

Benjamin N. Cardozo School of Law

Winter Break Course Offerings – January 2021

During the January 2021 break, the following courses will be offered, all in a remote format:

Advanced Legal Research – Winter Intensive
Collaborative Family Law
Hot Topics in Bankruptcy and Reorganization
IFinS (Introduction to Financial Statements)
IMAP (Representation in Mediation)
ITAP Online (Intensive Trial Advocacy Program Online)
ITRANS (Intensive Transactional Lawyering Program)
Negotiation Theories and Skills
Representation in Arbitration

Course descriptions, including the specific meeting dates and additional fees for all these classes can be found in this document. Please be aware that the credits earned in winter-term courses cannot be used to satisfy the minimum credit requirement for the Spring 2021 semester. Students may register for no more than 2 courses.

Registration for all January term courses: Registration for winter courses will take place online. Please follow the instructions in the accompanying “Add/Drop Procedures and Information” document.

Registration will be first-come, first-served with priority access given to 3Ls and LLMS, followed by 2Ls, followed by 1Ls.

- 3L and LLM students may register starting at 9 am on Thursday, November 5, 2020;
- 2L students may register starting at 9 am on Monday, November 9, 2020;
- 1L students may register starting at 9 am on Thursday, November 12.

Registration will open for each group starting on the dates above and remain open for that group through the end of the drop/add period, on Monday, December 28, 2020.

If more people register for any course than the course cap allows, a waitlist will be kept, and students will be added to the course from the waitlist with priority given first to 3Ls and LLMS, then to 2Ls, and then to 1Ls.

Fee Due Dates and Class Drop Information: Payment for all January-term courses is due no later than Monday, December 2nd. You may drop any of the January term courses and receive a full refund until December 28, 2020. Because specific funds must be committed by then, no refund (either partial or whole) will be allowed for those dropping any of the January term courses after December 28, 2020.

Financial Aid Information: Financial aid for all winter offerings consists of student loans.

January Graduation: The tentative Winter degree date is January 15, 2021. Please be advised, students who plan to graduate in January must complete all coursework by the graduation date and are thus ineligible to take Winter classes that end after that date (iTAP).

Benjamin N. Cardozo School of Law

Winter Break Course Offerings – January 2021

Advanced Legal Research, Winter Intensive

Dates: January 4–14, 2021

Professor: Ingrid Mattson

Credit: 1

Prerequisite: None

Enrollment: Open only to JD students

Skills credit: Successful completion of this course will award one (1) credit towards the JD experiential/skills credit requirement.

Class cap: 20 Students

Cardozo is pleased to announce an intensive winter section of Advanced Legal Research (ALR). This condensed course is intended to give students the opportunity to learn essential research skills before their work in clinics and journals begins for the spring semester. The curriculum and expectations are the same for the condensed course as the regular semester ALR course, but in a very focused timeframe.

ALR provides an explanation of the process of legal research using all types of federal and New York State primary materials; emphasis is placed on administrative and statutory sources. Explanations of the appropriateness of computer-based legal research are integrated with the use of print sources. Problems that require the use of computer-assisted legal research are assigned.

The class will meet from 10:00am–12 noon, Monday through Thursday. January 4–14, 2021. Attendance at all class sessions is mandatory. Students will be required to devote a substantial amount of time to work on assignments and readings outside of the class hours outlined above, including work over the weekend following each week of classes. Students should be cognizant of their commitments from the Saturday before the start of the course through the Tuesday following the conclusion of the course in order to have sufficient time to complete assignments and prepare for class. Additionally, students must complete the final assignment by the evening of January 19, 2021. If you cannot commit to completing all of the requirements of this course, consider registering for another session of it at a later date. No extension will be granted due to travel plans.

The course will be graded **pass/fail**. In order to pass, students must satisfactorily complete all of the required research exercises.

There is no additional fee for this course. The following book is required: *Where the Law Is: An Introduction to Advanced Legal Research*, 5th ed. (2017); Author: Armstrong, ISBN: 9781683285250; Publisher: West Academic, List Price: \$74.00. Additional readings will be assigned.

THIS COURSE IS OPEN TO ONLY 2L AND 3L JD STUDENTS.

Benjamin N. Cardozo School of Law

Winter Break Course Offerings – January 2021

Collaborative Family Law

Professor: Berner

Credit: 1

Pre-requisite: None

Skills credit: Successful completion of this course will award one (1) credit towards the JD experiential/skills credit requirement.

Class cap: 24 Students

This interactive class introduces students to Collaborative Family Law, a new and growing alternative process, which provides a framework and skill set to help attorneys collaboratively work in attorney-client teams to resolve conflicts out of court. Through a combination of lecture, demonstration, discussion and role play exercises, students learn the fundamental concepts and basic skills that underlie the Collaborative Law framework. The class is structured around the actual stages of the collaborative negotiation process, from the initial consultation with clients and assessing appropriateness of the process, to the joint meetings, through the "end game" of negotiating a collaborative settlement. There is a tuition fee for this course of \$100.

This one credit, *PASS/FAIL* course will require substantial reading, written reflection, and class participation in order to achieve a passing grade. Attendance at all sessions is mandatory.

In January 2021, this class is scheduled to meet on the following days and times:

- *Monday, January 4th from 9:00 AM – 3:00 PM*
- *Tuesday, January 5th from 9:00 AM – 3:00 PM*
- *Wednesday, January 6th from 3:00 – 5:00 PM*

THIS COURSE IS OPEN TO ALL STUDENTS, BUT REGISTRATION PREFERENCE WILL BE GIVEN TO LL.M AND 3L STUDENTS, AND THEN 2L STUDENTS, BEFORE ANY 1L STUDENTS WILL BE ENROLLED.

Benjamin N. Cardozo School of Law

Winter Break Course Offerings – January 2021

****NEW** Hot Topics in Bankruptcy and Reorganization**

Professor: Foohey

Credit: 1

Pre-requisite: None

Class cap: 32 Students

This course provides an introduction to bankruptcy and reorganization law and practice, including debt collection and consumer bankruptcy, small business reorganization, business reorganization, and “headliner” reorganizations involving hospitals, mass torts, third-party releases and venue. Each day will feature interactive discussion and panels of practitioners who offer their perspectives on the key issues in bankruptcy practice and the career paths open to those who are interested in the subject.

This course will be graded **PASS/FAIL**. To receive credit, students must attend and actively participate in all sessions, complete a series of short reflection papers, and complete a final 5-10 page (2000-3000 word) paper. The final paper will be due after the completion of the course. There is a tuition fee of \$100 for this course.

The course will meet on the following days and times:

- *Monday, January 11, from 9AM-12Noon*
- *Tuesday, January 12, from 9AM-12Noon*
- *Wednesday, January 13, from 9AM-12Noon*
- *Thursday, January 14, from 9AM-12Noon*
- *Friday, January 15, from 9AM-12Noon*

THIS COURSE IS OPEN TO 2L AND 3L STUDENTS

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Winter Break Course Offerings – January 2021

IFinS (Introduction to Financial Statements)

Professor: *TBD*

Credits: 1

Pre/Corequisite: None

Skills credit: Successful completion of this course will award one (1) credit towards the JD experiential/skills credit requirement.

Class cap: 60 Students

In this 3-day Accounting and Valuation Interactive Intensive, students will learn to read income statements and balance sheets, and the key links between financial statements, gain a solid understanding of corporate valuation in the context of investment banking, and learn Excel keyboard shortcuts, efficient worksheet navigation, formula construction and financial functions. This is the same course taught to first year associates in a major law firm, and several financial institutions.

This is a pass/fail course. Attendance at all sessions is mandatory. In addition to class meetings, students will need to successfully complete a series of online pre- learning modules and post-class quizzes. There is a tuition fee for this course of \$200.

This course is designed for students who are beginners to the subject matter. Students with a background in business, finance, accounting or valuation, or who otherwise are familiar with financial statements should not take this course.

*In January 2021, this class is **tentatively** scheduled to meet on the following days and times:*

- Tuesday, January 5: 9:15AM – 6:30PM*
- Wednesday, January 6: 9:15AM – 6:30PM*
- Thursday, January 7: 9:15AM – 6:30PM*

THIS COURSE IS OPEN TO ALL STUDENTS, BUT REGISTRATION PREFERENCE WILL BE GIVEN TO LL.M AND 3L STUDENTS, AND THEN 2L STUDENTS, BEFORE ANY 1L STUDENTS WILL BE ENROLLED.

Benjamin N. Cardozo School of Law

Winter Break Course Offerings – January 2021

(IMAP) Representation in Mediation

Professor: White

Credits: 2

Pre/Corequisite: None

Skills credit: Successful completion of this course will award two (2) credits towards the JD experiential/skills credit requirement.

Class cap: 24 Students

This intensive, interactive course introduces students to negotiation and mediation theory and develops strategies and skills for effective attorney representation in mediation. The course examines attorney responsibilities in advising clients about dispute resolution options, in preparing both the case and the client for mediation, and in representing the client effectively in the mediation session itself. There are substantial reading assignments prior to the commencement of the course. The program culminates in the students participating in a mock mediation coached by seasoned mediators.

The course will have a take-home examination which will be available after the final class.

Attendance at all sessions is mandatory. There is an additional fee for this course of \$200.

In January 2021, this class will meet on the following dates and times:

- *Monday, January 4: 9:00 AM – 3:15 PM;*
- *Tuesday, January 5: 9:00 AM – 3:15 PM;*
- *Wednesday, January 6: 9:00 AM – 3:15 PM;*
- *Thursday, January 7: 9:00 AM – 3:15 PM;*
- *Friday, January 8: 9:00 AM – 3:00 PM.*

Please note: In addition to the class hours outlined above, students will be required to devote a substantial amount of time to class preparation work in the evenings and on weekends during the course.

THIS COURSE IS OPEN TO ALL STUDENTS, BUT REGISTRATION PREFERENCE WILL BE GIVEN TO LL.M AND 3L STUDENTS, AND THEN 2L STUDENTS, BEFORE ANY 1L STUDENTS WILL BE ENROLLED. **THIS IS A GRADED COURSE FOR ALL STUDENTS EXCEPT FOR 1L STUDENTS.** *ANY 1L STUDENTS WHO TAKE THIS CLASS WILL BE GRADED ON A PASS/FAIL BASIS. IF A 1L STUDENT WANTS TO TAKE THIS CLASS FOR A LETTER GRADE S/HE MUST WAIT TO TAKE IT DURING HIS/HER SECOND OR THIRD YEAR.*

Benjamin N. Cardozo School of Law

Winter Break Course Offerings – January 2021

ITAP Online (Intensive Trial Advocacy Program Online)

Professor: Sternheim, plus guest instructors

Credits: 3

Prerequisite: Evidence (may be waived by Instructor)

Skills credit: Successful completion of this course will award three (3) credits towards the JD experiential/skills credit requirement.

Class cap: 32 Students

This hallmark intensive program of individualized instruction in trial advocacy has been modified for an online format taught during the winter session by a faculty of experienced civil and criminal trial attorneys and judges from the metropolitan area and beyond. Students learn and practice fundamental trial advocacy skills involved in opening statement, direct and cross examination, introduction of documents and tangible objects into evidence, closing argument, and making a record (objections, offers of proof, motions in limine). Daily class participation, individual review of student performance, as well as video-recorded demonstrations and lectures by outstanding practitioners, culminate with each student conducting two mock trials - one before a judge and one before a jury. ZITAP is taught in small group, master class sections in a supportive atmosphere designed to encourage and empower students to develop and perform advocacy skills. National Institute of Trial Advocacy (NITA) court materials are used.

ITAP Online 2020 runs from Monday, January 4 – Sunday, January 17, 2021 including Sundays.

This is a pass/fail course. Attendance is mandatory each day; no absences are allowed. There is an additional fee for this course of \$400.

THIS COURSE IS OPEN TO ONLY 3L JD STUDENTS.

STUDENTS MAY TAKE ANY 2 OF THE FOLLOWING TRIAL ADVOCACY COURSES, BUT NOT ALL 3: (1) INTRODUCTION TO TRIAL ADVOCACY, (2) ADVANCED TRIAL ADVOCACY, AND (3) ITAP.

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Winter Break Course Offerings – January 2021

ITRANS (Intensive Transactional Lawyering Program)

Professors: Greenberg-Kobrin/Gautier

Credits: 3

Pre/Corequisite: None; **Recommended:** Corporations

Skills credit: Successful completion of this course will award three (3) credits towards the JD experiential/skills credit requirement.

Class cap: 32 Students

What is it like to be a transactional lawyer? This two-week intensive course brings transactional law to life. Using a realistic simulation of an M&A deal, students become immersed in the transaction process and gain the critical fundamental skills needed to effectively reach their clients' goals. Working in teams, students "learn by doing" contract drafting, transactional issue analysis, negotiations, communications, matter management, due diligence, preparation of closing documents and client service. The intensive experience includes interactive workshops with exercises, keynote speakers, guided drafting work sessions, "client" meetings, coaching and feedback, and negotiation strategy, practice and debrief sessions, all designed to provide students ample opportunities to develop their skills. The course culminates with the final deal negotiation. Students are taught by Cardozo faculty, along with respected lawyers in transactional practice who provide practical experience-based coaching and feedback throughout the program, and who observe and critique the final negotiation.

This is a pass/fail course. Attendance at all sessions is mandatory. There is an additional fee for this course of \$300.

In January 2021, this class will run on weekdays from Tuesday, January 5, 2020 through Friday, January 15, 2021.

Please note: In addition to the regular class meeting times, students will be required to devote a substantial amount of time to class preparation work in the evenings and on weekends throughout the course.

THIS COURSE IS OPEN TO LL.M., 3L, AND 2L STUDENTS

Benjamin N. Cardozo School of Law

Winter Break Course Offerings – January 2021

Negotiation Theories and Skills

Professor: Tsur

Credits: 2

Pre/Corequisite: None

Skills credit: Successful completion of this course will award two (2) credits towards the JD experiential/skills credit requirement.

Class cap: 24 Students

This seminar provides students an introduction to both theoretical and practice-based foundations of negotiation. Through simulation-based exercises and classroom discussions, the course covers the elements of both integrative and distributive bargaining; barriers to agreement and strategies to overcome them; the nature of dialogue; negotiation power; the role of culture, gender and race in negotiations; negotiation preparation, tactics, initial and responsive strategies, and ethics.

Attendance at all sessions is mandatory. There is an additional fee for this course of \$200.

In January 2021, this class is scheduled to meet on the following dates and times:

- *Monday, January 4: 10:00AM-4:30PM;*
- *Tuesday, January 5: 10:00AM-4:30PM;*
- *Wednesday, January 6: 10:00AM-4:30PM;*
- *Thursday, January 7: 10:00AM-4:30PM;*
- *Friday, January 8: 10:00AM-2:30PM.*

Please note: In addition to the class hours outlined above, students will be required to devote a substantial amount of time to class preparation work in the evenings during the course. Students will also be asked to complete nightly reflection papers and a final reflection paper after the course is over.

THIS COURSE IS OPEN TO ALL STUDENTS, BUT REGISTRATION PREFERENCE WILL BE GIVEN TO LL.M AND 3L STUDENTS, AND THEN 2L STUDENTS, BEFORE ANY 1L STUDENTS WILL BE ENROLLED. **THIS IS A GRADED COURSE FOR ALL STUDENTS EXCEPT FOR 1L STUDENTS.** ANY 1L STUDENTS WHO TAKE THIS CLASS WILL BE GRADED ON A PASS/FAIL BASIS. IF A 1L STUDENT WANTS TO TAKE THIS CLASS FOR A LETTER GRADE, S/HE MUST WAIT TO TAKE IT DURING HIS/HER SECOND OR THIRD YEAR

Benjamin N. Cardozo School of Law

Winter Break Course Offerings – January 2021

Representation in Arbitration

Professors: Farkas

Credit: 1

Pre-requisite: None

Skills credit: Successful completion of this course will award one (1) credit towards the JD experiential/skills credit requirement.

Class cap: 24 Students

This skills-focused course prepares students to represent clients in private arbitration proceedings. After discussing the basic legal framework for arbitration in the United States, the course will delve into practical lawyering skills that are unique to arbitration. Topics will include drafting arbitration agreements and selecting arbitrators, as well as advocacy techniques for opening and closing statements, direct examination, and cross-examination. The relationship between arbitration and the courts will also be considered, with particular attention to motions to stay or compel arbitration, and motions to vacate or confirm arbitral awards. Broader client counseling questions will also be considered, including advising clients on selecting the most appropriate conflict resolution mechanism for their dispute. Students will emerge from the course with a firm grasp of the basic vocabulary, procedure and advocacy skills necessary to represent clients in arbitration.

There is a tuition fee for this course of \$100. This course will require substantial reading and will be graded based on class participation and practical exercises, including a final written project. Attendance at all sessions is mandatory.

In January 2021, this class is scheduled to meet on the following days and times:

- *Sunday, January 3rd from 9:30 AM – 4:00PM;*
- *Sunday, January 10th from 9:30 AM – 4 PM; and*
- *Monday, January 11th, from 6:00-8:00PM.*

THIS COURSE IS OPEN TO ALL STUDENTS, BUT REGISTRATION PREFERENCE WILL BE GIVEN TO LL.M AND 3L STUDENTS, AND THEN 2L STUDENTS, BEFORE ANY 1L STUDENTS WILL BE ENROLLED. **THIS IS A GRADED COURSE FOR ALL STUDENTS EXCEPT FOR 1L STUDENTS.** ANY 1L STUDENTS WHO TAKE THIS CLASS WILL BE GRADED ON A PASS/FAIL BASIS. IF A 1L STUDENT WANTS TO TAKE THIS CLASS FOR A LETTER GRADE S/HE MUST WAIT TO TAKE IT DURING HIS/HER SECOND OR THIRD YEAR.