 hours)

This course provides a comprehensive overview of the application of law to professional sports, focusing mostly on football, baseball, and basketball, the three largest revenue sports. The class covers a wide-range of legal topics including contracts, torts, antitrust, labor law, constitutional law, professional responsibility, and others.

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).

THE PROSECUTION FUNCTION (2 hour - Writing)

Examines the role and duties of the American prosecutor from a historical, theoretical, and practical aspect.

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).

U.S. NATIONAL AVIATION LAW (3 hours – Writing/Take Home Exam Option)

This course covers domestic aviation laws, regulations and policy and explores all major aspects of aviation law, including, but not limited to: government regulation, liability, aircraft financing, economic regulation of domestic air routes and rates; aviation security and environmental law.

UNITED STATES DOMESTIC SPACE LAW 679 (3 hours – Writing/Take Home Exam Option)

This course covers the most developed body of domestic space law in the world: that of the United States. It addresses the nation's civil and military programs and offers a wide variety of commercial activities: launches, remote sensing, and satellite communications, among others.

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

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Survey the comparative national regulatory frameworks governing space activities, with a particular focus on the legal frameworks that govern private and governmental entities engaged in commercial space activities.

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Issues of the transnational flow of information which include both technical and social concerns that States have when international communication is involved.

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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.

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