

**Loyola University Chicago School of Law**  
**Spring 2013 Course Offerings for Chicago Kent**

| Course Title   | Crns Numb | Section | Hours    | Days | Times      | Instructor            | Limit | Room | Exam Date |
|--|-----------|---------|----------|------|------------|-----------------------|-------|------|-----------|
| <u>Adoption Law Seminar</u>  | 204       | 001     | 1.0      | Th   | 6:00-7:00  | <u>Bush-Joseph</u>    | 5     | 1101 | None      |
| <u>Advanced Issues in the Practice of School Law: Labor Law and Employment Issues in the Education Workplace</u> | 110       | 001     | 2.0      | Tu   | 12:00-2:00 | <u>Hirsmann</u>       | 5     | 1304 | None      |
| <u>Advanced Issues in the Practice of School Law: Special Education and Student Discipline</u>                   | 426       | 001     | 2.0      | M    | 12:00-2:00 | <u>Hirsmann</u>       | 5     | 1304 | None      |
| Advanced Appellate Advocacy  | 815       | 001     | 3.0      | Th   | 5:00-7:00  | <u>Fulton</u>         | 5     | 1304 | None      |
| <u>Advanced Litigation Skills, S1</u>  | 184       | 001     | 2.0      | Th   | 5:00-7:00  | <u>Herbert</u>        | 5     | 202  | None      |
| <u>Advanced Writing for Litigation: Civil Litigation S2</u>  | 293       | 002     | 2.0      | Th   | 7:00-9:00  | <u>Legner</u>         | 2     | 1002 | None      |
| <u>Applied-Civil Procedure</u>   | 150       | 001     | 3.0      | Th   | 6:00-9:00  | <u>Banich</u>         | 2     | 1001 | None      |
| <u>Construction Law</u>  | 513       | 001     | 2.0      | M    | 7:00-9:00  | <u>Kubasiak</u>       | 4     | 1001 | Take Home |
| <u>Disability Law</u>  | 760       | 001     | 2.0      | W    | 11:00-1:00 | <u>Coustan/Walden</u> | 5     | 601  | None      |
| <u>Law and Catholic Social Thought</u>   | 136       | 001     | 2.0- 3.0 | Tu   | 2:00-4:00  | <u>Araujo</u>         | 5     | 1104 | None      |
| Religious Liberty Seminar<br><i>Prerequisite: Constitutional Law</i>   | 454       | 001     | 2.0      | Th   | 4:00-6:00  | <u>J.Sherwin</u>      | 5     | 1001 | Paper     |
| <u>Topics in Long Term Care</u>  | 768       | 001     | 2.0      | M    | 3:00-5:00  | <u>Blum</u>           | 2     | 1304 | None      |

**204 - Adoption Law Seminar (1)** This is a seminar course which will give the student an overview and basic understanding of the fundamental legal principles of adoption. A different adoption topic will be covered every week, including the different types of adoption, for example, domestic, international, special needs, coparent adoptions. Social and financial aspects of adoption will be presented. Issues in reproductive technology will also be discussed including donor gametes (egg and sperm donation) and embryo donation. Students will write a paper on a topic provided by the instructor. (*Bush-Joseph*)

**110 - Advanced Issues in the Practice of School Law: Labor and Employment Issues in the Education Workplace (2)** This course, which meets once a week for two hours, will explore in depth labor and employment issues in the 21st century education workplace. Students will form teams -- representing individual employees, the union, and management -- and advocate their respective positions in a variety of contexts, including collective bargaining, unfair labor practice proceedings, teacher discipline and dismissal proceedings, and contract grievance arbitration. Current events and contemporaneous developments will provide the backdrop for the course materials and class activities. Topics will include: tenure, reduction-in-force and seniority rights, and teacher accountability and evaluation of professional personnel under new education reform legislation; public sector bargaining trends in Illinois and nationally; the 2012 Chicago Public Schools teachers strike; LGBT issues, free speech, and workplace right of privacy.

**426 - Advanced Issues in the Practice of School Law: Special Education Advocacy (2)** This course, which meets once a week for two hours, will deal in depth with current and timely student issues in public elementary and secondary schools. The course will focus on advocacy and resolution of special education disputes ranging from early childhood to post-secondary school transitional services. Additionally, the course will address student discipline in the 21st century: cyberbullying; LGBT issues; suspension/expulsion, and emerging trends in alternatives to disciplinary removals from school. Students will form teams assuming the roles of parent/student advocate, school administrators, and school service providers in a variety of activities throughout the semester, including: 1) preparing for and prosecuting/defending a student expulsion case involving a student not yet identified as IDEA-eligible, 2) handling a special education dispute from the IEP conference giving rise to the due process request through the due process hearing, and 3) determining Section 504 eligibility and developing and implementing a Section 504 service plan for a student with ADD/ADHD or significant health issues (e.g., life-threatening allergies).

**815 - Advanced Appellate Advocacy (3)** This course is intended for LL.M. students, but J.D. student may be permitted to take the class with instructor permission. The course begins where traditional legal writing and advocacy courses leave off, teaching advanced legal research strategies, brief writing, oral argument technique, and the components of appellate procedure. Students will be required to compose appellate briefs and to deliver oral arguments.

**184 - Advanced Litigation Skills (2)** Learning litigation skills task-by-task can leave the young practitioner with little guidance on how to form the overall strategy necessary to develop and present an effective civil case. While covering a wide range of specific skills, including final pretrial preparation, the pretrial uses of opening statement and closing argument, the careful researching of local rules of procedure, techniques for examining witnesses, emphasis in the use of discovery tools, techniques for oral argument and applying a structured approach to settlement negotiations, this course will emphasize the aspects of these skills that support an overall civil litigation strategy. This course will require students to review a variety of materials in preparation for class, to participate in certain

in-class exercises and to submit certain written work during the course of the term. Evaluation of each student's performance will be based on in-class exercises and written work during the course of the term. (*Herbert*)

**293 - Advanced Writing for Litigation: Illinois Civil and Criminal Litigation (2)** This course focuses on the development of skills necessary for particular writing assignments that arise in the course of a civil lawsuit or a criminal prosecution. While writing well in litigation is important in itself, it also contributes to a litigator's skill as an oral advocate. Moreover, practice in oral advocacy contributes to a litigator's effectiveness as a writer. For this reason, this course will require the student to participate in oral advocacy exercises as well as undertake specific writing assignments.

The course is designed the student with a strong sense of the overall strategy necessary to be effective in the development and presentation of a case. It will cover a wide range of skills, including the drafting of complaints, the preparation and presentation of motions, opening statements and closing arguments, the careful researching of local rules, the drafting of memoranda, the development of techniques for examining witnesses, the use of discovery tools and the application of a structured approach to settlement negotiations. In addition to the writing associated with these skills, the course will focus on the aspects of these skills that support an overall litigation strategy. (*Herbert*)

**150 - Applied Civil Procedure (3)** This course will give students practical experience with common pre-trial civil litigation tasks they will encounter in private practice. The instructor's principal goal is to expose students to the "nuts and bolts" of pleading, discovery and fact gathering - with particular emphasis on writing - so that they will be more effective junior lawyers on their first day of practice. Throughout the semester, each student will represent a client in simulated litigation of a fictional civil case in which one of their classmates is opposing counsel. Class time is devoted to discussing how to prepare and complete the tasks that arise litigation generally and in the mock litigation in particular. As a result, students become familiar with the Federal Rules of Civil Procedure and obtain actual, albeit simulated, experience drafting pleadings, discovery and other writings. Specifically, this course will address: (i) conducting factual investigations preceding and during litigation; (ii) drafting initial pleadings, such as complaints, answers, affirmative defenses and counterclaims; (iii) drafting and responding to written discovery requests; (iv) locating and producing documents/electronically-stored information, as well as the practical considerations pertaining thereto; (v) preparing for depositions of corporate representatives under Federal Rule of Civil Procedure 30(b)(6); (vi) handling discovery disputes; and (vii) negotiating and drafting settlement agreements. The instructor stresses both the requirements of the applicable procedural rules as well as more subjective topics such as civility when dealing with opposing counsel, courtroom demeanor and interaction with clients and more senior attorneys. (*Banich*)

**513- Construction Law (2)** Construction law draws upon many areas of law from contracts to torts to insurance and land use. This course allows students to understand how they interact and work together. It will focus on the legal issues common to the construction industry from transaction considerations to litigation. We will examine the parties involved in a construction project, project delivery systems, negotiation of contracts, scheduling and delays, insurance and bonding considerations, mechanics liens, defects, claims procedures, remedies, warranties, and termination. Students will gain practical experience in drafting construction contracts as well as writing complaints for a construction dispute. Readings will include state and federal cases and statutes, with a focus on Illinois law. In addition, this course will look at current construction projects and disputes going on in Chicago.

**760 - Disability Law (2)** More than 50 million Americans have disabilities, even as the population just begins to age significantly. The Americans with Disabilities Act was passed in 1990 as a key civil rights law to help persons with disabilities obtain access to employment, government functions at all levels, and most public Accommodations. This seminar will explore how our disability laws have succeeded, and failed, to fulfill their promise. We will also examine closely the significant recent activity by the Supreme Court in this evolving, dynamic area of the law. Each student is expected to select a topic of particular interest to him or her, perform an in-depth review of the law related to that topic, and write a paper on the subject. Student's progress will be tracked through class discussion, informed reaction papers and the final research paper. (*Coustan*)

**136 - Law and Catholic Social Thought (2/3)** This course introduces students to the major documents that comprise the Catholic Church's social teachings. The documents will serve as a basis for a broader discussion of whether the social teaching has anything relevant to say or should have to say about current trends in American law. Considers whether lawyers of faith are obliged to move the law in a direction that comports with their core religious values and how that can be done in a pluralistic society; whether Catholic social teaching offers ideas and values that might find broad-based acceptance; and what happens if a lawyer determines that the profession and/or the society are hostile to the values presented in the social teaching. A twenty page paper delving into a particular issue or subject matter will be required for successful completion of the course. (2 Credits; however, a 3 Credit option is available to those members of the seminar who write a longer paper of thirty pages.) (*Araujo*)

**454 - Religious Liberty Seminar (2)** "Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof...." One of the primary motivations for the founding of the United States is the impetus for religious liberty. What is religious freedom in today's increasingly secular world? Is religious freedom possible? And what is the place of religion in our political and cultural life? This course will explore these questions through targeted readings in seminal cases. The course will culminate in student presentations and a seminar paper. (**Prerequisite:** Constitutional Law)

**768 - Topics In Long Term Care (2)** Provides students with an overview of key subjects in the diverse and growing field of long term care. For this seminar long term care will be cast broadly as an area that deals with various populations that have profound and ongoing health needs. While much of the course will focus on statutory and regulatory law, significant emphasis will be placed on public policies in long term care which underpin particular legal issues.