

## Project Excellence Courses for Spring 2017

Through the program known as Project Excellence, Barrett students in good standing (**at least 18 honors credits and 3.25 cumulative GPA**) have the extraordinary opportunity to take selected classes in ASU's Sandra Day O'Connor College of Law, located at the **Downtown Phoenix Campus**. Pre-law students and other students interested in law should consider taking one of these classes.

You should be aware that if you participate in Project Excellence, you will be taking an actual law school course; in most cases law students will form the large majority of each class. But past Project Excellence participants report that the professors in the law school are extremely free with advice and assistance for Honors students.

### Project Excellence Grading Policy

PE students are required to take graduate law courses on the same grading basis as the matriculated law students. This policy means that PE students cannot take a course on a Pass/Not Pass basis where this option does not exist for law students. However, when grading PE students, faculty will grade PE students separately from the law students, and the law school curve. All HON 494 Project Excellence classes for the Spring 2017 semester must be taken for a letter grade.

Class#	Sec#	CAMPUS	COURSE	TITLE	DAYS	BEGIN	END	INSTRUCTOR	CAP	CREDITS
31840	1003	DTPHX	HON 494	Public Health Law & Ethics (LAW 651)	M	10:05a	12:00p	Hodge	5	2
31841	1004	DTPHX	HON 494	Sports Law (LAW 691)	T	6:00p	8:55p	Jay, Wong	10	3
31843	1006	DTPHX	HON 494	International Contracts (LAW 614)	M	1:35p	3:30p	Calleros	5	2
31844	1007	DTPHX	HON 494	Civil Rights Legislation (LAW 620)	TTH	3:40p	5:05p	Calleros	3	3
31845	1008	DTPHX	HON 494	Genetics and the Law (LAW 617)	TTH	8:30a	9:55a	Marchant, Stevens	5	3
31846	1009	DTPHX	HON 494	Health Care Technologies Law (LAW 791)	M	1:35p	3:30p	Marchant, Schneider	3	2
31847	1010	DTPHX	HON 494	Big Data & Emerging Technologies (LAW 791)	M	4:00p	5:55p	Marchant, Royal	3	2
31848	1011	DTPHX	HON 494	Land Use Law (LAW 636)	TH	1:35p	3:30p	Gammage, Artigue	3	2
31849	1012	DTPHX	HON 494	Water Law (LAW 643)	MW	1:35p	3:00p	Larson	4	3
31850	1013	DTPHX	HON 494	Employment Regulations Law (LAW 629)	F	8:30a	11:25a	Tiffen	4	3
31851	1014	DTPHX	HON 494	Foreign Relations Law (LAW 791)	T	8:00a	9:55a	Gartner	2	2
31879	1015	DTPHX	HON 494	Real Estate & Business Value (LAW 656)	F	8:30a	10:25a	Claus	10	2

Scroll down to view the course descriptions.

## **Registration Instructions:**

Space is very limited for these classes department consent is required to enroll. Barrett juniors and seniors in good standing (at least 18 honors credits and 3.25 cumulative GPA) interested in enrolling in a particular Project Excellence course should email Becky Scott at [Becky.Scott@asu.edu](mailto:Becky.Scott@asu.edu). Exceptions may be made for Barrett Upper Division admits who have less than 18 honors credits.

### **In your email:**

Please include your name and 10-digit ASU ID number. Please list up to 3 choices of classes with your priorities in order 1-3. Example:

1. **Sports Law, # 31841**
2. **Water Law, # 31849**
3. **Foreign Relations Law, # 31851**

Once we have confirmed your eligibility to enroll in the class and given you an override, you'll be sent a confirmation email and may register online.

If you later decide that you can no longer take the Project Excellence class it is important that you email [Becky.Scott@asu.edu](mailto:Becky.Scott@asu.edu) to notify us that the space is open. We will be running a waitlist for available seats and trying to place as many students as possible into these classes.

Finally, there will be a required Project Excellence orientation session before classes start. By signing up for a class, you are also agreeing to attend the required orientation. Dates and times for the orientation session(s) are not established at this point, but you will be contacted over the break with that information. For students who have previously completed a Project Excellence course the orientation is optional, but strongly encouraged.

## **Spring 2017 Project Excellence Course Descriptions:**

### **Public Health Law & Ethics**

The protection and preservation of the public's health are quintessential goals of government. Equally critical is the need to respect individual rights and norms in American society. The classic conundrum of public health law and ethics is the extent to which government may restrain or impinge citizens' interests, directly or indirectly, to promote the health and safety of the community. This course explores the inherent tensions between promoting the public's health and protecting the legal and ethical rights and interests of individuals. Primary objectives are to: (1) better understand the structure and functions of the public health system; (2) define public health and public health law in theory and practice; (3) understand the roles of government, private sector entities, and individuals in assuring the conditions for people to be healthy; and (4) assess multifarious legal and ethical conflicts between governmental interests in public health and individual rights. These conflicts will be examined through critical facets of public health practice— e.g., health promotion and communication; public health powers such as immunization, testing, screening, quarantine, and isolation; public health emergencies; regulation of businesses and professions; and tort litigation. Of final note - while protecting the public's health has global dimensions, this course focuses on public health law in the U.S.

### **Sports Law**

Sports Law is a course that deals with various legal issues confronted by the Team Counsel of a professional sports team. The course reviews the business, risk management, intellectual property, and financial issues that arise in connection with the operation of a team.

### **International Contracts**

This course will explore the laws applicable to international contractual relations, focusing heavily on the United Nations Convention on Contracts for the International Sale of Goods. Along the way, we will touch on a few other topics, such as choice of law rules, a comparison of selected UCC sections with CISG provisions, and a comparison of the contract law of selected foreign nations with that in the United States, and --time permitting-- a brief introduction to international commercial arbitration. The final grade will be based primarily on a final exam and secondarily on possible periodic quizzes.

### **Civil Rights Legislation**

This course will examine the Reconstruction-era Civil Rights Acts, particularly sections 1981, 1983, 1985, and 1988 of Title 42 of the U.S. Code, with an emphasis on sections 1981 and 1983. Section 1981 imposes liability for racial discrimination in contractual relations, and section 1983 imposes liability for deprivation of federal rights under the auspices of state authority. The latter will consume most of the semester. Although we will necessarily discuss federal constitutional and statutory rights that litigants seek to vindicate under section 1983, our study will focus on the statutory prerequisites to liability, such as the requirement that the deprivation be taken "under the color of" state law, various immunities from liability, standards for imposing liability on supervisors or governmental entities, and remedies. The class will also briefly address other civil rights issues, such as employment discrimination under Title VII and civil rights issues that may emerge during the semester.

### **Genetics and the Law**

Many commentators predict that the 21st Century will be the Century of the Genome, in which advances in genetic technology will fundamentally transform society, the economy, and our day-to-day lives. Already, advances in genetic sciences are having a substantial impact on diverse areas such as criminal law, health care, agriculture, and pharmaceuticals. The legal system is increasingly being called upon to address issues related to genetics, and many legislators, judges, regulators, and practicing attorneys are scrambling to learn about the new legal problems and opportunities created by advances in genetic sciences. This course will provide students with background on genetics and recent genetic advances, and it will address the legal consequences and issues associated with such advances. Specific legal topics that will be covered include forensic uses of DNA, genetic privacy and confidentiality, genetic discrimination in employment and insurance, genetic testing in the workplace, genetic screening, gene therapy and genetic enhancement, pharmacogenomics, stem cell and tissue culture research, cloning, and patenting and licensing of genetic technology. No prior study or knowledge of genetics or molecular biology is required. The readings will include materials presenting the fundamental ideas of modern genetics.

### **Health Care Technologies Law**

Innovative new technologies are playing an ever more central and important role in health care, but face a number of legal and policy challenges. This seminar will explore emerging health technology innovations, and examine the legal and policy hurdles facing these technologies. The first hour of each class will focus on a case study of a specific emerging medical technology by discussing the status and trends of that technology, and the unique legal, policy and ethical issues that technology presents. Examples will include including personalized medicine, nanomedicine, regenerative medicine, molecular diagnostics, telemedicine, gene therapy, electronic health records, neuroimaging, medical robots, and digital or "smart" medicine. The second hour will address critical legal and policy issues affecting medical technology innovation generally, such as R&D, financing, intellectual property, regulatory, reimbursement, clinical uptake, liability and bioethical issues.

### **Big Data & Emerging Technologies**

This course will identify the sources for privacy protections in tort, statutory and Constitutional law. It then focuses upon contemporary challenges arising from (1) government policies and (2) emerging technologies, in particular the increased use and functionality of electronic communications, cryptography and rapidly improving biotechnologies.

### **Land Use Law**

This course focuses on governmental regulation of land use and real estate development. Coverage will include a heavy emphasis on constitutional aspects of land use regulation. The bulk of the course will deal with zoning, including inverse condemnation, zoning administration, variances, rezoning, nonconforming uses, exclusionary zoning (density and building size restrictions and use restriction). We will also cover aesthetic and architectural control, landmark preservation, subdivision regulation, and regulation of urban growth.

### **Water Law**

This course will address the basic legal principles involved in acquiring, maintaining, transferring, and adjudicating property rights in water. Some attention will be paid to riparian (eastern) doctrines, but main emphasis will be placed on the prior appropriation systems common in the west. The course will also cover groundwater law (with a focus on Arizona and doctrines in other western states), developments of new water supplies, instream flow protection, interstate disputes and allocation (with focus on the Colorado River), federal and Indian water rights, and federal- state relations in water management.

### **Employment Regulations Law**

The course is a survey course covering the major statutes and common law governing the employment relationship. Subjects include discrimination in employment, wage and hour law, workplace safety, employee benefits, wrongful discharge, and the National Labor Relations Act, and other statutory and common law regulation of the employment relationship.

### **Foreign Relations Law**

The course examines the constitutional and statutory doctrines related to the foreign relations of the United States. It will analyze the distribution of foreign relations powers between the Executive, the Congress, and the Courts. The course will also cover topics including the status of treaties and other types of international agreements, the role of the states in foreign relations, and recent developments in foreign relations law.

### **Real Estate & Business Valuation**

This course will focus upon the valuation of interests in real property and closely-held businesses. The valuation principles to be examined apply in business and economic damages litigation, private property rights disputes, eminent domain proceedings, family law disputes, securities and insurance actions, and almost every other type of litigation which involves a determination of the value of, or damage to, an interest in real property or in a business enterprise. The same principles apply in a wide range of business transactions including mergers, acquisitions, financing and estate planning. This introductory valuation and damages course is specifically designed for prospective real estate, land use, corporate, tax and trial attorneys who anticipate practice in the real estate or business law fields. With respect to real estate valuation, the entire appraisal process will examine, including the provisions to the Uniform Standards of Professional Appraisal Practice (USPAP). The three methodologies for valuing interests in real property (cost analysis, sales comparison analysis, and income analysis) will each be explored. Special issues, such as the valuation of leasehold interests will also be discussed. With respect to business valuation (including the valuation of professional practices), the course will examine the different standards of value, the compilation and analysis of necessary financial information, and the different methodologies available to assist in the valuation process. Among the specific methodologies which will be discussed will be the guideline publicly traded company method, the capitalized excess earnings method, and capitalized economic income methods. Discounts for lack of control and lack of marketability will also be discussed. One class session will be devoted to a demonstration courtroom examination of a prominent business valuation expert. No prior accounting or mathematics training is required.