

MILITARY JUSTICE CLINIC 2: SYLLABUS

Fall 2025

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Clinical Programs

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Weekly Class schedule: Monday, 2:30-3:45pm

COURSE INFORMATION

The Military Justice Clinic 2 builds on the student's understanding and mastery of the subject matter taught in the MJC 1 course with continued classroom instruction and client representation.

In addition to classroom lecture, students will be reassigned to defense teams representing military clients facing courts-martial, administrative hearings, non-judicial punishment, other adverse administrative actions, as well as former service members appealing adverse actions stemming from their military service. Although care will be taken to maintain team integrity for cases assigned during MJC 1, some reassignment may become necessary to ensure all clients are adequately represented. As members of the defense team, students will conduct case investigations, witness interviews, draft pretrial motions, and assist in all aspects of trial preparation. With client consent and instructor supervision, students may represent clients before administrative hearings.

LEARNING OBJECTIVES

Through in-class instruction and practical experience with real clients in judicial and administrative proceedings, students will:

1. Lead defense teams consisting of MJC1 students;
2. Demonstrate understanding of substantive and procedural law under the UCMJ and applicable administrative regulations;
3. Analyze a military client's case and prepare an investigation strategy/roadmap of the case;
4. Understand the process of investigation and witness preparation;
5. Engage in legal analysis and reasoning, legal research, written and oral advocacy before military tribunals and administrative hearings;
6. Prepare the client's case for trial/hearing or appellate practice;
7. Evaluate and internalize the ethical and professional considerations of defense counsel and officers of the court.

LEARNING OUTCOMES

From taking this course, students will be able to (1) understand the laws governing military criminal justice and adverse administrative actions; (2) build a cohesive team of student-attorneys with experience representing military members and veterans in legal proceedings; and (3) internalize the ethical obligations and real-world practice realities of representing those facing criminal allegations in the military context.

ATTORNEY-CLIENT COMMUNICATIONS AND ATTORNEY WORK-PRODUCT

During class instruction, case investigation and representation, students will serve as members of the defense team in cases where maturity and professional discretion are paramount to effective and ethical advocacy. Students may not share privileged information regarding assigned cases without written consent of both Professor Marquez and the affected client.

CLASS MATERIALS

Materials will be provided to students at least one week prior to scheduled classes via SharePoint and/or via e-mail. Supplemental material may be provided less than one week prior to scheduled classes accounting for client needs.

ATTENDANCE

In accordance with UHLC policy, students must attend at least 80% of regularly scheduled classes. Class time and day will be formulated after students and instructor collaborate on an optimal schedule. Classes will be held at the new John M. O'Quinn Law Building, with allowance for instructor to adjust to remote attendance via Zoom as necessary. Any student unable to attend scheduled in-person class sessions will coordinate with the instructor and will be given access to remote-in via Zoom. Students should attempt to notify the instructor of the need for individual remote access via Zoom at least 24 hours in advance.

OFFICE HOURS

Office hours will be available Monday-Friday by appointment. To allow the course instructor time for flexibility in scheduling, please request appointments at least 24 hours in advance.

CLASS REQUIREMENTS & UHLC GRADE POLICIES

As a graded course, students will be evaluated on a variety of factors, including attendance, participation during class instruction, four journal entries, and quality of work representing clients.

Students are expected to complete a two-page journal entry every three weeks that will be graded on a 10 point scale. Journal entries are due beginning on the first class day of the third week of instruction. Journal entries should focus on case preparation notes, potential avenues of investigation and trial strategy, and any topics related to the UCMJ or the military criminal justice system. Journal entries are due at the start of classroom instruction and will be returned to students by the beginning of the next class.

50 hours of clinic instruction and work are required for each credit hour. A minimum of 3 credit hours are required for this course, with a maximum of 4 credit hours. Hours are awarded for classroom instruction, legal research, case investigation, trial/hearing preparation, time spent in trial or hearing proceedings, and administrative tasks associated with the course. Students with questions regarding additional duties not listed above should discuss the matter with the instructor prior to undertaking the task.

Course overall grades will be broken down as follows:

Client intake and case work: 60%
Mentorship of MJC1 students: 20%
Journal entries: 10%
Class participation: 10%

Please refer to UHLC Clinic Student Manual for additional guidance.

REASONABLE ACADEMIC ADJUSTMENTS/AUXILIARY AIDS

The University of Houston complies with Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990, pertaining to the provision of reasonable academic adjustments/auxiliary aids for disabled students. In accordance with Section 504 and ADA guidelines, UH strives to provide reasonable academic adjustments/auxiliary aids to students who request and require them. If you believe that you have a disability requiring an academic adjustments/auxiliary aid, please contact the Justin Dart Jr. Student Accessibility Center (formerly the Justin Dart, Jr. Center for Students with DisABILITIES).

COUNSELING AND PSYCHOLOGICAL SERVICES (CAPS)

Counseling and Psychological Services (CAPS) can help students who are having difficulties managing stress, adjusting to the demands of a professional program, or feeling sad and hopeless. You can reach CAPS (www.uh.edu/caps) by calling 713-743-5454 during and after business hours for routine appointments or if you or someone you know is in crisis. No appointment is necessary for the “Let's Talk” program, a drop-in consultation service at convenient locations and hours around campus.

http://www.uh.edu/caps/outreach/lets_talk.html

RECORDING OF CLASS

Recording of Class Students may not record all or part of class, livestream all or part of class, or make/distribute screen captures, without advanced written consent of the instructor. If you have or think you may have a disability such that you need to record class-related activities, please contact the Justin Dart, Jr. Student Accessibility Center. If you have an accommodation to record class-related activities, those recordings may not be shared with any other student, whether in this course or not, or with any other person or on any other platform. Classes may be recorded by the instructor. Students may use instructor's recordings for their own studying and notetaking. Instructor's recordings are not authorized to be shared with anyone without the prior written approval of the instructor. Failure to comply with requirements regarding recordings will result in a disciplinary referral to the Dean of Students Office and may result in disciplinary action.

SYLLABUS CHANGES

The instructor reserves the right to make modifications to the course syllabus and may do so at any time. Notice of such changes will be announced as quickly as possible via email from the course instructor.

PREFERRED NAME(S)/PRONOUN(S)/PREFIX STATEMENT

If you have preferred name(s)/pronoun(s) and/or would favor a particular prefix, I will gladly honor your request. Please advise me early in the semester, so I may make appropriate changes to my records. Any lapses should be attributed to failings of memory, as your preferences are respected in this class.

SENSITIVITY TO CULTURAL ISSUES AND/OR DIVERSITY

The University of Houston does not tolerate any behavior by administrators, faculty, staff, or students, which constitutes unlawful harassment of students on the basis of race, color, sex, religion, national origin, disabled veteran status, age, sexual orientation, or physical or mental disability whether or not the level of conduct rises to unlawful harassment or discrimination. Such forms of harassment have been

recognized as discriminatory and as such violate University policy as well as state and federal statutes. Exposure to discrimination, harassment (including sexual and/or religious harassment), and/or insensitivity to cultural issues impairs UH's goals of transmitting and creating knowledge and enhancing student education.

If you feel that you have been exposed to discriminatory practices and/or insensitivity to cultural issues in this or any other setting affiliated with UH, you have the right to have your concerns addressed. One way to address these concerns would be to meet with me, either privately after class or outside of class - by appointment.

TITLE IX/SEXUAL MISCONDUCT

Per the UHS Sexual Misconduct Policy, your instructor is a “responsible employee” for reporting purposes under Title IX regulations and state law and must report incidents of sexual misconduct (sexual harassment, non-consensual sexual contact, sexual assault, sexual exploitation, sexual intimidation, intimate partner violence, or stalking) about which they become aware to the Title IX office. Please know there are places on campus where you can make a report in confidence. You can find more information about resources on the Title IX website at <https://uh.edu/equal-opportunity/title-ix-sexual-misconduct/resources/>.

SECURITY ESCORTS AND COUGAR RIDE

UHPD continually works with the University community to make the campus a safe place to learn, work, and live. Our Security escort service is designed for the community members who have safety concerns and would like to have a Security Officer walk with them, for their safety, as they make their way across campus. Based on availability either a UHPD Security Officer or Police Officer will escort students, faculty, and staff to locations beginning and ending on campus. If you feel that you need a Security Officer to walk with you for your safety please call 713-743-3333. Arrangements may be made for special needs.

Parking and Transportation Services also offers a late-night, on-demand shuttle service called Cougar Ride that provides rides to and from all on-campus shuttle stops, as well as the MD Anderson Library, Cougar Village/Moody Towers and the UH Technology Bridge. Rides can be requested through the UH Go app. Days and hours of operation can be found at <https://uh.edu/af-university-services/parking/cougar-ride>.

CLIENT AND CASE LOCATION

Cases will primarily be drawn from three U.S. Army Trial Defense Service Field Offices located at Fort Cavazos, Fort Sam Houston, and Fort Johnson. Each military installation is approximately 200 miles from the University of Houston’s central campus. As the MJC continues to expand, cases may be drawn from other branches of service and locations. Except for trials and administrative board hearings, all casework can be accomplished locally at the UHLC. Students will not be required to travel to any military installation during the semester, but accommodations will be made available if students wish to be present for board hearings or trials. Students should expect that board hearings and trials could take-up 3-4 days (total) during the semester. These days may be replaced with trips to observe Courts-Martial, administrative separation hearings, and Article 15 proceedings.