

REGISTRATION & COURSE SELECTION MATERIALS 2011-2012



WINDSOR LAW
University of Windsor 

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**REVISED
DATES TO REMEMBER FOR THE 2011 - 2012 ACADEMIC YEAR**

2011

July 1	Canada Day. University closed.
July 11-22	Special examination period.
August 1	Civic Holiday. University closed.
August 15	Fall semester tuition and fees are due.
September 5	Labour Day. Law School closed.
September 6	Registration for first-year students. Classes begin for second and third year students.
September 7-9	Orientation for first-year students.
September 12	Classes start for first-year students.
September 19	Last day for course changes.
October 10	Thanksgiving Day. University closed.
October 22 (not 15)	Fall Convocation.
December 5	Last day of classes.
December 8	Examinations begin.
December 14	Winter semester tuition and fees are due.
December 23- January 2	Winter break. University closed.

2012

January 3	Winter semester classes begin.
January 16	Last day for course changes.
February 16-23	Special Examination Period.
February 20-24	Study Week.
February 20	Family Day. University closed.
February 24	University closed.
April 5	Last day of classes.
April 6	Good Friday. University closed.
April 9	Examinations begin.
May 21	Victoria Day. University closed.
June 15	Spring Convocation.

NOTE: Some Faculty of Law deadline dates, policies and procedures may not necessarily coincide with those in the general University Calendar: Faculty of Law dates, policies, and procedures supercede and govern.

REGISTRATION INFORMATION AND INSTRUCTIONS 2011-2012

1. Getting Started

Read the materials on course selection, the course descriptions, timetables and examination schedules thoroughly. Course selection should be based upon class timetables and examination schedules.

It is your responsibility to read and be familiar with the registration materials to ensure that you have met the term, academic year, and degree requirements.

You are responsible to ensure that you have the required course credits for each term AND for each academic year. You are also required to ensure that you complete all mandatory requirements of the degree, including the research paper, perspectives requirement, and transnational law course requirement.

2. Academic Counselling

Academic counselling is available through the Student Services Office. Counselling is available for course selection and academic planning, guidance about the program requirements, assistance in preparing a supervised research proposal and in relation to difficulties encountered while in course, whether academic or non-academic in nature. Please contact Francine Herlehy, Assistant Dean (Student Services) by using the Law Appointment System, at <http://www.uwindsor.ca/law/student-services-activities>, by email at herlehy@uwindsor.ca, by phone at (519) 253-3000 extension 4230, or visit room G112 in the Faculty of Law.

3. Course Credit Requirements

Full-time students must select courses which total a minimum of 13 credits to a maximum of 18 credits in each semester, **and** total between 29 credits and 32 credits for the academic year. Credits completed in excess of the 18 credits required per term and 32 credits for the academic year may not be applied towards the minimum credit requirement in any subsequent term, subject to the general jurisdiction of the *Academic Program Committee* regarding exceptions to the minimum and maximum credit requirement.

Half-time students must select a minimum of 7 credits and a maximum of 8 credits in each semester and between 15 credits and 16 credits for the year. The successful completion of this program in each academic year will be considered equivalent to one-half year (or one semester) of the full-time JD program. Credits completed in excess of the 8 credits required per term may not be applied towards the minimum credit requirement in any subsequent term, subject to the general jurisdiction of the *Academic Program Committee* regarding exceptions to the minimum and maximum credit requirement.

It is your responsibility to ensure that you have the proper number of credits for each academic term and academic year.

Please pay close attention to the weighting of the courses. It is your responsibility to ensure that you have the proper number of credits for each term and academic year. Any application for variance of course credit requirements must be made to the *Academic Program Committee* through the Academic Coordinator no later than the first Friday of the semester. The deadline for submission for the Fall Semester is Friday, September 9, 2011 and for Winter Semester is Friday, January 6, 2012.

4. Course Registration

Registration at the Faculty of Law is done through the Student Information System at www.uwindsor.ca/sis.

Note: If you owe money to the University of Windsor and have been flagged “Financially Ineligible” you will not be able to register. Please check your account prior to registration to prevent registration complications.

Registration of courses will begin on Wednesday, July 6, 2011 at 8:30 a.m. and will run until September 19, 2011 at 11:59 p.m. on the schedule set out below:

WEEK	DATES	ACTIVITY
One Year III	Wednesday, July 6, 2011 at 8:30 a.m. to Tuesday, July 12, 2011 at 11:59 p.m.	Third year students will be permitted to register for two courses in the Fall term and two courses in the Winter term. <i>Registration will be closed to second year students.</i>
Two Year II	Wednesday, July 13, 2011 at 8:30 a.m. to Tuesday, July 19, 2011 at 11:59 p.m.	Second year students will be permitted to register for two courses in the Fall term and two courses in the Winter term. <i>Registration will be closed to third year students.</i>
Three Year III	Wednesday, July 20, 2011 at 8:30 a.m. to Tuesday, July 26, 2011 at 11:59 p.m.	Third year students will be permitted to register for their remaining courses in both the Fall and Winter terms. <i>Registration will be closed to second year students.</i>
Four Year II	Wednesday, July 27, 2011 at 8:30 a.m. to Tuesday, Aug. 2, 2011 at 11:59 p.m.	Second year students will be permitted to register for their remaining courses in both the Fall and Winter terms. <i>Registration will be closed to third year students.</i>
Five – day one Year III	Wednesday, August 3, 2011 at 8:30 a.m. to 11:59 p.m.	Third year students will be permitted one day priority to wait list courses and access the add/drop functions. <i>Registration will be closed to second year students.</i>
Five – day two to Registration Close	Thursday, August 4, 2011 at 8:30 a.m. to Monday, September 19, 2011 at 11:59 p.m.	All students are permitted to drop/add courses. <i>All students will be permitted to wait list courses.</i>

Registering for Winter 2012: The Student Information System (SIS) is not programmed yet for a university-wide Winter 2012 registration. However, Law students are able to register for Winter 2012 by accessing their courses via the Fall 2011 registration.

Select the term Fall 2011 then *Begin to Register*.

Go down the page until you find the following:

Registration Request Section: Please make any modifications to your courses by entering the courses you want to register into or drop out of in the section below.

When entering a course number please use the full seven digit course number. Example: 0898820.

You then indicate the section number. Then indicate Winter.

Make sure the Option pick list indicates *normal* (This default is *normal*.)

Do not select *audit* or *repeat*. If you wish to *audit* a course, please contact the Academic Coordinator for instructions, do not select *audit*. Students do not *repeat* courses. These particular instructions apply for non-Law students.

Then hit “Process your Request” and your Winter courses should appear with some sort of message – i.e. course added, course is full, etc.

Please note: Because you are registering for Winter courses through the Fall term, you will not be able to access Winter term information, such as which courses are still available, or the class times. You must refer to written materials which are available on the Law website.

The registration system operates on the basis of priorities. Each Law III student is able to register for two priority courses per semester during Week 1 and, each Law II student can register for two priority courses per semester in Week 2.

Course registration through the SIS begins on Wednesday, July 6, 2011 at 8:30 a.m. and will run until Monday, September 19, 2011 at 11:59 p.m..

In selecting your priority courses, you should consider class size, class availability, and your degree requirements. If you have a preference for a particular course or section of a course, you may wish to use your priority registration options. If a Law II student has a preference for one section of Torts or Civil Procedure over the other sections, he/she should use priority registration in Week 2. Although there is an enrolment maximum for each section of Torts and Civil Procedure, Law II students during Fall 2011/Winter 2012 will be accommodated but not necessarily in their preference of sections.

Weeks 3 and 4 allows students to register for the remainder of their courses with Week 3 reserved for Law III students and Week 4 reserved for Law II students. You will be locked out of the system except during these times.

On-line registration is restricted to a minimum of 14 credits and a maximum of 16 credits of the 13 to 18 credits required for each term. Students wishing to register in less than 14 credits or more than 16 credits must do so through the Academic Coordinator.

***Of the 13-18 credits required each term,
you can register for 14-16 credits through online registration.
If you wish to register for less than 14 credits or more than 16 credits,
you must do so through the Academic Coordinator.***

Week 5 – day one (Wednesday, August 3) is reserved for Law III to revise their registration by adding or dropping courses using the registration, wait list, and add/drop functions of electronic registration. Law II students will be locked out of the system this one day only. This allows a one day priority for Law III students to wait list.

From the start of Week 5- day two – Thursday, August 4, 2011 until Monday, September 19, 2011 students can revise their registration by adding or dropping courses using the registration, wait list, and add/drop functions of electronic registration.

It is recommended that you regularly check the registration system throughout the registration period if you have not been able to register into a desired course. As students make changes to their registration, openings become available. As well, you should check the faculty website regularly for updates including course and scheduling changes. If a class is full, you should exercise the waitlist process listed below (#5).

5. **Wait List and Course Change Process**

In order to benefit from the Wait List option, you must satisfy any pre-requisites or registration restrictions that might exist for that specific course.

We recommend that you check the registration system regularly throughout the registration period if you have not been able to register in a course. Places open up throughout the registration period as other students add and drop courses.

During your scheduled registration period, you will be allowed to add your name to Wait Lists for a

maximum of three courses at any one time. You cannot add your name to a Wait List unless the course is full. To place yourself on a waitlist, for example, Civil Trial Advocacy that has more than one section, you would have to waitlist yourself on all sections of the course. You will be allowed to remove your name from a Wait List at any time.

The Wait List period for both Fall 2011 and Winter 2012 will begin once the students have had an opportunity to exercise their priority weeks. Therefore, it will begin in Week 5 with a one day priority for Law III students to wait list (Wednesday, August 3, 2011 at 8:30 a.m. until 11:59 p.m.). Starting Week 5 – day two (Thursday, August 4, 2011 at 8:30 a.m.) until Monday, September 19, 2011 at 11:59 p.m.) Wait Lists for courses will be available for all upper year students. It will reopen in November for Winter 2012. Again at that time, Law III students will have one day priority to both make course changes as well as add their names to the wait lists before it opens up to the balance of the upper year students. Please check the Updates on the Law 2 & 3 Registration website for dates when Winter 2012 registration and wait lists reopen.

If an opening occurs, you will be sent an email indicating that the opening exists. Before the start of classes on September 6, 2011 you will be given **48 hours to respond and register** into that course. After the start of classes on September 6, 2011, you will be given 24 hours to respond. On the last day of the Add/Drop period (Monday, September 19, 2011) actual hours remaining in the Add/Drop period will be available to register into the course(s) in question. If you do not register for the course within these time periods, your name will be dropped to the end of the Wait List for that course.

6. **Course Changes**

Course changes are done on-line until the last day of course changes, Monday, September 19, 2011. All course changes for Fall 2011 must be made during this time period. Course changes for Winter 2012 can also be done during this time and will resume on-line in November. The date will be announced at a later date.

7. **Registration Updates**

Registration updates will be posted on the Faculty of Law website under Student Services & Activities -Law 2 & 3 Registration. Any changes to course availability, timetabling, etc. will be included in these updates. You should check the updates regularly to ensure that you have considered the most recent information when selecting and registering for your courses.

***It is your responsibility to review the Faculty of Law website for registration updates.
No other notification of updates will be provided.***

8. **Compulsory Courses**

In Law II, you must take both Civil Procedure and Torts I. These courses are offered in both the Fall and Winter semesters. We offer three sections of Civil Procedure and three sections of Torts. You can register in the section of your choice, with regard to class timetable and examination schedule.

All second year students must successfully complete Torts I and Civil Procedure.

9. **Legal Perspectives Courses**

During your second or third year of study, you must select at least **one legal perspectives course**. The following is a list of legal perspectives courses offered by the Faculty of Law. Please note that perspective courses vary by term and may not be offered each academic year.

Aboriginal Justice Systems
(Special Topics in Law)
 Aboriginal Law in Society
 Advanced Issues in IP Practice
 Alternative Dispute Resolution
 Canada/US Issues
 CEL Business and Legal Consulting
 Chinese Legal System & Law
(Special Topics in Law)
 Civil Liberties
 Corporate Theory & Governance
(Special Topics in Legal Theory)
 Feminist Legal Theory
 Fiduciary Law
 Freedom of Expression
 Freedom of Religion
 Hegel's Philosophy of Law
(Special Topics in Legal Theory)
 International Economic Law
 International Human Rights Law
 International Intellectual Property Law
(Special Topics in Law)
 Introduction to Civil Law
 Jewish Law
(Special Topics in Law)
 Judicial Inquiries and Royal Commissions

(Special Topics in Law)
 Jurisprudence
 Law of Armed Conflict
(Special Topics in Law)
 Law, Disability and Social Change
(Special Topics in Law)
 Law and Development
 (The) Lawyer as Conflict Resolver
 Legal History
 (The) Legal Profession
 Monash University Summer Abroad courses
 Public International Law
 Racial Profiling
(Special Topics in Law)
 Special Topics in Law (selected sections)
 Special Topics in Legal Theory (selected sections)
 Torture and National Security
(Special Topics in Law)
 Transnational Corporations and Human Rights
 Economics of Government Regulation (Econ. 387)
 Constitutional Law I - (University of Detroit Mercy)

10. **Major Research Requirements**

You must successfully complete a research paper worth at least 50% of the grade in any course (including Supervised Research) in your second or third year of study. It is your responsibility to ensure that you have complied with this regulation.

A "paper course" is defined as one in which the student submits a research paper worth at least 50% of the final grade in that course.

The maximum number of research paper courses permitted per term without the permission of the *Academic Program Committee* is three (3). Application for permission to enrol in more than three paper courses in any term must be made to the *Academic Program Committee* through the Academic Coordinator by the first Friday of that semester. The deadline for submission for the Fall Semester is Friday, September 9, 2011 and for the Winter Semester it is Friday, January 6, 2012.

11. **Transnational Law Courses**

During your second or third year of study, you must select at least **one transnational law course**. The following is a list of transnational law courses offered by the Faculty of Law. Please note that transnational law courses vary by term and may not be offered each academic year.

Canada/US Issues
 Chinese Legal System & Law
 Conflicts (Private Int'l Law)
 Immigration Law
 International Business Transactions
 International Economic Law
 International Environmental Law
 International Human Rights
 International Intellectual Property
 Internet Law

Introduction to Civil Law
 Jewish Law
 Law of Armed Conflict
 Law & Development
 Law, Disability and Social Change
 Monash University Summer Abroad courses
 Public International Law
 Transnational Corporations & Human Rights
 Transportation Law

It is possible that a course may satisfy the major research paper, perspectives, and/or transnational law requirements.

12. **Sections, Pre-Requisites and Anti-Requisites**

Where there is more than one section of any particular course being taught in the same semester, each section has been designated a specific section number. Please indicate the specific section number when you register on-line to ensure registration in both the course and section of your choice. If one section is full, you can select another. Please note that Special Topics courses are all designated as 08-98-971 with a specific section number for each course. You must ensure that you select the appropriate section number.

Pay particular attention to any pre-requisites which are indicated in the course descriptions. You must ensure that you have the pre-requisites, if required, for any course you want to register in. Note that pre-requisites will help you plan for your second and third year of studies.

In certain instances, it may be indicated that a course is a co-requisite, which means that course may be taken simultaneously rather than sequentially. There may also be course anti-requisites, which means that enrolment in one course precludes enrolment in the other(s).

13. **Overlapping or Conflicting Courses**

You can not register in courses that overlap or conflict in either the timetable or the examination schedule. There are no exceptions.

You can not register in courses that overlap on the timetable.

14. **Limited Enrolment Courses**

Courses which have limited enrolment of 30 students (or less) are listed below. The Dean reserves the right to place a reasonable upper limit on enrolment in other courses or sections of other courses, where necessary, or to cancel a course if there is insufficient enrolment.

Aboriginal Law In Society	Copyright Law
Advanced Business Law Seminar	Corporate Finance
Advanced Criminal Law	Corporate Theory & Governance
Advanced Family Law	Criminal Advocacy
Advanced International Law	Education Law
Advanced Labour & Employment Law	Environmental Law
Advanced Legal Research	Estate Planning & Administration
Advanced Practicum in Mediation & Conflict Resolution	Feminist Legal Theory
Advanced Taxation	Fiduciary Law
Advocacy Before Administrative Tribunals	Freedom of Expression
Alternative Dispute Resolution	Freedom of Religion
Applied Taxation (Aboriginal)	Health Law in Practice
Applied Taxation (Charities and Non-Profits)	Hegel's Philosophy of Law
Automobile Insurance Law	Insolvency & Restructuring
Canada/U.S. Issues	International Business Transactions
Canada/U.S. Environmental Law	International Commercial Dispute Resolution
Canadian Federalism	International Economic Law
Child and the Law	International Environmental Law
Chinese Legal System and Laws	International Human Rights Law
Civil Liberties	International Intellectual Property Law
Class Actions	Internet Law
Clinic Practice Program at LAW	Introduction to Civil Law
Clinic Seminar	Issues in Transnational Justice
Communications Law	Jewish Law
Confidential Information	Jurisprudence
Constitutional Litigation	Labour Arbitration
	Land Use Planning

Landlord and Tenant Law
Law of Armed Conflict
Law & Development (Law of Developing Nations)
Law and Politics of the Middle East, Part I
Law and Politics of the Middle East, Part II
(The) Lawyer as Conflict Resolver
(The) Lawyering Process
Legal History
(The) Legal Profession
Legislation
Mediation Clinic
Patent Law

Public Health Law
Public International Law
Racial Profiling
Regulation of Trade Practices
Regulatory Offences
Sentencing
Social and Criminal Justice
Special Topics in Law (all sections)
Special Topics in Legal Theory (all sections)
Student Clerkships (Provincial Court)
Torts II
Torture and National Security
Transnational Corporations and Human Rights

15. **Other Courses**

Courses which do not have limited enrolment may still have enrolment maximums. You should consult with the Course Offerings table starting at page 20 to determine class sizes for each section. The following courses will be offered during the 2011 - 2012 academic year.

Business Associations
Civil Procedure
Civil Trial Advocacy
Commercial Law - Sales
Commercial Law - Secured Transactions
Conflicts
Criminal Procedure
Evidence
Family Law
Immigration Law
Income Taxation
Insurance Law

Judicial Review
Labour Law
Municipal Law
Real Estate Transactions (Transfer of Land)
Regulated Industries: Financial Institutions
Securities Regulation
Torts I
Trademarks and Unfair Competition
Trusts
Wills and Succession

16. **Supervised Research (1-4 credits)**

Applications for supervised research must be completed jointly by the student and supervising faculty member and submitted to the Academic Coordinator's Office by the last day of the first week of the term in which the research is to be initiated. The deadline for submission for the Fall Semester is Friday, September 9, 2011 and for the Winter Semester it is Friday, January 6, 2012. Applications and supervised study rules are available in the General Office or on the Faculty of Law website.

Please note that supervised research projects are typically assessed 2-3 credits, depending on the nature of the research. A one credit supervised research would only be approved in special circumstances and a four credit supervised research would require the student to undertake independent empirical research. You should consult the Academic Coordinator when preparing your proposal to the *Academic Program Committee* if you are seeking 1 or 4 credits for the work.

17. **Courses In Other Faculties of the University of Windsor or at Other Institutions**

Students may seek permission to enrol in courses taught in other faculties of the University of Windsor and in certain courses taught at the Law Schools at Wayne State University and the University of Detroit Mercy for credit toward an JD degree.

Although the deadline for the submission for the Fall Semester is noon on Friday, September 9, 2011 and for the Winter Semester it is noon on Friday, January 6, 2012, it is suggested that students contact the Academic Coordinator as soon as possible. Classes at Wayne State University and the University of Detroit Mercy have earlier start dates. Classes in other faculties at the University of Windsor may have waiting lists or may require the instructor's approval.

Students will not be registered in courses outside of the Faculty of Law until such time as approval is obtained from the *Academic Program Committee*. The application form for the *Academic Program Committee* is available in the General Office and on the Faculty of Law website.

Please note that pursuant to the Faculty Council motion of February 12, 1988, grades achieved in courses taught outside of the Faculty of Law are recorded on the student's transcript but, are treated as "pass/fail" courses for ranking purposes.

18. **Courses at the University of Detroit Mercy and Wayne State University**

NOTE: Under the *Border Commuter Student Act of 2002*, Canadian students attending classes, on a part-time basis, at a Bureau of Customs and Immigration Services (BCIS, formerly INS) approved school require an F-1 visa. Therefore, students interested in the IPLI/cross-enrolment program must obtain an I-20 application from the institution at which they will be attending classes. A Canadian student must be issued a SEVIS form and pay the \$200 SEVIS fee. Canadian students are required to contact the Assistant Dean & Registrar at the University of Detroit Mercy School of Law or Wayne State University in order to have the SEVIS form issued. Once the SEVIS form is issued by the Assistant Dean & Registrar, and the fee paid, the student should obtain a letter from the University of Windsor Registrar's Office stating that the University of Windsor verifies that the student is properly enrolled and is in full-time status with tuition and all expenses having been covered either with personal funds or with student loans. The student must present the I-20 SEVIS form to the border along with the SEVIS fee receipt, and a letter from their respective Registrar to confirm full-time status at their home school as well as to confirm that tuition has been paid in full in order for the student to be admitted to the United States to attend the course.

An American student taking a course at the University of Windsor only requires a letter from their Registrar. Background criminal checks are now part of the F-1 process; therefore, you must file your documents in advance in order to receive your I-20 in time to attend classes.

19. **Monash University Summer Abroad Program**

Windsor Law students will have the opportunity to study at Monash University during the summer of 2012 and credits earned will be applied to their Fall 2012 term. Students accepted into this program will pay regular Windsor Law fees (plus a small administrative fee of approximately \$150 - \$300).

The courses offered and the location (Kuala Lumpur, Malaysia or Prato, Italy) will vary year to year. The courses will generally have a transnational and comparative dimension. This program will provide Windsor Law students an opportunity to study abroad with students and professors from around the world, enhancing their cultural literacy as well as their appreciation of law in its global – particularly Asian or European, depending on location, context.

Students will take 2 courses during the summer and will be granted 3 credits per course completed to a maximum of 6 credits. While a grade will be given in each course, students' performance will be recorded by a pass or fail for the purposes of Windsor Law. To avoid duplication, students may not take a course in this program that they have already taken at Windsor Law and, upon their return to Windsor Law, may not enrol in the equivalent course. The courses will satisfy Windsor Law's perspectives and transnational course requirements. Students must take a minimum of 9 credits during the Fall 2012 term following participation in the program (all the Faculty's usual policies apply for subsequent terms).

20. **Moot Court Competitions**

Students selected to represent the Faculty of Law on competitive moot teams can apply to the *Academic Program Committee* to receive 4 credits for such activity. An application for supervised research must be completed jointly by the student and the faculty member supervising the moot team. The following is a list of moots that have been offered in the past. Please note that moots will vary year to year and not all moots will be offered each academic year:

Arnup Cup Moot
Bertha Wilson Moot
CNMAC – ADR International Moot
Competitive Client Counselling Moot
Corporate/Securities Moot
Donald G. Bowman National Tax Moot
Gale Moot
Harold G. Fox Moot

International Criminal Law Moot
International Mediation Moot
Jessup International Moot (6 credits – 3 Fall/3 Winter)
Kawaskimhon Aboriginal Moot
Koskie Minsky Diversity Moot
Laskin Moot
Niagara International Moot

The deadline for submission will be made available during the Fall semester via the Announcements, which may be found on the monitors and also on the Law School's website. Credits are recorded in the Winter semester although many moots start in the Fall term.

21. **Clinical Legal Education**

University of Windsor's Faculty of Law offers a wide range of clinic placements, internships and externships. Students can choose from a variety of opportunities: volunteering through Community Legal Aid (CLA), the Law Enforcement Accountability Project (LEAP) or Pro Bono Students Canada (PBSC), or in structured coursework at the University of Windsor Mediation Services (Mediation Services), the Intellectual Property Legal Information Network (IPLIN), Legal Assistance of Windsor (LAW), or Community Legal Aid (CLA).

Clinic practice, under the supervision of professional staff, provides students many opportunities to develop the skills and knowledge of competent and ethical problem-solvers, within a structure that provides tools for lifelong learning and growth. Most of Windsor's clinics provide direct client service in areas ranging from residential tenancies to summary criminal matters. Others offer exposure to policy interpretation and drafting, training, appellate level argumentation, small business planning, judicial observation and assistance, and much more. Each placement has specific pedagogical and service goals, but all share a commitment to engaging students in reflection about professional responsibility issues in an access to justice context. You may wish to discuss your learning and career goals with the directors and staff of each clinic to choose the placement that best meets your needs.

Windsor Law has historically been responsive to the changing needs of students, the community and the legal landscape. Professors have started clinics where pressing social need so requires; clinical lawyers advocate in new areas of law to respond to our changing demographic and employment needs. We hope you add your voice to the vital work done by our clinics, not only to develop your legal proficiency, but to support our community in very real ways.

A. University of Windsor Mediation Services:

University of Windsor Mediation Services, located downtown at 450 Pelissier Street, offers two courses for credit for second and third-year law students wishing to learn theoretically and experientially in the area of Alternative Dispute Resolution (ADR) with a focus on mediation. Both courses focus on facilitative, party-centered mediation practice, although other models are also considered. Course descriptions may be found under "Course Descriptions and Evaluation Methodologies".

(i) Mediation Clinic

(ii) Advanced Practicum in Mediation and Conflict Resolution

B. Community Legal Aid:

Students at CLA who work for remuneration during the summer months must return during the academic term as Group Leaders. Group Leaders *only* may enrol in a credit option for their work on a voluntary basis. Students may enrol for 4 credits per academic term. Students must also enrol in the Clinic Seminar

course during one of their academic terms. The number of students per term enrolled in the Clinic Seminar course should be no more than six (6). Students will be enrolled as they apply.

(i) **Clinic Seminar** - Course description may be found under “Course Descriptions and Evaluation Methodologies”.

C. Legal Assistance of Windsor:

Legal Assistance of Windsor (LAW) offers an intense clinic placement program for students ready to experience a near full-time legal experience. This challenging and rewarding experience offers the closest approximation to ‘real life’ legal practice, with multiple models and areas of practice. Located in Windsor’s downtown core, LAW offers an interdisciplinary approach to the delivery of services. Lawyers and social workers provide training and supervision to law and social work students. LAW is firmly planted in the community, with a wide range of community partners, which allows students unique policy and community action work on issues immediately affecting the Windsor-Essex community.

Areas of practice include: residential tenancies, social benefits law, immigration and refugee matters, policy advocacy, community legal education.

This program has two required components. Course descriptions may be found under “Course Descriptions and Evaluation Methodologies”.

(i) **Clinic Seminar**

(ii) **Clinic Practice Program at LAW**

22. **Northwest Territories Clerkship Program**

This program enables students to serve as a clerk for the Supreme Court of the Northwest Territories as a research project for credit towards their JD. As a clerk you will be based in Yellowknife, N.W.T. and travel occasionally to outlying regions with the Supreme Court of the N.W.T. The program is carried out in both the Fall and Winter semesters.

Admission Criteria: Students who wish to apply for this program must have successfully completed Law I. The Supreme Court of the N.W.T. suggests that students complete Evidence before participating in the program. Students must submit a letter of application detailing the reasons for their application together with any statement of special interest or background relating to the program. Also, students are invited to submit copies of written research work. All applications should be submitted to the Student Services Office by **noon on Thursday, March 15, 2012** for clerkship opportunities in the 2012-2013 academic year.

Tuition and Financial Assistance: Regular tuition applies for the clerkship. Funds have been allocated to cover some expenses that will be incurred (e.g. airfare, cost of housing in excess of average Windsor prices). Some travel and accommodation expenses while the court is travelling will be reimbursed by the Court.

Selection of Candidates: Selection of the clerks is done by the Court in consultation with the Assistant Dean (Student Services). Normally, preference in the Winter semester is given to Law II students and in the Fall semester to Law III students. Three main criteria apply:

1. General academic performance in law,
2. Legal research and writing skills, and
3. Special interest and background relating to the clerkship program.

Responsibilities: as a clerk you will be responsible to the Supreme Court of the Northwest Territories. You will be expected to prepare and submit a diary of daily work as well as a monthly and a final report to the Court. Also, research undertaken for the Court including all memoranda will be submitted to the Court.

You will also be responsible to the Faculty Supervisor who will be appointed to supervise the program and grade your research paper. You must submit your research paper to the Faculty Supervisor no later than the last day of final examinations of the relevant academic term. A copy of the Clerk's diary should be made available to the Assistant Dean (Student Services).

Academic Credits: 15 credits will be divided as follows: 9 credits on a pass/fail basis, 2 credits on the basis of selected research done by the student for the court, and 4 credits on a research paper. The following are the expectations regarding each of the portions of the grade:

- The nine (9) credit pass/fail portion will be based upon the reports of the Clerk for the Courts, the daily diary, and the memoranda and other research performed by the student;
- Two (2) credits for selected research done by the student for the Courts. The Court assigns the final grade. Subject to matters of a confidential nature, copies of all memoranda and other research submitted by the student shall be subject to review by the Faculty Supervisor. The Faculty Supervisor shall have the discretion to select any or all memoranda and other research material for review and grading, and the Clerk has the right to insist on the inclusion of any memoranda or other research work, which may be in addition to those selected by the Faculty Supervisor;
- Four (4) credits for the Research Paper - It is expected that the research paper shall be of a publishable quality and of a minimum length of 40-45 pages. It is further expected that a draft of the paper shall be submitted to the Faculty Supervisor some time during the middle of the academic term. The Faculty Supervisor as well as the Supreme Court Justice will be expected to provide the Clerk with feedback on the first draft of the paper. It is hoped that a paper topic and tentative outline shall be agreed to and submitted for approval by the *Academic Program Committee* prior to the student arriving in Yellowknife or at the very least in the first week or two in the term. The paper shall be not simply impressionistic or descriptive in nature. It is expected that it will reflect significant research and analysis.

23. **Religious Accommodations Policy:**

In April 2008, Faculty Council approved a Religious Accommodation Policy in recognition of our religious and cultural diversity, and our desire to provide reasonable and appropriate accommodation for the practices of different religious and cultural groups that make up the Law School community.

In addition to the Faculty of Law's longstanding policy to accommodate the writing of tests and examinations that are scheduled on religious holidays, the Law School has formulated a policy that provides all students with the opportunity to observe their religious and cultural practices even when they may conflict with regularly scheduled classes.

The Policy recognizes that not all religious holidays require the same type of accommodation. Some do not require students to miss classes. If your observance of a religious holiday requires you to miss class(es), please submit a completed Religious Accommodation Form to the Academic Coordinator's Office no later than **noon on September 19, 2011** for the Fall term and **noon on January 16, 2012** for the Winter term. The form is available on the Faculty of Law website. Please note that a separate form must be submitted for each of the Fall and Winter terms.

***Application for Religious Accommodations are due by noon
September 19, 2011 for the Fall term and noon January 16, 2012 for the Winter term.***

In order to apply, you must identify the name of the holiday, the date/times of the observance and the classes involved. Only formal observance of the holiday will be accommodated. This does not include travel time to observe the holiday outside of the Windsor area.

The information on the Form will be kept confidential. Course Instructors will only be notified of the number of students in any particular class that are unable to attend for religious/cultural reasons and are therefore seeking accommodation.

The precise manner of accommodation will be determined by the course instructor and could include audiotaping the lecture, rescheduling assessments/presentations and postponing the class, depending on the number of students requesting accommodation and the classroom activities planned for that day.

If a class is audio-recorded, students who have been granted a religious accommodation will be assigned a password for each class to be recorded. You must pick up this password in the General Office no later than 2 business days prior to scheduled class. The class will only be taped and available if the password is picked up. Each password will give the student a one-time access to the audio recording of the class which will remain available for fourteen days following the class.

24. **Letters of Permission**

Students seeking letters of permission to complete one year of their JD program at another Canadian common law school or, one semester at a law school outside of Canada are invited to submit their letter of application to the Student Services Office on or before **noon on Thursday, March 15, 2012** for the 2012-2013 academic year. The application should include a letter setting out in detail the basis upon which the letter is sought, any supporting documentation and a copy of the academic transcript reflecting the grades awarded to date in the law program.

Letters of Permission will only be granted on the basis of:

- a) significant compassionate or health reasons (in relation to the applicant or dependants); and/or
- b) educational opportunities: you must be able to demonstrate that the program you wish to pursue builds upon the course work already completed or in progress at the University of Windsor and provides opportunities not available at Windsor. Your proposal must include a statement listing the courses in which you plan to enroll.

Permission granted for educational opportunities may be made conditional on registration in those courses and later deviations from the approved courses may not be accepted.

Applicants are reminded that it is their responsibility to observe all time limits and other conditions of the institution they propose to attend. As well, you must ensure that you have met the academic requirements of your program at Windsor Law, including an adequate number of credits per term/year, a perspectives course, and major research paper course.

25. **Law Society of Upper Canada Requirements**

Note: the following information is relevant only to those students seeking admission to the Bar in Ontario. Students who are contemplating practice in another province, territory or state are advised to consult that province, territory or state's Law Society to determine the specific requirements for admission to that Bar. The Student Services Office and the Career Services Office may also have relevant information.

Licensing Process: The focus of the licensing process is to ensure that candidates demonstrate the required competencies of a lawyer (at an entry level) in order to provide legal services effectively and in the public interest. Professional competency is achieved through a combination of knowledge, skills, abilities and judgment.

This licensing process will consist of three **mandatory** requirements:

- a. On-line Skills and Professional Responsibility Program with mandatory assignments and assessments, completed during the Articling Term;
- b. Two Licensing Examinations: Barrister Examination and a Solicitor Examination;
- c. Articling term (10 months).

Students must successfully complete all mandatory requirements and submit all required documents in order to be eligible to be called to the Ontario Bar. Representatives from the Law Society of Upper Canada will attend Windsor Law for an information session in the Fall term.

Registration: Application packages to enrol in the licensing process will be available from the Law Society of Upper Canada's Office of the Registrar, on the Law Society of Upper Canada's website (www.lsuc.on.ca), in approximately October 2011. If students are studying elsewhere on exchange or Letter of Permission during the 2011-2012 academic year, they should ensure that they actively seek out all Licensing Process related information from the LSUC website, at www.lsuc.on.ca.

The Skills and Professional Responsibility Program: The emphasis of the on-line Skills and Professional Responsibility Program will be on building, developing, and assessing skills that are essential for a lawyer in the first few years of practice. Students will be expected to develop skills for client interactions, interviewing, writing, drafting, dispute resolution, managing a practice, and for identifying, analyzing and resolving legal and ethical problems in a manner consistent with the appropriate professional conduct of a lawyer. Students will be challenged to apply analytical thinking and professionalism throughout the process.

Participation in all parts of the Skills and Professional Responsibility Program is **mandatory** and is conducted during the Articling term. There will be a number of assignments and assessments to verify that a candidate has demonstrated the necessary knowledge, skills, abilities, attitude, and judgement for entry into the legal profession. The review of completion of this part of the program is required by the Articling Principal.

The Licensing Examinations: The licensing examinations will consist of a Barrister Examination and a Solicitor Examination. The competencies tested are those required for entry-level practice, that have the most direct impact on the protection of the public, and that influence an effective and ethical practice.

The Barrister Examination will assess competencies in the following categories: ethical and professional responsibility, knowledge of the law (public law, criminal procedure, family law and civil litigation) and establishing and maintaining the barrister-client relationship. The Solicitor Examination will assess competencies in the following categories: ethical and professional responsibility, knowledge of the law (real estate, business law, wills, trusts and estate administration and planning), and establishing and maintaining the solicitor-client relationship.

Each examination is one full day in length. The Law Society will provide students with the necessary reference materials to study for the examinations. Students will be permitted to mark the materials and bring them to the examinations. All details regarding examination policies and conduct are available at the LSUC website.

The licensing examinations are currently offered three times each licensing year (typically in June, November and March). The examinations can be written before or during the student's articling term and are available in French or English. If a student undertakes the writing of licensing examinations while articling, the student will be allowed five (5) uninterrupted business days to study for each examination, one (1) day to write the examination and one (1) free day. This designated time (which totals 14 business days) will be in addition to the articling term and must form part of the articling contract.

Graduation from a common law program, approved by the Law Society, in a university in Canada; or Certificate of Qualification issued by the National Committee on Accreditation appointed by the Federation of Law Societies of Canada and the Committee of Canadian Law Deans is required in order to be eligible to write the licensing examinations. You should contact the Law Society directly if you have questions about this eligibility requirement.

The Articling Term

The articling term consists of 10 months, which includes up to two (2) weeks of vacation and completion of the concurrent Skills and Professional Responsibility Program. It is the student's responsibility to ensure that they article with an approved Principal who has filed the required Education Plan with the Law Society of Upper Canada.

More information on the articling process will be provided in the application package and is available on the Law Society of Upper Canada website at www.lsuc.on.ca. Information about the Licensing Process is subject to change. Students are strongly encouraged to consult the Law Society of Upper Canada website (www.lsuc.on.ca).

Note: students who are contemplating practice in another province, territory or state are advised to write to the Secretary of that province, territory or state's Law Society to determine the specific requirements for admission to that Bar. The Student Services Office and the Career Services Office may also have relevant information.

26. **Freedom of Information and Protection of Property Act – Notice of Disclosure**

The authorization for the collection of information contained in the university's Student Information System is the *University of Windsor Act, 1962*, and Senate Bylaw 31 of the University of Windsor. This collection is compliant with the *Freedom of Information and Protection of Privacy Act* of the Province of Ontario. The University of Windsor is committed to the protection of privacy and confidentiality of all of its constituency.

The purpose of this data collection is related directly to and needed by the University of Windsor to administer the university / student relationship including the proper recording of student academic progress and to adhere to governmental reporting requirements.

Data collected on this form will be disclosed and used as follows:

- registration, administrative and academic offices for record-keeping, institutional analysis, provision of services to students, academic integrity enforcement;
- where the operational necessity of the university requires this disclosure;
- academic counselling and advising offices for advising services;
- federal and provincial government offices and Ministries for funding, statistical analysis and planning purposes;
- student associations and societies for services to students and student elections;
- Student Services offices for the administration of activities including Cooperative Education programs, Student Disability Services programs, Psychological Counselling services, Residence administration;
- Campus Community Police and Parking Services for campus security and parking services;
- Registrar's Office for production of graduation lists and Convocation programme;
- Alumni Association for services to alumni;
- financial aid, scholarship and award determination;
- Student Health Services for health services; Greenshield Canada for insurance purposes; Windsor-Essex County Health Unit for health services;
- External collection agencies in the event of fee payment default;
- Athletics and Recreational Services for sports and athletic services;
- Citizenship and Immigration Canada, Canadian Consular Offices, and the Canada Border Services Agency for student / study visa administration;
- As required by statute or law

If you have any questions about the collection, use, and disclosure of this information please contact: Director of Registrarial Services at registrar@uwindsor.ca University of Windsor, 401 Sunset Avenue, Windsor, Ontario, Canada, N9B 3P4 (519) 253-3000, extension 3315.

27. **Payment of Fees**

Please check the University of Windsor, Cashiers' Office website for fee and payment information for 2011-2012: www.uwindsor.ca/cashiers.

Fees (including tuition, incidental & society fees, and residence/meal plan fees) must be paid on or before August 15, 2011 for the 2011 Fall term and December 14, 2011 for the 2012 Winter term to avoid a late payment penalty. Daily interest charges begin the day following the due date for each term. If satisfactory fee payment arrangements have not been made by the deadline date, it will not be possible to make further course changes by the add/drop procedure.

Fees must be paid on or before August 15, 2011 for the 2011 Fall term and December 14, 2011 for the 2012 Winter term to avoid a late payment penalty.

You may pay your fees by one of the following methods:

Electronic Banking

Electronic banking by either telephone or web is available for Scotia Bank, TD Canada Trust, Bank of Montreal, Royal Bank, and CIBC, President's Choice Financial and some Credit Union customers. Please contact your bank for further details. Use your current nine-digit University of Windsor student ID number as your Account Number. You do not need the Bank Payment form/Student Statement of Account in order to pay this way.

Payment at the Bank

You may pay your tuition at any branch of a chartered bank in Canada. Follow instructions on the *Student Payment Form*, which is available from the Cashier's Office - request one from the Cashier's Office by phone 253-3000 Ext 3307, 3308 or 3309 or by email cashiers@uwindsor.ca or fax at (519) 561-1434.

Payment by Mail

You may pay by mail using a Cheque or Money Order made payable to the University of Windsor. Please write your student ID number of your cheque or money order, and include the top section of the Bank Payment form with your remittance. Please do not send cash in the mail or put cash in the drop box.

If paying by mail, mail to:

University of Windsor
Cashier's Office
401 Sunset Avenue
Windsor ON N9B 3P4

Payment in Person

You may pay in person in the Cashier's Office located on the first floor of Chrysler Hall North by cash, cheque, bank draft, debit card or money order between the hours of 9 a.m. - 4 p.m. Monday to Friday. Please note that if you choose to pay in person close to the published due date, you may be faced with a 30 to 60 minute wait caused by long lines and necessary paperwork. It is recommended that one of the alternate payment methods listed here be used if possible.

Payment by OSAP

If you have received a Notice of Assessment confirming that you are eligible for OSAP or have confirmed your OSAP entitlement on-line, you will receive an email notification from the Student Awards & Financial Aid Office with respect to OSAP pick-up procedures in mid-August. Students will be required to schedule an appointment (using an on-line appointment scheduling system) to pick up their OSAP funding between August 29 and September 16, 2011.

Students should refer to Student Awards and Financial Aid (www.uwindsor.ca/studentawards) website in August, 2011 for any updates to the OSAP pick up process. You will also be notified by e-mail (to your @uwindsor.ca email account) of the date and time for OSAP pick-up.

National Student Loan Centre representatives will be available to handle student loan processing during this time. It is important that all students who are eligible for OSAP funding claim their loans by Friday, September 16, 2011.

If you applied for OSAP after the deadline date of July 15, 2011 and due to processing issues, your OSAP funding is not available by September 16, 2011, your fees must be paid to the Cashiers Office by August 15, 2011 to avoid daily interest charges. If your OSAP funding is not sufficient to cover your fees owing for the Fall semester, it is your responsibility to ensure that you have paid the difference by August 15, 2011. This difference will be subject to daily interest charges.

If you have not yet applied for OSAP and it is your intention to apply, please do so as soon as possible. Applications are now available for the 2011/2012 academic year. You may apply on-line at <http://osap.gov.on.ca>. Applications and all supporting documentation must be submitted to the Student Awards & Financial Aid Office by July 15, 2011 to allow sufficient time for processing. Please allow 4 to 6 weeks for processing.

ID Requirements to Claim your OSAP Funding

Students MUST have the following identification with them in order to claim their OSAP funding:

- One piece of valid photo ID issued in Canada by the federal or a provincial or territorial government (a legible photocopy is acceptable). Examples of acceptable ID are: a valid driver's license, passport, provincial health card with photo, permanent residency or citizenship card, etc.
- One document proving that the Social Insurance Number on your loan or grant authorization document is your own. For example, you may present your Social Insurance Number card (a legible photocopy is acceptable) or an official Government of Canada document that indicates your Social Insurance Number (e.g., a Canada Revenue Agency Notice of Assessment, a Canada Pension Plan Statement of Contributions, or a Confirmation of Social Insurance Number from Service Canada). T4's, copies of tax returns, Record of Employment are **NOT** acceptable documents.

IMPORTANT:

The combination of these two pieces of identification must include your photo, your name, your address and your Social Insurance Number.

28. In-Course Bursary & Other Need-Based Assistance

Students who have applied for OSAP assistance and who are facing financial hardship are considered through our Student Access Guarantee by applying for the University of Windsor In-Course Bursary – Fall and Winter. Applications are available starting July 1, 2011. The application deadline is November 15.

Work Study & Professional Student Line of Credit

As part of the University of Windsor's commitment to the Province of Ontario's Student Access Guarantee, we may offer, as part of our financial aid packaging and in order to address financial need, access to the University of Windsor's Work Study Program (on-campus paid employment to University of Windsor students to a maximum of \$3000 for Fall/Winter). Students can also apply for the Work Study Program via the Award Search function of SIS. Additionally, students may be referred to make an application for a Professional Student Line of Credit.

For additional information on our Student Access Guarantee, please visit our website at: <http://www.uwindsor.ca/awards/student-access-guarantee>

How to apply for the University of Windsor In-Course Bursary and/or Work Study:

- Log on to the Student Information System;
- Scroll down to the Awards Search link;
- Complete the student profile and be sure to indicate 'yes' to whether or not you are

looking for 'need-based assistance' and 'yes' to whether or not you have explored other forms of financial assistance such as OSAP;

- Submit your profile;
- Find and click on the award that you might be eligible to apply to;
- Complete your budget and application information in full;
- Submit your budget;
- Next you will be prompted to submit your bursary application – on the first bursary application for the 2011/2012 academic year, students must first submit their budget and application information and then SUBMIT their bursary application. For subsequent bursary applications, students will only be required to submit their bursary application (one submit required only). For every application made, students receive an email confirmation. If you do not receive an email confirmation, then your application did not go through so please resubmit.

29. **Faculty Biographies**

See the Prospectus, Calendar or faculty website for current biographies for all faculty and sessional instructors – www.uwindsor.ca/law.

**LAW II & III
COURSE OFFERINGS FOR 2011 - 2012**

COURSE NAME	SEMESTER		Class Size	Credits	Perspectives.	Transnational	Course # and Section
	FALL 2011	WINTER 2012					
Aboriginal Law in Society	George		30	3	X		98-923-1
Advanced Business Law Seminar (Pre-requisites: 4 of Corporate Finance, Corporate Theory & Governance, Securities Regulation, Commercial Law - Sales, Commercial Law-Secured Transactions, Income Taxation, Advanced Tax, Insolvency and Restructuring, CC/SL Moot Competition)		Stewart	16	4			98-880-1
Advanced Criminal Law		Makepeace	20	3			98-896-1
Advanced Family Law (Pre-requisite: Family Law)		Carasco	20	3			98-844-1
Advanced IP/Business Law Practicum: CEL (Centre for Enterprise and Law) Business and Legal Consulting (Special Topics in Law)	Aoun	Tawfik	TBA	3	X		98-971-30
Advanced Legal Research		Murphy	30	3			98-891-1
Advanced Practicum in Mediation & Conflict Resolution (Supervised Research) (Pre-requisites: Mediation Clinic, Summer Internship at Mediation Services)	Pearlman	Pearlman		3			98-892-22/23/24/25
				4			
				5			
				6			
Advocacy Before Admin. Tribunals (Special Topics in Law)	Howard		20	3			98-971-5
Alternative Dispute Resolution	Wong/Smyth	Pearlman	20	3	X		98-827-1
Auto Insurance (Special Topics in Law)		Monforton	30	3			98-971-7
Business Associations	Rotman	Kianieff	70	4			98-877-1
Canada/US Issues	Todgham Cherniak		30	3	X	X	98-861-1
Child and the Law		Mukherji	20	3			98-943-1
Civil Procedure (Compulsory in Law II)	Greenaway	Hewitt	70	4			98-826-1
	McNevin		70	4			98-826-2
Civil Trial Advocacy (Pre-requisites: Evidence; Anti-requisite: Criminal Advocacy)		Phillips et al	48	4			98-907-1/3/4
				4			
				4			
Class Actions (Pre-requisites: Civil Procedure and Torts; Co-requisite: Evidence)	Strosberg/Robins		30	3			98-908-1
Clinic Practice Program at LAW (Co-requisite: Clinic Seminar)	Smyth	Smyth	10	11			98-926-2/3/4
				9			
				8			

COURSE NAME	SEMESTER		Class Size	Credits	Perspectives.	Transnational	Course # and Section
	FALL 2011	WINTER 2012					
Clinic Seminar (Co-requisite: Clinic Practice Program at L.A.W. or eligible CLA students)	Smyth	Smyth		4			98-926-1
Commercial Law - Sales	Ocheje	Kianieff	70	3			98-872-1
Commercial Law - Secured Transactions	Kianieff	Stewart	70/50	3			98-874-1
Conflicts (Private Int'l Law)		Irish	70	4		X	98-860-1
Constitutional Litigation		Wydrzynski et al	30	3			98-936-1
Contract Drafting (Special Topics in Law)		Crowne-Mohammed	20	3			98-971-26
Copyright	Tawfik		30	3			98-915-1
Corporate Finance (Pre-requisite: Business Associations)	Atkinson		30	3			98-879-1
Corporate Theory & Governance (Special Topics in Legal Theory)		Rotman	20	3	X		98-970-21
Criminal Advocacy (Co-requisite: Evidence; Anti-requisite: Civil Advocacy)		Ducharme	30	4			98-907-2
Criminal Procedure	Ducharme		90	3			98-883-1
Environmental Law	Valiante			3			98-920-1
Environmental Law Clinic (Special Topics in Law) (Pre-Requisite: Environmental Law or Intn'l Environmental Law)	Valiante	Valiante		3			98-974-1
Estate Planning and Administration (Pre-requisites: Wills and Succession, and preference will be given to students who have completed Business Associations, Insurance Law, Trusts, Taxation, and Family Law)		Clark	20	3			98-841-1
Evidence	Kalajdzic	Tanovich	70	4			98-850-1
Family Law	Nantais	Carasco	70	4			98-843-1
Fiduciary Law	Rotman		30	3	X		98-866-1
Freedom of Religion		Moon	20	3	X		98-938-1
Health Law in Practice (Special Topics in Law)		Jenkins/Warner	20	3			98-971-19
Immigration Law	Carasco		50	3		X	98-957-1
Income Taxation	Aroca	Aroca	70	4			98-832-1
Insurance Law	Menezes		55	3			98-912-1
Int'l Business Transactions	Irish		30	3		X	98-859-1
Int'l Economic Law	Irish		20	3	X	X	98-862-1
Int'l Human Rights & the Law	Conklin		20	3	X	X	98-851-1
Internet Law		Crowne-Mohammed	30	3		X	98-886-1
Introduction to Animals & The Law (Special Topics in Law)		Simonelli	20	3			98-971-31
Introduction to Civil Law (Special Topics in Law)	Saintil		20	3	X	X	98-971-10
Judicial Inquiries and Royal Commissions (Special Topics in Law)	Menezes		20	3	X		98-971-3
Judicial Review	Wydrzynski	Jacobs	70/50	4			98-852-1
Jurisprudence	Conklin		20	3	X		98-847-1

COURSE NAME	SEMESTER		Class Size	Credits	Perspectives.	Transnational	Course # and Section
	FALL 2011	WINTER 2012					
Labour Arbitration (Pre-Requisite: Labour Law)		Etherington	24	3			98-868-1
Labour Law	Wilson		75	4			98-867-1
Land Use Planning		Valiante	30	3			98-903-1
Law of Armed Conflict (Special Topics in Law)	Waters		20	3	X	X	98-971-8
Law & Development		Marasinghe	30	3	X	X	98-924-1
Law, Disability and Social Change (Special Topics in Law)	Jacobs		20	3	X	X	98-971-34
Law & Social Work: Advanced Practice Research Methods and Policy Analysis (must be in MSW/JD or have a BSW or with the permission of the instructor)	McMurphy		20	4			98-930-1
Law & White Collar Crime (Special Topics in Law)	Jennings		20	3			98-971-32
(The) Lawyer as Conflict Resolver		Macfarlane	24	3	X		98-828-1
(The) Lawyering Process	Hewitt		30	3			98-906-1
(The) Legal Profession		Howard	20	3	X		98-939-1
Mediation Clinic	Pearlman	Pearlman	12	4			98-928-1
Mega Projects in Canada: Canadian Large Scale Infrastructure Law (Special Topics in Law) (Pre-Requisite: Contract Law and Transfer of Land (Real Estate))	Timmins		20	3			98-975-1
Monash U Summer Abroad Courses					X	X	98-973
Municipal Law	Valiante		50	3			98-904-1
Patent Law	Crowne-Mohammed		30	3			98-918-1
Personal Employment	Etherington		50	3			98-869-1
Public International Law	Carasco		30	3	X	X	98-857-1
Real Estate Transactions (Transfer of Land)	Riley	Riley	60	3			98-845-1
Regulated Industries		Menezes	50	3			98-955-1
Regulatory Offences		Hoffman	20	3			98-881-1
Securities Regulation		Willis	70	3			98-959-1
Sentencing		Manarin	30	3			98-895-1
Student Clerkships – Criminal Law – Provincial Court - Windsor (Special Topics in Law)	Waters	Waters	2	3			98-971-16
Student Clerkships – Family Law – Provincial Court - Windsor (Special Topics in Law)	Waters	Waters	2	3			98-971-27
Student Clerkships – Provincial Court – Newmarket (Special Topics in Law)	Waters	Waters	1	3			98-971-28
Torts I (Compulsory in Law II)	Crowne-Mohammed	Crowne-Mohammed	70	4			98-820-1
		Wilson	55	4			98-820-2
Trademarks & Unfair Comp.		Tawfik	50	3			98-914-1
Transnational Corporation & Human Rights	Dhillon		20	3	X	X	98-854-1

COURSE NAME	SEMESTER		Class Size	Credits	Perspectives.	Transnational	Course # and Section
	FALL 2011	WINTER 2012					
Transportation Law (Special Topics in Law)		Irish	20	3		X	98-971-35
Trusts		Menezes	55	3			98-865-1
Wills and Succession	Walsh		70	3			98-840-1

COURSE DESCRIPTIONS AND EVALUATION METHODOLOGIES 2011-2012

*This information is subject to change.
It is your responsibility to check the website regularly for updates.*

ABORIGINAL LAW IN SOCIETY (08-98-923-1) Fall 2011

Ronald George

3 credits - Perspectives Course

Evaluation Methodology:

80% Research Paper

20% Participation & Presentations

Course Description:

The course involves a theoretical and systematic approach to the study of and/or functioning of Aboriginal law which will be examined from a contemporary legal/sociological/economic/political, and traditional perspective.

ADVANCED BUSINESS LAW SEMINAR (08-98-880-1) Winter 2012

Professor George Stewart

4 credits

Evaluation Methodology:

Some units require students to complete a written assignment which is graded by a practitioner/instructor on a pass/fail basis.

In 1999, James C. Johnson, class of '87, made a substantial gift to the University of Windsor. This generous gift allows the law school to offer a four credit seminar course in Advanced Business Law. The purpose of Advanced Business Law Seminar is to enhance the corporate/commercial education offered by the University's Faculty of Law by offering third year law students an opportunity to study and analyze sophisticated corporate commercial transactions. The course is taught by practitioners specializing in the area of law being studied and provides the students with a practical reference point for their academic education.

Eligibility: Enrolment is limited to sixteen third year students who have successfully completed at least four of the following courses: Corporate Finance, Corporate Theory & Governance, Securities Regulation, Commercial Law - Sales, Commercial Law -Secured Transactions, Income Taxation, Advanced Taxation, Insolvency and Restructuring, past or current participation in the CC/SL Moot Competition. In the event that the seminar is over subscribed, selection will be in accordance with cumulative ranking at the end of second year. (Selection will be done according the number of prerequisites that will have been completed by the end of the Fall term. Accordingly, students with a greater number of completed prerequisites will be enrolled before students with fewer completed prerequisites. As between students with the same number of prerequisites, selection will be in accordance with ranking at the end of 2nd year.)

Course Description:

The course is divided into three units: mergers and acquisitions, advanced securities, and secured transactions and insolvency.

Unit 1. Mergers and Acquisitions:

This unit deals with acquisitions by focusing on the distinction between the purchase of shares and the purchase of assets with particular attention to representations, warranties, indemnities, letters of intent, due diligence, closing agendas and escrow closings.

Unit 2. Advanced Securities:

This unit deals with securities regulation in Canada and includes registration requirements, continuous disclosure requirements, multi-jurisdictional securities transactions, bids and related party transactions, statutory liability and due diligence, securities industry regulation, enforcement mechanisms and takeover bids. The sessions for this unit take place in Toronto over a two-day period in the week preceding Reading Week. Travel and accommodation expenses are arranged and funded by the Faculty of Law.

Unit 3. Secured Transactions and Insolvency:

Secured transactions deals with the granting of credit on the basis of security in real and personal property and other methods of minimizing the risk of non-payment. Topics include: form of standard credit agreement; criteria used to analyze risk; purpose, components and the drafting of a financing commitment letter; representations, warranties and events of default; integrating subordinate debt with senior debt; forms of and defenses to guarantees; forms of security and essential elements, reviewing *PPSA* registrations and searches. The insolvency section deals with strategies in light of a financially distressed corporation and includes attention to: dealing with creditors, clients, employees and other stakeholders prior to and during a restructuring; purpose, structure and components of a business plan and forbearance agreement; assessing liquidation, enforcement and restructuring options; restructuring under the *CCAA*, *BIA*, *OBCA* and *Winding Up Act*.

Students should notify the Academic Coordinator of their interest by September 19, 2011.

ADVANCED CRIMINAL LAW (08-98-896-1) Winter 2012

Jill Makepeace

3 Credits

Evaluation Methodology:

65% Research Paper

15% Seminar Presentation

20% Class Participation

Course Description:

In this advanced seminar course, students will be given an opportunity to explore a variety of issues that the criminal law practitioner encounters in the areas of substantive criminal law, criminal procedure, evidence, advocacy, sentencing and ethics. The goal of this seminar course is to build students' awareness and exposure to many relevant and important issues in criminal law practice. As this is a seminar course, students will be expected to actively participate in class. In addition, the major component of the evaluation in this course is a research paper, which will also serve as the foundation for a presentation to the class. Significant latitude will be extended to students to explore relevant criminal law topics in their research paper that are of particular interest to them.

ADVANCED FAMILY LAW (08-98-844-1) Winter 2012

Professor Emily Carasco

3 credits

Evaluation Methodology:

70% Research Paper

30% Seminar Presentation on Research Paper topic

Course Description:

The course will be an opportunity to examine in detail family law as it impacts upon children and focus on possible new approaches to this area of the law. Topics covered will include child custody, child protection, parentage issues, children's evidence, child representation, and participation of children in family dispute resolution processes. (**Pre-requisite:** Family Law)

ADVANCED IP/BUSINESS LAW PRACTICUM: CEL (CENTRE FOR ENTERPRISE AND LAW) BUSINESS AND LEGAL CONSULTING (08-98-971-30) Fall 2011 & Winter 2012

Special Topics in Law

Wissam Aoun

Professor Myra Tawfik

3 credits – Perspectives Course

Evaluation Methodology:

Pass/Fail assessed per term.

This is a clinical/experiential learning course designed to provide students with an applied learning experience in the areas of corporate/commercial law and intellectual property law. Teams of business students and law students will provide local entrepreneurs with business and legal support and will work on a variety of projects through the CBAR-IPLIN Clinic.

General expectations: A 3-hour joint CBAR-IPLIN class will be held on Friday mornings. In addition, students will be expected to meet with their supervising professors, team members and clients on a regular basis outside of class time.

Deliverables: By the end of the course students will have, among other things, prepared and delivered final reports to their clients, prepared and delivered workshops and other presentations to the local community and drafted short articles for the CBAR-IPLIN newsletter.

Course Description:

A Bit of Background:

The Centre for Business Advancement and Research (CBAR) is an entrepreneurship centre founded by the Odette School of Business and faculty advisor, Dr. Francine Schlosser. CBAR encourages innovation and entrepreneurship in Windsor and Essex County through its collaboration with local industry, community organizations, and academia. CBAR students have completed projects for clients including local entrepreneurs, small businesses, new ventures, not-for-profit organizations and municipalities. CBAR is now jointly directed by Professor Jim Marsh and Dr. Francine Schlosser.

The Intellectual Property Legal Information Network (IPLIN) is a public legal information project of the University of Windsor's Faculty of Law. Founded and supervised by Professor Myra Tawfik, IPLIN is dedicated to providing public legal education and other information resources to individuals and groups within the Windsor-Essex County community who have legal concerns in matters relating to intellectual property or innovation law.

In 2008, these two groups joined forces as CBAR-IPLIN to provide both business and legal consulting. The Advanced IP/Business Law Practicum is the law school's contribution to this partnership.

How to Apply:

Students interested in the course must submit an application to Professor Tawfik by email at mit@uwindsor.ca.

Deadline for applications for the Fall term OR the Winter term: AUGUST 1st, 2011 (Please be sure to identify which term you are applying for).

The application should include a current cv, a statement of interest highlighting any relevant past experience and law school transcripts (or permission to view student's file for this purpose). Students will be selected based on educational background and experience and relevant coursework in corporate/commercial law and/or intellectual property law.

ADVANCED LEGAL RESEARCH (08-98-891-1) Winter 2012

Professor Paul T. Murphy
3 credits

Evaluation Methodology:

To be announced, 1st class.

Course Description:

This course will include a review of legal research in Canadian federal and Ontario legal research. It will also focus on Canadian aspects of two automated research systems: LexisNexis Quicklaw, and Westlaw Canada.

In addition, some mention will be made of Canadian aspects of web resources: Ontario eLaws & CanLII, especially.

The course will finish with treatment of: Ontario & Canadian Federal regulations, and U.K. legal materials.

ADVANCED PRACTICUM IN MEDIATION & CONFLICT RESOLUTION (08-98-892-22/23/24/25)
SUPERVISED RESEARCH Fall 2011 and Winter 2012

Lynne Pearlman
3 to 6 credits

Evaluation Methodology:

100% Research Paper

Clinical Work - Pass/Fail/Pass with Distinction

Course Description:

Pre-requisites: Mediation Clinic or Summer Internship at Mediation Services. Advanced Practicum is a unique program which offers a limited number of students an opportunity to further develop and hone their conflict resolution skills by concentrating on a specific area of mediation and/or conflict resolution.

In addition to clinical work and participation in clinic activities and projects, students complete a research paper on a topic related to conflict resolution. Paper length varies according to number of credits (3 to 6 credits) and ranges from 25-50 pages. Unlike Mediation Clinic, this course has no classroom component other than meetings organized as necessary. The Practicum is an intensive, supervised clinical experience.

In addition to a research paper, potential internships may include any or all of the following:

- Working with the *Mediation Services*, developing cases and co-mediating disputes with the Director;
- A project proposed by an experienced candidate in consultation with, and approved by, the Director;
- An intensive evaluation and review of an existing program;
- Re-developing or re-designing an existing program;
- Developing community outreach;
- Developing and delivering conflict resolution training modules;
- Developing conflict resolution systems;

Due to high demand and limited places available, admission to this program is by application and interview selection. Applications for Advanced Practicum in Mediation and Conflict Resolution are due on or before **Monday, July 25, 2011 at 4:30 pm for the fall semester and by Monday November 14, 2011 at 4:30 for winter semester.** Students are also welcome to submit an application in July for both semesters, stating their first choice of semester. Applications should include a cover letter detailing why you are interested in taking the course, and a resume. Please include in your cover letter the number of credits you propose to take, as well as the general area you wish to research. ***Please send applications to both Angie Penev, Office Coordinator and Lynne Pearlman, Director of Mediation Services, either by mail or email (angpenev@uwindsor.ca and pearlman@uwindsor.ca).***

Students selected for an interview will be contacted directly to set up a time to meet in-person or by teleconference.

Please note that Advanced Practicum students will generally complete their clinic hours at the downtown office at 450 Pelissier Street.

Registration must be made through the Academic Coordinator following selection by the Director.

ADVOCACY BEFORE ADMINISTRATION TRIBUNALS (08-98-971-5) Fall 2011

Special Topics in Law

Paul Howard

3 credits

Evaluation Methodology:

20% Seminar participation

30% Mock demonstrations

50% Final paper

Course Description:

The focus of this course is upon the preparation and presentation tools required for successful advocacy before administrative bodies. The course format includes lectures, seminar presentations by experienced practitioners and mock student demonstrations. The practice before selected tribunals will be discussed in order to demonstrate a methodology to be generally employed in the field of administrative advocacy. Students will be expected to engage in seminar discussion, to demonstrate advocacy skills and to submit a paper for 50% of the final grade.

ALTERNATIVE DISPUTE RESOLUTION (08-98-827-1) Fall 2011

Professor Gemma Smyth

Gerri L. Wong

3 credits - Perspectives Course

Evaluation Methodology:

50% Research Paper

15% Research Paper Proposal

15% Assigned Presentation of Readings, Leading Class Discussion

20% Class Participation (including participation in role plays)

Teaching Methodology:

Students will focus on developing advocacy skills that are appropriate for use in negotiation, mediation and hybrid processes. An applied approach to learning will link theory from assigned readings to practice. Teaching and learning formats will include application of assigned readings to lectures, class discussions, peer presentations, group work and exercises.

Course Description:

This is a survey course designed to introduce students to a range of dispute resolution processes available as alternatives to traditional litigation. The course focuses on a range of approaches to negotiation and mediation, as well as contexts in which lawyers engage in dispute resolution. As future lawyers, students must be familiar with these processes to assist clients in appropriately preventing, assessing and resolving disputes. Students will have the opportunity to learn about negotiation and mediation from theoretical, critical and practical perspectives. Students will be encouraged to develop their own critical perspectives on different DR processes, including adjudication, and assess the suitability of each for different types of public and private disputes.

ALTERNATIVE DISPUTE RESOLUTION (08-98-827-1) Winter 2012

Lynne Pearlman

3 credits - Perspectives Course

Evaluation Methodology:

50% Research Paper

25% Class Presentation

25% In Class Assignments, Simulations and Discussions

Teaching Methodology:

Through a combination of assigned readings, lectures, class discussions, simulations, peer presentations, exercises and group work linking theory with practice, students will learn conflict analysis and conflict resolution skills, and then apply that learning to negotiation, mediation and hybrid processes.

Course Description:

This course is an introduction to dispute resolution and examines theories of conflict and various dispute resolution processes such as negotiation, mediation, and hybrid processes. It is a seminar course in which class participation is emphasized in class discussions, simulations/role plays and class presentations, all pertaining to the nature of conflict and conflict interventions. Students are also required to produce a research paper.

Both the analytical and practical skills acquired in this course are of critical importance to law students in their role as advocates assisting clients to resolve disputes, and are equally transferable to any professional context.

The course encourages students to think critically about the multifaceted aspects of conflict, and the ability or inability of dispute resolution mechanisms to enhance access to justice in varying contexts. The relevance of gender, race and culture to the ways in which conflict is analyzed and resolved, is a theme woven throughout the course.

AUTOMOBILE INSURANCE LAW (08-98-971-7) Winter 2012

Special Topics in Law

Gregory Monforton, Jennifer DeThomasis, and Brian Mathers

3 credits

Evaluation Methodology:

100% Final Examination – Open book

Course Description:

Three decades of political manoeuvring following the introduction of “no fault”. Welfare and insurance aspects of automobile insurance. No fault personal injury cover, tort liability, uninsured motorist protection; underinsured motorist protection, fault determination rules, A.D.R. (F.S.C.O.) and pre-trial mediation.

BUSINESS ASSOCIATIONS (08-98-877-1) Fall 2011

Professor Leonard Rotman

4 credits

Evaluation Methodology:

100% Final Examination

Course Description:

This course provides the essential legal background to the major forms of business association. It will include a functional and theoretical analysis of sole proprietorships, partnerships and corporations. Attention will also be paid to the purpose and function of corporations in society, as well as basic principles of agency law and their application to these forms. The course is designed as a foundation course in the law of business association and as a pre-requisite for more intensive study in selected topics and current problems in corporate law, corporate finance, advanced taxation, securities regulation and other subjects required by the student intending to enter the corporate/commercial field as a preferred area of practice.

BUSINESS ASSOCIATIONS (08-98-877-1) Winter 2012

Professor Muharem Kianieff
4 credits

Evaluation Methodology:
TBA

Course Description:

This course provides the essential legal background to the major forms of business association. It will include a functional and theoretical analysis of sole proprietorships, partnerships and corporations. Attention will also be paid to the purpose and function of corporations in society, as well as basic principles of agency law and their application to these forms. The course is designed as a foundation course in the law of business association and as a pre-requisite for more intensive study in selected topics and current problems in corporate law, corporate finance, advanced taxation, securities regulation and other subjects required by the student intending to enter the corporate/commercial field as a preferred area of practice.

CANADA/U.S. ISSUES (08-98-861-1) Fall 2011

Cyndee Todgham Cherniak
3 credits – Perspectives & Transnational Course

Evaluation Methodology:
10% class participation
30% 2 mini-memos (no more than 5 pages) on topics to be provided and decisions released during the timing of the course
60% paper (up to 15 pages in length)

Course Description:

This course will focus on a variety of issues in Canada/U.S. relations. The topics will include the comparison of Canadian / U.S. court systems, Canadian / U.S. political systems, NAFTA, other free trade agreements, Canadian / U.S. customs issues, Canadian / U.S. export controls issues, differences in Canadian / U.S. antidumping & countervailing duty laws, softwood lumber, durum wheat, split-run editions/culture, harmonization of consumer & food safety laws, harmonization of regulatory regimes, Buy America and Helms-Burton/FEMA.

CHILD AND THE LAW (08-98-943-1) Winter 2012

Gargi Mukherji
3 credits

Evaluation Methodology:
25% Case Study Presentation
75% Final Examination – closed book

Course Description:

In the last few decades, children have been given special recognition and increased protection under provincial, federal and international law. However, historical doctrines and beliefs developed during times when children were not accorded legal status continue to influence the way the law views children. This course will examine the situations in which children come into contact with the law and will critically evaluate whether the law is an effective instrument for social regulation or whether it impedes the orderly development of society. Examples of topics to be covered include: children and the civil courts, child protection under the *Criminal Code of Canada* and the *Child and Family Services Act*, special considerations regarding children's evidence, and current issues facing children today.

CIVIL PROCEDURE (08-98-826-1) Fall 2011 (COMPULSORY IN LAW II)

David Greenaway

4 credits

Evaluation Methodology:

100% Final examination – open book

Course Description:

A study of the procedure in a civil action in Ontario including: historical background; organization and jurisdiction of courts; commencement of proceedings; pleadings; discovery; parties; disposition without trial; motions; setting down for trial; and overview of the conduct of a trial; with opportunity for practical application of the rules and drafting skills through an in-term assignment. Rule changes effective January 1, 2010 will be examined.

CIVIL PROCEDURE (08-98-826-2) Fall 2011 (COMPULSORY IN LAW II)

David McNevin

4 credits

Evaluation Methodology:

60% Final examination – open book

40% In-term Assignment

Course Description:

A study of the procedure in a civil action in Ontario including: historical background; organization and jurisdiction of courts; commencement of proceedings; pleadings; discovery; parties; disposition without trial; motions; setting down for trial; and overview of the conduct of a trial; with opportunity for practical application of the rules and drafting skills through an in-term assignment.

CIVIL PROCEDURE (08-98-826-1) Winter 2012 (COMPULSORY IN LAW II)

Jeff Hewitt

4 credits

Evaluation Methodology:

100% final examination

Course Description:

A study of the procedure in a civil action in Ontario including: historical background; organization and jurisdiction of courts; commencement of proceedings; pleadings; discovery; parties; disposition without trial; motions; setting down for trial; and overview of the conduct of a trial; with opportunity for practical application of the rules and drafting skills through an in-term assignment.

CIVIL TRIAL ADVOCACY (08-98-907-1, 08-98-907-3, OR 08-98-907-4) Winter 2012

Justice Douglas Phillips et al.

4 credits

Evaluation Methodology:

70% Class Participation

20% Final Trial Performance

5% Settlement Conference Brief

5% Court and Demonstration Observations

The Class participation portion of the final grade will include the weekly evaluations received from the instructor. The evaluation at the student's final trial will be provided by the trial judge at the final trial and an instructor. The final grade will be determined by the instruction team at the end of the term.

Additionally, students will be required to attend and observe a civil or family law trial and submit a one page written synopsis of the skills observed and the student's evaluation of those skills. The synopsis shall contain

the name of the case, the name of the court, the names of counsel, the name of the judge presiding, and the date of attendance. The court observation shall be graded pass/fail. **The synopsis is due no later than Wednesday, February 29, 2012.**

As well, prior to the conclusion of each weekly class, during which there is a demonstration, students shall provide a one-page survey of the demonstration. The survey shall include the skill demonstrated, the problem demonstrated, the names of the demonstrators, and the date of the demonstration. The survey should include a comment in relation to the skill demonstrated.

Note: Failure to provide a one-page court observation synopsis will result in a complete loss of 5%; and a failure to provide (at the end of any class with a demonstration) the survey (subject to the exception of a legitimate excuse approved by Justice Phillips) will result in a deduction of 2% for each instance of any single class survey missed.

Course Description:

The purpose of the course is to assist the student in developing the basic skills of trial advocacy. The goal of the course will be for the student to be able to conduct a civil trial from beginning to end with a reasonable level of competence. The techniques employed will be: (a) demonstration by experienced counsel; (b) student performance; and, (c) critique. (**Pre-requisite:** Evidence; **Anti-requisite:** Criminal Advocacy)

NOTE: Attendance at all (including the first) Civil Trial Advocacy Program classes (each Wednesday from 6:30 to 9:30 p.m.) is mandatory, subject to serious personal illness (documented by a medical note) or a death in the family. **Absence for Law Games is not a valid excuse.** Any student with a valid reason for absence shall complete a make-up demonstration with the assigned Instructor. Any make-up evaluation shall be completed no later than 10 days prior to the Final Trial Weekend. Participation in the Final Trial Weekend is mandatory. **Students subscribing to the course shall be available on both Saturday, March 24 and Sunday, March 25, 2012.**

For the first Class January 4, 2012, all students will participate in an advocacy exercise, namely Client counselling (ungraded). Each student will conduct a “first interview” with a client. In order to conduct the exercise, students will have to have reviewed the assigned Case in the Course Casebook before the first class January 4, 2012.

To be specific about this first class exercise, students will be divided into groups. The students will proceed to interview an assigned instructor who will portray the “plaintiff/client”. After the students have completed the interview, they will meet in the group and discuss the appropriate advice to give the “client”. With the conclusion of the advice, there will be a brief discussion of the interview and the advice.

Students will be required in advance of the first class January 4, 2012, to have acquired the Course materials and reviewed select portions so that each may engage in that first class in a client’s counselling exercise. While this is an ungraded exercise, it is a required course component.

CLASS ACTIONS (08-98-908-1) Fall 2011

**Harvey Strosberg and David Robins
3 credits**

Evaluation Methodology:

75% Final Examination or Research Paper
15% Seminar Presentation
10% Class Participation

Course Description:

The course will critically and comparatively examine a range of contemporary issues surrounding class actions in Canada with an emphasis on class action procedure and practice in Ontario. (**Pre-requisite:** Civil Procedure and Torts; **Co-requisite:** Evidence)

CLINIC PRACTICE PROGRAM AT L.A.W. 08-98-926-2, 08-98-926-3, 08-98-926-4) Fall 2011 and Winter 2012

Professor Gemma Smyth

11, 9, 8 credits

Evaluation Methodology:

Pass/Fail – Clinic Work

Pass/Fail – Education Plan, Mid-Term Evaluation, End-of-Term Evaluation

Course Description

The Clinic Practice Program at Legal Assistance of Windsor (LAW) is a limited enrolment program available each semester to a group of approximately 10-12 law students. The program brings students into supervised contact with practical legal problems outside the classroom to learn legal skills, professional responsibility, and knowledge of social and legal institutions. Students are strongly encouraged not to enroll in courses other than the mandatory Clinic Seminar course while they are completing the Clinic Practice Program at LAW. On-site Staff Lawyers and the Academic Clinic Director complete student evaluations.

(Required: Clinic Seminar Course simultaneously)

Registration must be made through the Academic Coordinator following selection.

CLINIC SEMINAR (08-98-926-1) Fall 2011 and Winter 2012

Professor Gemma Smyth

4 credits, Graded

Evaluation Methodology:

20% Class Attendance and Participation

50% Critical Reflections

10% Policy Paper Presentations (completed at several points throughout the term)

20% Policy Paper

Course Description:

This course integrates reading, reflection, case rounds and guided classroom discussion on the lawyer's role in providing legal services to clients living in poverty and community groups with the student's own lawyering experience at either CLA or LAW. We will examine:

- the capacities and limitations of lawyers and the legal system vis-à-vis poverty;
- skills required in the lawyering process;
- professional responsibility issues in a clinical context; and
- the social justice mission of law.

Students are required to complete several written assignments in which they reflect upon assigned readings and practical clinical experience with clients, colleagues, supervisors and other third parties. Students are also required to choose a policy issue affecting their clients and draft recommendations to amend one or more systemic issues. This course is open to students simultaneously registered in the Clinic Practice Program at LAW or the Clinic Practice Program at CLA).

The Clinic Seminar is a required course for students enrolled in LAW. CLA students must take the course one of the two terms during which they work as a Group Leader.

Registration must be made through the Academic Coordinator.

For information regarding the clinical experience please contact either Mr. Brian Rodenhurst or Professor Gemma Smyth.

COMMERCIAL LAW – SALES (08-98-872-1) Fall 2011

Professor Paul Ocheje

3 credits

Evaluation Methodology:

100% Final Examination

Course Description:

A study of the Sale of Goods Act and related domestic and international legislation on the sale of goods.

COMMERCIAL LAW – SALES (08-98-872-1) Winter 2012

Professor Muharem Kianieff

3 credits

Evaluation Methodology:

TBA

Course Description:

A study of the law on the sale of goods with emphasis on the Ontario Sale of Goods Act, the UN Convention of Contracts for the International Sale of Goods, and reference to the US Uniform Commercial Code, Article 2.

COMMERCIAL LAW - SECURED TRANSACTIONS (08-98-874-1) Fall 2011

Professor Muharem Kianieff

3 credits

Evaluation Methodology:

TBA

Course Description:

A study of the law of secured transactions, rights of unsecured creditors and bankruptcy.

COMMERCIAL LAW - SECURED TRANSACTIONS (08-98-874-1) Winter 2012

Professor George Stewart

3 credits

Evaluation Methodology:

100% Final Examination - closed book

Course Description:

A study of the law of secured transactions, rights of unsecured creditors and bankruptcy.

CONFLICTS (Private International Law) (08-98-860-1) Winter 2012

Professor Maureen Irish

4 credits – Transnational Course

Evaluation Methodology:

100% Final Examination - open book OR

100% Two research papers plus participation

Course Description:

This course is intended to provide a survey of the law relating to cases which contain a foreign element. It includes a review of the principles determining the jurisdiction of the courts, the choice, proof and application of the appropriate law and the enforcement of foreign judgments. An introduction will be given to the rules of law applied to the adjudication of disputes having a foreign element in the areas of family law. This will include polygamy, the recognition of foreign divorces, property, administration of estates and succession, and the law of obligations, including contracts, torts and negotiable instruments. It will also consider the recognition and

enforcement of foreign judgments and the different rules applicable to substantive and procedural matters.

CONSTITUTIONAL LITIGATION (08-98-936-1) Winter 2012

Professor Christopher J. Wydrzynski & et al
3 credits

Evaluation Methodology:

Note: 90% of the mark will be based on a hypothetical problem to be handed out at the beginning of the term.
15% Short Factum on Procedural Issues
50% Long Factum on Substantive Issues
25% Short Moot on Hypothetical Problem (10 minutes/student)
10% Class Participation

Course Description:

The objective of this advanced constitutional law course is to examine certain aspects of the *Charter of Rights and Freedoms* from a practical, litigation-oriented perspective. This course will look at the procedural, evidentiary and practical background of the cases to understand how those considerations influence constitutional principles and constitutional decision-making by the courts. The seminar will look at issues such as standing, facts, social and economic evidence, the respective roles of the complainant, government and intervener in court, litigation strategy and remedies. Students will examine not only the cases, but also background material such as affidavits, cross-examinations and factums.

CONTRACT DRAFTING (08-98-971-26) Winter 2012

Special Topics in Law
Professor Emir Aly Crowne-Mohammed
3 credits

Evaluation Methodology:

15% - Confidentiality Agreement
15% - Licensing Agreement
70% - Outsourcing Agreement

All assignments are completed in groups.

Course Description:

This course will introduce students to the basics of contract drafting and negotiations, with a focus on technology contracting. We will cover things like representations, warranties, intellectual property, privacy and confidentiality.

COPYRIGHT LAW (08-98-915-1) Fall 2011

Professor Myra Tawfik
3 credits

Evaluation Methodology:

100% Final Examination - open book

Course Description:

This course will provide a comprehensive look at Canadian copyright law, the venerable body of law designed to protect the products of human creative endeavour and to foster their dissemination 'for the encouragement of learning'.

Topics to be covered will include:

1. Historical introduction to domestic and international copyright law and policy
2. Subject-Matter of Protection

3. Entitlement to protection: authors and owners
4. Duration of copyright
5. Moral rights protection
6. Infringement of copyright
7. Permitted Uses of Copyright Works
8. Copyright in Neighbouring Rights
9. Copyright Reform: The digital agenda

By the end of this course, students will be able to:

1. Distinguish copyright law from other forms of intellectual property law
2. Identify and understand the historical and international development of copyright law
3. Identify, understand and assess the key provisions of the *Copyright Act*
4. Understand and critically assess relevant Canadian copyright law principles in light of both the Act and the jurisprudence that interprets it
5. Understand and critically assess copyright policy issues including the Federal Government's copyright reform agenda

CORPORATE FINANCE (08-98-879-1) Fall 2011

Aaron Atkinson

3 credits

Evaluation Methodology:

100% Final Examination - closed book

Course Description:

This course is intended to provide an understanding of legal and financial concepts regarding the financing of corporations, mergers and acquisitions, investment banking and capital market activities. Topics to be discussed will include accounting concepts, financial theory, debt vs. equity financing, various financing alternatives and selected issues relating to mergers and acquisitions. In addition, the role of various capital market participants will be examined, including directors, shareholders, securities dealers, legal counsel, regulators and stock exchanges. The course provides a mix between theory and case studies, including case studies that illustrate the manner in which the law is influenced by real world events. The course aims to provide students with both knowledge and practical skills that they will find useful as a business lawyer, litigator, business executive or investor. The course is taught by a team of Toronto-based lawyers and executives. (Pre-requisite: Business Associations; Recommended: Income Taxation, Commercial Law and Securities Regulation)

CORPORATE THEORY AND GOVERNANCE (08-98-970-21) Winter 2012

Special Topics in Legal Theory

Professor Leonard Rotman

3 credits – Perspectives Course

Evaluation Methodology:

70% Research Paper

20% Class Presentation

10% Participation

* Evaluation guidelines subject to student enrolment figures

Course Description:

This course seeks to critically assess our most basic conceptions of the corporation and corporate function in order to understand what the corporation is, why it exists, and how it ought to function in contemporary society. The many corporate scandals that have taken place in recent years demonstrate the need to revisit commonplace perceptions of the corporation.

This course will expand upon the discussion of corporate personality initiated in Business Associations through an

examination and analysis of the history of the corporate form and its contemporary legal implications, with a particular focus on corporate governance issues. The course will fulfill its objectives by critically examining the corporate form through a variety of perspectives and mediums, including jurisprudence, academic commentary, guest lectures, film, music, popular culture, and literature. Comparisons will be made between Canadian corporate laws and those of the United States, the U.K. and Australia. This course satisfies the Faculty of Law's requirements as a Perspectives course.

After taking this course, students will possess a sophisticated understanding of the purpose and function of corporations and the positive and negative implications of these. They will gain the ability to place complex corporate law issues in appropriate theoretical and practical contexts and more fully understand the policy debates that surround corporate law reform. They will be able to critically address the role of the corporation in contemporary society and be conversant in various theories of its rights and responsibilities. Students will also appreciate the manner in which corporate management functions and the duties incumbent upon it, as well as the identity of corporate constituencies and the need to balance their interests.

CRIMINAL ADVOCACY (08-98-907-2) Winter 2012

Patrick Ducharme

4 credits

Evaluation Methodology:

25% Critical Analysis (10 pages or less)

25% Major Paper (12-20 pages)

50% Participation

Course Description:

The mark in this course will be comprised of three separate marks assigned to three separate aspects of the course as follows:

1. One (1) typewritten paper of 10 pages or less, detailing a critical analysis of a criminal trial or part of a criminal trial attended by the student while in this course. The trial critique will require that the student critically analyze the work of the defence lawyer, the crown attorney, and the handling of a criminal trial. The trial may be one that is conducted in the Ontario Court (Provincial Division) or the Superior Court of Justice. It must be a trial and not an appeal. The critiques should include comments by the student as to what was done effectively by counsel and what was done ineffectively. In those instances where counsel operated ineffectively, the student should advise as to how this ineffectiveness or inefficiency could have been rectified by a different course of conduct. The paper need not deal heavily with the factual elements of the case, they should only provide enough detail of the facts so that the critical commentary can be understood by the reader. (25%)

2. The second part of this course will require that the student prepare a 12 - 20 page paper on an area of advocacy. (25%)

3. The last and perhaps most important, aspect of this course will be class participation. Attendance is mandatory. Any absences should be explained in advance to the instructor. Unexplained or unreasonable absences will be held against the student. The value of this course is in the "doing" and one cannot "do" unless one is there to participate. Notes from another student will not help you in this course. From time to time, students will be called upon to play the role of the Crown counsel or defence counsel, Judge or witness. Every student should be thought of as "interchangeable" at any given moment. Therefore, even if a student is not specifically assigned to a role for a demonstration, that student should not think that they will not be called upon spontaneously to take over the role of one of the "participating" students. I hope to have every student play at least one significant part in a trial demonstration this year. For that reason we have tried to keep the numbers of students down in this course. As much as we would like to accommodate all of the students who would like to take this course, a group larger than thirty (30) tends to prevent the likelihood of each student being given an opportunity to perform. (50%). (Co-requisite: Evidence. Anti-requisite: Civil Trial Advocacy).

CRIMINAL PROCEDURE (08-98-883-1) Fall 2011

Patrick Ducharme
3 credits

Evaluation Methodology:

100% Final Examination - open book

Course Description:

A study of advanced problems in that part of the law of procedure relating to trial and appeal of criminal actions as well as a study of those institutions which bear directly upon the trial of criminal cases.

ENVIRONMENTAL LAW (08-98-920-1) Fall 2011

Professor Marcia Valiante
3 credits

Evaluation Methodology:

70% Final Examination

30% Class Project

Course Description:

This course surveys major issues in Canadian environmental law and policy, with an emphasis on Ontario. Topics include the division of powers between federal and provincial governments, environmental assessment, environmental litigation, regulation of polluters, prosecution and sentencing for environmental offences, waste management and protection of biodiversity. Class work highlights policy underpinning the legal framework and the role of the public in protecting the environment.

ENVIRONMENTAL LAW CLINIC (08-98-974-1) Fall 2011 and Winter 2012

Special Topics in Law
Professor Marcia Valiante
3 credits

Evaluation Methodology & Course Description:

The purpose of this course is to provide an opportunity to work for credit on real-world problems confronting environmental decision-makers within a local, regional and national setting. Students will work in parallel or on a team with U.S. law students who are enrolled in the Wayne State University Law School's Environmental Law Clinic course, in conjunction with the Great Lakes Environmental Law Center. This experience will provide students the unique opportunity to refine their understanding of environmental law and network with decision-makers in both the United States and Canada.

The course will include both a classroom component and a project component. The classroom component will consist of one 2-hour session per week, with some of the sessions held at Wayne State and the remainder at Windsor Law. In addition to the class, students will be assigned projects that come from requests for assistance made by community or public interest groups to the Great Lakes Environmental Law Center or from emerging environmental issues identified by the instructors. The primary focus will be on Great Lakes regional issues. Students will not engage in legal practice but will be required to research and develop strategies and advocacy materials to affect policy in all three branches of government, and at the local, provincial, federal or binational level. Each project will require the production of one or more written documents – such as a memorandum, report, or brief. Students will be assessed primarily on the basis of this written material.

The course is for 3 credits and will be evaluated on a Pass/Fail basis.

To be eligible for the clinic, students must have successfully completed the Environmental Law course (98-920), International Environmental Law (98-921) or an equivalent course through the dual JD program, or have permission of the instructor.

Students are able to take the clinic a maximum of two times, for a total of 6 credits, with permission of the instructor. For students taking the course a second time, the class work will be modified.

ESTATE PLANNING AND ADMINISTRATION (08-98-841-1) Winter 2012

John Clark
3 credits

Evaluation Methodology:
TBA

Course Description:

Instruction in the law and practice of Estate Planning and Administration including:

Part A: developing and implementing the estate plan including consideration of such influential factors the nature of family and other obligations and the choice of law rules; succession planning for business; powers of attorney for persons and property; appointment of guardians and custodians; life insurance and business evaluations; and applications for the appointment of an estate trustee.

Part B: an examination of issues relating to taxation at death and personal tax planning; contentious proceedings and practising defensively; the impact of *Family Law Act* upon estate planning; applications for dependants' support; and claims by common law spouses and same sex partners.

Part C: an analysis of the administration of an estate, the nature of trusts and trustees obligations; trustee actions; the application to testamentary trust; liability of trustees; administration of estates and the realization of assets including those in foreign states, payment of debts, testamentary expenses, taxes, and so forth; distribution and duty to account; and the role in contentious proceedings and need for even handedness. **(Pre-requisite:** Registration will be limited to those who have taken Wills and Succession, and preference will be given to students who have completed Business Associations, Insurance Law, Trusts, Taxation, and Family Law.) In the event the course is over-subscribed, preference will be based on cumulative GPA.

Interested students must contact the Academic Coordinator by September 19, 2011. Selection will be done by the end of September.

EVIDENCE (08-98-850-1) Fall 2011

Professor Jasminka Kalajdzic
4 credits

Evaluation Methodology:

15% Critical Comment (3 pages) – each student assigned a set of readings and asked to submit a short critical analysis of the cases and principles in the assigned readings. Students are also expected to expand upon their critical comment in class.

85% Exam - 3-hour open book final exam

Course Description:

This course provides an introduction to the law of evidence. In the first part of the course we will look at the purpose of the law of evidence and fundamental principles of relevance, prejudicial effect and burdens of proof. In the second part of the course, we look at the rules governing the admissibility of various types of evidence, including witnesses, documentary evidence and judicial notice. In the third part of the course we examine exclusionary rules, principally hearsay and privilege. Throughout, we will identify the ways in which evidentiary rules affect both civil and criminal proceedings, and consider questions of ethical conduct.

EVIDENCE (08-98-850-1) Winter 2012

Professor David Tanovich
4 credits

Evaluation Methodology:

30% Midterm Examination
70% Final Examination

Course Description:

The law of evidence is procedural in nature. It is aimed at control and regulation in an effort to fairly promote

the search for truth. Those it controls through rules of admissibility and proof include the fact-finder, the lawyers and witnesses. The law of evidence consists of many rules and exceptions to the rules. As a result, the general guiding principles often get lost in a mass of cases and statutory provisions. In an effort to promote learning, the course has been revised with a greater focus on the general principles and on experiential learning.

The goal of the course is to briefly summarize the leading principles in lectures (supplemented with the readings and my detailed lecture notes in the form of power points) and then to explore the principles in context through case studies, problems and other class exercises. The course is organized into four sections. The first section will introduce the student to some of the foundational elements of evidence including relevance, inductive reasoning, authentication, exclusionary discretion, limiting instructions, sufficiency and proof. The second section will examine exclusionary rules involving bad character of the accused, hearsay, confessions, expert opinion evidence and oath-helping. The third section will explore the basic rules governing competence and compellability, questioning and impeachment of witnesses. In the final section, we will pull together many of these principles and examine a case study involving identification evidence.

FAMILY LAW (08-98-843-1) Fall 2011

Cynthia Nantais

4 credits

Evaluation Methodology:

TBD (to be determined)

Course Description:

An examination of some of the problems in the formation, functioning and dissolution of the family unit with particular emphasis on the validity of marriages, informal relationships, illegitimacy, adoption, support rights and obligations, separations, desertion, divorces, and child custody. This course attempts to combine a lawyer's practical approach to family problems with a broader view of how the law might treat family law problems in the light of findings from the social and behavioral sciences.

FAMILY LAW (08-98-843-1) Winter 2012

Professor Emily Carasco

4 credits

Evaluation Methodology:

30% Case comment

70% Final Examination - closed book, legislation without annotations permitted

Course Description:

An introduction to the legislation and case law arising in the area of family law, including cohabitation and marriage, divorce, custody and access, child and spousal support and property division.

FIDUCIARY LAW (08-98-866-1) Fall 2011

Professor Leonard Rotman

3 credits – Perspectives Course

Evaluation Methodology:

80% Research Paper

20% Participation

* Subject to student enrolment figures

Course Description:

Fiduciary law is a rapidly expanding area of law that augments a variety of other legal spheres, including Aboriginal Law, Contract Law, Corporate Law, Family Law, Health Law, Labour Law, Legal Ethics, Remedies, Restitution, Trusts, Securities Regulation, Wills and Estates, etc.. The very purpose of the fiduciary concept is to maintain the integrity of important social and economic interactions of high trust and confidence that cannot be

protected by traditional heads of civil obligation (*i.e.* contract, torts, and unjust enrichment). Its purpose is illustrative of its unique function vis-à-vis other legal or equitable doctrines.

This course will provide the means for students to develop their understanding of the basic premises of the fiduciary concept as well as the policies that animate it. In particular, the course will examine the principles and guidelines that: (1) regulate the conduct of those persons (called fiduciaries) who are obliged to act in others' interests and; (2) safeguard the interests of those others whom fiduciaries are bound to serve (the beneficiaries of the relationship). We will examine a number of relationships that have been found to be fiduciary in nature, discuss why they ought, or ought not, be seen as fiduciary, and investigate what that description entails. This will be accomplished by focusing on matters including: (a) the purpose of fiduciary relations in contemporary society; (b) some of the various theories that animate fiduciary relations; (c) the implications of describing relationships as fiduciary; (d) statutory incorporations of fiduciary obligations, and; (e) means of relief available for breaches of fiduciary obligation.

By studying Fiduciary Law, students will learn about the interplay between law and Equity and the limits of positive law that require the creation of a supplemental, more flexible auxiliary jurisdiction that can smooth out the rigidity of law. Fiduciary means of relief are more extensive and flexible than those available under the common law and its rules regarding causation are not as strict as the common law, thereby providing significant potential advantages resulting from its use. Students will also gain valuable insight into the limitations of the common law and the function of equitable principles in supplementing the common law where it is deficient or incapable of addressing particular issues.

FREEDOM OF RELIGION (08-98-938-1) Winter 2012

Professor Richard Moon
3 credits - Perspectives Course

Evaluation Methodology:
85% Research Paper
15% Seminar Presentation

Course Description:

This course will examine the constitutional protection of "freedom of conscience and religion" in Canada. The course will consider the development of the Western argument for religious freedom - and in particular the change from a religious to a secular account of the freedom. The secularization of religious freedom gives rise to a range of issues, including: What is the scope of freedom of conscience? What counts as a restriction on religious practice/belief? What counts as religious compulsion? Does freedom of religion/ conscience require the equal or even-handed treatment of different religious beliefs/ practices? Does freedom of religion preclude any role for religion in the public sphere? Discussion will focus on a number of recent Charter issues and judgments. The materials will also include cases from other jurisdictions.

HEALTH LAW IN PRACTICE (08-98-971-19) Winter 2012

Special Topics in Law
Carole Jenkins
Michele Warner
3 credits

Evaluation Methodology:
60% Paper
25% Presentation
15% Participation

Course Description:

The course will provide students with insight into the provision of legal advice and representation to the variety of health care institutions and professionals. The course will discuss the legal and policy dimensions of the following areas of law and regulation: malpractice litigation, privacy law, consent to treatment, and professional regulation.

IMMIGRATION LAW (08-98-957-1) Fall 2011**Professor Emily Carasco****3 credits – Transnational Course**Evaluation Methodology:

90% Research Paper

10% Attendance and Participation

Course Description:

This course examines the treatment of foreign nationals in Canada specifically with regard to Immigration Law and Refugee Law. The historical treatment of foreign nationals with regard to both immigration and refugee law will be studied with a view to understanding the current context. Specific examination of policies and processes involved in admission, decision making bodies, and deportation are undertaken within a seminar/lecture format.

INCOME TAXATION (08-98-832-1) Fall 2011 and Winter 2012**Marcela Aroca****4 credits**Evaluation Methodology:

TBA

Course Description:

This course is designed to provide an introduction to Canadian Personal and Corporate Income Tax Law. It is a foundation course upon which other focused and specialized courses will be based for those students intending to give emphasis to taxation in their law careers.

INSURANCE LAW (08-98-912-1) Fall 2011**Professor Julio Menezes****3 credits**Evaluation Methodology:

100% Final Examination – Open book

Course Description:

A general introduction to the principles of the law of insurance. The course includes examination of insurable interest, valuation, subrogation, contribution, duty of disclosure, the position of agents, formation and variation of the contract, the cover and actions on the contract.

INTERNATIONAL BUSINESS TRANSACTIONS (08-98-859-1) Fall 2011**Professor Maureen Irish****3 credits – Transnational Course**Evaluation Methodology:

100% Final examination - open book OR

100% Research paper plus presentation and participation

Course Description:

This seminar examines major legal aspects of modes of doing business abroad, from the perspective of the Canadian business entities dealing in Canada. The seminar will commence by looking at the generality of international business transactions and the role of Canadian counsel vis-à-vis Canadian and foreign clients. It will proceed to an examination of international sale of goods, transactions in their private law, public law and international law aspects, including the terms of f.o.b. and c.i.f. sales; export and import controls, Canadian customs and anti-dumping duties and the work of the Export Development Corporation; and the impact of the General Agreement on Tariffs and Trade (GATT) and the World Trade Organization (WTO). Consideration will be given to the exporter entering into agency and distributorship agreements abroad and transfers of industrial

technology. Direct investment through branches, wholly controlled subsidiaries and joint ventures are examined; this involves discussion of the liability of parent business entities, antitrust and foreign investment controls and international regulation.

INTERNATIONAL ECONOMIC LAW (08-98-862-1) Fall 2011

Professor Maureen Irish

3 credits – Perspectives & Transnational Course

Evaluation Methodology:

Research paper plus presentation and participation

Course Description:

This course studies the public side of international economic law, including the WTO system, the World Bank and IMF, extraterritoriality, international antitrust, investment, sustainable development, international labour law and aspects of international commercial arbitration. Course limited to 20 students.

INTERNATIONAL HUMAN RIGHTS LAW (08-98-851-1) Fall 2011

Professor William Conklin

3 credits - Perspectives & Transnational Course

Evaluation Methodology

TBA

Method of Teaching

Assigned reading is loosely summarised by the instructor after which the instructor and class examine the reading more closely. Classes usually break into a dialogue about social, pedagogical, moral, and legal issues arising from the reading.

Course Description:

This course aims to provide the grounding needed to be a competent human rights lawyer as well as an historical and social background with which to address international human rights issues sensitively.

With respect to the latter, the course is set against the relatively recent rise of an international legal order of equal sovereign states in the 18th century, its association with the jurisprudential tradition of legal positivism, and the enigma of statelessness in an order which has traditionally only recognised sovereign states as subjects and nationals as objects. In addition, the universality of human rights will be studied as a form of Western cultural domination against other legal cultures, particularly Muslim law (both the Sh'ite and Sunni schools of Islamic law) with representative readings from authors in both traditions.

With respect to setting the framework for competency, the materials and classes will study treaty and customary norms as well as procedures and remedies available before the International Human Rights Committee, the UN Human Rights Commission, and the Inter-American human rights regional regime. Materials and discussions include international criminal law as it relates to crimes against civilians during inter-state and domestic conflict.

The background and competency issues will be addressed with respect to mass de-naturalisation, forced expulsion, internal displacement, the right of return of refugees to the state of habitual residence, and the duties of the state of refuge and the duties of the state of origin to refugees and stateless persons. The readings and classes will also address the legal – social issues related to the Nuremberg and International Criminal Courts as they relate to grave breaches against civilians; the torture, detention and punishment of prisoners by the United States and Iran; and massive atrocities in the former Yugoslavia and Rwanda; cultural relativism; whether there are international legal norms related to torture, the right to return, the expulsion of non-nationals; patterns of rape; and international institutional procedures to enforce international legal norms will be examined. The instructor will provide students with the web-sites of international human rights tribunals, agencies and non-governmental organisations where an internship or employment as junior human rights lawyer can be sought or where the same are or have recently been advertised.

INTERNET LAW (08-98-886-1) Winter 2012

Professor Emir Aly Crowne-Mohammed
3 credits – Transnational Course

Evaluation Methodology:

10% - PowerPoint Presentation (Pass / Fail)
5% - Selection of a Research Paper Topic (Pass / Fail)
10% - Research Paper Proposal
75% - Research Paper

Course Description:

This course takes a broad, practical approach to "Internet Law" and concerns itself with the legal issues that have arisen from the interconnection of computers and technology generally. The course covers broad themes like intellectual property issues, jurisdictional issues, contracting, and privacy; however, due to the eclectic nature of the course, the specific topics covered will vary from year to year.

INTRODUCTION TO ANIMALS AND THE LAW (08-98-971-31) Winter 2012

Special Topics in Law
Jerry Simonelli
3 credits

Evaluation Methodology:

70% Research paper(s)
20% Participation
10% Presentation

Course Description:

Animal law encompasses human-animal interactions and evaluation of competing interests within the context of traditional areas of law (ex: veterinary malpractice, emotional distress and loss of companionship, trusts, expansion of anti-cruelty statutes to include farm animals, custody disputes). It also encompasses the recognition that the current legal status of animals as living property is antiquated needs to reflect evolving societal beliefs and values. This course will consider these traditional areas of law, groundbreaking laws enacted by other countries, as well as theories for the expansion of consideration and rights.

INTRODUCTION TO CIVIL LAW (08-98-971-10) Fall 2011

Special Topics in Law
Marie S. Saintil
3 credits – Perspectives & Transnational Course

Evaluation Methodology:

TBA

Course Description:

Canada is not only a bilingual country but it also has a bijural legal system. Bijuralism means the coexistence within the same state of two legal traditions. It involves the sharing of values and traditions. All the provinces except Quebec are based on common law. The juxtaposition of these two legal systems of law within a federal state is a rarity which impacts the drafting of federal legislation.

This course will explore the historical introduction to Quebec Civil law from a comparative approach to the English common law. We will also be touching on the ten books contained in the Quebec civil code: persons, family, successions, property, obligations, hypothèques, evidence, prescription, publication of rights and private international law.

This course will be of interest to students interested in legal history, comparative law and legal process. It is intended as a true seminar course with the expectation of students participating in class discussion.

This course will be taught in French and English. Therefore, a working knowledge of French is required. Students can submit their research papers in English or French.

Students will be evaluated in three areas: research paper, presentation and class participation.

JUDICIAL INQUIRIES AND ROYAL COMMISSIONS (08-98-971-3) Fall 2011

Special Topics in Law

Professor Julio Menezes

3 credits – Perspectives Course

Evaluation Methodology:

25% Seminar Presentation and Collegiality

75% Topic Selection, Development, and Final Paper (25-30 pages in length)

Course Description:

An opportunity to connect personal interests with an examination of the way in which law and public policy in a broad range of topics evolved in Canada. An incidental look at the powers and procedures of these legal events by contrast with criminal and civil trials. Exposure to the AMICUS access to Canada's National archives.

JUDICIAL REVIEW OF ADMINISTRATIVE ACTION (08-98-852-1) Fall 2011

Professor Christopher Wydrzynski

4 credits

Evaluation Methodology:

25% Mid-term Examination - open book

75% Final Examination - open book

Course Description:

This course will examine the powers and procedures of administrative agencies principally through a review of the various controls – legislative, executive and judicial – placed on statutory decision-makers. In particular the *Judicial Review Procedure Act* and the *Federal Court Act* will be analyzed. Various grounds of judicial review, including jurisdictional errors, errors of law and fact and abuses of discretionary power, will be studied. Finally, the course will examine the rules of natural justice and the Statutory Powers Procedure Act as well as the *Charter of Rights and Freedoms*.

JUDICIAL REVIEW OF ADMINISTRATIVE ACTION (08-98-852-1) Winter 2012

Professor Laverne Jacobs

4 credits

Evaluation Methodology:

35% Take Home Assignment

55% Take Home Assignment

10% Participation

Course Description:

What is judicial review of administrative action? This course examines both the concept of administrative action and the underlying tensions involved in holding governmental administrative actors accountable through the courts. Students will develop an understanding of how administrative tribunals and agencies function on the ground through an examination of select statutory regimes. We will then reflect on traditional common law approaches to judicial review (e.g. prerogative writs, jurisdictional error, abuse of discretion, rules of natural justice, bias, errors of fact and law etc.) as well as on the degree to which the *Charter of Rights and Freedoms* acts as a driver of judicial review in contemporary Canadian administrative law. Students will be given the opportunity to consider the idea of judicial review more broadly, by reflecting on the doctrine of judicial review on private law grounds (tort and contractual liability of public officials), actions against the Crown and Global

Administrative Law. By the end of the course, students will have knowledge of the practical tools used in administrative law (including enabling legislation, the *Statutory Powers and Procedure Act*, the *Judicial Review Procedure Act* and the *Federal Courts Act*) and will have had a chance to understand judicial review from both its narrow and wider conceptions as a form of government accountability.

JURISPRUDENCE (08-98-847-1) Fall 2011

Professor William Conklin

3 credits - Perspectives Course

Evaluation Methodology (tentative):

20% Class participation

20% Two Seminar Presentations (10-15 minutes on an assigned reading worth 10% each)

50% Major Paper: two short essays each worth 25%, on two different assigned topics from list of about 6-7 given in the syllabus

*Students will not be allowed to choose essay topics other than those on the assigned list.

Due date: last day of lectures for the term. Late essays are now dealt with by the Associate Dean.

Course Description:

The objectives of this course are, first, to introduce the student to the dominant Western traditions of Jurisprudence (legal positivism and natural law); second, to study how the Tradition has elaborated theories of law which necessarily exclude human beings from the legal order; and third, to study how the preoccupation with the 'is' world of the analysis of legal concepts (rules, principles, doctrines) is really a very abstract and reifying project. We shall begin with a series of plays or dialogues from Classical Greek times, all of which are preoccupied with the exclusionary character of a positivistic legal order. Exile and ethnicity will be particularly addressed. The dialogues we shall examine are Sophocles' *Antigone* and Plato's *Apology* and *Crito*. We shall then examine excerpts from Cicero's writings and legal arguments before the Roman courts. These readings will set out the two great legal traditions of legal positivism and natural law theory. The readings will then be preoccupied with the association of the contemporary legal order with how the state's posited laws constitute an 'objective' 'reality' or 'is' world and how all else is excluded as 'moral' or 'oughts' or subjective. The latter 'oughts', we shall see, include human experiences as opposed to abstract concepts. This part of the course will ask 'what is the relation of legal concepts (rules, principles and doctrines) with social experience. Does the analysis of a 'ratio' of a case or the words of a statute exclude experiential meaning? What is the non-law or 'subjectivity' which lawyers and judges exclude from legal analysis? Does the analysis of rules presuppose an implicit structure of concepts or institutions or a narrative? Is the structure unconscious? Are there 'oughts' embedded in the structure? Is one 'ought' the belief that only sovereign states ought to be legal subjects of a legal order? Are the 'oughts' a matter of the justification of concepts or are they a matter of anthropologically experienced assumptions? What exactly is the boundary-line between the legal 'is' of rules and the 'oughts'? We shall concentrate upon a series of readings which either privilege the separation of the 'is' from 'ought' or which critique that separation. HLA Hart will exemplify the effort to separate the 'is' from the 'ought'. Ronald Dworkin, Lon Fuller and some writings from or about Hegel will represent the effort to collapse the 'is' and the 'ought'. Students who have never studied philosophy, political theory, literary theory, sociology or anthropology are encouraged to take the course. The course is also recommended for those who may later wish to study one of the several advanced legal theory courses under the rubric of "Special Topics in Legal Theory" or who wish to take an LL.M., the latter of which invariably requires students to take at least one legal theory seminar.

LABOUR ARBITRATION (08-09-868-1) Winter 2012

Professor Brian Etherington

3 credits

Evaluation Methodology:

50% Final Examination - open book

50% Written Argument or Research Paper

Mock Arbitration - Credit/No Credit

Students will be required to participate in a mock arbitration exercise on a credit/no credit basis, unless numbers and budget resources do not allow us to do them.

Course Description:

This limited enrolment course will focus upon the process of dispute settlement under collective agreements via grievance and arbitration procedures. The nature and scope of the collective bargaining agreement will be examined and consideration will be given to the respective roles of the arbitrator and the court in the development of a problem-solving jurisprudence for disputes arising out of the interpretation and application of collective agreements. Pre-arbitration procedures, arbitrability, resources for arbitral decision-making, arbitration procedure, arbitral remedies, judicial review of arbitration awards, post-arbitration procedures and selected issues in grievance determination, such as discipline, discharge, appointment, seniority, promotion, work assignment, sub-contracting, technological change and management rights will be among topics studied. Mock arbitrations will be conducted in which students will act as counsel. (**Pre-requisite:** Labour Law; **Recommended:** Judicial Review)

LABOUR LAW (08-98-867-1) Fall 2011

Professor Larry Wilson

4 credits

Evaluation Methodology:

100% Final Examination

Course Description:

A study of union-management relations including: establishment of the collective bargaining relationship; certification, conciliation; permissible resort to economic pressure; strikes; lockouts, picketing, injunctions; the collective agreement; negotiation, terms and enforcement; the union and its members.

LAND USE PLANNING (08-98-903-1) Winter 2012

Professor Marcia Valiante

3 credits

Evaluation Methodology:

70% Final Examination - Open Book
30% presentation

Course Description:

This course considers the legal context for the control of land use in Ontario. The focus is on legal and administrative requirements of the *Planning Act* (with respect to official plans, zoning, subdivisions, development control and building permits) and on local and provincial decision-making structures. Other topics may include heritage protection, environmental issues, expropriation and reform.

(THE) LAW OF ARMED CONFLICT (08-98-971-8) Fall 2011

Special Topics in Law

Professor Christopher Waters

3 credits – Perspectives & Transnational Course

Evaluation Methodology:

70% Research Paper
15% Presentation
15% Participation

Course Description:

The Law of Armed Conflict, or International Humanitarian Law, is the branch of international law that deals with the means and methods of warfare. Focusing on the 1949 Geneva Conventions and related jurisprudence from national and international criminal tribunals, the course will consider topics such as the combatant/noncombatant distinction, child soldiers, and the treatment of detainees.

LAW AND DEVELOPMENT (08-98-924-1) Winter 2012

Professor Lakshman Marasinghe

3 credits – Perspectives & Transnational Course

Evaluation Methodology:

80% Research Paper

20% Class Participation

Course Description:

This course examines the role of law in aid of development. Development cannot be precisely defined but the improvement of the social, political and economic conditions of a people in any given society may be considered as an incident of progressive development. The position that law occupies in development is to lie at the interface between planning for development and its implementation. The use of law as a vehicle to deliver the means for development is seen best from examples taken from the developing nations of the world. The theoretical significance/relationship of law in and to the processes which produce social change will be examined in the context of an eclectic collection of local and international development issues, such as poverty, human rights, good governance, the environment, and international aid. These categories are not closed. In so doing, the course will draw upon the relationship between law and other disciplines, such as economics, political science, sociology and anthropology. The course will also draw on varying development paradigms based on theoretical proposals made within an eclectic collection of material drawn from the developing world and other available resources to explicate the main themes of the course.

LAW, DISABILITY AND SOCIAL CHANGE (08-98-971-34) Fall 2011

Special Topics in Law

Professor Laverne Jacobs

3 credits – Perspectives and Transnational Course

Evaluation Methodology:

15% Short Research Paper

35% Major Research Paper (this paper may develop on an aspect of the shorter research paper)

25% Leading A Seminar

15% One Seminar Facilitation

10% Participation

Course Description:

Law and disability is an emerging field. Disability scholars and activists have begun to frame disability rights issues as matters of human rights, citizenship and inclusion. This seminar focuses on various legal approaches to combating disability discrimination and effecting social change. The role of the law as a tool to create accessibility standards, provide international and domestic rights protection and offer avenues of administrative action through responsive regulation will be examined. An exploration of the effects of international movements to raise the living conditions of persons with disabilities at both global and local levels constitutes a central theme. Topics explored include the "right to die" controversy, sterilization and reproductive rights, barriers to education, social assistance, workplace accommodation, autism and participatory rights for ensuring public policy engagement. An interdisciplinary course, *Law, Disability & Social Change* introduces material drawn from critical disability studies, law and political theory so that we may engage in a comparative and transnational assessment of the potential of law as a means of achieving social justice for persons with disabilities.

LAW AND SOCIAL WORK: ADVANCED PRACTICE RESEARCH METHODS AND POLICY ANALYSIS (08-98-930-1) Fall 2011

Professor Suzanne McMurphy
4 credits

Evaluation Methodology:

Policy Analysis Paper with an In-class Presentation
Logic Model Paper
Research Paper

Course Description:

This course prepares students to use the practitioner-research model in the analysis of social policy and social programs as it relates to law and social work practice in Canada. This model includes problem formation, qualitative and quantitative research design, data analysis and interpretation, and the dissemination of findings. Students will learn to apply specific analytic frameworks and theories, drawn from law and social work, to issues of Canadian social policy. In addition, students will learn essential elements of program evaluation including needs assessment, program logic models, implementation and process evaluations, and impact evaluations. Particular attention will be given to the implications of social policy and programs for vulnerable populations.

In addition to the MSW/JD joint degree students, this course will be open to J.D. students who have a BSW or, with the permission of the instructor, those who have a background in social science research methods. This course may be of interest to students who have an interest in working in an agency setting when they graduate, rather than a law firm, or student who are interested in public administration, government or research and evaluation.

LAW & WHITE COLLAR CRIME (08-98-971-32) Fall 2011

Special Topics in Law
Glen Jennings
3 credits

Evaluation Methodology:

TBA

Course Description:

Law and White Collar Crime (WCC) will focus on the law of economic crimes from an administrative, criminal and quasi-criminal perspective.

The course will address relevant case law and statutes including the relevant provisions of the Criminal Code, the Income Tax Act, Competition Act, Securities Act and the Corruption of Foreign Public Officials Act.

Topics will include: Fraud and regulatory offences, the use of administrative or quasi-criminal investigation powers prior to criminal charges; the interplay between criminal and administrative investigations; the range of investigatory powers in the context of white collar crime and the application of the rights against self-incrimination and unreasonable search and seizure. Some common practical and ethical issues, such as corporate representation and solicitor-client privilege issues will also be discussed. Money Laundering and the relevant legislation will be studied including the relevant Criminal Code provisions and the Proceeds of Crime (Money Laundering) and Terrorist Financing Act.

(THE) LAWYER AS CONFLICT RESOLVER (08-98-828-1) Winter 2012

Professor Julie Macfarlane
3 credits – Perspectives Course

Evaluation Methodology:

75% Research Paper

15% Participation in skills-based exercises

10% Interview with Practitioner and 3 page reflection

NOTE: This course is taught via an intensive weekend (January 13, 14, and 15, 2012), which is mandatory for all students. The class is then taught weekly until Study Week. Further details will be provided nearer the time but, students should be aware that they will need to be available for the weekend workshop (Friday afternoon, all day Saturday and Sunday) if they wish to take this course.

Course Description:

This course will examine the changing role of the lawyer as an agent of conflict resolution, and in particular the move away from a traditional adversarial/ positional advocacy role. Lawyers are increasingly finding themselves participating in processes which require new and often unfamiliar skills and strategic concepts - including mediation, collaborative family lawyering, and co-operative negotiation. The course will first examine the traditional 'dominant' notion of advocacy for lawyers, its origins and rationale, and the debates and their implications for practice that exist within this traditional framework (the lawyer as hired gun, the lawyer as wise counsellor and so on). The course will then explore the foundational principles of a model for legal advocacy as a conflict resolution role, considering case studies in a variety of fields including family law, employment law and criminal law. Questions which arise include: Can a lawyer be effective in representing a vulnerable client in mediation? Is strong advocacy and an orientation towards consensus-building compatible? Is there a case to be made for a two track profession - one that conducts litigation and the other which works collaboratively on behalf of clients? How do lawyers provide the conflict resolution services that clients want and need in the 21st century?

This discussion will be grounded in empirical research and skills-based practice exercises. We shall aim to develop both practice and theory models for effective legal representation in consensus-building processes.

This course is taught via an intensive weekend workshop in early January which is mandatory for all students. The class is then taught weekly until reading week. Further details will be provided nearer the time but, students should be aware that they will need to be available for the weekend workshop (Friday afternoon, all day Saturday and Sunday) if they wish to take this course.

(THE) LAWYERING PROCESS (08-98-906-1) Fall 2011

Jeffrey Hewitt
3 credits

Evaluation Methodology:

45% Research Paper

45% In-Term Assignments

10% Participation

Course Description:

Students will be asked to consider critical perspectives on the processes of becoming a lawyer and values and attitudes that may be embraced, consciously or otherwise, in the process. Consideration will be given to the essential lawyering skills of interviewing, counselling, and negotiation. A new approach is taken to the lawyer/client relationship. The potential impact on the performance of these lawyering tasks, in a manner which best serves the interests of the client, will be examined and will form a theme in the course. (**Anti-requisite:** Clinic Seminar)

(THE) LEGAL PROFESSION (08-98-939-1) Winter 2012

Paul Howard

3 credits - Perspectives Course

Evaluation Methodology:

60%	Research Paper
20%	Seminar Presentation
20%	Participation

Course Description:

This seminar course will provide students with the opportunity to examine a variety of issues involving the legal profession, ethics, and the practice of law, from both a theoretical and practical perspective. A significant amount of time will be devoted to issues of professional responsibility; the lawyer's relationship to the client, the courts, other lawyers, and the community; and the operation and observance of the Rules of Professional Conduct in practice. Topics for discussion will include the role of the lawyer in society; the independence of the Bar; the significance of the self-governing profession; current challenges to the lawyer's professionalism; the business of the practice of law; ethical consideration in the conduct of litigation; and the Law Society and discipline issues. The seminar discussion will be supplemented by a number of guest speaker presentations by local practitioners and judges of the Superior Court of Justice. The goal of the course is to provide students with an opportunity to develop principles of professionalism that they will employ when they enter into practice.

MEDIATION CLINIC (08-98-928-1) Fall 2011 and Winter 2012

Lynne Pearlman

4 credits

Evaluation Methodology:

15%	Mock Mediation
85%	Reflective Paper
	Clinical Work - Pass/Fail/Pass with Distinction

Course Description:

Mediation Clinic is a 4-credit course which introduces basic concepts in mediation theory and practice including models and techniques, as well as cultural, legal and ethical implications of being a reflective practitioner.

This course involves intensive weekend and/or evening training on mediation theory and skills followed by weekly clinic hours and/or externship placement at Mediation Services. Students should expect to spend an average of 8-10 hours per week on the mediation clinic course, including a minimum of 3 clinic (and file review) hours. Clinic work takes place at the downtown office at 450 Pelissier Street, and may include any or all of the following: interviewing clients, conflict coaching and preparation of clients for mediation, outreach to Windsor-Essex community and campus groups, training students or community groups in conflict resolution, developing conflict resolution systems, co-mediating small claims, community and/or university disputes. Please visit Mediation Services' website at www.uwindsor.ca/mediation for more information.

Although Mediation Clinic has a weekly class meeting time assigned, (Fridays 10 a.m. -1 p.m.), we will not be meeting every week. In lieu of weekly classes, this course begins with a **MANDATORY** weekend and/or evening training followed by some information seminars. The initial training for each term will be scheduled the weekend following the first week of classes and will be held at the Law Building and/or the downtown office.

Due to the clinical character of this course, the high demand and limited places available, admission to this program is by application and interview selection. Applications for Mediation Clinic Course are due on or before **Monday, July 25, 2011 at 4:30 pm for the fall semester and by Monday November 14, 2011 at 4:30 for winter semester**. Students are also welcome to submit an application in July for both semesters, stating their first choice of semester. Applications should include a cover letter detailing why you are interested in taking the course, and a resume. ***Please send applications to both Angie Penev, Office Coordinator and Lynne Pearlman, Director of Mediation Services, either by mail or email (angpenev@uwindsor.ca and pearlman@uwindsor.ca).***

Students selected for an interview will be contacted directly to set up a time to meet in-person or by teleconference.

Once students are selected by the Director, they will be required to provide a written commitment to the Director, and register through the Academic Coordinator.

MEGA PROJECTS IN CANADA – CANADIAN LARGE SCALE INFRASTRUCTURE LAW (08-98-975-1) Fall 2011

Special Topics in Law

Thomas J. Timmins

3 credits

15% Class Participation

85% Essay, Case Study or annotated precedent evaluation, described below:

- essay on a single topic relating to large scale infrastructure law; OR
- a case study outlining unique legal challenges and/or attributes of one or more large scale infrastructure projects built in Canada; OR
- one or more agreement templates with detailed annotation which could be utilized in the development of a Canadian infrastructure project (such as Joint Venture Agreements, Engineering, Procurement and Construction Contracts, Private-Public Partnership Agreements, etc.).

Course Description:

This course will examine the emerging area of Canadian Infrastructure Law and the complex legal issues which arise during the development of large scale developments in Canada and around the world. Historic and emerging legal issues arising out of major private sector, public sector and Private-Public Partnership ('3P') infrastructure projects, using case-specific examples will be considered. The course will also examine the roles, concerns and challenges facing key players in large scale projects, including: project sponsors, project developers, bidding consortia, service providers, development financiers and take-out lenders, investors, local residents, federal, provincial and municipal governments, and cross-border public-private partnerships. (Prerequisites: Contract Law and Transfer of Land (Real Estate))

MONASH UNIVERSITY SUMMER ABROAD COURSES (08-98-973 - TBA) SUMMER 2012

Various International Professors

3 credits – Perspectives & Transnational Course

Evaluation Methodologies and Course Descriptions will vary by course. For more information please see Section 19 at the front of this booklet. Additional information and course descriptions will be available in March 2012.

MUNICIPAL LAW (08-98-904-1) Fall 2011

Professor Marcia Valiante

3 credits

Evaluation Methodology:

70% Final Exam

30% presentation

Course Description:

This course provides an introduction to the history, organizational structure, functions and powers of local government in Ontario. An examination of some of the legal challenges of modern municipal government, such as the amalgamation, the election and legal position of council members, municipal financing, assessment and taxation; the creation and enforcement of by-laws; the municipal licensing power and its administration; the provision of public services, municipal liability and accountability and integrity measures.

PATENT LAW (08-98-918-1) Fall 2011

Professor Emir Aly Crowne-Mohammed
3 credits

Evaluation Methodology:

5% - Case Comment
25% - Memo
70% - Factum or Research Paper (TBD)

Course Description:

This course will introduce students to the basics of patent law. We will cover patentable subject matter, novelty, utility, non-obviousness, validity, infringement and remedies. No technical background required.

PERSONAL EMPLOYMENT (08-98-869-1) Fall 2011

Professor Brian Etherington
3 credits

Evaluation Methodology:

100% Final Examination - open book

Course Description:

This course will focus on individual employment law which applies to all employees as individuals and regulates the employment relationship for the approximately 65 - 70% of employees in Canada who are unorganized. Students will develop a historical perspective concerning the regulation of employment at common law and the origins of the personal employment law statutory regime in response to the substantive and procedural shortcomings of the common law. A recurring theme throughout the course will be the ongoing relationship between the modern individual employment law statutory regime and the common law and collective bargaining regulatory regimes.

Students will also be introduced to writings concerning the theoretical underpinnings of these three regimes and the values, assumptions and ideological preferences reflected in major legislative policy choices and judicial decisions concerning the operation of the three regimes. Students will also discuss, on a recurring basis, the relationship between the various fora for dispute resolution available under the three regimes. Throughout the course an access to justice perspective will be employed in the analysis of specific substantive and procedural concerns.

PUBLIC INTERNATIONAL LAW (08-98-857-1) Fall 2011

Professor Emily Carasco
3 Credits – Perspectives & Transnational Course

Evaluation Methodology:

30% Final Examination – closed book
60% Paper
10% Class Participation

Course Description:

An introduction to the principles and rules of conduct which states observe in their relations with one another as well as the relationship of these rules to national law and to individuals and non-state entities. Specific topics to be examined include, among other subjects, International Legal Personality, the Law of Treaties, the United Nations (Charter, International Human Rights) and International Criminal Law (i.e. International Criminal Court and the Use of Force.).

REAL ESTATE TRANSACTIONS (Transfer of Land) (08-98-845-1) Fall 2011 and Winter 2012

Christine Riley

3 credits

Evaluation Methodology:

100% Final Examination - open book

Course Description:

A basic course in the law applying to the purchase, sale and mortgaging of residential real property in Ontario.

REGULATED INDUSTRIES: FINANCIAL INSTITUTIONS (08-98-955-01) Winter 2012

Professor Julio Menezes

3 credits

Evaluation Methodology:

100% Final Examination – Open book

Course Description:

Regulation of financial holding companies, banks and life insurers, market conduct and special dispute resolution channels, privacy, “know your client” and reputational risk, money-laundering, regulation of electronic payment systems, prudential regulation, competition and mergers between financial institutions.

REGULATORY OFFENCES (08-98-881-01) Winter 2012

Justice of the Peace Susan Hoffman

3 credits

Evaluation Methodology:

15% class participation

25% class presentation

60% final paper

Course Description:

Students will learn the substantive and procedural aspects in the continually evolving area of regulatory offences, or public welfare offences as they are sometimes called. The course has a practical focus, examining matters which arise before administrative tribunals, law enforcement agencies and the courts. The course also covers the gathering of evidence and the unique nature of strict liability prosecutions including due diligence or the defence of reasonable care.

SECURITIES REGULATION (08-98-959-1) Winter 2012

William Willis

3 credits

Evaluation Methodology:

100% Final Examination – open book

Course Description:

This course is designed to provide students with a general understanding of the basic principles and practical operation of securities law in Ontario.

SENTENCING (08-98-895-1) Winter 2012

Brian Manarin
3 credits

Evaluation Methodology:

60% Final Examination – closed book
40% Court Attendance and Report

Course Description:

This is a seminar course focusing on sentencing and the sentencing system. Topics include the judicial aims and the legislated context, sentencing options, the sentencing hearing, victim participation in sentencing, Aboriginal offenders, youth criminal justice and restorative justice.

STUDENT CLERKSHIP – CRIMINAL LAW – PROVINCIAL COURT - WINDSOR (08-98-971-16) Fall 2011 and Winter 2012
STUDENT CLERKSHIP – FAMILY LAW – PROVINCIAL COURT WINDSOR (08-98-971-27) Fall 2011 and Winter 2012
STUDENT CLERKSHIP – PROVINCIAL COURT – NEWMARKET (08-98-97-28) Fall 2011 and Winter 2012

Special Topics in Law
Professor Christopher Waters
3 credits

Evaluation Methodology:

Pass/Fail based on assessment of the research assignments submitted to the Court.

Course Objective:

This course will expose students to the experience of clerking with an Ontario court and the benefits of interaction with judges. Students will have the opportunity to do legal research in relation to specific, practical legal problems which judges must address in their day-to-day work.

Course Description:

Students in the course are required to spend one day per week at the court house working on their assignments. The Provincial Court Criminal Law Clerkship will be on Thursdays, the Provincial Court Family Law Clerkship will be on Mondays, Tuesdays, or Wednesdays, and the Provincial Court Clerkship in Newmarket will be on Fridays. Some flexibility may be possible in arranging for two mornings or two afternoons per week instead of a full-day or in completing assignments at the law school library. However, any such alternative arrangements must be approved by the Court. It is expected that the student will spend approximately eight hours per week at the Court House.

For the Windsor location, two separate streams are available for selection – a criminal law stream and a family law stream. For the Newmarket location, the clerkship will be a general stream including civil, family and criminal law.

Students are given the title of Clerk to the Regional Senior Judge of the Provincial Court. Students report to the Supervising Judge when they attend at the Court House and receive all of their assignments from him/her. However, when working on assignments from other judges, they discuss the matter directly with the judge for whom the work ultimately is being done. The Supervising Judge is the student's point of contact with the Court. When the Supervising Judge is not available, the student is expected to show initiative and seek out assignments from other judges who are in the office.

A Faculty Member, this year, Associate Dean Waters, will oversee the clerkship course and liaise with the Court on matters relating to the operation of the course and the students' performance.

The Supervising Judge will meet with the student clerks at the beginning of each term to acquaint them with the Court and to outline their duties. Throughout the term, the Supervising Judge will monitor the student's work to ensure that they are engaged in research activities that advance their knowledge of the law and the work of the Court. In addition, the Supervising Judge will ensure that the student's work-load is appropriate for the one-day a week commitment required for the clerkship. Students will be expected to keep a log of their

work for review by the Supervising Judge and the faculty member assigned to the course.

The evaluation of the students will be based upon the assessment of each of the research assignments by the judge who initiated the assignments. The student's performance at court will also be assessed. All of the assessments, as well as three sample assignments chosen by the student, will be provided to the supervising professor who will review them in order to determine each student's final grade in the course. Performance will be graded on a Pass/Fail basis.

Selection of Students

In order to qualify for the clerkship, students must be in third-year and have successfully completed both Civil Procedure and Evidence. Students must apply for the course by submitting a letter of application to the Academic Coordinator, setting out their reasons for seeking a clerkship and the qualities and experience they possess that make them suited for the position. A resume and transcript must also be provided (a Faculty of Law unofficial transcript obtained from the Academic Coordinator will suffice).

Please indicate the location of your choice and, if Windsor, the stream of your choice (criminal or family) in your letter of application.

The applications will be assessed in consultation with the Supervising Judges. The deadline for applications to the Academic Coordinator is 12:00 noon on Wednesday, September 7, 2011 for the Fall term and 12:00 noon on Tuesday, January 3, 2012 for the Winter term. Students who are unsuccessful in the Fall term are encouraged to apply again for the Winter term.

TORTS I (08-98-820-1) Fall 2011 and Winter 2012 (COMPULSORY IN LAW II)

Professor Emir Aly Crowne-Mohammed
4 credits

Evaluation Methodology:

30% - Midterm Examination (Closed Book)
50% - Factum
20% - Graded Practical Component (Moot)

Course Description:

A practical and comprehensive examination of the law of torts. This course will cover assault, battery, false imprisonment, passing off, defamation, nuisance and the law of negligence.

TORTS I (08-98-820-2) Winter 2012 (COMPULSORY IN LAW II)

Professor Larry Wilson
4 credits

Evaluation Methodology:

100% - Final Examination

Course Description:

An examination of intentional torts and the law of negligence.

TRADEMARKS AND UNFAIR COMPETITION (08-98-914-1) Winter 2012

Professor Myra Tawfik
3 credits

Evaluation Methodology:

100% Final Examination - Open Book

Course Description:

The purpose of this course is to examine and assess some of the legal doctrines commonly referred to as trade

marks and unfair competition law. We will study the body of Canadian jurisprudence which establishes and defines the legal doctrines by which a trader's business reputation is established and protected - both at common law and by statute. We shall attempt assessment in light of the trade mark owners' interest in the commercial value of the trade mark and goodwill, the public interest in informative, honest trading and the consumer interest in the availability of quality goods from numerous sources at lower prices.

TRANSNATIONAL CORPORATION AND HUMAN RIGHTS (08-98-854-12) Fall 2011

Jasteena Dhillon

3 credits – Perspectives & Transnational Course

Evaluation Methodology:

75% Research Paper

15% In-class presentations on students' paper topics

10% Class Participation

Course Description:

The purpose of this seminar is to introduce students to the debate concerning the means of improving the accountability of transnational corporations. At the international level, the last decade was characterized by a new strategy in the protection of international human rights: a shift in attention from the abuses committed by governments to a close scrutiny of the activities of transnational corporations. Indeed, it has now become trite to say that particular corporations have been complicit in violations of human rights. This complicity takes place within the context of globalization, deregulation and the emergence of transnational business enterprises as the "linchpins of the contemporary world economy".

In order to address the fundamental question of whether corporations should in fact be socially responsible, the seminar will begin with an introduction to corporate law theory and the conflicting theoretical models of the corporation. Students will then explore some of the key issues in the debate. Namely, whether transnational corporations can properly be included under the international law of state responsibility; mechanisms for self-regulation (e.g. voluntary corporate codes of conduct); the utility of the U.S. *Alien Tort Claims Act*; the advantages and disadvantages of United Nations initiatives (e.g. the Global Compact and the U.N. Norms on the Responsibilities of Transnational Corporations); and the relevance of domestic corporate law mechanisms (e.g. shareholder proposals).

Students will also examine the potential conflicts between attempts to link business with human rights and corporate business objectives. Drawing upon particular case studies, the class will analyze the appropriate limits of restrictions on overseas corporate practices and will consider the argument that socially responsible behaviour may in fact enhance long-term economic performance.

The materials for the course will be drawn from a number of sources, including law reviews, articles in the popular and business press, reports by human rights monitoring groups, petitions filed before courts or administrative agencies, materials submitted to the United Nations and other international organizations, the governing documents for voluntary initiatives and internal company documents. (**Recommended:** Business Associations, Public International Law or International Human Rights Law)

Classes will take place on the following dates: September 16, 23, 29, 30, October 7, 13, 14, 27, 28, November 10, 18, 25, and December 2, 2011.

TRANSPORTATION LAW (08-98-971-35) Winter 2012

Special Topics in Law

Professor Maureen Irish

3 credits – Transnational Course

Evaluation Methodology:

30% Examination, open book

70% Research paper, presentation and participation

Course Description:

This course examines the law relating to transportation. The emphasis is on commercial transportation of goods, although issues relating to passenger transportation and various modes of travel may also be examined. The course examines maritime law (Hague Rules, Hague-Visby Rules, Hamburg Rules, Rotterdam Rules) as an example of the influence of international developments. The next section studies the operation of the Canadian Transportation Agency for air, rail and marine transport, including rulings, decisions and arbitrations dealing with rate and service disputes. The final section considers decisions in Canadian federal and provincial law dealing with the obligations of carriers and shippers.

TRUSTS (08-98-865-1) Winter 2012

Professor Julio Menezes

3 credits

Evaluation Methodology:

100% Final Examination – Open book

Course Description:

The historic development of uses and trusts; and the employment in its modern context. The requisites of a valid trust; express, implied, resulting, constructive, and charitable; and the rights, duties and powers of trustees.

WILLS AND SUCCESSION (08-98-840-1) Fall 2011

Justin Walsh

3 credits

Evaluation Methodology:

100% Final Examination

30% - Optional Paper

Course Description:

This course will provide an introductory review of the administration of estates and will examine the law of intestate and testate succession including capacity, undue influence, execution and attestation, revocation, lapse, construction and dependants' relief legislation. It will consider, in detail, choice of law rules as they relate to succession matters.

APPLICATION FOR RELIGIOUS ACCOMMODATION

Name: _____

Uwin E-mail: _____

Year: 1 2 3 Program: JD JD/JD MSW/JD MBA/JD

Term Applied For: _____

1. The onus is on the student to identify those religious holidays for which they are seeking accommodation. All requests will be processed through the Office of the Academic Coordinator. Your identity will remain confidential.
2. Not all religious holidays require the same type of accommodation. Some do not require students to miss classes. Questions arising out of your request for accommodations will be directed to the Associate Dean. Please note that you may be required to provide the name of a clergyman or other religious official to verify any declared conflict.
3. You must identify the name of the holiday, and the date/times of the observance.
4. Only formal observance of the holiday will be accommodated. This does not include travel time for students seeking to observe the holiday outside of the Windsor area.
5. The precise manner of accommodation will be determined by the course instructor and could include audiotaping the lecture, rescheduling assessments/presentations and postponing the class, depending on the number of students requesting accommodation and the classroom activities planned for that day.
6. Students must complete a separate form for each term during which they seek religious accommodations.

I am currently registered in the following course(s) that may conflict with my religious observances:

Course	Instructor	Date	Time	Name of Holiday

Signature: _____ Date: _____

Return this form no later than September 19, 2011 for the Fall term and January 13, 2012 for the Winter term

Virginia Obierski, Academic Coordinator
University of Windsor, Faculty of Law
401 Sunset Avenue • Windsor, ON • N9B 3P4
obierski@uwindsor.ca

Notice of Use and Disclosure of Personal Information

Personal Information on this form is collected under the authority of the *University of Windsor Act* and the University of Windsor, Senate By-Law 31, for the purpose of administering the university/student relationship, and in particular the Administration of the Religious Accommodation Policy. Questions about the collection of this information should be directed to the Academic Coordinator at 519.253.3000 Ext. 2931 or obierski@uwindsor.ca.