

## DEATH PENALTY CLINIC: SYLLABUS SPRING 2014

Professor David R. Dow

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Please be advised that the Texas Innocence Network office (located at TUII-45) is generally open from 10:00–4:00 Monday–Thursday. *However, unless students have scheduled a specific appointment, we reserve the right to be out of the office at any time on meetings/investigations/etc. and the office lobby may be closed.*

### *Text/Supplemental Materials*

Materials will be made available via in class and/or via e-mail.

### *Attendance Requirement*

Pursuant to UH Law policy, you must attend at least 11 of the 14 regularly scheduled classes. Class will be held on Wednesday from 4:00 – 6:00. It will begin with a lecture in TBA, followed by a case meeting session in TBA. In the highly unlikely event a make-up class is necessary, it will be scheduled in accordance with UHLC policy on TBA, 2014.

### *Class Requirements/Grading*

A total of 120 hours (including class time, meetings, etc.) must be spent on work performed for Death Penalty Clinic. As part of the required 120 hours, you must attend classes, complete class assignments/case work, submit a timesheet in Excel format, and return all case files. “Billing” takes place in .25 hr increments. In addition, you also must adhere to the end-of-the-semester procedures (to be discussed in detail on the last day of class, to be held on April 23, 2014).

*At any point in the semester, if you foresee having difficulty reaching 120 hours, please contact Professor Jeu immediately. She will work with you on reaching a mutually amenable solution that adheres to university requirements. Failure to complete the 120 hours will result in an incomplete or failing grade. **All class assignments are due by 5 pm on Monday, May 12, 2014.***

In accordance with UHLC policy, the ordinarily applicable weighted average for this class will be between 2.8–3.2. This weighted average is ordinarily applicable for classes with fewer than ten students and mandatory for classes with ten or more students. Grades will be based on the quality of student work performed during the semester and class participation.

<i><b>Class Date</b></i>	<i><b>Class Discussion *</b></i>	<i><b>Assignment Due</b></i>
January 15, 2014	<ul style="list-style-type: none"> <li>• Class introduction</li> <li>• Confidentiality / TDCJ forms</li> <li>• Screening innocence claims</li> </ul>	<ul style="list-style-type: none"> <li>• n/a</li> </ul>
January 22, 2014	<ul style="list-style-type: none"> <li>• AEDPA</li> <li>• Investigation presentations</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
January 29, 2014	<ul style="list-style-type: none"> <li>• State Habeas – drafting &amp; claims</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
February 5, 2014	<ul style="list-style-type: none"> <li>• Clemency</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
February 12, 2014	<ul style="list-style-type: none"> <li>• Physical Evidence</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
February 19, 2014	<ul style="list-style-type: none"> <li>• Chapter 64</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
February 26, 2014	<ul style="list-style-type: none"> <li>• Appellate Advocacy – Part I</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
March 5, 2014	<ul style="list-style-type: none"> <li>• Appellate advocacy – Part II</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
March 12, 2014	<ul style="list-style-type: none"> <li>• Spring Break</li> </ul>	<ul style="list-style-type: none"> <li>• n/a</li> </ul>
March 19, 2014	<ul style="list-style-type: none"> <li>• Criminal Defense law &amp; legal ethics</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
March 26, 2014	<ul style="list-style-type: none"> <li>• Interviews &amp; Affidavits</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
April 2, 2014	<ul style="list-style-type: none"> <li>• Causes of Wrongful Convictions</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
April 9, 2014	<ul style="list-style-type: none"> <li>• Criminal procedure: Arrest to trial</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
April 16, 2014	<ul style="list-style-type: none"> <li>• Capital vs. non-capital trial strategy</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>
April 23, 2014	<ul style="list-style-type: none"> <li>• End of semester procedures</li> <li>• Case meeting</li> </ul>	<ul style="list-style-type: none"> <li>• Case assignments TBA</li> </ul>

\* - Class lectures subject to change