

Announcement

Remedies - LAW 6845

Professor Vernellia Randall Summer, 2016

Remedies is the study of the legal and equitable relief that a client may obtain as a result of litigation. In effect, lawyering is about selecting the appropriate remedy to meet your client's goals, deciding how to measure the remedy and deciding how to enforce it. Remedies is an intensely practical course. When a client comes into your office with a problem, the problem that is foremost in his or her mind is "what is the solution?" The solution, in litigation, is a remedy. Because legal problems do not come neatly packaged or identified as matters of tort, contracts, or property, one of the objectives of this course is to help develop a holistic approach to legal problem-solving. Remedy almost always involves issues of discretion: discretion of the judge in fashioning an equitable remedy, discretion of the jury in assessing damages, and discretion of law makers in setting the boundaries for these decisions. Discretion means that lots of factors, often unstated, can influence a decision. If we recognize those underlying factors, including implicit bias, we can be much more effective in predicting outcomes and persuading decision-makers.

The course provides both opportunities for review of basic courses (i.e., torts, property, contract, and civil pro) and for obtaining new insights on the lawyering process and the institutions that comprise the legal system. Because it cuts across substantive and procedural subject matters, it makes an excellent overview course. It will also address some bar preparation issues. Students will work on developing study skills necessary for the bar (glossary and flashcard development) and exam taking skills, especially multiple choice exam-taking. This course is not a substitute for a bar preparation course offered by the school or Bar Bri, just another opportunity to improve and enhance your skills.

Online Learning: This is a fully online asynchronous course. Asynchronous learning is a student-centered teaching method that uses online learning resources to enable formal learning outside the constraints of time and place. Students must have reliable access to computers and the Internet.

Teaching Methodology: The primary teaching methods will be readings, reflections and discussions supplemented with mini-lectures.

Grading and Evaluation: Peer and self-assessment are a significant component of this course. The final grade will be based on:

- Participation (30%) Participation includes multiple choice questions and glossaries.
- Bar Essay and Multiple choice Exam (50%)
- Learning Objectives (20%).

Time Requirements: Students can expect to spend between 15 to 20 hours per week studying for this course. The assignments for the course are due on Monday, Wednesday and Friday. Monday Assignments are due at 8:30 am. Wednesday and Friday assignments are due by 11:30 pm.

Course Management System (CMS): The CMS is Moodle (<http://lawschoolmoodle.com>). Orientation to Moodle will be conducted before the start of class. The orientation will be scheduled at a convenient time.