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**LAW**

**Law**

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- LAW 801 CONTRACTS/SALES I. (3)**  
Formation of contracts; offer, acceptance, consideration. Statute of Frauds, parol evidence rule. Sale of goods under Article 2 of the Uniform Commercial Code.
- LAW 802 CONTRACTS/SALES II. (3)**  
Continuation of Contracts/Sales I - Statute of Frauds, performance, express and implied conditions, repudiation, impossibility.
- LAW 804 LEGAL RESEARCH AND WRITING SKILLS. (0-4)**  
Training in legal research, legal writing, legal reasoning and analysis, legal citation, and oral advocacy. In the legal research portion of the course, students receive training in how to approach basic research tasks and how to use a variety of print and electronic resources for performing research. In the legal writing portion of the course, problem-based writing assignments are used to train students in effective legal writing, legal reasoning and analysis, and legal citation, and to introduce students to oral advocacy. Students are exposed to some of the types of legal documents that are commonly used by lawyers in practice and the different legal audiences for those documents. The four hours of academic credit for this year-long course are given in the spring.
- LAW 805 TORTS. (4)**  
Intentional torts and defenses, negligence, causation, duties of occupants of land and manufacturers and vendors of chattels, contributory negligence, strict liability, deceit, defamation, malicious prosecution, interference with advantageous relations.
- LAW 807 PROPERTY. (4)**  
Basic course in property; possession, gifts, bona fide purchasers of personality. Estates, uses, easements, and rights incident to ownership.
- LAW 809 FEDERAL CRIMINAL LAW. (2-3)**  
This course will cover federal white collar criminal issues, including RICO, mail and wire fraud, political corruption, bank secrecy laws, and false statement laws.
- LAW 810 CRIMINAL LAW. (3)**  
Jurisdiction; the criminal act, complete and incomplete; criminal intent, actual and constructive; duress and mistake of fact, of law; justification; parties in crime; crimes against the person and crimes against property.
- LAW 811 CRIMINAL PROCEDURE I. (3)**  
This course will cover search and seizure, the privilege against self-incrimination, confessions and identification procedures—in general, the constitutional cases arising out of the conflict between police practices and the Bill of Rights.
- LAW 812 RACE, RACISM AND THE CRIMINAL LAW. (3)**  
This course examines, through an interdisciplinary approach, the effects race has had and continues to have on the administration of criminal justice in the United States. The course begins by exploring the concept of race from different perspectives: biological; anthropological; sociological; psychological; and legal. The course then examines how these legal constructs shaped the role race played in American culture. The course then delves into how race and the criminal justice system have interacted from historical and contemporary perspectives. Accomplishing this requires probing critical issues encountered at key stages in the process governing the administration of criminal justice. These issues include: the existence of offenses based on racial status (crimes such as rape, capital murder, drug offenses, racial profiling (driving and flying while black)); victimology; pre-trial practices (bail); trial practices (misconduct by prosecutors and defense attorneys, urban rage defense, evidentiary issues, such as cross-racial identification and jury deliberations); and post-conviction (incarceration rates, loss of franchise) consequences.
- LAW 813 CAPITAL PUNISHMENT. (3)**  
This course provides an examination of history, purpose and constitutionality of capital punishment. The course will also discuss death penalty eligibility/offenses and will provide an international perspective.
- LAW 814 CRIMINAL TRIAL PROCESS. (3)**  
This course will cover in-depth the criminal trial process from the initial court appearance: grand jury proceedings, pretrial motions, discovery, trial, pleas, sentencing, appeals, double jeopardy and habeas corpus. Students who have taken LAW 813, Criminal Procedure II, may not take this course.

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- LAW 815 CIVIL PROCEDURE I. (3)**  
Introduction to the civil action; personal and in rem jurisdiction; service or process and notice; subject matter jurisdiction; venue; choice of law; pleading.
- LAW 817 CIVIL PROCEDURE II. (2-3)**  
Joinder of claims and parties; discovery; summary judgment; right to jury trial; trials and posttrial motions; res judicata and collateral estoppel.
- LAW 818 REMEDIES. (3)**  
Nature of damages; nature of specific relief; personal interests; contractual interests; property interests; specific relief and the government.
- LAW 819 THE FEDERAL COURTS AND THE FEDERAL SYSTEM. (3)**  
The nature of the federal judicial function and its development, distribution of power among federal and state courts, Supreme Court review of state court decisions, the law applied in federal district courts, federal question and diversity jurisdiction, federal habeas corpus, removal jurisdiction and procedure.
- LAW 820 CONSTITUTIONAL LAW I. (3)**  
Judicial interpretation of the Constitution; the federal system; powers of the national government; limitations on the exercise of state powers.
- LAW 821 LITIGATION SKILLS. (3)**  
The skills of litigation, including trial advocacy, interviewing and counseling, negotiation and pleading. Lecture, one hour; laboratory, five hours. Prereq or concur: LAW 890.
- LAW 822 CONSTITUTIONAL LAW II. (3)**  
Protection of individuals and organizations by the Bill of Rights, the fourteenth amendment, and other provisions of the Constitution.
- LAW 823 CONFLICT OF LAWS. (3)**  
Nature of the subject, penal laws, procedure, judgments, domicile, capacity, form, particular subjects, litigation, family law, inheritance, foreign administrators.
- LAW 824 ALTERNATE DISPUTE RESOLUTION. (3)**  
Methods of dispute resolution other than trial; statutory and judicial regulation; presenting a claim in different formats of ADR.
- LAW 825 THE NEGOTIATING PROCESS. (2)**  
Analysis of the elements of bargaining power; exercises in the negotiating process in various contexts; basic techniques of negotiation; ethical norms of the lawyer-investigator. Lecture, one hour; laboratory, two hours per week.
- LAW 826 LEGAL DRAFTING. (2-3)**  
This course systematically explores drafting process and technique and provides drafting practice. Students complete drafting-related exercises which become the focus of class discussions. Students also complete major drafting projects. These may consist of a will, a contract, a piece of legislation or other common lawyer work product. Major drafting projects are the focus of class discussions and individual or small group meetings with the instructor.

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**LAW 827 FEDERAL APPELLATE ADVOCACY AND PROCEDURE.**

**(2-3)**

This course provides an introduction to appellate practice and procedure in federal court. This course is designed to provide students the basic substantive knowledge and skills needed to advocate effectively in a federal court of appeals. The course begins with a discussion of the function of the court of appeals and the function and the determination of whether to appeal, including the effect of an appeal. The course discusses initiating and perfecting an appeal from state and federal courts, relief pending appeal, and the record on appeal. The course provides an intensive training in appellate skills and includes written and oral assignments. The writing assignments include the preparation of a notice of appeal, a brief, and various motions, including a motion to dismiss for lack of jurisdiction and a motion for panel or en banc rehearing. The course also provides a comprehensive study of the Federal Rules of Appellate Procedure, including the standards and procedures for obtaining a writ of certiorari from the Supreme Court, and the local rules of the Court of Appeals for the Sixth Circuit, including electronic filing. The course includes instruction on oral advocacy, mock arguments on the briefs, and the options and procedures for obtaining further review of an adverse appellate decision. In addition, federal practitioners and federal appellate judges will be invited to discuss appellate advocacy. The course satisfies the College of Law's Professional Skills requirement.

**LAW 828 STATUTORY CIVIL RIGHTS.**

**(3)**

This is a survey course designed to cover the entire field of federal antidiscrimination law. Topics to be covered may include employment discrimination (primarily focusing on race, sex, age, and disability issues and possibly affirmative action); housing discrimination (primarily focusing on race, disability, and family issues); other disability discrimination issues under the Americans with Disabilities Act; discrimination in public accommodations and government programs; voting rights litigation issues involving proof (e.g., how cases based on direct evidence of intent, circumstantial evidence of intent, and disparate impact differ from one another), special defenses, and remedies; and a brief survey of the more important questions that arise in Section 1983 litigation. Prereq: LAW 822.

**LAW 829 STATE CONSTITUTIONAL LAW.**

**(3)**

This course provides a comprehensive overview of the law of state constitutions. Course topics include the framing of state constitutions; state constitutional rights; state governmental powers; the structures of state government; and state constitutional change, including theories of popular constitutionalism and direct democracy. Each of these topics will be addressed in two ways: (1) through comparison of the treatment of the topics in different state constitutions and the federal Constitution; and (2) through focused experimentation of the topics as they are presented in the Kentucky Constitution and interpreted in Kentucky case law. Prereq: LAW 822 – Constitutional Law II.

**LAW 830 HEALTH LAW I.**

**(3)**

This course examines the regulation of health care access, cost and quality. It will cover public and private market rules controlling access to health care, cost containment rules, and regulations regarding the quality of health care.

**LAW 831 BIOETHICAL ISSUES IN THE LAW.**

**(2-3)**

This course will cover topics such as legal reasoning in bioethical situations, determination of death, issues in human reproduction, organ transplantation, genetic testing, clinical research with human subjects, and end-of-life decision-making. This second survey course in the health law area will provide students who take this course and Healthcare Organizations and Finance (LAW 830) with a broad understanding of this increasingly important area of the law. Neither class is a prerequisite for the other class. They may be taken concurrently or in any order chosen by the student. Students must take either this course or LAW 830 in order to enroll in the seminar entitled Healthcare Law and Policy Seminar.

**LAW 832 MEDICAL LIABILITY.**

**(3)**

This course examines the liability issues that arise from the provision of medical care. The course studies the physician/patient relationship, when it begins and how it can be terminated. It examines the extent of the duties owed by providers to patients, including requirements relating to confidentiality, informed consent and records disclosure. The course also provides a detailed treatment of the common law of provider liability, focusing on medical malpractice. The course also examines the question of legislative reform of medical liability.

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**LAW 833 CIVIL PRETRIAL PRACTICE. (3)**

Over 95% of the cases filed in courts today settle or are disposed of by motion. To be prepared properly for the practice of law, students aspiring to be civil litigators will need instruction in pretrial matters. This course is designed to provide the student with a working knowledge of both pretrial advocacy theory and fundamental pretrial skills involved in civil litigation. Students will receive instruction on all aspects of civil pretrial practice, primarily in federal court, including: case evaluation, interviewing, fact investigation and evaluation, client counseling, pleadings, discovery, negotiations, mediation, and motions practice. The course will typically be based upon mock federal civil case files for which students will be divided into plaintiff and defendant counsel groups. In addition to discussion of pretrial methods, rules and procedures, the students will actually prepare the mock case by evaluating the case, interviewing witnesses, fact finding, and participating in both written and oral discovery as well as motion practice and pretrial conferences and/or mediation. By actively practicing the technique and theory learned, the students will be involved in problem solving, legal analysis, strategy, management of cases and the resolution of ethical problems presented. Students will develop written and oral skills while applying substantive law as required by the chosen case file. Enrollment is limited to 24 students. Prereq: Evidence (LAW 890).

**LAW 835 PROFESSIONAL RESPONSIBILITY. (2-3)**

An examination of the varying roles played by lawyers in society and the conflicting pressures created to each role. Special attention is paid to the Code of Professional Responsibility as a guide and control in the lawyer-client relationship. Also considered at length is the role of law in society and the place of the legal profession in society. Guest speakers are used to bring into focus employment options for lawyers and the viewpoints of varying types of practicing lawyers to the pervasive problems of the legal profession.

**LAW 836 LAW AND ECONOMICS. (2)**

This course applies neoclassic economics concepts to the law. It offers economic explanations of legal rules (for example, explaining how legal rules tend to move society toward or away from economic efficiency). The course also explores normative issues, such as whether the pursuit of economic efficiency is morally attractive. The course looks at the following areas of the law: property, contracts, torts, family law, criminal law, employment law, corporate law, and securities law.

**LAW 838 LAW AND RELIGION. (3)**

The relationship of law to religion with emphasis on the establishment and free exercise clauses of the First Amendment. Prereq: LAW 822.

**LAW 839 WOMEN AND THE LAW. (2-3)**

Constitutional aspects of sex discrimination, employment discrimination. A criminal law unit covering women as victims and as offenders.

**LAW 840 SUPREME COURT DECISION MAKING. (2-3)**

This course will focus on the mechanics of judicial decision making and opinion writing. Each week, students will read the lower court opinion and merits and selected amicus briefs of selected cases currently pending before the U.S. Supreme Court. The class will focus on these cases and deliberate the merits of each side's arguments, much like the Supreme Court does during its conferences. We will also explore theories of judicial decision making, interpretation and policy. At the end of each class, we will "vote" as to how we think the decision should come out. Students will be expected to write majority and dissenting opinions in one of the cases we discuss, which must include substantial original thought and research. The grade will be based primarily on these judicial opinions. Prereq: LAW 822 – Constitutional Law II.

**LAW 842 SPORTS LAW. (3)**

Surveys regulatory and contractual aspects of this multi-million dollar industry. Includes issues related to intercollegiate athletics; professional recruitment and contracting; labor and anti-trust issues; liability issues and other related topics.

**LAW 845 JURISPRUDENCE. (3)**

This course presents a survey of the various schools of legal philosophical thought, with an emphasis on exploring how these intellectual "value systems" necessarily inform judges' decisions, and how they might therefore influence one's choice of legal argument in a given case. The course will include readings from formalism, legal positivism, process theory, legal realism, law and economics, critical legal studies, feminist legal theory, and critical race theory, among others.

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**LAW 850 LEGAL ACCOUNTING. (2-3)**

This course is designed to introduce students to general bookkeeping and accounting principles. Class discussion will concentrate on the relevance of accounting judgments to legal issues rather than focusing on technical problems. Students will examine income statements, balance sheets, and other accounting documents. Emphasis will be placed on an understanding of accepted accounting principles (GAAP) and the abuses of GAAP. Students with undergraduate financial accounting can take this course only with permission of the professor.

**LAW 851 BUSINESS ASSOCIATIONS. (4)**

Legal introduction to business organization; emphasis on nature and structure under modern American business corporation law. Areas: partnership planning (formation, property rights, dissolution and liquidation rights); steps for corporate organizing (including legal consequences of defective incorporation); nature of corporate entity concept; corporate control and management (including problems of close corporation); fiduciary duties of directors and controlling shareholders under state law; nature and characteristics of shareholders' derivative suit. Prereq: Completion of first year of law study generally is expected.

**LAW 855 CORPORATION FINANCE LAW. (3)**

A study of selected problems in advanced corporation law, including corporate promotion and capitalization (with special emphasis on senior securities and their characteristics); corporate distributions (dividends); recapitalizations (elimination of accrued dividends); public regulation of security issues (Securities Act of 1933 and state Blue Sky laws).

**LAW 856 BUSINESS PLANNING. (3)**

This course involves the planning of business transactions and combines the applicable corporate, tax, and securities considerations of such transactions in a single course. Emphasis will be on some of the more important types of corporate transactions, such as the organization of a private corporation and a public corporation, conflicts between stockholders of a close corporation, and corporate combinations. Course is limited to third-year students who have had a background in corporations and income tax. Knowledge of securities regulation and corporate tax is desired.

**LAW 858 NONPROFIT ORGANIZATIONS. (2-3)**

This course introduces students to the laws and policies governing the formation operation and dissolution or conversion of nonprofit organizations, including charities, foundations, associations, and clubs. The class will cover the creation and governance of nonprofit organizations as well as federal tax law relating to charities and other nonprofit organizations. The class will include both lectures and practical exercises. Prereq: LAW 851 (Business Associations).

**LAW 860 TAXATION I. (3-4)**

Problems in federal and state income taxation.

**LAW 861 PARTNERSHIP TAX. (2)**

Federal income taxation of transactions between partners and their partnership and shareholders and their corporation; organization of partnerships and corporations; taxation of distributions of operating profits, liquidations, and sales of interests. Prereq: Taxation I (LAW 860).

**LAW 863 TAXATION OF BUSINESS ENTERPRISES II. (3)**

Advanced problems of federal income taxation of corporations and partnerships; mergers and acquisitions; reorganizations, recapitalizations; affiliated corporations; consolidated returns. Prereq: Taxation I (LAW 860).

**LAW 864 REAL ESTATE TRANSACTIONS. (3)**

This course covers numerous issues related to real estate conveyancing, including contractual issues, title assurance, and financing the transactions. Prereq: Property.

**LAW 865 ESTATE AND GIFT TAX. (2-3)**

The primary focus of this course is the federal taxation of wealth transfers, whether those transfer occur during lifetime or after death. Also examined will be the goal of balancing the minimization of clients' transfer tax obligations with the other non-tax goals clients might have, as well as the policy goals behind imposing a wealth transfer tax, and the statutory and regulatory strategies used by the government to respond to impermissible avoidance techniques.

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**LAW 866 ADVANCED ESTATE PLANNING.****(2-3)**

This is a two-hour, problem-oriented, skills course. Problems will be distributed to the class involving detailed factual situations, e.g., owners of a small, closely held business; a middle income family with three minor children and a fiancé seeking a prenuptial agreement. Students will be expected to draft appropriate wills, trusts, and other legal documents for their clients. Role playing will be used to better simulate realistic situations. Students will learn some of the more sophisticated estate planning techniques, e.g., revocable trust agreements; trusts utilizing unified credit exemptions of both spouses; charitable remainder trusts; prenuptial agreements; post-nuptial agreements; planning for qualified pension plans; etc. Emphasis will be placed on teaching interviewing skills, communicating with clients, ethical considerations, financial planning and drafting skills. Enrollment is limited to a maximum of 16 students. Prereq: Estate and Gift Taxation and Planning (LAW 865) and Trusts and Estates (LAW 876).

**LAW 871 ENERGY AND MINERAL LAW AND POLICY.****(3)**

Energy and Mineral Law and Policy will provide an introduction to energy and mineral law, regulation and policy in the United States. It will cover the regulatory environment, state and federal, for natural gas, electricity, coal, and nuclear power. It will explore the generation, distribution and regulation of electricity, coal, oil and gas, and renewable energy sources. Regulation of utilities will also be covered.

**LAW 872 LAND USE PLANNING.****(2-3)**

A comprehensive survey of the basic legal devices to control the use of land, theories of land use planning, nuisance, private agreements, zoning and zoning procedure, the role of the federal government in land planning, exercise of eminent domain, and selected Kentucky problems, such as rural zoning and proposed New Towns for Appalachia.

**LAW 874 BANKING LAW.****(2-3)**

History of banking; overview of agencies which regulate bank activities; formation and regulation of bank holding companies; bank mergers and acquisitions; branch banking; antitrust considerations; trust operations conducted by banks; impact of securities legislation on bank loans and bank financing; the FDIC and its impact on a failing bank.

**LAW 875 SECURITIES REGULATION.****(3)**

The law governing the issuance, distribution and trading of securities under the Securities Act of 1933 and the Securities Exchange Act of 1934; the obligation to register securities; public offerings by issuers; secondary distributions; and registration requirements growing out of mergers, definition of a "security" and the exemptions from registration requirements; insider trading prohibitions; antifraud provisions in tender offers, self tenders, proxy solicitations and the purchase and sale of securities.

**LAW 876 TRUSTS AND ESTATES.****(4)**

An elective course for second-year law students. Examination of rules governing intestate distribution of property; formal requirements governing execution, alteration and revocation of wills; requisite elements of express trusts and requirements for their creation; special rules relating to charitable trusts and spendthrift trusts; rules concerning construction of wills and trusts and general rules governing administration of decedents' estates and trusts.

**LAW 881 PAYMENT SYSTEMS.****(2-3)**

This course focuses on the basics of payment transactions using check and other negotiable instruments. In the longer version of this course, coverage will also include the regulatory structure governing modern electronic payment systems. Prereq: Basic Uniform Commercial Code.

**LAW 882 SECURED TRANSACTIONS.****(3)**

This course focuses on secured credit transactions and will include an examination of contemporary bank lending practices.

**LAW 885 COMMERCIAL DEBTOR-CREDITOR RELATIONS.****(2-3)**

Minimizing risk of loss through bankruptcy by business creditors and debtors; Uniform Commercial Code versus the federal Bankruptcy Act; nonbankruptcy creditors' and debtors' remedies in commercial context, including assignments and arrangements under state law; commercial bankruptcy; rehabilitation under Bankruptcy Act.

**LAW 887 INSURANCE.****(2-3)**

Nature of contract, insurable interest, making the contract, concealment, representations, warranties, implied conditions of forfeiture, waiver and estoppel, rights under the contract, and construction of the policy.

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**LAW 890 EVIDENCE. (4)**

Rules of admissibility, real, circumstantial, testimonial and documentary evidence, witnesses, hearsay rule and its exceptions, procedure of admissibility, law and fact, judge and jury, burden of proof and presumption, judicial notice, and parole evidence rule.

**LAW 894 ANIMAL RIGHTS. (2)**

This course provides an introduction to issues and laws pertaining to the rights of animals, including: the different statutory and non-statutory definitions of the term “animal,” their evolution, and the significance of these changes; the general and specific legal status of animals is considered; the history of the legal status and rights of two other types of property that belong to the tangible sentient personal property category (slaves and minor unemancipated children), and how the criminal law did, and does, intersect with the property owner’s right in this category of personal property. The course will then examine specific contemporary “rights” of animals with respect to freedom from abuse, neglect and cruelty, in situations involving companion/pet animals, sporting (including fighting), racing, hunting, and entertainment.

**LAW 895 EQUINE LAW. (2-3)**

This course is directed at students with an interest in developing an in-depth knowledge of current issues in equine law. Equine law is an amalgamation of various areas of the law employed specifically in the advancement of the equine industry. The industry is founded on a tradition of handshake deals (which still take place at the highest level) but is increasingly sophisticated. This course will take a multi-disciplinary approach and investigate current topics, including account wagering, simulcasting, stallion syndications, multiple ownership vehicles, intellectual property, tax and other emerging topics. The course will investigate the legal relationships (rights, duties, and obligations) among and between the constituent parties in horse racing, breeding, ownership and sport horse activities and the laws that to a greater or lesser degree define those relationships. Prereq: LAW 851 and LAW 860; concurrent enrollment in LAW 851 is permitted.

**LAW 896 RESEARCH PROBLEMS. (2)**

This is the law school’s independent research course. Students must have the approval of a sponsoring professor and the Associate Dean for Academic Affairs. Forms are available on the law school’s web site or from the Dean’s Office. Students must present a completed prospectus about their research and a signed approval form before they will be allowed to sign up for the course. The Associate Dean will normally approve proposals submitted after the first day of class. A paper 25 pages or more in length, exclusive of footnotes, is required. This course may not be used to satisfy the Upperclass Writing Requirement.

**LAW 898 ENVIRONMENTAL LAW. (3)**

The role of the legal system in regulating the interrelated subsystems within the physical environment, including water and air pollution, solid waste disposal, and strip mining. Emphasis on: constitutional limitations on the public’s power to implement planning proposals; relationships between federal, state and local governments; structure of agencies regulating environmental quality; standards for administrative discretion; the openness of administrative hearing procedures; and the scope of judicial review of administrative decisions. Prereq: None directly, although completion of first-year law courses is expected for second- and third-year elective courses.

**\*LAW 900 LAW SPECIAL COURSE. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. A particular course may be offered no more than twice under the LAW 900 number.

**\*LAW 901 SPECIAL TOPICS IN LAW. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. Prereq: Varies with course.

**\*LAW 902 SPECIAL TOPICS IN LAW. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. Prereq: Varies with course.

**\*LAW 903 SPECIAL TOPICS IN LAW. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. Prereq: Varies with course.

**\*LAW 904 SPECIAL TOPICS IN LAW. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. Prereq: Varies with course.

**\*LAW 906 SPECIAL TOPICS IN LAW. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. Prereq: Varies with course.

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**\*LAW 907 SPECIAL TOPICS IN LAW. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. Prereq: Varies with course.

**\*LAW 908 SPECIAL TOPICS IN LAW. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. Prereq: Varies with course.

**\*LAW 909 SPECIAL TOPICS IN LAW. (1-4)**

Interdisciplinary, topical or experimental courses to be approved by the faculty and Dean of the College of Law. Prereq: Varies with course.

**LAW 910 LABOR LAW. (3)**

History, organization, and structure of American labor unions; obligations and prerogatives of employers; questions of representation; privileges and obligations of unions; collective bargaining and dispute settlement.

**LAW 911 EDUCATION LAW. (3)**

This course provides a comprehensive overview of the law as it impacts the American primary and secondary education system. Course topics include education as an individual right and a state duty; campus safety; student and teacher rights relating to expression, religion, and privacy; educational policy development; copyright issues; education of students with disabilities; educational funding and accountability; and other topics as they timely emerge in the ongoing public debates over education policy and law. Students planning to take the Education Law Seminar are strongly recommended to take this course first. Recommended: Constitutional Law II (LAW 822).

**LAW 912 EMPLOYMENT LAW. (3)**

This course surveys and examines that multitude of important legal doctrines, statutes and rules that regulate those rights and responsibilities of employers and workers which are not controlled by collectively bargained agreements. The structures for administering the more important areas of such regulation are also studied. The subject matter of this course affects most dimensions of the manner in which over three quarters of our Gross National Income is distributed. Course coverage includes: the law of individual employment contracts, special employment relations such as civil service, the employer's right to various forms of work products, the employer's responsibility for job health and safety, protection of the worker's property, worker responsibility for wrong-doing, wage-hour laws, vacation benefits, bonuses, retirement benefits, health insurance benefits, and unemployment compensation.

**LAW 913 ADVANCED LEGAL RESEARCH. (2)**

This two credit course is designed to assist third-year law students improve their legal research skills by introducing them to a number of research tools not covered in first-year legal research instruction. Besides exposure to legal research material, students will apply research strategies to in-class and out-of-class assignments.

Topics covered include: review of basics; secondary authority; international, foreign and transnational law; statutory and legislative history research; administrative law; tax research; securities law; environmental and criminal law; banking and labor law; family and employment law; and looseleaf, trial practice and ALR materials. These topics will be examined using traditional legal research methodology, as well as CD-ROM, INTERNET and on-line databases. Prereq: Open only to third year students.

**LAW 914 PRODUCTS LIABILITY. (2-3)**

This course will focus on the law of products liability. It will cover all the causes of action for products liability, negligence, strict liability, and warranty, with detailed treatment of some or all of the following issues: design defects, failure to warn, hybrid transactions, federal preemption, comparative fault and assumption of risk, negligent marketing, causation, punitive damages, toxic tort and class action litigation.

**LAW 915 FAMILY LAW. (2-3)**

Contracts to marry; the marriage status; annulment, divorce and separation; parent and child; infants and incompetent persons.

**LAW 916 CHILDREN AND THE LAW. (2-3)**

When offered for two credit hours: allocation of rights between the state and parents, management/control of minor's property, child protective services (abuse, dependency, and neglect), status offenses, termination of parental rights, foster care, and adoption. When offered for three credit hours: allocation of rights between the state and parents, management/control of minor's property, child protective services (abuse, dependency, and neglect), status offenses, termination of parental rights, foster care, adoption, medical decision-making, education rights, and juvenile justice (transfer hearings, and sanctions).

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### **LAW 917 ECONOMIC AND DIGNITARY TORTS. (2-3)**

This course is designed to cover in depth some of the important topics of tort law that often are not covered in basic Torts. Those topics include economic torts such as tortious interference with contract and economic advantage and the economic loss rule. The major dignitary torts of Defamation and Right to Privacy are also covered.

### **LAW 919 IMMIGRATION LAW. (2-3)**

This course is designed to examine and interpret federal immigration legislation and policy. The course will include such topics as the constitutional origins of immigration legislation, definitions of immigrant and non-immigrant categories, grounds for exclusion and/or deportation, and refugee and asylum law.

### **LAW 920 ADMINISTRATIVE LAW. (3)**

Establishment of administrative tribunals, limits on discretion. Notice and hearing, orders, methods of judicial relief, scope of judicial review.

### **LAW 921 ELECTION LAW. (3)**

This course looks comprehensively at the law governing the political process and democratic self-government. Topics covered include legislative redistricting, campaign financing laws, the regulation of political parties, the Voting Rights Act, and 'direct democracy' initiatives (such as binding public referendums). The course also addresses the alternative electoral structures being explored by many U.S. cities, such as proportionate representation, cumulative voting and transferable vote systems. Students interested in law, government and democratic theory are encouraged to enroll.

### **LAW 923 INTERNATIONAL ENVIRONMENTAL LAW. (2-3)**

This course will cover sources and forms of international environmental law developing principles and international responses to global environmental problems.

### **LAW 924 INTERNATIONAL TRADE LAW. (3)**

This is a survey course on the legal regime of the World Trade Organization ("WTO"), which stands at the center of the current international debate about "globalization." The course will examine, among other things, the legal structure of the WTO, dispute settlement, most favored nation and national treatment principles, trade in services, trade-related aspects of intellectual property rights, and linkages/conflicts between trade regulation and environmental protection, labor standards and other important areas of domestic policy. In addition, we will discuss various "hot topics" in international trade law, including the North-South divide over trade in agricultural products; national restrictions on importation of genetically modified organisms; the availability of patented pharmaceuticals in least developed countries; and "cultural" limits on trade in audiovisual products such as films, videos, and television programming.

### **LAW 925 INTERNATIONAL LAW. (3)**

Introduction to the legal process by which interests are adjusted and decisions reached on the international scene. Treaties, the law of international organizations, the "common law" of nations and national laws with significant international ramifications are examined to determine their effect on international cooperation and coercion.

### **LAW 926 INTERNATIONAL BUSINESS TRANSACTIONS COURSE. (3)**

This course will cover the basic legal structure regulating international trade. Topics covered include: international sales contracts, international finance, international civil litigation and arbitration (jurisdiction, choice of law, enforcement of foreign judgments and arbitration awards), tariff and non-tariff trade barriers, export licensing, international aspects of intellectual property (patents, trademarks and copyrights), regulation of foreign investment, regional trade organization with emphasis on the EEC and North American Free Trade Area and fundamentals of taxation of international transactions.

### **LAW 927 LEGISLATION. (3)**

This course provides an introduction to legislation and the legislative process, with an emphasis on federal legislation. Among the subjects considered are theories of representation by the legislature, includes one person-one vote; legal process theory and the roles that judicial review and separation of powers play in that theory; and statutory construction, including the rules and canons of statutory construction and the use of legislative history in interpreting statutes.

**LAW****Law****LAW 928 EMPLOYEE BENEFITS LAW. (3)**

This course provides a broad overview of federal law governing employee benefits. Topics covered include: origins and fundamentals of the pension system, origins of ERISA, taxation of employee benefits, fiduciary rules, and preemption. Students who take this course should have completed a basic tax course.

**LAW 929 COPYRIGHT LAW. (3)**

This course provides a broad understanding of most aspects of this branch of intellectual property including copyrightable subject matter, standards for protection, registration and deposit requirements, the bundle of rights, remedies, standards for infringement, defenses to infringement including fair use, and a variety of other concepts. Intellectual Property is not a prerequisite. Grades will be based on three writing projects assigned during the semester.

**LAW 930 ANTITRUST LAW. (2-3)**

The body of law structuring economic organization and activities in a free enterprise national system. Major matters considered in the course are government creation and regulation of the legal monopolies, controls over collaborative conduct of competing economic entities, and legal controls over the vertical distributive relationship of suppliers, dealers, and customers.

**LAW 931 STATE AND LOCAL TAXATION. (2-3)**

This course provides an introduction to the fundamentals of state and local taxation. Topics covered include: property taxation, sales taxation, corporate taxation, and constitutional limitations on state and local taxation.

**LAW 933 INTERNET LAW. (3)**

This is a survey course on the legal regime(s) governing the Internet. In a short period of time, the Internet has assumed a prominent place in the global economy, facilitating hundreds of billions of dollars worth of business-to-business and business-to-consumer transactions annually. At the same time, the Internet has become an important means of person-to-person and intra-organizational communication. This course will focus on many of the important legal questions that have arisen as a consequence of the rapid expansion of Internet use. Topics to be covered will include jurisdiction over, and choice of law in, the electronic marketplace; cybersquatting and protection of domain names; regulation of indecent or pornographic content; protection of personal information online; electronic contracting and electronic signatures; digital piracy and protection of intellectual property on the Internet, including the Napster case and the debate about open-source software; and electronic-payment systems. Wherever possible, we will focus on international and comparative legal perspectives on the problems posed by Internet regulation.

**LAW 934 PATENT LAW. (2-3)**

The course in patent law covers aspects of patent procurement with particular attention directed to the statutory requirements faced by an applicant including considerations of patent eligibility of the subject matter and its utility, novelty and nonobviousness; the specification and claims including disclosure requirements of the written description, such as enablement and best mode; post-grant procedures of reissue, reexamination, and disclaimer; patent enforcement and affirmative defenses against a charge of infringement; remedies; and international prosecution and patenting.

**LAW 935 INTELLECTUAL PROPERTY. (2-3)**

Analysis of the various common law unfair competition areas; examination of statutory relief in areas of trademarks, copyright, and misleading advertising; survey and analysis of various portions of Federal Trade Commission Act and Robinson-Patman Act.

**LAW 936 INTELLECTUAL PROPERTY TRANSACTIONS. (2 or 3)**

Intellectual Property Transactions deals with legal problems in the commercialization of intellectual property. It covers, among other things, license, confidentiality agreements, and intellectual property financing. Prereq: LAW 935 or permission of the instructor.

**LAW 937 INTERNATIONAL TAX. (3)**

This course examines the U.S. federal income tax implications of international transactions, covering both inbound and outbound transactions. Prereq: LAW 860.

**LAW 940 SEMINAR. (2)**

Seminar in selected legal problems, as designated by the faculty.

**LAW 941 SEMINAR. (2)**

Seminar in selected legal problems, as designated by the faculty.

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<b>LAW 942 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 943 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 944 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 945 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 946 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 947 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 948 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 949 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 950 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 951 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 952 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
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<b>LAW 954 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
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<b>LAW 956 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 957 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 958 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 959 SEMINAR.</b>	(2)
Seminar in selected legal problems, as designated by the faculty.	
<b>LAW 960 TRIAL ADVOCACY BOARD.</b>	(1)
In the second year all students who successfully complete the intra-school competition and are asked to become a member of the Board will receive one hour of pass-fail credit at the end of the spring semester of the third year for meaningful participation in the activities of the Board, which includes national inter-school competitions and conducting the second year membership competition. Prereq: LAW 890.	

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- LAW 961 MOOT COURT/BOARD.** (1-2)  
Second year competition for one hour credit. Those selected for the Moot Court Board receive an additional two hours credit in the third year. Offered on a pass/fail basis only. May be repeated to a maximum of three credits.
- LAW 962 KENTUCKY LAW JOURNAL.** (1-3)  
This course, required of all members of the Law Journal staff, offers experience in legal writing, editing, and the process of publication of a scholarly periodical. Offered on a pass/fail basis only.
- LAW 963 JOURNAL OF NATURAL RESOURCES AND ENVIRONMENTAL LAW.** (3)  
The course required of all members of the Journal of Natural Resources and Environmental law, offers experience in legal writing, editing and the process of publication of a scholarly journal. Pass-fail only.
- LAW 964 JUDICIAL EXTERNSHIP.** (2)  
Clerking for trial and appellate judges. May be repeated once with permission of the Dean. Offered on a pass/fail basis.
- LAW 965 PROSECUTORIAL EXTERNSHIP.** (2)  
Supervised handling of criminal cases under the limited practice rule of the Kentucky Supreme Court. Instruction and practice in investigation, preparation and trial advocacy. Open to third year students only. May be repeated once with permission of the Dean. Offered on a pass/fail basis.
- LAW 966 MOOT COURT NATIONAL TEAM.** (2)  
Participation on Moot Court National Team. National Team members should sign for this course instead of 961 in their third year.
- LAW 970 U.S. ATTORNEY APPELLATE DIVISION EXTERNSHIP.** (2)  
The goals of this externship are to develop practical appellate litigation skills, especially appellate brief-writing skills; to give practical experience in researching legal topics; and to increase understanding of the appellate process, especially as it relates to federal government litigation and the rules of the U.S. Court of Appeals for the Sixth Circuit. Students will be supervised by attorneys in the U.S. Attorney's Office Appellate Section. Students in this externship are not required to seek admission under the student practice rules; however, students are subject to a background check by the Federal Bureau of Investigation prior to final enrollment in the course. Prereq: Status as a second- or third-year student at the College of Law.
- LAW 971 DEPARTMENT OF PUBLIC ADVOCACY INNOCENCE PROJECT EXTERNSHIP.** (2)  
Students will work under the supervision of field instructors and mentors on investigating claims of innocence by inmates. The course includes a classroom component. Prereq: Completion of 2nd year of law school.
- LAW 972 LEGAL CLINIC.** (2-3)  
This is a graded two or three hours practice-oriented course that provides third year students with a unique opportunity to represent low income elderly individuals on a variety of legal matters. Under the Kentucky Supreme Court's limited practice rule, and with the supervision of the clinical director, students will represent clients in negotiations with federal and state agencies, in administrative hearings or in court procedures. Students will also interview clients, draft legal documents, file pleadings, and conduct discovery.
- LAW 973 CHILDREN'S LAW CENTER EXTERNSHIP.** (2)  
This externship develops students' litigation, counseling and research skills under the supervision of the Litigation Director of the Lexington office of the Children's Law Center, a 20-year-old foundation based in Northern Kentucky. The Center provides direct representation to children involved in high conflict custody cases, to children who are victims of sexual abuse and must be a witness in criminal proceedings, to children with disabilities in educational matters, and children who are homeless or have other dependency issues. Students will assist their supervising attorney on these cases. Students will be expected to work at least 100 hours during the semester, in addition to classroom time discussing substantive law, roundtable discussions and case status conferences. Enrollment is limited to three students. This externship is only open to students who are eligible for admission under the limited practice rule.

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**LAW 974 PUBLIC DEFENDER EXTERNSHIP. (2)**

The goals of this externship course are to develop practical litigation skills; to give practical experience in researching legal topics; and to increase understanding of the criminal litigation process, especially as it relates to how lawyers representing the defendants in that system develop the case, identify a strategy for litigating the case, and implement that strategy. Students will be expected to complete 100 hours of work under the supervision of the Lexington Department of Public Advocacy Directing Attorney, in addition to a classroom component taught at the College of Law. Admission under the limited practice rule is not required but is strongly encouraged; lack of admission will limit the student's ability to fully participate in externship opportunities. The expectation is that a very significant proportion of student work will be accomplished under the limited practice rule in cases before the Family Court and Juvenile Court, and in District Court misdemeanor courses. Prereq: Evidence (LAW 890).

**LAW 975 UK HEALTHCARE EXTERNSHIP. (2)**

Students will develop practical interviewing, counseling, strategic legal planning, litigation, and legal research skills as interns in the University of Kentucky Healthcare (University Hospital) Risk Management Office, under the supervision of the Risk Management Director. Students will be expected to complete legal research and writing projects, attend legal proceedings and hospital committee meetings, and review clinical investigations. Each student must sign a confidentiality agreement covering, among other things, compliance with all statutory requirements governing patient confidentiality, including HIPAA, and an anticipatory conflict agreement, which will include an agreement that the participant will be bound by SCR 3.130(1.9) and SCR 3.130(1.10) as if the participant were a practicing attorney at the time of the internship. Prereq: Second-semester, second-year status; Evidence (LAW 890); transfer students must have completed Torts (LAW 805). Recommended: Bioethical Issues and the Law (LAW 831), Medical Liability (LAW 832).

**LAW 976 KENTUCKY ENERGY AND ENVIRONMENT CABINET EXTERNSHIP. (2)**

The goals of this Externship course are to develop an understanding of legal and policy issues arising from energy development and environmental protection in Kentucky; to assess the legal implications of emerging energy strategies, including carbon sequestration from coal gasification; and to increase understanding of the role played by attorneys in the Energy and Environment Cabinet. Prereq: LAW 898 or consent of instructor.

**LAW 977 CHILD ADVOCACY TODAY EXTERNSHIP. (2)**

Child Advocacy Today (CAT) is operated in partnership with the Equal Access to Justice Foundation and Kentucky Children's Hospital and is located in General Pediatrics at Kentucky Clinic. CAT Externship students become part of the healthcare team at Kentucky Children's Hospital in order to assess patients' legal needs. The students engage in interviews with patients and their families, and identify legal issues that adversely affect the health of the patients. Students will then have the opportunity to assist these clients and prepare the matter for referral to outside counsel, where appropriate. Students will conduct legal research, write memos and prepare legal documents under the supervision of staff attorneys. Students will analyze and implement case strategies and prepare work plans for their cases. In addition, because the mission of the medical-legal partnership is to educate healthcare providers to recognize legal issues that are detrimental to their patients' health, students will prepare a presentation on a topic of their choice to be presented to UK's pediatrics residents. This course is limited to three students. Prereq: Third-year standing.

**LAW 978 ADVANCED LEGAL CLINIC. (2-3)**

Students in this advanced clinic course will continue their supervised casework from the previous semester, take on additional and more complex civil legal matters, including cases likely to go to trial, while helping the director supervise the new clinic students. Advanced clinic students will continue to develop their legal skills, improve their leadership and supervisory skills and increase their substantive and practical knowledge. Prereq: LAW 972 – Legal Clinic and consent of instructor.

**LAW 979 LEXINGTON CITY ATTORNEY EXTERNSHIP. (2)**

This course provides the extern with an introduction to the practice of in-house counsel for a local government. The Law Department of the Urban County Government acts as counsel for the Mayor, the Urban County Council, and for all of the Urban County Government's Departments and Divisions. The department drafts all legislation (ordinances and resolutions) and handles a majority of the Urban County Government's litigation. The extern will research, analyze and write on legal issues that arise in a local government, attend court proceedings and witness meetings, participate in preparation of materials to respond to motions, briefs and appeals, and attend and participate in Urban County Government staff meetings as appropriate. Specific assignments and activities will be determined by supervising attorneys. Enrollment is upon application only; limit is two students per semester.

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**LAW 980 FAYETTE COUNTY ATTORNEY EXTERNSHIP. (2)**

This externship develops students' interviewing, counseling, legal research and litigation skills under the supervision of the attorneys in the Fayette County Attorney's Office. Students will be expected to do legal research and writing, contact and interview witnesses, attend court sessions and assist the prosecutors therein, and assist in maintaining electronic case files. Students will support their supervising attorney in all areas related to the representation. Enrollment is open to both second- and third-year students, is upon application and interview only, and is limited to five students per semester. Scheduling note: Although not required, students should plan to have one full morning available for externship work to accommodate court appearance schedules.

**LAW 982 LONDON LAW: ENGLISH LEGAL SYSTEM. (1)**

This course will provide an introduction to the history and practice of the English legal system. The course will deal with the following topics: court structure, costs and legal aid, the judiciary, criminal procedure, the legal profession, structure of the U.K. Constitution, human rights in the U.K., juries, and the doctrine of precedent.