

CSU Cleveland-Marshall College of Law

# Student Handbook

## 2020-2021

CLEVELAND STATE UNIVERSITY



The Student Handbook, online at <https://www.law.csuohio.edu/currentstudents/resources/studenthandbook>, provides vital information about the policies, programs, and requirements of Cleveland-Marshall College of Law of Cleveland State University. Every law student who matriculates at the College is responsible for knowing its contents.

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## Using this Handbook

The information provided here, including but not limited to graduation and degree requirements, academic regulations, and honor code provisions, is subject to change and applies to all students after the effective date of the change.

The Contents page reflects the structure of this Handbook. Course descriptions outline the aims and content of courses offered. They are arranged alphabetically and provide the course number for reference. Graduation requirements and other information intended to assist students in making elective course choices are also provided.

Specific information is provided for the following programs: the Law and Public Policy Program, the Health Law Certificate Program, the law school's dual degree programs, LL.M., and M.L.S. The Academic Regulations and Honor Code of Cleveland-Marshall College of Law are also reproduced here. All students are expected to review these materials and to be familiar with them. Questions concerning the application of any Regulation or Honor Code provision should be addressed to an appropriate dean or faculty member.

Information about a variety of student services is available directly from the offices providing the services. In particular, students are directed to the following offices:

Dean	Lee Fisher	LB 108	687-2300
Associate Dean	Carolyn Broering-Jacobs	LB 111	687-5506
Associate Dean	Jonathan Witmer-Rich	LB 113	687-2535
Director of the Law Library	Lauren Collins	LL 212A	687-3547
Academic Support	Nicholas DeSantis	LL 214B	687-2318
	Michelle Bond	LL 214A	687-5166
Admissions	Barbara Andelman	LB 137A	687-2304
	Gina Huffman	LB 135	687-5317
Alumni & Development	Amy Miller	LB 121	687-2537
	Michelle Debelak	UB 554	875-9833
	Ashley Presutto	LB 119	687-2286
Bar Exam Preparation	Mary Jane McGinty	LB 147	687-2297
Student and Career Services	Sarah Beznoska	LB 139	687-2260
	Jaime Gay	LB 137D	687-4557
Event Scheduling	Jill Natran	LB 145	687-2354
Pro Bono Program	Pamela Daiker-Middaugh	LB 78	687-6878
Clinical Program	Kenneth Kowalski	LB 138	687-4825
Student Records	Marcie Rechner	LB 146	687-2289
Information	Layla Davis (next to LB 139)		687-2396

**Note:** Use the address book in your Engage365 email account to find email addresses for law faculty & staff.

**Note:** **LB** designates Law Building; **LL** designates Law Library; **UB** designates Union Building

**Note:** Current and updated information for students, including the law school calendar, book and first class assignments, current news and anonymous posting of course grade distributions, may be found on the Cleveland-Marshall College of Law website – <https://www.law.csuohio.edu/currentstudents> and <https://www.law.csuohio.edu/academics>.

## Law School Services

### **Student Services Center**

The Student Services Center is located off the law school atrium, near the elevator to the right of the passageway into the Cleveland-Marshall Law Library. The offices for Admissions, Student and Career Services, Student Records, Bar Exam Preparation, and Academic Affairs are all here, making it convenient for students to find the assistance they need in these areas of law school life.

### **Academic Support**

Nicholas DeSantis is the Director of Academic Support. His office is located in LL 214B in the Legal Writing Suite, and he can be reached via email at [n.desantis@csuohio.edu](mailto:n.desantis@csuohio.edu).

The goal of academic support is to provide students with the skills and resources necessary to achieve academic success in law school. Specifically, the academic support program is designed to (1) assist students in the transition from college to law school and (2) help students strengthen their analytical reasoning, critical thinking, study, and exam-taking skills. Our academic support programs include:

- **The Academic Excellence Program**: An academic support program conducted by upper level students (known as Fellows) under the supervision of the Director of Academic Support. The Fellows conduct large group workshops on subjects such as reading and briefing cases, classroom preparation and note taking, outlining, exam preparation, and exam performance. In addition, the Fellows meet with specified students in small group sessions once a week. The purpose of the Academic Excellence Program is to help students strengthen analytical reasoning, critical thinking, and exam-taking skills. The Fellows also hold regular office hours to give one-on-one assistance to the small group members or others seeking help.
- **Academic Tutors**: An academic support program conducted under the supervision of the Assistant Director of Academic Support. Upper level students serve as tutors for select upper level courses and the first-year courses in the second semester. The tutors hold regular open office hours for all students and are also available for one-on-one tutoring by appointment.
- **Individualized Assistance**: Mr. DeSantis is available to provide individualized assistance to students, including essay writing whether or not the student is a participant in the Academic Excellence Program.
- **Legal Career Opportunity Program (LCOP)**: Mr. DeSantis will assist the LCOP class to make the transition from undergraduate school to law school. Participants are given a head start in the development of legal and analytical skills.

### **Bar Exam Preparation**

Mary Jane McGinty is the Director of Bar Exam Preparation. She may be reached at (216) 687-2297 or via email at [m.mcginty@csuohio.edu](mailto:m.mcginty@csuohio.edu). Her office is located in LB 147 in the Student Services Center.

- **Ohio Bar Strategies & Tactics (OBEST)**: This three credit hour class meets once a week and concentrates on helping the participants hone their essay writing, analytical and exam-taking skills. Over the course of the term, participants will answer and analyze Multistate Bar Exam (MBE) questions; write essay answers to bar exam questions and receive individual critiques on their essays; and, write and receive individual feedback on practice MPT problems. The course will focus on heavily tested areas on the MBE and essay portions of the bar exam.
- **Bar Preparation Workshops**: Prior to each administration of the bar exam, Mary Jane McGinty presents workshops covering topics such as the applications required to take the Ohio Bar Exam, the MBE Boot Camp, and the Multistate Performance Test (MPT) Workshops. Faculty presentations on subject areas tested on the bar exam are scheduled for the weeks before each exam. In addition, staff from the Bar Admissions Office of the Ohio Supreme Court visit to discuss the Character and Fitness process and the Bar Examination.
- **Individual Counseling**: Mary Jane McGinty is available for individual meetings with students. She provides

counseling and assistance to students during the bar application and examination process.

### **Financial Aid**

Barbara Andelman, Assistant Dean for Admission and Financial Aid, is prepared to address financial aid questions and provide guidance to all law students. She will call upon the expertise of the University Financial Aid Office to assist students in navigating financial aid procedures to find solutions to any financial aid matters. She can be reached at 216-687-2304 or via email at b.andelman@csuohio.edu.

The main source of financial aid assistance for all Cleveland State University students – including law students – is Campus411 All-in-1 Enrollment Services. Cleveland State University has centralized all financial aid functions and services in a convenient, one-stop center, Campus411, located in room 116 of the Main Classroom Building. Campus411 is prepared to assist you with:

- General information about financial aid
- Requesting a FAFSA pin and filing the FAFSA
- Completing verification
- Printing and signing your award letter
- Completing the loan entrance/exit counseling and the master promissory note
- Determining eligibility and disbursement of all financial aid

When calling, remember to

- (1) Identify yourself as a law student. Financial Aid rules and procedures are not be the same for every student at the University.
- (2) Make sure you know your CSU ID; prepare your questions before the call so you get a quicker resolution of your financial aid issues.
- (3) Ask for the name of the specialist with whom you are dealing. If you are pleased with the service you receive, ask for that person again and work with that specialist exclusively. If you do not receive excellent customer service, please bring that information to the Director of Student Life to resolve your issue.

Financial Aid policies and procedures for new and continuing law students, links to required forms, and announcements about scholarships for which you can apply are available online. From the law school's homepage, click on "[Current Students](#)" and then follow the link to "[Financing Your Education](#)."

### **Office of Student & Career Services**

The Office of Student & Career Services (OSCS) is your partner in becoming a Cleveland-Marshall Professional. Our mission is to ensure successful employment outcomes for all our students and graduates. We engage in assertive outreach with employers to generate opportunities and we work closely with students to prepare them for these opportunities.

Every student is expected to engage fully with the OSCS for career and academic advising. No matter your career goals, the OSCS will work to help you achieve them. The following is a sampling of the various ways in which you will engage with the OSCS during law school:

**Individualized Career & Academic Advising:** In order to best help you, we must know you! Every student is expected to meet with an OSCS adviser at least once per semester to discuss academic planning and progress toward career goals. Our advising includes career assessment and exploration, developing strong resumes, crafting persuasive cover letters, building professional networks, and developing interview skills.

**On-Campus Interview Program:** The OSCS hosts an On-Campus Interview (OCI) Program in the fall and spring semester. This program allows private and public sector employers to recruit Cleveland-Marshall students for summer and post-graduate positions.

**Online Networks & Resources:** The OSCS has a variety of print and online resources to help you with your career development. The CareerConnect database is the online home of the OSCS, and contains our jobs board, online resources such as resume and cover letter checklists, employer database, events calendar, and more. The OSCS provides each student with a unique log-in ID and password. Access CareerConnect at <https://law-csuohio-csm.symplicity.com/students>. Students are also encouraged to join the Cleveland-Marshall Network, an online networking and community hub for students and alumni. Join at <https://csulaw.wisr.io>.

**Print Resources:** In the OSCS office suite, you'll find our print library, which contains books and resources covering a wide range of career exploration and planning resources. These resources may be checked out for a two-week period.

**Programming:** Take advantage of the career-enhancing programs that the OSCS provides for you. Each year, the OSCS offers a variety of in-person and online programming. Check the CareerConnect Events section and the Cleveland-Marshall Events Calendar for upcoming live programs, and the Resource Library for available online programs.

**Course Registration:** The OSCS is here to assist you with course registration, including adding and dropping classes and registering for special permission courses, such as externships and clinics.

**Student Life:** The OSCS also manages Student Life at Cleveland-Marshall and is the first point of contact for students seeking information on Student Life in law school. Services provided by the OSCS include:

- information on extracurricular opportunities in law school
- oversight and operational guidance to all student organizations
- facilitating programs to enhance and support student diversity and build community among the student body at Cleveland-Marshall
- assistance registering student organizations in VikesConnect and creating new student organizations where there is student interest

The Office of Student & Career Services endeavors to maintain a vibrant, supportive, and highly communicative environment for students. The OSCS is located in LB 137 in the Student Services Center, and is staffed by Assistant Dean for Student and Career Services Sarah Beznoska and Assistant Director of Student and Career Services Jaime Gay. They may be reached at (216) 687-6871 or via email at [career@law.csuohio.edu](mailto:career@law.csuohio.edu). Staff profiles are available online [here](#) and [here](#). The office hours are 8:30 am to 5:00 pm Monday through Friday, with extended hours until 6:30 pm on Tuesdays during the academic year. Other evening and weekend appointments are available by request.

### **Student Records Office**

The law school Records Administrator is Marcie Rechner. She may be reached at (216) 687-2289 or via email at [m.rechner@csuohio.edu](mailto:m.rechner@csuohio.edu) or at [academic.services@law.csuohio.edu](mailto:academic.services@law.csuohio.edu). The Student Records Office is located in LB 142 in the Student Services Center. This office is your source for:

Information on how to download Application to Register as a Candidate to take the Bar Exam with the Supreme Court of Ohio and the Supplemental Application to take the Ohio Bar Examination (see additional information in the CSU Graduation and Bar Examination Requirements section of this Handbook)

- Graduation Applications
- Out-of-state Bar Certifications
- Exam numbers, grades, including Change of Grading Status (law school pass/fail) and Class Ranks
- Accommodations for disabilities
- Transfer and transient credit evaluations
- Verification of registration for loan deferments and insurance coverage
- Applications for Legal Intern status from the Ohio Supreme Court
- Enrollment Verification/Good Standing Letters
- Dean's Certification or signature
- Unofficial Transcripts

Official transcripts may be ordered online through the Cleveland State University's Office of the Registrar at <http://www.csuohio.edu/registrar/transcripts>.

**Cleveland-Marshall Law Alumni Association (C|M|LAW Alumni Association)**

The Cleveland-Marshall Law Alumni Association serves the entire law school community. While every Cleveland-Marshall alum becomes a member of the Association for free, CMLAA plays an important part of your experience long before you become an alum. Among the most valuable initiatives the Association offers students, is its Mentor Program and Scholarship Awards. The Mentor Program pairs students with an alum, and/or member of the legal community, who provides guidance, advice, networking and social opportunities to assist students in navigating their law school experience. The Association also hosts a number of social and fundraising events, such as CLE programs and our flagship event, the Annual Recognition Luncheon (ARL) – where two distinguished alums are honored for their career accomplishments and commitment to CMLAA and Cleveland-Marshall College of Law. These fundraising efforts allow the CMLAA to award scholarships to deserving students each year, who are recognized at the Association’s Annual Meeting and/or the Cleveland-Marshall College of Law Awards Ceremony.

To learn more about CMLAA and how you can take advantage of all it has to offer, visit [CMLAA](#)

## Computers, Internet and Miscellaneous Information

### **Academic Calendar**

The law school academic calendar is accessible on the web at <https://www.law.csuohio.edu/academics/calendar/>. The current calendar contains information regarding registration, deadlines for fees, and dropping and adding courses. There is also a law school events calendar at <http://www.law.csuohio.edu/newsevents/calendar/> that includes information about lectures and conferences, financial aid, career planning and other important dates relevant to students.

### **Booklists & Class Assignments**

Each term assignments for the first classes and additional information on course materials will be posted on the law school's website at <https://www.law.csuohio.edu/currentstudents/resources>. Links to this site and other information of interest to students can be found at <https://www.law.csuohio.edu/currentstudents> or <https://www.law.csuohio.edu/academics>. Information on books and other materials required or recommended for courses is also available on the CSU Bookstore's site at <https://www.bkstr.com/csuohiostore/home/en>.

### **Computer Resources**

Information regarding law school network login credentials will arrive in a mailing from the College of Law prior to the start of orientation. The login information necessary for access to the university's Engage365 email platform will be provided under separate cover by Cleveland State University. Both sets of login credentials are required for complete access to all the law school's technology resources. **The administration and faculty use email to advise students of matters regarding the university, the College of Law, and specific courses. Students should access both their CSU email account and the law school's website for online information on a regular basis.**

Law students have full use of Cleveland State University's wireless network across campus. This network provides Internet connectivity throughout the law building and law library as well as from many of the surrounding green spaces. Front-line technology assistance is available from the law school's IT staff housed in suite LL-120. Requests can be submitted by phone at 216-523-7555 or by email to [information.technology@law.csuohio.edu](mailto:information.technology@law.csuohio.edu). For assistance with email accounts and wireless network access, contact the university's Information Services & Technology (IS&T) group at 216-687-5050.

Computers for student use are available in various locations within the law school library, including the library computer lab (LL125 & LL126) and Learning Commons. These computers are hardwired to the Internet and provide ready access to all essential law school computer resources. Although not a requirement, the use of laptop computers to connect to resources via the university's wireless network on premises is highly recommended. Please note that a compatible computer model (Microsoft Windows or Mac OSX) is necessary for students planning to take advantage of the law school's computer-based test-taking platform. Students may also download the Microsoft Office suite for personal use on up to five computers at no charge through CSU's Engage365 portal.

### ***Related Links:***

Cleveland-Marshall College of Law

<https://www.law.csuohio.edu/>

Cleveland-Marshall College of Law IT Department

<https://www.law.csuohio.edu/lawlibrary/technology>

CSU Information Services & Technology (IS&T) – Wireless Networks

<https://www.csuohio.edu/network/wireless>

Engage365 – Campus Email

<http://mail.csuohio.edu>



### **Smoking Policy**

Cleveland State University is a tobacco-free institution. Tobacco use, including smoking in your personal vehicle, is not permitted while on CSU campus premises including CSU open parking lots and CSU parking garages. Public streets and sidewalks passing through campus that are not maintained by CSU are not included in policy enforcement. The tobacco free campus policy applies to campus areas where CSU buildings over-hang or cover streets and walks. Smoking restrictions within 20 feet of any CSU building entrance, including CSU buildings with an entrance from a public sidewalk, remain in effect. See <https://www.csuohio.edu/tobacco-free/tobacco-free#:~:text=Out%20of%20respect%20for%20others,%2C%20staff%2C%20students%20and%20visitors>. for more information.

### **Vending Machines and Food Service**

Vending machines are located in the student lounge as are a refrigerator and microwave for student use. The Link serves coffee and light food selections including soup, yogurt, salads, sandwiches, and pastry, is located in the InnerLink between the law building and the Arts & Communication Building. Hours are normally 8:30 a.m. to 6:00 p.m., Monday through Thursday, and 8:30 a.m. to 2:00 p.m., Friday. Additional information on dining services on campus is available online at <http://www.dineoncampus.com/csu/>.

## University Services

### **Athletic Facilities**

A multitude of athletic facilities are available for student use in the Recreation Center, located at 2420 Chester Avenue. Law students enrolled for a minimum of 1 credit hour will be entitled to free use of all facilities. The facilities offer squash and racquetball courts, weight and fitness equipment, basketball courts, swimming pool in the adjacent Busbey Natatorium, and an indoor track. A variety of classes are offered each term. The Recreation Center is connected to the rest of the campus by the InnerLink walkway and limited parking is available beneath the building and a 400-car garage next door. The regular hours of the Recreation Center are Monday through Thursday, 5:45 a.m.-11 p.m.; Friday, 5:45 a.m.-9 p.m.; Saturday & Sunday, 9 a.m.-6 p.m. The pool closes one hour before the building closes. Guests of students may use the facilities for a fee of \$9, payable at the Recreation Center. Information about the Recreation Center, including summer hours, is available online at <http://www.csuohio.edu/services/recreationcenter/>.

### **Cashier's Office**

Located in Main Classroom (BH) 115, all fees such as tuition, transcripts, etc., may be paid here. Inquiries about tuition refunds or financial aid refunds should be directed to this office. Additional information is available at <http://www.csuohio.edu/offices/treasuryservices/>.

### **Conference Services**

Located in Room 140 of the CSU Student Center (2121 Euclid Avenue), this office is responsible for scheduling and setting up the numerous meetings and conferences held on campus. In addition, if a law student is interested in reserving a room in the Law Building, visit the room reservation website at <https://www.law.csuohio.edu/academics/roomreservation>.

### **Counseling and Testing Center**

The Counseling Center, located in Room 220 of the Union Building, 1836 Euclid Avenue, offers free of charge, self-help groups and personal, academic, and career counseling to all CSU students. Licensed counselors, psychologists, and graduate psychology trainees are available for "emergency drop-in" or crisis counseling, Monday through Friday, 1 P.m. through 3 p.m. For more information call 687-2277 or get information online at <http://www.csuohio.edu/offices/counselingcenter/>. All discussions and records are kept strictly confidential, except in rare and unusual circumstances, such as when there is an imminent risk of harm to clients of the Center or identified others.

The Testing Center, located in Room 215, Rhodes Tower West, 2124 Chester Avenue, offers computer-scored tests of all kinds, such as graduate exams, certification exams and validation exams. These exams include the GRE (subject tests), DANTES (DSST), and the Miller's Analogies Test (MAT). In addition, the Testing Center makes applications and literature available for a wide variety of entrance examinations, including the SAT, LSAT, and GRE. For more information, call 687-2272 or get information online at <http://www.csuohio.edu/offices/testingcenter/>.

### **Important Documents & Resources**

A student may sometimes encounter difficulties associated with personal distress, anxiety, chemical- or alcohol-dependency, or other concerns that adversely affect one's law school performance. We encourage any student who is having difficulties that impair personal, relationship, and/or academic performance, to seek professional assistance. Two resources students can turn to for help with such difficulties are:

#### **CSU Counseling Center**

Located across the street (1836 Euclid Avenue, UN 220) the counseling center offers individual and group counseling services to students.

Phone: (216) 687-2277

#### **Ohio Lawyers Assistance Program (OLAP)**

If you or a fellow student you know have mental, emotional or addiction concerns, contact the Ohio Lawyers Assistance Program (OLAP). Your confidentiality, and the confidentiality of anyone about whom you express concerns will be protected.

Phone: 1-800-348-4343

**Ohio Suicide Prevention**

Phone: 614-429-1528

**National Alliance on Mental Illness (NAMI)**

Phone: 1-800-950-6264

**Summit County Addiction Help**

Phone: 330-940-1133

**Substance Abuse and Mental Health Services Administration**

Phone: 1-877-726-4727

**Ohio Department of Mental Health and Addiction Services**

Phone: 614-466-2596

**The Centers for Family and Children**

Phone: 216-432-7200

**Cuyahoga County Suicide Prevention Crisis Hotline**

Phone: 216-623-6888

**Health and Wellness Services**

Cleveland State University Health and Wellness Services are available to all actively registered students, faculty, and staff. The Health and Wellness Services Center is nationally accredited and staffed by nurse practitioners and physicians. The center offers a wide variety of services including primary and same day care, women’s health care, counseling, limited in-house pharmacy and laboratory services, allergy shots and immunizations, free anonymous HIV testing, health educational programming and more. The Center also provides screening tests for things like cholesterol, and wellness, diet and weight reduction education. Visits are by APPOINTMENT ONLY (there are no walk-in facilities) and can be scheduled by calling (216) 687-3649 or online at <https://csu.studenthealthportal.com/>. There are a limited number of “same day” appointments available for acute illnesses that can be made by calling at 8:10 a.m. on that morning. It is recommended to call early in the day. CSU Health and Wellness Services is located at 2112 Euclid Ave in Room 205. During the academic year, hours are 8 a.m. until 5:30 p.m. on Monday and Tuesday, and 8 a.m. until 5 p.m. on Wednesday, Thursday, and Friday. Summer hours are 8 a.m. – 5 p.m. Monday through Friday. If you need medical assistance during closed hours call the Teledoc line at 855-281-6556 or visit an urgent care or minute clinic center for non-emergency situations. The Center sees patients regardless of whether or not they have any form of insurance so long as they are actively registered students at Cleveland State University or they are faculty or staff. The Center is available to students over the summer if they were registered for Spring and will be coming back in the Fall Semester. Visit the Health and Wellness Services Center website at <http://www.csuohio.edu/offices/health/>.

The Center bills outside health insurance carriers but there are no office visit co-pay charges. If you have no insurance or the student health insurance, there is no charge for the visit itself, but a small charge for medications and/or laboratory tests.

Cleveland State University provides students with an affordable health insurance plan and students are encouraged to consider enrolling in the Student Health Insurance Plan if they do not have other insurance or if their current health insurance plan is with an HMO or restricted PPO out of the Cleveland area. Additionally, this plan covers students

studying abroad. The Plan complements the services available through the Health & Wellness Center. If you have no insurance or one Health Services can't bill, a \$5 office visit charge and other minimal charges may be assessed for medications, shots, lab tests and physical exams. For those students who have the Student Health Insurance, there is 100% coverage in the Health Center and only a \$5 co-pay for any generic medication dispensed. Students can register for the student health insurance policy by logging on to CampusNet and clicking on the insurance tab. For more information, contact CSU Health & Wellness Services at 216.687.3649 or visit [www.uhcsr.com](http://www.uhcsr.com) & go to "find your school's plan."

NOTE: In the event of a major medical emergency, call 911 or go to an emergency room located near you. For Campus Emergencies call CSU police at 216-687-2020.

### **Housing**

Information regarding on campus housing is available online at <https://www.csuohio.edu/residence-life/student-housing-options> and information regarding off campus housing is available at <https://www.csuohio.edu/vikescommute/campus-housing-resources>. Additional information on off campus housing is available at <https://www.law.csuohio.edu/admittedstudents/housing>.

**Parking & Transportation Services:** Parking & Transportation Services manages and operates the campus parking areas with the purpose of providing accessible parking with flexible options for students, faculty, staff and visitors on campus. The Parking Office is located on the first floor of Euclid Commons (EC 160), on the southeast corner of E. 24th and Euclid Avenue. Office hours are 9 AM to 4:30 PM Monday through (subject to change during breaks/holidays.) Parking Services can be reached by email at [parking@csuohio.edu](mailto:parking@csuohio.edu) or by phone at (216) 687-2023. Additional information on parking is available at <https://www.csuohio.edu/parking/welcome-mission>

Vehicles parked on University property are required to be registered with Parking Services. Access to prepaid lots and garages requires a valid prepaid (Green, White, Evening or Night) parking permit displayed from the rearview mirror. Registration does not guarantee the permit holder a specific parking garage or lot, but rather provides the holder the opportunity to park within an area designated for a specific type of permit. A valid permit and/or proof of payment are always required to be clearly displayed when parking on campus. Permit holders must register all vehicles displaying the permit by license plate.

Prepaid Semester Permits: Green (\$249, valid 5am-11:59pm), White (\$180 valid 5am-11:59pm), Evening (\$180, valid 3:30pm-11:59pm) or Night (\$165, valid 5:30pm-11:59pm) permits are available for fall and spring semester. Green (core) & White (non-core) permits provide access based on the proximity to the campus core (overnight not included). Evening & Night permits allow access to Green & White locations (except SG) with time restrictions. Motorcycle permits may be purchased in the Parking office. Motorcycle parking is restricted to designated spaces on campus. Motorcycles may not park in vehicle spaces. Viking Cards are required for permit holders to access gated facilities. Active CSU students must register for parking permits via [CSU GO Online Parking System](#) by logging in with their CSU ID and password. Permits may be charged to a Student Account or via credit/debit card. Purchased permits are mailed to the permit holder's home address unless otherwise stated in the purchase confirmation. For updated operating hours, parking rules and regulations, parking map, and additional information on the Proximity Based Parking System please visit the [Parking Services website](#). Visitor Parking: Parking in visitor lots South, Prospect and Central Garage is \$10.00 per day max. Visitor parking may be available during the evening hours and weekends in the East and West Garage. Short term parking: Requires pre-payment at the PayStation (3hr max). PayStation rates are \$1 per 30 minutes, (exact change only, no refunds.) CSU PayStations and meters are enforced 24/7. Add time to with the Passport Parking App. Parking Services employs a Discount Policy and Escalation Based System for citations. Read more about the system and get tips for avoiding citations [here](#). Follow CSU Parking on Twitter and/or Like on Facebook for real-time garage & lot availability and updates that may affect parking on campus.

### **Police Services**

The Cleveland State University Police Department provides comprehensive police services to the community on a 24-hour basis. Police and security officers patrol on foot, in marked patrol cars and respond to calls for service in addition to those of a criminal nature. In case of emergency inside a University building, call 911 or use the speed-dial button on the upper right hand corner on any campus phone or 911 on a cell phone and ask for the CSU police department. For information or general business, call **216/687-2020** or dial ext. **2020 on a campus phone**. Additional

information is available online at <http://www.csuohio.edu/offices/police/>. In the event that an emergency arises while someone is at home and needs to contact a student in class, the person calling must provide the name of the student, the building name, and the class room number in order for that student to be reached.

A network of Blue Light Emergency Phones dot the exterior of the campus. The emergency phones have no dials; when the receiver is picked up, a contact is immediately established with the police dispatcher.

Download the free Rave Guardian app for your Apple or Android device <https://www.csuohio.edu/police/rave-guardian>. The app can be activated in an emergency on campus and notify emergency responders of your location and the nature of your situation.

**Important** –

Safety escorts are provided to or from any location on or near campus 24 hours a day, 7 days a week, 365 days a year. Safety Escorts are provided by Police Officers, Security Officers, and Student Campus Safety Officers (CSO's).. These officers will be clearly identified with ID badges and radios. To call for an escort, dial **216-687-2020, or 2020** on any campus phone. It is highly recommended that you utilize this service whenever leaving the building alone, late at night, or have to walk some distance to your vehicle.

**Call 216/687-2020 for an Escort  
Call 911 in an Emergency**

Safety tips:

- Pay attention and be aware of your surroundings
- Walk with confidence and purpose
- DO NOT use your cell phone in public
- DO NOT wear ear plugs in public
- DO NOT leave valuables unattended
- Trust your instincts
- If you feel unsafe, go back to where it was safe and re-evaluate
- Use the Safety Escort Service if alone and at night – call 216/687-2020
- Walk with a friend and in well-lit areas
- Lock your vehicle and keep valuables out of sight

Note: See <https://www.csuohio.edu/titleix/titleix> for information on Cleveland State University's Sexual Harassment Policy.

**Registration**

Registration for Spring Semester normally takes place in early November. First-year students must register for the continuation of Legal Writing and for the core courses scheduled for their division (full-time or part-time day and part-time evening). Registration for Summer Term and Fall Semester normally takes place in during Spring Semester.

Once the original registration for a term has taken place, students may register late or adjust their schedules through add/drop period. This schedule adjustment period lasts through the first week of each term. No adjustments in the first year schedule can be made without the approval of a dean.

Schedule information and registration instructions will be posted on the law school website and will be available in the Student Services Center and other locations in the law school.

**Transcripts**

All students have the right to review their college transcripts and to request an investigation if they think any material contained therein is incorrect. Students may view their transcripts on the Cleveland State University [CampusNet](#). You will need to know your CSU ID and Web Access Password to access your record on the web. With proper identification, students may review their transcripts with the Records Officer in LB 146.

A student may request an official copy of his or her transcript using a form available at Campus411, BH 116, 216-687-5411. A fee is assessed for each transcript requested. Normally, transcripts are available three to five working days after the request is made. Official transcripts may be ordered over the web at <https://www.csuohio.edu/registrar/transcripts>.

**U-Pass**

Law students registered for one or more credit hours may obtain a U-Pass that allows them to ride free of charge on all Greater Cleveland Regional Transit Authority buses and rapid trains during the Fall or Spring Semesters; a new pass is needed for each term. The fee for the pass is included in University fees. Information on getting the U-Pass from the University Cashier's Office, BH 115, is available at <https://www.csuohio.edu/upass/upass>

**VikingCard (ID) Center**

All students, faculty, and staff must have a valid CSU ID card (VikingCard) to access buildings, and parking garages, to check out books at campus libraries, use your meal plans, carry Vikingcash to make on-campus purchases and to attend CSU sporting events. The ID Center is located in BH 112 and hours vary depending on the time of the year. Students should check prior to visiting. To obtain an ID, a student must present a valid schedule for the current semester. If the ID is lost or stolen, a fee is assessed for replacement. Students must be registered in the semester that they apply for the card. For more information call 216-875-9888 or visit their web site at <https://www.csuohio.edu/vikingcard/how-get-your-viking-card..>

# Graduation Requirements, Course Selection Information & Bar Examination Subjects

**I. GRADUATION REQUIREMENTS** – See the **Graduation Requirements Worksheet** at <https://www.law.csuohio.edu/academics/curriculum/graduationworksheets> (for students who entered law school in 2012 and after, 2008-2011 or 2005-2007) – scroll down and click on the applicable Worksheet, which will open as a Word document.

**A. CREDIT HOURS REQUIRED = 90 hours**

**B. RESIDENCY REQUIREMENTS**, see Academic Regulation 4.4

**C. COURSES**

**1. Required Core Curriculum (RCC)**

The RCC must be substantially completed before students undertake electives. Students should take particular care in choosing electives prior to completing the core courses.

- a. Civil Procedure, L505 (L513, beginning F'12)
- b. Contracts, L501 (L511, beginning F'12)
- c. Criminal Law, L506
- d. Legal Research, Writing & Advocacy, L504
- e. Property, L508 (L514, beginning F'12)
- f. Torts, L502 (L512, beginning F'12)
- g. Constitutional Law, L516
- h. Legislation & the Regulatory State, L515 (for students beginning 2012 and after)

**2. Other Course Requirements**

- a. Evidence, L661
- b. Code of Professional Responsibility Course

This requirement may be satisfied by the course Legal Profession, L643.

**Note:** Applicants for admission to the Ohio bar and those of most other states must pass the Multistate Professional Responsibility Exam (MPRE). You may sit for the Ohio bar exam without having passed the MPRE, but you cannot be admitted to practice until you have passed both exams. The MPRE is administered three times per year. Students frequently take Legal Profession, L643, before taking the MPRE. The Legal Profession course is not, however, designed to fully prepare students for the MPRE exam. Additional information about the MPRE, including a Study Guide and a practice exam, is available at <http://www.ncbex.org/about-ncbe-exams/mpre/>. Some of the bar review courses offer free (online) MPRE preparation classes as well.

- c. Third Semester Course in Legal Writing. *See below*
- d. Upper Level Writing. *See below*
- e. Experiential Skills Requirement

**Third Semester of Legal Writing** -- Each student is required to take at least one legal writing course in addition to the core Legal Research, Writing and Advocacy Course, L504. Students may choose from a group of courses to be designated by the faculty. Normally, the third semester course in Legal Writing will be taken during the Fall or Spring of the second year for full-time students or the Spring of the second year or the Fall or Spring of the third year for part-time students.

**Experiential Skills Course Requirement** – Students entering law school Summer 2012 through Summer 2016 must take one three-credit Clinic or Externship. Students entering law school in Fall 2016 and after must take six credits of courses designated as fulfilling the Experiential Skills Requirement, and at least three of the six credits must be a Clinic or an Externship.

**Upper Level Writing Requirement** -- The purpose of the Upper Level Writing requirement is to have each student undertake at least one extensive research and writing experience (in addition to L504 and the Third-Semester of Legal Writing) prior to graduation. The goal of the requirement is for each student to demonstrate his or her writing, research, analytical, and organizational skills by producing one substantial written product under the direction of a faculty supervisor.

The Upper Level Writing requirement may be met by satisfactory completion of a seminar or specified upper level course for which a substantial paper is required or satisfactory completion of an appropriate two or three semester-hour Independent Legal Research, L860, project.

Satisfactory completion of courses denoted to fulfill the Upper Level Writing Requirement or by completion of the optional research paper in courses will meet the Upper Level Writing Requirement. Some courses may be offered with a paper option in one term and not in another or not when offered by a different instructor. Do not assume that a particular course has a paper

option merely because the course was offered with a paper option in the past.

A two or three semester hour Independent Legal Research, L860, project may also satisfy the Upper Level Writing requirement. A full-time faculty member must supervise every Independent Legal Research project. An Associate Dean must approve any project to be supervised by an adjunct faculty member. The faculty member must sign a form, available in the Student Services Center, indicating that he or she is willing to supervise the project and specifying how many hours of credit are involved. The completed form must be returned to law school Records Officer. **A maximum of three semester hours of Independent Legal Research credit may be elected to count toward the J.D. degree.**

Students who are invited, either on the basis of grades or on the basis of the Summer Writing Competition, to join the staff of the Cleveland State Law Review, the Journal of Law and Health, or the Global Business Law Review are required to complete a student note as staff members. This is often done in conjunction with an Independent Legal Research project or signing up for L 791 Scholarly Writing - the paper is ultimately turned in to the law reviews (or journal) editors and to the faculty member supervising the project. Students may sign up for the Independent Legal Research or Scholarly Writing credit during the Fall or Spring semester that they are serving on the review or journal staff.

Normally, students produce a paper of a minimum of 24 pages, excluding footnotes, for two hours and a minimum of 36 pages, excluding footnotes, for three hours for Independent Legal Research credit.

**Note:** Supervising faculty may exercise discretion in awarding credit but withholding upper level writing certification for a project whether completed for Independent Legal Research or in a course or seminar in which a paper is required or is an option.

## II. SUBJECTS TESTED ON THE OHIO BAR EXAMINATION

See Bar Exam Resources at <https://www.law.csuohio.edu/lawlibrary/bar>.

For the most accurate and up-to-date information on the Ohio Bar Examination, see the Ohio Supreme Court website at: <http://www.supremecourt.ohio.gov/AttySvcs/admissions/default.aspx>

**NOTE:** The Ohio has adopted the Uniform Bar Examination (UBE) which includes two hundred Multistate Bar Examination multiple choice test (MBE), six Multistate Essay Examination (MEE) questions, and two Multistate Performance Examination (MPT) tests. This test is developed by the National Conference of Bar Examiners (NCBE) and tests national, not state-specific law). The UBE provides a portable score which allows examinees to transfer their scores to other UBE jurisdictions within a designated time period if they meet or exceed that jurisdictions pass score and meet other admission requirements.

For information about the UBE, see the NCBE UBE website, at: <https://www.ncbex.org/exams/ube/>

**Multistate Bar Examination (MBE) Subjects:** Federal Civil Procedure, Contracts, Constitutional Law (including First Amendment Rights), Criminal Law, Criminal Procedure, Evidence, Property, and Torts. For the information on the MBE, see the NCBE MBE website at: <https://www.ncbex.org/exams/mbe/>

**Multistate Essay Examination (MEE) Subjects:** Business Associations (Agency and Partnership, Corporations and Limited Liability Companies), Federal Civil Procedure, Conflict of Laws, Constitutional Law, Contracts, Criminal Law and Procedure, Evidence, Family Law, Real Property, Torts, Decedents' Estates and Trusts and Future Interests, and Secured Transactions. Some questions may include issues in more than one area of law. The particular areas covered vary from exam to exam for information on the MEE, see the and <http://www.ncbex.org/about-ncbe-exams/mpt/>

**Multistate Performance Test (MPT):** For information on the MPT, see the NCBE MPT website at: <https://www.ncbex.org/exams/mpt/>

**Ohio Law Component:** After the bar examination, applicants must take the Ohio Law Component. It consists of outlines and an online, open-book, multiple choice exam covering relevant Ohio-specific content. The Ohio Component is a pre-admission requirement. A passing score of 80 must be achieved prior to being sworn in as an attorney. For more information, see the Ohio Supreme Court website at: <https://www.supremecourt.ohio.gov/AttySvcs/admissions/OLC/faq.asp>

**Note:** Other states may test other subject areas and may require applicants for the bar to have taken specific law



school courses and meet additional requirements. If you are planning to take the bar examination in another state, check the requirements for that state as soon as possible.

**Note:** Applicants for admission to the Ohio bar and those of most other states must take and receive a satisfactory score on the Multistate Professional Responsibility Exam (MPRE), which may be taken while in law school. The exam is administered three times per year and students may want to register to take it following completion of Legal Profession, L643. Information about the exam and online registration is available at

<https://www.ncbex.org/exams/mpre/>

See Bar Exam Resources at

<https://www.law.csuohio.edu/lawlibrary/bar>

### III. INTERDISCIPLINARY COURSES

Law students are permitted to take up to 2 graduate level courses for up to a total of 8 semester hours of credit in other parts of Cleveland State University. You should consider courses that are in subject areas related to your legal interests. You must obtain permission in advance of registering for such courses from an assistant dean. To receive credit for interdisciplinary courses, a law student must earn at least a “C”, in which case the credit hours will count toward the J.D. degree but the grade will not be included in computation of the student’s grade point average.

Students enrolled in the joint JD./M.B.A., J.D./M.P.A., J.D./M.A.E.S., J.D./M.S.E.S., or J.D./M.U.P.D.D. programs must comply with the requirements of the particular program.

A course taught online or by other means of distance education may be approved if the course is otherwise appropriate for credit at the College of Law. Distance education courses, including such course taught outside the College of Law, may not exceed 30 credit hours. .

### IV. COURSE PREREQUISITES

A number of upper-level courses have prerequisites in addition to the Required Core Curriculum. This information is included in the course description appearing in this Handbook and on CampusNet.

### V. UPPER LEVEL ELECTIVES

Courses are listed below by practice area for two

reasons. One, students may be curious about what kinds of courses are relevant to a certain area of practice. For example, if a student is interested in international law or corporate law, these lists will identify the courses related to those practice areas.

Two, students may find that a particular course description looks interesting and may want to know what other courses are related to that course and what area of practice is relevant to that course. For example, a student may be interested in the topic of White Collar Crime, and the lists will show the student that a course on that topic is relevant both to a business practice as well as one in criminal law. See [Course Descriptions](#) for substantive descriptions of every course. We offer concentrations in some practice areas, as noted. See [Concentrations](#) for more information.

#### **Business Law**

(See [Business Law Concentration Checklist](#) (scroll to checklist link) for completing a concentration in this area.)

#### **Foundational Courses**

Agency, Partnership, & Limited Liability Associations  
Commercial Law  
Corporations  
Secured Transactions  
Tax I  
Tax II

#### **Specialized Courses**

Advanced Corporate Tax  
Antitrust  
Banking Regulation  
Bankruptcy  
Copyright, Patent & Trademark  
Corporate Law & Governance Seminar  
Cybersecurity I and II  
Employment Law  
Employee Pension & Benefits (ERISA)  
Entertainment Law  
Insurance Law  
International Aspects of Intellectual Property  
International Business Transactions  
Mergers & Acquisitions  
Non-Profit Corporation Law  
Patent Law and Practice  
Real Estate Law  
Securities Regulation  
White Collar Crime

#### **Experiential Courses**

Externship (Placements could include the Cleveland Clinic or University Hospitals, many of the General Counsel Externship placements, the U.S. Bankruptcy

Court, the Federal Reserve Bank of Cleveland, the Federal Trade Commission, the White Collar Crime Section of the U.S. Attorney's Office, or any other governmental agency that is primarily involved the regulation of business.)

Legal Drafting (General, Arts, Employment or Intellectual Property

Transactional Law Clinic

### **Civil Litigation and Dispute Resolution**

(See [Civil Litigation & Dispute Resolution Concentration Checklist](#) (scroll to checklist link) for completing a concentration in this area.)

#### Foundational Courses

Civil Procedure

Evidence

Legal Profession

#### Specialized Courses

Advanced Brief Writing

Alternate Dispute Resolution

Arbitration

Conflict of Law

Evidence: Scientific

Federal Courts

Legal Writing & Litigation

Mediation

Medical Malpractice (3-credit course)

Ohio Civil Procedure

Trial Advocacy

Trial Team Competition

#### Experiential Courses

Civil Litigation Clinic

Externship (placements could include a Judicial Externship, U.S. Attorney Externship – Civil Division, or Independent Externship in an ADR or litigation-intensive setting)

Moot Court

#### **Clinics and Externships**

Civil Litigation Clinic

Community Advocacy Law Clinic

Employment Law Clinic

Environmental Law and Policy Clinic

Fair Housing Clinic

Independent Externship

Judicial Externship

Public Interest Externship

Transactional Law Clinic

United States Attorney Externship

#### **Constitutional Law**

#### Foundational Courses

Constitutional Law I

Constitutional Law II

First Amendment Rights and Responsibilities

#### Specialized Courses

Administrative Law

American Legal History

Capital Punishment and the Law

Comparative Constitutional Law

Conflicts of Law

Constitutional Law Seminar

Criminal Procedure I

Criminal Procedure II

Election Law

Federal Courts and the Federal System

#### Experiential Courses

U.S. Attorney's Office Externship

#### **Criminal Law**

(See [Criminal Law Concentration Checklist](#) (scroll to checklist link) for completing a concentration in this area.)

#### Foundational Courses

Criminal Law

Criminal Procedure I

Criminal Procedure II

#### Specialized Courses

Capital Punishment & the Law

Computers & Law: Criminal

Criminal Felony Sentencing

International War Crimes Tribunal Seminar

Juvenile Law Seminar

Tax Procedures, Penalties & Crimes

Trial Advocacy

White Collar Crime

#### Experiential Courses

Externship (for example, a Judicial Externship, or externship with the U.S. Attorney's Office, Federal Public Defender's office, a county prosecutor or public defender office, a Juvenile Court, or other setting that has a criminal law focus)

Moot Court (criminal law competition)

Trial Team Competition

#### **Employment and Labor Law**

(See [Employment and Labor Law Concentration Checklist](#) (scroll to checklist link) for completing a concentration in this area.)

### Foundational Courses

Employment Discrimination Law  
Employment Law  
Labor Law

### Specialized Courses

Alternative Dispute Resolution  
Arbitration  
Disability Law  
Employee Pension & Benefits Law (ERISA)  
Employment Law Clinic  
Fair Labor Standards Act Seminar  
Legal Drafting: Employment Law  
Mediation  
Sexual Orientation & the Law  
Workers Compensation Law

### Experiential Courses

Employment Law Clinic  
Externship (with, e.g., EEOC or NLRB or General Counsel or Independent Externship with employment or labor law focus)  
Moot Court (labor and/or employment competition)

### Environmental Law

Energy Policy & Law (Current Legal Issues offering)  
Environmental Law and Policy Clinic  
Environmental Law and Regulation  
Environmental Law Seminar  
Land Use Control  
Oil & Gas Law

### Family Law

Aging and the Health Care System  
Elder Law  
Estates & Trusts  
Family Law  
Juvenile Law  
Sexual Orientation and the Law  
Tax: Wealth Transfer

### Health Law (General)

(see <https://www.law.csuohio.edu/academics/hlcertificate>)

### Foundational Courses

Health Care Law and Ethics  
Health Care Law  
Law and Medicine

### Specialized Areas and Courses

(\*courses are offered at the College of Business)

### Health Law Regulation

Health Care Compliance  
Health Care Legis, Policy & Regulation  
HIPAA and Privacy  
Insurance Law  
Psychiatry and Law  
Workers' Compensation  
Medical Care Organization\*

### Health Law Policy and Ethics

Aging and the Health Care system (seminar)  
Disability Law  
Health Law Seminar  
Psychiatry & Law  
Public Health Law Seminar (proposed course)

### Health Law Business and Litigation

Antitrust Law  
Employment Law  
Health Care Finance  
Health Care Fraud & Abuse  
Insurance Law  
Medical Malpractice  
Mergers & Acquisitions  
Non-Profit Corporation Law  
Patent Law and Practice  
Scientific Evidence

### Research and Experiential Courses

Community Health Advocacy Law Clinic  
Externship – Health Law Setting  
Journal of Law and Health

### Health Care Compliance

(see <https://www.law.csuohio.edu/academics/chlp>)  
(\*course offered at the College of Business)  
Health Care Compliance  
Health Care Finance  
Health Care Fraud & Abuse  
Health Care Law  
Health Law & Ethics\*  
HIPAA & Privacy  
Health Care Compliance Skills:  
Auditing, Investigating & Reporting  
(proposed course)

### International and Comparative Law

(see [International and Comparative Law Concentration Checklist](#) (scroll to checklist link) for completing a concentration in this area.)

Advanced Business Immigration Law  
Alternate Dispute Resolution\*  
Ancient Athenian Law  
Asylum Law  
Comparative Constitutional Law

Comparative Law: Canon Law  
Conflict of Laws\*  
Environmental Law Seminar\*  
Global Business Law Review  
Immigration and Nationality Law  
International Aspects of Intellectual Property Law  
International Business Transactions  
International Law  
International War Crimes Tribunal  
Judaic Law  
Legal Responses to Terrorism  
Race, Racism & Law\*  
Summer Abroad Program\*\*  
Space Law  
Tax - International Transactions  
Transnational Litigation  
\* when so indicated on the course schedule  
\*\* sponsored by ABA-approved law school

## **Intellectual Property**

Copyright, Patent and Trademark  
Cyber Law  
Data Protection Law  
Information Technology and the Law  
Intellectual Property – Advanced Topics  
International Aspects of Intellectual Property Law  
Legal Drafting: Patent Preparation & Prosecution  
Patent Law and Practice  
Trademark Law

## **Research and Writing**

### **Foundational Courses**

Legal Writing, Research and Advocacy

### **Specialized Courses**

Advanced Brief Writing and Advocacy  
Advanced Legal Research  
Legal Drafting: General and Specific Topics  
Legal Writing and Litigation  
Scholarly Writing

(These courses require special permission for registration.)

Independent Legal Research  
Jessup Moot Court Competition  
Global Business Law Review  
Global Business Law Review Editor  
Journal of Law and Health  
Journal of Law and Health Editor  
Law Review  
Law Review Editor  
Moot Court I & II

## **Sports & Entertainment Law**

Entertainment Law  
Negotiating Strategies in Sports Management  
Representing the Musical Artist  
Representing the Professional Athlete  
Sports & Law: Evolution of Major League Sports

## **Tax**

### **Foundational Courses**

Tax I  
Tax II  
Wealth Transfer Tax

### **Specialized Courses**

Advanced Corporate Tax  
ERISA Law  
Tax Procedures, Penalties & Crimes  
Tax: Federal. Taxation of International Transactions  
Tax: Tax Exempt Organizations

### **Experiential Courses**

Externship with IRS

## **VI. SPECIAL CURRICULAR PROGRAMS**

### **A. Dual Degree Programs**

The College of Law offers five dual degree programs that allow students to earn both a Juris Doctor and a Masters degree in just four years of full-time study. Students may earn a J.D. along with an M.B.A. (Master of Business Administration) from the John J. Nance College of Business Administration; one of three degrees offered in conjunction with the Maxine Goodman Levin College of Urban Affairs - an M.A.E.S. (Master of Arts in Environmental Studies), an M.P.A. (Master of Public Administration) or an M.U.P.D.D. (Master of Urban Planning, Design & Development); or an M.S.E.S. (Master of Science in Environmental Science) with the College of Science.

The law faculty has approved a change to the dual degree programs that would allow a law student who has completed all J.D. degree requirements including a minimum of 82 semester credits in law courses to receive the J.D. prior to completion of the requirements of the joint degree. The change requires University approval as well.

### **1. J.D./M.B.A.**

Cleveland-Marshall College of Law and the College of Business Administration offer students the opportunity to earn the J.D. and M.B.A. degrees in four years of full-time study. A part-time student has eight years to complete both programs.

Because each school will grant credit for courses taken in the other, both degrees may be completed in less time than would otherwise be required. Students in the dual degree program are required to fulfill all specific course requirements for the J.D. A maximum of 10 semester hours of credit from the College of Business Administration may be included in the 90 semester hours required for the J.D. degree. Interested students should contact Professor Christopher Sagers, (216) 687-2319, for further information.

Law students interested in being admitted to the J.D./M.B.A. program should follow the procedures for admission to the College of Business Administration, including submission of an application, available online at

<http://www.csuohio.edu/gradcollege/admissions/apply.html>, to the College of Graduate Studies.

### **2. J.D./M.P.A. and J.D./M.U.P.D.D.**

Cleveland-Marshall College of Law and the Maxine Goodman Levin College of Urban Affairs offer students

the opportunity to earn the J.D. and M.P.A. (Master of Public Administration) or M.U.P.D.D. (Master of Urban Planning, Design and Development) degrees in four years of full-time study. Part-time students should contact Alan Weinstein, Director of the J.D./M.P.A. and J.D./M.U.P.D.D. Programs, for further information.

Because each school will grant credit for courses taken in the other, both degrees may be completed in less time than is otherwise required. Students in the dual degree program must fulfill all specific course requirements for the J.D.; however, 10 semester hours from the College of Urban Affairs will be applied towards the 90 semester hours required for the J.D. degree.

Applicants who are not currently enrolled in either degree program may apply for admission to both programs independently. Students who enroll in this manner will spend their first year exclusively in the J.D. program, their second year primarily in the M.P.A. or M.U.P.D.D. program, and their third and fourth years taking courses in both programs. Students already enrolled in one of the degree programs should contact Alan Weinstein, Director of the J.D./M.P.A. and J.D./M.U.P.D.D. Programs, LB 230, 216/687-3758. Law students interested in either program will have to submit an application, available online at <http://www.csuohio.edu/gradcollege/admissions/apply.html>, to the College of Graduate Studies.

### **3. J.D./M.A.E.S.**

The Cleveland-Marshall College of Law and the Levin College of Urban Affairs jointly offer students the opportunity to pursue both a J.D. and a M.A.E.S. (Master of Arts in Environmental Studies) in four years of full-time study. Because each college will grant credit for courses taken in the other college, students may complete the two degrees concurrently in less time than would be required to do the degrees sequentially. Students in this dual degree program must fulfill all specific course requirements for the J.D.; however, 10 semester hours from the College of Urban Affairs will be applied towards the 90 semester hours required for the J.D. degree.

Applicants who are not currently enrolled in either individual degree program must apply for admission to both programs independently. Students who enroll in this manner will spend their first year taking courses exclusively in the College of Law and their second year primarily in the College of Urban Affairs. Students already enrolled in either individual degree program should contact Professor Heidi Gorovitz Robertson, LB 130, 216/687-9264, to discuss a course of study. Law students seeking admission to the dual degree program should call the Graduate Studies Academic Advisor at

the College of Urban Affairs at (216) 687-7522 for information about the program and admissions procedures and will need to submit an application, available online at <http://www.csuohio.edu/gradcollege/admissions/apply.html>, to the College of Graduate Studies.

### **4. J.D./M.S.E.S.**

The Cleveland-Marshall College of Law and the College of Graduate Studies jointly offer students the opportunity to pursue both a J.D. and a M.S.E.S. (Master of Science in Environmental Science) in four years of full-time study. Because each college will grant credit for courses taken in the other college, students may complete the two degrees concurrently in less time than would be required to do the degrees sequentially. Students in this dual degree program must fulfill all specific course requirements for the J.D.; however, 10 semester hours from the College of Graduate Studies will be applied towards the 90 semester hours required for the J.D. degree.

Applicants who are not currently enrolled in either individual degree program must apply for admission to both programs independently. Students who enroll in this manner will spend their first year taking courses exclusively in the College of Law and their second year primarily in the College of Science, Department of Biological, Geological & Environmental Sciences. Students already enrolled in either individual degree program should contact Professor Heidi Gorovitz Robertson, LB 130, 216/687-9264, to discuss a course of study. Law students seeking admission to the dual degree program should call the Department of Biological, Geological, and Environmental Sciences at (216) 687-2440 for information about the program and admissions procedures and will need to submit an application, available online at <http://www.csuohio.edu/gradcollege/admissions/apply.html>, to the College of Graduate Studies.

### **B. Pro Bono Program**

The law school's Pro Bono Program is designed to (1) engage students in the delivery of legal assistance in cooperation with local attorneys and community agencies serving the poor and certain other groups; (2) introduce students to the difficulties of the under-represented and the rewards of public service; and (3) encourage students after graduation from law school to discharge the lawyer's professional responsibility to render public interest service.

The Pro Bono Program also offers monthly community service opportunities such as building homes with Habitat for Humanity, serving lunch at a local soup kitchen, and planting a garden in the inner

city of Cleveland.

Volunteer activity is not a graduation requirement and students do not receive academic credit for participating in the program. However, students who volunteer a minimum of 40 hours (in the course of one or more placements) will be recognized by the College of Law by inclusion in the annual awards ceremony at the College of Law.

Information about the Pro Bono Program and current Placements is available from Pamela Daiker-Middaugh, LB 59c, 216/687-6878.

### **C. Concentrations**

Cleveland-Marshall offers students the opportunity to pursue an academic concentration several areas of legal practice: Business Law, Civil Litigation and Dispute Resolution, Criminal Law, Employment and Labor Law, and International & Comparative Law. The information sheets following the Graduation Requirements Worksheet detail the requirements for each of the concentrations.

Each concentration has required foundational courses, advanced and specialized courses, and a project requirement. In addition, students must attain a minimum cumulative GPA of 3.0 in concentration courses and may not earn below a C+ in more than one non-foundational course. Moreover, a student who transfers to Cleveland-Marshall after his or her first year at another law school (or second year in the case of a part-time student), may apply up to two courses taken at the other law school toward the fulfillment of requirements for a Concentration here, provided that: (a) the course is a foundational course for the relevant concentration here and (b) the faculty teaching in the concentration approve the course as equivalent to the relevant foundational course taught here. The student shall bear the burden of persuading the concentration faculty that the course taken at the other school is equivalent to the relevant foundational course and shall provide those faculty with (a) a catalogue description of the course taken, (b) a syllabus for the course, where available, and (c) such other information as the concentration faculty shall request. The grade obtained in the course at the other school shall be computed as part of the student's GPA in the concentration for purposes of determining if the student has attained the requisite 3.0 GPA in the concentration. The course shall be allowed toward fulfillment of concentration requirements only if credit for the course would otherwise transfer to Cleveland-Marshall (i.e., the student has achieved a grade of 2.0 or the equivalent or better).

A student who matriculates at Cleveland-Marshall and who is a degree candidate here, who takes for credit

at another law school a course that he or she wishes to apply toward fulfillment of concentration requirements here, may apply no more than one such course toward the concentration, provided that (a) the same or an equivalent course is not offered here and (b) the faculty teaching in the relevant concentration approve the course for purposes of meeting the concentration course requirements. The grade obtained in the course at the other school shall be computed as part of the student's GPA in the concentration for purposes of determining if the student has attained the requisite 3.0 GPA in the concentration. The course shall be allowed toward fulfillment of concentration requirements only if credit for the course would otherwise transfer to Cleveland-Marshall (i.e., the student has achieved a grade of 2.0 or the equivalent or better). See generally <https://www.law.csuohio.edu/academics/curriculum/concentrations>.

See the following web pages for information on the individual concentrations:

Business:

<https://www.law.csuohio.edu/academics/curriculum/concentrations/business>

Civil Dispute Resolution:

<https://www.law.csuohio.edu/academics/curriculum/concentrations/civil>

Criminal Law:

<https://www.law.csuohio.edu/academics/curriculum/concentrations/criminal>

Employment and Labor Law:

<https://www.law.csuohio.edu/academics/curriculum/concentrations/employment>  
and

International & Comparative Law

<https://www.law.csuohio.edu/academics/curriculum/concentrations/international>

### **E. Center for Health Law & Policy**

#### **Health Law Certificate**

Cleveland-Marshall College of Law's Center for Health Law & Policy offers J.D. students the opportunity to earn a general Health Law Certificate. In order to earn the certificate, students must complete the following required courses: Biomedical Ethics, Health Care Law and Law and Medicine. Students must also complete three health law electives and an experiential learning experience. Students have the option to focus on courses in a particular area or take a variety of classes across three groups: Health Law Regulation, Health

Law Policy and Ethics and Health Law Business and Litigation. In order to satisfy the experiential learning requirement, students may enroll in the Community Health Advocacy Law Clinic (CHALC) or complete one of the following externships: Medicare Hearings and Appeals, MetroHealth General Counsel's Office, Cleveland Clinic General Counsel's Office, University Hospital General Counsel's Office and Medical Mutual General Counsel's Office.

For additional information, please see the Center's webpage at <https://www.law.csuohio.edu/academics/chlp>.

### **Health Care Compliance Certificate**

A Health Care Compliance Certificate Program has been approved beginning Fall Semester 2012. The program is open to JD candidates at Cleveland-Marshall and to individuals who have earned an undergraduate degree with a cumulative grade point average of 3.0 or better. Individuals with an undergraduate GPA of less than 3.0 may still be considered and admitted based on other admission criteria, including professional experience and graduate coursework. To earn the certificate, students must complete all of the following courses: Health Care Compliance, L617; Health Care Law, L686; Health Care Fraud & Abuse, L682; HIPAA and Privacy, L690; Health Care Finance, L627; Health Law & Ethics, HCA 640; and an anticipated skills course entitled Health Care Compliance Skills: Auditing, Investigating & Reporting (to be offered through the college of law). For additional information, please see the Center's webpage at <https://www.law.csuohio.edu/academics/chlp>.

## **VII. CORE CURRICULUM**

Students will complete the core curriculum during the first two years of law school. For Academic Year 2020-21, the first year curriculum is as follows:

### **Full-Time Program**

#### **Fall Semester**

Contracts, LAW 511 (4 credit hours)  
Torts, LAW 512 (4 credit hours)  
Legal Writing, LAW 504 (3 credit hours)  
Legislation & the Regulatory State, LAW 515 (4 credit hours)

#### **Spring Semester**

Civil Procedure, L513 (4 credit hours)  
Property, L514 (4 credit hours)  
Legal Writing, LAW 504 (3 credit hours)

Criminal Law, LAW 506 (3 credit hours)

### **Part-Time Program**

#### **Fall Semester**

Torts, LAW 512 (4 credit hours)  
Legal Writing, LAW 504 (3 credit hours)  
Legislation & the Regulatory State, LAW 515 (4 credits hours)

#### **Spring Semester**

Contracts, LAW 511 (evening students) (4 credit hours)  
Civil Procedure, LAW 513 (day students) (4 credit hours)  
Legal Writing, LAW 504 (3 credit hours)  
Criminal Law, LAW 506 (3 credit hours)

Full-time students will complete the core curriculum by taking Constitutional Law, LAW 516, in their second year of law school. Part-time students will complete the core curriculum in the second year as follows:

### **Fall Semester**

Contracts, LAW 511 (day students) (4 credit hours)  
Civil Procedure, LAW 513 (evening students) (4 credits hours)  
Constitutional Law, LAW 516 (3 credit hours)  
Elective course(s) up to 5 credit hours

### **Spring Semester**

Property, LAW 514 (day & evening students) (4 credit hours)  
Constitutional Law, LAW 516 (3 credit hours)  
Elective course(s) up to 5 credit hours



## VIII. GRADING GUIDELINES

The grading guidelines at Cleveland-Marshall College of Law are advisory. However, the guidelines serve as prima facie evidence of what constitutes a reasonable distribution of grades in Required Core Curriculum courses (other than Legal Writing and Constitutional Law) and other law courses. Following are the guidelines currently in effect.

Grade	Required Core Curriculum - Grading Guidelines for Civil Procedure, Contracts, Criminal Law, Property & Torts		General Grading Guidelines for Other Law Courses	
	Standard %	Range Permitted %	Standard %	Range Permitted %
A	10	8 – 12	14	11 – 17
A-	10	8 – 12	12	9 – 15
B+	11	9 – 13	18	15 – 21
B	16	14 – 18	19	16 – 22
B-	10	8 – 12	11	8 – 14
C+	13	11 – 15	11	8 – 14
C	12	10 – 14	9	6 – 12
C-	5	3 – 7	2	0 – 6
D+	5	2 – 10	2	0 – 7
D	5	2 – 8	2	0 – 7
F	3	0 – 6	0	0 – 5

## Course Descriptions

The course descriptions included here answer many of the questions you may have about course content and expectations. New courses are added from time to time and descriptions are distributed to students with registration materials and on the College of Law website. Students are encouraged to speak with faculty teaching specific courses. Not all courses described below are offered each semester. In some cases it is noted that a course is “offered infrequently.” This means that there has been insufficient student or faculty interest to warrant offering the course on a regular basis but that the course may be scheduled if an appropriate opportunity is presented.

### **\*Required Core Curriculum**

The Required Core Curriculum (RCC) is comprised of seven courses normally taken at the beginning of a student’s law school career – Contracts, Torts, Legal Writing, Criminal Law, Civil Procedure, Property, and Constitutional Law. The RCC must be substantially completed before students undertake electives. Students should take particular care in choosing electives prior to completing the core courses. **Note:** The preceding statement should be considered when electing courses for which the RCC is listed as a prerequisite. Students should consult an academic dean or faculty member with questions concerning specific courses and prerequisites.

### **Seminars**

Note that the faculty has adopted the following criteria for designation of a course as a seminar. Courses listed as seminars on the final schedule for the term will meet these requirements.

#### Criteria for Designation of a Course as a Seminar (passed by faculty, Oct. 21, 2004)

1. A seminar is a small class, enrollment in which should normally not exceed fifteen students, that is designed to examine intensively a single topic or a limited range of topics within a general area of law. A seminar is not designed to offer a comprehensive survey of a field of law.
2. A seminar is designed to foster maximum interchange in discussion between students and instructor and among students.
3. A seminar shall require a substantial paper or equivalent written product.
4. A grade in a seminar may be based entirely on the paper, or on some combination of a paper, class participation, final examination, or other relevant factors.
5. A seminar may be given for two or three credits.

Although a seminar must require a “substantial paper or equivalent written product,” it may not satisfy the upper level writing requirement if the paper requirement is not a substantial research project as anticipated by the latter requirement.

### **Administrative Law**

#### **LAW 623**

(2 or 3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. This course will focus on the function, procedure, and powers of administrative agencies; constitutional and statutory limitations; judicial review and relief from orders and decisions; the administrative process and its role in the development of public policy. Satisfies the administrative law requirement.

### **Advanced Brief Writing**

#### **LAW 615**

(2 Credit Hours)

Prerequisites: RCC\*. A course designed to sharpen the student’s ability to research complex legal issues, to

prepare appellate briefs and to engage in oral argument. Required of students who wish to try out for interscholastic Moot Court Competition. Satisfies third semester of legal writing requirement and skills course requirement.

### **Advanced Business Immigration Law**

#### **Law 737**

(1 Credit Hour)

Prerequisites: RCC\*; Immigration & Nationality Law, LAW 734. This course will focus on specific immigration issues that arise in the business context.

### **Advanced Legal Research**

#### **LAW 677**

(3 Credit Hours)

Prerequisites: RCC. This course is designed to build upon basic knowledge of legal resources and provide the foundation needed for advanced legal research. Sources emphasized will include legislative and statutory law, administrative law, judicial authority, and secondary sources. In addition, the course will examine research strategies, cost-effective research techniques, practitioner materials, and interdisciplinary research associated with business, scientific, and technical information. The goal of the course is not only to familiarize the student with particular legal research resources but to also instill in the student how to think about conducting research and to critically analyze research sources. Students will complete a variety of exercises, a mid-term, and a final research project.

### **Agency, Partnership, and Limited Liability Associations**

#### **LAW 691**

(3 Credit Hours)

Prerequisites: RCC\*. This course provides an introduction to business associations. Employers and business entities, whether sole proprietorships, partnerships, or large corporations, utilize agents--especially employees -- to effectuate their business objectives. Agency relationships can be formed intentionally or inadvertently, but regardless how they originate, the law imposes strict duties of conduct on both agents and their principals, and exacts severe penalties for their breach. The course examines the law of agency closely, including vicarious liability for wrongs of another and authority to bind another by assent or representation. Second, the course focuses on the law governing partnerships and addresses the complex intersection of agency and partnership law (i.e., the legal consequences of partners simultaneously being agents for the partnership as well as principals). Because the Uniform Partnership Acts impose numerous legal and economic risks for partners and partnerships, many business entities have reorganized to limit their liability consistent with the structures newly created by state statute, e.g., as a limited liability partnership or limited liability company. These diverse new statutory options for business organization constitute the final focus of the course.

### **Aging and the Health Care System**

#### **LAW 786**

(2 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. This 2-credit seminar will focus upon the legal issues the elderly face when interacting with the health care system, including dying with dignity decisions, nursing home abuse and paying for health and long-term care. There are no upper level prerequisites for the course. The grade in the course

will be determined by a paper and class presentation.

### **Alternate Dispute Resolution**

#### **LAW 696**

(3 Credit Hours)

Prerequisites: RCC\*. Judicial, court-centered processes are neither the only nor, necessarily, the best methods of resolving disputes. This course surveys the range of dispute resolution processes that are alternatives to litigation and adjudication. These include detailed study of the primary dispute resolution processes -negotiation, mediation, and arbitration - as well as some of their hybrid variants. The course also examines noteworthy applications of these litigation alternatives, the context for which ranges from the personal to the global. The ethical issues surrounding effective client advocacy in non-litigation situations will be explored in depth. When coverage includes international dispute resolution systems will count as an elective in the International and Comparative Law concentration. Satisfies skills course requirement.

### **American Legal History**

#### **LAW 550**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. Lectures and discussions exploring various topics in American legal history from colonial times to the twentieth century. Topics may include legal control of “deviants” (criminals, juvenile delinquents, paupers, political dissidents), the growth of legal institutions and the legal profession, developments in substantive private law, law and the economy, the problem of freedom of speech and press, the law of slavery, and the changing status of women and children. Other topics may be substituted or added from time to time. Satisfies perspective elective requirement.

### **Ancient Athenian Law**

#### **LAW 570**

(3 Credit Hours)

Prerequisites: RCC\*. The ancient Athenians have been widely celebrated for their contributions to literature, philosophy and political thought. However, the genius of the Athenian people was also reflected in their legal innovations – which include the concepts of trial-by jury and judicial review. This course will provide students with a basic understanding of the structure and procedures of the Athenian legal system. Topics covered in the course include the Athenian constitution, the Athenian jury system, the resolution of commercial disputes, adultery, the torture of witnesses, and the sentencing of criminals. From their readings, students will gain an understanding of a legal system that struggled with many of the same issues that face modern society and which often provided thoughtful

and creative solutions. In lieu of a final exam, students will write a 10-page research paper regarding an aspect of Athenian law. Students may choose to fulfill their Upper Level Writing Requirement with this course by writing a 20-page research paper. The course will satisfy the perspective elective requirement.

### **Antitrust Law**

#### **LAW 646**

(3 Credit Hours)

Prerequisites: RCC\*. This course provides an overview of legal and economic problems in the public control of corporate market power, focusing on the legal (and occasionally economic) significance of price fixing, boycotts, monopolization, franchising restrictions, and mergers. Students will examine how courts evaluate business practices and/or corporate structure.

### **Arbitration**

#### **LAW 633**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. The nature, law and practice of arbitration of disputes and claims of various types with an emphasis on labor arbitration. Satisfies skills course requirement.

### **Art Law**

#### **LAW 659**

(2 or 3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. This course reviews both policy issues and practical applications of selected areas of the law that relate to the creation, display, reproduction, sale, resale and taxation of works of fine art. The areas we will explore are: limitations on the freedom of visual expression, in the form of both government regulation and private causes of action; copyright and trademark law and the fair use doctrine as they apply to visual images and distinctive artistic style; artists' right to protect their artistic reputation by preserving the integrity and attribution of their works of recognized stature (i.e., *droit moral*); commercial law issues relating to auctions, consignment sales, and secondary market resales of works of art; limitation of actions against bona fide purchasers of stolen art; and tax considerations relevant to artists, dealers and art collectors.

### **Asylum Law**

#### **LAW 744**

(1 Credit Hours)

Prerequisites: RCC\*; Immigration & Nationality Law, LAW 734. The course will examine Asylum Law, including an examination of overseas refugees; the meaning of persecution; issues relating to race,

religion, nationality, political opinion, social group, sexual orientation, gender; non state actors; standards of proof; exceptions to eligibility; and the convention against terror.

Students will be evaluated through a written project, requiring them to analyze a fact pattern according to the principles studied during the semester. The course will not satisfy the upper level writing requirement.

### **Banking Regulation**

#### **LAW 641**

(3 Credit Hours)

Prerequisites: RCC\*. This course will explore all aspects of federal banking regulation, from standards for obtaining a bank charter and federal deposit insurance to restrictions on bank activities and bank failure. It will not canvass the commercial law governing bank transfers or payments already covered by Commercial Law, L601. Satisfies the administrative law requirement. Offered infrequently.

### **Bankruptcy**

#### **LAW 624**

(3 Credit Hours)

Prerequisites: RCC\*. A survey of the fundamentals of bankruptcy law, including the "Automatic stay" of creditor collection activity, the creation of the debtor's bankruptcy "estate," the treatment of "executory contracts," the trustee's "avoiding" powers, the nature of "claims" against the debtor's estate, the individual debtor's right to a "discharge," "exemptions," the powers and jurisdiction of the bankruptcy court, and the processes of "liquidation," "adjustment" of debts of an individual debtor, and "reorganization" of a business.

### **Biomedical Ethics and the Law**

#### **LAW 602**

(3 Credit Hours)

Prerequisites: RCC\*. This course will cover legal and ethical values and doctrines in the context of current issues in health science decision-making including, e.g., a) death and dying; b) informed consent and other aspects of the doctor patient relationship; c) artificial reproduction (e.g., artificial insemination, surrogate motherhood, *in vitro* fertilization, embryonic transfer); d) organ transplants; e) research and experimentation on human subjects. Beginning Fall 2008, satisfies perspective requirement.

### **Business Bankruptcy**

#### **LAW 637**

(2 Credit Hours: Offered Infrequently)

Prerequisites: RCC and Bankruptcy (LAW 624); Secured Transactions (LAW 603) is recommended but

is not a prerequisite. A survey of bankruptcy and other laws that affect the business decisions to put a business into a Chapter 11 Reorganization and the decisions necessary after the company has filed its Chapter 11 proceedings, including the decisions to file bankruptcy, the DIP financing, jurisdiction and venue, obtaining credit, treatment of executory contracts, review of operating issues, management decisions ethics, claims issues, sale of assets, drafting the disclosure statement, confirmation of the reorganization plan, and post confirmation issues.

### **Capital Punishment and the Law**

#### **LAW 679**

(3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. This course examines the theory, jurisprudence, and practice of the modern death penalty system in the United States. It focuses on constitutional and statutory issues surrounding death sentences, including: limitations on imposing the death penalty based on factors such as the type of crime, and the role and age of the defendant; pretrial and trial issues such as prosecutorial discretion in charging, jury selection, psychiatric experts, aggravating and mitigating circumstances; right to counsel at trial and on post-conviction review; processes available for judicial and executive review of death sentences; and, limits on carrying out the death penalty such as a defendant's competency to be executed.

### **Civil Litigation Clinic**

#### **LAW 803**

(2, 3 or 4 Credit Hours)

Prerequisites: RCC. The Civil Litigation Clinic is designed to provide students with real-client experience across a wide variety of cases. It provides students with the opportunity to apply the skills they acquired in their law school classes to actual cases or controversies. Supervised by clinical professors, the students may represent clients in administrative hearings, trial courts, appellate procedures and more. Students may appear before state and federal tribunals. They may engage in issues relating to consumer protection, landlord-tenant, employment law, and asylum. They may represent directly parties to the dispute, or file *Amicus* briefs to assist courts on principled matters.

In addition to the case work, the Clinic includes a weekly seminar component, providing instruction in trial and representation skills, and requiring the students to present their cases to their peers and to give and receive constructive criticism - much like in real life.

Permission of the instructor(s) is required. The 3 or 4 credits will satisfy the experiential skills requirement.

### **Civil Procedure**

#### **LAW 513**

(4 Credit Hours)

In Civil Procedure we study the process by which legal disputes of a civil nature are decided in an adversarial system of justice. This includes how a civil lawsuit begins, which courts may hear the dispute, where the lawsuit may be filed, who may be a party, how parties gather facts to support their claims and defenses, what law governs a case that is filed in federal court, how such a case is resolved, procedural remedies, and the binding effect of a final judgment. Specifically, topics covered may include pleadings, joinder of claims and parties, subject matter jurisdiction, personal jurisdiction, venue, choice of law, discovery, resolution without trial (including summary judgment, default judgment, and dismissal), trials, and issue and claim preclusion. The course involves close examination of the Federal Rules of Civil Procedure as well as statutes and constitutional provisions that govern civil litigation. Required for graduation. Offered beginning Fall 2012.

### **Class Actions**

#### **LAW 635**

(2 or 3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. Whether sued in federal or state court, whether considered rightly or wrongly initiated, class-action lawsuits are more popular today than ever. Indeed, Congress' highest-profile litigation reform effort of late – its recently-enacted Class Action Fairness Act – goes directly to this sensation's heart. Given class actions' prevalence, well-rounded lawyers need to understand class actions' substantive, procedural, political, societal, economic, and constitutional nuances and effects. This course will examine multiple substantive class-action areas, such as consumer fraud and deceptive-business practices; price-fixing and market-allocation schemes; and securities and commodities fraud. While considering these various substantive areas, we'll analyze Federal Rule 23 and its state-court counterparts. We'll study class-certification procedure in federal and state courts; the requirements necessary for class certification; and the defenses and tactics typically (and not so typically) asserted to defeat it. We'll also consider competing class certifications' Due Process, Commerce, and Full Faith and Credit Clause implications; class-action coordination among various competing or complimentary federal and state class-action cases; and class-action settlement issues, such as proper notice, damages allocation, opt-out procedures, and objections. We'll study why class actions are considered important

(or not) to our society and economy; how they contribute to redressing (or exacerbating) consumer wrongs; and how they raise our collective social consciousness or, alternatively, are abused and create (at least arguably) social chaos. Students will leave this course with an understanding and appreciation for the full range of class action issues that new lawyers can expect to encounter in their daily practices, whether their practices concentrate on class action law or other substantive areas.

### **Commercial Law**

#### **LAW 601**

(4 Credit Hours)

Prerequisites: RCC\*. A survey of the Uniform Commercial Code (UCC), except for Articles 8 and 9, with emphasis on Articles 2, 3, and 4 dealing with sales, negotiable instruments and bank collections. In addition, some consumer laws and federal regulations on sales and bank collections are addressed. Lesser emphasis is given to UCC Articles 2A, 4A, 5 and 7 on leases, wire transfers, letters of credit and documents of title; UCC Article 6 on bulk transfers is also covered briefly.

### **Community Advocacy Law Clinic**

#### **LAW 824**

(3 Credit Hours)

Prerequisites: RCC, approval by clinical faculty. The Community Advocacy Law Clinic is a one-semester, 3 credit experiential course where students use their legal training to assist our community's most vulnerable populations: low-income families, children, the elderly, the homeless, and people suffering from physical and mental illness. Students, under the supervision of clinical faculty, will work with judges, prosecutors, defense attorneys, social workers and others to address the legal needs of real clients in a wide variety of matters including adoption, child support, housing, public benefits and special education. Law students will attend a weekly seminar and a weekly supervisor meeting. Law students will be given the opportunity to assist clients from beginning to end - intake, through research and strategy, informal advocacy or going to court. The two goals of the Community Advocacy Law Clinic are to improve the legal skills of law students and to address the unmet legal issues of the poor. Satisfies skills and experiential skills course requirements.

### **Comparative Constitutional Law**

#### **LAW 567**

(2 or 3 Credit Hours; offered infrequently)

Prerequisites: RCC\*. This course examines and compares constitutional law and structure of

governance of different countries of the world. Questions explored include: Why have constitutions? How do the structures of constitutional courts and the practice of judicial review differ in different countries? How do different constitutions deal with separation of powers, legislative process, regime changes, federalism, individual rights and social welfare? The course aims at helping students think systematically about different structures for organizing a government, and different approaches to establishing just, effective and stable forms of governments. Satisfies perspective requirement.

### **Comparative Law: Canon Law**

#### **LAW 581**

(2 Credit Hours; offered infrequently)

Prerequisites: RCC\*. This course examines the legal system of the Latin Catholic Church. In addition to an historical overview of the science of canon law, lectures address specific canons of the 1983 Code of Canon Law and selected canonical issues. Subjects to be considered include: structures of governance, general norms of canon law, ecclesiastical rights, ecclesiastical sanctions (criminal law), trial procedures, marriage law, and temporal goods (i.e., property law, contracts, wills, and monetary issues). Satisfies perspective requirement.

### **Cybercrime**

#### **LAW 665**

(2 or 3 Credit Hours)

Prerequisites: RCC\* The course will cover the growing area of computer crimes. Students will learn about the different types of criminal offenses, which include but are not limited to economic, gambling, child exploitation, and fraud offenses. Further, the student will study the different investigative techniques utilized by the government in curbing such offenses as well as methods of defense explored on behalf of the accused. The student will also be exposed to the various Constitutional provisions contemplated during the processing of a computer crime and/or investigation.

### **Conflicts of Laws**

#### **LAW 632**

(3 Credit Hours)

Prerequisites: RCC\*. The law relating to actions having elements in more than one jurisdiction; choice of law; enforcement of foreign judgments; jurisdiction of courts in such cases; constitutional questions involved; application to contracts, torts, marriage and divorce, family relations, property, and procedure. Offered infrequently.

### **Constitutional Law**

**LAW 516**

(6 Credit Hours; 1 or 2 Semesters)

General principles of the law of the United States Constitution; judicial function in constitutional matters; federal authority, separation of powers and the powers of the states; particular attention to the commerce clause, due process, and equal protection. A grade is entered on the student's transcript for each term of the course. Required for graduation.

**Constitutional Law Seminar****LAW 707**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. Discussion of selected current constitutional issues (with consideration given to areas of particular student interest). Information regarding the focus of a particular section of the course will be provided with course schedules. May include preparation of appropriate student research papers, which will satisfy the upper level writing requirement. Interested students should consult the New and Revised Courses information for the term in which the course is offered for information on the focus of the course in that term.

**Contracts****LAW 511**

(4 Credit Hours)

The Contracts course covers the basic components of contract law: contract formation (offer, acceptance, and consideration/promissory estoppel), contract interpretation and performance, defenses to enforcement, and remedies. Required for graduation. Offered beginning Fall 2012.

**Copyright, Patent and Trademark Law****LAW 658**

(3 Credit Hours)

Prerequisites: RCC\*. This course is designed for the general practitioner as well as for those who intend to specialize in the practice of intellectual property law. It is directed to the study of the patent, trademark and copyright laws, to the procedures undertaken before the various federal and state administrative agencies for obtaining patents, trademarks and copyrights, and to the protection and enforcement afforded such intellectual property by the federal and state laws and the courts.

**Corporate Law and Governance Seminar****Law 772**

(2 or 3 Credits Hours: Offered Infrequently)

Prerequisites: RCC\*; Corporations, LAW 692, or permission of the instructor. This research seminar will allow you to explore a topic in corporate law in more depth than is possible in the basic Corporations course.

The course will provide an opportunity to step back and consider the theoretical and policy aspects of basic business law doctrine. Though the readings and preliminary discussions will focus on governance issues, the range of potential topics for your research and writing is very broad. Grades will be based on class participation (including a class presentation) and a final paper. The paper can be used to satisfy the Upper Level Writing Requirement and/or the project requirement for the Business Law concentration.

**Corporations****LAW 692**

(4 Credit Hours)

Prerequisites: RCC\*. The course concentrates on the following aspects of the modern business corporation: formation; financing; state and federal regulations respecting the issuance of securities and insider trading; governance of the corporation; powers and duties of directors and officers; rights and remedies of shareholders and creditors; dividends and other distributions; and corporate law suits and derivative actions. It also assesses the public policy and social responsibility implications of large scale business enterprises.

**Creditor-Debtor Rights Law****LAW 644**

(3 Credit Hours)

Prerequisites: RCC. Creditor-Debtor Rights Law (formerly Consumer Law) will examine debtor-creditor rights under the Ohio Consumer Sales Practices Act, the Fair Debt Collection Practices Act, and case law dealing with consumer issues. The course will offer students the opportunity to study and discuss debtor-creditor rights under Ohio and federal law from the filing of the lawsuit to executing upon the judgment. The course will include observing consumer cases in court and role playing the cases in class. The students will also draft consumer pleadings. The course will examine legal theories and apply them to the practice of law from the creditor's and debtor's perspective. The skills exercises occupy 10 to 20% of the class time. Grading will be based on class participation and a final exam.

**Criminal Felony Sentencing****LAW 626**

(2 Credit Hours)

Prerequisites: RCC\*. This course will explore the evolution of sentencing systems in the United States since 1787, culminating in the determinate systems adopted in recent years by the State of Ohio and the U.S. Congress and Federal Sentencing Commission.

These will be contrasted with the indeterminate systems that were previously employed. The uncertainty created by the Supreme Court's recent decision in *Blakely v Washington* will be a significant topic of discussion. Particular attention will be devoted to the allocation of power and discretion, the role of plea bargaining, the role of appellate review, the impact of mandatory minimum sentences, and issues of race. Offered infrequently.

### **Criminal Law**

#### **LAW 506**

(3 Credit Hours; 1 Semester)

General concepts of the criminal law; the purposes of punishment; general principles of criminal responsibility; other topics may include attempts; parties; conspiracy; specific crimes against the person, against the habitation, and against property; and, defenses available to the accused. Required for graduation.

### **Criminal Procedure I**

#### **LAW 621**

(3 Credit Hours)

Prerequisites: RCC\*. This course focuses for the most part on police investigation techniques, such as searches, interrogations, undercover activities, electronic eavesdropping, and lineups. Closely studied will be constitutional limitations on these practices, flowing from the 4th, 5th, 6th and 14th Amendments. Other topics covered may include the right to counsel, the entrapment defense, bail, and/or plea bargaining.

### **Criminal Procedure II**

#### **LAW 678**

(3 Credit Hours)

Prerequisites: RCC\*; Criminal Procedure I, LAW 621, is recommended but not required. This course focuses on the criminal trial process from the charging decision through trial and sentencing including: case theory and role of counsel; grand jury proceedings; pretrial release and detention; discovery and other pretrial motions; plea bargaining and guilty pleas; jury selection and deliberation, sentencing procedures and guidelines. Particular emphasis is given to the protections provided by the U.S. Constitution in criminal proceedings. State and federal rules of criminal procedure may be studied.

### **Cyber Law**

#### **LAW 735**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. This seminar considers the interaction between information technology (*i.e.*, computer hardware, software, networks and electronic or digital content), particularly as manifest in the

Internet, and the law. We will examine substantive areas of the law which bear directly on information technology (particularly, *e.g.*, intellectual property, contract), as well as ways in which information technology is itself shaping and transforming the law (regarding, *e.g.*, privacy, jurisdiction), economics and culture. Classes will encourage open discussion of readings (from text and select online sources) and students should expect one or more written exercises and class presentations in addition to a substantial project (*e.g.*, research and writing) due at the end of the term. Students are encouraged to have some background training or experience (undergraduate studies, employment, other law school courses, etc.) that reflects basic knowledge of/interest in information technology and/or issues arising from its contemporary applications. Satisfies Upper Level Writing requirement.

### **Data Protection Law**

#### **LAW 666**

(2 Credit Hours)

Prerequisites: RCC. Business firms, universities, government entities, and hospitals are subjected to constant automated efforts to achieve electronic theft of records pertaining to their customers, students, and patients, with hundreds of millions of such records falling into the hands of criminal syndicates each year. This cutting edge course focuses on the civil law that imposes significant regulatory duties on these entities to protect this vital personal and financial information from unauthorized access. When firms fail to protect this data, their customers often find their identities stolen, their bank accounts drained, and liabilities created that they are charged to pay. The firms themselves may face huge losses (such as Target) and fines, and some -- including law firms-- have been forced to terminate operations. This course will prepare students for expansive new career opportunities available to those with expertise in data protection law, which include many in-house positions that direct corporate compliance strategies for achieving compliance with privacy and security regulation. No technical background is required; the course will include an introduction to cybersecurity and information systems as well as explore data privacy issues and the risk assessment methods that regulatory agencies and courts are demanding of business entities as basic due diligence. Grades for the course will be based on a combination of short exercises and homework, and several announced short quizzes.

### **Disability Law**

#### **LAW 676**



(2 Credit Hours)

Prerequisites: RCC. Disability Law examines laws prohibiting discrimination on the basis of disability with particular emphasis on Titles I, II, and III of the Americans with Disabilities Act, the Rehabilitation Act of 1973, The Fair Housing Act Amendments of 1988 and Amendments to the Individuals with Disabilities Education Act. Substantive areas that will be covered include efforts to combat discrimination on the basis of disability in employment, housing, and education, as well as efforts to curb disability-based discrimination in the provision of health care services, in accessing places of public accommodation and by public entities. Students will explore the ways in which the law has attempted to protect individuals against disability discrimination as well as examine continued challenges individuals with disabilities encounter despite existing legal protections. The course will be an elective course in the Health Law Certificate program and in the Employment & Labor Law Concentration.

### **Elder Law**

#### **LAW 640**

(3 Credit Hours)

Prerequisites: RCC. This course is a survey of federal and state cases, statutes, and regulations affecting the care, personal well-being, and estates of America's elderly population. Particular attention is paid to federal and state rules covering eligibility for Medicaid assistance to the elderly and the interpretation of Medicaid estate recovery regulations. Standard contracts for assisted living, elderly day care, in-home nursing care, nursing home care, and pre-paid funeral and burial trusts will be reviewed.

### **Employee Pension and Benefits (ERISA) Law**

#### **LAW 685**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. Pension and benefit funds are currently the largest single source of capital in the nation (over \$3 trillion). Their collection, administration, distribution, and other key aspects are regulated in private sector employers by the federal Employee Retirement Income Security Act of 1974 (ERISA). ERISA provides complex tax and other incentives to businesses to create and administer pension and benefit funds. The course focuses primarily on ERISA and its impact on a host of employment and business-related problems, including collective bargaining, tax planning, multi-employer bargaining arrangements, mergers, acquisitions, leveraged buyouts, plant closings, layoff, bankruptcies,

divorce and probate, preemption of state law, fiduciary relations, and fiscal policy.

### **Employment Discrimination Law**

#### **LAW 639**

(3 Credit Hours)

Prerequisites: RCC\*. This course affords students an opportunity to delve deeply into the problems and legal solutions to employment discrimination, one of the most publicly contested areas of the law. While its primary focus is Title VII, which forbids discrimination on the basis of race, sex, religion, and national origin, the course also examines the more recently enacted remedial statutes, particularly those proscribing age and disability discrimination. The course also explores sexual orientation discrimination, constitutional protections, 42 USC sections 1981 and 1983, and the Equal Pay Act. Students will master the substantive law of discrimination, the special procedural requirements for administrative claims, and the array of remedies available to aggrieved parties, including affirmative action. This course is a foundation requirement for the Employment and Labor Law Concentration. It is recommended that students planning to take the Employment Law Clinic take either this course or Employment Law, LAW 684, prior to or in conjunction with the Clinic. Beginning Fall 2010, the course no longer satisfies the administrative law requirement.

### **Employment Law**

#### **LAW 684(AR)**

(3 Credit Hours)

Prerequisites: RCC\*. This course functions as an introduction to Employment and Labor law. It primarily focuses on the law governing the non-unionized workforce. Three broad areas of inquiry constitute its subject matter. First, we study the newly developing law often referred to as common law wrongful discharge, by which an employee can assert claims of unlawful termination of employment because the employer violated fundamental public policy, contractual provisions, duties imposed by tort law (which can result in defamation, intentional infliction, invasion of privacy, and fraud cases) or the covenant of good faith and fair dealing. Second, we examine the duties the law imposes on employees that run to the benefit of the employer, including non-competition and the duty of loyalty. Third, we study the law of compensation and benefits, focusing on two pivotal federal states that govern the workplace – the Fair Labor Standards Act (which includes minimum wage regulation) and the Family and Medical Leave Act – as well as the federal pension and benefits law (ERISA) and the law of unemployment insurance. Finally, we will study issues surrounding workplace safety and

workers' compensation. Discrimination law is generally not covered in this course, as it is the sole subject of Employment Discrimination Law, LAW 639.

It is recommended that students planning to take the Employment Law Clinic take either this course or Employment Discrimination Law, LAW 639, prior to or in conjunction with the Clinic. Satisfies the administrative law requirement.

### **Entertainment Law**

#### **LAW 636**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. Entertainment Law surveys the issues affecting performers, practitioners, and producers in the music, motion picture, television, theatre, print, and multimedia industries. Special attention will be given to those areas most predominant in the Cleveland metropolitan area. Issues such as copyright, licensing, contract, compensation, and impact of unions on the industry will be addressed.

### **Environmental Law and Regulation**

#### **LAW 671**

(3 Credit Hours)

Prerequisites: RCC\*. This course will address both the substantive and procedural aspects of environmental law and regulation. It will include discussion of the common law grounding of environmental law, as well as analysis of several federal environmental laws, and their state counterparts. It will address the interactions of federal, state, and local law and regulation as they pertain to environmental compliance and enforcement, and will attempt to apply those laws in a practical way to case studies. Coverage may include aspects of the National Environmental Policy Act, the Clean Air Act, the Federal Water Pollution Control Act, the Resources Conservation and Recovery Act, Comprehensive Environmental Response, Compensation, and Liability Act, and other pertinent federal, state, and local laws.

### **Environmental Law and Policy Clinic**

#### **LAW 808**

(2-4 Credit Hours: Pop-up Clinic)

Prerequisites: RCC\*; Environmental Law (LAW 671); permission of the instructor. The Clinic provides students with the opportunity to learn environmental law through practical experience including litigation support as well as participating in drafting legislation and reports on environmental needs and solutions in the greater Cleveland area and the midwest. Students provide legal support on environmental issues to citizens, environmental organizations, legislators and government officials. This includes investigation, counseling, research, drafting of legal documents, reviewing and drafting legislation, and negotiating. The

Clinic is normally elected for four (4) credit hours but may, with permission of the instructor, be taken for 2 or 3 credits. Satisfies skills course requirement.

### **Environmental Law Seminar**

#### **LAW 711**

(2 or 3 Credit Hours)

Prerequisites: RCC\*; Environmental Law (LAW 671). The Environmental Law Seminar presents an opportunity to study current issues in environmental law in a directed manner. The seminar topic will vary according to current events. In a given semester, for example, it may cover "toxic torts," "climate change" or "international environmental law." Interested students should consult the New and Revised Courses information for the semester in which the course is offered for information on the focus of the course in that semester. Offered infrequently.

### **Estates and Trusts**

#### **LAW 609**

(4 Credit Hours)

Prerequisites: RCC\*. This course will include analysis and discussion of the law of wills, testate and intestate succession, testamentary capacity; the execution, revocation, and republication of wills; construction of wills, lapsed legacies, ademption and satisfaction of bequests; incorporation by reference and independent legal significance. Other topics include planning and creation of a trust; obligations of trustee to beneficiaries and third persons; rights and remedies of beneficiaries; resulting and constructive trusts; termination and modification of trusts; and problems in the administration of trusts, charitable trusts and cy pres.

### **Evidence**

#### **LAW 661**

(4 Credit Hours)

Prerequisites: RCC\*. This course introduces students to the rules that determine what information can be introduced by lawyers in trials. It is based on the Federal Rules of Evidence. The course covers basic evidentiary issues including relevance and prejudice, hearsay and hearsay exceptions, character evidence, and privileges. Other matters covered may include inferences, burden of proof, judicial notice, and expert testimony. Required for graduation.

### **Externships**

**PLEASE NOTE THAT MORE COMPLETE INFORMATION ABOUT THE EXTERNSHIP PROGRAM AND SPECIFIC EXTERNSHIP PLACEMENTS CAN BE FOUND AT <https://www.law.csuohio.edu/academics/externships>**

For the most current information concerning our externship offerings, please visit our Current Semester course and Exam Schedules webpage.

**Judicial, LAW 815** (Fall or Spring: 4 or 6 Credit Hours; Summer: 3 or 5 Credit Hours)

**United States Attorney, LAW 882** (Fall or Spring: 4 Credit Hours; Summer: 5 Credit Hours)

**General Counsel, LAW 827** (Fall or Spring: 4 or 6 Credits Hours; Summer: 3 or 5 Credit Hours)

**Public Interest/Government, LAW 817**, (Fall or Spring: 4 or 6 Credit Hours; Summer: 3 or 5 Credit Hours)

**Independent, LAW 805** (Fall or Spring: 4 or 6 Credit Hours; Summer: 3 or 5 Credit Hours)

Externships provide students the opportunity to learn the law outside of the classroom by participating in and observing the legal system in action while earning course credits. Students work in settings where, under close supervision of an attorney or judge, they contribute to the ongoing work of the office. Students have the chance to learn the law by being active participants in the legal process. Externs also get to observe legal proceedings—e.g., depositions, settlement conferences, trials—so that they receive broad exposure to the legal system. A key aspect of every externship is close supervision by an attorney or judge who will review and comment on the student's work throughout the term so that the student hones professional skills and expands one's understanding of professional responsibilities.

Externships are with judicial and governmental offices, other organizations that serve the public interest and general counsel offices of corporations and other entities including public interest, governmental, nonprofit or for-profit organizations. Student work depends on the office. When working in a judge's chambers, a student may research and write bench memos in preparation for hearings on cases or draft orders and opinions. In other offices they may conduct client or witness interviews, engage in discovery and document review, or other types of fact investigation. Brief descriptions are provided below.

Prerequisites: For any externship, a student must have substantially completed the RCC\*, completed 29 credits and have a cumulative G.P.A. of 2.5 or better. Some

externships have additional requirements, as noted. Please also note that some externships require background clearances that may take six weeks or longer. Placements that currently require this kind of clearance are the U.S. Attorney's Office, the Immigration and Customs Enforcement Chief Counsel Office, the U.S. Department of Justice Immigration Court, the Cuyahoga County Prosecutor's Office and the Cleveland Metropolitan School District Law Department. For these you need to apply well in advance of the term in which you wish to extern because you cannot begin your externship until you are cleared. The site supervisor makes the final decision approving students for the placement.

Credits: For every externship, a student must commit to work a certain number of hours and participate in the Externship Seminar. The number of credits you may receive depends on the semester and the externship placement. In the fall or spring 14-week term a student must commit to work 16 hours/week to receive 4 credits and 24 hours/week to receive 6 credits. In the 7-week summer term a student must commit 24 hours/week to receive 3 credits and 40 hours/week to receive 5 credits.

Please see the specific terms and number of credits available under the listing for each externship below. Students may not receive compensation for their work as an Extern.

The Externship Seminar is taught by a full-time faculty member at the law school. Students submit weekly written journals and make a presentation about their externship experience. The course is graded Pass/Fail. This grade is based on four factors: completion of the required number of hours and assignments given by the site supervisor, the site supervisor's written evaluation of the extern's work, timely and thoughtful journal entries, and attendance and participation in the externship seminar including a presentation on the extern's experience.

Third-year full-time and fourth-year part-time students may be eligible to represent clients in court. See [Ohio Internship Rule](#) (for state court eligibility) and [Federal Internship Rule](#) (see Rule 83.6 for federal court eligibility).

### **Judicial Externship LAW 815**

(Fall or Spring: 6 Credit Hours (24 hours/week); Summer: 3 Credit Hours (24 hours/week) or 5 Credit Hours (40 hours/week))

Students may work for a federal district court judge or magistrate, a federal appellate court judge, or a state

appellate court judge. Students may only participate in one judicial externship experience during their law school career. Externs are integrated into the work of the chambers: writing bench memos, drafting opinions, researching issues during trials, observing settlement conferences and mediations. Students also have the opportunity to observe proceedings in the courthouse which may include trials, sentencing hearings or oral arguments. We also have externships with specialized courts, including The U.S Department of Justice Immigration Court and The Office of Medicare Hearings and Appeals.

### **U. S. Attorney’s Office Externship**

#### **LAW 882**

(Criminal Division—Fall; Civil Division—Spring)  
(Fall or Spring: 4 Credit Hours (16/hours/week);  
Summer: 5 credit hours (40 hours/week))

This placement is in the Cleveland office of United States Attorney. Students work in the Civil Division during spring semester and the Criminal Division during fall semester. Students will be introduced to the range of activities and types of cases, including appeals, handled by the division in which they are placed.

### **Government/ Public Interest Externship**

#### **LAW 817**

(Fall or Spring: 4 Credit Hours (16 hours/week) or 6  
Credit Hours (24 hours/ week); Summer: 3 Credit  
Hours ( 24 hours/week) or 5 Credit Hours (40 hours/  
week))

The Government/Public Interest externships are placements with public interest, governmental, nonprofit or for-profit entity (but not a law firm engaged in the private practice of law). These externships are in numerous subject areas: civil, criminal, education, health, immigration, labor/employment, and tax. They are also in wide variety of types of legal practices: litigation, in-house counsel, court. During an externship a student may have the opportunity to delve into substantive areas of law, investigate claims, research and write motions or briefs, draft contracts, and participate in hearings, observe trials, settlement conferences, and negotiations.

### **General Counsel Externship**

#### **LAW 827**

(Fall or Spring: 4 Credit Hours (16 hours/week) or 6  
Credit Hours (24 hours/ week); Summer: 3 Credit  
Hours (24 hours/week) or 5 Credit Hours (40  
hours/week))

General Counsel externships are placements in the general counsel offices of corporations and other entities including public interest, governmental, nonprofit or for-profit organizations. General Counsel offices advise their organizations on legal issues that arise. Externs experiences will vary depending on the particular organization or entity. Their duties generally will include researching legal issues, participating in strategy meetings, and assessing alternative approaches to the legal problems presented.

Students interested in an externship placement not listed above should see the following section on Independent Externships (LAW 805).

### **Independent Externship**

#### **LAW 805**

(Fall or Spring: 4 Credit Hours (16 hours/week) or 6  
Credit Hours (24 hours/ week); Summer: 3 Credit  
Hours (24 hours/week) or 5 Credit Hours (40  
hours/week))

The Independent Externship allows a student to propose externing in an office where we previously have not had an externship. The student is responsible for the following: (1) finding a placement in a government, public interest, nonprofit or for-profit legal environment (but not a law firm engaged in the private practice of law). Generally, students are not permitted to arrange an externship with a judge with whom we do not have an existing relationship. There have been some exceptions made for this rule, for instance where a student wants to extern with a judge outside the greater Northeastern Ohio area; (2) arranging for an attorney at the site to supervise directly his or her work; and (3) submitting a written proposal for the externship to the Clinical Faculty.

The decision as to whether a proposed placement meets the goals, objectives and requirements of a Cleveland-Marshall externship shall be within the discretion of the Clinical Faculty. Procedures for obtaining approval of an Independent Externship are outlined in Externship Handbook.

### **Fair Labor Standards Act Seminar**

#### **LAW 739**

(2 Credit Hours)

Prerequisites: RCC\*. This course will provide students with a thorough understanding of the Fair Labor Standards Act of 1938 (“FLSA”), the Ohio Minimum Fair Wage Standards Act (“OMFWSA”) (the FLSA’s Ohio Counterpart), and the practical and tactical use of these laws in litigation. While the course will focus on the historical and substantive components of the laws,

the course will not be a series of lectures about the law. Instead, the thrust of the course will be the application of the law in prosecuting or defending FLSA/OMFWSA litigation. The course will also necessarily cover some aspects of civil procedure due to the complex nature of this type of litigation. As a result, students will gain a basic understanding of class action and collective action procedure.

Grades will be based on class participation, short quizzes, and a final paper to be submitted at the conclusion of the semester. This course will satisfy the administrative law and upper level writing requirements.

### **Family Law**

#### **LAW 618**

(3 Credit Hours)

Prerequisites: RCC\*. History and development of the law of marriage and divorce; rights and duties arising out of the relations of husband and wife, parent and child, guardian and ward; the role of the state in defining and enforcing such rights and duties; law of alien and insane persons.

### **Federal Courts and the Federal System**

#### **LAW 625**

(3 Credit Hours)

Prerequisites: RCC\*. During the past ten years, many of the U.S. Supreme Court's most controversial decisions have fallen within the doctrinal areas encompassed by this course. By mandate in both constitutional and statutory law, the federal courts are courts of "limited," not general, jurisdiction and are subject to numerous restrictions on the exercise of their power. Purposes asserted for these restrictions include protecting the constitutional allocation of power between the National and State governments – federalism – and the allocation of power between the coordinate branches of the National government -- separation of powers. These two foundational, organizing principles repeatedly surface as justifications for judicial outcomes. In particular, we examine closely the jurisdictional prerequisites of maintaining a case in federal court, including the doctrines requiring proper standing and forbidding the presentation of an unripe or moot suit. We inquire into the complicated interrelationship of federal and state law, including: federal common law, the obligation of state courts to apply and obey governing federal law, the weight of state courts' decisions on federal law questions, and the appellate power of the U.S. Supreme Court over State courts. We delve into the various legal strategies that can be employed to oust an otherwise properly filed case from federal court, including abstention and the

Eleventh Amendment, and examine the Eleventh's intersection with the Tenth Amendment and the Supremacy Clause. And we explore procedural aspects of suing the governments – States (under s. 1983) and the Federal Government via a Bivens action. The course is strongly recommended for those seeking a litigation career, and for those desirous of serving as federal judicial law clerks.

### **Financial System Integrity Seminar**

#### **LAW 743**

(3 Credit Hours: Case Western Reserve University)

Prerequisites: RCC; Secured Transactions (LAW 603) and Tax I (LAW 607) are recommended but not required. This seminar will consider a broad range of financial sector integrity issues but will focus on the prevention of money laundering and the financing of terrorism. International standards, US law, and examples from various countries will be considered. The grade for the seminar will be based on class participation and a final paper. May be taught in a format that satisfies the upper level writing requirement.

### **First Amendment Rights and Responsibilities**

#### **LAW 680**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. A study of the content of the First Amendment. Subjects to be studied include the regulation and prohibition of verbal and nonverbal expression, political speech, obscenity, sedition, expressions in public places and government-owned property, use of "fighting words," selected aspects of the law of libel, "hate" speech, and commercial speech. Also to be examined is the development of the law relating to the Establishment Clause and the Free Exercise Clause, as well as freedom of association.

### **Global Business Law Review**

#### **LAW 818**

(1 Credit Hour; may be elected twice)

Prerequisites: RCC\*; approval of Global Business Law Review Editorial Board. Writing and editing for publication in the Global Business Law Review. Course credit for participation as a member of the Global Business Law Review Board of Editors for up to two semesters. Graded on a Pass/Fail basis.

### **Global Business Law Review: Editor-in-Chief**

#### **LAW 821**

(1 Credit Hour)

Prerequisites: RCC\*; approval of Global Business Law Review Editorial Board. Service as editor-in-chief of the Global Business Law Review entitles a student to one credit in addition to the credit earned in Global Business Law Review (LAW 818).

## **Health Care Compliance**

### **LAW 617**

(2 Credit Hours)

Prerequisites: RCC\*; Health Care Law, LAW 686, highly recommended but not required. Compliance professionals, most of whom are lawyers, are among the most sought-after professionals in the country, with more positions available than persons with the training and expertise to fill those positions. This course will provide an introduction to compliance with statutes, regulations and internal requirements generally with an emphasis on compliance in the health care industry. This course will cover the following topics: defining and understanding compliance, the essential elements of an effective compliance program, organizational steps necessary to achieve compliance and understanding where compliance fits into the various aspects of the health care industry. The course will also touch on the major substantive areas that require intense compliance activity, although the students will be presumed to have a basic working understanding of those statutes and regulations from a previous health care law course. Students will learn how to ensure that clients comply with the appropriate laws and regulations including: the CMS Regulations, the False Claims Act, the Patient Protection and Affordable Act, HIPAA, the Stark Law, and the federal sentencing guidelines. Grades will be based on (1) a final exam and (2) class participation.

## **Health Care Finance**

### **LAW 627**

(3 Credit Hours)

Prerequisites: RCC\*; Health Care Law, LAW 686 (may be taken concurrently). The law of health care finance is fast advancing as a field of legal study because of the urgency of health care attorneys to understand how health care providers are paid; what their clients must know, do and go through to get paid; the regulatory challenges their clients face; and their financial and budgetary realities. The purpose of this three (3) credit hour course is to empower students to become and be practical health care lawyers, taking into account the aforementioned matters of health care finance. This course employs a client-centric approach for students to learn and then contemporaneously apply their knowledge of the definition of "health care finance"; the moral, political and economic considerations that drive health care finance policy; U.S. health care insurance reform; health law finance regulation and oversight; and the realities of business facing health care providers.

## **Health Care Fraud and Abuse**

### **LAW 682**

(3 Credit Hours)

Prerequisites: RCC\*. In this course students will explore the large body of law governing the financial arrangements between health care providers and payors. Students will participate in a detailed examination of (i) The Federal False Claims Act; (ii) The Federal Anti-Kickback Statute; (iii) The "Stark" laws; (iv) the Civil Monetary Penalty Statutes; (v) the Patient Protection and Affordable Care Act (PPACA); (vi) the impact of health care reform legislation on these statutes; (vii) current trends in enforcement; and (viii) cases recently decided as examples of the application of these laws, their prosecution and defense.

## **Health Care Law**

### **LAW 686**

(3 Credit Hours)

Prerequisites: RCC\*. This course will address the legal and business issues facing health care institutions and health care providers, including the business structure of institutions; payment issues, including Medicare, Medicaid and third party reimbursement; state and federal regulations as applied to health care institutions and providers; not-for-profit tax issues arising in the health care context; and business relationships between health care institutions and providers.

## **Health Care Legislation, Policy & Regulation**

### **LAW 616**

(3 Credit Hours)

Prerequisites: RCC. \* This course will focus on the federal legislative and regulatory process in the health care arena. It will address the process of how health care laws are developed, enacted, and implemented through the regulatory process. It will examine the role of congressional committees, the congressional budget office, MedPAC, think tanks and stakeholders in developing health related legislation. We will discuss the ways in which the political branches, namely Congress and the President, influence agencies' substantive health policy making process. Finally, some consideration will be given to legislative and regulatory drafting. Satisfies the administrative law requirement.

## **Health Care Transactions**

### **LAW 776**

(3 Credit Hours: Offered Infrequently)

Prerequisites: RCC.\* Three major trends in the health care industry are consolidation of providers, providers establishing relationships with other providers to coordinate care, and providers developing non-clinical revenue. The purpose of this course is to expose students to the types of healthcare transactions associated with these trends. Students will learn how to structure transactions, draft and negotiate transaction

agreements, and conduct the due diligence necessary to carry out these transactions. The course is intended to be highly interactive and team-oriented, two characteristics that exemplify a transactional legal practice. A variety of law firm partners, associates and in-house counsel will join the class to discuss health care transactions and their roles in them. The course will require multiple writing assignments and the grade will be based on these (75%) and class participation (25%). Satisfies third semester writing requirement.

### **Health Law Seminar**

#### **LAW 790**

(3 Credit Hours)

Prerequisites: RCC\*. This seminar will provide an opportunity for students to examine in detail special, topical issues in health law. Topics covered may include issues related to malpractice liability, reproductive issues, delivery of health services, regulation of health care institutions, modern bioethical questions, and legal regulation of pharmaceutical companies. Because course content may vary from term to term, students should contact the professor regarding the focus of the course for any particular offering of the course. This is a writing seminar in which students will complete and defend a major paper. Satisfies the upper level writing requirement.

### **HIPAA and Privacy**

#### **LAW 690**

(3 Credit Hours)

Prerequisites: RCC\*. The course will focus on the laws pertaining to confidentiality and disclosure relative to patient medical documents and information. Most of the course will be based on the Health Insurance Portability and Accountability Act (HIPAA) but Ohio laws that govern medical information privacy will also be examined as will relevant administrative regulations and processes.

### **Immigration and Nationality Law**

#### **LAW 734**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. Origin, social background, and constitutional foundations of the immigration and naturalization laws; the concept and nature of citizenship and limits to the state's right to discriminate between citizens and aliens; rights and liabilities of aliens; variations of alien status; criteria for entry, exclusion, deportation, naturalization; adjustment of status and other discretionary relief; administrative procedure, judicial review, and other recurring problems in the representation of aliens.

### **Independent Legal Research**

### **LAW 860**

(1, 2 or 3 Credit Hours)

Prerequisites: RCC\*; approval of Academic Dean. Independent study in a specialized area of the law, under the supervision of a faculty member; may be taken for 1, 2 or 3 credit hours, depending upon the nature of the research study involved, but in no event will more than three credit hours be applied toward the J.D. or LL.M. degree. Approval to register given upon a showing that a legitimate independent research study project has been approved by a faculty member, that the faculty member believes the amount of study time and effort likely to be involved in the project is commensurate with the number of contemplated credit hours, and that the faculty member will provide adequate supervision during the course of the project to justify the award of academic credit. It is the responsibility of any student seeking to enroll in Independent Legal Research to submit a written statement, signed by the supervising faculty member, indicating compliance with the criteria set forth above. Completion of an appropriate 2 or 3 credit hour project will satisfy the Upper Level Writing requirement. Faculty may exercise the discretion to award credit but to withhold upper level writing certification for a project.

### **Independent Moot Court Competition**

#### **LAW 804**

(1 Credit Hour)

Prerequisites: RCC\*; Advanced Brief Writing (LAW 615); permission of the Dean and the Faculty Advisor to Moot Court. Credit for participation in interscholastic moot court competition outside of the College's Moot Court Program. May be elected a maximum of two times. Graded Pass/Fail.

### **Information Technology and the Law**

#### **LAW 797**

(3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*; Copyright, Patent & Trademark Law, L658, or permission of the instructor. This class will examine proprietary rights in information technology (i.e., computer hardware and software, databases, multimedia, networks, the Internet, etc.) and related content. An introductory course in intellectual property is encouraged, absent which students should demonstrate other appropriate background in the subject area (e.g., meaningful IT-related educational or vocational experience).

Substantive topics to be covered will include treatment of proprietary rights in Information Technology and related content through various forms of intellectual property law (trade secret, patent, copyright, trademark and trade dress) and newly-

evolving issues presented by Information Technology (e.g., linking, framing, cybersquatting); growth of e-commerce and other Internet activities and the evolution of governing legal regimes; and liability, jurisdiction and sovereignty in cyberspace.

Students will be expected to do substantial reading and some independent research in order to contribute to class discussion and complete assignments. At the Instructor's discretion, there may be an option to complete a research and writing project in lieu of a final exam. Offered infrequently.

### **Intellectual Property: Advanced Topics**

#### **LAW 758**

(2 or 3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*; Copyright, Patent, and Trademark Law (LAW 658). This course explores emerging issues in the area of intellectual property that result from, as well as in, social and political changes. Selected topics, including the economic basis for selected areas of IP, the role of Congress, the courts and private parties in the evolution of IP, federal preemption of state laws, constitutional limits, and the role of international law, will help illustrate changes driven by, and sometimes resulting in, new technology and globalization. Students will be called upon to consider solutions to problems that have arisen as a result of new technologies and to discuss various policy initiatives being pursued by Congress, the international community, and trade associations to address such problems. Students will be required to complete and defend a modest paper on a subject selected from the topics to be covered by the class. Grading will be based equal upon the quality of each student's paper, its presentation, and class discussion and criticism of others' papers. The course will generally not satisfy the upper level writing requirement but the professor may approve it as such on a case by case basis.

### **International Aspects of Intellectual Property Law**

#### **LAW 650**

(3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*; Copyright, Patent & Trademark Law (LAW 658). This course is an advanced study of so-called "intellectual property," at the international level. It starts with a survey of issues that are quite important at the international level but which are not always addressed in introductory or survey-level so-called IP courses. The course then reviews the basic theories and problems of so-called intellectual property, such as the continuing debate between utilitarian and natural law justifications for these regimes. From there, the course proceeds to the various international agreements which address these issues and which, consequentially, derive explicitly or implicitly from the

justificatory theories. These agreements include the Paris Convention, the Berne Convention, the EEC Treaty, the Universal Copyright Convention, the Patent Cooperation Treaty, the EC Harmonization Directive, NAFTA, TRIPS, the Madrid (Trademark) Protocol, and the Trademark Registration Treaty. The rest of the course is devoted to examining the most significant portions of those international agreements as well as a study of their economic bases and consequences. Finally, the course will examine how these arrangements affect the present and future distribution of resources between the developed and undeveloped countries in light of the justificatory theories.

### **International Business Transactions**

#### **LAW 688**

(3 Credit Hours)

Prerequisites: RCC\* This course provides students with a broad overview of the various legal issues that arise in the context of international business transactions. The course begins with an introduction to the basic nature of international law. Classes are then dedicated to international arbitration, the extraterritorial application of U.S. laws and regulations, anti-bribery laws, export controls, payment methods, and issues in commercial law. The class then turns its focus to specific types of transactions, including direct sales, sales agents, distributorships, licensing of intellectual property, joint ventures, and mergers and acquisitions of existing foreign firms. Finally, the course examines some basic issues in international trade in the context of the WTO and NAFTA.

### **International Law**

#### **LAW 553**

(3 Credit Hours)

Prerequisites: RCC\*. This course focuses on the force of international law today, particularly as applied by international tribunals and the courts of the United States and other nations; law of the sea, jurisdiction recognition, breach of U.S. antitrust laws, international agreements, expropriation and compensation. Satisfies the perspective elective requirement.

### **International War Crimes Tribunal Seminar**

#### **LAW 717**

(3 Credit Hours)

Prerequisites: RCC\*. In this course students will study and work on issues that international courts are confronting in creating and operating war crimes tribunals. Students will research and write legal memoranda for officers in tribunals such as the Special Court for Sierra Leone, the International Criminal Court, the International Criminal Tribunal for the former Yugoslavia, and the International Criminal



Tribunal for Rwanda. Satisfies upper level writing requirement.

### **Journal of Law and Health**

#### **LAW 813**

(1 Credit Hour; may be elected twice)

Prerequisites: RCC\*; approval of Journal of Law and Health Editorial Board. Course credit for participation as a member of the Board of Editors of the Journal of Law and Health. Students may not work on or receive academic credit for participation on the Journal and the Law Review during the same semester. Graded on a pass-fail basis. May be elected twice.

### **Journal of Law and Health Editor-in-Chief**

#### **LAW 814**

(1 Credit Hour)

Prerequisites: RCC\*; approval of the Journal of Law and Health Editorial Board. Service as editor-in-chief of the Journal of Law and Health for two semesters entitles a student to one Pass/Fail credit in addition to that earned in LAW 813. Journal of Law and Health students may not work on or receive academic credit for participation on the Journal and the Law Review during the same semester.

### **Jurisprudence**

#### **LAW 554**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. A survey of historical and modern Western attempts to define the essence of law. Course topics may include both the secular and non-secular natural law traditions, including representative writings from the ancient, classical and modern eras, and the various theses of legal positivism, including English utilitarianism, analytical jurisprudence, legal science, sociological jurisprudence and American Legal Realism, post-Realism, critical legal studies, and modern rights theory. The course does not presuppose a background in philosophy. Satisfies perspective elective requirement.

### **Labor Law**

#### **LAW 629**

(3 Credit Hours)

Prerequisites: RCC\*. The basic course on private-sector collective bargaining under the National Labor Relations Act. Topics include issues arising in union organizing campaigns, NLRB election procedure, the duty to bargain, and strikers and replacements.

### **Land Use Control**

#### **LAW 608**

(3 Credit Hours; 4 Credit Hours for JD/MUPDD)

Prerequisites: RCC\*. Topics include the nature and purpose of planning and zoning; comparison with other systems of land use control; constitutional bases and limitations; zoning legislation and regulations; urban redevelopment; eminent domain and takings. The course provides an option to satisfy the upper level writing requirement.

### **Law, Literature & Film**

#### **LAW 569**

(3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. The class covers a variety of topics in legal literature and film. We will look at examples of law in both literature and film in order to consider a number of questions about the relationship between law and justice, the creation of rule regimes, and the role of courts and trials in a social system. Other issues which may arise in the course of these discussions are race/class/gender and the law, legal ethics, legal education, the adversarial system, the relationship between law and popular culture. Satisfies the perspective elective requirement.

### **Law and Medicine**

#### **LAW 605**

(3 Credit Hours)

Prerequisites: RCC\*. Subjects examined include medical education; medical licensing; establishing and terminating the doctor-patient relationship; medical records (access and confidentiality); health care as a regulated industry; legal obligations of hospitals; the legal bases of public health policies (e.g., quarantine, vaccination); liability of health care professionals to patients (contract, intentional torts, negligence, lack of informed consent); defenses; damages; insurance; expert witnesses; special problems of medical proof; psychiatric malpractice; special problems in medical treatment of minors; drugs and the law (e.g., malpractice in prescribing, dispensing, product liability); special problems raised by modern medical technology (e.g., in birth, death and dying, transplants, human experimentation).

### **Law Practice Management**

#### **LAW 674**

(3 Credit Hours)

Prerequisites: RCC\*. This is a course in the substantive, procedural, professionally responsible, and practical aspects of operating a small to medium size law office. The course is designed to present students with the knowledge and skills to operate a small law practice properly and responsibly. Some of the topics to be covered include lawyer associations (partnership law, professional corporations, limited liability

companies), retainers and other service contracts, fees, marketing and advertising, trust accounts, financial management, law office technology, and some basics on renting, staffing, and equipping an office. Satisfies skills course requirement.

### **Law Review**

#### **LAW 810**

(1 Credit Hour; may be elected twice)

Prerequisites: RCC\*; approval of Law Review Editorial Board. Writing and editing for publication in the Cleveland State Law Review. Course credit for participation as a member of the Law Review Board of Editors for two semesters. Graded on a Pass/Fail basis.

### **Law Review Editor-in-Chief**

#### **LAW 811**

(1 Credit Hour)

Prerequisites: RCC\*; approval of Law Review Editorial Board. Service as editor-in-chief of the Cleveland State Law Review entitles a student to one credit in addition to the credit earned in Law Review (LAW 810).

### **Legal Developments in Housing**

#### **LAW 725**

(2 or 3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. This course will provide an introduction to legal developments in housing and community development. Selected contemporary policies, programs and issues at the federal, state and local levels will be examined. These topics include: landlord-tenant relations, homelessness, the Community Development Block Grant (CDBG) program, public housing, displacement (public and private), regulation of condominium conversions, municipal exaction of housing from commercial developers, housing courts and code enforcement, discrimination, and exclusionary zoning. The role of lawyers and courts in formulating and implementing housing policy will be analyzed. This course is cross-listed as UST 554 by the College of Urban Affairs.

### **Legal Drafting: General**

#### **LAW 778**

(2 Credit Hours; 1 semester)

Prerequisites: RCC\*. This course is designed to serve as a transition from law school to law practice. The course focuses on drafting of numerous non-analytic documents used in law practice such as wills, contracts, and pleadings. The course provides the student with process for drafting, and the requisite skill to master the process. Concurrently, the course considers the audience and goals of each specific document. The course brings the student back to and reinforces the principles of good writing. Lastly, the course will help

develop the lawyerly skill of fact-gathering, which is a prerequisite to effective legal drafting of any type of document. The course is intrinsically designed to serve as excellent preparation for the Bar Exam section on performance, which focuses on document drafting-the Multistate Performance Exam-MPT. Satisfactory completion of the course will satisfy the third semester of legal writing requirement and the skills course requirement.

### **Legal Drafting: Special Topics**

#### **LAW 798**

(2 Credit Hours)

Prerequisites: RCC\*. Sections of this course will focus on a variety of areas including, but not limited to, the arts, business transactions, family law, and intellectual property. Writing assignments will be varied. Students should consult the New and Revised Courses information for the term in which the course is offered for information on the focus of the course for that term. Satisfactory completion of this course will satisfy the third semester of legal writing requirement and the skills course requirement.

### **Legal Process**

#### **LAW 556**

(2 or 3 Credit Hours)

The course examines the making of law through the development of the common law and legislative and administrative processes.

### **Legal Profession**

#### **LAW 643**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. This course focuses on issues of legal ethics and professionalism that arise in the practice of law. Instructors use either the American Bar Association's Model Rules of Professional Conduct or the Ohio Rules of Professional Conduct as a starting point for discussing these issues. Specific topics covered vary by professor but generally include competency, confidentiality and attorney-client privilege, conflicts of interest, fees, advertising and solicitation of clients, communicating with clients, ethical constraints in civil and criminal litigation, the attorney disciplinary system, and potential civil and criminal liability. Professionalism issues cover conduct that may not be required or prohibited by the Rules of Professional Conduct but are directly related to the values and traditions of a learned profession. Required for graduation.

Note: Students frequently take Legal Profession before taking the MPRE. The course is not, however, designed to fully prepare students for the MPRE exam.

Additional information about the MPRE, including Study Guides and a practice exam, is available on the National Conference of Bar Examiners' website, <http://www.ncbex.org/about-ncbe-exams/mpre/>.

### **Legal Responses to Terrorism**

#### **LAW 622**

(2 Credit Hours)

Prerequisites: RCC\*. This course will examine legal and policy perspectives on how to deter, prevent and respond to acts of terrorism both domestically and abroad. Students will study and explore both black letter law (e.g., the Patriot Act and the Foreign Intelligence Surveillance Act) as well as policy debates (e.g., balancing national security against personal liberties) connected with the problem of terrorism. Topics will include: (1) defining terrorism and identifying who commits acts of terrorism; (2) the Patriot Act and other American legal responses to September 11; (3) the efficacy of international laws and treaties on the "war on terror"; (4) interrogation and torture techniques; (5) detainees, tribunals and the problem of where to hold and try terrorists; (6) wiretapping, surveillance and prevention measures and privacy interests; (7) challenges related to criminal prosecution of terrorists in the United States courts; and (8) compensation to victims of terrorism.

### **Legal Writing and Litigation**

#### **LAW 792**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. The primary emphasis of this course is advanced legal writing and research within the litigation context. The course structure and substantive material will parallel the litigation process from the receipt of a complaint in a factually and legally complex civil case through the motion for summary judgment. Students will gain a refined understanding of the organizational, analytical, creative and critical research and writing experience beginning with the initial exposure to the legal causes of action and culminating with the dispositive motion and response thereto. Course may be offered with a particular substantive focus (e.g., Family Law). Course requirements are fulfilled by research and writing assignments and class participation. There will be no final examination. Satisfies third semester of legal writing and skills course requirements.

### **Legal Writing, Research and Advocacy**

#### **LAW 504**

(5 Credit Hours through 2004-2005; 2 Semesters)

(6 Credit Hours beginning 2005-2006; 2 Semesters)

A two-semester course with instructional components directed at writing, research and advocacy skills.

Students will concentrate on writing and case analysis and will be introduced to basic bibliographic materials and research techniques. Legal research and writing exercises are designed to introduce basic legal writing forms. Beginning Fall 2009, a grade is entered on the student's transcript for each semester of the course. Required for graduation.

### **Legislation and the Regulatory State**

#### **LAW 515**

(4 Credit Hours)

Most of what we today term "law" is made, not in common law courts, but by legislatures (e.g., Congress) enacting legislation, and regulatory agencies (e.g., the Environmental Protection Agency) adopting regulations and standards to implement that legislation. Legislation and the Regulatory State introduces students to the institutions and procedures used by the modern administrative state to make law. It examines how Congress and agencies work together to make law, and then examines how the agencies and the courts work together to apply them. The course also examines the justifications for modern regulation, the structure of the modern administrative state, the incentives that influence the behavior of the various actors, and the legal rules that help to structure the relationships among Congress, the agencies, and the courts, including the role of courts in interpreting statutes and reviewing administrative actions when they are challenged by parties affected by those regulations. Required for graduation.

### **Local Government Law**

#### **LAW 645**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. This course will explore such topics as the relationship between state government and local governments, home rule powers, open meeting and open records laws, ethical considerations, tort liability and public finance. There is no casebook for this course unless students are otherwise notified. Students will instead read Ohio Supreme Court cases illustrative of the issues.

### **Master of Laws (LL.M.) Thesis**

#### **LAW 890**

(1 or 3 Credit Hours)

Prerequisites: Admission to the LL.M. program and completion of 20 credit hours of course work (or commencement of student's seventh semester in the program, whichever occurs first). Three credits elected upon commencement of work on the LL.M. thesis; and one additional credit elected each fall or spring until thesis is completed. Must be elected the fall or spring semester immediately following completion of 20 credit

hours of course work in the LL.M. program or during the student's seventh semester in the LL.M. program, whichever occurs first. With approval of the student's graduate adviser, a student may enroll earlier, concurrently with completion of the required course work. Graded on a Pass / Fail basis upon completion of the thesis and its acceptance or rejection by the Graduate Studies Committee. Grading note: A grade of "T" shall be entered each semester for LAW 890 while work on the LL.M. thesis is in progress. Upon acceptance or rejection of the thesis by the Graduate Studies Committee, a grade of AP" or AF" shall be entered for those credits, but such grades shall not be included in the computation of the candidate's final G.P.A.

### **Mediation**

#### **LAW 673**

(2 or 3 Credit Hours: Typically offered yearly during intersession)

Prerequisites: RCC\*. Mediation is a process in which an impartial third party--a mediator--facilitates the resolution of a dispute by promoting voluntary agreement by the parties. This course focuses on mediation advocacy, including the role of the advocate, as well as the skills needed by an advocate to achieve a satisfactory mediation outcome. Students will practice the skills needed by the mediation advocate--negotiating, persuading, framing alternatives on behalf of a client in neutral language, navigating perceived deadlocks, and drafting competent mediation agreements. Throughout the course, issues of confidentiality and ethics will be explored through a variety of legal settings, such as family law, labor law, commercial law, environmental law and community disputes. Satisfies the skills course requirement.

### **Medical Malpractice**

#### **LAW 664**

(2 or 3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. Evidence (LAW 661) and Trial Advocacy (LAW 663) recommended but not required for the 3-credit version of the course. Focusing specifically on medical malpractice, this course offers students the opportunity to delve deeply into the substantive law, litigation practices, and policy implications of medical negligence and related litigation. Malpractice cases involve unique pleading requirements, pretrial procedures, standard of care issues, causation challenges, expert witness burdens, jury selection considerations, discovery practices and investigational techniques. The course also examines Ohio and federal statutes relating to medical liability, immunity from suit, privacy rights, testimonial

privileges, limitations on actions, damage caps and tort reform. When offered as a 3-credit course, approximately one-half of the course will consist of practical litigation skill exercise, including motion practice, witness examinations, opening statements, and summations specific to medical malpractice. The 3-credit version of the course will satisfy the Skills requirement.

### **Mergers and Acquisitions**

#### **LAW 693**

(2 or 3 Credit Hours)

Prerequisites: RCC\*; Corporations (Law 692). This course will discuss the major legal issues and strategic considerations raised by corporate mergers, takeovers and acquisitions. Topics will include securities law compliance, state corporate law issues, antitrust implications, tax incentives and accounting treatment.

### **Moot Court I and II**

#### **LAW 806 and 809**

(3 Credit Hours for each)

Prerequisites: RCC\*; open only to students selected to participate in interscholastic moot court competitions following first year or upper level tryout. Students will register for Moot Court I in their first year of interscholastic competition and Moot Court II in their second year of competition. With the exception of interscholastic competitions whose rules mandate that participants be members of specific student organizations, absent permission of the Dean and the Faculty Advisor to Moot Court, no student may participate in interscholastic moot court competitions unless the student is registered in this course or is invited to do so by the Moot Court Board of Governors as a result of achievement in an intramural competition. Satisfies upper level writing requirement and the skills course requirement.

### **Negotiating Strategies in Sports Management**

#### **LAW 754**

(2 or 3 Credit Hours: Case Sports Academy)

Prerequisites: RCC\*. This course will provide students the opportunity to negotiate and draft agreements that a lawyer advising a sports team would encounter. Students will learn about the various components of complex deal documents and have the opportunity to then draft these documents. Students will also explore and experiment with negotiating strategies. Overall, the goal of the course is to have students master skills related to negotiating, drafting, and analyzing the various "moving parts" of complicated agreements. The class will begin with a unit on stadium lease agreements. From there, we will discuss naming rights agreements and proceed to discuss some more specific

agreements: presenting sponsorship agreements, media rights agreements, food and beverage agreements, an agreements with a provider of hospital and medical services, a provider of financial services, a state-operated entity, and, finally, purchase and sale agreements for sports teams. Previously called Negotiating & Drafting Sports Marketing and Venue Agreements.

### **Non-Profit Corporation Law**

#### **LAW 722**

(2 or 3 Credit Hours)

Prerequisites: RCC. This course considers the legal problems and current issues involved in the structuring and operation of non-profit organizations and includes practical exercises in drafting legal memoranda and corporate documents. Satisfies the upper level writing requirement.

### **Ohio Bar Examination Strategies and Tactics: Essays, the MBE and the MPT**

#### **LAW 701**

(3 Credit Hours)

Prerequisites: Student should be scheduled to graduate within the current academic year. The class is designed to achieve three goals: provide students with detailed information about the structure and content of the Ohio Bar Exam; inform students of strategies and tactics for studying and preparing for and taking the bar examination; and help students develop and strengthen their test taking skills through the use of regular practice examinations and detailed feedback. The course is structured so that, by the end, participants will have written multiple bar essay questions, MBE questions, and MPT problems. The course is both substantive and skills related, concentrating on two of the six double-tested subjects – Torts and Property. Graded on a pass/fail basis.

### **Ohio Civil Procedure**

#### **LAW 667**

(2 or 3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. This course consists of an in-depth study of the Ohio Rules of Civil Procedure. A comparison of Ohio and Federal Rules with particular emphasis on Ohio rules relating to venue and process, summons, methods of service, local and out-of-state service, discovery, pleadings, motions.

### **Ohio Local Government Seminar**

#### **LAW 784**

(2 Credit Hours)

Prerequisites: RCC\*. This course will focus on the home-rule powers of Ohio municipalities. The first several weeks of the course will be given over to a

discussion of photocopied materials consisting of Ohio cases. The last few weeks will be used for the presentation of student papers. Grading will be based primarily upon the quality of each student's paper on some topic of Ohio municipal law. The course satisfies the upper level writing requirement.

### **Oil and Gas Law**

#### **LAW 662**

(3 Credit Hours)

Prerequisites: RCC. Oil and Gas Law provides students with a survey of the law governing interests in oil and gas, including classification of property interests; conservation and administrative regulation of drilling and production; an examination of the oil and gas lease; conveyance; and pooling and utilization. The rights and responsibilities of the parties to the transaction and other affected persons during the various stages of the development process will also be examined. In the course of the semester, students will be exposed to documents and instruments that are integral to oil and gas transactions with attention given to their practical application. Grading will be based on class participation and a final examination.

### **Patent Law and Practice**

#### **LAW 642**

(3 Credit Hours)

Prerequisites: RCC\*; Copyright, Patent & Trademark (LAW 658) (recommended but not required). This course explores the U.S. patent system, including the regulatory framework that governs the procurement and maintenance of patents. The course will also consider various aspects of the burgeoning practice of patent law before federal courts and administrative agencies, such as enforcing patents and seeking available remedies from infringers. The course will also cover some of the distinctions that exist among patent, trademark, copyright, and trade secrets protection. There are no upper level prerequisites for this course and a technical undergraduate degree is not required.

### **Pretrial Practice**

#### **LAW 668**

(3 Credit Hours)

Prerequisites: RCC\*; Evidence (LAW 661). This course will cover the role of an attorney in representing clients from initial interview up to the time of trial. Topics covered will include interviewing clients and witnesses, fact development, scene investigation, obtaining tangible evidence, interrogatories, depositions and negotiations. Ethical concerns will be discussed in the context of pretrial practice as they confront the

students in the preparation of their cases.

### **Property**

#### **LAW 514**

(4 Credit Hours)

Property Law involves the study of the creation and allocation of rights to resources in varied forms. These resources include real property (land and things permanently attached to land such as houses or other structures). Property law also addresses rights to tangible personal property (such as books or furniture) and intangible personal property (such as author or investor's rights to control use of his creation, or shares in a company.) The major goal of the course is to familiarize students with the foundations and norms of both historic Property Law formulations and contemporary Property Law concepts. Required for graduation. Offered beginning Spring 2013.

### **Psychiatry and Law**

#### **LAW 558**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. This course examines the relationship between law and psychiatry, including commitment procedures, the attorney's role in commitment hearings, delivery of legal services to patients confined to mental institutions and the substantive rights of such patients. Satisfies perspective elective requirement. A paper option may be made available in this course.

### **Race, Racism and the Law**

#### **LAW 565**

(2 or 3 credit hours)

Prerequisites: RCC\*. Through a focus on standard legal materials (cases, statutes and so on), selected archival materials and scholarly writings, this seminar seeks to examine the ways in which the law has both (a) reflected societal attitudes about race and (b) generated racial identities for society. In examining these two mutually constitutive poles, we will attempt to arrive at an understanding of the relationship between law and identity. The course will emphasize the historical construction of racialized identities—those of European-Americans, African-Americans, Asian-Americans, native Americans and others—by and within the law in such diverse contexts as slavery, immigration, the settlement of the United States and civil rights. Satisfies perspective elective requirement.

### **Real Estate Law**

#### **LAW 648**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. This course covers both practice and procedure, emphasizing actual current practices in

purchase, sale, tax treatment and financing of commercial, residential and government-owned real estate. We will study the relationships among and between the buyer, seller, financing institutions, title companies, brokers, and public authorities. We will focus on issues that impact the greater Cleveland real estate market including foreclosures, urban renewal, and government financial assistance.

### **Regulatory Law**

#### **LAW 638**

(3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. A vast body of contemporary law seeks to reduce or manage risks, including those that arise from pollution, food and drug products, the Internet, imported toys, and other endeavors. This course develops the legal knowledge and analytic skills needed by lawyers who represent business entities or public interests before administrative agencies and legislative bodies, including in efforts to revise regulatory structures and standards, or to deregulate for greater market control. Using case studies of particular regulatory programs designed to protect public health and safety, consumer welfare, market competition and other objectives, the course critically assesses particular agencies' record and capacity for redressing their assigned problematic. Cutting-edge regulatory issues for class discussion include, for instance, cell phone radiation, Internet access and cost, polluted drinking water, drivers' texting, climate change, and cyber-terrorism. The course considers the forces and analyses that underpin legislative decisions to regulate or deregulate an industry or product/service; the array of regulatory tools that legislation can authorize (including price controls, product output, credentials for licensure, qualitative or scientific standards); and the types of critiques that can facilitate regulatory law revision. Thus, the course provides an advanced, integrated analysis of regulatory systems and the legal rules they authorize. Satisfies the Administrative Law requirement.

Requirements: A class presentation (either solo or in pairs) on a student-selected regulatory problem; and a final exam or paper option (that may suffice for upper division writing credit). The paper may be written on the same topic as the class presentation. Students electing the paper option may satisfy the Upper Level Writing requirement.

### **Remedies**

#### **LAW 619**

(3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. Students will study monetary damages, restitution and equitable relief in the context

of contract, property and torts with an examination of the goals behind remedial rules and whether our system is accomplishing these goals. The course provides insight into the integrated nature of our legal system across the different subject areas by focusing on the impact of the merger of law and equity and the many public policy implications underlying statutory and common law efforts to provide appropriate redress to an injured party.

### **Representing the Musical Artist**

#### **LAW 752**

(2 Credit Hours)

Prerequisites: RCC\*. The subject matter of the course will be the practical legal issues that arise when counseling the musical artist. The class will follow the artist from the early days as a "baby band" to when the artist becomes "classic" or "heritage." The course will focus on practical aspects of counseling the burgeoning artist including song/sound recording creation, sample clearances, band partnership agreements, the producer agreement, band management, shopping for a label, negotiation the label agreement, getting an agent, applying for copyrights and trademarks, and going on tour. In addition, the course will focus on the "classic" or "heritage" artist, which involves termination of transfer, the artist as a brand, film scoring opportunities, synch licensing and master use licensing, other licensing opportunities, a documentary film about the artist's career and selling the publishing catalog.

### **Representing the Professional Athlete**

#### **LAW 753**

(2 or 3 Credit Hours: Case Sports Academy)

Prerequisites: RCC\*. This course will begin with an overview of the sports marketing industry and then proceed to discuss some of the more important legal doctrines relating to that industry, involving intellectual property law, labor law and contract law. In that context, the course will explore the skills necessary to conduct a series of "hypothetical" sports-related contract negotiations. The students will then participate in group-based contract-drafting exercises with an emphasis on client representation. Contracts to be drafted include a "product endorsement agreement," and a "name, image and likeness" lithograph poster agreement. Simulated depositions and "oral arguments" will also be conducted. Next, in the context of a mock litigation, students will assume a "contract breach" of the agreements they have drafted. In turn, they will draft document requests, deposition questions and legal briefs in support of the contractual positions taken during the contract drafting exercise. Class participation and successful completion of weekly assignments will count for a significant portion of the

student's final grade.

### **Scholarly Writing**

#### **LAW 791**

(2 Credit Hours)

Prerequisites: RCC\*. This course is intended to help students make the transition from instrumental to critical writing. The seminar will guide students through the drafting of some common legal documents as well as a long scholarly paper. Students will build on the first year foundation of legal research skills by exploring many other research sources. The course is designed to provide specific guidance, strategies and techniques for each stage of the writing process, from citation to inspiration. The seminar will deal with editing, proofreading, and, ultimately, advice on achieving publication of the scholarly work. Satisfies third semester of legal writing requirement.

### **School Law**

#### **LAW 630**

(3 Credit Hours)

Prerequisites: RCC. The course will consider a broad range of school-related issues, including rights of parents, the role of school boards, tort liability under various state statutes and regulations (including bullying and hazing), employment rights under various state laws, religious and free expression rights for students and employees, privacy rights in schools, school district guidelines for diversity and affirmative action, and constitutional and statutory procedural rights.

### **Scientific Evidence**

#### **LAW 660**

(3 Credit Hours)

Prerequisites: RCC\* and Evidence (LAW 661) (may be taken concurrently). This course concentrates on issues dealing with the introduction of expert testimony with particular focus on testimony involving scientific and technical matters. These are among the most interesting and complex evidentiary issues confronting courts today. Experts testify in a wide variety of criminal and civil cases. Their testimony is crucial to determinations of malpractice, competence, identification, valuation of goods and property, causation and to psychological evaluations. During the semester, a number of experts in various fields will address the class, commenting on their area of expertise and discussing cases in which they have given testimony.

### **Secured Transactions**

#### **LAW 603**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. The course surveys Article 9 of

the Uniform Commercial Code (UCC) dealing with the use of personal property as collateral security. In addition, the parts of the bankruptcy code which affect the enforcement of security agreements in bankruptcy are addressed, as are the sections in UCC Article 8 which deal with security interests in investment securities, and UCC Article 2 dealing with consignments. Problem solving and legal analysis and reasoning are involved.

### **Securities Regulation**

#### **LAW 655**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. Strongly recommended: Corporations (LAW 692). This course offers a consideration of the state and federal regulation of securities and transactions involving securities, with emphasis upon the creation of a "security," distributions of securities in the formation of capital, trading in securities, and rights associated with being the holder of a security. Careful attention is also given to specialized liabilities associated with transactions involving securities as a matter of both state and federal law.

### **Sexual Orientation and the Law**

#### **LAW 563**

(3 Credit Hours)

Prerequisites: RCC\*. Persons with nontraditional sexual orientations face a variety of challenges that their heterosexual friends and family members do not. These include different legal standards being applied to them in employment, marriage, custody, adoption, property rights, health benefits, tax issues, and other situations. This course will explore the historic roots of sexual orientation discrimination and examine the success and failure of legislative and judicial efforts to overcome this discrimination. The role of the social sciences (including anthropology, sociology and psychology) and of popular culture (books, plays, movies, television, etc.) in both creating and breaking down barriers based on sexual orientation will also be explored. Students will be required to research and write a 10-15 page paper and may be required to take a final exam. This paper will NOT satisfy the upper level writing requirement. Satisfies perspective elective requirement.

### **Social Science and the Law**

#### **LAW 585**

(3 Credit Hours)

Prerequisites: RCC\*. Lawyers, judges, and legislators increasingly draw upon social science data purporting to reveal information about human behavior. The course considers some social science data and seeks to help the law student understand, employ, and challenge the data of this "science." Satisfies perspective elective

requirement.

### **Space Law**

#### **LAW 787**

(3 Credit Hours)

Prerequisites: RCC\*. This seminar will provide a survey of the international and domestic laws that govern outer space activity. Students will be introduced to the existing space law treaties that address the use of force in space, liability for damage caused by space objects, jurisdiction, the rescue and return of astronauts, remote sensing, property rights, and other matters. Attention will also be given to national space laws, as well as to the regulatory aspects of space activity, such as the allotment of orbital slots and export controls on space technology. The class will also explore the evolution of private industry in space and the effect that the shift from public to private activity has had on the law of outer space. The course is a seminar and students will be required to write an original research paper. Students may also choose to satisfy the Upper Level Writing requirement by engaging in a lengthier research project. Note: the course meets for 2 class hours per week; students will enroll for 3 credits hours to reflect the work on the required paper.

### **Special Education Law**

#### **LAW 654**

(3 Credit Hours)

Prerequisites: RCC. Special education programming at the local level in the United States is affected significantly by the actions of the federal and state governments. This course provides students with an understanding of the complex network of interrelated federal and state statutory provisions, attendant regulations, and administrative and judicial decisions concerning special education. Instructional topics include the legal basis of education, the importance of the U.S. Constitution, free appropriate education, related services, extended school year, student records discipline, competency testing, discrimination, physical education and athletics, and special education malpractice.

### **Sports & Entertainment Law Academy Externship**

#### **LAW 819**

(2 Credit Hours: Case Sports Academy)

Prerequisites: Participation in the Sports & Entertainment Law Summer Academy and permission of the Academy faculty. Externship placement in a sports or entertainment industry setting arranged through the Sports & Entertainment Law Summer Academy.

### **Sports & Law: Evolution of Major League Sports**



**LAW 656**

(2 Credit Hours: Case Sports Academy)

Prerequisites: RCC\*. The course will explore the legal evolution of America's three major sports leagues (Major League Baseball, the National Football League, and the National Basketball Association). The course will devote approximately equal time to each of these three major leagues, and compare/contrast the similarities and differences among them from an historical legal perspective. Specifically, the course will evaluate the evolution of the three leagues, and examine how Supreme Court and other courts' landmark decisions have affected the path of their progress.

**Tax Procedures, Penalties and Crimes****LAW 647**

(3 Credit Hours)

Prerequisites: RCC\*; Tax I (LAW 607). This course will provide a survey of tax procedure, including the rules for practice before the IRS under Circular 230 and various tax litigation issues. The course will also provide a survey of the tax penalties and tax crimes that transactional and controversy tax practitioners must regularly consider and manage in representing private and government clients. Transactional tax advisors need to consider penalties and crimes when structuring deals and preparing opinion letters to support those deals. Without an understanding of opinion letters and the penalty or crime risks to a client's proposed deal structure, a transactional tax attorney fails to represent his client's interests adequately. Indeed, this lawyer and the relevant law firm may themselves be at risk. Likewise, tax controversy attorneys must have a comprehensive understanding of penalties and crimes to represent clients effectively, whether in settlement negotiations, court or administrative proceedings. These attorneys must be able to identify the range of applicable penalties and crimes, address proof convincingly and understand relevant defenses.

Students in this class will examine relevant statutes, regulations and case law. The course will cover both the substantive law and procedural issues. Penalties addressed will include tax shelter, return preparer, responsible person, accuracy-related, delinquency and civil fraud. Methods of proof and defenses to these penalties and crimes are, of course critical to client representation and will, therefore, be covered. Satisfies the Administrative Law requirement.

**Taxation I****LAW 607**

(4 Credit Hours)

Prerequisites: RCC\*. This course provides an

introduction to Federal income taxation of the individual, including the concepts of income, deductions, capital transactions, income splitting and tax accounting; use of the Internal Revenue Code and Treasury Regulations; and principles of statutory interpretation, including use of legislative histories, court decisions and administrative rulings.

**Taxation II: Taxation of Business Enterprises****LAW 697**

(4 Credit Hours)

Prerequisites: RCC\*; Tax I (LAW 607), or permission of instructor if concurrently registered for LAW 607. This course examines the basic rules in Subchapters C, S, and K of the Internal Revenue Code, regarding the Federal income taxation of business enterprises, whether the enterprise is organized as a corporation, partnership, or limited liability company. It includes discussion of the formation of corporations and partnerships, distributions of profits from the entity, termination of the enterprise, choice-of-entity concerns, and other related topics. It is recommended for anyone who will engage heavily in either a tax or business practice.

**Tax: Advanced Corporate Tax****LAW 698**

(3 Credit Hours)

Prerequisites: RCC\*; Tax I (LAW 607); Tax II (LAW 697). This course focuses primarily on the Federal income tax consequences of corporate ownership reorganizations. It explores corporate combinations, including taxable and tax-free mergers and acquisitions, corporate divisions (spin-offs, split-offs, and split-ups), as well as rearrangements of the capital structure of a single corporation, such as through recapitalizations and stock dividends. It also explores the carryover of tax attributes after corporate combinations.

**Tax: Federal Taxation of International Transactions****LAW 628**

(3 Credit Hours)

Prerequisites: RCC\*; Tax I (LAW 607). This course examines the U.S. Federal Income Taxation of both inbound transactions (the U.S. income tax consequences of business and investment activities in the U.S. by foreigners) and outbound transactions (the U.S. income tax consequences of foreign business and investment activities by U.S. taxpayers). It will examine, in particular, (1) the jurisdictional rules regarding the right to tax income in the international context, (2) the "source" rules (domestic or foreign) for income and deductions, (3) the foreign tax credit, (4) problem of "deferral" of foreign income earned by subsidiaries of U.S. parents, and (5) the U.S. tax

consequences of using foreign currency.

### **Taxation: Tax Exempt Organizations**

#### **LAW 604**

(2 or 3 Credit Hours)

Prerequisites: RCC\*; Tax I (LAW 607). Topics covered include organizational structure of tax exempt and charitable organizations; policy and practice of preferred tax treatment for selected organizations and gifts to them; statutes, regulations, and IRS practice; legislative origins, judicial interpretations, and policy consideration; tests of qualification, disqualification, and limited tax preference; mechanics of securing and retaining exemption; qualified exemption; unrelated business income; private inurement; political activity; denial or loss of exemption; return and reporting requirements; private foundation treatment; comparative tax treatment of nonexempt and nonprofit organizations. Offered infrequently.

### **Taxation: Wealth Transfer Tax**

#### **LAW 606**

(3 or 4 Credit Hours)

Prerequisites: RCC\*; Tax I (LAW 607) or Estates & Trusts (LAW 609). Federal gift, estate and generation skipping taxation of wealth transfers will be analyzed primarily through the concepts of completed gifts and gross estate inclusions with some study of deductions and the tax itself. Federal income taxation of estates, simple trusts and complex trusts, including distributions to beneficiaries, with some study of grantor trust rules and income in respect of a decedent will also be covered. Income taxation of trusts will be covered when the course is offered for 4 credit hours.

### **Theories of the Business Firm in Critical Perspective**

#### **LAW 762**

(3 Credit Hours: Offered Infrequently)

Prerequisites: RCC\*. This course will explore the following idea and why it might be important for law: just exactly what is a "firm" (or any other "organization" for that matter), how does the law conceive of "firms," and what difference does it make? An underlying theme of the course, not surprisingly, is that answers to these questions might make a very big difference, and the course will ask what the law could learn from them from economics and from a specialized area of social science literature, improbably neglected among legal academics, that goes by the name "the theory of organization." This body of thought has special value in understanding business entities and, indeed, in understanding law generally. The course will begin with generally adopted ideas about what constitutes the "firm" at use in the legal literature and those in economics. It will consider the mainstream

evolution of the concept in transaction cost economics and the "nexus of contracts" theory currently predominant among legal economists. The course would then consider critiques of the traditional concept and its economic evolution, including the Legal Realist perspective, the Critical Legal Studies (CLS) perspective, and other viewpoints. Finally, in a sense as its capstone, the course would delve into general, non-normative consideration of the theory of organization, to show how organization theorists have cast doubt on the ability of traditional models and traditional critiques to explain real-world organizations. Those organizations, it turns out, are often complex and ambiguous places where traditional models of human motivation are not up to the task of explanation. At its core, the course would seek to highlight the practical and political significance of the particular theory of organizations chosen by a legal system. The course will be well suited for students with a social science background, and may also be of interest to students interested in business organizations, management, and counseling business clients.

The grade will be based mainly on one seminar paper of sufficient length and content to justify 3 hours of credit. In addition, some portion of the grade will be based on a few short assignments in which each student identifies the "main idea" of papers that are read in the course. The course satisfies the upper level writing requirement and the perspective elective requirement. Permission of the instructor is required. Offered infrequently.

### **Theories of Justice**

#### **LAW 559**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. The course will focus on the notion of justice as seen in writings of significant philosophers. Ideas of writers such as Plato, Aristotle, St. Thomas Aquinas, Bentham, Hobbes, Locke, Mill, Nozick, and Rawls, among others, will be studied. Novels and films are included in the reading list. Contemporary applications of the various theories of justice will be explored. The course is designed for students without a significant background in philosophy. Satisfies perspective elective requirement. Optional paper satisfies upper level writing requirement.

### **Torts**

#### **LAW 512**

(4 Credit Hours)

Torts considers injuries to persons and property, both intentional and unintentional, and may include physical, dignitary, and economic harms. The course examines the three basic theories of civil liability--intentional

torts, negligence, and strict liability--and considers issues of duty, causation, and defenses to liability. The course may also consider the overall goals of the torts system, the allocation of responsibility between judge and jury, and the interplay of statutes and the common law process. Required for graduation. Offered beginning Fall 2012.

### **Trademark Law**

#### **LAW 653**

(2 Credit Hours: Offered Infrequently)

Prerequisites: RCC; Copyright, Patent & Trademark Law, LAW 658, recommended but not required. This course will cover the constitutional, statutory, and common law attributes of trademark law; the rights and remedies that trademark law provides for producers; the protection that trademark law provides for competitors and consumers; and the intersection of American trademark law with other forms of intellectual property protection, with the First Amendment, and with international law. Students are expected to master the substantive law of trademark, but the major goal of the course is to teach students how to use the law to advance their clients' interests in commercial symbols by requiring students to use their professional judgment in a counseling context. Grading will be based on three short open research memos.

### **Transactional Law Clinic**

#### **LAW 826**

(2 to 5 Credit Hours)

Prerequisites: RCC\*; approval of clinical faculty. The Urban Development Law Clinic offers students the opportunity to practice law under the supervision of a staff attorney. The Clinic's clients are neighborhood and community-based nonprofit corporations producing and managing affordable housing, initiating economic development and enhancing the quality of life in urban neighborhoods. The Clinic operates as a small firm or practice group providing a variety of legal services to clients. The work students undertake in the Clinic is primarily transactional, consisting of: legal research to address specific issues and problems raised by clients; drafting leases, contracts, and other documents and forms; designing and conducting training programs for clients; and general counseling and advising of clients regarding legal, corporate and business matters. The goal of the Clinic is two-fold: to serve the real needs of the urban community while enabling students to acquire legal skills and experience under supervision of experienced staff attorneys and the clinic's director. Satisfies the skills course requirement. Previously called Urban Development Law Clinic.

### **Transition to Practice**

#### **LAW 634**

(3 Credit Hours)

Prerequisites: RCC. Transition to Practice will focus on teaching students the fundamental skills that all lawyers need to be successful: problem-solving, interviewing, counseling and negotiating. The course uses a combination of inter-related classroom work, simulations, and research, as well as reading and writing assignments to build these critical skills. The grade will be based on observed simulations, written assignments/work products, class participation, assessments and evaluations, and a capstone assignment. The course is designed to prepare students for participation in a clinic or externship so preference will be given to second year students.

### **Trial Advocacy**

#### **LAW 663**

(2 or 3 Credit Hours)

Prerequisites: RCC\*; Evidence (LAW 661). The course will analyze the trial process from selection of the jury through final argument and jury instructions. Students will participate in frequent exercises involving portions of the trial process and will meet in both large and small group classes. Satisfies the skills course requirement.

### **Trial Advocacy Competition**

#### **LAW 863**

(2 Credit Hours)

Prerequisites: RCC\*; Evidence (LAW 661) recommended. The course is designed to promote professionalism in the litigation arena in both the preparation and trying of cases. The course consists of preparing for and participating in mock trial competitions. The preparation consists of approximately sixteen supervised weekend classes per semester. The trial competitions consist of a one-day cross-town competition in the Fall and a three-day regional competition in the Spring. During these competitions, each class member will argue their case against students from law schools throughout the country. The course is open to all second, third, and fourth year law students. Up to eight students are selected for the competition team each year.

A try-out competition is held each Fall to select a team that will be together for the entire year. In order to be selected, students must give an opening statement or closing argument based on a hypothetical case in front of a panel of attorneys and former trial team members. The team meets throughout the Fall and Spring semesters, although credit will not be allocated until the Spring semester.

The American Association for Justice organizes the Spring trial competition. Each year the AAJ drafts a fictional legal case, complete with witness depositions, exhibits, and jury instructions. Using the Federal Rules of Evidence and the Federal Rules of Civil Procedure, teams develop arguments and create their own case theory based on the assigned case. In competition, students from one member school represent one side and compete against students from another school who represent the opposing side. Teams represent both plaintiff and defendant in successive rounds. Scoring is based on how well the students articulate their arguments and develop their case theory. The competitions are judged by actual sitting judges as well as lawyers from the community.

The team is supervised and taught by attorneys from the Reminger law firm. The course is graded pass/fail. Each student's final grade is determined based upon their individual performance during practices and at the trial competition. Each student's effort, preparation, and completion of class assignments contribute toward their final grade. The course requires a greater time commitment than the usual two credit course but the students will gain considerable competencies as trial advocates. Satisfies the skills course requirement.

**Trial Advocacy Competition: Advanced**  
**LAW 864**  
(2 Credit Hours)

Prerequisites: RCC\*, Trial Advocacy Competition (LAW 863), and Evidence (LAW 661). The course is designed to promote professionalism in the litigation arena in both the preparation and trying of cases. The structure of the course is the same as Trial Advocacy Competition (LAW 863): students must try out for membership on the team in the fall, and then prepare for and participate in mock trial competitions. The substance of the course is different: in this advanced trial advocacy course students will build on the prior

**Women and Law**  
**LAW 631**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. The materials insistently question the role of law in the creation and destruction of social and economic conditions that disadvantage women. "Feminist jurisprudence" or "feminist theory" is presented more as an array of alternative approaches to doctrinal issues than as a separate body of thought. Topics covered include "Women and Work," "Women and the Family," and "Women and Their Bodies." Satisfies perspective elective requirement.

year's experiences and gain a deeper understanding of trial variety of legal issues. First, the spring competition alternates year to year between criminal and civil matters and involves different claims, defenses and evidentiary matters. Second, in addition to the fully preparing for the competitions, students in this advanced course will prepare for examining experts, prepare for and present a mock voir dire, and serve as mentors for new students in the Trial Advocacy Competition course.

The team is supervised and taught by attorneys from the Reminger law firm. The course is graded pass/fail. Each student's final grade is determined based upon their individual performance during practices and at the trial competition. Each student's effort, preparation, and completion of class assignments contributes toward their final grade. The course requires a greater time commitment than the usual two credit course but the students will gain considerable competencies as trial advocates. Satisfies the skills course requirement.

**White Collar Crime**  
**LAW 652**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. The course on white collar crime is divided into three major sections. First, it considers overarching principles of corporate criminal liability, personal liability in an organizational setting, appropriate sanctions for white collar crimes, and the grand jury process. Second, it examines a number of "generic" offenses, that cut across substantive areas, including conspiracy, mail fraud, wire fraud, false statements, perjury, and obstruction of justice. Finally, the course explores more particularized types of white collar offenses such as bribery of public officials, RICO, tax fraud, computer crime, and criminal antitrust violations. The course typically features three or four guest speakers from the local community who either prosecute or defend white collar crime cases.

**Worker's Compensation**  
**LAW 651**

(2 or 3 Credit Hours)

Prerequisites: RCC\*. When injuries to employees occur at the workplace, often tort suits against the employer are excluded from the range of available remedial options. Instead, the worker is confined to the statutorily prescribed administrative remedy of workers' compensation. This course explores the injured employee's remedies at common law and under the Federal Employers' Liability Act (FELA) and provides and in-depth study of substantive and procedural

problems arising under Workers' Compensation statutes

with particular emphasis on Ohio's distinctive law.

# The Master of Laws Degree

## Application Requirements

Applicants to the LL.M. program must have earned a first degree in law from an accredited United States law school or an equivalent law degree from a foreign university or college. Applicants who have earned a law degree from a country that does not use the common law system and where English is not the primary language, will be admitted as candidates for the LL.M. degree only upon submission of evidence of knowledge of the English language and the common law system sufficient to permit the candidate to conduct advanced studies. Please note that foreign students studying on a student visa must take a minimum of 8 credit hours per semester.

**Note:** statement on the suitability of the LL.M. for graduates of foreign law schools:

It is important that graduates of foreign law schools who enroll in the LL.M. program understand that earning an LL.M. does not guarantee eligibility for the Ohio, or any other state's, bar exam. The Ohio Supreme Court determines whether a graduate of a foreign law school is eligible to take the Ohio bar examination by evaluating the applicant's foreign education and requiring that the applicant complete a course of study in prescribed law subjects totaling 30 semester hours. More information on the eligibility requirements can be found on the Ohio Supreme Court website at <http://www.supremecourt.ohio.gov/AttySvcs/admissions/foreignApGuidelines.pdf>.

Finally, it is our strong recommendation that foreign-law graduates who intend to practice law in the United States should seek admission to the J.D. program rather than the LL.M.

To be admitted into the LL.M. program, an applicant must have a proven record of scholastic accomplishment in legal studies, a coherent plan of study, normally including a specialized concentration in an area of the law, and a commitment to the study of law as an intellectual discipline. Applicants are admitted by the Dean based on the recommendation of the LL.M. Director. The LL.M. Director considers the applicant's past experience, evidence of maturity and motivation, personal recommendations, and such other indices of competence as writings and publications.

An interview may be requested by the LL.M. Director.

Application forms and additional information are available from the Assistant Dean for Admissions. To complete an application, you must return the completed application form, as well as the following:

- (1) If English is not your native language, results from the Test of English as a Foreign Language (TOEFL) or the International English Language Testing System (IELTS) are required. You may receive information about the TOEFL test online at <http://www.ets.org/toefl/> or by writing TOEFL Services, Educational Testing Service, BOX 6151, PRINCETON NJ 08541-6151. Note that a score of 600 or above on the paper-based TOEFL test, 250 or above on the Computer Based test, or 100 or above on the Internet Based Test is normally required for admission to the LL.M. program. An IELTS score of at least 7 may be substituted for the required TOEFL score. See <http://www.ielts.org/>.
- (2) A letter stating your reasons for applying to our LL.M. program and how our course offerings can fulfill your expectations.
- (3) Three personal reference letters confirming the likelihood of your success in graduate study. It is recommended that at least one letter come from a law teacher in the school awarding your first law degree. In the event you have been employed in any law related capacity, one letter should also come from your immediate supervisor.
- (4) Official transcripts from all colleges awarding degrees.

Completed applications for the Fall semester must be received by the previous March 1; completed applications for the Spring semester must be received by the previous October 1. Applicants from non-common law countries are strongly encouraged to apply for Fall admission so that they will be able to enroll in the course Introduction to American Law, which will be offered in the Fall only. [Carolyn: is this true? Do we offer this course in the spring as well?] Financial aid (loans) is available to eligible LL.M. candidates who are enrolled for a minimum of six credit hours per semester. Interested applicants should contact the Office of Admissions and Financial Aid Office at 216-687-2304 or by email at [admissions@law.csuohio.edu](mailto:admissions@law.csuohio.edu).

## Curricular Requirements

The Master of Laws (LL.M.) degree is awarded upon the satisfactory completion of a program of study approved by the LL.M. Director. All LL.M. candidates

must complete a minimum of 24 semester hours of course work. Of those 24 credit hours, all LL.M. candidates must complete the following required courses: (a) Introduction to American Law; (b) One common-law course (Torts, Contracts or Property), with a grade of "C" or better; (c) One course satisfying the Upper-Level Writing Requirement.

The LL.M. Director will advise each LL.M. candidate. The LL.M. Director has primary responsibility for reviewing and approving the specific course program being pursued by the candidate.

A candidate must maintain continuous registration in the LL.M. program by registering for at least one course in each Fall and Spring semester, commencing with the semester in which the candidate enters the program, until the candidate shall have completed the required semester hours of credit. A candidate who fails to maintain continuous registration in the program from the semester of entry will be dismissed from the program. Exceptions to the continuous registration requirement may be granted by the committee in its discretion upon a showing of good cause in a timely petition.

All LL.M. students are required to attain a final cumulative G.P.A. that is equal to that required of J.D. students (currently 2.25). "Final cumulative G.P.A." shall be calculated at the end of the semester in which the candidate accumulates 24 semester hours of course work, as appropriate, and shall include all semester hours earned toward the LL.M. degree up to that point.

All requirements for the LL.M. degree must be completed no later than four years from the date of entrance into the program. A candidate's date of entrance is the start of the Fall or Spring semester following the candidate's acceptance into the program.

Not more than 10 semester hours (for the domestic LL.M.) or 12 hours (for the International LL.M.) of credit received from another ABA-accredited law school's LL.M. degree program may be applied toward the relevant LL.M. degree requirements. Not more than eight semester hours of credit earned at this law school as a non-degree seeking student may be applied toward the International LL.M. degree requirements. No credit earned by a candidate prior to receiving the first degree in law at this or another ABA-accredited law school may be applied toward the LL.M. degree requirements, except that, where a candidate has earned credit in excess of the first degree requirements before receiving that degree, the Committee may, in its discretion, accept up to 10 semester hours of such credit toward fulfillment of the domestic LL.M. requirements. Such excess credit may not be applied toward the LL.M. degree requirements if earned for courses taken earlier than the semester in which the candidate completes the

requirements for the first degree. Not more than a total of 10 semester hours (for the domestic LL.M.) or 12 hours (for the International LL.M.) of credit earned in any of the ways specified in this paragraph may be applied toward the relevant LL.M. degree requirements. The acceptance of any such credit shall be at the discretion of the LL.M. Director; however, no transfer credit may be applied towards the LL.M. for any course in which the applicant failed to achieve a grade of "C" or better.

### **Supplemental Policies**

- (1) When required, the master's thesis must be 60 typed pages or longer, not including footnotes.
- (2) Completion of all degree requirements normally takes two academic years or longer.
- (3) Credit hours for the core common law course(s) required of graduates from law schools in non-common law countries may be included in the 24 credit hours required for the degree as long as the grade(s) received is a "C" or better, in which case the grade will be included in the calculation of the student's cumulative grade point average.
- (4) A candidate may take up to three semester hours of independent legal research under the direction of a member of the faculty, with the approval of the candidate's graduate advisor. If the candidate writes an independent study or seminar paper, the candidate's LL.M. thesis, when required, must be on a topic that is either completely different from or a very significant expansion of that paper. The LL.M. thesis is regarded as a requirement in addition to any work done toward the 20 semester hours of course credit required for the degree.
- (5) When a thesis is required, at or near the completion of course work, and in no case later than one year prior to the four-year termination date of the candidate's program, the candidate shall locate a faculty member knowledgeable in his or her field to serve as thesis advisor.

# Master of Legal Studies (M.L.S.)

## Application Requirements

Applicants to the program must have earned a first post-secondary degree (*e.g.*, B.A.) from an accredited United States college or university or an equivalent degree from a foreign university or college. Applicants must submit: a completed application (available on the College of Law website), an official transcript showing that the applicant has earned a first post-secondary degree, and also official transcripts of all other college, graduate, and professional studies, whether a degree was obtained or not; a current resume detailing work and professional experience; at least two letters of recommendation; and a personal essay describing how the applicant expects to use the knowledge acquired in pursuing the degree. In some instances, a personal interview may also be required.

Applicants to the M.L.S. program are admitted by the M.L.S. Admissions Committee. The Committee considers the applicant's academic record, work experience, personal recommendations, and personal statement. Applicants are not required to take the LSAT or GRE for admission to the program if the applicant has a cumulative GPA of 3.0 or above from undergraduate school. If the applicant has below a 3.0 cumulative GPA, the faculty director will determine if a standardized test score is necessary for admission.

Admission to the M.L.S. program is available only for the Fall semester and applications are reviewed on a rolling basis.

## Curricular Requirements

The M.L.S. degree is awarded upon the satisfactory completion of 30 semester hours. All M.L.S. students *must* take the following required courses during their first semester in the program: Legal Research & Writing for M.L.S. Students (3 cr) and Introduction to American Law (2 cr) in conjunction with Independent Legal Study (1 cr). All M.L.S. students are also required to take one of the core first-year common-law courses (Contracts, Civil Procedure, Criminal Law, Property or Torts) and either a seminar or independent research project (2-3 crs). M.L.S. students may take courses outside the College of Law for up to 8 credit hours with prior approval of the Director of the M.L.S. program. M.L.S. students may choose to concentrate their studies within a particular area of the law or elect to take a variety of courses in different areas of the law.

All requirements for the M.L.S. degree must be completed no later than four years from the date of entrance into the program. A candidate's date of entrance is the start of the Fall semester following the candidate's acceptance into the program. To receive the M.L.S. degree a candidate must have a minimum GPA of 3.0 based on the Graduate College grading scale.

## Tuition and Grading

M.L.S. students pay tuition at the applicable rate for graduate students at Cleveland State University. M.L.S. students are graded on the Graduate College grading scale.

## Additional Policies

1. Credits earned in the M.L.S. program cannot be applied towards a JD degree at *any* law school. American Bar Association regulations do not permit any academic credits earned prior to beginning a JD program to be credited toward the JD degree.
2. The M.L.S. program has been designed as a part-time program. Anyone who intends to enroll in the M.L.S. program on a full-time basis must request permission to do so from the Director of the M.L.S. program.



# Master of Legal Studies in Cybersecurity

## Application Requirements

Applicants to the program must have earned a first post-secondary degree (*e.g.*, B.A.) from an accredited United States college or university or an equivalent degree from a foreign university or college. Applicants must submit: a completed application (available on the designated webpage [onlinelaw.csuohio.edu/](http://onlinelaw.csuohio.edu/)), an official transcript showing that the applicant has earned a first post-secondary degree, and also official transcripts of all other college, graduate, and professional studies, whether a degree was obtained or not; a current resume detailing work and professional experience; and a personal essay describing how the applicant expects to use the knowledge acquired in pursuing the degree. In some instances, a personal interview may also be required.

Applicants to the online M.L.S. Specialization in Cybersecurity and Data Privacy program (Cybersecurity Specialization) are admitted by the M.L.S. Director and the Director of the Cybersecurity Specialization who consider the applicant's academic record, work experience, personal recommendations, and personal statement. Applicants are not required to take the LSAT or GRE for admission to the program, if the applicant has a cumulative GPA of 3.0 or above from undergraduate school. If the applicant has below a 3.0 cumulative GPA, the faculty director will determine if a standardized test score is necessary for admission.

Admission to the Cybersecurity Specialization program is available for Fall, Spring and Summer semesters and the application deadlines vary based on semester (updated application deadlines can be found at [onlinelaw.csuohio.edu/](http://onlinelaw.csuohio.edu/)). Financial aid in the form of loans is available to eligible candidates who are enrolled for a minimum of six credit hours per semester. Interested applicants should contact the Office of Admissions and Financial Aid Office at 216-687-2304 or by email at [admissions@law.csuohio.edu](mailto:admissions@law.csuohio.edu).

## Curricular Requirements

The M.L.S. Specialization in Cybersecurity and Data Privacy degree is awarded upon the satisfactory completion of 30 semester hours. All M.L.S. in Cybersecurity and Data Privacy students *must* take the following required courses to complete the program:

Introduction to American Law  
Cybersecurity I  
Legal Writing  
Cybersecurity II

Students select their remaining credits from a selection of elective courses, including the following: \*

Corporate Compliance I  
HIPAA and Privacy  
Privacy Law and Management  
Corporate Compliance II  
Cybersecurity Risk Assessment and Compliance  
Cybercrime

\*courses subject to change due to faculty availability and curriculum changes

All requirements for the M.L.S. degree must be completed no later than four years from the date of entrance into the program. A candidate's date of entrance is the start of their first semester following the candidate's acceptance into the program. To receive the M.L.S. in Cybersecurity and Data Privacy Specialization a candidate must have a minimum GPA of 3.0 based on the Graduate College grading scale.

## Tuition and Grading

M.L.S. in Cybersecurity and Data Privacy students pay tuition at the applicable rate for this specific program (more information at [onlinelaw.csuohio.edu/tuition](http://onlinelaw.csuohio.edu/tuition)). M.L.S. in Cybersecurity and Data Privacy students are graded on the Graduate College grading scale.

## Additional Policies

1. Credits earned in the M.L.S. program cannot be applied towards a JD degree at *any* law school. American Bar Association regulations do not permit any academic credits earned prior to beginning a JD program to be credited toward the JD degree.
2. The M.L.S. program has been designed as a part-time program. Anyone who intends to enroll in the M.L.S. program on a full-time basis must request permission to do so from the Director of the M.L.S. program.

# Academic Regulations

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The following academic regulations are applicable to all students enrolled in the Cleveland-Marshall College of Law as candidates for any degree, unless otherwise indicated:

### 1. Attendance

Students are required to attend classes with substantial regularity. Unsatisfactory attendance in any course, unless otherwise defined by the course faculty member with reasonable notice to students enrolled, shall be absence from more than two weeks of classes in a single semester (or, in the case of Summer term, absence from more than one week of classes) and shall be cause for lowering the final grade entered, involuntarily withdrawing a student from the course or entering the grade of "F," in the sole discretion of the course faculty member.

#### **Note: C.S.U. Poll Worker Excused Absence Policy**

In order to foster student engagement and participation in the civic sphere, Cleveland State University has encouraged students to serve as poll workers and in polling support positions for the last several national and statewide elections. In Spring 2008 the Faculty Senate of Cleveland State University adopted a policy pertaining to student absences arising because of such service in these elections.

**I.** CSU faculty members are required to **a)** excuse all students from class attendance and from any assignments, quizzes, and other coursework otherwise due during the period beginning at 6:00 p.m. on the evening before any statewide election and ending at 12:00 midnight on election day who **(i)** serve in any of the official poll worker and polling support positions, including the Center for Election Integrity official observer or monitor positions (which can include, for example, polling place translators and technical support workers with respect to the voting machines), and **(ii)** satisfy their notification obligations described in paragraph II, below; and, **b)** allow such students to make up any assignments, quizzes, and other coursework otherwise due during this period, as described in paragraph II, below.

**II.** Any CSU student who desires to exercise the excused poll worker service option must **a)** have officially applied and been selected to serve; **b)** be scheduled for training that will be completed at least two days prior to the election; **c)** inform the faculty members whose classes are affected in writing (electronically or in whatever manner the particular faculty member requests) no later than the second Friday before the election; **d)** arrange with each

affected faculty member to make up any coursework or quizzes that were missed due to the absence; and **e)** provide official documentation to each affected faculty member at a later appropriate point that confirms the student's service as a poll worker or in a polling support position.

At all times, the responsibility for making up coursework rests with the student.

This policy applies to students who work as B.O.E. poll workers and to those who volunteer as election observers or monitors for a bona fide organization such as the Democratic or Republican Party, or the Lawyers Committee for Civil Rights Under the Law.

### 2. Grades and Grading Practices

#### 2.1 Grade Points.

For the purpose of evaluating transcripts and/or computing grade point average, the following system of grading and grade points shall be observed:

<b>A</b>	Excellent	4.0 Grade Points
<b>A-</b>		3.7 Grade Points
<b>B+</b>	Very good	3.3 Grade Points
<b>B</b>	Good	3.0 Grade Points
<b>B-</b>		2.7 Grade Points
<b>C+</b>	Better than fair	2.3 Grade Points
<b>C</b>	Fair	2.0 Grade Points
<b>C-</b>		1.7 Grade Points
<b>D+</b>	Deficient	1.3 Grade Points
<b>D</b>	Poor	1.0 Grade Points
<b>F</b>	Failure	0.0 Grade Points

#### 2.2 No Grade Points

The following grades carry no grade points and are not involved in the calculation of grade point averages:

**P Passing.** Given in select courses approved by the faculty for Pass/Fail credit or courses elected on a Pass/C-/D+/D/F basis. See Academic Regulation 4.6. Except in the case of a grade of "P" awarded by the Academic Standards Committee under Academic Regulation 2.4, a student's work must be the equivalent of a "C" or better to merit the grade of "P."

**I Incomplete.** A temporary grade designation, given when the work in a course has been generally passing, but when some specific course requirement has not been completed through no fault of the student and the faculty member has approved the completion of such requirement after the normal date for the conclusion of the course. The course work must be completed and submitted to the appropriate faculty

member not later than the last day of classes of the next term (including Summer term) following that in which the course was offered; otherwise, a final grade of "F" will be recorded. For good cause shown, the Academic Standards Committee may further extend the time permitted to complete and submit the required work.

**T Temporary.** A grade designation given in multiple-term, single grade courses at the end of term(s) before the one in which the course concludes.. This grade is not applicable to courses in which a final grade is awarded for each term of the course.

**W Authorized Withdrawal.** Given in the case of official withdrawal from a course voluntarily, as provided in Academic Regulation 3.1, or involuntarily, as provided in Academic Regulation 1. Courses from which a student voluntarily withdraws within the time limits set out in Academic Regulation 3.1 will not appear on the student's transcript.

### 2.3 Computation of Grade Point Average

Grade points are determined by multiplying the point value of the grade awarded by the number of credit hours earned in each course. A student's grade point average is determined by dividing the total grade points earned in all courses by the total number of credit hours attempted in all courses for which final letter grades (grades "A" through "F") have been awarded.

### 2.4 Grade Dispute Procedures, Grade Appeals and Changes of Grades

#### (a) Time Permitted

A student who believes he or she has received an improper final grade in a course taught by a member of the law faculty must make a good faith effort to discuss a change of grade with the faculty member. The effort must be made within six weeks after the date of the last examination day of the Fall, Spring or Summer term in which the grade was earned or within one week after the last date that the examination was regularly available for review, whichever date is later.

#### (b) Basis for Change of Grades

1. Deviation from the Grading Guidelines is not a basis for any change of grade petition.

2. Once a final letter grade (grades "A" through "F") has been submitted to the College of Law Records Office and been approved by the Dean's Office, a change of grade can be sought by the faculty member or student only as set forth below.

#### (c) Change by Faculty Member

.A faculty member can enter a change of grade only with the approval of the Academic Standards Committee. Approval shall be granted only when the

faculty member has satisfied the Academic Standards Committee that:

1. there has been a computational or clerical error; or

2. the grade awarded was not in accord with the grading standards applied to the other members of the class; or

3. the student's timely request to take the examination or submit a required paper at another time was improperly denied.

The Academic Standards Committee must either approve the change of grade submitted or deny the request so that the original grade remains in effect.

#### (d) Student Petitions for a Change of Grade: Petitions to the Academic Standards Committee

1. If, despite good faith efforts, the student has been unable to arrange a meeting with the faculty member or, if after ten days the faculty member has not acted upon the student's request or declines to change the grade, the student may submit a petition to the Academic Standards Committee for relief as provided below. A written petition must be filed within ten days after the faculty member has failed to act or has communicated, either orally or in writing, a refusal to change the student's grade.

2. Upon request to the College of Law Records Officer, any student who has filed an appeal of a grade may review the grade sheets submitted by the faculty member for the course involved. This review is to include the grades entered before and after the student names were provided to the faculty member. The College of Law Records Officer shall delete all names and examination numbers, except those of the student petitioner, from the grade sheets prior to their review by the student petitioner.

3. A student may petition the Academic Standards Committee for a change of grade to the grade earned upon a showing of clear and convincing evidence that there has been a computational or clerical error.

4. A student may petition the Academic Standards Committee for a change of grade to the grade of "P" or "W." Such a change of grade shall be awarded only in cases in which the student has satisfied the Academic Standards Committee that:

a. The grade awarded was arbitrary or capricious, but in no event shall the Committee re-grade or otherwise evaluate the petitioning student's examinations or other course work, or that of other students in the course.

Examples of what shall not constitute proof of arbitrary or capricious grading within the meaning

of the above Regulation include, but shall not be limited to the following:

-disagreement with the professor's evaluation of the merits or quality of the student's work;

-criticism of the merits of a professor's examination or the professor's grading methodology;

-a student's claim that his or her work did not accurately reflect his or her knowledge of the material.

b. The student's timely request to take the examination or submit a required paper at another time was improperly denied.

The Academic Standards Committee must either find that entry of a "P" or "W" in lieu of the entered grade is appropriate or deny the request so that the grade originally submitted by the faculty member remains in effect.

5. A student may petition the Academic Standards Committee for a change of grade to a grade of "W" (Authorized Withdrawal) where a final grade of "F" has been entered for failure to complete a course within the time allowed after entry of a grade of Incomplete as set forth in Academic Regulation 2.2 or for failure to appear for an examination as set forth in Academic Regulation 3.6. Such a change of grade shall be awarded only where the student provides clear and convincing evidence that the failure was a direct consequence of extraordinary and unforeseeable circumstances. The provisions set forth in Academic Regulation 5.3(e) and (f) are applicable to change of grade petitions brought pursuant to this Regulation.

(e) The student and faculty member may appear in person before the Academic Standards Committee to present their respective views on the petition.

(f) 1. If all or a substantial part of a student's final examination has been lost or misplaced after receipt by the faculty member or proctor, but before the examination grade has been submitted to the College of Law Records Officer, the student may elect to take a grade of "P" (Pass) for the course or take a make-up examination. Where a substantial part of a student's final examination has been lost or misplaced, the student's election to take a make-up examination shall apply to a partial make-up examination equivalent in weight to the same portion of the original examination, as determined by the faculty member. A substantial part of the examination answer shall be such part that, if excluded from the student's answer, it would adversely effect the student's letter grade for the course, as

determined by the faculty member.

2. The student must petition the Academic Standards Committee for such relief within ten days of the posting of either a grade of "F" as specified in Academic Regulation 3.5 or another grade that is inconsistent with a graded examination, such as a grade of "I," "P," or "W." If a grade of "P" is entered, this grade will not limit the student's right to exercise the Pass/C-/D+/D/F Option set forth in Academic Regulation 4.6.

(g) Appeals to the Faculty  
See Academic Regulation 9.

(h) Law students enrolled in courses offered by other colleges within this University (see Academic Regulation 4.7) shall follow the grade dispute procedure available pursuant to the regulations of such college.

### **3. Examination, Withdrawal and Change of Section Procedures**

#### **3.1 Time of Withdrawal**

Voluntary withdrawal from classes offered at the law school shall be permitted as follows:

(a) One-semester courses

At anytime prior to the beginning of the fifth week of classes;

(b) Two-semester courses

At anytime prior to the beginning of the seventh week of classes of the first semester of such course(s); and

(c) Summer term courses

Each week of the Summer term shall be equivalent to two weeks during Fall or Spring semester. Therefore, for courses with the duration of only the Summer term, withdrawal must be accomplished prior to the beginning of the third week of class; for courses which begin in the Summer and conclude in the Fall, withdrawal must be accomplished prior to the beginning of the fourth week of such course(s).

(d) Notwithstanding the above, a student enrolled in Independent Legal Research, LAW 860, may, with the approval of the faculty member supervising the research project, withdraw at any time during the term in which he or she enrolled for the course or, if a grade of "I" was given at the conclusion of such term, at any time during the next succeeding term.

(e) Except as a result of a decision made in accord with Academic Regulation 2.4 (Grade Dispute Procedures, Grade Appeals and Changes of Grade) a student may not withdraw from a course once a final

letter grade for that course has been posted or the student has otherwise been informed of the final letter grade.

### **3.2 Exception**

(a) The Academic Standards Committee may grant an exception to the requirements of Academic Regulation 3.1(a)-(d) but may do so only in cases of exceptional circumstances.

**Note:** Students seeking to withdraw from a course after the deadline should complete a petition and submit it to the Assistant Dean for consideration by the Academic Standards Committee.

b) Full time students who change to a part time program are required to enroll for the appropriate part time courses but may elect to complete a sequential course in lieu of enrolling for a new course.

### **3.3 Withdrawal from Multiple-Term or Two Semester Core Courses**

(a) Any student who withdraws from a multiple-term continuing course before its conclusion shall be deemed to have withdrawn from the entire course, even though the grade designation "T" may have been recorded for one or more terms completed in the course. The student must repeat the entire course in order to receive any credit for it. This provision does not apply to courses in which a final grade is awarded for each term of the course.

(b) A student may not withdraw from Legal Research, Writing and Advocacy, L504, without the advance approval of the Academic Standards Committee.

(c) Failure to register for the second term of a multiple-term continuing course without having withdrawn from the course pursuant to Academic Regulation 3.1(b) or without obtaining approval from the Academic Standards Committee pursuant to Academic Regulation 3.2 shall cause the grade of "F" to be entered in place of the grade designation "T" for the number of credit hours represented by the "T." This provision does not apply to courses in which a final grade is awarded for each term of the course.

(d) Students enrolled in two semester core curriculum courses may not withdraw from the second semester of any such course except upon a showing of substantial hardship caused by extraordinary and unforeseeable circumstances and with the approval of the Assistant Dean. Extraordinary and unforeseeable circumstances do not include a belief that the grade earned in the first semester was too low or an objection to the teaching methods of the professor. Upon referral by the Assistant Dean, the matter shall be decided by the

Committee.

(e) This provision applies specifically to "semesterized" courses – i.e., core courses that have been transformed from two semesters to one. Any student who fails or withdraws from the second semester of a two-semester course that is subsequently "semesterized" from two semesters to one must enroll in and complete the new one-semester version of that course. The student shall not lose any credit hours previously awarded for successful completion of the first semester of a subsequently "semesterized" two-semester course.

### **3.4 Change of Section – Core Courses**

A student may not change his or her section of a two semester core curriculum course after completion of one semester unless permitted by the Academic Standards Committee. The Committee will allow such change only upon a showing of:

(a) substantial hardship caused by extraordinary and unforeseeable circumstances, and

(b) a determination that the course coverage in the new section will substantially parallel that of the former section.

For purposes of this Academic Regulation, extraordinary and unforeseeable circumstances do not include a belief that the grade earned in the first semester was too low or an objection to the teaching methods of the professor.

### **3.5 Withdrawal from All Classes**

A student who voluntarily withdraws from all classes or who fails to register for classes during the next semester for which he or she is eligible (excluding the summer term), and later wishes to reenroll as a matriculating student, must comply with the procedures in this section.

(a) A student in good standing who has received credit for two or more law school classes as a matriculating student must submit to the Office of Law Admissions a letter of intent to return to the law school and a copy of his or her transcript at least forty-five days before the first day of the semester or summer term for which the student intends to re-enroll.

(b) A student re-enrolling pursuant to this Regulation, who seeks to earn a J.D. degree, must comply with the requirements set forth in Academic Regulation 4.4, based upon the date he or she first enrolled in law school.

(c) A student who withdraws before completing and receiving credit for the fall semester of the first year of law school must reapply through the usual admissions

process.

### **3.6 Examinations and Examination Scheduling**

#### **(a) Failure to Appear for a Scheduled In-School Final Examination**

Unless the student obtains advance permission from the Dean to take a scheduled in-school final examination at another time, any student who fails to appear for such examination shall receive a grade of “F” for that examination or, if the examination is graded numerically, a zero for that examination. Permission to take an in-school final examination at a different time will be granted only upon a showing of good cause. Unless the student obtains advance permission from the Dean to take a rescheduled in-school final examination at another time, any student who fails to appear for such rescheduled examination shall receive a grade of “F” for that examination or, if the examination is graded numerically, a zero for that examination.

A professor shall also have discretion to stipulate that failure to take the final examination in the course shall constitute a failure to complete the requirements of the course and shall result in a final grade of “F” being awarded for the course.

#### **(b) Failure to Submit a Take-Home Final Examination by the Deadline Established by the Faculty Member**

Unless the student obtains advance permission from the Dean to submit a take-home final examination at a different time, any student who does not submit such examination by the deadline established by the faculty member shall receive a grade of “F” for that examination or, if the examination is graded numerically, a zero for that examination, unless the faculty member has given notice to the class in advance of the final examination of a different system of penalties for failure to submit such examination on time. Permission to submit a take-home final examination at a different time will be granted only upon a showing of good cause. Unless the student obtains advance permission from the Dean to submit a rescheduled take-home final examination at a different time, any student who fails to submit such examination by the rescheduled deadline shall receive a grade of “F” for that examination or, if the examination is graded numerically, a zero for that examination.

A professor shall also have discretion to stipulate that failure to submit a take-home final examination by the established or rescheduled deadline shall constitute a

failure to complete the requirements of the course and shall result in a final grade of “F” being awarded for the course.

#### **(c) Exceptions to Academic Regulations 3.6(a) and 3.6(b) for Unforeseeable Emergencies**

Exceptions to the requirements of Academic Regulations 3.6(a) and 3.6(b) may be granted by the Dean only in cases of extraordinary unforeseeable emergencies, and provided that the student notifies the Dean as soon as practicable of the circumstances of the emergency.

#### **(d) Multiple Examinations**

Students who are scheduled for two final examinations that have start times that are 23 hours or less apart may notify the Dean of their examination schedule and request a schedule change. This notice must be provided at least two weeks prior to commencement of the examination period. The Dean will then reschedule one of the examinations to a reschedule date and time as described in part (c), below. Students who reschedule examinations may, at the sole discretion of the instructor, be given the same exam as or a different exam than that given to other students.

#### **(e) Reschedule Date and Priority**

1. The date and time for any rescheduled examination shall be set by the Dean for the first available scheduled make-up day subsequent to the originally scheduled examination.

2. If the conflicting examinations include a required course and another course, only the non-required course may be rescheduled.

**Note:** The Dean shall, in his or her discretion, set two or more make-up dates throughout the examination period.

#### **(f) Pre-Examination Conduct**

Any student authorized to take a rescheduled examination is prohibited from discussing the examination or any aspect of the subject course with any person who has taken the examination or is otherwise familiar with the content of the examination. This prohibition does not apply to law school administrators in regard to examination rescheduling nor to the course faculty member.

### **3.7 Provisions for Persons with Disabilities**

Students who because of a disability are unable to complete an examination in the given time or the given room are entitled to special consideration regarding additional time and/or communication aids. Such students, whether temporarily or permanently disabled, must request accommodations and document their

disability and need for accommodations in advance of the scheduled examination, unless the disability arises at such time as to excuse full compliance. If necessary, the student and the faculty member through the Office of the Dean may secure the assistance of the University Coordinator of Disability Services for evaluation of the student's disability and in making suitable arrangements for the taking of the examination. To the extent possible, such an examination is to commence at the same time as the scheduled examination. Under these conditions the time limitation need not apply, provided, however, that the examination must be completed in a single session.

**Note:** Normally documentation of a disability and requests for accommodations must be received by the Associate Dean a minimum of four (4) weeks prior to the date for which the accommodation is requested.

### **3.8 Uniformity of Examination Conditions**

All students in the J.D. program, including those whose primary language is a language other than English, are to take all examinations under the same conditions.

### **3.9 Anonymous Examinations**

(a) Examination numbers shall be employed for all examinations that count for 10% or more of the final grade. Different numbers shall be used for any such examination when the professor has received the names corresponding to the examination number for the earlier examination(s).

**Note:** Students obtain examination numbers online at <https://www.law.csuohio.edu/lawlibrary/technology/examoncomputer>.

(b) No student shall disclose his or her examination number to any other person. Examination papers shall be graded anonymously and examination grades submitted to the College of Law Records Officer. Faculty members will be advised of the identity of students before submitting final grades in order that factors other than the final examination scores may, at the faculty member's discretion, be included in the final grade determinations.

(c) Parts (a) and (b) of this Regulation are not applicable to papers or other work for courses where research or writing require review and comment by the professor. Faculty members, however, retain the discretion to grade anonymously in any such course.

### **3.10 Retention and Availability of**

## **Examination Papers**

For a period of four weeks after grades have been officially posted, examination papers for all courses shall be retained by the Office of the Dean or by the course faculty member. Thereafter, all final examination papers shall be retained by the Office of the Dean for a period of at least two years. Students shall be permitted to see and examine their own graded papers at any time within this two-year period. After the four-week period, special circumstances must be shown and the viewing made with the consent of the Dean.

## **4. Law School Requirements**

### **4.1 Dean's List**

In recognition of excellence in academic achievement, any student who attains a 3.30 or higher grade point average in any academic term shall be designated on the Dean's List for such term. No student shall be designated on the Dean's List for any term in which he or she did not complete courses totaling at least eight credit hours (six hours of credit for a first-year first-semester part-time student) or did not receive final grades for all courses scheduled to be completed during such term.

### **4.2 Graduation Honors**

(a) College of Law graduation honors shall be awarded as follows: Summa Cum Laude, 3.70 grade point average and above; Magna Cum Laude, 3.50 to 3.69 grade point average; and Cum Laude, 3.30 to 3.49 grade point average. Graduation honors designations are based on the student's final cumulative grade point average and will be reflected on the student's permanent record. Any designation in the College of Law Commencement Program is advisory only as it may not include all grades earned for the degree.

(b) Graduation honors shall be based solely on grades earned for courses taken at this College of Law.

### **4.3 Course and Credit Hour Requirements**

(a) Number of hours required:

The Juris Doctor degree will be awarded upon satisfactory completion of a minimum of 90 semester credit hours (or the equivalent.)

(b) Course Requirements:

Of the 90 required semester hours, 35(34 for students entering after 2018) must be earned in the nine Required Core Curriculum courses: Civil Procedure, Constitutional Law, Contracts, Criminal Law, Legislation & the Regulatory State (for students entering 2012 and after). Property, Torts and Legal Writing. In addition, students must complete



satisfactorily Evidence; a third semester course in legal writing; one upper-level writing course; one professional responsibility course; and 6 experiential skills credits (at least three of which, much be a Clinic or an Externship) (NOTE: students entering before 2016 need take only 3 Clinic or Externship credits). A professional responsibility course is one that includes at least ten hours of instruction in the Code of Professional Responsibility. Of the 90 hours required for graduation, no more than 30 hours may be Distance Learning (online) courses. Additionally, of the 90 hours required for graduation, at least 73 must be in courses other than clinics or externships and at least 68 must be in non-800 level courses in the College of Law, or, in the case of a student receiving credit for studies at another law school (see Academic Regulations 6.1 and 6.4), at the law school at which the credit was earned. Courses not satisfying the 68 credit hour requirement include all clinical and externship courses, independent legal research, credits earned for participation in Moot Court and Trial Team, credit earned for Law Review, the Journal of Law and Health, or Global Business Law Review and interdisciplinary courses whether taken as part of a joint degree program or taken as part of the student's law school program under Academic Regulation 4.7. No student may retake courses for credit that the student has previously passed.

(c) Grade Point Average

For students who enrolled in the law school prior to the Summer of 2015, in order to receive the Juris Doctor degree, the student must attain a grade point average of at least 2.0 on a 4.0 scale. For students who enroll in the law school in the Summer of 2015 and thereafter, in order to receive the Juris Doctor degree, the student must attain a grade point average of at least 2.25 on a 4.0 scale.

**4.4 Residence Requirement, Course Loads and Employment**

(a) The weeks in residence at the College of Law required for graduation are met by completion of the credit hours required for graduation.

(b) The course of study for the J.D. degree may be completed no earlier than 24 months and, except in extraordinary circumstances, no later than 84 months after a student has commenced law study at the College of Law or, if a transfer student, at the law school from which transfer credit has been granted. A student claiming such extraordinary circumstances must petition the Academic Standards Committee for an extension of time to complete the J.D. degree.”.

(c) Credit earned for Law Review, Journal, or Moot

Court participation, for courses in independent legal research and writing, or for courses offered in an officially approved clinical legal education program may be included as satisfying the residence and class hour requirements of this regulation even though they may involved studies or activities away from the law school or in a format that does not involve attendance at regularly scheduled class sessions. The hours so earned may not exceed the maximum allowed by Academic Regulation 4.3(b).

(d) For full-time students, the maximum course load is 18 hours per semester and the minimum course load is 10 hours per semester. For part-time students, the maximum course load is 12 hours per semester and the minimum course load is eight hours per semester. For first-year students, the prescribed curriculum provides the maximum and minimum loads.

1. No student may enroll for more than 18 hours in the Fall or Spring Semester. Courses taken outside the regular Fall or Spring Semesters such as the “short courses” given during intersession periods shall not count toward the maximum allowed even though credit for such courses is awarded during the following Semester.

2. Absent permission of the Dean, students who work more than 20 hours per week may not register for more than 12 credits hours per week in any week during which classes are scheduled and must so certify to the College of Law.

3. To the extent necessary for required reporting purposes, scholarships, employer tuition benefits or other cases in which a full time/part time student designation is required, students enrolled for fewer than 12 credit hours will be considered part-time students.

**Note:** Students taking more than 12 credit hours during a Fall or Spring Semester are strongly advised to refrain from all employment. Students taking more than 12 credit hours who are employed may not be employed for more than 20 hours per week.

(e) During the Summer Term students may enroll for a maximum of nine credit hours.

**4.5 Failure of Required or Elective Courses**

(a) Any student who fails a course required for graduation must re-register for the course at the next available time and complete all the requirements therefore. Any student who fails an elective course may re-register for the course and complete all the requirements therefore. A student who fails the first term of a continuing two-term course in which a final grade is awarded after the first term must withdraw

from the second term of the course and repeat the entire course the next time it is offered. A student who fails the second term of a continuing two-term course in which a final grade is entered after the first term must repeat the second term of the course the next time it is offered with comparable content. The Associate Dean will designate the section of the course the student is to take when repeating a course under these circumstances.

(b) In each of the above cases, completing the course requirements includes attendance in class according to the generally imposed policy of the course faculty member consistent with Academic Regulation 1.

(c) In each of the above cases, the student's permanent record shall reflect both the original failing grade and the grade subsequently earned.

#### **4.6 Pass/C-/D+/D/F Option**

Upper level students (i.e., a student who has completed the first year and is eligible to take elective courses at the law school) may choose to take up to 2 elective courses (for a maximum of up to 8 semester credit hours) on a Pass/C-/D+/D/F (P/C-/D+/D/F) basis. This does not include courses offered only on a pass/fail basis - e.g., externships, Law Review, Journal, short course Trial Advocacy.

(a) A student may only take one course on a P/C-/D+/D/F basis at a time. This does not, however, preclude a student from taking an externship or other course only offered on a pass/fail basis and a P/C-/D+/D/F elective at the same time. No course required for graduation can be taken on a P/C-/D+/D/F basis.

(b) Consequently, the core curriculum (including Constitutional Law), Evidence and Legal Profession cannot be taken on this basis. A student may not exercise this option the first time the student takes a course that satisfies a specific graduation requirement. If a student subsequently takes another course that satisfies the same requirement, that second elective can be taken on the P/C-/D+/D/F basis. A student who takes two courses satisfying the same graduation requirement in the same term (e.g., Administrative Law and Environmental Law, both of which satisfy the administrative law requirement), may elect (if in accord with all parts of this Regulation) which course, if either, the student wishes to take on the P/C-/D+/D/F basis.

(c) Students may not take clinics on a P/C-/D+/D/F basis.

(d) Up to, but no later than, the last day of class in a given semester, as to courses for which the P/C-/D+/D/F Option is available, a student may elect to either:

1. retain the grade earned, in which case the student need take no action, or

2. exercise the P/C-/D+/D/F Option, as limited by Academic Regulation 4.6(a)-(d) above, by providing written notice of the election to the College of Law Records Officer on a form downloaded from the College of Law's website at <https://www.law.csuohio.edu/currentstudents/resources/forms>.

NOTE: Students entering before Fall 2017 may make the election described in 4.6(d) within two weeks after the College of Law posts a notice that all grades for the term have been received by the College of Law Records Officer.

(e) Faculty members will not know who is taking the class on the P/C-/D+/D/F basis. All students shall be required to satisfy all course requirements; faculty members shall submit letter grades for all students in the class. The College of Law Records Officer will submit the appropriate grade based on the letter grade submitted by the faculty member. Upon timely election by the student, a "P" grade will be substituted for the posted letter grade. However, a student must earn a "C" or better in the course to receive a "P." A student earning a "P" in a course will receive credit toward graduation for the course, but the grade of "P" will not be calculated into the student's gpa. A student who receives a C-, D+, D, or F in the course will have that letter grade on their transcript and the grade will be calculated into the gpa.

(f) A student may petition the Academic Standards Committee to allow for the exercise or revocation of the P/C-/D+/D/F Option after the deadline in Academic Regulation 4.6(d) has passed only if the student satisfies the criteria set forth in 4.6(f)(1), (2), or (3) below.

1. The student establishes by clear and convincing evidence that there has been a computational or clerical error that directly affected his or her final course grade for the course for which the student seeks to exercise or revoke the P/C-/D+/D/F Option, and the student petitions for relief within two weeks of the student being notified of the computational or clerical error; or

2. The student establishes by clear and convincing evidence that he or she did not receive a

final course grade for the course for which the student wishes to exercise or revoke the P/C-/D+/D/F Option until one or more days after the College of Law's posting of the notice referenced in 4.6(d), above, and the student petitions for relief within two weeks of the student being notified of his or her final course grade; or

3. The student petitions to exercise or revoke the P/C-/D+/D/F Option for a course for which the grade of "Incomplete" was initially awarded, and the student petitions for relief within two weeks of the student being notified of his or her final letter grade in the course.

(g) A student may petition to exercise or revoke the P/C-/D+/D/F Option retroactively for a course because of a grade outcome in a different course if the student can demonstrate by clear and convincing evidence that there has been a computational or clerical error that directly affected his or her final course grade in that different course, and the student petitions for relief within two weeks of the student being notified of the computational or clerical error.

#### **4.7 Academic Support Assistance**

(a) Following completion of the first semester, the most academically at-risk students (as determined by first semester GPA and in consultation with the academic support team) will be assigned to a designated section of a 1L course in the student's second semester. This designated section will cover the standard curriculum and will also include intensive feedback on legal analysis, writing, and exam taking.

(b) Following the completion of two full semesters, any student with a cumulative GPA below 2.50 will be required to meet with the Director of Academic Support, or a designated representative, to develop an individualized study plan. Failure to comply with the requirements of the individualized study plan may result in the student being barred from registering from courses in the next registration period. The decision regarding whether the student has complied with the requirements of the individualized study plan will be made by the Director of Academic Support. That decision may be appealed upon petition to the full faculty.

(c) Following the completion of two semesters, any student with a cumulative GPA below 2.5 shall enroll in Legal Methods, Strategies, and Tactics (L520) in the Fall of the student's third semester.

#### **4.8 Interdisciplinary Courses**

Any student who is eligible to register for elective

courses may be authorized to elect for credit, in fulfillment of the Juris Doctor degree requirements, up to two courses for not more than a total of eight semester credit hours of graduate level courses of the University. Such prior authorization shall be granted by the Dean whenever it is demonstrated that a course outside the College of Law will add to a student's legal education or aid in his or her future practice, provided that, if there is a question as to the application of the above standards in a particular case, the petition may be referred to an appropriate faculty committee for recommendation. The law student must be officially graded in such course on a graded basis and only courses completed with a grade of C or better will count toward the degree. The grade earned in such course will not be included in calculation of the student's grade point average. Notwithstanding the above, students enrolled in a joint degree program with the Cleveland State University College of Business Administration or with the Maxine Goodman Levin College of Urban Affairs are subject to the course and credit allowances established for the applicable program.

#### **4.9 Clinical and Externship Courses**

Any student may earn credit in clinical legal education courses without limitation as to the number of separate clinic or externship courses completed, except that no student may be enrolled in more than one such course in any term. Whenever applications for any clinical legal education course exceed the number of places available for such course, students who have never enrolled for a clinical course shall be given enrollment priority over students who have already completed one or more such course. Likewise, whenever applications for any externship course exceed the number of places available for such course, students who have never enrolled for an externship course shall be given enrollment priority over students who have already completed one or more such course. (See Academic Regulation 4.3 as to the total number of clinical and externship hours permitted)

#### **4.10 Bar Preparation Course**

As permitted by the American Bar Association, a student may receive credit toward juris doctor degree requirements for a course offered by the College of Law designed as preparation for a bar examination but no such course may be required for graduation.

#### **4.11 Distance Learning**

J.D. students may not count more than 30 credits earned in Distance Courses (see below) toward the J.D. Degree. No J.D. student may be taking a Distance Course until that student has completed 29 credits hours toward the J.D. degree.

For purposes of regulation 4.11, a Distance Course is one in which students are separated from the faculty member or each other for more than one-third of the instruction and the instruction involves the use of technology.

## **5. Dismissal, Post-Dismisal Petitions, and Readmission:**

This Academic Regulation applies to students who enrolled at the law school in Summer 2002 and thereafter, or, in the case of 5.1 (b), for students who enrolled in the law school in Summer of 2015 and thereafter.

[Copies of the former regulations addressing dismissal, probation and readmission for students who began law school prior to Summer 2002, Academic Regulations 5 and 6, can be obtained from the Office of the Dean.]

### **5.1 Dismissal**

(a) For students enrolling after the Summer of 2016, any student achieving a cumulative GPA below 1.50 upon completion of one full semester, not including summer semesters, shall be dismissed.

(b) For students who enrolled in the law school prior to the Summer of 2015, any student achieving a cumulative Grade Point Average below 2.00 upon completion of two full semesters, not including Summer semesters, shall be dismissed. Any student who falls below a cumulative Grade Point Average of 2.00 in any semester thereafter, including Summer semesters, shall be dismissed.

(c) For students who enroll in the law school in the Summer of 2015 and thereafter, any student achieving a cumulative Grade Point Average below 2.25 upon completion of two full semesters, not including Summer semesters, shall be dismissed. Any student who falls below a cumulative Grade Point Average of 2.25 in any semester thereafter, including Summer semesters, shall be dismissed.

### **5.2 Readmission**

(a) A student who has been dismissed for academic reasons may apply for readmission through the usual admissions process under the jurisdiction of the Admissions Committee. No application for such readmission shall be considered until at least two years has elapsed since the end of the term at which the student was dismissed.

(b) If the student is readmitted, the student's previous law school record shall be attached to his or her

transcript, but shall be given no other effect.

**Note:** A student who is dismissed pursuant to Academic Regulation 5.1 shall be deregistered from courses in which he or she enrolled in a subsequent term and tuition will be refunded at 100%. If, however, the student petitions the Academic Standards Committee pursuant to Regulation 5.3(a)2, 5.3(a)3, or 5.3(a)4, seeking a one-semester probationary period, deregistration shall be deferred pending the committee's decision. If the petition is granted the deregistration shall be cancelled. If the student's cumulative grade point average is not raised to the required level by the end of the probationary semester, based only upon the grades received in the probationary semester, the student shall be dismissed. When a student is enrolled in summer courses prior to the probationary semester, grades for any summer courses taken prior to the probationary semester shall be submitted to the Student Records Administrator but shall carry the grade of "Incomplete" until the end of the probationary semester. If a student succeeds in raising his or her cumulative grade point average to the required level by the end of a fall semester probationary period, grades received in courses taken during the preceding summer semester, for which a grade of "Incomplete" was entered, shall now be calculated as part of the student's cumulative grade point average. If the inclusion of those summer grades shall again bring the student's cumulative grade point average below the required level, the student shall be dismissed. Students assume the risk of dismissal and deregistration pursuant to these regulations. If, in such a case, the student has received loan funds for the subsequent term, the student may be liable for the immediate repayment of any loan refund received for living expenses for the term. In addition, a student becomes ineligible for work-study employment as of the effective date of a student's academic dismissal from the College of Law. Students with questions should contact the College of Law Financial Aid officer or the Associate Dean.

### **5.3 Petitions to the Academic Standards Committee — Readmission and Probation**

(a) The Academic Standards Committee shall have jurisdiction to hear petitions as to:

1. Reducing the two-year waiting period for application for readmission set forth in Academic Regulation 5.2 to a period of no less than one year. Any reduction approved under this Academic Regulation has no other effect upon the application for readmission.

2. Allowing students who are academically dismissed in accord with Academic Regulation 5.1 (a) to seek a one-semester Probationary period provided

that the student's cumulative grade point average is 1.30 or higher.

3. Allowing students who are academically dismissed in accord with Academic Regulation 5.1(b) to seek a one-semester Probationary period provided that the student's cumulative grade point average is 1.80 or higher.

4. Allowing students who are academically dismissed in accord with Academic Regulation 5.1(c) to seek a one-semester Probationary period provided that the student's cumulative grade point average is 2.00 or higher.

(b) Except for the right to seek a probationary period under Academic Regulation 5.3(a), the dismissal of any student for failure to achieve the requisite cumulative grade point average is not subject to petition to the Academic Standards Committee.

(c) Petitions seeking relief pursuant to Academic Regulation 5.3(a)(2) – (4) shall be granted only upon a showing that

(1) the student experienced substantial hardship caused by extraordinary and unforeseeable circumstances, (2) the factors that contributed to the student's insufficient academic performance no longer exist, and (3) there is a reasonable likelihood that the student will attain the requisite cumulative grade point at the end of the Probationary period. (2.0 for students who enrolled prior to the Summer of 2015 and 2.25 for students who enroll in the Summer of 2015 or thereafter).

(d) Petitions seeking relief pursuant to Academic Regulation 5.3(a)(1) will be granted only upon a showing that the factors specified in Academic Regulations 5.3(c)(1) and (2) have been met.

(e) A rebuttable presumption shall exist to the effect that the rules in Academic Regulation 5 apply in all particulars to the petitioning student. The burden is on the petitioning student to show by clear and convincing evidence that the faculty could not have reasonably intended these rules to apply to the petitioning student's circumstances.

(f) Because of the relief available to the student to withdraw from courses under Academic Regulation 3, issues of health, family situation or employment demands upon the student shall not normally be considered as substantial hardship.

(g) The Academic Standards Committee may not extend relief beyond granting a one semester probationary period to commence with either the Fall or Spring semester.

(h) A student who receives notice of academic dismissal during any term, including a Summer term, in which the student is enrolled for any courses, will be deregistered from those courses in accord with the procedures set forth in the Note to Academic Regulation 5.2 (b). If qualified, the student may petition for a one semester probationary period to commence the following semester, excluding any Summer, pursuant to Academic Regulation 5.3(a)(2) – (4).

(i) The right to petition for a probationary semester set forth in Academic Regulation 5.3(a) may be exercised only once. If a student fails to attain a cumulative grade point average of at least 2.0 (2.25 for students who enroll in the Summer of 2015 or thereafter) by the end of the Probationary semester or if the student's cumulative grade point average falls below 2.0 (2.25 for students who enroll in the Summer of 2015 or thereafter) in any subsequent semester, the student shall be dismissed. That dismissal is not subject to petition to the Academic Standards Committee.

#### **5.4 Right of Appeal to the Faculty**

Nothing in Academic Regulation 5-5.3 limits the right of a student to appeal to the faculty pursuant to Academic Regulation 9. Pending the outcome of any appeal, the student's dismissal remains in effect.

#### **6. Credit for Work Completed at Other Approved Law Schools**

##### **6.1 Transfer Students: Advanced Standing**

(a) A candidate for admission as a transfer student with advanced standing must have received a Bachelor of Arts degree from an approved college before entering the law school from which he or she seeks to transfer. Such law school must usually be a member of the Association of American Law Schools (AALS). However, in some cases transfer students may be accepted from law schools that, while not members of the AALS, are approved by the American Bar Association.

(b) 1. A candidate for admission as a transfer student with advanced standing may be considered for admission only if the candidate is presently eligible to return to the law school in which he or she is enrolled as a student in good standing.

2. Students who have been dismissed from other law schools shall not be admitted as transfer students. In rare and exceptional cases, such students may be considered for admission pursuant to Academic Regulation 6.2.

(c) Any student who has previously attended another law school, whether or not seeking advanced standing, must: (1) obtain certification from the Dean of the former law school that he or she is in good standing and eligible for further instruction except as specified in Academic Regulation 6.1(b)2; (2) submit an official transcript of all work completed at the previous law school; (3) submit a timely Application for Admission with application fee; and (4) submit a complete transcript of his or her undergraduate and prior graduate academic record and LSAT score report through the Law School Data Assembly Service.

(d) Transfer students are eligible for admission to the College of Law normally in the fall term of their second year. Students who decline to attend after being admitted in one year must reapply if they wish to be considered for admission in subsequent years. A candidate for admission as a transfer student need not have completed a full academic year at another institution, but must have received final grades in some courses. Transfer students will receive no credit for incomplete courses or completion of any portion of a continuing course at the school in which they originally enrolled, and may not enroll for any continuing course in the College of Law which course began in any term prior to the student's registration here.

(e) A transfer student must complete at least 60 semester hours in residence at this College of Law to be eligible for the J.D. degree.

(f) Transfer students shall be admitted with advanced standing to the extent that all previous law school credit earned in completed courses with grades of 2.0 grade point and above (or the equivalent) on the College's Grading Scale will be counted in satisfaction of this College's credit hour requirements. However, such credit will not be included in calculating the student's cumulative grade point average at this College. Decisions will be made by the Dean on an individual basis, subject to student appeal or decanal referral to the Academic Standards Committee, as to the extent to which the completion of particular courses at other law schools with grades of 2.0 or the equivalent or better will be counted in fulfillment of particular course or hour requirements at this College. Previous law school credit earned with grades lower than 2.0 (or its equivalent) will not be counted in satisfaction of either this College's total credit hour requirements or any of its particular course requirements.

(g) Any transfer student who arrives at Cleveland-Marshall having completed only one semester of a two-

semester course that is here taught as a one-semester course (i.e., Torts, Contracts, Civil Procedure and Property) must enroll in and complete Cleveland-Marshall's one-semester version of that course. The student shall not lose any credit hours previously awarded for successful completion of the first semester of a two-semester course that is taught here as a one-semester course.

## **6.2 Admission of Students After Dismissal from Other Law Schools**

(a) Only in rare and exceptional cases and for compelling reasons may a student who has been dismissed from another law school for academic reasons be considered for admission to this College, and then only with the status of a beginning first-year student. No application for such admission shall be considered until at least two years has elapsed since notice of dismissal from the prior law school.

(b) The applicant must show that the failure to achieve good academic standing at the prior law school was not due to lack of ability and that such difficulties as appear to have been the cause of the unsatisfactory performance have been removed. Supporting documents must include a letter from the Dean of the prior law school, setting forth all pertinent information, his or her opinion as to whether the applicant should be admitted, and under what conditions the applicant could be readmitted to the prior law school.

(c) If admitted, the student's previous law school record shall be attached to his or her transcript, but shall be given no other effect.

## **6.3 Transient Students**

(a) Degree candidates from other approved law schools may be admitted as transient students at the commencement of any term, but will not be permitted to enroll for more than two terms, including a summer term, except under compelling circumstances and with the prior approval of the Admissions Committee and the Dean of the student's own school. All such applicants must be in good academic standing at their own law school and must submit an authorization, in writing, from the Dean of such law school specifying: (1) that the student is in good academic standing; (2) that the courses are approved for study; and (3) that the applicant will receive credit for all courses successfully completed. In addition, such applicants must complete an application for admission and may be asked to provide transcripts and law school admission test scores.

(b) Transient students are admitted on a space available basis and upon evidence of satisfactory

completion of course prerequisites or other evidence of ability to handle course requirements. Admission as a transient student is limited to the particular course(s) and term(s) for which the admission is expressly granted.

(c) A transient student will not be accepted as a Juris Doctor degree candidate except under the most compelling reasons and unless, as of the time the student enrolled here as a transient student, he or she has met all criteria for admission as a transfer student and has completed all courses at this College with a grade of "C" or better.

#### **6.4 Credit for Courses Taken Elsewhere by Currently Enrolled Students**

(a) Any student who is eligible to register for elective courses may submit a written request to the Dean seeking permission to elect for credit, in fulfillment of the Juris Doctor degree requirements, not more than 30 credit hours of courses at approved law schools other than the Cleveland-Marshall College of Law. The request must be submitted and considered in advance upon a showing of good cause.

Examples of good cause include: (1) the student or the student's spouse is transferring to another city for employment purposes; (2) the student wants to take a course or courses that are not available at this law school; or (3) the student resides in a community beyond commuting distance from Cleveland during the summer and wants to take a summer term course at a law school in that community.

(b) Credit in satisfaction of the College's credit hour requirements will be given for each such course completed with a grade of 2.0 (on a 4.0 scale) or the equivalent or better. Such credit will not be included in calculating the student's cumulative grade point average at this college of law.

### **7. Procedures of the Academic Standards Committee**

#### **7.1 Procedures to be Observed**

The procedures to be substantially observed by the Academic Standards Committee of the College of Law (or any other Committee thereof which in specific instances may be appointed by the Dean to perform the functions customarily performed by the Academic Standards Committee) shall be as hereinafter are set forth. Minor deviations from these procedures shall not invalidate the actions and decisions of the Committee so long as they do not result in substantial prejudice to any person affected by any such action or decision. The rule

of harmless error applies to the Committee's hearings, deliberations and decisions. The Faculty of the College of Law shall determine whether such error has occurred and whether substantial justice has been done.

#### **7.2 Jurisdiction**

The jurisdiction of the Academic Standards Committee shall include all matters assigned to the Committee by the Academic Regulations, matters within the authority of the Dean and referred to the Committee by the Dean for adjudication or advice, and all other matters specially referred to the Committee by the faculty.

#### **7.3 Finality of Decision**

(a) Except as elsewhere specifically provided by regulations duly adopted by the Faculty and except for the right of persons who deem themselves improperly prejudiced by a ruling to appeal to the full faculty, any determination or adjudication of the Academic Standards Committee shall be final.

(b) A student petitioner who has been advised of a decision of the Academic Standards Committee regarding his or her petition has no right to reconsideration of that decision. Petitions for reconsideration will be heard, in the discretion of the Committee, only where the student petitioner provides relevant new and potentially dispositive information to the Committee that was not available to the student when the original petition was heard.

#### **7.4 Authority to Call Meetings**

Meetings of the Academic Standards Committee may be called by the Dean, the Chair of the Committee, or any three other members of the Committee. At least forty-eight hours advance notice of such meeting shall be given to each member and to any person with respect to whom or to whose conduct the Committee shall be competent to adjudicate. Any faculty member affected by a student petition shall be provided with a copy of such petition at least forty-eight hours prior to any meeting in which such petition shall be heard. Any person with respect to whose conduct the Committee is required to make a decision, ruling or adjudication may waive the requirement of notice herein provided.

#### **7.5 Quorum**

A quorum of the members of the Committee from time to time appointed by the Dean to serve thereon shall consist of a majority thereof. A lesser number shall have power, by majority vote of those present, to adjourn meetings of the Committee consistent with Academic Regulation 7.13, or, with the consent of any person whose conduct or complaint has been referred to the Committee, to proceed to hear and adjudicate the matter before it.

### **7.6 Majority Decision Required**

Except as provided in Rule 7.5 above all final rulings, decisions and adjudications of the Committee shall be by a majority of the members present.

### **7.7 Power to Amend or Revoke Rules of Procedure**

The Committee by a majority vote of all members present may from time to time make, amend and abolish rules of procedure for its hearings, deliberations and actions which are not inconsistent with these Academic Regulations.

### **7.8 Chair**

The Chair of the Committee shall preside at all meetings thereof; when for any reason the Chair is absent from a meeting, the faculty member thereof senior in rank and length of tenure at this law school who is present at such meeting shall preside.

### **7.9 In Camera Proceedings and Exceptions**

(a) Meetings of the Committee shall be in camera except that there may be present at such meetings: (1) witnesses to any matter or event which the Committee is charged to hear; (2) counsel for any person whose conduct is being heard or adjudicated by the Committee; (3) other persons when requested by any person whose conduct is being heard or adjudicated by the Committee.

(b) All deliberations of the Committee after it has concluded its investigation shall be in camera.

### **7.10 Testimony Safeguards**

Testimony before the Committee may be required to be under oath or upon the professional honor of the person giving evidence as the Committee shall determine in each case.

### **7.11 Right to Record Testimony**

The Committee or any person whose conduct or complaint is being heard by the committee may cause such testimony to be recorded by mechanical means or by a qualified stenotypist or shorthand reporter. Such person shall be considered within the exceptions set forth in Rule 7.9(a). The transcript of such testimony shall not be made public except upon order of the Dean or the person whose conduct or complaint was the matter being heard by the Committee, or upon the order of a Court. The cost of such taking of testimony and its transcription when required by the person whose complaint or conduct is being heard by the Committee shall be borne by such person or persons.

### **7.12 Recusal, Peremptory Challenge, and Challenge for Cause**

(a) No member of the Committee directly concerned in the matter under consideration by the Committee shall participate in the deliberation or vote except with the consent of the person whose consideration or complaint is the matter under investigation.

(b) Any person(s) whose conduct or complaint is a matter before the Committee may challenge one member of the Committee peremptorily and any member(s) for cause. The Committee (except for the member(s) challenged for cause) shall vote upon such challenge(s) and shall by majority vote allow or disallow said challenge(s). Only one challenge for cause may be considered at any one time. In the event of disqualification of a member for any reason, the hearing may continue if a quorum remains. If a quorum is lacking, the Chair shall report the matter to the Dean for appointment of a replacement or replacements unless a quorum is waived as set forth in Academic Regulation 7.5.

(c) In the event that the conduct of two or more persons shall be the subject of simultaneous consideration by the Committee, each shall be entitled to one peremptory challenge and any number of challenges for cause.

### **7.13 Adjournment**

The Committee by a majority vote of those members present at any meeting may adjourn its hearings or deliberations from time to time and to the extent practicable shall give notice thereof to all persons concerned with the matter before the Committee. No formal notice other than the fact of such adjournment shall be required with respect to any person who was present in the Committee's meeting when such adjournment was announced.

### **7.14 Notice of Decision**

(a) Results of the Committee's rulings, deliberations or decisions shall be disclosed by its Chair to the Dean for promulgation or other appropriate action and shall not be disclosed to any person other than the Dean until after the Dean has received and acted upon the ruling, decision, or adjudication of the Committee, except that the Chair or a Committee member appointed by the Chair may immediately notify the person or persons involved and shall, within a reasonable period of time, notify the student in writing.

(b) Notwithstanding sub-paragraph (a) of this Academic Regulation, the Assistant Dean for Career



and Student Services is authorized to forward copies of the Minutes reflecting Committee decisions to the Petitioner and

1. Appropriate members of the College of Law and University as necessary to effectuate the decision set forth in those Minutes,

2. Any faculty member whose decision was challenged by the Petition or who opposed or supported the Petition, and

3. The Chairperson of the Academic Standards Committee.

## **8. Waiver of Academic Regulations**

### **8.1 Prohibition**

Individual members of the faculty may not waive any of these regulations.

### **8.2 Exception**

Except for regulations with respect to the timeliness of the filing of a petition for relief and regulations specifically permitted by their terms to be waived, the Academic Standards Committee shall not waive any of these regulations.

## **9. Appeals to the Faculty**

### **9.1 General Provisions**

(a) Appeals from decisions of a faculty committee will be considered by the faculty only upon affirmative vote by a two-thirds majority of the faculty voting on whether to hear any such appeal.

(b) Appeals to the Faculty from decisions of a faculty committee, in cases subject to such appeal, shall not involve de novo consideration of the petition in question, but shall be limited to the question of whether there was reasonable basis for the Committee decision being appealed. Such appeals will be considered by the faculty primarily on the basis of a written appeal coupled with the report and recommendation of the Committee.

(c) In matters involving dismissal, readmission, or grade disputes, the student petitioner may be permitted, in the discretion of the faculty as determined by a majority vote of those present and voting, to appear in person and with or without counsel before the full faculty to present his or her case as to either the finding, decision or penalty involved. In all other cases the petitioner may be permitted to appear in person to make a brief oral statement and answer questions. If the student petitioner appears before the faculty, members of the faculty have the right to examine him or her on

the subject matter of the appeal.

(d) All such appeals to the faculty shall be instituted by the filing of a written notice of appeal addressed to the faculty. Such written petition shall be filed with the Dean. Such notice must be filed within thirty (30) days of the mailing of the decision of the Committee or such other communication of the decision as is appropriate.

## **9.2 Grade Disputes**

The decision of the full faculty shall be limited to the following:

(a) To affirm the decision of the Academic Standards Committee; or

(b) If the full faculty decides that the recommendation of the Academic Standards Committee was unreasonable, to let the disputed grade stand, or replace it with a "P" or "W" grade.

## **10. Notice and Amendment of Academic Regulations**

### **10.1 Notice**

All students are required and assumed to know the contents of all notices and bulletins posted by the College of Law. All students are required and assumed to know the contents of the current Academic Regulations applicable to them based on the date they enrolled in the College of Law, the current Academic Regulations, and the Cleveland-Marshall College of Law Student Handbook.

### **10.2 Amendment**

The foregoing academic regulations are subject to change at any time upon the posting of notice thereof or upon the subsequent revision and reissue of the Academic Regulations and the Handbook. The foregoing are the Academic Regulations of the Cleveland-Marshall College of Law in force and effect at the beginning of the 2020-2021 academic year. These regulations are presumed to apply to all students enrolled in the College of Law, but any student who first enrolled before Fall 2020 and can show that substantial hardship is imposed by an application of these regulations may petition the Academic Standards Committee for relief as provided for in the Academic Regulations in effect at the time they commenced their law studies or anytime thereafter. All students are required and assumed to know the contents of the current Academic Regulations and College of Law Student Handbook.

# The Cleveland-Marshall College of Law Honor Code

## **Preface**

The Cleveland-Marshall Law School Honor Code is intended to serve three purposes. First, as the Ohio Code of Professional Responsibility requires attorneys to maintain the integrity and competence of the legal profession, the Honor Code similarly requires law students to maintain the integrity and competence of those who seek to become attorneys. Second, the Honor Code establishes rules and guidelines to define what conduct is proper and what is outside the bounds of propriety in the Law School community. All students are obligated to make themselves familiar with the provisions of the Code and to seek help from the appropriate instructor or administrator if they have questions about the Code. Ignorance of the provisions of the Code will not be a defense to a claimed violation.

Third, the Honor Code demonstrates the commitment of the faculty and staff of the Law School to assuring high standards of ethical and professional conduct. Claims of violations of the Code will be taken seriously and handled expeditiously. Students who report possible violations will be treated with respect. Students who are charged with violating the Code will be afforded fair procedures for contesting the charges.

The procedures and penalties in this Code apply to cases involving alleged violations of the Honor Code Rules. The Code does not preempt other bodies established by the University or the College of Law from dealing with matters other than those set forth in the Honor Code Rules. Misconduct not subject to this code is subject to disciplinary action by the Dean's office or other bodies within the Law School or by the University. In particular, this Code does not preempt the authority of the Academic Standards Committee to make determinations in cases involving grade disputes and academic standing.

All members of the Law School community are obliged to report cases of suspected violations of the Honor Code to the Honor Council. Members of the Law School community are also obligated upon request of the Honor Code Committee to appear at hearings conducted by the Honor Council.

Upon obtaining information that gives an instructor reasonable grounds for believing that a violation of the Honor Code has occurred, the instructor shall report the matter to the Honor Council. The instructor is not authorized to resolve the matter by imposing a penalty on the student.

To interpret and apply the Honor Code effectively, faculty cooperation is essential. Faculty shall attempt to

minimize misunderstanding in all assignments. Examination regulations shall be clearly explained on

the examination document. Faculty shall endeavor to avoid ambiguity by stating clearly their policies and procedures concerning grading, daily assignments, class attendance, acceptable and prohibited materials, and acceptable levels of collaboration.

These rules assume that, in the absence of instructions to the contrary, students are invited to meet in groups to discuss class reading assignments and to study for written examinations. Unless instructed otherwise, students are expected to prepare written work individually using published research materials such as cases, law review articles, and other treatises on the law.

## **Definitions**

**Presiding Officer** – The Chairperson, Vice-Chairperson of the Honor Council or the person that has been designated by the Dean to act in the place of the Chairperson, Vice-Chairperson.

**Probable Cause** - Whether there is a reasonable basis for proceeding with the investigation.

## **Rules**

These rules describe conduct covered by the Cleveland-Marshall Law School Honor Code. Under many of the rules are specific examples of conduct covered by the rule. The specific examples are not intended to be exhaustive statements of the limits of the rule; they are meant to be descriptive of the purpose and intent of the rule.

## **I. Examinations**

A student shall not cheat or take unfair advantage of other students while taking an examination.

Cheating includes giving assistance to or receiving assistance from another person while taking an examination.

Cheating includes using any documents, materials or electronic devices for assistance while taking an examination other than those that are authorized by the instructor.

Copying or retaining any examination questions except as authorized by the instructor is a violation of this rule. Copying of examination questions placed on library reserve is permitted.

Commencing an examination before the stipulated starting time or working on an examination after the ending time specified by the instructor or proctor is a

violation of this rule.

Violating any other reasonable regulation established by the instructor for the taking of the examination is a violation of this rule.

## **II. Plagiarism**

A student is prohibited from plagiarizing. Plagiarism is defined broadly as copying and representing as one's own the works of another in whole or in part regardless of whether such work is copyrighted; using the ideas of another without proper attribution; or any other effort to pass off the works of another, in whole or in part, as the work of the student.

Plagiarism includes using information, ideas, quotations or opinions that are not the student's without identifying the source. Students must use quotations when using the words of another and give credit to the source from which the words are drawn. Students must give credit for the material, ideas, or opinions drawn from others when restated in the students' own words. Paraphrasing, defined as presenting as one's own the words of another with minor modifications, is a violation of this rule.

Submitting a written paper as the sole work of the student when others have shared in preparation of the written work is a violation of this rule. Any written work that is the joint effort of more than one author shall bear the names or identification numbers of all persons who shared in the preparation of the work.

Authorization by an instructor for students to discuss an assignment with others shall not by itself be deemed to be authorization to prepare the written work jointly.

## **III. Unauthorized Assistance**

Knowingly providing unauthorized assistance to a student who is preparing written work, taking an examination, or doing a class assignment is prohibited.

## **IV. Misuse of Prior Work**

A student shall not submit work for credit in a course when that work has been or will be used for credit in another course unless the student has obtained express permission to do so from the instructor.

## **V. Compromising Anonymous Grading**

A student who is submitting work that will be graded anonymously shall not take any action for the purpose of revealing or suggesting the identity of the student as the author of the work.

## **VI. Misuse of Law Library and Other Law School Books, Materials and Equipment**

A student shall not steal, deface, destroy, or otherwise misuse law library and other law school books, materials or equipment.

It is a violation of this rule for a student to hide or otherwise make law school materials unavailable to other students in order to put others at a disadvantage in performing a law school assignment.

It is a violation of this rule for a student to use a law school computer or a research terminal for work undertaken in the course of outside employment or for other non-law school purposes.

## **VII. Falsifying Documents**

A student or applicant for admission or readmission shall not knowingly alter or falsify any documents or materials relating to the Law School including application and financial aid papers, transcripts, bar admission papers, resumes, or job application forms.

## **VIII. Unauthorized Recording**

No student shall install or use any device for listening to, observing, recording, photographing, transmitting, or broadcasting any meetings or conversations among members of the Law School community not open to the public without express consent of all persons involved. This provision does not apply to classes, which remain subject to the individual rules of each instructor.

## **IX. Interference with the Educational Process**

The orderly pursuit of legal knowledge is the primary mission of the Law College. Accordingly,

**A.** No student shall make any threat of physical harm or engage in intimidating conduct with the intent to prevent or materially to hinder: (1) a student from pursuing an education in the College of Law; (2) a faculty member from teaching, engaging in research, or performing institutional duties; or (3) a staff member from performing institutional duties.

**B.** No student shall steal, deface, hide, or otherwise sabotage another student's books, notes, outlines, papers, or other work products or material.

**C.** No student shall intentionally:

- (1) give information that is materially false or misleading or contains a material omission to; or
- (2) otherwise materially deceive a faculty member, a member of the law school administration, or a law school committee.

## **Honor Council Procedures**

### **I. Selection of Council Members**

The Honor Council shall consist of eight members: four faculty, three students, and one administrator.

The Dean shall appoint the faculty members and designate one member to serve as the chair and another to serve as vice chair. During the initial

selection, two faculty members shall be appointed for two-year terms, and two shall be appointed for a one-year term. Thereafter, appointments shall be for two-year terms.

The Dean shall select student members upon recommendation of the Student Bar Association (SBA). The SBA shall recommend at least five upper level students from whom the Dean shall select three to serve. The other students shall be available to serve as interim members should one of the students have a conflict of interest or otherwise be unable to serve in an individual case. Students shall be appointed for one-year terms. If the SBA fails to recommend students to serve on the Council, the Dean is authorized to appoint the student members at the Dean's discretion.

The administrative member shall be appointed by the Dean.

If a member of the Council has a conflict in any case, either because the member is a witness, party, or complainant, or the member is otherwise unable to render a disinterested decision, the member shall recuse himself or herself and an interim member shall be appointed for that case. The Dean shall appoint a faculty member to replace a faculty member, a member of the administration to replace the administrator and a student, from the list of students previously recommended by the SBA, to replace a student member when necessary. If no student on the list is eligible to serve, the Dean shall select an upper level student to serve on the committee.

## **II. Prehearing Procedures**

Whenever the Dean, or designated administrative officer is informed that a suspected violation of the Honor Code has occurred, that person shall first make a determination as to whether a probable cause investigation is warranted by conducting a preliminary interview with the complainant and/or accused.

Any complaint of a suspected violation which is brought to the attention of the Dean or designated administrative officer after the spring or fall semester following the semester in which the suspected violation is discovered shall be deemed untimely and shall not be investigated. When meeting with the accused, the student shall be fully informed of his or her rights including the right to retain counsel if there is a full investigation.

Any person having direct knowledge or information concerning a suspected violation of the Honor Code shall report the matter to the designated administrative officer within a reasonable time, after the alleged violation has been discovered.

Within fifteen (15) business days of the report of a suspected violation, the person to whom the report is made shall make a preliminary determination on the

facts alleged by the reporting party, whether to proceed with a probable cause investigation.

When an alleged violation of the Honor Code is reported to the Council, a file shall be opened and all documents, records and statements regarding the alleged violation shall be maintained in the file. The administrative member of the Council shall be responsible for maintaining the case files. The files shall be confidential. Prior to a decision by the Honor Council access shall be limited to members of the Council during the time that they are investigating or considering a particular case. If an accused is found to have violated the Honor Code and an appeal is taken, the file may be viewed by any person who is authorized to participate in a determination of the appeal. After an alleged violation has been finally determined, access to the file shall be limited to administrators of the Law School who need information in the file for necessary administrative purposes such as determining the status of the student or deciding whether to recommend the student for admission to the bar.

If there is a determination that a probable cause investigation should be conducted, the administrative member of the Council shall notify the student that an investigation is taking place. The notice of a pending prosecution may include a brief statement of the nature of the charge, if known by the investigators.

The Honor Council Chair shall assign a team of investigators to the case no later than 10 business days, after the decision to investigate has been made. The team shall consist of one faculty member and one student member from the list of students previously recommended by the SBA to serve along with the administrator as investigators of the alleged violation. The rest of the members of the Honor Council shall serve as the Hearing Board for that case. When the chair serves as an investigator, the vice chair shall serve as the chair in all subsequent proceedings related to that case.

The investigators shall gather information about the alleged violation, obtain statements when appropriate, determine if there is sufficient information in support of the alleged violation to justify pursuing the matter and present evidence to the Hearing Board if the case proceeds to a hearing.

If a majority of the investigators determines that there is insufficient information in support of an alleged violation to justify pursuing the matter, the investigators shall inform the chair and the case shall be closed. The matter may be reopened if additional or related charges are reported to the Honor Council, or if additional information is presented to the investigators. The student will be so informed.

When the investigating team concludes its probable cause inquiry, the designated administrative officer

shall meet with the student and informally present the findings of the probable cause investigation.

A. If the accused admits the charges during this interview:

- (1) The administrative officer will consult with the chair of the Honor Council about the range of sanctions, and the proposed sanction(s) in the case.
- (2) If the Honor Council and the accused agree the sanction(s) shall be imposed.
- (3) If the accused admits the violation(s), but does not agree with the sanction(s) the matter shall proceed to a hearing before the Honor Council, for the sole purpose of determining the appropriate penalty.

B. If the accused denies or does not respond to the charge(s) a hearing will be held by the Honor Council.

Upon receipt of notice of a pending prosecution the Chair of the Honor Council shall set a date and time for the hearing on the charges, which shall be no later than 45 days after the decision to prosecute has been made. The accused shall be given at least ten days notice of the hearing.

The presiding officer may conduct a pre-hearing conference with parties to determine issues including the number of witnesses and /or to accept stipulations.

Unless instructed otherwise by the Hearing Board, or presiding officer, investigators shall give a witness list and copies of any statements or exhibits to the accused. This information may be withheld and replaced with a summary if the presiding officer determines that there is reason to believe that the witnesses are likely to be harassed or that the information in the statements is not relevant to the charges. All exculpatory evidence shall be given to the accused.

The prehearing conference and any subsequent hearings in a case shall be recorded on tape. The tape shall be kept with the case file and shall be retained at least until all hearings and appeals of the case have been completed.

### **III. Hearing Procedures**

When a hearing is scheduled, either the accused or the investigators may request the Hearing Board to send a letter asking any person believed to have relevant information about the alleged charge to attend the hearing as a witness. The Hearing Board shall send such letter unless it determines that the witness does not have any relevant information about the matter or that the request is intended for purposes of harassment or delay rather than a fair adjudication of the charges.

Except for statutory privileges, hearings shall not be conducted according to strict rules of courtroom procedure and strict rules of evidence. The Chair of the Hearing Board shall serve as judge and shall rule on

any objections to questions or procedures. The Chair shall take care to assure that all parties have a fair chance to present their case, and that all witnesses are treated with respect. The Vice-Chair shall assume the duties of the Chair when the Chair is not present. The hearing may not be set during any period when classes are not in session without the written permission of the accused.

The accused shall have the right to the assistance of any person including a faculty volunteer or retained counsel.

The presiding officer shall have the right to exclude testimony irrelevant to the charges being prosecuted. Where the substance of the proffered testimony is not in dispute, written summaries may be accepted instead of oral testimony.

An investigator may make a brief opening statement setting forth the alleged violations and the essential facts intended to be established at the hearing. The accused may make a brief responsive statement.

Generally, the investigators shall call witnesses, introduce exhibits and present written statements first and the accused shall present any defense in response. The Hearing Board may modify the timing of the presentation of the case or calling of witnesses to promote efficiency so long as the accused shall not suffer an unfair disadvantage. The Hearing Board may call witnesses in addition to those called by the investigators and the accused when additional information is needed.

The Hearing Board may conduct the initial questioning of each witness while permitting an investigator and the accused to ask additional questions.

Alternatively, the Hearing Board may permit the parties to conduct the initial questioning, and reserve the right to ask questions after the parties complete the examination of each witness. The Chair may disallow questioning that is repetitive, irrelevant, cumulative, or harassing.

Upon completion of the presentation of evidence, an investigator and then the accused may make a brief closing statement.

Upon conclusion of the hearing, the members of the Hearing Board shall meet in closed session. The Hearing Board shall determine whether a violation has been established by clear and convincing evidence and, if so, what penalty should be assessed. Decisions shall be made by majority vote of the members present. The Hearing Board shall prepare a written statement setting forth the reasons for the decision and shall mail a copy to the accused and to the accused's attorney or advisor within ten days of the decision. The Honor Council may establish additional procedures that are consistent with the procedures set forth in these rules.

If an Honor Code investigation or proceeding is

pending and the accused is scheduled to graduate, the student's degree may be withheld until completion of the investigation and/or hearing. The Honor Council shall make every effort in such cases to complete the matter before graduation.

#### **IV. Penalties**

Upon a finding of a violation of this Code by the Hearing Board, the Board shall determine the penalty to be imposed. The Board shall impose only those penalties provided for in this Code. In determining the appropriate penalty, the Board shall consider the nature and seriousness of the offense, the intent or knowledge of the student committing the violation, the truthfulness of the student charged during the course of the disciplinary proceedings and hearings, any prior record of violations by the student and any factors in mitigation presented by or on behalf of the student.

The penalties that may be imposed for violations of the Code are as follows:

- A.** Permanent expulsion from the College of Law;
- B.** Suspension from the College of Law for a determinate period of time, not to exceed four years, subject to such terms and conditions as the Board deems appropriate. The Board may require that application for readmission be approved by the Admissions Committee of the College of Law;
- C.** Partial or total revocation or suspension of scholarships;
- D.** Restriction of access to Law School;
- E.** For violations related to course work, penalties may include:
  - 1.** Assignment of a failing grade;
  - 2.** Change of grade in a course;
  - 3.** Withdrawal of Academic Credit or
  - 4.** Receiving no credit for the work product, with or without the opportunity to repeat the assignment;
  - 5.** Assignment of additional course work or reexamination if the instructor involved agrees;
- F.** Imposition of an order of restitution or community service equivalent to such restitution;
- G.** Probation for a specified period of time, under terms and conditions determined by the Board, including loss of privileges such as the privilege to run for or serve as an officer or member in any student organization;
- H.** Written reprimand.

Except for permanent expulsion and reprimand, the above penalties are not mutually exclusive.

At the close of each academic year the Honor Council may post and/or otherwise publish a summary of its actions for that year which provides, in anonymous fashion, a statement as to each charge brought to the Honor Council, the findings as to that

charge, and the penalty for each violation.

Absent extraordinary circumstances, the penalty for cheating on any examination shall be no less than suspension from the College of Law for one semester. Absent extraordinary circumstances, a subsequent violation of the Code shall result in permanent expulsion from the College of Law.

When the Hearing Board determines that a student has violated the Honor Code and has imposed a penalty, the Board shall distribute its decision as follows:

- A.** In all cases the Board shall place a copy of the decision in the Honor Council case file and shall send a copy of the decision to the student and the student's attorney or advisor;
- B.** In all cases except those in which the penalty is a written reprimand, the Board shall submit a copy of the decision to the Dean of the College of Law and shall submit a copy of the decision to the records officer with instructions to include the decision in the student's file. Where the penalty imposed is permanent expulsion or suspension, the Hearing Board shall also instruct the records officer to include a notation of the action on the student's permanent record card (transcript). Where the penalty is less than permanent expulsion or suspension, the Hearing Board may order that a notation be placed on the student's permanent record card;
- C.** The Hearing Board may also transmit a copy of the written statement to other appropriate persons including an instructor if the misconduct involved a course, the librarian if the misconduct involved misuse of library materials, or another student if the misconduct involved a violation of the rights of the student;

Where the penalty imposed is a written reprimand the Hearing Board may limit the notice of the decision to that provided in subsection A above, or the Board may notify the persons designated to receive notices pursuant to subsections B and C above.

#### **V. Appeals**

The student may appeal a decision of the Honor Council to the faculty as of right. The faculty may take such action as it deems appropriate including affirming the decision of the Honor Council, reversing the decision, or modifying the penalty assessed.

The faculty shall consider an appeal of a decision of the Honor Council in executive session. The appeal shall not be heard de novo, but shall be a review of the decision below based upon information presented to the faculty by the student or by the Honor Council or by information contained in the case file.

The student and the student's advisor or attorney shall have the right to appear at the faculty meeting, to make a brief statement, not to exceed ten minutes in length, in support of the appeal and to answer any questions raised by members of the faculty.

All faculty members, other than the members of the Honor Council, shall have the right to vote on the appeal. Members of the Honor Council may participate in the deliberations of the faculty prior to voting. Decisions of the faculty shall be by majority

The standard for determining whether to vote to affirm, reverse, or modify a decision of the Honor Council should be whether the decision was clearly erroneous. The vote of the faculty on appeal from a decision of the Honor Council shall be final.

If the faculty reverses or modifies a decision of the Honor Council, any information contained on the student's permanent record card or the student file shall be corrected.

#### **VI. Time Limits**

Time limits stated herein that extend beyond the last day of classes during the Fall semester shall begin again with the first day of classes of the following Spring semester. Time limits stated herein that extend beyond the last day of classes during the Spring shall begin again with the first day of classes of the following Fall semester. Alleged violations that occur during the Summer Session will be referred to the Honor Council in the following Fall semester.

Any time limit within this code may be altered for good cause by the chair or vice-chair of the committee.

#### **VII. Emergency Suspensions**

In an extreme, dangerous or unusual circumstance the Dean or Dean's designate may suspend any law student pending an investigation. An emergency suspension may be granted when there is probable cause that the student has engaged and/or will continue to engage in intentional conduct that will:

- A. disrupt or interfere with the operation of a class or the law school;
- B. endanger the physical safety of students, faculty or employees of the law school;
- C. inflict emotional distress on faculty, students or employees of the law school.

Before such suspension takes place the Dean or Dean's designate shall make reasonable efforts to interview the accused. At that interview the student will be told that he/she has the right to retain counsel and/or seek advice from his or her representative for the pending hearing.

The suspension may be imposed without a hearing. A written notice of the suspension and the reasons shall be given within 2 business days after the suspension is imposed. An opportunity for an informal hearing shall be given the student as soon as practicable but no later than four business days after the suspension is imposed. At the informal hearing :

- A. The Chair or Vice Chair will be the hearing officer.
- B. The hearing will be recorded.
- C. The student shall have the right of the assistance of any person, including retained counsel.
- D. The hearing officer may question witnesses who may appear.

Within 24 hours the hearing officer shall make a determination in writing as to whether the suspension should continue. If the hearing officer finds that a return to school would seriously disrupt or interfere with the operation of the law school or a class, or that reinstatement before a full honor code hearing would threaten the safety or well being of students, faculty or employees, the suspension shall continue until complaint proceedings are concluded.

A student suspended under this section shall have the right to an expedited hearing before the Honor Council to be held no later than 10 days after the written findings of the hearing officer.

During the period of suspension the student shall not enter the University campus, except to meet with officials in pre-arranged conference(s) concerning pending procedures.

Should the suspended student be vindicated and as a result of the suspension, classes missed cannot be made up to the satisfaction of the faculty or the absences would violate law school, AALS or ABA rules concerning attendance, such student shall be entitled to a refund for those classes.

#### **VIII. Finality**

Once a final decision has been made by the Honor Council, the matter is concluded and can not be reopened by this committee except for compelling circumstances, a referral from the full faculty, or unless there is new evidence, not reasonably discoverable at the time of the proceedings.

## **C|M|LAW Policy on Student Complaints Implicating ABA Compliance**

### **A. Reporting a Complaint**

Cleveland-Marshall College of Law wishes to hear any student concerns about significant problems that directly implicate the law school's program of legal education and its compliance with the Accreditation Standards of the American Bar Association (ABA). The ABA Accreditation Standards can be accessed [here](http://www.americanbar.org/groups/legal_education/resources/standards.html) ([http://www.americanbar.org/groups/legal\\_education/resources/standards.html](http://www.americanbar.org/groups/legal_education/resources/standards.html)). Any student having such a concern should submit a complaint in writing to the Ombudsman of the Student Bar Association (SBA). The complaint should state the facts that form the basis for the complaint and how the matter implicates the law school's program of legal education and its compliance with the ABA standards. The SBA shall submit the complaint to the Associate Dean of Administration no later than 10 business days after its date of submission by the complainant and shall notify the complainant of the submission. If the complainant has not received notification after 10 business days following submission of the complaint, the complainant may submit the complaint directly to the Associate Dean for Administration. Please see the SBA Complaint Policy which appears below or can be accessed [here](https://www.law.csuohio.edu/currentstudents/complaints) (<https://www.law.csuohio.edu/currentstudents/complaints>).

### **B. Resolving the Complaint**

When a written complaint has been submitted to the Associate Dean of Administration in accordance with Section A, the Associate Dean for Administration shall investigate as soon as possible, but in no event later than 20 business days after the submission of the written complaint to the Associate Dean for Administration. The Associate Dean for Administration shall attempt to resolve the complaint, if possible, within the 20 business day period. If resolution is not possible, the Associate Dean for Administration may refer the matter to the appropriate administrator, administrative body, or an administrative official designated by the Dean (the "Dean's designate").

If referral of the complaint is made as referenced above, the administrator, administrative body or Dean's designate shall attempt to resolve the complaint as soon as possible, but in no event later than 20 business days after referral by the Associate Dean for Administration. Upon completing the investigation of the complaint, the

law school shall communicate its findings and, if appropriate, its intended actions to the complainant and the SBA.

### **C. Appeal Process**

If the complainant is dissatisfied with the outcome or resolution, the complainant has the right to appeal the decision to the Dean of the law school. The complainant should submit his/her appeal in writing in a timely manner to the Dean of the law school, but in no case more than 10 business days after communication to the complainant of the findings of the investigation. The Dean's decision shall be communicated to the complainant and the SBA within 20 business days of the submission of the appeal and the Dean's decision shall be final.

### **D. Maintaining a Written Record of the Complaint**

The law school shall maintain a complete written record of each complaint submitted to the Association Dean for Administration which shall contain a statement of the facts and an explanation of how the complaint was investigated and resolved. This record shall be maintained by the law school in a confidential manner for ten years from the date of final resolution of the complaint.

### **E. Protection against Retaliation**

The law school prohibits retaliation by a faculty member, administrator, staff employee, or student against any student who makes a complaint under this Policy.



## **C|M|LAW Student Bar Association Policy on Student Complaints Implicating ABA Compliance**

### **A. Reporting a Complaint**

As the representative body for students of Cleveland-Marshall College of Law, the Student Bar Association (SBA) wishes to know of all complaints students may have that directly implicate the law school's program of legal education and its compliance with the Accreditation Standards of the American Bar Association (ABA). The ABA Accreditation Standards can be accessed [here \(http://www.americanbar.org/groups/legal\\_education/sources/standards.html\)](http://www.americanbar.org/groups/legal_education/sources/standards.html). Any student having such a concern should submit a complaint in writing to the Ombudsman of the Student Bar Association. The complaint should state the facts that form the basis for the complaint and how the matter implicates the law school's program of legal education and its compliance with the ABA standards.

The Ombudsman shall report the student complaint to the SBA Executive Board at the first meeting of the Executive Board after receipt of the student complaint. Regardless of the timing of the Ombudsman's report to the Executive Board, the Ombudsman shall submit the complaint to the Associate Dean of Administration no later than 10 business days after its date of submission by the complainant and shall notify the complainant of the submission. If the complainant has not received notification after 10 business days following submission of the complaint, the complainant may submit the complaint directly to the Associate Dean for Administration.

### **B. Investigation of the Complaint**

When a written complaint has been submitted to the Associate Dean of Administration in accordance with Section A, the SBA Senate may investigate as soon as possible, but in no event later than 20 business days after the submission of the written complaint to the Associate Dean for Administration.

### **C. SBA Advocacy for Complainant**

The SBA Senate may advocate on behalf of the complainant. If SBA Senate chooses to advocate on behalf of the student, SBA Senate shall have access necessary for effective advocacy to the Associate Dean for Administration, or the appropriate administrator, administrative body, the Dean, or an administrative official designated by the Dean (the "Dean's designate") to whom the matter be referred. SBA Senate may continue its advocacy on behalf of the complainant during any appeal the complainant may make.

# CSU Graduation and Bar Exam Application Requirements

## Graduation Application

You must submit a graduation application to the Records Office, LB 142, prior to the term you plan to graduate. Applications are available online at <http://csunew.csuohio.edu/enrollmentservices/registrar/forms/graduationapplaw.pdf> and in the rack outside the Records Office. This application initiates a review of your record to assure that you have completed all requirements. You will not be certified for graduation or a bar examination until this application is on file. You must complete and return the form with the \$25 application fee, by check payable to Cleveland State University, to the law school Records Office by:

December grads – July 1st

May grads – November 1st

July grads - January 15<sup>th</sup>

For additional graduation information, please see the Graduation Basics document posted at <https://www.law.csuohio.edu/currentstudents/studentrecords>.

## Registration with the Supreme Court of Ohio

**Please see the Supreme Court's website for the latest information.**

<https://www.supremecourt.ohio.gov/AttySvcs/admissions/default.aspx>

Any law student who intends to seek admission to practice in Ohio must register with the Supreme Court of Ohio. The following is an outline of the registration procedure, which is set out in full in Rule 1 of the Supreme Court Rules for the Government of the Bar. <https://www.supremecourt.ohio.gov/LegalResources/Rules/govbar/govbar.pdf#Rule1>

1. Applicants must file an Application to Register as a Candidate for Admission to the Practice of Law (also known as the Character and Fitness Application) by November 15 of the applicant's second calendar year of law school. This applies to part time or full time, day or evening students regardless of the number of credits earned. The Application must be accompanied by application fees to both the Supreme Court of Ohio and the National Conference of Bar Examiners. Failure to file by the November 15th deadline results in additional late fees.

<https://www.supremecourt.ohio.gov/AttySvcs/admissions/application/default.asp>

2. The late deadline for the Application to Register to take a February bar examination is the 15th day of

August immediately preceding the February exam. The late deadline for Application to Register to take a July bar examination is the 15th day of January immediately preceding the July examination.

Even if an applicant files the Application to Register by the specified date, s/he will not be permitted to take the bar examination unless the Ohio Supreme Court Bar Admissions Committee has reviewed and approved the application as to character before the examination following a character and fitness investigation by the NCBE and a local bar association,

3. The applicant is under a continuing duty to update the information contained in the application to Register as a Candidate for Admission, including the character questionnaire, and to report promptly to the Admissions Office all changes or addition to information in the application.

**Note:** All fees and deadlines are subject to change by the Ohio Supreme Court.

**Note:** The Certificate of Dean must be completed by the law school where the applicant first started law school

**Note:** Applicants whose undergraduate degree was obtained outside of the United States must comply with the guidelines to review a foreign degree.

<https://www.supremecourt.ohio.gov/AttySvcs/admissions/default.aspx>

**Legal Intern** Students may apply for Legal Intern status from the Ohio Supreme Court, allowing them to practice in the Ohio courts while a law student in certain practice and clinical settings. The requirements for this status are set out in Rule II of the Supreme Court Rules for the Government of the Bar.

<https://www.supremecourt.ohio.gov/AttySvcs/admissions/interns/default.asp>

To qualify for this status a student must have completed at least two thirds of the credits required for graduation (i.e., 60 semester credit hours) and must complete a Legal Intern Application and submit it to the Supreme Court with the appropriate fee.

## Application for the Bar Examination

**Please see the Supreme Court's website for the latest information.**

[https://www.supremecourt.ohio.gov/AttySvcs/admissions/Bar\\_Exam/default.asp](https://www.supremecourt.ohio.gov/AttySvcs/admissions/Bar_Exam/default.asp)

In addition, see the Bar Exam Resources on the law school's website at <https://www.law.csuohio.edu/lawlibrary/bar>

Students who wish to sit for the Ohio Bar Examination must file an application to take the bar examination with the Supreme Court. Following is an outline of the procedure, the complete text of which is found in Rule I of the Supreme Court Rules for the Government of the Bar. The application to take the bar examination must be submitted with a non-refundable bar examination fees by certified check or money order made payable to the Supreme Court of Ohio. [https://www.supremecourt.ohio.gov/AttySvc/admissions/Bar\\_Exam/default.asp](https://www.supremecourt.ohio.gov/AttySvc/admissions/Bar_Exam/default.asp)

1. Applicants for the February bar examination must file the Application for the Bar Examination by the proceeding November 1; those wishing to take the July bar examination must file the Application for the Bar Examination by the proceeding April 1.

2. Cleveland-Marshall College of Law will be required to complete the (1) Law School Character Certificate to certify that the Dean or Associate Dean does not have any knowledge of any information that would cause her/him to doubt the applicant's character, fitness, and moral qualifications to practice law, and (2) Final Law School Certificate to certify the applicant's knowledge and ability, completion of a "legal ethics" course, completion of at least one hour of instruction on substance abuse, including causes, prevention, detection and treatment alternatives, and graduation from law school. This certification must be filed no less than 30 days before the bar examination. Students must have completed all course work and examinations, with final grades submitted, before the law school can complete the certification. [https://www.supremecourt.ohio.gov/AttySvc/admissions/Bar\\_Exam/default.asp](https://www.supremecourt.ohio.gov/AttySvc/admissions/Bar_Exam/default.asp)

3. **Substance Abuse Instruction** As mentioned above, the law school will be required to certify that the applicant has received one hour of instruction on substance and drug abuse. Students may satisfy this requirement by participation in a one-hour, non-credit seminar session to be presented from time to time at the law school. Participation in the seminar will be noted in the student's permanent academic record so that certification of participation can be made at the time that the student applies to take the Ohio Bar Examination. If a student chooses to satisfy this requirement through a program other than the one presented by the College of Law, such as the Ohio State Bar Association (OSBA), the group sponsoring the program must certify completion of the requirement.

**Note:** The applicant is under a continuing duty to

update the information contained in the application to take the bar examination including the supplemental character questionnaire, and to report promptly to the Admissions Office all changes or additions to information in the application that occur prior to the applicant's admission to practice.

The deadlines imposed by this rule will be strictly enforced by the Supreme Court.

**Character Investigation by Admissions Committees**  
<https://www.supremecourt.ohio.gov/LegalResources/Rules/govbar/govbar.pdf#page=3>

Section 13 of Rule I of the Supreme Court Rules for the Government of the Bar, Admission to Practice, provides standards of review for admissions committees to follow in investigating the character and fitness of bar applicants and providing recommendations to the Supreme Court. Specifically, the rule provides: "An applicant may be approved for admission if the applicant's record of conduct justifies the trust of clients, adversaries, courts and others with respect to the professional duties owed to them and demonstrates that the applicant satisfies the essential eligibility requirements for the practice of law as defined by the Board. A record manifesting a significant deficiency in the honesty, trustworthiness, diligence, or reliability of an applicant may constitute a basis for disapproval of the applicant."

Factors to be considered carefully by the admissions committee before making a recommendation about an applicant's character, fitness, and moral qualifications shall include, but are not limited to, the following in Section 13(3):

- (a) commission or conviction of a crime, subject to Division (D)(5) of this Section;
- (b) evidence of an existing and untreated chemical (drug or alcohol) dependency;
- (c) commission of an act constituting the unauthorized practice of law;
- (d) violation of the honor code of the applicant's law school or any other academic misconduct;
- (e) evidence of mental or psychological disorder that in any way affects or, if untreated, could affect the applicant's ability to practice law in a competent and professional manner;
- (f) a pattern of disregard of the laws of this state, another state, or the United States;
- (g) failure to provide complete and accurate information concerning the applicant's past;
- (h) false statements, including omissions;
- (i) acts involving dishonesty, fraud, deceit, or misrepresentation;
- (j) abuse of legal process;
- (k) neglect of financial responsibilities;

- (l) neglect of professional obligations;
- (m) violation of an order of a court;
- (n) denial of admission to the bar in another jurisdiction on character and fitness grounds; and
- (o) disciplinary action by a lawyer disciplinary agency or other professional disciplinary agency of any jurisdiction.

2. An admissions committee recommendation other than an unqualified approval shall be deemed a recommendation that the applicant not be admitted to the practice of law, in which case the written report shall enumerate the specific reasons for such recommendation.

Students are urged to review Rule I of the Supreme Court Rules for the Government of the Bar, Admission to the Practice of Law, in its entirety.

<https://www.supremecourt.ohio.gov/LegalResources/Rules/govbar/govbar.pdf#page=3>

Applications to Register with the Supreme Court and Applications for the Bar Examination are available at

<https://www.supremecourt.ohio.gov/AttySvcs/admissions/admissionApps/default.asp>

Students are responsible for submitting their Applications to Register with the Supreme Court directly to the Supreme Court. Students are also responsible for submitting their Bar Exam Applications directly to the Supreme Court. All forms requiring certification by a law school official should be submitted to the Records Office for completion in order to meet the Court's deadlines at: [academic.services@law.csuohio.edu](mailto:academic.services@law.csuohio.edu)

### **Multistate Professional Responsibility Exam (MPRE)**

in addition to the bar examination, applicants must take and pass the MPRE in order to be admitted to the practice of law in Ohio, Applications for the MPRE exam are available online at

<https://www.ncbex.org/exams/mpre/>

An applicant should plan to take the MPRE prior to graduation from law school. A scaled score of at least 85 scaled score is required to pass the MPRE.

### **Substance Abuse Education Seminar**

This is a requirement for the Ohio Bar Exam and is usually given by Cleveland-Marshall twice a year. Email notice of these seminars will be provided. Advance registration is required. Participation in the seminar will be noted in the student's permanent academic record so that certification of participation can be made at the time that the student applies to take the Ohio Bar Examination. If a student chooses to satisfy this requirement through a program other than the one presented by the College of Law, such as the Ohio State Bar Association (OSBA), the group sponsoring the program must certify completion of the requirement.

### **Ohio Law Component**

After the bar examination, applicants must take the Ohio Law Component. It consists of outlines and an online, open-book, multiple choice exam covering relevant Ohio-specific content. The Ohio Component is a pre-admission requirement. A passing score of 80 must be achieved prior to being sworn in as an attorney.

For more information, see the Ohio Supreme Court website at:

<https://www.supremecourt.ohio.gov/AttySvcs/admissions/OLC/faq.asp>

### **Other State Bar Exams**

Check on the requirements and filing deadlines NOW! Some states have pre-registration applications and the fees escalate according to enrollment status. Some jurisdictions have specific deadlines and additional requirements. Review the jurisdiction's website for further information.

# CSU Student Rights and Responsibilities

## I. Institutional Equity

Cleveland State University is committed to the principle of equal opportunity in employment and education. No person at the university will be denied opportunity for employment or education or be subject to discrimination in any project, program, or activity because of race, color, religion, national origin, sex, age, sexual orientation, handicap or disability, disabled veteran, Vietnam-era veteran or other protected veteran status. See <http://www.csuohio.edu/institutional-equity/institutional-equity>.

Inquiries concerning implementation of this policy and compliance with relevant statutory requirements, including, inter alia, Title VII and Title IX of the Civil Rights Act of 1964 (as amended), Section 504 of the Rehabilitation Act of 1973, and Title II of the Americans with Disabilities Act of 1990, may be made to the Office of Institutional Equity. OIE can be reached by email at [OIE@csuohio.edu](mailto:OIE@csuohio.edu) or by calling 216-687-2223. OIE is located in the Administration Center, Room 236.

Students who wish to seek accommodations under Section 504 of the Rehabilitation Act of 1973 and/or the Americans with Disabilities Act of 1990 must request such accommodations and should contact the Records Office for information or to request accommodations. See also the Disability Services section of this Handbook.

Complaints of discrimination may be addressed through the Student Grievance Procedure outlined [HERE](#).

## II. Sexual Harassment

Sexual harassment is a form of sex discrimination that is legally prohibited by The Ohio Revised Code, Section 4112, and Title VII of The Civil Rights Act of 1964 (as amended). Sexual harassment is contrary to the most fundamental canons of the academic community and violates the special bond of intellectual dependence and trust between students and faculty. It exploits unfairly the power inherent in the relationship between supervisor and subordinate or teacher and student, and it can also occur between persons of the same university status.

It is the policy of Cleveland State University and Cleveland-Marshall College of Law that no member of the law school community shall engage in sexual harassment. Students, faculty and staff members who believe that they have been sexually harassed should

seek resolution of the problem through the University's Office of Institutional Equity. See <https://www.csuohio.edu/titleix/where-and-how-report-sexual-violence-or-harassment>

Sexual harassment includes, but is not limited to, unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature when:

- (1) submission to such conduct is made either explicitly or implicitly a term or condition of instruction, employment, or participation in any University activity;
- (2) submission to or rejection of such conduct by an individual is used as a basis for evaluation in making decisions affecting instruction, employment, or other University activity; or
- (3) such conduct has the purpose or effect of unreasonably interfering with an individual's academic or work performance or creates an intimidating, hostile or offensive University environment.

In addition, see <https://www.csuohio.edu/sites/default/files/PADHSVR102019final.pdf> for information on the University's Sexual Harassment Policy.

## III. Veterans Services

Information regarding Veteran benefit application, eligibility, and monthly payment rates is available online at [www.gibill.va.gov/](http://www.gibill.va.gov/). Directions for submitting applications for veteran benefits can be found online at

<https://www.csuohio.edu/registrar/veteran-benefits>. All new students who will need to be certified should Campus411 at 216-687-2053, email [vabenefits@csuohio.edu](mailto:vabenefits@csuohio.edu) or fax 216-687-9247. It is highly recommended that you contact that office so that you will understand the process for how enrollment certification will be processed. Each school has their own internal policies. The Veterans' Administration approves or denies the application. All enrollments are subject to audit by the Veterans' Administration. Any overpayment in veterans' benefits as a result of an audit will result in the veteran assuming liability for repayment.

Direct questions regarding veterans' benefits to the VA Benefits Office, 2254 Trinity Commons or by calling 216-687-9996 to make an appointment. Additional services for veterans are available through the University's Veteran Student Success Program.

See <https://www.csuohio.edu/registrar/veteran-benefits> for more information.

#### **IV. Student Rights Regarding Education Records**

In accordance with the Family Educational Rights and Privacy Act of 1974, commonly called FERPA, students at Cleveland State University have specific rights regarding their education records. These rights include, but are not limited to, the following:

- (1) The right to inspect and review their education records;
- (2) The right to request amendment of their education records to ensure that such records are not inaccurate, misleading, or otherwise in violation of the student's privacy or other rights;
- (3) The right to nondisclosure of personally identifiable information contained in their education records, except when the student gives prior consent or when the Buckley Amendment and its regulations allow disclosure without the student's consent;
- (4) The right to file with the U.S. Department of Education complaints regarding alleged violations of the FERPA by the University;
- (5) The right to obtain a copy of the University's Policy on Student Rights and Protections under FERPA. A copy of Cleveland State University's institutional policies on access to student records may be obtained by request from the Office of the University Registrar at Keith Building 1409 or viewed on the web site at <http://www.csuohio.edu/enrollmentservices/registrar/privacy/ferpa.html>. These policies set forth the procedures for inspection and amendment of educational records.

#### **V. Student Rights Regarding the Release of Directory Information**

In accordance with federal law, the University classifies the following information on students as public information and may make it available to the public:

1. Student Name
2. Home and mailing addresses

3. E-mail address
4. Telephone listing
5. Major field of study
6. Participation in officially recognized activities and sports
7. Height and weight of members of athletic teams
8. Dates of attendance
9. Degrees and awards (honors) earned
10. Most recent previous educational institution attended by the student

Students who wish to restrict the release of the foregoing information can do so by submitting the [Directory Information Restriction Request Form](http://www.csuohio.edu/sites/default/files/media/registrar/documents/request.pdf) at <http://www.csuohio.edu/sites/default/files/media/registrar/documents/request.pdf> to Campus411 in Berkman Hall 116. Your request must be received at least ten business days prior to the first day of instruction of the semester for which the request is to become effective. This restriction will remain in effect until you request in writing that it be removed. However, even if you file such a request, the University will release information as necessary if it is determined that disclosure is permitted by FERPA without prior consent (e.g., response to a subpoena, health or safety emergency, etc.). Please be aware that if a student requests that the foregoing information be withheld, it will be withheld from a variety of sources, including friends, relatives, prospective employers, insurance agencies, honor societies, and the news media. Students should carefully consider the consequences of withholding such information before they do so.

#### **VI. Student Conduct Code**

Students at Cleveland-Marshall College of Law of Cleveland State University are subject to the Student Conduct Code of Cleveland State University. Copies of the Student Conduct Code are available online at <https://www.csuohio.edu/compliance/student-code-conduct>.

## **Student Organizations**

Students who are interested in learning more about joining a student organization or starting a new organization should contact Amy L. Miller, Director of Student Life, in LB 23, by phone at 216/687-2537, or via email at [a.l.miller86@csuohio.edu](mailto:a.l.miller86@csuohio.edu). To reserve a room for a student event, contact Jill McDonnell, in LB 2354, or by at 216/687-2354.

### **American Constitution Society for Law and Policy (ACS)**

The American Constitution Society for Law and Policy (ACS) is one of the nation's leading progressive legal organizations. Founded in 2001, ACS is a rapidly growing network of lawyers, law students, scholars, judges, policymakers and other concerned individuals. Our mission is to ensure that fundamental principles of human dignity, individual rights and liberties, genuine equality, and access to justice enjoy their rightful, central place in American law. C|M|LAW's ACS Student Chapter furthers dialogue on constitutional philosophy and collaborates with the Northeast Ohio Lawyers Chapter, which recently won the ACS Chapter of the Year Award.

### **Asian Pacific Islander Law Students Association (APILSA)**

APILSA was formed to address the concerns of Asian students and to provide support to its members. APILSA welcomes and encourages all students to participate in the many events sponsored by APILSA through the year. Many of these events explore the many issues facing Asian Americans. APILSA also offers a forum for its members to meet Asian American lawyers working in the Cleveland area through its guest speaker series and through its ties with the Asian American Bar Association of Ohio.

### **Black Law Students Association (BLSA)**

BLSA is a national organization with chapters at law schools across the country. The C|M|LAW chapter of BLSA sponsors and co-sponsors various educational and social events throughout the year. Our biggest event is the BLSA Scholarship Banquet. Although BLSA's primary purpose is to provide assistance in preparation and retention of African-American law students, BLSA membership is open to all students.

### **Business Law Association**

The Business Law Association is dedicated to providing students with an understanding of the intimate relationship between business practices and legal application. For students intending to practice corporate law or join a corporate institution, or for students who possess an entrepreneurial spirit, the

Business Law Association is devoted to exposing students to this interdisciplinary relationship. Please join us as we seek to prepare students to be future leaders in the business and legal communities.

### **Catholic Lawyers Guild**

The Catholic Lawyers Guild fosters spiritual growth and fellowship within the legal community, encourages observance of high ethical standards, and calls attention to legal and societal issues that affect morality, justice and faith. The Guild is affiliated with the Lawyer's Guild of the Catholic Diocese of Cleveland and sponsors speaker events as well as social and volunteer opportunities.

### **Christian Legal Society (CLS)**

The purpose of the CLS is to provide support to law students as they face the pressures of law school and their future careers. The group meets regularly to discuss issues related to legal practice and Christian faith. The Cleveland-Marshall chapter helps with pro bono services and community outreach and brings speakers to campus.

### **Cleveland-Marshall Trial Advocacy**

On the Cleveland-Marshall Trial Advocacy Team, selected students participate in two trial competitions, one a cross-town competition with teams from Ohio and surrounding states, and the other a national competition sponsored by the American Association of Justice. In the Spring of their first year students try out for the team by preparing and performing an opening statement. Selected students then work in teams of two or three throughout the year to prepare for and participate in mock trial competitions, while earning course credit. The Cleveland-Marshall Trial Team provides opportunities for second- and third-year law students to develop and hone their trial advocacy skills. Students take on the roles of attorneys and witnesses, and have a unique opportunity to display their advocacy skills before distinguished members of the legal community, including state and federal Judges, attorneys of various, litigation-based practice groups, and other legal professionals.

### **Cleveland-Marshall Republicans**

The goal of the C|M|LAW Republicans is to provide an environment that supports and encourages its members' understanding of conservative political, social and economic values and ideals. Active members can expect to contribute by participating in debates, written commentary, and the local and national political community. *"Let us ask ourselves; 'What kind of people do we think we are?'"* – Ronald Reagan

### **Cleveland State Law Review**

The [Cleveland State Law Review](#) is a journal with a proud tradition. Four times each year, the Law Review publishes articles of both local and national significance. Students may be invited to join the Law Review as an Associate member at the end of their first year by either class ranking in the top ten percent or by successfully competing in a writing contest during the summer following their first year. Students in the evening division may choose to wait until the summer following their second year to enter the writing competition.

During the first year of Law Review participation, Associate members take part in the editorial work of the Law Review and produce a comprehensive Note on a topic of their choice. A select number of Notes are published in the Law Review the following year. Successful completion of the Note may also satisfy the upper level writing requirement.

### **Criminal Law Society**

The purpose of the Criminal Law Society shall be to facilitate student interaction with practicing criminal defense lawyers, prosecutors, and other facets of the criminal justice system. Last year the Criminal Law Society hosted speakers and organized a police ride-along program. This year the Society plans to again engage in the police ride-along program and host guest speakers or panel discussions; the Society also may be involved in a program aiding those with criminal records obtain jobs.

### **Delta Theta Phi**

The Delta Theta Phi Law Fraternity is an international professional law fraternity with over 100,000 members. Delta Theta Phi bridges the gap between law school and the successful practice of law. Through networking at fraternity functions, mutual benefits are derived for both students and alumni. Many attorneys that utilize law clerks look to the Fraternity first when hiring. In general, the Fraternity provides a framework for its student members to substantially further their range of personal contacts and professional opportunities.

### **Democratic Law Organization (DLO)**

The Democratic Law Organization pursues the ideas of liberty, justice, and freedom for all regardless of race, religion, or sex. We will pursue these ideas through support of the Democratic Party and its ideas, ideals, and candidates.

### **Employment & Labor Law Association (ELLA)**

ELLA was formed to meet the strong interest in employment and labor issues at Cleveland-Marshall. Founded in 2004, this group is vital to the ongoing success of the faculty's Employment and Labor Law Group, which hosts a stimulating lecture series each year. ELLA sponsors employment and labor law themed "movie nights," when a movie or documentary is viewed followed by a discussion of the issues presented. ELLA annually contributes to a number of charities supporting research into degenerative diseases that give rise to ADA-related claims. ELLA also offers specialized networking opportunities through its participation with the labor and employment section of the Cleveland Metropolitan Bar Association. ELLA is a non-partisan organization and respects both the labor and management perspectives.

### **Entertainment & Sports Law Association (ESLA)**

"The Entertainment & Sports Law Association's goal is to promote interest in sports and entertainment law through guest-speaker lectures, professional networking events, volunteer opportunities, and the institution of sports & entertainment internships.

ESLA hosts an annual Entertainment & Sports Law Symposium each spring that brings prominent attorneys, agents and other entertainment and sports industry professionals from across the country to CM Law to discuss legal developments and pressing issues in the field. Members of ESLA also attend the Sports Lawyers Association's annual conference in May and compete in sports-related arbitration, mediation and academic writing competitions throughout the school year."

### **Environmental and Energy Law Society**

The Environmental and Energy Law Society at C|M|LAW is a center of information and education for students, faculty, alumni and the community. Members are dedicated to being fully informed of the issues surrounding a school in an urban environment and the challenges not only of co-existing with nature but of improving the world in which they live.

### **The Federalist Society**

The Federalist Society for Law and Public Policy Studies is a group of conservatives and libertarians interested in the current state of the legal order. It is



founded on the principles that the state exists to preserve freedom, that the separation of governmental powers is central to our Constitution, and that it is emphatically the province and duty of the judiciary to say what the law is, not what it should be. The Society seeks both to promote an awareness of these principles and to further their application through its activities.

### **The Gavel**

[The Gavel](#) is the student newspaper of the College of Law. Its purpose is to inform, entertain, and comment on the law school, the legal community, and related topics of interest. Students become staff members after having two articles or equivalent contributions printed in the publications. Staff members participate in editorial elections at the end of the year.

### **Global Business Law Review**

The Global Business Law Review provides an innovative platform for scholars and practitioners to explore novel and transformational issues in the field of international business law. At the end of their first year, students may be invited to join the GBLR by either ranking in the top twenty percent of their class or by successfully competing in the annual Summer Writing Competition. The GBLR publishes volumes in the Fall and the Spring, and each year, the GBLR sponsors a Symposium that addresses the most significant legal issues in international business.

### **Health Law Society (HLS)**

The Health Law Society seeks to expose students to different legal career options within the health care industry and to provide a community service and social outlet for its membership. HLS is affiliated with the American Health Lawyers' Association (AHLA). Annually, HLS recognizes a local attorney with its Pioneer of Excellence in Health Care Law Award.

### **Hispanic Law Students Association (HLSA)**

The Hispanic Law Student Association is dedicated to the advancement of Hispanics within the legal profession. The organization provides a support network for all Hispanic law students. It seeks to establish and maintain mutual cooperation with the larger Hispanic legal community.

### **International Law Students Association (ILSA)**

The members of the International Law Society promote programs related to international law and practice. The group also organizes the law school's participation in the Jessup International Moot Court Competition.

### **Jewish Law Students Association (JLSA)**

JLSA is dedicated to furthering the religious, social, and educational needs of law students who identify with any branch of Judaism. It is affiliated with the Cleveland Hillel Foundation, the Jewish Joint Graduate Student Board and many other organizations. It also is committed to promoting equality, diversity, and religious tolerance for all members of the law school community. It sponsors speakers, social events, and religious functions. JLSA also helps students to become connected to the Cleveland Jewish Community and beyond through alumni events, coordination with the Young Leadership Division of Cleveland Federation and distribution of information from local synagogues and Jewish newspapers. All law students are invited to attend.

### **Journal of Law and Health**

The [Journal of law and Health](#) is a law review devoted to publishing timely and informative articles in the area of health and the law. Students are not eligible to become members of the [Journal](#) until they complete their first year. Students ranking in the top fifteen percent of their class in terms of grade point averages are automatically extended invitations to join the Journal as Associate Members. Students not scoring in the top twenty percent are invited to join the staff upon successfully competing in the annual Summer Writing Competition.

Students after successful completion of their Associate year, may attain a position on the Journal's Editorial Board and may receive school credit during their third year as a member of the Editorial Board.

### **Justinian Forum**

The Justinian Forum is a bar association representing 250 attorneys and 14 judges of Italian American descent in Cuyahoga County. The organization here at C|M|LAW was developed in conjunction with the bar association to promote and foster understanding of the roles of Italian Americans in the legal system and to encourage advocacy of Italian Americans in matters involving social justice issues. As an auxiliary chapter to the bar association we are invited to attend and be involved in all functions of the bar association. The auxiliary chapter works to elevate and maintain the standards of integrity and honor among the student body of the law school, while promoting legal, cultural and social activities.

### **Moot Court**

The [Cleveland-Marshall Moot Court](#) program is an organization designed to provide students the opportunity to develop, refine, and showcase brief-writing and appellate advocacy skills. All students are

eligible to compete for a position on the team at the end of their first year by submitting their final Legal Writing course paper. Submissions are reviewed anonymously by the Moot Court Board of Governors, and selected students then participate in an intramural competition. Second year students also have an opportunity to compete in an intramural competition to join the team after completion of the Advanced Brief Writing course. Once a member of the team, students compete in interscholastic competitions against other teams from across the nation. The award-winning C|M|LAW Moot Court team provides students the unique opportunity to obtain and develop real-world advocacy skills, both written and oral, while still in law school. Team members benefit from the advice and guidance of experienced alumni, faculty, and practitioners.

#### **OUTLaw**

**OUTLaw is a social and political student organization dedicated to serving the LGBTQ+ community at C|M|LAW. OUTLaw sponsors speakers, events, and panel discussions on legal issues specific to the LGBTQ+ community. OUTLaw provides a forum for social and professional interaction by hosting social events for C|M|LAW students. In addition, OUTLaw's mission is to foster LGBTQ+ diversity and promote a sense of community to LGBTQ+ students and allies. OUTLaw advocates for issues that are specific to the LGBTQ+ community both within the law school and the greater legal community. We welcome all students, regardless of sexual or gender identity, to join.**

#### **Student Animal Legal Defense Fund**

**The mission of the Cleveland-Marshall chapter of the Student Animal Legal Defense Fund is to provide a forum for education, advocacy, and scholarship aimed at protecting the lives and advancing the interests of animals through the legal system, and raising the profile of the field of animal law.**

#### **Student Bar Association (SBA)**

The SBA is the student governing body of the college. Four officers are elected each spring and each class of students has its own senators. First year

elections for both day and evening students will be held soon after classes start. The SBA's primary responsibilities are to be the voice of the student body, oversee student organizations, and maintain programs and opportunities.

#### **Student Intellectual Property Law Association (SIPLA)**

The Student Intellectual Property Law Association (SIPLA) is an organization dedicated to representing the interests of students wishing to practice Intellectual Property law. Intellectual Property is the product of the mind manifested as ideas, inventions, work of art, collection of words, and trade secrets. One of the many benefits of practicing intellectual property law is its ubiquitous nature. It encompasses the obvious fields such as the hard sciences but also fine arts, literature, and even baseball stats! Nearly every field in which you may have an interest probably has a need for intellectual property protection. Due to its wide-spread demand, Intellectual Property law is one of the fastest growing, highest paid segments of law. Even if you are just thinking about intellectual property as possible field, join us for our meetings. You will hear from the area's leading practitioners about the protection of products from Kleenex to the cure for cancer.

#### **Student Public Interest Law Organization (SPILO)**

SPILO is an organization of students, faculty, and staff that recognizes the inequities that exist in our legal system and is dedicated to developing a more just society. SPILO serves as a resource center for students seeking employment or volunteer opportunities that focus on public service. The group sponsors summer interns in public interest law, guest speakers, fundraisers, workshops, and social functions.

#### **Trial Advocacy Team**

#### **Women Law Students Association (WLSA)**

The Women Law Students Association provides a forum for discussion and debate to promote an awareness of women's and societal issues. WLSA sponsors an annual Silent Auction in the fall. It is a member of the National Association of Women Law Students and is open to all students.

## Disability Services

The law school invites voluntary self-identification by students with disabilities for purposes of verifying the disability and identifying the reasonable accommodations that can be provided. Students seeking to establish a disability and arrange for reasonable appropriate accommodations should contact the University's Office of Disability Services, described below. Once the student has established a disability as outlined below, Layla Davis, in Academic Services, will coordinate the provision of accommodations at the law school. Normally, a student requesting accommodations must submit the required documentation at least four weeks prior to the date for which the accommodations are requested.

The University's Office of Disability Services is located in BH 147 and can be reached at 216-687-2015 or by email at [ods@csuohio.edu](mailto:ods@csuohio.edu). In addition to evaluating documentation of disabilities and recommending accommodations, the Office of Disability Services provides a referral service for students who may benefit from the services of other agencies. It assists students with parking, access to buildings, alternates to regular text (such as audio or Braille), and provides guided orientation to the campus, as necessary. Accommodations are individualized and are arranged on a case-by-case basis.

Additional information on Disability Services is available at <http://www.csuohio.edu/offices/disability/>.

## Campus Map

See <http://www.csuohio.edu/aboutcsu/campusmap.pdf> for a campus map.

## Building Guide

**BERKMAN HALL** – Berkman Hall is CSU's largest instructional complex. It is located on the Northwest corner of Euclid Ave. and E. 22 St. The building has easy access from its underground parking garage via elevators, from the Plaza, from the Internal Circulation Network via a bridge to Science Research. Accessible restrooms are located on the second and fourth floors. Many student services including Campus411, VikingCard, International Services and Programs, and the Cashier are located on the first floor.

**BUSINESS** - The Monte Ahuja College of Business Administration is located on 18th Street between Euclid and Chester Avenues, directly across from the law school. The parking facility on 17th Street can be reached from the business school via a walkway over 18th Street from the law school.

**CAMPUS SAFETY** – The Campus Police is located in the Campus Safety Building at E. 19<sup>th</sup> and Chester.

**CHESTER BUILDING** - The Chester Building recently completed renovation that in part will bring the building up to ADA standards. The Chester Building houses several classrooms. The building is accessible via powered doors on the East and South sides with handicap parking on Chester site at 2300 Chester Ave. Chester is part of the Internal Circulation Network with connections to Stilwell and the Plaza. There is currently limited elevator and restroom access.

**CHESTER BUILDING ANNEX** – Located at 2300 Chester Avenue.

**EUCLID COMMONS** – Euclid Commons is the newest residence community on campus, opening Fall Semester 2010. Located on Euclid Avenue, just east of the Parker Hannifin Administration Center, Euclid Commons houses the new undergraduate admissions center and Parking Services.

**FENN HALL** - A renovation of Fenn Hall (formerly Stilwell Hall) has made the home of the College of Engineering completely accessible. One automated entry is located at 1960 E. 24<sup>th</sup> St; a second is located off of the parking lot C at 2300 Chester Ave. The building also has two connections with the wheelchair accessible Internal Circulation Network,

one to the Chester Building and one to the Science Building. Accessible restrooms are located on each floor.

**FENN TOWER** - The original Fenn College is also an historic structure that has recently been renovated for student housing. The main entry to the building is located at 1983 E.24<sup>th</sup> St. via a power door.

**HEALTH SCIENCES** – Located between Julka Hall and the Physical Education building, Health Sciences is home to undergraduate programs in Health Sciences and Speech & Hearing and graduate programs in Health Sciences, Occupational and Physical Therapy, and Speech Pathology and Audiology.

**JULKA HALL** – The building, located at 2485 Euclid Avenue, on the eastern edge of the campus, was completed in Spring 2010. It houses the College of Education and Human Services and the School of Nursing.

**LAW** – Bert L. Wolstein Hall, which houses Cleveland-Marshall College of Law, is located on the northeast corner of E. 18 and Euclid. The Law school can be accessed off E.18 via a powered door. The building is part of the internal circulation net with connectors to the Law library and eastern campus as well as the Business building, the Urban building, and the E.17 Parking Garage. Accessible restrooms are available on the ground and first floors, but wheelchair users may need some assistance.

**MATHER MANSION** - The Mansion is an historic building whose character and construction has been carefully maintained. The building is nevertheless accessible via a ramped rear entry and a powered door. Elevator access to all floors is available, though some disabled people might need assistance. Accessible restrooms are located in the basement. Handicap parking is available in lot B entered off of Euclid Ave. at 2605 Euclid.

**MUSIC & COMMUNICATIONS** - Music and Communications Building is located on the northwest corner of E. 21 and Euclid and houses the Music department, its rehearsal rooms, two performance auditoriums, the Communications department, the media labs, several classrooms, and departmental faculty offices. Music is on the internal circulation net with connectors to the Student Center and the Law building and law library. Handicap parking is available immediately south of the ground floor entrance or at the plaza level off the University Parking Facility which is accessed off E. 21 St. Accessible restrooms serve all floors. Wheelchair users can be accommodated in Waetjen Auditorium with assistance. Automated entry doors are at the ground floor, plaza, and on the connectors.

**PARKER HANNIFIN ADMINISTRATION CENTER** – The building, located at 2300 Euclid Avenue, opposite the Science Building, houses University administrative offices.

**PARKER HANNIFIN HALL** - The building, located at 2258 Euclid Avenue, next to the Parker Hannifin Administration Center, houses the College of Graduate Studies.

**RECREATION CENTER** – The Recreation Center is located at 2420 Chester Avenue. Accessible to the rest of campus through the Innerlink, the building is open from 5:45 a.m. – 11 p.m. during the school year and offers a variety of classes and open recreation times for cardio, weights, and aquatics.

**RHODES TOWER** - Rhodes Tower is the tallest structure on campus located at 1860 E. 22 St. near the Southwest corner of E. 22 and Chester Ave. Easy access is available through the underground garage, the University Parking facility on E. 21 St., and the Plaza via powered doors. Rhodes houses the University Library, the Rhodes Tower Classrooms, and a variety of academic and administrative offices. Accessible restrooms are available on the first floor of the library, the second and third floors of the classroom wing, and every other floor of the office tower. Access to the classroom wing is limited and mobility impaired or wheelchair users will need to procure a pass key from DSC to access the elevators.

**RHODES WEST** – Rhodes West houses numerous University classrooms.

**SCIENCE** - The Science Building is on the northwest corner of E.24<sup>th</sup> and Euclid. It houses the offices for the Physics and Biology Departments as well as many labs and seminar rooms. The Science building also contains an accessible computer lab on the first floor. Access to the building is via a freight elevator from the underground parking garage lot F, connections with the Stilwell and Science Research Buildings and the Internal Circulation Network. Restrooms are

partially accessible and available on all floors. Some wheelchair users might need assistance with opening the doors.

**SCIENCE RESEARCH** - Centrally located on the Internal Circulation Network the Science Research Building has easy access from the street at 2351 Euclid Ave. via a power door. There is elevator access to upper floors and wheelchair friendly restrooms in the lobby. Geology and Chemistry have offices here. Science Research is connected to the Science Building, and the Main Classroom Building via enclosed walkways.

**STUDENT CENTER** – The building, located at 2121 Euclid Avenue, in the heart of the Cleveland State University campus. It houses dining locations as well as space for student groups and activities.

**UNION BUILDING** – The Union Building is located at 1836 Euclid Avenue. It houses the Counseling Center, Health & Wellness Services, and several other University offices.

**URBAN** - The Urban building is located on the northwest corner of E. 17th and Euclid. It houses the Maxine Goodman Levin College of Urban Affairs, several research centers, and the Urban Studies department, along with their respective offices and classrooms.

**WOLSTEIN CENTER** – Located at 2000 Prospect Avenue, the Wolstein Center is the venue for Cleveland State basketball and numerous outside events throughout the year.