Clinic courses for 2016-2017

Updated 3/21/2016

The Law Clinics provide second and third year law students with a unique educational opportunity. Located in room 190 of Mondale Hall, the Clinic operates as a law firm staffed by faculty and students. The clinical program not only provides students with the opportunity to develop lawyering skills under the watchful eye of faculty practitioners but also introduces that otherwise missing participant in legal education: the client.

The Law Clinics help students develop lawyering skills through a combination of theoretical classroom instruction and practical application in simulations and live cases. The Student Practice Rule adopted by the Minnesota Supreme Court allows clinic students to represent clients in actual court and administrative agency proceedings under the supervision of the clinic faculty.

The Law School was a pioneer in the field of providing clinical legal education to law students as early as 1913. The current clinical program was inaugurated in 1968. Since that time, the Law Clinics have grown from a tiny poverty law office to a large and integral part of the Law School curriculum.

The Law School currently offers 23 clinical courses in the following areas of practice:

**Two Semester Clinics (Fall 2016 – Spring 2017)**
- Bankruptcy
- Business Law
- Child Advocacy & Juvenile Justice
- Civil Practice
- Civil Rights Enforcement
- Community Mediation
- Community Legal Partnership for Health
- Consumer Protection
- Criminal Justice
- Detainee Rights: Immigration Incarceration
- Environmental Law
- Family Law
- Federal Immigration Litigation
- Human Rights Litigation & Int’l Legal Advocacy
- Immigration & Human Rights
- Indian Child Welfare Act
- Innocence Project
- Insurance Law
- Tax (Federal Income)

**One Semester Clinics (Fall 2016)**
- Misdemeanor Prosecution
- IP and Entrepreneurship

**Tentative One Semester Spring 2017 Clinics: These will not be offered in the Fall 2016 lottery.**
- Housing
- Federal Defense
- Workers’ Rights
<table>
<thead>
<tr>
<th>Course#</th>
<th>Clinic</th>
<th>Pre- or Co-req / Recommend</th>
<th>Fall</th>
<th>Spring</th>
<th>Total Credits</th>
<th>Fall-Day/Time/Room</th>
<th>Enrollment CAP</th>
<th>Notes</th>
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<tbody>
<tr>
<td>7092</td>
<td>Bankruptcy</td>
<td>Pre-req: BA/Corps (LAW 6051) or Corporations (LAW 6012 or 6072); and one of the following:</td>
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<td>6</td>
<td>T/4:05 - 6:00 pm</td>
<td>8</td>
<td>Has Student Directors</td>
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<tr>
<td></td>
<td></td>
<td>Advanced Corporate Law (LAW 6055), Bankruptcy (LAW 6107), Contract Drafting (LAW 6837),</td>
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<td></td>
<td>Corporate Tax (LAW 6857), Creditor’s Remedies/Secured Transactions (LAW 6109), Federal</td>
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<td>Securities Regulation(LAW 6211), Mergers &amp; Acquisitions (LAW 6102) or Partnership Taxation (LAW 6114)</td>
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<td>7860</td>
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<td>3</td>
<td>6</td>
<td>MW/3:35 - 5:30 PM</td>
<td>16</td>
<td>3L's only</td>
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<td>7675</td>
<td>Child Advocacy &amp; Juvenile Justice</td>
<td>Highly recommend taking Evidence and Juvenile Justice courses</td>
<td>4</td>
<td>3</td>
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<td>W/3:35 - 5:30 PM and Thur/10:10 - 11:05 am</td>
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<td>4 - TBD</td>
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<td>Civil Rights Enforcement</td>
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<tr>
<td>7750</td>
<td>Community Legal Partnership for Health</td>
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<td>T/ 1:25-3:25 &amp; W/ 1:25 - 3:25</td>
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<td>7030</td>
<td>Consumer Protection</td>
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<td>Course Code</td>
<td>Course Title</td>
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<td>Days &amp; Time</td>
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<td>7844</td>
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<td>Human Rights Litigation and International Legal Advocacy</td>
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<td>7842</td>
<td>Immigration and Human Rights</td>
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<td>7</td>
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<td>7010</td>
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<td>W/3:35 - 5:30 PM</td>
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*New course - Waiting for approval

Has Student Directors
Courses Offered in the Clinic Lottery for Spring 2016 (Tentative) - These will not be offered in the Fall 2016 lottery.

<table>
<thead>
<tr>
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<th>Notes</th>
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<td>Pre- req (Completed): Criminal Law and Criminal Procedure; Pre or coreq: Evidence.</td>
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<td>7246</td>
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<td>Workers' Rights</td>
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<td>2</td>
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<td>Has Student Directors</td>
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The Bankruptcy Clinic offers students the opportunity to advise and represent individuals in serious financial difficulty. This two-semester, six-credit course includes a classroom component, which prepares the students to counsel clients about consumer bankruptcy, introduces important portions of the Bankruptcy Code and Rules, and discusses the students’ cases in a group setting. This classroom component also features guest speakers, such as bankruptcy judges, panel trustees, and local practitioners. Students will receive training from Bankruptcy Court staff in electronic filing.

The majority of the course will be actually representing clients in financial difficulty. This includes advising them of their options, communicating with their creditors, filing Chapter 7 bankruptcy cases, and representing clients at the meeting of creditors. Students may also have the opportunity to represent clients in adversary proceedings, including discovery and trial as well as settlement negotiations with both creditors and the U.S. Trustee. Occasionally, students represent individual creditors as well.

Former Student Comments:
“The Bankruptcy Clinic helps develop the skills necessary to survive in the real world. Through extensive client contact and interviews, students develop the skills necessary to deal effectively with clients. One of the highlights of this clinic is the opportunity to develop negotiating skills as students often negotiate with creditors on behalf of debtor clients. This clinic really teaches students how to put “common sense” back into the study of law. Bankruptcy law really is an umbrella for the practice of every area of law, and this clinic allows students to learn not only bankruptcy law, but also other business related law. This clinic also provides excellent experience whether the student is interested in trial work or transactional work. Students may choose from many different types of cases that range from providing financial advices, reviewing loan documents, assessing the benefits of filing bankruptcy for a particular client (transactional) to fast-paced adversary proceedings (trial). Another highlight of this clinic is that it is taught and supervised by a premier bankruptcy attorney who is constantly involved in cutting-edge bankruptcy cases.”

BANKRUPTCY CLINIC FACULTY: CLINTON CUTLER & CHRIS WILCOX
LENGTH: 2 semesters
CREDITS: 6 (3F; 3S)
BUSINESS LAW CLINIC

The Business Law Clinic is a two-semester 6-credit experience for 3Ls who have taken Business Associations - Corps. Students enrolled in the Clinic gain broad experience working with startup businesses and entrepreneurial clients. Through the Business Law Clinic, law students provide for legal assistance in non-litigation matters to small businesses, nonprofits and entrepreneurs. Clients will work with pairs of law students, meeting at the Law School who team up with experienced, licensed business law and corporate attorneys from area law firms and corporations who provide supervision. Our Clinic practice closely replicates the practice of business law.

SERVICES OFFERED: The Business Law Clinic provides assistance with transactional business matters. It does not provide assistance with litigation, although providing advice and assistance that could prevent litigation.

EXAMPLES OF TRANSACTION LEGAL WORK: Here are examples of legal matters for which student and supervising attorneys can provide advice and/or assistance through the Business Law Clinic:

- Choice of business structure (partnership, Limited Liability Company, etc.)
- Formation of for-profit and nonprofit organizations
- Limited advice on intellectual property (copyright, trademark, trade name, licensing, patents)
- Contracts and commercial leases
- Limited advice on taxation
- Government regulation, licensing and Federal tax and employer identification numbers
- Employment
- Real estate
- Director duties and internal organization
- Commercial debtor/creditor rights and options
- Independent contractor agreements
- Nondisclosure documents
- Ownership distribution, shareholder control agreements

The Clinic’s client referral sources include:

- Carlson School of Management’s Business Hatchery and Entrepreneurship in Action
- Metropolitan Consortium of Community Developers
- Metropolitan Economic Development Association
- Small Business Administration Veterans Services Program
- WomenVenture

The course includes up to 55 hours of classroom transactional skills training over two semesters that include review of transactional law, client working relationships, negotiation and drafting, as well as assessments of problem solving and communication styles, and professionalism. The curriculum also includes segments on client interviewing and an ongoing consideration of professionalism and ethics. The curriculum encourages students to learn about themselves as practitioners. There are several written assignments and fall and spring end-of-semester reflective papers.

Enrollment is limited to 16 students (3Ls only).
The Business Law Clinic is a program component of the Corporate Institute.

BUSINESS LAW CLINIC FACULTY: Professor David Fisher
LENGTH: 2 semesters
CREDITS: 6 (students must be enrolled in both the Fall and Spring semesters to earn credit)
GRADE: 1 letter grade in the Spring
CHILD ADVOCACY and JUVENILE JUSTICE CLINIC

The Child Advocacy and Juvenile Justice Clinic (the “CAC”) is a full academic year, seven credit program beginning in the fall semester in which students represent indigent clients in juvenile delinquency and child welfare matters before the Hennepin County Juvenile Court and custody cases before the Hennepin County Family Court. Over the last two years, students have been actively involved in two cutting edge areas of the law: they have represented adults seeking custody of unaccompanied immigrant minors under the Special Immigrant Justice Status federal statute, and they have represented two inmates serving life without parole (LWOP) in Minnesota prisons for offenses they committed as juveniles. In connection with their LWOP cases, students have represented clients in extensive proceedings before state and federal courts, including the District of Minnesota and the Eighth Circuit, and are currently preparing for two extensive resentencing hearings that will take place during the 2016-17 school years.

CAC students represent multiple clients during the course of the year and, under the supervision of CAC faculty, undertake every aspect of direct representation: from interviewing witnesses, to performing fact investigation, to drafting pleadings, to engaging in settlement negotiations, to appearing for court hearings, to conducting trials.

Many classroom sessions are held in conjunction with the Indian Child Welfare Clinic and cover not only applicable procedure, substantive law and relevant trial skills, but also address broader systemic issues. Students are consistently challenged to consider the historical context and purpose of the family and juvenile courts and to think critically about the effectiveness and equity of the present-day system.

To ensure a fulfilling experience in the CAC, students must be willing to make a substantial time commitment that goes beyond the classroom work. This may require students to arrange their class schedules in a way that allows students to appear in court, conduct investigations, and meet with clients. We also strongly recommend that students enroll in Evidence.

Enrollment is limited to eight (8) students.

CAC FACULTY: Jean Sanderson & Perry Moriearty
LENGTH: 2 semesters
RECOMMENDED COURSES: Evidence & Juvenile Justice
CREDITS: 7 (4F; 3S)
GRADE: 1 letter grade in the Spring
The Civil Practice Clinic offers second and third year students an opportunity to gain both practical lawyering experience and the satisfaction of representing real clients.

The Clinic introduces students to the practice of lawyering through a combination of instructional methods. Classroom sessions explore topics such as interviewing, negotiation, counseling, and motion practice. Simulated exercises allow students to apply classroom learning in a life-like setting. Finally, each student handles approximately three cases involving topics such as family, employment, consumer, and administrative law. These cases provide student attorneys with the opportunity to participate in almost all aspects of the lawyering process, including court and administrative hearing appearances.

The Clinic course is a two semester program, although the classroom portion is completed during the first semester. Students earn a total of seven credits allocated between the two semesters. A significant advantage to Clinic enrollment during the second year of law school is eligibility for selection as a third year student director. Student directors act as "junior partners" in the Clinic law firm -- one of the most valuable learning experiences offered by the law school.

Feel free to drop by the Clinic offices in room 190 on the Plaza level if you would like to learn more about the Clinic program.

CLINIC FACULTY: TBD
LENGTH: 2 semesters
CREDITS: 7 Credits (4 Fall; 3 Spring)
CIVIL RIGHTS ENFORCEMENT CLINIC

The Civil Rights Enforcement Clinic offers second and third-year students the opportunity to enforce the civil rights laws of the United States by assisting in the investigation and litigation of cases in the U.S. Attorney’s Office for the District of Minnesota in Minneapolis.

The Clinic includes both classroom seminars and fieldwork. Classroom instruction will focus on the Civil Rights Act, the Fair Housing Act, the Americans with Disabilities Act, the Equal Educational Opportunities Act, the Uniformed Service Members Employment and Reemployment Rights Act, and the Matthew Shepard and James Byrd, Jr., Hate Crimes Prevention Act, along with segments on statutory interpretation and federal investigation techniques and procedure.

Following the initial class instruction in the fall, students will be assigned in the spring pending federal civil rights investigations and cases. They will work closely with Assistant U.S. Attorneys, investigators, and paralegals on investigation tactics, evidence gathering, pleading drafting, deposition preparation, document review, legal research, litigation strategy, and settlement negotiations in each of the pending matters to which they are assigned.

In order to work on pending cases and investigations at a U.S. attorney’s office, all students must receive a federal security clearance by undergoing a security clearance check by the Federal Bureau of Investigation (FBI) required of all Assistant U.S Attorneys and non-legal staff working at and volunteering for the U.S. Department of Justice. Students MUST BE a United States citizen to be eligible for this clinic; dual citizenship or residence outside of the U.S. for a significant period of time may complicate the security clearance process. Students will be registered for this clinic once they have received security clearance. Students earn a total of five credits for two semesters.

CIVIL RIGHTS ENFORCEMENT CLINIC FACULTY: GREG BROOKER, ANA VOSS, & BAHRAM SAMIE
LENGTH: 2 semesters
CREDITS: 5 credits (3 Fall; 2 Spring)
GRADE: 1 letter grade in the Spring
COMMUNITY MEDIATION CLINIC

The Community Mediation Clinic offers 2Ls and 3Ls the opportunity to learn from mediation practitioners and participate as mediators in community cases, to serve as facilitators in restorative justice conferences and to create and present trainings in community conflict resolution education programs. The U is one of only a handful of the nation’s top law schools presently offering this type of clinical program. Conflict Resolution Center (CRC), one of Minnesota's oldest mediation organizations, offers a comprehensive mediation clinic. Students who successfully complete the Fall course will be eligible to be listed on the Minnesota Rule 114 Roster of Qualified Neutrals and enroll in the Spring clinic.

This course features classroom instruction and interactive exercises. Students observe and then participate in CRC community and court mediations, restorative justice conferences and community outreach programs. This course emphasizes the facilitative model of mediation while providing a survey of other mediation styles and models. Topics covered include: conflict theory, styles of conflict resolution, restorative justice theories and practice, statutes and rules governing mediation, ethical considerations, cultural considerations in mediation and the applicability of facilitative mediation in housing, family, juvenile and criminal courts, as well as in schools, businesses, and elder and employment work. Classroom time is split between lecture and discussion and interactive role plays and exercises with coach/instructor feedback.

During the Spring semester, students spend 4-6 hours per week at the Conflict Resolution Center in Minneapolis. Students create their own mediation related project which they work on throughout the semester. Students will also mediate or observe an average of 3-6 cases during the spring. Additionally, students journal their experiences role-playing, observing and mediating. Students receive one grade for the two semester course.

Feel free to drop by the Clinic offices in room 190 on the Plaza level if you would like to learn more about the Clinic program.

COMMUNITY MEDIATION CLINIC FACULTY: ELISE CHAMBERS
LENGTH: 2 semesters
CREDITS: 3 (F); 3 (S)
GRADE: 1 letter grade in the Spring
COMMUNITY LEGAL PARTNERSHIP FOR HEALTH CLINIC

Course Overview
Students in this clinic will work with various health service students at the Phillips Neighborhood Clinic to identify and resolve legal issues affecting patients care and wellbeing. Students will develop skills that can be used in any number of practice settings, including interviewing and counseling, case management, problem-solving, persuasive fact analysis, legal drafting, negotiation, effective oral communication, and interdisciplinary collaboration.

Guest speakers from the legal profession will offer expertise in various areas of the law students may encounter and community leaders will provide important knowledge of the citizens of the Phillips neighborhood. Designated classes will be devoted to “case consultation” to solve client issues and learn from one another’s perspectives and experiences.

Through participation in this course, students will be given the opportunity to change clients’ lives by helping them assert their rights and obtain necessary benefits and services. Students will learn about legal issues that affect people with health issues, the complex intersection of law and health, the medical-legal partnership (MLP) model of legal services delivery, and client-centered and holistic approaches to the lawyer-client relationship. Students will learn their own style of lawyering and ways to improve time management, client management, and communication and advocacy skills.

Phillips Neighborhood Clinic Partnership
Phillips Neighborhood Clinic (PNC) is a community health clinic run by University of Minnesota medical, nursing, pharmacy, physical therapy, public health, and dental students. The clinic provides a range of free services, and patients are accepted on a walk-in basis without residency, income, insurance, or immigration status requirements. Teams of students will be expected to attend at least one evening clinic per month and occasional Law Nights which are evenings devoted to providing pertinent legal information to the PNC patient community. Additional cases may be assigned from PNC affiliated programs or Cancer Legal Line.

Classroom and Training
Students will receive an orientation to the clinic and will be trained in intake and referral procedures early in the fall semester. Subsequent classroom sessions will combine substantive legal topics and skills development. There will be the opportunity for a combined class with medical students. Class sessions are highly interactive and full participation is expected.

INSTRUCTOR: LINDSAY FLINT
LENGTH: 2 semesters
CREDITS: 5 Total Credits: 3 (F); 2 (S)
GRADE: 1 letter grade in the Spring
CONSUMER PROTECTION CLINIC

The Consumer Protection Clinic represents individuals who are victims of marketplace fraud or who have disputes regarding consumer credit, debt collection, motor vehicle fraud, predatory lending or similar matters. The Clinic also assists legislators, regulators, and advocacy groups in policy matters, such as drafting consumer protection legislation.

The Clinic is a two semester course open to second and third year students. Students receive four credits for the first semester and three credits for the second semester. Students attend class for three hours per week in the first semester and for one hour per week in the spring semester. Classroom sessions teach basic concepts in consumer protection law.

Students generally are assigned at least one case to be handled individually. Clinic students also are assigned a policy project or more complex case handled in teams of two or more students. Examples of cases/projects include the following:

- Represented homeowner with predatory mortgage loan and successfully rescinded the loan under the Truth in Lending Act.
- A team of three students’ drafted legislation amending the payday lending statute in Minnesota, and testified before Minnesota House and Senate committees hearing the legislation.
- Obtained recovery for north Minneapolis homeowner from contractor following incomplete and defective work to repair damage from tornado.

Students also advise clients who have unresolved complaints filed with the United States Consumer Financial Protection Bureau (CFPB).

Feel free to drop by the Clinic offices in room 190 on the Plaza level and speak with Professor Prentiss Cox if you would like to learn more about the Clinic program.

CONSUMER PROTECTION CLINIC FACULTY: PRENTISS COX
LENGTH: 2 semesters
CREDITS: 7 (4F; 3S)
GRADE: 1 letter grade in the Spring
CRIMINAL JUSTICE CLINIC

The Criminal Justice Clinic is a year-long clinic in which students will have the unique opportunity to prosecute criminal cases during the fall semester and serve as a criminal defense attorney during the spring semester. As a student in the Criminal Justice Clinic, you will have a challenging and rewarding experience working as a student-attorney practicing law in courts throughout the metro area. Through your classroom and courtroom work, you will develop the fundamental litigation and legal skills that will serve you well as you embark on your career as a practicing attorney. You also will be challenged to think critically and creatively about the criminal justice system, the role of prosecutors and defense attorneys, legal ethics, and criminal law and procedure.

During the fall semester, students will participate in the Prosecution Clinic Course, which will involve a combination of classroom work and supervised student prosecution of individuals charged with petty misdemeanor, misdemeanor, and gross misdemeanor offenses in Hennepin, Ramsey, and Anoka County District Courts. Students will handle cases at all stages of the criminal process, including arraignments, pre-trial conferences, and court trials. There also will be a weekly two-hour seminar component that will include lectures on substantive criminal law and procedure, criminal justice policy issues, simulation exercises, role playing, skills training exercises, and self-evaluation.

In the spring semester, students will participate in the Defense Clinic Course, which will provide students with the skills and legal knowledge to effectively, zealously, and ethically represent a client charged with a criminal offense. Similar to the Prosecution clinic, the course will involve a combination of classroom work and supervised student representation of clients charged with misdemeanor and petty misdemeanor offenses in Hennepin County District Court. Student attorneys will be involved in representing clients at all stages of the criminal process, including arraignments, pretrial conferences, and trials. There also will be a weekly two-hour seminar component devoted to misdemeanor laws and procedure, trial and advocacy skills, evidence, policy issues in the criminal justice system, and case strategy discussions.

To ensure that you have a fulfilling experience in this Clinic, students must be willing to make a substantial time commitment that goes beyond the classroom work. This will require students to arrange their class schedules in a way that allows students to appear in court, conduct investigations, and meet with clients. In particular, you should arrange your class schedule so you have at least one morning available each week to appear in court. Also, students enrolling in this Clinic must have successfully completed an Evidence course or they must be enrolled in Evidence during the fall semester. Students are further encouraged to enroll in Trial Practice and/or Criminal Procedure.

CRIMINAL JUSTICE CLINIC: MARK KAPPELHOFF
LENGTH: 2 semesters
PRE / CO-REQUISITE: Evidence
RECOMMENDED COURSES: Trial Practice & Criminal Procedure
CREDITS: 6 (3F; 3S)
GRADE: 1 letter grade in the Spring
DETAINEE RIGHTS CLINIC: Immigration Incarceration

The Detainee Rights Clinic is part of the Center for New Americans and will provide students multifaceted opportunities to represent non-citizens facing removal from the United States who are detained at Immigration and Customs Enforcement (“ICE”) facilities in the Twin Cities area.

Students will learn substantive immigration law through the seminar component, with a particular focus on removal defense and immigration detention. Due to the intertwining of criminal and immigration law, or “crimmigration,” students will gain knowledge of Minnesota criminal law and criminal procedure. Students will learn about administrative legal remedies and relief that are available to those facing removal as well as the procedures and mechanisms in place to decide whether a person can remain in the United States.

Client counseling, interviewing and investigative skills will be practiced frequently and honed over the course of two semesters. Students will learn how to discover relevant information for a case, procure documentary evidence and conduct effective interviews- all for clients being detained in county jails. Students will have considerable opportunities to work on writing skills such as drafting motions, memos, affidavits and briefs.

In the first semester, students will conduct intake interviews, work on administrative appeals, and represent clients in bond hearings before the Bloomington Immigration Court. During the second semester, students will represent clients in a full “merits” case which is an administrative hearing resembling a mini-trial. Student teams will be expected to take charge on their cases, which will require gathering facts, developing a case strategy, developing a narrative, and making key judgment calls. While there will be abundant supervision by the Detainee Rights Clinic faculty members, student initiative and judgment will be expected.

Not only will student teams represent clients at every stage of litigation, from intake to appeal, but will also have many opportunities to work on outreach and advocacy efforts with Center for New American partners on issues that impact detainees, such as access to counsel, pro se representation, conditions of confinement, and mental health competency.

Prerequisites: None, but prefer students to have taken or will be concurrently taking Evidence and Immigration law.

DETAINEE RIGHTS CLINIC FACULTY: LINUS CHAN
LENGTH: 2 semesters
CREDITS: 7 (4F; 3S)
GRADE: 1 letter grade in the Spring
ENVIRONMENTAL LAW CLINIC

The Environmental Law Clinic is a client-driven course based on representation of nongovernmental organizations. This Clinic will improve your skills in analyzing problems in environmental law and policy, and allow you to work directly with advocates on environmental issues. Our clients are typically nonprofits or other nongovernmental entities seeking legal advice on advocacy in the legislative or regulatory arenas related to a wide range of environmental issues, including clean water, renewable energy, utilities law and concentrated animal feeding operations.

This year-long Clinic engages in projects related to achieving environmental and energy sustainability through the management of land, water and energy resources. Typically the clinic takes on 2 - 4 year-long projects that require the students to work in small groups directly with clients in developing the scope of the project, conducting research, supporting the clients’ advocacy work and completing a final product. Projects often include the following: (1) providing advice to local NGOs; (2) representation of NGOs before an administrative state body; (3) production of legal research reports; (4) support organizations participating in regulatory decision-making processes, such as the Public Utilities Commission; and (5) education or advocacy presentations to citizens and elected or appointed decision-makers. Client management skills and legal research methods are honed throughout the year-long projects.

Examples of past clients/projects include:

- Supported nonprofits on submission of expert testimony, evidentiary hearing and post-hearing briefing on the cost of pollutants emitted by large energy facilities;
- Assisted with legislative work of an animal rights group on the environmental law related to concentrated animal feeding operations;
- Provided policy and legal advice to a consortium of water quality advocacy groups on strategies for improving groundwater quality and the application of the Clean Water Act by state agencies; and
- Assisted a nonprofit in writing comments on solar energy valuation for the Public Utilities Commission.

ESC: LAND USE & WATER POLICY FACULTY: ELLEN ANDERSON and KATHRYN HOFFMAN
LENGTH: 2 semesters
CREDITS: 3F; 3S
GRADE: 1 letter grade in the Spring
FAMILY LAW CLINIC

The Family Law Clinic is a two-semester course (Fall semester, 4 credits /Spring semester, 3 credits). Students receive a grade at the completion of both semesters. If a student cannot complete both semesters, that student should not take this course. This clinic is grounded in the development of practical skills necessary to effectively develop and move family law cases from initial client interview to Judgment and Decree.

Of the twelve classes in fall semester, two classes consist of simulated learning and the other ten consist of lecture with in-class exercises, such as, calculating child support. The two simulations include: client interview and a default hearing. The simulations are grounded in one fictional family law case file. Each student enrolled in the Family Law Clinic will also assist at the Anoka County Family Law Clinic on two Friday afternoons throughout the academic year.

There is no class in spring semester, but student attorneys’ dockets increase to three cases and are required to attend weekly meetings with their case team to discuss case planning, client counseling, review documents, and prepare for court appearances. Court preparation often requires time, in addition to weekly meetings, to moot and prepare for appearances.

The Family Law Clinic may or may not offer students an opportunity to participate in trial. To obtain trial advocacy skills applicable in any litigation setting, students are advised but not required to enroll in Evidence and Trial Practice.

There are no prerequisites or co-requisites for this clinic course.

Weekly status meetings with Prof. Thomas and the student director assigned to any particular file are required throughout the entire academic year.

FAMILY LAW CLINIC: LAURA THOMAS
LENGTH: 2 semesters
CREDITS: 7 total credits (4F; 3S)
GRADE: 1 letter grade in the Spring
FEDERAL DEFENSE CLINIC

In this clinical seminar, students assist in the defense of indigent persons charged with federal crimes, under the supervision of the Federal Public Defender for the District of Minnesota, assistant federal public defenders, and Professor Frase. This clinic is offered once each year, usually in the spring semester. It was last offered in Spring 2016, and is expected to be next offered in Spring 2017.

Fieldwork includes assignments such as research and writing of Eighth Circuit appeal briefs, memoranda in support of or response to motions, and legal research on a wide variety of topics. When cases are available, students may also be given various second-chair assignments in the preparation for and conduct of court and jury trials. If consistent with assignment deadlines, students are encouraged to observe other trials and federal criminal court proceedings.

In addition to regular conferences with Professor Frase, students work about twelve hours per week on clinic assignments, for a total of approximately 150 hours. Each student will arrange a regular weekly schedule for their clinic work at the Federal Public Defenders Office in Minneapolis. Students may select the time periods during the week which best fit their other commitments (fewer separate work periods and days are preferred) but must stick to their agreed Office schedule unless modified with advance notice to the Office. These requirements serve to minimize delays in assignments of fieldwork and consultation with supervising attorneys.

Prerequisites: Completed: Criminal Law, and Criminal Procedure;
Completed or enrolled concurrently: Evidence.
Enrollment Limit: Four (4) students
Crediting: 3 semester credits
Senior Writing Requirement: (does not satisfy requirement)

NOTE: After receiving notification from the Law School registrar of their enrollment, students must immediately contact Professor Frase to discuss procedures for this clinic. Due to the very limited enrollment there is usually a waiting list. Students should only register if they are quite sure they are willing and able to take the clinic, and should promptly withdraw and notify Professor Frase if their plans change, so that a wait-listed student may enroll.

FEDERAL DEFENSE CLINIC FACULTY: Prof. Richard Frase
LENGTH: 1 semester (Spring)
CREDITS: 3
FEDERAL IMMIGRATION LITIGATION CLINIC

The Federal Immigration Litigation Clinic is part of the Center for New Americans and will teach second and third year students to effectively represent clients in federal impact immigration litigation. The clinic lasts a full academic year. Cases may include appellate litigation before the U.S. Circuit Courts of Appeals, U.S. Supreme Court, and Board of Immigration Appeals, as well as litigation before U.S. District Courts and immigration courts. Cases may deal with asylum and related issues, as well as the intersection of immigration and criminal law. Students will also learn about the substance and process of immigration policy making, at both the legislative and administrative levels, and may engage in immigration policy outreach and advocacy projects that advance the Center for New Americans’ priorities for systemic change in immigration law.

Through classroom instruction and case supervision, and working in case teams, students will learn substantive immigration law, administrative and federal rules of procedure, and a broad range of skills important to the effective representation of clients in federal immigration litigation, including: client contact and communication, case management, legal writing and drafting, oral advocacy, courtroom skills, legal ethics, communications and negotiations with opposing counsel, case analysis / vehicle selection, and case strategy / coordination with co-counsel, allies, amici, and media. Interested students can reach Professor Benjamin Casper in Room 96L or by email at caspe010@umn.edu. Teaching Fellow Julia Decker can be reached at Room 96B or by email at dibar003@umn.edu.

Federal Immigration Litigation Clinic Faculty: Ben Casper and Julia Decker
LENGTH: 2 semesters
CREDITS: 7 credits (4 Fall; 3 Spring)
GRADE: 1 letter grade in the Spring
HOUSING LAW CLINIC

The Housing Law Clinic is a three-credit, one-semester clinic on landlord-tenant law, first offered in 1997. Veteran housing attorneys from Mid-Minnesota Legal Aid work with student directors to supervise students in representing tenants facing eviction, housing repair problems, utility shutoff and lockouts, and eviction cases in their rental history in Hennepin County Housing Court.

Tight rental markets and an aging housing stock have made access to safe, decent, and affordable rental housing a significant political policy issue for many years. How this problem affects low income tenants on an individual basis is the context in which students participate in the Housing Law Clinic. Given the difficulty of tenants in finding new housing, it is critical that they are able to fight unjust evictions, utility shutoffs and lockouts, enforce housing repair and privacy standards, and stop retaliatory measures.

The Housing Law Clinic also provides a unique opportunity to handle cases from beginning to end. Housing Court cases are very active cases which move faster than many other types of civil litigation. The Housing Law Clinic cases may include interviewing, investigation, drafting pleadings, discovery, motion and trial practice, and appeals. Often students obtain final decisions or settlements in cases which they started. Some of these decisions have helped to develop the common law of landlord and tenants in Minnesota! Some cases may involve the delicate act of advising a client that the client does not have a good case. Each student may handle 2-5 cases during the semester. Several third year students are selected each year as student directors who act as the Clinic’s junior partners. The directors supervise beginning student attorneys and play a significant role in managing the Housing Law Clinic.

The two hour classroom component includes interviewing, clinic computer network training, professional responsibility, substantive housing law topics concerning the types of actions handled in the clinic, and case simulations in which students participate in interviewing, drafting, motion practice, trial and negotiation simulations patterned after real housing cases. Students also meet together for a one hour staff meeting and round table discussion on a weekly basis to discuss issues and cases, in addition to ongoing meetings with student directors and the supervising attorney in preparation for and representation in housing cases.

HOUSING CLINIC FACULTY: DREW SCHAFFER and DORINDA WIDER
LENGTH: 1 semester (Spring only)
CREDITS: 3
HUMAN RIGHTS LITIGATION and INTERNATIONAL LEGAL ADVOCACY CLINIC

The Human Rights Litigation and International Legal Advocacy Clinic is a year-long Clinic. It provides students with experience in human rights advocacy which may include litigation in federal or state courts and advocacy before the United Nations, the federal and state legislative and executive branches, and working in coalitions of nongovernmental organizations.

The Clinic will provide participation in supervised clinical projects and skill-building exercises. The process will facilitate discussion of the pros and cons of various advocacy mechanisms, possible conflicting strategies among different stakeholders, and how particular strategies are chosen and implemented. The clinic has a fall weekly class component and will include core lawyering skills such as interviewing, counseling, negotiation, and legal ethics in practice, and subjects such as how to practice before international human rights systems, how to use international law sources in legal arguments before U.S. state and federal courts, working with clients with Post-Traumatic Stress Syndrome, the effects on attorneys of secondary trauma, the different types of oral advocacy and writing in human rights advocacy, and the use of education and outreach and the media in advancing a strategy.

FACULTY: JENNIFER M. GREEN
LENGTH: 2 semesters
CREDITS: (7 credits) 4 Fall/3 Spring
GRADE: 1 letter grade (Spring)
PRE- or CO-REQUISITES: International Human Rights, International Law, or the Equivalent (with permission).
IMMIGRATION and HUMAN RIGHTS CLINIC

The Immigration and Human Rights Clinic represents persons seeking asylum in the United States, as well as immigrant detainees at removal hearings in U.S. Immigration Court. This clinic, which is part of the Center for New Americans, provides students with extensive client contact, legal writing, and courtroom advocacy experience. Students receive frequent and detailed feedback on all of their clinic work.

As part of their representation of asylum-seekers, students interview and counsel their clients on a regular basis, research conditions in the countries where their clients suffered persecution, write briefs and represent their clients in hearings at U.S. Immigration Court. Depending on the resolution of their case at the trial level, students will write appellate briefs to the Board of Immigration Appeals and the 8th Circuit Court of Appeals. Students also represent immigrant detainees at hearings in Immigration Court to determine if they have defenses to deportation. Students also work on public policy and community outreach projects which bring them into contact with immigrant rights groups at the state and national level. As a result of their work in the clinic, students learn about U.S. immigration law and policy and participate in the Center for New Americans' innovative strategies for improving the lives of immigrants through strategic litigation, well-informed public policy, and community outreach and education.

The clinic is a year-long course open to second and third-year students, beginning in the fall semester each year. Enrollment is generally limited to eight students. Please contact Professor Stephen Meili at smeili@umn.edu (612-626-3972) with any questions.

IMMIGRATION and HUMAN RIGHTS CLINIC FACULTY: STEPHEN MEILI and EMILY GOOD
STRONGLY RECOMMENDED COURSES: Immigration Law
LENGTH: 2 semesters
CREDITS: 7 credits (4F; 3S)
GRADE: 1 letter grade in the Spring

INDIAN CHILD WELFARE ACT CLINIC

This is a two semester clinic with a total of seven credits for two semesters. This clinic focuses specifically on issues under the federal Indian Child Welfare Act (ICWA). Class work is in conjunction with the Child Advocacy Clinic.

Each student will handle two to three Indian Child Welfare cases during the two semesters. Cases involve representation of Indian parents in juvenile CHIPs cases (children in need of protection or services) and third party custody/adoption cases involving Indian children. Cases are referred through the Indian Child Welfare Law Center and casework is supervised by Shannon Smith, Executive Director of the Center, and other staff attorneys.

Enrollment is limited to four (4) students.
INDIAN CHILD WELFARE LAW CLINIC FACULTY: JEAN SANDERSON & SHANNON SMITH
LENGTH: 2 semesters
CREDITS: 7 credits (4F; 3S)
GRADE: 1 letter grade in the Spring
INNOCENCE PROJECT CLINIC

Students in the Innocence Clinic will work in conjunction with the Minnesota Innocence Project of Minnesota. In the clinic, students will investigate claims of actual innocence being made by inmates in Minnesota, and North and South Dakota.

Students will start working a claim by obtaining primary source material – police reports, forensic reports, court pleadings, transcripts, appellate briefs and opinions. At that point, many students will have the opportunity to talk to the trial and appellate attorneys who had previously worked on the case. After reviewing all of the source material, if the case still appears to be a viable one, the students will often visit the inmate in prison, giving them an opportunity to meet the inmate in person and question them about their claim.

Students will also search for new evidence, may visit crime scenes and interview witnesses. Students will be expected to prepare written summaries of what they do, and to present and discuss those experiences during class. If a case proceeds to litigation, students will also prepare necessary affidavits, motions, and briefs.

INNOCENCE CLINIC FACULTY: JULIE JONAS
LENGTH: 2 semesters
CREDITS: 6 Credits (3F; 3 S)

INSURANCE LAW CLINIC

The Insurance Law Clinic offers 2Ls and 3Ls an excellent opportunity to learn litigation skills and insurance basics while effectively and confidently representing individuals during all stages of an insurance claim and/or dispute with an insurer.

Work will include investigating, preparing and tendering an insurance claim, writing demand letters to insurers, drafting litigation pleadings, including complaints, discovery documents, motions, briefs, settlement agreements and other court documents, dealing with clients and opposing counsel, and courtroom litigation and ADR.

The Clinic’s coverage cases deal with many types of insurance, including: auto liability, homeowner’s property, health and disability, life, and commercial general liability (CGL).

Through classroom instruction and case supervision, students will learn the basic concepts and legal principles involved in property and liability insurance, and they will gain experience in a broad range of practice skills, such as negotiation, legal writing, case investigation, mediation, client counseling and state court practice.

Feel free to drop by the Clinic offices in room 190 on the Plaza level if you would like to learn more about the Clinic program.

INSURANCE LAW CLINIC FACULTY: RICHARD ALLYN, Partner, Robins Kaplan LLP
LENGTH: 2 semesters
CREDITS: 5 Credits (3F; 2S)
The IP and Entrepreneurship Clinic is a one-semester course (Fall Semester – 2 Credits). Students will attend class weekly and each class session involves a mixture of lecture, interviewing and counseling exercises, and writing exercises. The lectures cover core legal topics and questions frequently encountered in an IP and entrepreneurship related legal practice in order to prepare students for interactions with clients. At least three classes consist of drop-in workshops where student attorneys interview limited-representation clients, and engage in problem solving and counseling during the course of each workshop. Each workshop will be followed by in-class roundtable discussions of intellectual property issues encountered and the counseling given. Evaluation of student performance turns on classroom engagement, participation, performance in oral and written exercises, and attendance at workshops.

The clinic will not take on cases or establish on-going client relationships. Instead, students will meet with clients at workshops where the clients will sign an Acknowledgement of Limited Representation. Most of the work will occur at the workshop. Depending on the complexity of the matters presented, clients may opt to return to a later workshop, or they may be referred elsewhere for representation.

Enrollment is limited to six (6) students.

PREREQUISITES: Students taking the IP and Entrepreneurship Clinic must have already passed or be simultaneously enrolled in one of the following courses: Patents (6224), Trademarks (6608), Copyright (6613), or Intellectual Property Survey (6603).

Instructor: Phillip Goter
Length: 1 semester (Fall)
Credits: 2 credits
Grade: A-F
MISDEMEANOR PROSECUTION CLINIC
(1-semester clinic)

As a student in the Misdemeanor Prosecution Clinic you will have a challenging and rewarding experience prosecuting misdemeanor cases in jurisdictions throughout the metro area. Through your classroom and courtroom work, you will learn and develop the fundamental practical and legal skills that will serve you well as you embark on your career as a practicing attorney. You also will be challenged to think critically and creatively about the criminal justice system, the role of prosecutors, legal ethics, and criminal law and procedure.

Students registering for this semester-long clinic will join other students who are enrolled in the year-long Criminal Justice Clinic.

The primary goal of the Prosecution Clinic is to provide students with the opportunity to develop the substantive and practical skills to function as an effective and ethical prosecutor in the criminal justice system. The Prosecution Clinic Course will involve a combination of classroom work and supervised student prosecution of individuals charged with petty misdemeanor, misdemeanor, and gross misdemeanor offenses in Hennepin, Ramsey, and Anoka County District Courts. Students will handle cases at all stages of the criminal process, including arraignments, pre-trial conferences, and court trials. There also will be a weekly two-hour seminar component that will include lectures on substantive criminal law and procedure, criminal justice policy issues, simulation exercises, role playing, skills training exercises, and self-evaluation.

To ensure that you have a fulfilling experience in this Clinic, students must be willing to make a substantial time commitment that goes beyond the classroom work. This will require students to arrange their class schedules in a way that allows students to appear in court, conduct investigations, and meet with clients. In particular, you should arrange your class schedule so you have at least one morning available each week to appear in court. Also, students enrolling in this clinic must have successfully completed an Evidence course or they must be enrolled in Evidence during the fall semester. Students are further encouraged to enroll in Trial Practice and/or Criminal Procedure.

CRIMINAL JUSTICE CLINIC: MARK KAPPELHOFF
LENGTH: 1 semester
PRE/CO-REQUISITE: Evidence
RECOMMENDED COURSES: Trial Practice & Criminal Procedure
CREDITS: 3 (3F)
GRADE: 1 letter grade in the Fall
RONALD M. MANKOFF TAX CLINIC

DESCRIPTION OF THE CLINIC:
Enrollment in the Tax Clinic provides an opportunity for law students to represent low income taxpayers who have a tax controversy. Tax Clinic cases generally involve audits of tax returns, filing and trying cases in Tax Court, and bringing taxpayers into collection compliance. Clinic students do not generally prepare tax returns unless it is required to resolve the controversy. Students in the clinic are also required to participate in community education and outreach during the spring semester.

In addition to client representation and community outreach, clinic students participate in a clinic seminar during the fall semester. The clinic seminar provides training in clinic office procedures, lawyering skills and professional responsibility with an emphasis on those relevant to tax practice, and tax procedure and law relevant to representing low-income taxpayers. In addition, guest speakers from the IRS, MN Department of Revenue and practicing bar provide useful information about the practice of tax law.

The Earned Income Credit and refundable Child Tax credits are now the major form of public welfare benefits for low income workers. Many Legal Aid offices now have tax projects to work on these issues recognizing their importance to low income individuals. Students interested in Legal Aid practice should consider the Tax Clinic.

Students who would benefit from enrollment include: 1) students who have an interest in tax, business or bankruptcy practice who will find it helpful to understand the workings of the tax administration authority (i.e. IRS/MNDOR); 2) students who are interested in pursuing a career in public interest law (see above); 3) students who have an interest in administrative and statutory law practice; 4) students who have an interest in assisting immigrants meet the tax requirements for citizenship; and 5) students who just want to make a difference in the lives of poor, immigrant or disabled individuals.

ENROLLMENT:
Students enroll in the Tax Clinic for 2 semesters. A total of 7 credits (3 and 4) are awarded for participation in the Tax Clinic. Initial enrollment occurs only during the fall semester. Tax Clinic spaces are reserved for second year students, so second year students are encouraged to enroll (see below).

PREREQUISITES:
Students are encouraged to take Federal Tax Procedure and/or Tax I (concurrently is fine).

STUDENT DIRECTORS AND SUMMER JOBS:
Each year 4 or 5 students who initially enrolled in the Clinic during their second year are selected to serve as directors in the clinic during their third year. Each summer the Tax Clinic hires 3 students to work full-time in the clinic. If you are interested in serving as a director during your third year for academic credit or a summer job for pay, enroll in the Clinic during your second year to be eligible.

TAX CLINIC FACULTY: TBD
LENGTH: 2 semesters
CREDITS: 7 credits Total - 3 (F); 4(S)
WORKERS RIGHTS CLINIC

This two-semester course provides an introduction to practice in employment law with an emphasis on unemployment compensation and wage claims. The Clinic has a weekly, two-hour class component. Class work will include training in the core lawyering skills, such as evaluating cases, interviewing clients, counseling, negotiation, administrative hearing skills, and ethics.

The clinic provides free legal representation to low-income clients in unemployment compensation. We will also handle wage claim cases if they arise. Students will work in pairs to analyze client cases, identify legal issues, advise clients about possible remedies, and determine whether to proceed to a hearing or take other action. Students will also learn about unemployment compensation, wage claims, EEOC investigations, and other aspects of employment law and practice skills with mock exercises and examples. It is our goal that each student will represent at least three clients in unemployment compensation hearings. Students will conduct client interviews, identify legal issues, develop a case theory, conduct direct and cross-examination, and deliver closing statements.

Students who take the Clinic in their second year are eligible to apply to be Student Directors during their third year. Student Directors provide resources and assistance to clinic students and assist the Supervising Attorney with administration of the clinic.

WORKERS’ RIGHTS CLINIC FACULTY: TBD
LENGTH: 1 semester – Spring 2017
CREDITS: 2 credits