School of Law

New Courses

LAW 7303. Agricultural Law. Credit 2 to 3. Study of major areas of agricultural law; practical approach including discussions and hands-on assignments; legal issues relating to animal agriculture, food safety, landowner rights, the interaction between agriculture and energy production, agricultural leases, agricultural policy and estate and succession planning for farm families. Prerequisite: One year of law school in full-time or part-time program.

LAW 7320. Health Care, Technology and the Law. Credit 2 to 3. Introduction to legal issues that healthcare businesses encounter when using technology to enhance the patient-physician experience; examination of the regulation of patient privacy and security, medical software and mobile applications, electronic medical records, robotic surgery, fraud and abuse, corporate practice of medicine and use of the internet to deliver medicine across state lines. Prerequisite: One year of law school in full-time or part-time program.

LAW 7493. Securities Law Enforcement. (2-0). Credit 2. Exploration of the SEC’s enforcement of federal securities laws and related efforts by FINRA and the DOJ; introduction to how the SEC enforces federal securities laws including various aspects of the enforcement process, investigative techniques, the Wells process and the SEC’s litigation efforts in both federal courts and administrative proceedings. Prerequisite: One year of law school in full-time or part-time program; Business Associations I.

LAW 7644. Climate Change and Energy Law Seminar. (2-0). Credit 2. Analysis of evolving climate change control and adaptation policies, both domestic and international; evaluation of policies intersecting with laws regulating energy development; the extent to which laws and policies incentivize technological innovation and encourage sustainable energy development. Prerequisite: All lockstep courses except Constitutional Law.

LAW 7792. LARW III: Criminal Procedure. (2-0). Credit 2. Concepts first studied in Criminal Procedure will be put into practice; includes draft motions to suppress and habeas corpus petitions challenging timely topics. Prerequisite: One year of law school in full-time or part-time program; Criminal Procedure.

LAW 7868S. Intellectual Property and Technology Clinic. Credit 2 to 3. Trademarks section focuses on general trademark issues; patent section focuses on general patent issues; includes counseling clients, conducting registrability or patentability searches and preparing trademark or patentability opinions for clinic clients, drafting and filing of trademark or patent applications and response to Office Actions. May be taken two times for credit. Prerequisites: One year of law school in full-time or part-time program; trademark section: Intellectual Property, or Trademark and Unfair Competition or concurrent enrollment.
LAW 7869. Innocence Clinic. Credit 2 to 3. Opportunities to investigate claims of actual innocence on behalf of Texas inmates including document/transcript review, examining new evidence and locating and re-interviewing witnesses; work closely with innocence Project of Texas attorneys if cases move into litigation; weekly classroom component explores causes and cures of wrongful convictions. May be taken two times for credit. Prerequisites: One year of law school in full-time or part-time program.

Change in Courses

LAW 7162. Civil Rights Litigation.

Course description
From: This course provides an overview of federal legislation designed to provide private actions to enforce constitutional rights, including the kinds of relief available and limits on recovery.
To: Federal claims against local or state officials alleging violations of U.S. constitution; relevant to lawyers representing school districts, prisons, law enforcement and state government agencies as well as individuals served by these entities.


Course description
From: This seminar studies the many and various ways in which race and the American legal system interact, from both a historical and contemporary standpoint. Particular emphasis will be placed on the role the law has played in reinforcing slavery, shaping Reconstruction, and influencing the lives of various racial groups. The seminar culminates with an examination of some of the current issues surrounding the legal treatment of race, including reparations and affirmative action.
To: Impact of race and ethnicity on the American legal system from a historical and contemporary standpoint; examination of the role of race in criminal justice, immigration, family affairs, business, education and national security context; preparation to represent diverse clients.


Course description
From: An examination of an emerging branch of legal inquiry that addresses threats to the autonomy of American nationhood. The sources of this law are not unified, ranging from early landmark cases in the Supreme Court to statutes, executive orders, and "practices." The basic theme of the course is the counterbalancing of legal protection from genuine threats to our national life and the need to preserve our fundamental rights under the rule of law.
To: Criminal and civil statutes, Supreme Court cases, executive orders and government policies that impact U.S. national security; relevant to prosecutors, criminal defense attorneys and lawyers representing state and federal agencies, law enforcement, technology companies, as well as individuals served by these entities.
NEW COURSES
Texas A&M University
Departmental Request for a New Course
Undergraduate • Graduate • Professional
• Submit original form and attach a course syllabus.

Form Instructions

1. Course request type:
   ☐ Undergraduate  ☐ Graduate  ☑ First Professional (e.g., DPM, JD, MD, etc.)

2. Request submitted by (Department or Program Name):
   School of Law
   Law 7303  Agricultural Law

3. Course prefix, number and complete title of course:

4. Catalog course description (not to exceed 50 words):
   Teaches upon some of the major areas of agricultural law; takes a practical approach, including discussions and
   hands-on assignments; discusses legal issues relating to animal agriculture, food safety, landowner rights, the
   interaction between agriculture and energy production, agricultural leases, agricultural policy, and estate and
   succession planning for farm families.

5. Prerequisite(s):
   One year of law school in the full-time or part-time program
   Cross-listed with: 
   Stacked with: 
   Cross-listed courses require the signature of both department heads.

6. Is this a variable credit course? ☑ Yes  ☐ No  If yes, from __ to __

7. Is this a repeatable course?  ☐ Yes  ☑ No  If yes, this course may be taken ___ times.
   Will this course be repeated within the same semester?  ☑ Yes  ☐ No

8. Will this course be submitted to the Core Curriculum Council?
   ☐ Yes  ☑ No

9. This course will be:
   a. required for students enrolled in the following degree program(s) (e.g., B.A. in History)
   b. an elective for students enrolled in the following degree program(s) (e.g., M.S., Ph.D. in geography)
   J.D. (Law)

10. If other departments are teaching or are responsible for related subject matter, the course must be coordinated with these departments.
    Attach approval letters.

11. ☑ I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://vpr.tamu.edu/resources/export-
    controls/export-controls-basics-for-distance-education).

12. Prefix  Course #  Title (excluding punctuation)
    Law  7303  Agricultural Law

    Lect. Lab SCH CIP and Fund Code Admin. Unit Acad. Year FICE Code
    0 3 0 0 0 3 2 2 0 1 0 1 0 0 0 8 1 7 1 0 1 5 1 6 0 0 3 6 3 2

    Approval recommended by:
    Maxine M. Harrington  Date
    Neal Newman  Date
    Andrew P. Morrisey  Date
    Department Head or Program Chair (Type Name & Sign)  Chair, College Review Committee  Dean of College
    Department Head or Program Chair (Type Name & Sign)  Date
    (if cross-listed course)

    Submitted to Coordinating Board by:
    Chair, GC or UCC  Date
    Associate Director, Curricular Services  Date
    Effective Date

Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra-williams@vpr.tamu.edu.
Curricular Services – 04/14
COURSE SYLLABUS
Agricultural Law
Fall 201x

Course Information:
Agricultural Law LAW-7800F-601 CRN 23236
2 Credit Hours
Fall 201x

Course Description: This course touches upon some of the major areas of agricultural law. The course takes a practical approach, including discussions and hands-on assignments; Legal issues relating to animal agriculture, food safety, landowner rights, the interaction between agriculture and energy production, agricultural leases, agricultural policy, and estate and succession planning for farm families will be discussed.

Prerequisite: One year in law school in the full-time or part-time program

Instructor Information:
Professor Tiffany Dowell
(979) 845-1941
tdowell@tamu.edu
600 John Kimbrough Blvd, Ste. 337
College Station, TX 77843
Office hours available by appointment.

Resource Materials:
The materials for this course will be available via Blackboard and will be posted two weeks prior to each class. Students are expected to review all materials in advance of class and be prepared to discuss the reading assignments each meeting.

Course Objectives:
The goal of this course is to provide a basic overview of some of the major legal issues surrounding the agricultural industry. The course will focus on practical legal issues commonly seen by agricultural law attorneys practicing in Texas. At the end of this course, students should be able to

- Understand and identify the basic concepts and legal issues important to the agricultural industry, farmers and ranchers, suppliers of agricultural services and products, and food firms;
- Acquire an understanding of basic Texas agricultural laws and statutes;
- Articulate and debate differing positions on various policy issues;
• Demonstrate comprehension of the general rules, principles and concepts of agricultural law as evidenced by performance on the final examination; and
• Improve legal research, communication, and writing skills through various weekly writing assignments.

Evaluation and Grading Policies

Students will be evaluated based upon their performance on 5 short written assignments and a final examination. Work must be submitted in a timely fashion; late work will not be accepted.

The points available for each assignment are as follows:
Written assignments: 100 points (20 points possible per assignment)
Final examination: 200 points

One extra credit assignment, worth 5 points, will be given at the beginning of the semester for interested students.

Students are required to abide by the Texas A&M University Law School’s attendance policy and applicable consequences.

Course Topics & Calendar of Activities

In order to provide students with a general overview of agricultural law, this course will focus on numerous important legal issues. A detailed list of reading materials and assignments due will be posted each week on Blackboard. Each class meeting will focus on a different legal concept, as described below.

September 6, 2014 – What is Agricultural Law?; Important Issues in Agricultural Law; Agricultural Leases

September 27, 2014 – Agriculture and Energy Production

October 4, 2014 – Animal Law; Establishing a Niche Practice

October 18, 2014 – Food Law; Local Food; Production Contracts; Fence Law

November 6, 2014 – Water Law from an Agricultural Perspective; Emerging Issues in Law and Policy for Agriculture Producers and Private Landowners

November 22, 2014 – Agricultural Policy; Estate and Succession Planning for the Farm Family

Law School Disability Policy:

Texas A&M School of Law adheres to a disability policy that is in keeping with relevant federal law. The law school will provide reasonable accommodations as determined by the Assistant Dean of Student Affairs, Rosalind Jeffers, in consultation with the University’s disability
services. Students must notify Dean Jeffers of any permanent or temporary disabilities and must provide documentation regarding those disabilities prior to the granting of an accommodation. Due to the law school’s policy of testing anonymity, students should not discuss their disabilities with professors. For assistance, students should consult with Dean Jeffers.

**Academic Integrity Statement and Policy:**

As required by the Texas A&M University Law School Honor System Rules, the Aggie Honor Code shall apply to students in this course. “An Aggie does not lie, cheat or steal, or tolerate those who do.”

**Statement on Professionalism:**

“What does it mean to be a professional? The term refers to a group . . . pursuing a learned art as a common calling in the spirit of public service – no less a public service because it may incidentally be a means of livelihood. Pursuit of the learned art in the spirit of public service is the primary purpose.” Dean Roscoe Pound” . . .In the Spirit of Public Service: A Blueprint for the Rekindling of Lawyer Professionalism” at 10 (ABA 1986).

“What is professionalism? ‘Professionalism is conduct consistent with the tenets of the legal profession as demonstrated by a lawyer's civility, honesty, integrity, character, fairness, competence, ethical conduct, public service, and respect for the rule of law, the courts, clients, persons who work within the legal profession, witnesses, and unrepresented parties.’” Commission on Professionalism, State Bar of New Mexico.
Texas A&M University
Departmental Request for a New Course
Undergraduate • Graduate • Professional

1. Course request type: □ Undergraduate □ Graduate □ First Professional (e.g., DVM, JD, MD, etc.)

2. Request submitted by (Department or Program Name): School of Law

3. Course prefix, number and complete title of course:
Law 7320 Health Care, Technology & the Law

4. Catalog course description (not to exceed 50 words):
Introduces legal issues that healthcare businesses encounter when using technology to enhance the patient-physician experience; examines regulation of patient privacy and security, medical software and mobile apps, electronic medical records, robotic surgery, fraud and abuse, corporate practice of medicine, and use of the Internet to deliver medicine across state lines.

5. Prerequisite(s):
One year of law school in the full-time or part-time program

6. Is this a variable credit course? □ Yes □ No
If yes, from ___ to ___

7. Is this a repeatable course? □ Yes □ No
If yes, this course may be taken ___ times.

8. Will this course be submitted to the Core Curriculum Council? □ Yes □ No

9. This course will be:
   a. required for students enrolled in the following degree programs(s) (e.g., B.A. in history)
   b. an elective for students enrolled in the following degree program(s) (e.g., M.S., Ph.D. in geography)
      J.D.(Law)

10. If other departments are teaching or are responsible for related subject matter, the course must be coordinated with these departments. Attach approval letters.

11. □ I certify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://vpr.tamu.edu/resources/export-control/export-controls-basics-for-distance-education).

12. Prefix  Course #  Title (excluding punctuation)
    Law 7320 Health Care, Tech & Law

    Lect. Lab SCH CIP and Fund Code Admin. Unit Acad. Year FICE Code
    0 3 0 0 0 3 2 2 0 1 0 0 0 8 1 7 1 0 1 5 - 1 6 0 0 3 6 3 2

    Approval recommended by:

    Department Head or Program Chair (Type Name & Sign) Date
    Neal Newman 2-25-15

    Department Head or Program Chair (Type Name & Sign) Date
    Dean of College 2-25-15

    Submitted to Coordinating Board by:

    Chair, GC or UCC Date

    Date Effective Date

Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra.williams@tamu.edu
Curricular Services – 04/14
Healthcare, Technology and the Law
Fall 20xx Course Syllabus & Reading Material

Course Information

Healthcare, Technology and the Law
LAW-7900F-601
Thursdays 1:00pm until 2:50pm

Instructor Information

Tara Kepler, JD, MPA  www.keplerhealthlaw.com  tara@keplerhealthlaw.com  (972) 596-5293
additional contact information and office hours will be provided on the first day of class

Course Description & Prerequisites

This course introduces students to the array of legal issues that healthcare businesses encounter when technology is used to enhance the patient-physician experience. The course will examine government regulation of patient privacy and security, medical software and mobile apps, electronic medical records, robotic surgery, fraud and abuse, the corporate practice of medicine, and the use of the Internet to deliver medicine across state lines.

Prerequisite: One year of law school in the full-time or part-time program

Course Reading Materials

There is no formal textbook for this course. The required reading materials for each class are listed below and will also be made available to students electronically at least one week in advance of the class discussion.

Course Objectives

By the end of the course, students should be able to:

- Identify and resolve competing authorities governing healthcare technology business ventures
- Master common state and federal compliance issues for healthcare technology business models
- Identify and apply the analytical framework for resolving common healthcare technology business dilemmas
- Develop and draft practical advice for start-up and established healthcare technology businesses
40% Pop Quizzes
There will be seven (7) in-class pop quizzes (short answer and/or multiple choice) which will assess:
- Whether students reviewed the reading material in preparation for the class discussion; and
- Whether students engaged in the classroom discussion (e.g., listened and took notes).
The two lowest grades for the pop quizzes will be dropped. The top five quiz scores will be equally weighted. Quizzes will all be “open book and open notes,” but with time limitations.

60% Final Exam
The final exam will be “open book and open notes” and will include a combination of multiple choice, short answer and short essay questions. The final exam will be Monday, December 15 at 2pm.

Law School Disability Policy
Texas A&M School of Law adheres to a disability policy that is in keeping with relevant federal law. The law school will provide reasonable accommodations as determined by the Assistant Dean of Student Affairs, Rosalind Jeffers, in consultation with the University’s disability services. Students must notify Dean Jeffers of any permanent or temporary disabilities and must provide documentation regarding those disabilities prior to the granting of an accommodation. Due to the law school’s policy of testing anonymity, students should not discuss their disabilities with professors. For assistance, students should consult with Dean Jeffers.

Professionalism & Academic Integrity
All students must adhere to the Texas A&M University Law School Honor System Rules and with the Aggie Honor Code: “An Aggie does not lie, cheat or steal, or tolerate those who do.”

All students are also expected to conduct themselves in a professional manner. “Professionalism is conduct consistent with the tenets of the legal profession as demonstrated by a lawyer’s civility, honesty, integrity, character, fairness, competence, ethical conduct, public service, and respect for the rule of law, the courts, clients, persons who work within the legal profession, witnesses, and unrepresented parties.” Commission on Professionalism, State Bar of New Mexico.
1. THE FEDERALISM FRAMEWORK

Issues

- What are the interplay and bases of federal and state regulation of the US healthcare industry?
- Why is this interplay particularly relevant when advising clients involved in the business of healthcare technology in US and abroad?

Reading Material for August 28

- 42 U.S.C. § 18091
II. DIAGNOSING & TREATING VIA TECHNOLOGY

Issues

- When does the use of technology in healthcare become the practice of medicine?
- How do state governments define and regulate the use of technology in the practice of medicine?
- What government agencies or divisions have jurisdiction over a particular healthcare technology encounter?
- Are licensed healthcare providers held to higher or different standards across the industry?
- How may a provider or company reach across multiple states to deliver its healthcare technology services without violating the law?

Reading Material for September 4

- 42 U.S.C. §1395m(m)(1)
- 42 C.F.R. § 410.78(a)(3)
- Cal. Bus. & Prof. Code §2290.5
- Mont. Code § 37-3-342
- N.M. Stat. § 61-6-6(K)
- Miss. Code § 73-25-34
- S.D. Codified Laws § 36-4-41
III. PRESCRIBING VIA TECHNOLOGY

Issues
- What is the standard(s) for a proper patient physician relationship for using technology to prescribe medications?
- How do the standard(s) vary across state and federal agencies?
- What are the bases that the DEA uses for shutting down rogue Internet pharmacies and Internet prescribing mills?
- How do state and federal regulators ensure that electronic prescriptions are authorized by a DEA-authorized or state-licensed practitioner with the proper prescribing credentials?

Reading Material for September 11
- Joseph Gaudio, M.D., Suspension of [DEA] Registration, 74 Fed. Reg. 10083, 10091-93 (Mar. 9, 2009);

Reading Material for September 18
- 21 U.S.C. §§ 802(54), 829(e)
- 21 C.F.R. § 1300.04

Reading Material for September 25
- Ohio Admin. Code § 4731-11-09
- Ga. Admin. Code § 360-3-02
IV. FDA REGULATION OF SOFTWARE AND MOBILE APPS

Issues
- What does the FDA regulate relevant to companies providing virtual or remote healthcare services.
- How do you determine what classification the FDA has assigned to your client's device?
- Where does the FDA draw the line between regulated and non-regulated medical devices and software in virtual healthcare industries?
- How should a startup e-health company be counseled if the company seeks to minimize FDA regulatory burdens in the early stages of company development?
- How would you advise a new client (that plans to begin marketing a device next month) if you discover the device is classified as a Class I FDA device? What about discovery that it is a Class II FDA device?

Reading Material for October 2
- 21 C.F.R. § 880.6310
- 21 C.F.R. § 892.2010
- 21 C.F.R. § 892.9
- 21 C.F.R. § 870.1130
- 21 C.F.R. Subchapter H, Table of Contents
- Mobile Medical Applications, Draft Guidance (Sept. 25, 2013)
- Medical Device Data Systems, Medical Image Storage Devices, and Medical Image Communications Devices, Draft Guidance (June 20, 2014)
V. CORPORATE PRACTICE OF MEDICINE & ILLEGAL FEE SPLITTING

Issues

☐ When does the act of a healthcare technology corporation transform into the criminal unlicensed practice of medicine?

☐ When do otherwise legitimate corporate healthcare technology profit distributions transform into illegal fee-splitting?

☐ How do state variations on the corporate practice of medicine doctrine shape the US healthcare technology industry?

☐ How far does liability reach when a healthcare technology business venture violates state medical licensing laws?

Reading Material for October 9

☐ 225 Ill. CS 60/22(A)(14)


Reading Material for October 16

☐ Tex. Occ. Code § 162.001

☐ Tex. Occ. Code § 162.0021


VI. PATIENT PRIVACY IN A DIGITAL WORLD

Issues
- What is HIPAA?
- What is protected health information?
- What is the minimum necessary rule?
- What is a business associate?
- May a covered entity be a business associate?
- When is a business associate agreement needed and what must it include?
- Who all may be liable for the breach of a patient's privacy rights when information is stored, created or maintained by a healthcare technology or software intermediary under the federal HIPAA Privacy & Security Rules?
- How do you advise a client on HIPAA compliance policies as it relates to data encryption and use of mobile devices?
- How are federal and state privacy laws reconciled?

Reading Material for October 23
- Eisenhower Medical Center v. Superior Court, 226 Cal.App.4th 430 (2014)
- Resolution Agreement, United States DHHS and UCLA (July 2011)

Reading Material for October 30
- HIPAA Omnibus Rule Reference Chart
- 45 C.F.R. § 160.103
- Texas Comparative Analysis Matrix: Current Federal and State Privacy Laws
- Medical Records Access & Privacy in California
VII. REIMBURSEMENT OPPORTUNITIES & RISKS

Issues

- What conditions must be met for Medicare payment for telemedicine services?
- What conditions must be met for Medicaid payment for telemedicine services?
- May private health insurance plans deny reimbursement for telemedicine services?
- Is telemedicine a “smart” business option for capitated or fee-for-service payment models?
- Why may self-insured employers be more interested in telemedicine treatment and care management modalities over traditional in-person encounters?
- What are the legal constraints for telemedicine business models that do not plan to accept any form of health insurance payments or coverage for the services provided?
- What are the most common health insurance fraud and abuse issues in telemedicine business ventures and how should you advise clients on mitigating those risks?

Reading Material for November 6

- 42 U.S.C. §1395m(m)(1)
- Medicare Claims Processing Manual, Ch. 12, §199.
- 42 C.F.R. § 410.78
- 1 Tex. Admin. Code §§ 354.1430-34
- Medi-Cal Provider Manual, Medi-Cal Services, Part 2 — General Medicine, Medicine: Telemedicine (mednet tele)
- Tex. Ins. Code § 1455.004
- Cal. Ins. Code § 10123.85

Reading Material for November 13


Reading Material for November 20

- 42 U.S.C. § 1395nn
- 22 Tex. Admin. Code § 199.5
Texas A&M University
Departmental Request for a New Course
Undergraduate • Graduate • Professional
• Submit original form and attach a course syllabus.

Form Instructions
1. Course request type: [ ] Undergraduate [ ] Graduate [ ] First Professional (e.g., DPM, JD, M.D., etc.)
2. Request submitted by (Department or Program Name): School of Law
3. Course prefix, number and complete title of course: Law 7493 Securities Law Enforcement

4. Catalog course description (not to exceed 50 words):

Explores the SEC's enforcement of federal securities laws and related efforts by FINRA and the DOJ; introduces students to how the SEC enforces federal securities laws, including various aspects of the enforcement process, investigative techniques, the Wells process, and the SEC's litigation efforts in both federal courts and administrative proceedings.

5. Prerequisite(s): One year in law school in the full-time or part-time program; Business Associations I

6. Is this a variable credit course? [ ] Yes [ ] No

7. Is this a repeatable course? [ ] Yes [ ] No

   If yes, from _________ to _________

   Will this course be repeated within the same semester? [ ] Yes [ ] No

   If yes, this course may be taken _________ times.

8. Will this course be submitted to the Core Curriculum Council? [ ] Yes [ ] No

9. This course will be:

   a. required for students enrolled in the following degree programs(s) (e.g., B.A. in history)

   b. an elective for students enrolled in the following degree program(s) (e.g., M.S., Ph.D. in geography)

   J.D. (Law)

10. If other departments are teaching or are responsible for related subject matter, the course must be coordinated with these departments. Attach approval letters.

11. [ ] I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://vpr.tamu.edu/resources/export-controls/export-controls-basics-for-distance-education).

12. Prefix Course # Title (excluding punctuation)

   Law 7493 Sec Law Enforcement

   Lect. Lab SCHR CIP and Fund Code Admin. Unit Acad. Year FICE Code

   0 2 0 0 0 2 2 0 1 0 1 0 0 0 8 1 7 1 0 1 5 - 1 6 0 0 3 6 3 2

   Approval recommended by:

   Maxine M. Harrington
   Department Head or Program Chair (Type Name & Sign) Date 2-25-15

   Neal Newman
   Chair, College Review Committee Date 2-25-15

   Andrew P. Morris
   Dean of College Date 2-25-15

   Department Head or Program Chair (Type Name & Sign) Date (if cross-listed course)

   Submitted to Coordinating Board by:

   Chair, GC or UCC Date

   Associate Director, Curricular Services Date

   Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra.williams@tamu.edu

   Curricular Services – 04/14
SECURITIES LAW ENFORCEMENT
SYLLABUS – SPRING 20xx

Class Meets: Tuesdays, 4:30 - 6:20

Course Description: This course explores the Securities and Exchange Commission’s enforcement of federal securities laws and related efforts by FINRA and the DOJ. The course introduces students to how the SEC enforces federal securities laws, including various aspects of the enforcement process, investigative techniques, the Wells process, and the SEC’s litigation efforts in both federal courts and administrative proceedings.

Prerequisites: One year in law school in the full-time or part-time program: Business Associations

Instructors:

David Woodcock, Regional Director, SEC – Fort Worth Regional Office
Timothy Evans, Enforcement Attorney, SEC – Fort Worth Regional Office

Office Hours: Please email your questions directly to woodcockd@sec.gov or evanstim@sec.gov or to set up a phone call or meeting.

Attendance: Regular and punctual attendance is mandatory. You are expected to follow the attendance policy stated in the Texas A&M University School of Law Academic Standards.

Grading: Grades will be determined based on a take home final exam (80%), a practicum component (15%), and classroom participation (5%). The exam will consist of several essays. All exams will be graded anonymously. Final course grades will be adjusted in accordance with the Texas A&M University School of Law Academic Standards.

1/13/15 Course and SEC Overview

Discuss the mission of the SEC and the role of self-regulatory organizations, private plaintiffs and defense counsel in securities law enforcement. Other topics will include the general statutory framework governing enforcement actions and the resource, policy and political considerations relevant to the SEC’s Enforcement Division and FINRA’s Enforcement Department.

Reading:


SEC v. W. J. Howey Co., 328 U.S. 293 (1946)


1/20/15 SEC Investigative Process

The genesis and development of an informal inquiry/formal investigation. We will discuss the SEC’s investigative authority and various investigative techniques, including subpoenas compelling the production of documents and the testimony of witnesses, telephone interviews, and chronologies. We will also discuss the rights of witnesses, the manner in which the SEC enforces its subpoenas, the SEC’s internal deliberative process, and ways in which the Enforcement Division coordinates its actions with the SEC’s other divisions and offices and the SEC’s cooperation with and referrals to or from self-regulatory organizations such as the NASD and the various stock exchanges. We will also briefly discuss the Enforcement Division’s formal recommendations to the Commission and the various types of enforcement actions.

Reading:

4. SEC Form 1662 (“Supplemental Information for Persons Requested to Supply Information Voluntarily or Directed to Supply Information Pursuant to a Commission Subpoena”), available at http://www.sec.gov/about/forms/sec1662.pdf

1/27/15 Case Origination and Market Manipulation

This class will focus on the various ways that the Commission identifies its investigations. It will include discussion of the agency’s Tips, Complaints, and Referrals system, the Office of Market Intelligence, and the Office of the Whistleblower. We will also dig deeper into the opening phases of an investigation, including the authority to conduct investigations, the documents used to confer that authority, and opening investigative steps. Finally, we will discuss the ways markets can be manipulated and how the SEC investigations such cases.

Reading:

1. Exchange Act Section 10(b) and Rule 10b-5
2. Securities Act Sections 5 and 17
This class will examine the Commission’s role in ensuring that public corporations accurately report their financial results and fully disclose material information relating to the performance of the corporation. We will discuss the creation of financial statements, the role of the independent auditor in financial reporting, and the importance of accurate financial statements to investors. The class will also discuss the SEC’s efforts to identify, investigate, and prosecute financial fraud.


A discussion of insider trading, including the elements of the offense, the basic theories, tipper/tippee liability, and available remedies.


Dirks v. SEC, 463 U.S. 646 (1983)

SEC v. Obus, 693 F.3d 276 (2d Cir. 2012)


Discussion of how the SEC handles particularly complex areas in enforcement, including the Specialized Units, FCPA, Municipal Securities, Asset Management, Market Abuse, and Complex Financial Instruments.


Market Abuse:


Foreign Corrupt Practices:


Complex Financial Instruments:


Municipal Securities and Public Pensions:

http://www.sec.gov/News/PressRelease/Detail/PressRelease/1365171514194#.VKBiv0ADA


Asset Management:


2/24/15 Defense Bar Perspective on SEC Enforcement

Discussions with practitioners in the SEC defense bar. Topics will include internal investigations, representing clients before the Commission, attorney/client privilege issues, and cooperating with the Commission.


Janus Capital Group, Inc. v. First Derivative Traders, 131 S. Ct. 2296 (2011)


3/3/15 Interagency Securities Enforcement

This class will address how the SEC interacts with other agencies during its investigations, including criminal authorities, FINRA, and state securities agencies.


3/17/15  Enforcement Interaction with Other Divisions/Offices

Discussion of the Enforcement Division's interaction with other divisions and offices in the agency, including the Division of Corporation Finance, Division of Investment Management, Division of Trading and Markets, the Division of Economic and Risk Analysis, and the Office of Compliance, Inspection, and Examination (OCIE). We will discuss the important role these other divisions/offices play in enforcement and investor protection and in the other components of the SEC’s mission.

3/24/15  Remedies and Litigation

Discussion of the various remedies available to the SEC, including injunctions, cease-and-desist orders, officer and director bars, administrative sanctions, civil penalties, disgorgement, Section 21(a) reports, stop orders, cooperation agreements, charging decisions, the settlement process, and the preparation and utility of a Wells submission. Class will also include an examination of issues surrounding the Commission’s litigation efforts. Topics will include how the Commission determines whether to bring proceedings in federal court or as administrative proceedings and challenges unique to securities litigation.


3/31/15  Private Securities Litigation

A discussion of the differences between public and private enforcement of securities laws, some of the key issues in private litigation, and the interaction between public and private securities enforcement.

Reading:  


4/7/15 Compliance and Risk Management

A discussion of the role compliance and risk management play in the prevention of securities law violations. This will include a discussion of the role of the board, audit committees, auditors and accountants, compliance officers, and regulators. Will include a discussion of the SEC’s National Exam Program.


4/14/15 SEC Testimony Workshop

4/21/15 SEC Testimony Workshop

4/28/15 Review Class

Law School Disability Policy:

Texas A&M School of Law adheres to a disability policy that is in keeping with relevant federal law. The law school will provide reasonable accommodations as determined by the Assistant Dean of Student Affairs, Rosalind Jeffers, in consultation with the University’s disability services. Students must notify Dean Jeffers of any permanent or temporary disabilities and must provide documentation regarding those disabilities prior to the granting of an accommodation. Due to the law school’s policy of testing anonymity, students should not
discuss their disabilities with professors. For assistance, students should consult with Dean Jeffers.

**Academic Integrity Statement and Policy:**

All students should be aware of the Aggie Honor Code:

"An Aggie does not lie, cheat or steal, or tolerate those who do."

Students are also expected to comply with the law school Honor Council Rules and Procedures, available on the law school’s website.

**Statement on Professionalism:**

"What is professionalism? *Professionalism is conduct consistent with the tenents of the legal profession as demonstrated by a lawyer’s civility, honesty, integrity, character, fairness, competence, ethical conduct, public service, and respect for the rule of law, the courts, clients, persons who work within the legal profession, witnesses and unrepresented parties.*"\(^1\)

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\(^1\) Commission on Professionalism, State bar of New Mexico. Available at: http://www.nmbar.org/Attorneys/commissiononprofessionalism.html.
Texas A&M University
Departmental Request for a New Course
Undergraduate • Graduate • Professional
• Submit original form and attach a course syllabus.

Form Instructions:

1. Course request type: □ Undergraduate □ Graduate ✔ First Professional (e.g., DPM, JD, MD, etc.)
2. Request submitted by (Department or Program Name):
   School of Law
   Law 7644 Climate Change & Energy Law Seminar
3. Course prefix, number and complete title of course:

4. Catalog course description (not to exceed 50 words):
   Analyzes evolving climate change control and adaptation policies – both domestic and international; evaluates how these policies intersect with laws regulating energy development; discusses the extent to which these laws and policies incentivize technological innovation and encourage sustainable energy development.

5. Prerequisite(s): All lockstep courses except Constitutional Law
   Cross-listed with:
   Stacked with:
   "Cross-listed courses require the signature of both department heads;"

6. Is this a variable credit course? □ Yes ✔ No
   If yes, from ______ to ______

7. Is this a repeatable course? □ Yes ✔ No
   If yes, this course may be taken ______ times.
   Will this course be repeated within the same semester? □ Yes ✔ No

8. Will this course be submitted to the Core Curriculum Council? □ Yes ✔ No

9. This course will be:
   a. required for students enrolled in the following degree program(s) (e.g., B.A. in history)

   b. an elective for students enrolled in the following degree program(s) (e.g., M.S., Ph.D. in geography)

   J.D. (Law)

10. If other departments are teaching or are responsible for related subject matter, the course must be coordinated with these departments. Attach approval letters.
   ✔ I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://ext.tamu.edu/resources/export-controls/export-controls-guides-for-distance-education).

12. Prefix: Law Course #: 7644 Title: Climate Change & Energy Law Seminar

   Lect  Lab SCI CLP and Fund Code
   0 2 0 0 0 2 2 2 0 1 0 1 0 0 0 8 1 7 1 0 1 5 1 6 0 0 3 6 3 2

   Approval recommended by:
   Maxine M. Harrington
   Department Head or Program Chair (Type Name & Sign) Date
   Neal Newman
   Chair, College Review Committee Date
   Andrew P. Morris
   Dean of College Date

   Department Head or Program Chair (Type Name & Sign) Date
   (if cross-listed course)

   Submitted to Coordinating Board by:
   Chair, GC or UCC Date
   Effective Date

Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra.williams@tamu.edu
Curricular Services – 04/14
Texas A&M University School of Law
CLIMATE CHANGE & ENERGY SEMINAR (LAW-7700F-601)
SYLLABUS
- Fall 201x -

Contact Information
Instructor: Gina S. Warren
Campus Email: gswarren@law.tamu.edu
Office: Rm 118
Office Phone: 817.212.3935

Class Schedule and Location: Class is scheduled for Tuesday evenings from 6:00 to 7:50 p.m. in room 206.


Course Description: Welcome to Climate Change & Energy Seminar! In this seminar, we will analyze evolving climate change control and adaptation policies – both domestic and international – and we will evaluate how those policies intersect with laws regulating energy development. We will also discuss the extent to which these laws and policies incentivize technological innovation and encourage sustainable energy development.

Prequisite: One year in law school in the full-time or part-time program.

Course Goals: The primary objectives of this course include: (1) understanding the major laws and policies (both domestic and international) addressing climate change and especially where those laws and policies intersect with energy development and production; (2) understanding climate change from a scientific, cultural, ethical, and economic perspective, in addition to the legal perspective; and (3) researching and writing scholarly work-product so as to illustrate an in-depth understanding of (1) and (2).

Course Attendance and Participation: Students will be expected to have read the assigned readings prior to class and to be prepared to discuss the material in class. Please refer to the law school’s Academic Standards for pertinent information regarding the law school’s attendance policy.
Grades: Students’ grades will be based on analytical writing, an in-class presentation, and class participation, as follows:

Students Seeking Rigorous Writing Credit:
- **Research Paper (80% of final grade):** Students will be required to prepare a minimum 6,500-word paper (exclusive of footnotes) on a topic selected with my approval. A failure to meet the minimum word limit will result in a lowering of students’ grades by two letter grades (i.e., A to a C). In addition, students who fail to meet the minimum word requirement will not receive rigorous writing credit. Students must meet the schedule for handing in topics, outlines, drafts and final papers as set forth in the attached course schedule (partial or incomplete work product will not be accepted). A failure to meet these deadlines will result in a lowering of students’ grades by one letter increment (i.e., C+ to a C, or B+ to A) for each deadline missed. Late papers will not be accepted.

For Students NOT Seeking Rigorous Writing Credit:
- **Series of three (3) essays (80% of final grade):** Instead of a research paper, students who are not seeking rigorous writing credit may elect to prepare a series of three (3) essays throughout the semester on a topic or topics selected with my approval. Word limits will be assigned for each essay. A failure to meet the minimum word limit will result in a lowering of students’ grades by two letter grades (i.e., A to a C). Students must meet the schedule for handing in topics and essays. A failure to meet these deadlines will result in a lowering of students’ grades by one letter increment (i.e., C+ to a C, or B+ to A) for each deadline missed. Late papers will not be accepted.

For All Students:
- **In-Class Presentation (20% of final grade):** Students will be required to give a twenty (20) minute in-class presentation introducing the topic selected for their paper and providing a general overview of the subject. Such presentations will be assigned in the first few weeks of class.
- **Participation:** Students are expected to come to class prepared to discuss the materials assigned for that day. Hence, overall class participation will also factor into your grade. Class presence, performance, and participation can result in raising or lowering of students’ grades by one letter increment (i.e., C+ to a C, or B+ to A). Class participation will be assessed based on
your attendance, demonstrated knowledge of the subject, preparedness, and constructive participation in class discussion, as well as on your ability to demonstrate the above learning outcomes.

**Law School Disability Policy:** The law school adheres to a disability policy that is in keeping with relevant federal law. The law school will provide reasonable accommodations as determined by the Assistant Dean of Student Affairs, Rosalind Jeffers, in consultation with the University's disability services. Students must notify Dean Jeffers of any permanent or temporary disabilities and must provide documentation regarding those disabilities prior to the granting of an accommodation. Due to the law school’s policy of testing anonymity, students should not discuss their disabilities with professors. For assistance, students should consult with Dean Jeffers.

**Office Hours:** I am available to meet with students regularly and my office hours are Tuesday and Wednesday 1:30 – 2:30pm and Tuesday 5:00 – 6:00pm. You should also feel free to call or e-mail me with any questions, concerns, or comments, or to schedule an appointment.

**Course Schedule and Reading Assignments:** What follows is an anticipated course schedule. I reserve the right to change and adjust the assignments based on the pace and progress of the class, the topics of particular interest to the class, and otherwise, as I deem necessary.

**TENTATIVE COURSE SCHEDULE**

<table>
<thead>
<tr>
<th>Date</th>
<th>Subject</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>08.26.14</td>
<td>Chapter 1 – The Challenge of Climate Change: Scientific, Legal, and Political Elements</td>
<td>1-49 (skim if you need to, but try to get a good understanding of the challenges)</td>
</tr>
<tr>
<td>09.02.14</td>
<td>Chapter 2 – International Legal Approaches: Treaties and Non-Binding Agreements</td>
<td>63-98</td>
</tr>
<tr>
<td>Date</td>
<td>Subject</td>
<td>Pages</td>
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<tr>
<td>09.09.14</td>
<td>Chapter 3 – U.S. Legal Developments: Legislative, Executive, and Judicial Action</td>
<td>128-146; 152-156 plus skim Federal Register – EPA Stationary Source GHG Emissions Standards (posted online)</td>
</tr>
<tr>
<td>09.16.14</td>
<td>Chapter 3 – U.S. Legal Developments: Legislative, Executive, and Judicial Action</td>
<td>156-182 plus read <em>Utility Air Regulatory Group v. EPA</em> (posted online)</td>
</tr>
<tr>
<td></td>
<td><em>Topics due by 6:00pm today via email</em></td>
<td></td>
</tr>
<tr>
<td>09.25.14</td>
<td>Chapter 4 – Foreign Legal Developments: Comparative Law and Policy</td>
<td>211-255</td>
</tr>
<tr>
<td>09.30.14</td>
<td>Chapter 5 – State and Local Action: Governmental Efforts and Transnational Collaboration</td>
<td>261-264; 279-294; 301-322</td>
</tr>
<tr>
<td>10.07.14</td>
<td>Chapter 6 – Non-State Actors and Initiatives: NGOS, Corporations, and Individuals</td>
<td>346-358; plus posted excerpt.</td>
</tr>
<tr>
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<td><em>Outline &amp; preliminary bibliography for research paper due by 6:00pm today via e-mail</em></td>
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<tr>
<td></td>
<td><em>Essay No. 1 due by 6:00pm today via e-mail</em></td>
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<tr>
<td>Date</td>
<td>Subject</td>
<td>Pages</td>
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<tr>
<td>10.21.14</td>
<td>Student Presentations</td>
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<tr>
<td>10.28.14</td>
<td>Student Presentations</td>
<td></td>
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<tr>
<td>11.04.14</td>
<td>Student Presentations</td>
<td></td>
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<td><em>First draft of paper due by Midnight, Friday, November 7, 2014 via email</em></td>
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<tr>
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<td><em>Essay No. 2 due by Midnight, Friday, November 7, 2014 via e-mail</em></td>
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<tr>
<td>11.11.14</td>
<td>Student Presentations</td>
<td></td>
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<tr>
<td>11.18.14</td>
<td>Student Presentations</td>
<td></td>
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<tr>
<td>11.25.14</td>
<td><em>No Class (work on final papers)</em></td>
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<td><em>FINAL paper due by 9:00am Monday, December 1, 2014 via email</em></td>
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<tr>
<td></td>
<td><em>Essay No. 3 due by 9:00am Monday, December 1, 2014 via email</em></td>
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</tbody>
</table>

**Academic Integrity:** "An Aggie does not lie, cheat or steal, or tolerate those who do."
Texas A&M University
Departmental Request for a New Course
Undergraduate • Graduate • Professional
• Submit original form and attach a course syllabus.

Form Instructions
1. Course request type:  □ Undergraduate  □ Graduate  ✔ First Professional (e.g., DPM, JD, MD, etc.)
2. Request submitted by (Department or Program Name):
   School of Law
   Law 7792  LARW III: Criminal Procedure
3. Course prefix, number and complete title of course:
   LARW III: Criminal Procedure
   Enables students to put concepts first studied in Criminal Procedure into practice.
   Students will be required to draft motions to suppress and habeas corpus petitions challenging timely topics.

5. Prerequisite(s):  One year of law school in the full-time or part-time program; Criminal Procedure
Cross-listed with:
Stacked with:

6. Is this a variable credit course?  □ Yes  ✔ No  If yes, from ___ to ___
7. Is this a repeatable course?  □ Yes  □ No  If yes, this course may be taken ___ times.
   Will this course be repeated within the same semester?  □ Yes  ✔ No
8. Will this course be submitted to the Core Curriculum Council?  □ Yes  ✔ No
9. This course will be:
   a. required for students enrolled in the following degree programs(s) (e.g., B.A. in history)
   b. an elective for students enrolled in the following degree program(s) (e.g., M.S., Ph.D. in geography)
      J.D. (Law)
10. If other departments are teaching or are responsible for related subject matter, the course must be coordinated with these departments.
    Attach approval letters.
11. ✔ I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://pr.tamu.edu/resources/export-control-basics-for-distance-education).

12. Prefix  Course #  Title (excluding punctuation)
    Law  7792  LARW III: Criminal Procedure

<table>
<thead>
<tr>
<th>Lect.</th>
<th>Lab</th>
<th>SCII</th>
<th>CIP and Fund Code</th>
<th>Admin. Unit</th>
<th>Acad. Year</th>
<th>HICE Code</th>
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<td>0</td>
<td>1</td>
</tr>
</tbody>
</table>

Approval recommended by:
Maxine M. Harrington  Neal Newman
Department Head or Program Chair (Type Name & Sign)  Chair, College Review Committee
Date  Date

Andrew P. Morris
Dean of College
Date

Submitted to Coordinating Board by:
Chair, GC or UCC
Date

Associate Director, Curricular Services
Date
Effective Date

Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra.williams@tamu.edu.
Curricular Services – 04/14
Course Description

This course enables students to put into practice the concepts first studied in Criminal Procedure. Students will be required to draft motions to suppress and habeas corpus petitions challenging timely topics. Prerequisites: (1) One year of law school in the full-time or part-time program; (2) Criminal Procedure.

Office Hours

My office is on the first floor of the law school. General office hours are Mondays from 3:30 p.m. to 5:30 p.m., Wednesdays from 1:30 p.m. to 3:30 p.m. and other days by appointment. I maintain an open door policy and encourage students to stop by during office hours or to make an appointment when necessary. I may be reached via cell phone or text message at (972) 310-8669 any day between 10:00 a.m. and 7:00 p.m. or via e-mail megpenrose@law.tamu.edu.

Attendance Policy

Class attendance and participation are essential to a student’s understanding of course materials and, ultimately, success in this class. There is no unprepared status in this class. Students are permitted to miss three (3) class days during the semester without adverse consequences.

After the third absence, the professor — absent extenuating circumstances — will lower a student’s grade one grade level (i.e., from an “A” to a “B” upon the fourth absence or unprepared; from a “B” to a “C” for the fifth absence or unprepared; from a “C” to a “D” for the sixth absence or unprepared). Upon the accumulation of seven absences or unprepareds — in any combination — the student will receive a failing grade in the course due to attendance. Any desire to have an absence, tardy or unprepared excused requires written explanation of the circumstances underlying the request for excuse.
Teaching Method and Class Preparation

This class will be taught utilizing a modified form of the Socratic method. The Socratic method requires that both student and professor be prepared to engage in thorough discourse regarding the course readings and related materials. It is a highly interactive form of learning. This is a research and application class so no textbook will be assigned. Instead, students are expected to read all assigned cases as well as conduct independent research to complete the assigned writing projects. Students may also be asked to prepare class presentations for discussion.

Students are expected to be prepared to discuss each day’s reading assignment. There will be no “unprepared” status in this course. Students that are unprepared will have their final grade lowered one full level (i.e. from an “A” to a “B,” etc.). In addition, students that are called on will be required to present the case(s) and participate in the daily discussion -- with the assistance of the professor if necessary. That being said, I am firm but fair. If an emergency situation or illness arises, students are expected to notify the professor of any situation precluding participation prior to the start of class.

Course Objectives

Students should leave this course with an enhanced understanding of the practical application of criminal procedure, particularly as it relates to motion practice. The goal is for students to learn to put their legal knowledge to use through the drafting of common criminal practice motions. Each student will be required to draft at least one motion on behalf of the state and one motion on behalf of a criminal defendant. In this manner, students will more fully appreciate the role of pursuing and defending criminal procedure motions.

Grading Policy

Students will be graded in this course based on class attendance (as set forth above), quality of participation and three writing assignments. Excepting up to 10% discretionary credit reserved for exceptional class performance, three writing assignments (two short and one longer) will account for the total grade in this course. Students have the ability to work in pairs on two of the three
writing assignments. And, students can choose which two of the three assignments they desire to work in pairs. For students who decide to work in pairs on any assignment, the assigned grade will be the same for each student. In other words, if working in pairs, there will be no individual grades. Instead, the assignment will receive a grade and the two students both receive that same grade. Adverse grade consequences may occur due to excessive absences or unpreparedness in class as described above.

**Academic Integrity Statement and Policy**

*An Aggie does not lie, cheat or steal, or tolerate those who do.*

Students in this course are expected to follow all Law School Honor System Rules and to conduct themselves, in all academic endeavors, consistent with the Aggie Code set forth above.

In addition, it is expected that all students in this course will adhere to the highest levels of professionalism, including integrity, civility, honor, honesty and mutual respect for the work and ideas of others – even those with whom we fiercely disagree. As a member of the legal profession, you are privileged to help others but are expected to do so always with the highest regard for our courts, our judges, other lawyers and the spirit of fair process. As we are reminded by the words that appear over the United States Supreme Court, lawyers must always strive to achieve “Equal Justice Under Law.”

**Accommodation of Disabilities**

Texas A&M University School of Law adheres to a disability policy that is in keeping with relevant federal law. The law school will provide reasonable accommodations as determined by the Assistant Dean of Student Affairs, Rosalind Jeffers, in consultation with the University’s disability services. Students must notify Dean Jeffers of any permanent or temporary disabilities and must provide documentation regarding those disabilities prior to the granting of an accommodation. Due to the law school’s policy of testing anonymity, students should not discuss their disabilities with professors. For assistance, students should consult with Dean Jeffers.
TEXTBOOK

There is no formal textbook for this course. The Professor will assign cases throughout the semester depending on the nature of the assignments selected.

**Case assignments are subject to change with adequate notice given by the Professor.**

<table>
<thead>
<tr>
<th>Class Date</th>
<th>Reading Assignment</th>
</tr>
</thead>
</table>
| Mon. Jan 13th    | First Assignment Handed Out – Due Monday Feb. 17th  
| Mon. Jan. 20th   | Martin Luther King, Jr., Holiday – no class today                                      |
| Mon. Feb. 10th   | Shaken Baby Syndrome (materials sent by professor)                                      |
| Mon. Feb. 17th   | Second Assignment Handed Out – Due Mon. March 24th  
 Texas Outcry Witness Statute  
 Texas Continuous Child Abuse Statute  
 *****FIRST ASSIGNMENT DUE*************** |
| Mon. Feb. 24th   | Motions for New Trial  
 Cases TBD |
Mon. March 3rd  Cases TBD

Mon. March 10th  SPRING BREAK

HOLIDAY  Mon. March 17th  Cases TBD


11.07 and 2254

******SECOND ASSIGNMENT DUE**********

Mon. March 31st

Right to Counsel and General Writ Practice

Mon. April 7th

LaFluer v. Cooper, 132 S.Ct. 1376 (2012)
Right to Counsel and General Writ Practice

Mon. April 14th

Brady v. Maryland, 373 U.S. 83 (1963)
Giglio v. United States, 405 U.S. 150 (1972)

Mon. April 21st  Right to Counsel and General Writ Practice

Mon. April 28th  ******THIRD ASSIGNMENT DUE**********
Texas A&M University
Departmental Request for a New Course
Undergraduate • Graduate • Professional
• Submit original form and attach a course syllabus.

Form Instructions
1. Course request type: □ Undergraduate □ Graduate □ First Professional (e.g., JD, MD, etc.)
2. Request submitted by (Department or Program Name):
   School of Law
   Law 7868S
   Intellectual Property/Technology Clinic
3. Course prefix, number and complete title of course:

4. Catalog course description (not to exceed 50 words):

   Trademarks section focuses on general trademark issues; patent section focuses on general patent issues; includes counseling clients, conducting registrability or patentability searches and preparing trademark or patentability opinions for clinic clients, drafting and filing of trademark or patent applications, and responses to Office Actions.

5. Prerequisite(s):
   One year in law school in the full-time or part-time program. Trademark Section: Intellectual Property or Trademark & Unfair Competition Law (Trademark & Unfair Competition Law may be taken concurrently). □
   Cross-listed with: □
   Stacked with: □
   Cross-listed courses require the signature of both department heads:

6. Is this a variable credit course? □ Yes □ No If yes, from ___ to ___
7. Is this a repeatable course? □ Yes □ No If yes, this course may be taken ___ times.
   Will this course be repeated within the same semester? □ Yes □ No
8. Will this course be submitted to the Core Curriculum Council? □ Yes □ No
9. This course will be:
   a. required for students enrolled in the following degree program(s) (e.g., B.A. in history)
   b. an elective for students enrolled in the following degree program(s) (e.g., M.S., Ph.D. in geography)
   J.D. (Law)

10. If other departments are teaching or are responsible for related subject matter, the course must be coordinated with these departments. Attach approval letters.
11. □ I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://vpr.tamu.edu/resources/export-controls/export-controls-basics-for-distance-education).

12. Prefix Course # Title (excluding punctuation)
   Law 7868S Intell Prop & Tech Clinic
   Lect. Lab SCI CIP and Fund Code Admin. Unit. Acad. Year FICE Code
   0 3 0 0 0 2 2 0 1 0 1 0 0 0 8 1 7 1 0 1 5 - 1 6 0 0 3 6 3 2
   Approval recommended by:
   Maxine M. Harrington
   □ Department Head or Program Chair (Type Name & Sign) Date
   Neal Newman
   □ Chair, College Review Committee Date
   Andrew P. Morris
   □ Dean of College Date
   Department Head or Program Chair (Type Name & Sign) Date (if cross-listed course)
   Submitted to Coordinating Board by:
   □ Chair, GC or UCC Date
   □ Effective Date

Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra.williams@tamu.edu.
Curricular Services – 04/14
TAMU IP and Technology Law Clinic - Trademarks
Fall 2015
2 credit hours

Tuesday, 4:00-5:50 p.m.
Room ____

Instructor:
Professor Cheryl Leb
Email: cheryl.leb@kellyhart.com
Phone: 817-878-3547
Office Hours: By appointment

Course Description:
Clinic students will focus exclusively on trademark clearance and acquisition of rights. Students will conduct trademark searches and prepare trademark applications. Students will engage in interviewing and counseling of clients, and will also make presentations on legal issues to the clients. The goal of the Clinic is to prepare students to be effective lawyers by working with real-life clients. In working with clients, students will be supervised by a licensed attorney.

Prerequisites:
Intellectual Property or Trademark & Unfair Competition Law (Trademark & Unfair Competition Law may be taken concurrently).

Resource Materials:
There is no required textbook for this course; however a hard copy of the TMEP is strongly encouraged. The online version is available through the USPTO. Readings will be distributed in class or available online.

Course Objectives:
Throughout this course, students will:
1. Understand and gain an appreciation for specific substantive areas of law related to trademark clearance and acquisition of rights.
2. Begin to develop a knowledge base from which to build the capacity to diagnose short-term and long-term problems related to trademark clearance and acquisition of rights.
3. Learn and refine skills for effective interviewing, counseling and communication.
4. Be able to counsel and serve clients effectively and ethically.
5. Develop a "bedside manner" (i.e., an effective process for client counseling).
6. Develop professionalism and an ethical framework as a counselor to Clients, including how to work collaboratively with other practitioners.
Approach:
Class meetings and work will include:

- **In-class workshops:** Class meetings will include some lecture, and also workshops on topics relevant to trademark law. Student participation in all classes and discussions is required.

- **Interviewing Simulations with Mock Clients:** Students may be assigned to do a diagnostic interview with a "mock client" – a (pretend) entrepreneur who is seeking assistance. Students working in teams will conduct a diagnostic interview and receive detailed feedback from the Instructor, the mock client, and other students observing the interview.

- **Interviewing and Consulting Sessions with Real Clients:** Student teams will begin to assist assigned real business client(s) for the remaining weeks of the term, starting with a diagnostic interview with the client (estimated 2-3 meetings total – one at the beginning, a mid-term check-in, and a final meeting). Based on what is learned in the diagnostic interview, student teams will then conduct research, counsel, lead training sessions, and/or draft legal documents.

- **“Firm” Case Conferences:** The entire class will meet regularly as a Firm to have opportunities to discuss real client cases and pool insights and expertise.

- **Team Meetings:** Beginning after the real client interviews, teams will meet with the Professor to review research and discuss case strategy.

- **Writing Assignments:** Writing assignments consist of documents related to practice: (1) clearance search letters; (2) client notes; and (3) deliverables such as memos and trademark applications.

**Evaluation and Grading Policies:**
All work, including but not limited to notes, maintenance of case files, client services, class participation, and memos, will be evaluated for quality and care, thoughtfulness, critical thinking, timeliness, and completeness. I expect adherence to our rules of professional conduct where applicable. All written Clinic work must be submitted to the Instructor for review.

**Law School Disability Policy:**
Texas A&M School of Law adheres to a disability policy that is in keeping with relevant federal law. The law school will provide reasonable accommodations as determined by the Assistant Dean of Student Affairs,
Rosalind Jeffers, in consultation with the University's disability services. Students must notify Dean Jeffers of any permanent or temporary disabilities and must provide documentation regarding those disabilities prior to the granting of an accommodation. Due to the law school's policy of testing anonymity, students should not discuss their disabilities with professors. For assistance, students should consult with Dean Jeffers.

**Academic Integrity Policy:**
An Aggie does not lie, cheat or steal, or tolerate those who do.

**Statement on Professionalism:**
Professionalism includes the skill, good judgment, and polite behavior characteristic of a person trained to do a job well. Students are expected to maintain the highest levels of professionalism, just as if the student were working at a world-class law firm.

**Course Topics, Calendar of Activities, Major Assignment Dates:**
The course schedule provided below is meant to be used as a beginning guideline, and reflects the general order of topics. However, there may be particular topics that will take more time and others that may be added or changed. This flexibility allows us to flow with the class’s interests and best meet both your needs and the needs of our clients.

**Preliminary Course Schedule**

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<tr>
<th>Class</th>
<th>Introducution: Trademark Law</th>
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<td>• Trademark Searching</td>
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<td>• Resources</td>
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<td>• USPTO Requirements</td>
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<td>• Engagement Letters</td>
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<td>• Client Intake Discussion</td>
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<td>Class 3</td>
<td>Client Interviewing and Counseling</td>
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<td>• Mock Interviews</td>
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<td>• Scenario building</td>
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<tr>
<td>Class 4 and beyond</td>
<td>Client Projects</td>
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</table>
Texas A&M University School of Law Intellectual Property and Technology
Law Clinic: Patents

Fall 2015
2 Credit Hours
Tuesday 4:00-5:50 PM

Class Information
Course # 7900S-602
Room # 104
Professor: Noah Tevis
Email: noahtevis@gmail.com
Phone: 817-456-0785
Office: CLIP Office
Office Hours: By Appointment

Course Description
The Patent Law Clinic (PLC) is designed as a practical course in conducting patent searches, counseling clients, and writing patent applications. The clinic targets law students who plan on pursuing a career as patent attorneys or patent litigators. While patent prosecution practice is not strictly a requirement for patent litigation attorneys, this skill provides valuable insight to patent litigators that practice in this field.

The PLC offers students the ability to work with entrepreneurs in support of their perfection of Intellectual Property patent matters. To this end, PLC students will focus exclusively on preparation of U.S. patent applications. This training will include preparation of patent applications in a variety of technical fields, such as electrical, computer, software, and mechanical arts, which represent a vast majority of both patent application filings and growth in patent filings. The goal of the PLC is to prepare students to enter a law firm or in-house setting equipped to prepare patent applications without substantial additional training or supervision by their employer. While legal principles will be covered where applicable, this course will emphasize the practical aspects of how patent applications should be prepared to maximize client value and minimize risks of rejection by the USPTO. Students will engage in interviewing and counseling of clients and will also make presentations on legal issues to the clients. In working with clients, students will be closely supervised by a licensed attorney.

Prerequisites

Intellectual Property or Patent Law (Patent Law may be taken concurrently).

The preparation of patent applications requires understanding of technical engineering and scientific content, students are expected to have a solid scientific/engineering background and be capable of using these skills in the preparation of patent applications.

Students should meet USPTO patent agent/attorney registration requirements which can be found at http://www.uspto.gov/ip/boards/oed/exam/grbpage.jsp. Qualified students are encouraged to take and pass the USPTO patent bar before they leave law school, as completion of this registration hurdle is an important factor in the hiring determination of many law firms. While USPTO patent bar registration is not a prerequisite for this course, it is anticipated that students completing the PLC will pursue this certification as part of their career path.
Resource Materials
Required textbook resources for this class include the following:

Sheldon, Jeffrey G. How to Write a Patent Application. 2nd Ed. PLI, 2014. See the order form at the end of this Syllabus

Other resources will be available online, such as: USPTO Manual of Patent Examination Procedure (MPEP) (http://www.uspto.gov/patents/law/index.jsp)

Other resources will be provided by the professor via email or distributed in class.

Course Objectives
Patent practice may be generally divided into two parts: patent preparation (writing the patent application) and patent prosecution (processing the patent application through the USPTO administrative examination process). This course will concentrate on the proper preparation of patent applications. This will entail to some extent anticipation of hurdles that must be overcome in the prosecution of a patent application. Some students may get to participate in patent prosecution, depending on whether any of previously filed PLC patent applications are examined by the USPTO during the semester.

The overall goals in this learning process will be to:
(a) Enable students to prepare patent applications;
(b) Provide exposure to patent practice for purposes of further student career decisions; and
(c) Provide a valuable service to the clients.

Within this context, students will learn the following skill sets and be able to:
- Generate patent applications conforming to USPTO requirements.
- Discern indicia of quality within a patent application.
- Avoid prosecution pitfalls associated with poor patent preparation.
- Interact with clients with proper intake procedures to ensure quality patent application preparation.
- Rapidly generate a patent title, abstract, and claims supporting broad patent scope.
- Avoid potential litigation pitfalls in the preparation of patent applications.
- Counsel potential clients in the mechanics of patent protection in the context of overall IP protection.
- Avoid/address common objections/rejections issued by USPTO patent Examiners.
- Service clients with a high standard of ethics and professionalism.

Approach
Class meetings and work will include:
- Lectures including content relating to patent practice, professionalism, and character development as a patent practitioner. Lectures are designed to provide the information necessary for the student to become an excellent patent practitioner, obtain and succeed as a patent practitioner, and in doing so reflect well on themselves and the legal profession.
- Homework which will include drafting of patent applications and other patent-related documents. Homework is designed to provide the student a real-world view of patent practice and the mechanics of patent application preparation.
- Interviewing and consulting with actual patent clients. This contact may be in-person or electronic but is designed to provide the student the opportunity to hone client interaction skills necessary to successfully generate a thorough patent application and represent the client before the USPTO.
This class is not designed to “hide the ball” with respect to expected student work product, but rather designed to provide models of construction and behavior to provide the student a starting point at patent practice that will hopefully position them well for integration into a patent practice law firm or in-house corporate setting.

**Evaluation and Grading Policies**

All work, including but not limited to homework, patent applications, maintenance of case files, client services, and class participation, will be evaluated for quality and care, thoughtfulness, critical thinking, timeliness, and completeness. Students are expected to adhere to applicable rules of professional conduct. All clinic work will be supervised by an attorney.

**Attendance Policy**

Attendance is required in accordance with the policy of Texas A&M School of Law. A student who has more than the allowable number of unexcused class absences will be administratively withdrawn. Students are required to be punctual to class, as timeliness is an essential element of a professional patent practice.

**Law School Disability Policy**

Texas A&M School of Law adheres to a disability policy that is in keeping with relevant federal law. The law school will provide reasonable accommodations as determined by the Assistant Dean of Student Affairs, Rosalind Jeffers, in consultation with the University’s disability services. Students must notify Dean Jeffers of any permanent or temporary disabilities and must provide documentation regarding those disabilities prior to the granting of an accommodation. Due to the law school’s policy of testing anonymity, students should not discuss their disabilities with professors. For assistance, students should consult with Dean Jeffers.

**Academic Integrity Policy**

An Aggie does not lie, cheat or steal, or tolerate those who do. Students are expected on their honor to neither give nor receive unauthorized aid on academic work in the PLC. Student resources regarding the Aggie Honor System Rules and Honor System Office are available at [http://aggiehonor.tamu.edu/Students/](http://aggiehonor.tamu.edu/Students/). Student resources regarding the Texas A&M University Law School Honor System Rules can be found in the student handbook, at [https://law.tamu.edu/Portals/0/docs/Current%20Students/Student_Handbook_2014.pdf](https://law.tamu.edu/Portals/0/docs/Current%20Students/Student_Handbook_2014.pdf)

**Statement on Professionalism**

Professionalism in patent practice requires not only hard skills, such as legal aptitude, communication skills, and technical knowledge, but also soft skills, such as ethical judgment, integrity, common sense, and a strong work ethic. Professionalism is daily placing the client’s interests above your own.

Students are expected to adhere to both the spirit and letter of the USPTO Rules of Professional Conduct (available at [http://www.uspto.gov/ip/boards/oed/ethics.jsp](http://www.uspto.gov/ip/boards/oed/ethics.jsp)) and the Texas Lawyer’s Creed (available at [http://www.supreme.courts.state.tx.us/pdf/TexasLawyersCreed.pdf](http://www.supreme.courts.state.tx.us/pdf/TexasLawyersCreed.pdf)). Unprofessional student conduct by any PLC student will result in dismissal and administrative withdrawal from the PLC class.

**Course Topics, Calendar of Activities, Major Assignment Dates**

The course schedule provided below is meant to be used as a beginning guideline, and reflects the general order of topics. However, there may be particular topics that will take more time and others that may be added or changed. This flexibility allows us to flow with the class’s interests and best meet
both student needs and the needs of our clients.

Preliminary Course Schedule – Formal reading/homework to be supplied in class
This schedule is subject to change. Portions of class time that would otherwise be filled with lecture may be used for actual patent practice, depending upon client availability.

- Class 1: Introductions, Preliminary USPTO Clinic Requirements, Conflict Checks, Overview of the patent process, Chapter 1
- Class 2: Working with the inventor, Chapter 4
- Class 3: Patentability searches, Chapter 5
- Class 4: Parts of a patent application, Chapter 2
- Class 5: Electronic filing with the USPTO, Chapter 3
- Class 6: Patent drawings and patentable subject matter, Chapters 6 and 6A
- Class 7: Preparing the claims, Chapter 7
- Class 8: Preparing the claims, Chapter 7 (cont.)
- Class 9: Writing the Specification, Chapter 8
- Class 10: Writing the Specification, Chapter 8 (cont.)
- Class 11: Information Disclosure Statement, Chapter 9
- Class 12: Design patent applications, Chapter 10
- Class 13: Provisional patent applications, Chapter 11
- Class 14: Various technology types of patent applications, Chapters 12-16
- Class 15: Foreign filing, Chapter 17
Texas A&M University
Departmental Request for a New Course
Undergraduate • Graduate • Professional
* Submit original form and attach a course syllabus.*

Form Instructions
1. Course request type: [ ] Undergraduate [ ] Graduate [ ] First Professional (e.g., J.D., M.D., etc.)
2. Request submitted by (Department or Program Name): School of Law
   Law 7869
   Innocence Clinic
3. Course prefix, number and complete title of course:

4. Catalog course description (not to exceed 50 words):

   "Affords students the opportunity to investigate claims of actual innocence or behalf of Texas inmates, including
   document/transcript review, examining new evidence, and locating and re-interviewing witnesses. Students work
   closely with Innocence Project of Texas attorneys if cases move into litigation; weekly classroom component
   explores the causes and cures of wrongful convictions."

5. Prerequisite(s): One year in law school in the full-time or part-time program
   Cross-listed with: [ ]
   Stacked with: [ ]
   (Cross-listed courses require the signature of both department heads.)

6. Is this a variable credit course? [ ] Yes [ ] No
   If yes, from ___ to ___

7. Is this a repeatable course? [ ] Yes [ ] No
   Will this course be repeated within the same semester? [ ] Yes [ ] No
   If yes, this course may be taken ___ times.

8. Will this course be submitted to the Core Curriculum Council? [ ] Yes [ ] No

9. This course will be:
   a. required for students enrolled in the following degree program(s) (e.g., B.A. in history)
   b. an elective for students enrolled in the following degree program(s) (e.g., M.S., Ph.D. in geography)

J.D. (Law)

10. If other departments are teaching or are responsible for related subject matter, the course must be coordinated with these departments. Attach approval letters.

11. [ ] I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://export.tamu.edu/resources/export-control/export-control-basics-for-distance-education/).

12. Prefix: Law
    Course #: 7869
    Title (excluding punctuation): Innocence Clinic

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Approval recommended by:
Maxine M. Harrington  [Signature]
Department Head or Program Chair (Type Name & Sign) Date

Neal Newman  [Signature]
Chair, College Review Committee Date

Andrew P. Morris  [Signature]
Dean of College Date

Department Head or Program Chair (Type Name & Sign) Date
(if cross-listed course)

Submitted to Coordinating Board by:
Chair, GC or UCC Date

Associate Director, Curricular Services

Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra.williams@tamu.edu.
Curricular Services — 04/14
Texas A&M University School of Law  
Special Topics: Innocence Clinic  

Syllabus

Course Information:  
Special Topics: Innocence Clinic 2 Credits  
LAW-7700P-601 CRN 25386

Instructor:  
Nick Vilbas, JD  
Executive Director, Innocence Project of Texas  
nick@ipoftexas.org (903) 880-1533  
Office: Innocence Project Office  
Available all day Wednesday, otherwise by appointment/email

Course Description:  
The Innocence Project of Texas Innocence Clinic is a clinical program for second and third year law students to investigate claims of actual innocence on behalf of Texas inmates. Student activities will include document/transcript review, examining new evidence, and locating and re-interviewing witnesses. Students will also work closely with Innocence Project of Texas attorneys when cases move into the litigation phase, possibly drafting motions for DNA testing or writs of habeas corpus. Students will work under the direct supervision of Innocence Project of Texas staff lawyers. A weekly classroom component will also explore the causes and cures of wrongful convictions as it relates to case investigation and litigation.

Students earn 2 hours of credit for the course, which includes a two-hour classroom component and completion of 130 hours of casework.

Prerequisite: One year of law school in the full-time or part-time program. No honor code violations.

Expected Learning Outcomes:  
Upon completion of the course, the student should have:
1. Knowledge of the Texas criminal justice system, with a focus on post-conviction remedies for wrongfully convicted individuals.
2. General understanding of the causes of wrongful convictions.
3. General understanding of post-conviction innocence claim investigation.
4. General understanding of various bases of post conviction relief such as junk science, DNA, victim recantations, etc.

Grading/Methods for Assessing Expected Learning Outcomes:  
The Innocence Clinic is a Pass/Fail course. The expected learning outcomes for the course will be determined by the students’ performance in topics relevant to the course by the following: (1) Assigned Readings, (2) Class Participation and Completion of required Hours, and (3) Completion of one or more Case Memo and Trial Transcript Summary.
Disability Policy:
Texas A&M School of Law adheres to a disability policy that is in keeping with relevant federal law. The law school will provide reasonable accommodations as determined by the Assistant Dean of Student Affairs, Rosalind Jeffers, in consultation with the University’s disability services. Students must notify Dean Jeffers of any permanent or temporary disabilities and must provide documentation regarding those disabilities prior to the granting of an accommodation. Due to the law school’s policy of testing anonymity, students should not discuss their disabilities with professors. For assistance, students should consult with Dean Jeffers.

Academic Integrity Statement and Policy:

“An Aggie does not lie, cheat or steal, or tolerate those who do.”

Matters of academic dishonesty by law students are governed by the Honor System Rules. All students are bound by the Texas A&M Aggie Code of Honor and the Texas A&M University System Rules and Procedures. Law students are also bound by additional rules of the Law School. Students are responsible for knowing the Honor Code and Honor System Rules, complying with their requirements, and reporting known violations. Texas A&M University also has a Student Conduct Code regarding nonacademic misconduct that applies to law students.

Professionalism:
Clinic students are expected to conduct themselves in a professional manner. Students will be investigating real cases involving real people, often involving very sensitive matters.

“What does it mean to be a professional? The term refers to a group . . . pursuing a learned art as a common calling in the spirit of public service — no less a public service because it may incidentally be a means of livelihood. Pursuit of the learned art in the spirit of public service is the primary purpose.”
Dean Roscoe Pound

Course Materials:
No textbook required. Students will be provided class materials via email, download, disc or thumb drive prior to start of class.

Assignments and Readings (Subject to Change)

Class 1: January 14
  * Case Review Procedures
  * Case Flow Chart
  * Sample memo and Transcript Summary

Class 2: January 21
  * Tim Cole Opinion Order
  * Post Conviction DNA and Actual Innocence
Class 3: January 28  
  Reading TBA

Class 4: February 4  
  Indigent Defense Report

Class 5: February 11  
  Applications for Writ of Habeas Corpus  
  Innocence Writs  
  DUE: First drafts of all case documents completed (Procedural History, Memo, Transcript Summary)

Class 6: February 18  
  Suppression of Exculpatory Evidence

Class 7: February 25  
  Video: TBA

Class 8: March 4  
  Shaken Baby Syndrome (pg. 1-56)

Class 9: March 18  
  Shaken Baby Syndrome (pg. 57-106)  
  DUE: Second drafts of all case documents completed (Procedural History, Memo, Transcript Summary)

Class 10: March 25  
  Update on Legal Standards

Class 11: April 1  
  Progress in Fire Investigations

Class 12: April 8  
  Ex Parte Robbins  
  SB Bill 344

Class 13: April 15  
  Topic/Reading TBA

Class 14: April 22 LAST CLASS  
  DUE: FINAL drafts of all case review documents.
CHANGE IN COURSES
Texas A&M University
Departmental Request for a Change in Course
Undergraduate • Graduate • Professional
• Submit original form and attachments •

Form Instructions
1. Course request type: □ Undergraduate □ Graduate □ First Professional (DDS, MD, JD, PhD, DVM)
2. Request submitted by (Department or Program Name): School of Law
3. Course prefix, number and complete title of course: Law 7162 Civil Rights Litigation

4. Change requested
   a. Prerequisite(s): From: __________________________________________ To: __________________________________________
   b. Withdrawal (reason): __________________________________________
   c. Cross-list with: __________________________________________

   Cross-listed courses require the signature of both department heads.
   
   d. Change in course title and description. Enter complete current course title and current course description in item 9, enter proposed course title and proposed course description in item 10. Complete item 11 a and b for a change in title.
   e. Change in course number, contact hours (lab & lecture), and semester credit hours. Complete item 11 a and b. Attach a course syllabus.

5. Is this an existing core curricular course? □ Yes □ No

6. If grade type is changing for existing course, indicate the new grade type: □ Grade □ S/U □ P/F (CLIN)

7. If this course will be stacked, please indicate the course number of the stacked course:
   I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://vnr.tamu.edu/hsources/export-control/basics-for-distance-education).

8. Complete current course title and current catalog course description:
   Civil Rights Litigation.
   This course provides an overview of federal legislation designed to provide private actions to enforce constitutional rights, including the kinds of relief available and limits on recovery.

10. Complete proposed course title and proposed catalog course description (not to exceed 50 words):
   Civil Rights Litigation
   Addresses federal claims against local or state officials alleging violations of U.S. constitution; course relevant to lawyers representing school districts, prisons, law enforcement, and state government agencies as well as individuals served by these entities.

11. As currently in course inventory:

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   Approval recommended by:
   Maxine M. Harrington
   Department Head or Program Chair (Type Name & Sign) Date
   Neal Newman
   Chair, College Review Committee Date
   Andrew P. Morris
   Dean of College Date

   Submitted to Coordinating Board by:
   Chair, GC or UCC Date

   Associate Director, Curricular Services

   Date

   Effective Date

   Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra.williams@tamu.edu.
   Curricular Services – 08/14
Justification Statement: LAW-7162 Civil Rights Litigation – new course description

The proposed change in course description provides a more accurate and comprehensive description of the key doctrines and concepts that will be covered in the course and the relevancy to particular areas of law.
Texas A&M University
Departmental Request for a Change in Course
Undergraduate • Graduate • Professional
• Submit original form and attachments •

Form Instructions:

1. Course request type: □ Undergraduate □ Graduate □ First Professional (BOS, M.D., J.D., PharmD, LPN)
2. Request submitted by (Department or Program Name): School of Law
3. Course prefix, number and complete title of course: Law 7437 National Security Law

Change requested:

a. Prerequisite(s)
   - From: ____________________________
   - To: ____________________________

b. Withdrawal (reason): ____________________________

c. Cross-list with: ____________________________

Cross-listed courses require the signature of both department heads.

d. Change in course title and description. Enter complete current course title and current course description in item 9; enter proposed course title and proposed course description in item 10. Complete item 11a and b for a change in title.

  Change in course number, contact hours (lab & lecture), and semester credit hours. Complete item 11a and b. Attach a course syllabus.

5. Is this an existing core curriculum course?
   - □ Yes □ No

6. If grade type is changing for existing course, indicate the new grade type:
   - □ Grade □ S/U □ PA (CLMD)

7. If course will be stacked, please indicate the number of the stacked course:
   - □ I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://www.tamu.edu/ropeci/export-controls/export-control-basics-for-distance-education).

8. Complete current course title and current catalog course description:
   National Security Law.
   An examination of an emerging branch of legal inquiry that addresses threats to the autonomy of American
   nationhood. The sources of this law are not unified, ranging from early landmark cases in the Supreme court to
   statutes, executive orders, and “practices.” The basic theme of the course is the counterbalancing of legal protection
   from genuine threats to our national life and the need to preserve our fundamental rights under the rule of law.

9. Complete proposed course title and proposed catalog course description (not to exceed 30 words):
   National Security Law
   Examine criminal and civil statutes, Supreme Court cases, executive orders, and government policies that impact
   U.S. national security; course relevant to prosecutors, criminal defense attorneys and lawyers who represent state
   and federal government agencies, law enforcement, technology companies, as well as individuals served by these
   entities.

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Approval recommended by:

Maxine M. Harrington
Department Head or Program Chair (Type Name & Sign) Date

Neal Newman
Chair, College Review Committee Date

Andrew P. Morriss
Dean of College Date

Submitted to Coordinating Board by:

Chair, GC or UCC Date

Associate Director, Curricular Services

Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra-williams@tamu.edu.
Curricular Services – 08/14
The proposed change in course description reflects the changing nature of national security and is designed to offer students a broader, updated understanding of the key doctrines and concepts that will be covered in the course.
Texas A&M University  
Departmental Request for a Change in Course  
Undergraduate • Graduate • Professional  
• Submit original form and attachments •

Form Instructions
1. Course request type:  
[ ] Undergraduate  [ ] Graduate  [x] First Professional (ODS, MD, JD, Ph.D., DVM)

2. Request submitted by (Department or Program Name): School of Law

3. Course prefix, number and complete title of course: Law 7666 Race & the Law Seminar

4. Change requested
   a. Prerequisite(s): From: ___________________________ To: ___________________________
   b. Withdrawal (reason): ___________________________
   c. Cross-list with: ___________________________

   Cross-listed courses require the signature of both department heads.

   d. Change in course title and description. Enter complete current course title and current course description in item 9; enter proposed course title and proposed course description in item 10. Complete item 11a and b for a change in title.

   e. Change in course number, contact hours (lab & lecture), and semester credit hours. Complete item 11a and b. Attach a course syllabus.

5. Is this an existing core curriculum course?  
[ ] Yes  [x] No

6. If grade type is changing for existing course, indicate the new grade type:  
[ ] Grade  [x] S/U  [ ] P/F (ELMO)

7. If this course will be stacked, please indicate the course number of the stacked course:  
[ ] I verify that I have reviewed the FAQ for Export Control Basics for Distance Education (http://vpr.tamu.edu/resources/export-  
control/export-control-basics-for-distance-education).

8. Complete current course title and current catalog course description:
   Race & the Law Seminar
   This seminar studies the many and various ways in which race and the American legal system interact, from both a historical and contemporary standpoint. Particular emphasis will be placed on the role the law has played in reinforcing slavery, shaping Reconstruction, and influencing the lives of various racial groups. The seminar culminates with an examination of some of the current issues surrounding the legal treatment of race, including race and ethnicity.

9. Complete proposed course title and proposed catalog course description (not to exceed 50 words):
   Race & the Law Seminar
   Addresses how race and ethnicity impact the American legal system, from both a historical and contemporary standpoint; examines role of race in criminal justice, immigration, family affairs, business, education, and national security context; prepares law students to represent diverse clients.

10. Complete proposed course title and proposed catalog course description:

11. As currently in course inventory:

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<th>Title (excluding punctuation)</th>
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<td>Race &amp; the Law</td>
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b. Change to:

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Approval recommended by:  
[Signature]

Department Head or Program Chair (Type Name & Sign) Date

Department Head or Program Chair (Type Name & Sign) Date  
(if cross-listed course)

Submitted to Coordinating Board by:  
Chair, GC or UCC Date

Questions regarding this form should be directed to Sandra Williams at 845-8201 or sandra.williams@tamu.edu.  
Curricular Services – 08/14

The proposed change in course description reflects the changing nature of race and the law and is designed to offer students a broader, more contemporary understanding of the key theories, doctrines and concepts that will be covered in the course.