MEMORANDUM

TO: COLLEGE OF LAW STUDENTS
FROM: Marci A. Rosenthal, Interim Associate Dean for Academic Affairs
CC: Law Faculty
RE: Spring 2018 Course Registration Guide
DATE: October 20, 2017

As a graduate student in law, you assume primary responsibility for ensuring that your education at the College of Law furthers your professional objectives. To help you make the most of this process, this guide highlights issues that deserve your special attention as you register for spring 2018 courses.

- Part I explains the mechanics of the registration process.

- Part II explains the upper-level requirements applicable to all law students. You may graduate only if you have satisfied each of these requirements, many of which have additional sub-requirements as to timing or performance. Please be aware that you are responsible for monitoring whether you have satisfied these requirements by your intended graduation date. Box 1 on page 4 provides a schematic overview of these requirements.

- Part III highlights courses that while not strictly required are strongly recommended for your sake either because they are tested on the state bar or because they address a core area of legal knowledge that every lawyer should have. This Part also identifies pre-requisites and co-requisites for courses.

- Part IV addresses academic supervision and probation.

- Appendix A lists descriptions of seminars offered during spring 2018.

- The 2017-2018 academic calendar and the spring 2018 class and examination schedules may be found on the College of Law website at https://law.fiu.edu/academics/registrar/.

Students on academic supervision or probation must submit a proposed fall schedule to Dean Schulze or Professor Ruiz before being allowed to register (as outlined in Part IV).
I. REGISTRATION MECHANICS

We will register 1L students and LLM students for their courses. All other students should keep in mind the several policies, discussed below, that influence whether you can take a particular course.

Timing

Spring registration appointment times will be available for viewing in PantherSoft on October 25. Initial course registration for spring will begin by appointment times on October 30 (3L and 4L graduating students have registration priority), and will close on November 8 to accommodate a major PantherSoft system upgrade.

The system will be unavailable until November 13 when registration will resume. Initial registration will end on November 17. The add/drop/swap period reopens on January 4, 2018, and runs through January 12, the last day to drop classes and still receive a tuition refund.

Procedures

To register online, log into PantherSoft via the portal at https://my.fiu.edu/, select “add classes” from the Quick Links menu in the Student Center, select the term, and add a class. You should use the tabs at the top of the Enrollment page to swap or drop courses and to view your class schedule. Consult the PantherSoft Class Schedule for the spring 2018 course offerings, professors, days and meeting times, and choose the class number (NOT THE COURSE CATALOG NUMBER) from the Class Schedule link. Course descriptions may be found in the PantherSoft Catalog.

Although the on-line registration process will permit you to register for most law classes, students may be bumped based on priority rules described below. Students who are bumped from classes will be notified by the Registrar’s Office before the end of the fall semester. Please pay special attention to any course with a pre-requisite or co-requisite, as you will not be able to register without satisfying these criteria.

Enrollment Caps

The following spring classes have enrollment caps- ADR and Seminars: up to 15 students; LSV III: 10 students for all sections except Professor Walter’s, which is limited to 16 students; Trial Advocacy, 6 students per section.

The enrollments in all other classes may be limited by the size of the available classroom.
Course Registration Priorities

Third-year, full-time students and fourth-year, part-time graduating students have the first registration priority if they register within their scheduled time. In all other cases, students have priority within their division. While day students have priority over evening students for day classes, and evening students have priority over day students in evening classes, students may register in either division after the 1L year. When demand exceeds available seats, seats will be allocated by a waitlist maintained by the Registrar among those with equal priority. After scheduled registration times have ended, and during open enrollment from November 15-17, students may continue to register along with visiting students.
Legal Clinics and Externships

Students who want to enroll in one of the legal clinics or externships must complete an application (available from the clinic) and submit it to Zoraya Ledesma, clinic administrator. Applications will be available on by October 20 and may be submitted by e-mail or in person. Students will be enrolled in a clinic or externship by the Registrar’s Office once the application and placement have been approved.

II. Upper Level Requirements

All students must complete 59 credit hours of upper-level courses after completion of the Foundation Curriculum. In addition, the College of Law imposes several other requirements summarized below in Box 1.

Box 1: Overview of Upper-Level Distributional and Other Requirements for Graduation

<table>
<thead>
<tr>
<th>REQUIREMENT</th>
<th>REQUIREMENT SATISFIED BY</th>
<th>MUST BE COMPLETED BY THE END OF</th>
</tr>
</thead>
<tbody>
<tr>
<td>Professional Responsibility (3 credits)</td>
<td>Taking Professional Responsibility. You must receive no lower than a “C” in this course.</td>
<td>Your last semester</td>
</tr>
<tr>
<td>Legal Skills and Values III (3 credits)</td>
<td>Passing LSV III.</td>
<td>Full time program: by the 4th semester. Part-time program: by the 6th semester</td>
</tr>
<tr>
<td>Litigation or alternative dispute resolution (2 courses required)</td>
<td>Passing two of the courses listed in Box 2 on page 4.</td>
<td>Your last semester</td>
</tr>
<tr>
<td>International and comparative law</td>
<td>Passing one of the courses listed in Box 3 on page 4.</td>
<td>Your last semester</td>
</tr>
<tr>
<td>Seminar</td>
<td>Seminar offerings change each semester. Seminar descriptions are outlined below.</td>
<td>Your last semester</td>
</tr>
<tr>
<td>Experiential (for 1L admits Fall 2016, and all JD admits beginning fall 2017)</td>
<td>Clinics, Externships, Trial Advocacy, Appellate Advocacy and courses identified on the class schedule each semester</td>
<td>Your last semester, a minimum of 6 credits required</td>
</tr>
<tr>
<td>Pro Bono Service</td>
<td>Consult Professor Kotev, Director of Externships and Community Service, or email <a href="mailto:lawcsvc@fiu.edu">lawcsvc@fiu.edu</a></td>
<td>2L full time students must complete this requirement by the end of the second year. 3L part-time students must complete this requirement by the end of the third year. A registration hold will be placed on any graduating student who has not completed pro bono hours prior to registering for the final semester.</td>
</tr>
</tbody>
</table>
III. RECOMMENDED COURSES AND REQUISITES

In addition to the courses that you are required to take, we recommend you take several other courses that cover core legal subjects. The subject matter in all of the following courses is tested on the Multi-State and Florida Bar Examinations. Because tested subjects vary by jurisdiction, you should check with the Board of Bar Examiners in any other state regarding bar-tested classes.

<table>
<thead>
<tr>
<th>Box 2: Courses expected to be offered in spring 2018 that satisfy the Litigation or Alternative Dispute Resolution requirement.</th>
<th>Box 3: Courses expected to be offered in spring 2018 that satisfy the International and Comparative Law requirement</th>
<th>Box 4: Experiential Courses</th>
</tr>
</thead>
<tbody>
<tr>
<td>Must complete two courses to graduate.</td>
<td>Must complete one course to graduate.</td>
<td>Must complete a minimum of 6 credits to graduate</td>
</tr>
</tbody>
</table>

**Spring 2018**
- ADR
- Evidence
- Civil and Criminal Externships
- Clinics
- Florida Civil Practice
- International Litigation
- Pre-Trial Practice
- Trial Advocacy

**Spring 2018**
- Antitrust
- Clinic: Immigration & Human Rights
- Comparative Family Law
- Conflicts of Law
- Immigration Law
- International Human Rights
- International Litigation
- Seminar: American Caribbean Law Institute
- Seminar: Advanced Topics in International Law
- Seminar: Citizenship and Immigration
- Seminar: Law & Society
- Seminar: Law and Politics in Latin America
- Seminar: Law & Exclusion
- Seminar: International Criminal Practice

**Spring 2018**
- Civil, Criminal and Judicial Externships
- All Clinics and Advanced Clinics
- Pre-Trial Practice
- Trial Advocacy
- Advanced Trial Advocacy
- ADR
- Profesión Jurídica Comparada
- Community Law Teaching
- LSV IV

<table>
<thead>
<tr>
<th>Box 5: Bar-Tested Courses</th>
</tr>
</thead>
<tbody>
<tr>
<td>Highly Recommended Florida Bar-Tested Courses</td>
</tr>
<tr>
<td>Business Organizations</td>
</tr>
<tr>
<td>Criminal Procedure: Investigation</td>
</tr>
<tr>
<td>Evidence</td>
</tr>
<tr>
<td>Law &amp; Procedure: U.S. and Florida*</td>
</tr>
<tr>
<td>Sales</td>
</tr>
<tr>
<td>Wills and Trusts</td>
</tr>
<tr>
<td>Payment Systems</td>
</tr>
</tbody>
</table>
NOTE: Law & Procedure; U.S. and Florida is available only to graduating students, who are strongly encouraged to take it. This is a Bar-focused course that emphasizes the particularities of Florida law and the multi-state exam.

The following courses have pre-requisites or co-requisites in the spring semester:

<table>
<thead>
<tr>
<th>Course</th>
<th>Pre-requisite(s) or Co-requisites</th>
</tr>
</thead>
<tbody>
<tr>
<td>Advanced Trial Advocacy</td>
<td>Trial Advocacy (Pre-requisite)</td>
</tr>
<tr>
<td>Corporate &amp; Partnership Tax</td>
<td>Federal Income Tax (Pre-requisite)</td>
</tr>
<tr>
<td>Death Penalty Law</td>
<td>Completion of Foundation Courses (Pre-requisites)</td>
</tr>
<tr>
<td>Securities Regulation</td>
<td>Business Organization (Pre-requisite)</td>
</tr>
<tr>
<td>Securities Law Enforcement</td>
<td>Business Organizations (Co-requisite)</td>
</tr>
<tr>
<td>LSV IV</td>
<td>LSV I, LSV II and LSV III (Pre-requisites)</td>
</tr>
</tbody>
</table>

The faculty recommend that students take Secured Transactions before taking Bankruptcy Law.

Externships and Legal Clinics have a pre-requisite or co-requisite as outlined below:

<table>
<thead>
<tr>
<th>Externships</th>
<th>Required</th>
<th>Pre or Co-Requisites</th>
</tr>
</thead>
<tbody>
<tr>
<td>Civil Externship</td>
<td>45 credits completed</td>
<td>Professional Responsibility</td>
</tr>
<tr>
<td>Criminal Externship</td>
<td>48 credits completed and Letter of CLI Clearance from the Florida Bar</td>
<td>Professional Responsibility, Evidence, and Criminal Procedure - Investigation</td>
</tr>
<tr>
<td>Judicial</td>
<td>Completion of Foundation Curriculum (all courses)</td>
<td>None</td>
</tr>
<tr>
<td>Advanced Externship</td>
<td></td>
<td>Must have completed an initial externship.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Clinic</th>
<th>Required</th>
<th>Pre or Co-Requisites</th>
</tr>
</thead>
<tbody>
<tr>
<td>Small Business Clinic</td>
<td>45 credits completed</td>
<td>Professional Responsibility and Business Organizations</td>
</tr>
<tr>
<td>Death Penalty Clinic</td>
<td>45 credits completed and Death Penalty Law Course</td>
<td>Professional Responsibility</td>
</tr>
<tr>
<td>Medical – Legal Partnership</td>
<td>45 credits completed</td>
<td>Professional Responsibility and one of the following courses: Health Law, Administrative Law, Disability Law, or Immigration Law</td>
</tr>
<tr>
<td>Immigration &amp; Human Rights Clinic</td>
<td>45 credits completed</td>
<td>Professional Responsibility, Evidence, and Immigration Law</td>
</tr>
</tbody>
</table>
IV. ACADEMIC SUPERVISION

If you are on academic supervision you must contact Dean Schulze at lschulze@fiu.edu or Professor Ruiz at rauruis@fiu.edu for an advising appointment, or you may submit your proposed class schedule to them via email as soon as possible, preferable by October 27 for graduating students, and by November 1 for all other students. If you do fail to get advised in a timely manner, your hold will not be released and you will experience a delay in being able to register for classes.

*   *   *
Appendix A

Seminars - Spring 2018

American and Caribbean Law Institute - Professor Kotey

The American and Caribbean Law Institute (ACLI) Seminar provides students with the opportunity to work collaboratively on live legal problems generated by attorney generals from American and Caribbean jurisdictions. The students conduct legal research utilizing the law of the host country and international and comparative law to write legal memoranda on selected issues in Caribbean law. The memoranda must culminate in a major research paper on the issue or issues selected. The final component of the ACLI seminar is a mandatory meeting in the host country during which students conduct oral arguments based on the results of their legal research.

Eugene Dupuch Law School in Nassau, Bahamas is scheduled to host ACLI in spring 2018.

NOTE: You need approval from Professor Kotey to register for this seminar which is limited to 5 students. Please email Zoraya Ledesma at ledesmaz@fiu.edu with your request. Note: one of the conditions for taking this seminar is that you must agree to be responsible for your own travel expenses to the Bahamas.

Advanced Topics in International Law - Professor Jalloh

The International Law Commission (ILC) is the only subsidiary organ within the United Nations system that was mandated by the UN Member States to “initiate studies and make recommendations for the purpose of encouraging the progressive development of international law and its codification.” This advanced seminar, which offers students a unique opportunity to learn how international law is made from a faculty member who has been elected by the UN General Assembly to serve on the ILC, will first explore the historical origins, mandate, and contributions of the ILC towards the establishment of a rule-based international legal system. The seminar will then critically evaluate the various topics under study by the commission, their present status, and future direction. These include the Protection of persons in the event of disasters; Immunity of State officials from foreign criminal jurisdiction; Identification of customary international law, Protection of the environment in relation to armed conflicts; Protection of the atmosphere, Crimes against humanity, and Jus Cogens. The final part of the seminar will explore the ILC’s long-term work program. Overall, the seminar will expose students to the practical ways international law is made and deepen their understanding of the codification and progressive development of international law. Seminar grades will be based on a) a major paper (50%); b) class presentation (25%) and class participation (25%).
Federal Habeas Corpus – Judge Adalberto Jordan

The seminar is a survey course on federal habeas corpus taught historically, so that students begin learning in the first part of the course about the writ of habeas corpus as it developed in England (judicially and statutorily) in the 16th-18th centuries. They then move on to the Suspension Clause of the United States Constitution and the Judiciary Act of 1789, as well as cases decided by the Supreme Court in the early 1800s. Next, the students are exposed to developments in habeas law during the Antebellum Period through Reconstruction.

Following Reconstruction, the course moves on to judicial expansion of habeas corpus in the 20th century, culminating with a series of important decisions by the Warren Court in the 1950s and 1960s. The students then learn about the retraction of habeas through procedural mechanisms in the Burger and Rehnquist Courts.

The second half of the seminar deals with substantive areas of habeas law, including exhaustion, procedural default, successive petitions, cognizable claims, prejudice and harmless error, the role of innocence, the enactment and interpretation of AEDPA, statutes of limitation and equitable tolling, and collateral relief for federal prisoners. The seminar ends with a discussion of the role of habeas during wartime or similar hostilities, with a focus on World War II cases and the relatively recent Guantanamo terror cases.

Law and Politics of Latin America - Prof. Jorge Esquirol

This course offers an overview of the main, contemporary debates impacting law in Latin America. It conveys significant information about the nature and structure of the region’s national legal systems. At the same time, it connects this information with current political debates, potentially resulting in legal and institutional reform. With this objective, the reading assignments present a general framework for understanding law in Latin America. More importantly, they introduce opposing ideas and positions with respect to legal politics in specific Latin American countries and/or affecting the region as a whole. Across all the topics addressed, the focus is on three recurring themes for the course:

(1) Law’s role in projects of national governance, economic expansion, and cultural identity. In other words, what relation does law have to democracy, development and multiculturalism in Latin America? What “programmatic goals” does law serve in the region? How can the legal system be a better instrument of public policy? How does law contribute or construct the “culture” of Latin America?

(2) The prospects for effective legal reform, permanent conciliation of armed insurgents, and empowerment of minority communities in Latin America. Are Latin American legal systems capable of adapting and responding to the demands of their peoples? Can the medium of law serve to improve the lives of women, racial/ethnic minorities, gays and lesbians, as well as reduce the occurrence of guerrillas and paramilitaries in arms?

(3) The impact of international trade and developed-country foreign policy on Latin American legal institutions. Is law in Latin America just another site for reproducing
imperialism and dependence on the international economic order? Or can law be the site of socially responsive economic development and more equitable distribution of wealth?

**Law and Society - Professor Gomez**

This is a course about the relationship of law and society in many different societies. It provides some basic material on how law actually operates in the real world and uses specific law and society issues in various countries. The readings deal with (among other countries) Chile, China, England, Germany, Israel, Italy, Japan, Jordan, Mexico, Russia, Taiwan, Thailand, United States, and Venezuela.

The goal of this course is to provide FIU law students with an opportunity to explore and understand the way in which legal rules, doctrines, and institutions impact society, or fail to, and what are the conditions that determine whether an impact is small, large, or nonexistent. This course is also interested in exploring what makes legal systems grow and change, from the standpoint of one or more of the social sciences--sociology, anthropology, psychology, political science, economics, and history. Instead of asking the right answer to a legal question might be, the goal of this course is to ask questions about how and why and to what effect. Why did certain rule arise or persist? Why was a particular statute passed, and what interest groups benefited from it? What were the forces that led to some particular reform of the law? Who followed the dictates of some regulation strictly; who disobeyed, and why; and who tried to find ways to get around it? What role do lawyers play in economy and society?

**Law and Exclusion – Professor Choudhury**

The Law and Exclusion seminar will explore the way in which law is used to construct legal identities, regulate groups, and distribute rights and obligations in a way that creates insider and outsider status. Through the use of film, literature, and analysis of legal scholarship, topics such as race, gender, economic inequality, and migration, will be examined critically to understand the structural inequalities perpetuated by law and the interaction between law and society. The seminar will take explore these issues as they arise in the United States and in other countries through a comparative approach.

Professor Osei Tutu**

This seminar will cover fashion and design law issues in the United States and abroad. It will focus on the relationship between fashion, intellectual property laws, and culture. Students will discuss the use of intellectual property laws to protect fashion, global counterfeiting, advertising, gender and human rights considerations, as well as international aspects. Students will write a 25-30 page seminar paper on a fashion or design law topic of their choice.
How to Write a Sentence - Professor Fish

This seminar is designed both for students who feel uneasy about their grasp of the craft of writing and for students who are confident in their writing abilities but would like to enlarge and refine them. The focus will be on the construction of sentences, with special emphasis on the design and control of longer sentences. How do you know when the sentence you are writing hangs together and when it has fallen apart in a way that frustrates a reader’s desire to make sense of what you are saying? How do you know whether what you intend to say is right there on the page or remains in your head where it is unavailable to anyone who is not you (all of your readers)? These and related questions will be explored with the help of in-class exercises intended to raise alertness about the mechanics of writing and to expand the repertoire of anyone who would like to be able to handle complex ideas in an efficient and coherent manner. We shall begin by asking just what a sentence is, what kinds of effects are sentences supposed achieve, and what resources are available to us for achieving them. Short - out of class assignments will involve the grammatical and rhetorical analysis of legal materials. A semester-long assignment will involve the construction of a language. The class will be divided into groups of four or five. Each group will construct a language that is not English or any other natural language, but is capable of conveying the binary distinctions (between singular-plural, past-present, subject-object, actor-action, and much more) that make language and communication possible. The language must have a syntax and a vocabulary that can be taught to members of the class. Each group will compose a text bearing on some legal issue and lead the class in translating it. This may sound daunting, but I can assure you that it is both easy and fun once you get the hang of it. At the end of the semester you will be able to write clean English sentences with ease and confidence, and you will have an analytic understanding of your newly acquired capabilities.

Separation of Powers - Professor Foley

This course will provide an in-depth exploration of the Constitution’s separation of powers, both vertical and horizontal. Topics covered will include: the federalism principle; anti-commandeering doctrine; coercion doctrine; clear statement rule; Tenth Amendment; preemption; power of judicial review; Chevron deference; political question doctrine; the executive’s duty of faithful execution; prosecutorial discretion; legislative standing; state standing, suspension doctrine; and the non-delegation doctrine. Readings will consist of cases and handouts. The course requires a law-review style paper of at least 25 page in length.
Citizenship and Immigration - Professor Román

This seminar involves analyzing the construction and interpretation of the law of citizenship as well as the laws relating to national immigration policy, as specific instances of wider themes concerning democratic theory, social inclusion, hegemony, class, and race. The course will necessarily deal with the intersection of, on the one hand, citizenship law, immigration law, public international law, and constitutional law and, on the other hand, theoretical perspectives based on classical and enlightenment philosophy, critical race theory, post-colonial studies, Diaspora literature, and social theory generally. Students are expected to and will produce a final paper of publishable quality. Our learning will be achieved by having the students broken up into groups, ideally representing differing interest groups and factions, with an aim at developing solutions for some of the more controversial issues of the day.

International Criminal Justice - Professor Fairlie

This seminar will introduce students to the International Criminal Court (“ICC”) and other contemporary international and internationalized criminal courts and their developing practices. It will examine the challenges inherent in developing a procedural and evidentiary framework for international criminal proceedings that is both workable and fair. Some of the topics that are likely to be covered include: the fact-gathering process (investigation and interrogation techniques), pre-trial release, comparative criminal procedure (common law and continental practice), disclosure requirements, and evidentiary matters. We will also consider the relationship between the United States and the ICC by evaluating the legal and policy arguments that have been advanced in opposition to the ICC in light of the Court’s work to date. We will regularly discuss current events, particularly those pertinent to ICC investigations and prosecutions, and students will be encouraged to monitor a number of well-respected blogs for important developments in this intriguing and ever-evolving area of law. Performance will be assessed through a research paper, in-class presentations, simulations and participation.

Entertainment Law – Professor Travis

This seminar will begin with an analysis of media regulation, media and business torts, entertainment contracts, and agent relationships. After that, we will explore copyright protection for entertainment-industry content, trademark disputes filed by or against entertainment companies or entertainers, the right of publicity, and other matters. The readings will include cases in which the Supreme Court, the lower federal courts, state courts, and foreign courts have defined the regulation of entertainment industry firms, and articles and briefs debating and
criticizing these cases and the underlying public policy issues. Finally, students will have a chance to learn from one another (and to learn by doing) in a series of student presentations, which may involve negotiation projects, mock oral arguments, or case studies in entertainment law practice or legislative reform.