

LAWYERING SKILLS AND STRATEGIES II (SECTION C1)
SPRING 2015

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Course Objectives

Lawyering Skills and Strategies II will focus on further developing the underlying skills and strategies lawyers must possess to succeed within the American legal system. By working through problems inside and outside of the classroom, you will continue to refine the legal research, analysis, writing, and citation skills you learned last semester. Specifically, you will study written advocacy and legal drafting. I will also introduce you to scholarly writing and judicial opinion writing. In all matters, you will be expected to uphold the ethical and professional standards of a lawyer-in-training.

Required Course Materials

We will continue to use the textbooks from last semester. Additionally, we will be using Drafting Contracts: How and Why Lawyers Do What They Do (2d Edition), written by Tina L. Stark.

Throughout the semester, I will supplement the readings assigned in the textbooks. The supplemental readings will be posted on the TWEN course webpage.

Attendance

The course is scheduled to meet on Tuesdays from 2:00 p.m. to 3:00 p.m. in Room 109-BLB and on Fridays from 9:30 a.m. to 10:30 a.m. in Room 109-BLB. Please be advised that no food or drinks of any kind are allowed in the classroom. This policy will be strictly enforced. Any changes to the regularly scheduled meeting time and location for the course will be reflected on the syllabus and/or announced via email.

Attendance is mandatory. Attendance will be taken during each class session and individual conference. It is your obligation to ensure that you are counted present. In accordance with the University of Houston Law Center's attendance policy, you may miss no more than five scheduled class sessions during the semester. Thus, on your sixth absence, I will refer you to Dean Tennessee (the Associate Dean for Student Services) where the matter of dismissal will be taken under advisement. I reserve the right to count you as absent if you (1) are not in the classroom, or other specified location, ten minutes after the class or conference has begun or (2) fail to consult with a tutor in the Legal Writing Center after I have instructed you to do so.

Conferences

You must attend an individual conference with me this semester. Between March 30, 2015, and April 10, 2015, I will be scheduling individual conferences to discuss the Graded Appellate Brief.

If you need to reschedule your conference, please contact me before the originally scheduled conference time. Otherwise, your failure to appear for the scheduled conference will be counted as an absence, and you will not be allowed to reschedule.

Class Preparedness and Participation

You are expected to complete the assigned readings and ungraded exercises before coming to class. I reserve the right to lower your course grade up to a maximum of two grade levels (e.g., from a B+ to a B-) if you habitually fail to prepare for class, participate actively in class, or perform satisfactorily on quizzes. I also reserve the right to lower your course grade up to a maximum of two grade levels if you fail to submit all of your ungraded exercises or complete all of your ICW Problems before the last day of classes on April 30, 2015.

Office Hours

If you have any questions about the course, please ask me. I will have office hours on Mondays from 1:00 p.m. until 2:00 p.m., on Thursdays from 1:00 p.m. until 2:00 p.m., and by appointment. My office is located adjacent to the Lawyering Skills and Strategies (“LSS”) Suite in Room 11C-BLB. Any changes to the regularly scheduled office hours will be announced via email.

Legal Writing Center

Remember that you may obtain free individual tutoring at the Legal Writing Center (“Center”). The Center is located adjacent to the LSS Suite in Room 14D-BLB. Several outstanding third-year law students staff the Center. They are able to help you with legal research, analysis, writing and citation issues as well as style and usage questions. You may schedule an appointment with a tutor by emailing C_LawLegalWritingCenter@central.uh.edu or calling 713-743-0759. Walk-ins are also welcome. At my discretion, I may require you to visit the Center for additional assistance. If I require you to visit the Center and you fail to do so, that failure will be counted as an absence.

Online Legal Research

You will continue to use the passwords for Bloomberg Law, LexisNexis, and Westlaw that you were given last semester. If you have misplaced any of your passwords, please contact me immediately.

Throughout the semester, representatives from Bloomberg Law, LexisNexis, and Westlaw will offer optional training sessions outside of class. I encourage you to attend these group sessions and schedule individual sessions to advance your online legal research skills.

Course Webpage

We will continue to use the course webpage maintained by The West Education Network (TWEN). The URL is <http://lawschool.westlaw.com/twen/>.

On the “Syllabus” page, I will post a copy of the course information sheet and syllabus. In the “Handouts” folder, you will find supplemental readings and instruction sheets. The “Course Materials” page will have the PowerPoint presentations and exercises that we cover in class. And, you will use the “Sign-Up Sheets” page to schedule an individual conference with me.

You need to check the course webpage regularly because I will assume that you are aware of the material I post on it, and I will not spend class-time repeating what you should already know.

Quizzes, Ungraded Exercises, and ICW Problems

Quizzes

From time to time during the semester and without prior warning, I may give quizzes to test your comprehension of the material. These quizzes may be in the form of written questions during class or an interactive quiz accessed on the computer. The habitual failure to perform satisfactorily on such quizzes may result in a lowering of your course grade by two grade levels.

Ungraded Exercises

Throughout the semester, I will assign a number of ungraded exercises which you must complete to my satisfaction. Any work that in my discretion does not reflect a good faith effort will have to be redone or rewritten to an acceptable standard within a prescribed time. A hard copy of all exercises should be submitted by the end of class on the due date, unless otherwise stated. Be sure to retain a copy of your ungraded exercises. The failure to submit all ungraded exercises by the last day of classes this semester may result in the lowering of your course grade by two grade levels.

The major ungraded exercise this semester is the Pre-Trial Motion. The due date for the Pre-Trial Motion is firm. If you submit the Pre-Trial Motion late, I may lower your final grade by one grade level.

ICW Problems

You will continue to practice your citation skills by completing the Interactive Citation Workstation (ICW) Problems located at <http://www.lexisnexis.com/icw/> as assigned in the syllabus. Be sure you do the Bluebook exercises, not the ALWD exercises. Please email your results to me at wwheard@central.uh.edu and submit a hard copy of the Completion Certificate at the beginning of class on the due date. If you experience any technical difficulties accessing or completing the problems, contact me or LexisNexis for assistance. The failure to complete all ICW Problems by the last day of classes this semester may result in a lowering of your course grade by two grade levels.

Graded Assignments

The following assignments will be graded and constitute the baseline for your grade for this course, subject to adjustments identified in this Course Information Sheet:

- **Legal Citation Exam (10%)**—Given at 1:00 p.m. on Thursday, February 5, 2015, in Room 209-BLB.
- **Graded Appellate Brief (60%)**—Due by 8:45 a.m. on Monday, April 13, 2015, in the LSS Office.
- **Graded Contract (30%)**—Due by 8:45 a.m. on Thursday, April 30, 2015, in the LSS Office.

One of the skills you need to master is how to budget and manage your time. If your Appellate Brief is more than fifteen minutes late, I may deduct 5% of the total points (3 points) for the first hour (or part of the hour) that the assignment is late. If your Contract is more than fifteen minutes late, I may deduct 5% of the total points (1.5 points) for the first hour (or part of the hour) that the assignment is late. After the first hour, I may deduct an additional 5% of the total points for every hour that the assignment is late. If your Appellate Brief or Contract is submitted after 5:00 p.m. on the due date, I will not accept it, and your course grade will be an “F.” Additionally, if you do not sit for the Legal Citation Exam, you will receive an “F” in this course. If you receive an “F” in Lawyering Skills and Strategies II, you will be required to repeat the course.

If you are unable to complete a graded assignment by the due date or if you are unable to sit for the Legal Citation Exam when it is scheduled, you must contact me before the due date or exam date to seek an extension. I will consider extensions for true emergencies only. Be advised: computer problems, including printer problems, as well as routine illnesses do not constitute true emergencies.

Please note that the Law Center uses a blind-grading system to ensure fairness in grading. You will be assigned an exam number this semester to use instead of your name on the Exam, Appellate Brief, and Contract. Your name should not appear anywhere in your Exam, Appellate Brief, or Contract, and you should not share your exam number with me before the release of final grades.

Curve

The Law Center uses a grading curve for this course. The average grade in each section must be between 2.8 and 3.2.

Formatting Requirements

Except for ICW Problems, all exercises and assignments you submit must conform to these specifications:

- Use Times New Roman, 12-point type, on white letter-size (8 ½” x 11”) paper.
- Double space each assignment.
- Use one-inch margins on all sides.
- Place page numbers in the bottom center of each page, starting on the second page.
- Staple your paper in top left corner.
- Adhere to all other requirements stated in the instruction sheet.

Honor Code

The Honor Code applies to this class. Students are responsible for complying with it and for knowing its provisions.

The UHLC Honor Code is found at <http://www.law.uh.edu/student/HONOR-CODE-AND-PROCEDURES-2012.pdf>. Questions regarding how the Honor Code's provisions apply to specific activities may be directed to me.

Computer Use and Other Disruptions

In accordance with the University of Houston Law Center's computer use policy, located at <http://www.law.uh.edu/student/2013-2014StudentHandbook.pdf> on page 77, I prohibit computer use in the classroom for anything other than completing activities as directed, taking notes, or accessing course materials. Also, to avoid disrupting the class, please turn off all cell phones and similar devices, unless I have given you permission.