



MEMORANDUM

TO: COLLEGE OF LAW STUDENTS

FROM: Marci A. Rosenthal, Acting Associate Dean for Academic Affairs

CC: Law Faculty

RE: Spring 2019 Course Registration Guide

DATE: October 22, 2018

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 your experience, this guide highlights points that merit your particular attention as you register for spring 2019 courses.

- Part I explains the mechanics of the registration process.
- Part II explains the upper-level requirements applicable to all law students. Your graduation is contingent on your satisfaction of 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 3 provides a schematic overview of these requirements.
- Part III highlights courses that are not strictly required, but are strongly recommended 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 in spring 2019.
- The 2018-2019 academic calendar and the spring 2019 class and examination schedules are on the College of Law website at <https://law.fiu.edu/academics/registrar/>.
- Students on academic supervision **must** submit a proposed spring schedule to Dean Schulze or Professor Ruiz (as outlined in Part IV).

I. REGISTRATION MECHANICS

All 1L students will be registered automatically for their second semester foundation courses. For all other students, please keep in mind that several policies (discussed below) influence whether you may take a particular course.

Timing

Spring registration appointment times have been changed due to a student portal PantherSoft upgrade during our originally published registration period. The new date for viewing your registration appointment time is Monday, October 29. Initial course registration for spring will begin by appointment times on Wednesday, October 31 and will end on Friday, November 16. It will reopen on January 2 and remain open until the end of drop/add on January 11. **From November 9 at 5pm until November 11 at 5pm you will not be able to access PantherSoft. You will be receiving a series of emails regarding the upgrade, do not ignore them. They will prepare you for how to navigate the system once the upgrade is completed.**

Students with advanced standing (3L and 4L graduating students) will have registration priority.

Procedures

Until the upgrade occurs, you will continue to register online by log into PantherSoft via the portal at <https://my.fiu.edu/>, select “add classes” from the Quick Links menu below the Student Center, select the term, and add a class. 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 2019 course offerings, professors, days, and meeting times, and choose the class number (NOT THE CATALOG NUMBER) from the Class Schedule link. Course descriptions may be found in the PantherSoft Catalog. Please see the FAQs at <https://law.fiu.edu/academics/registrar/frequently-asked-questions/> which will also assist you in this process. **Remember the student portal will not be accessible from November 9 at 5pm to November 11 at 5pm.**

Although the online registration procedure 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 current semester.

Enrollment Caps

The following spring 2019 classes have enrollment caps: Mediation (limited to 15 students); Seminars (limited to 15 students); Transnational Disputes (limited to 14 students); LSV III (limited to 10-16 students depending on the section); Trial Advocacy (6 students per section); and library research courses (limited to 20 students). 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 students have registration priority, if they register within the priority period. In all other cases, students have priority within their division of enrollment. Day students have priority over evening students for day classes, and evening students have priority over day students in evening classes. When demand exceeds available seats, seats will be allocated by a wait list maintained by the Registrar among those with equal priority. After scheduled registration times have ended, and during open enrollment from November 14 - 16, you may continue to register along with visiting students.

Legal Clinics

Students who want to enroll in one of the legal clinics or externships must complete an application and submit it to Zoraya Ledesma, clinic administrator. Students will be enrolled in a clinic by the Registrar's Office once their application is 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 requirements summarized below in Box 1.

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

REQUIREMENT	SATISFIED BY	MUST BE COMPLETED BY
<i>Professional Responsibility (3 credits)</i>	Taking Professional Responsibility. You must receive no lower than a "C" in this course.	Your last semester
<i>Legal Skills and Values III (3 credits)</i>	Passing LSV III.	Full time program: the 4 th semester. Part-time program: the 6 th semester
<i>Litigation or alternative dispute resolution (2 courses required)</i>	Passing two of the courses listed in Box 2 on page 4.	Your last semester
<i>International and comparative law</i>	Passing one of the courses listed in Box 3 on page 4.	Your last semester
<i>Seminar</i>	Passing at least one Seminar. Seminar offerings change each semester. Check the current schedule.	Your last semester
<i>Experiential (for 1L admits Fall 2016, and all JD admits beginning fall 2017)</i>	Clinics, Externships, Trial Advocacy, Appellate Advocacy and courses identified as experiential on the class schedule each semester	Your last semester, a minimum of 6 credits required
<i>Pro Bono Service</i>	Consult Professor Kotey, Director of Externships and Community Service, or email ledesmaz@fiu.edu	2L day students must complete this requirement by the end of the second year. 3L evening 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.

Box 2: Litigation or Alternative Dispute Resolution requirement. Must complete two courses to graduate.	Box 3: Courses that satisfy the International and Comparative Law requirement Must complete one course to graduate.	Box 4: Experiential Courses Must complete a minimum of 6 credits to graduate
Spring 2019 Evidence Civil and Criminal Externships Clinics Mediation Pre-Trial Practice Trial Advocacy	Spring 2019 Immigration & Human Rhts Clinic Immigration Law International and Comparative Sales International Intellectual Property Seminar: American & Caribbean Law Institute Seminar: Citizenship and Immigration Seminar: International Criminal Practice International Commercial Arbitration Transnational Disputes Trademarks & Geographical Indicators	Spring 2019 Civil, Criminal and Judicial Externships Advanced Externships Clinics Advanced Clinics Mediation Pre-Trial Practice Trial Advocacy Advanced Trial Advocacy

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.**

Box 5: Bar Tested Courses	
Highly Recommended Florida Bar Tested Courses	Recommended Florida Bar Tested Courses
Business Organizations	Family Law
Criminal Procedure: Investigation	First Amendment
Evidence	Florida Civil Practice
Law & Procedure: U.S. and Florida*	Florida Constitutional Law
Sales	Products Liability
Wills and Trusts	Remedies
	Secured Transactions
	Payment Systems

* This course is available only to third-year and fourth-year **graduating** FIU students in spring and summer who are strongly encouraged to take it in their final semester. 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:

Course	Pre-requisite(s) or Co-requisites
Death Penalty Law	Completion of Foundation Courses (Pre-requisites)
Corporate Finance	Business Organizations (Pre-requisite)
Trial Advocacy	Evidence (Pre- or Co-requisite)
Securities Regulation	Business Organizations (Pre-requisite)
Advanced Trial Advocacy	Trial Advocacy (Pre-requisite)
Patent Law	Intellectual Property (Pre- or Co-requisite)
Estate Planning	Federal Income Tax and Wills and Trusts (Pre-requisites)

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

Externships	Credit Requirement Pre-Requisite	Pre or Co-Requisites
Civil Externship	45 credits	Professional Responsibility
Criminal Externship	48 credits and Letter of Clearance from the Florida Bar	Professional Responsibility, Evidence and Criminal Procedure - Investigation
Judicial	Completion of Foundation Curriculum (all courses)	None
Advanced Externship		Must have completed an initial externship.

Clinic	Required	Pre or Co-Requisites
Small Business Clinic	45 credits	Professional Responsibility and Business Organizations
Death Penalty Clinic	45 credits and Death Penalty Law Course	Professional Responsibility
Community Lawyering Clinic	45 credits	Professional Responsibility and one of the following courses: Health Law, Administrative Law, Disability Law, or Immigration Law
Immigration & Human Rights Clinic	45 credits	Professional Responsibility, Evidence, and Immigration Law

IV. ACADEMIC SUPERVISION

If you are on academic supervision you must contact Dean Schulze at lschulze@fiu.edu or Professor Ruiz at rauruiz@fiu.edu for an advising appointment, or you may submit your proposed class schedule via email, before you will be allowed to register. Please get your schedule approved in advance if you wish to register during the first registration period. If you do not obtain approval prior to your registration date and time you will experience a delay in registering for classes.

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Appendix A

Seminars – Spring 2019

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.

International Criminal Practice - 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.

American and Caribbean Law Institute– Professor Kotey

The American Caribbean Law Institute (ACLI) Seminar is a 2 credit course that combines research, writing and oral advocacy with the opportunity to work collaboratively with non-FIU American and Caribbean law students on current legal problems. Students conduct legal research utilizing the law of the host country and international and comparative law to write legal memoranda on selected issues in American and Caribbean law. Students present oral arguments at the host law school before a panel of judges and lawyers.

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.

Financial Technology - Professor Travis

Financial technology law occupies the intersection of Internet law, contract law, securities and commodities law, intellectual property law, and several other fields of law. The term "fintech" (or "FinTech") covers new methods, products, and services in the financial and payments sectors, which facilitate innovative peer-to-peer lending and capital formation, investing and trading in assets, disintermediation of consumer-to-business (C2B/B2C) and business-to-business (B2B) payments and relationships, and innovative regulatory and organizational models. Related terms include "PayTech," "RegTech," and "the financial blockchain (technologies)." This course provides an overview of legal issues and technological and managerial innovations in the fintech sector. Coverage will include electronic contracts, financial business torts, evolving securities and commodities law requirements, cybersecurity and privacy obligations, innovation and entrepreneurship in fintech, and online gatekeeping and self-regulatory regimes.

Banking Regulation - Professor Markham

This seminar will include an examination of the history of banking regulation; the history of thrift and credit union regulation; the business of banking; the current banking regulatory structure; banking assets, liabilities and capital; government supervision, enforcement and failed bank resolution; bank merger and branching issues; trust fund, capital market, derivatives and insurance activities; and the international regulation of banks.

Hate Speech and Its Relatives – Professor Fish

In 2018 Mark Zuckerberg, CEO of Facebook said in an interview that “Holocaust deniers deserve a voice,” that everyone should be given a voice even if the content is “abhorrent”. A short time later, Zuckerberg removed the Facebook pages of conspiracy theorist Alex Jones’ InfoWars because they “violate community standards”. So which is it? Free speech for all no matter what is being said? Or some formula that distinguishes what can be said from what is too awful to allow? It is this question that animates worldwide debates about how to deal with extreme speech – hate speech, anti-Semitic speech, anti-Islamic speech, anti-immigration speech, racist speech, misogynistic speech and so on. In this course, we shall examine the pro and con arguments for and against hate speech regulations through the lens of relevant cases and contemporary examples.

The Financial Sector 10 Years Later: Crisis, Recovery, and Regulatory Challenges – Professor Gabilondo

In the ten years since the worst financial crisis since the Great Depression, retail borrowers, corporations, banks, and other financial institutions would seem to have rebounded. Yet the effects of the 2008 crisis continue to shape financial markets, the borrowing behavior of individuals, and the ongoing interpretative and enforcement actions of regulators. Consequently, this seminar gives participants a framework for understanding financial market regulation through the lens of the 2008 crisis, the ensuing market-stabilizing actions of central banks, and, finally, legal reforms to banking and securities laws, including the Dodd-Frank Act. Using legal and financial materials, we take an in-depth look at how the financial crisis developed (first in structured finance markets), how regulators responded with both traditional and new supervisory tools, how liquidity and systemic risk emerged as important regulatory concepts, and how Congress responded, first through financial rescues and then with a fundamental reform of financial laws. We also consider whether we are, again, in the presence of another financial bubble. Absolutely no special training or background is required, but some knowledge of financial markets, economics, financial accounting, or financial regulation may be helpful. As required by College of Law rules, each participant must produce a multi-draft research paper.