



Certificate Course

“Overview of the U.S. Legal System”

Tue. 14 - Fri. 17 Feb. 2023, 09 – 11 AM | Lecture Hall 02, Lloyd School of Law

Attendees :: BA.LL.B. (2020-25) BA.LL.B. (2019-24)

Registration Form :: <https://forms.gle/VTmEj61cV8gvEg3E7>

Registration Last Date :: Monday 13 Feb. 2023, 02 PM

-:: Instructor ::-

PROF. STEPHEN BARNES

Penn State Law
Assistant Dean for Graduate
and International Programs



Meetings ::-

- Introduction \
- Freedom of Religion and Freedom of \
- Speech Under the First Amendment \
- Right to Counsel under the U.S. Constitution \
- U.S. law and culture discussion \
- Group presentations \





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Instructor :: Prof. Stephen Barnes, Penn State Law

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Introduction ::

The drafters of the U.S. Constitution blueprinted three branches of government, established the boundaries of federal law, and set-out how national and state government would share power—and what would happen if interests conflicted. It is unlikely the 1787 Constitutional Convention could have anticipated how slavery would be regulated (and then undone), several world wars, abortion, gun regulations, drones, welfare benefits, physician-assisted suicide—and perhaps even the stature of the U.S. Supreme Court and the finality of its decisions. The drafters probably didn't foresee how U.S. law would impact jurisdictions outside America, nor how federal law would be impacted by legal innovations and trends outside the new country, including India.

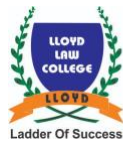
This intensive ten-day course is discussion-based. **In exchange for extensive outside reading, your instructor expects 100 percent attendance and active participation in class and group activities.** We are all in this together! Our collective success will be determined by your curiosity and participation in larger and smaller group discussions. Ask questions. Challenge assumptions. Express your opinions thoughtfully—and please respect opposing viewpoints.

Course Learning Objectives ::

1. To become acquainted with the U.S. Constitution by studying a few landmark U.S. Supreme Court decisions; and explore how culture affects law—and vice versa;
2. To compare the U.S. legal system and U.S. law trends with other jurisdictions, and especially India's;
3. To explore how the U.S. legal system impacts America's relations with other countries;
4. To introduce students to the Issue – Rule – Analysis – Conclusion (IRAC) case analysis method;
5. To inspire students to consider study abroad options

Required Readings ::

- Selected excerpts from Law in America: A Short History (Lawrence M. Friedman, Modern Library, 2004).
- U.S. Constitution.
See http://www.senate.gov/civics/constitution_item/constitution.htm



Expectations ::

- Attend every class. Engage (participate)! Come prepared to share opposing views (respectfully).

Grading ::

In-class exam	50%
Group presentation	50%

- **In-class exam (50%)**

Each student will be given a take-home essay exam, containing one hypothetical case to analyze using the IRAC case analysis method. You will be limited to three (3) pages, but can probably complete in two (2) pages. Critical analysis and concise writing rewarded; the “kitchen sink” is perilous.

- **Group presentation (50%)**

The class will be divided into groups, and each group will view an agreed-upon U.S. film with a legal theme. The group will then prepare a 20-minutes’ presentation, briefly (2 minutes!) summarizing the plot, but then pivot to present the 2-3 key ideas in the film (e.g., for “Twelve Angry Men,” the U.S. jury system); then, compare how Bollywood would have produced the same theme, emphasizing the comparable legal theme/system in India.

In the News

Each student will offer a 2-4 minutes’ summary of a news event in the U.S., and how it fits within the U.S. legal system—and how this same event might “fit” or not within India’s.

Class Meeting Sessions ::

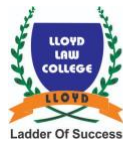
Class Meeting #1 ::

Introduction and expectations

Let’s Become Acquainted

The U.S. Constitutional Framework

- Historical background
- The Legislative Branch
 - o Hierarchy of legislation
 - o The U.S. Congress
 - o State Legislatures
- The Executive Branch
- The Judicial system
 - o Dual system of courts (federal and state)
 - o Federal jurisdiction
 - o Law applied in the Federal Courts
- Legal Analysis: How to study a case using Issue, Rule, Analysis, Conclusion (IRAC framework)
- *Heart of Atlanta Motel v. United States*, 379 U.S. 241 (1964)



- <https://www.law.cornell.edu/supremecourt/text/379/241>

Classroom Meeting #2 ::

- In the News
- Freedom of Religion and Freedom of Speech Under the First Amendment
- *Yoder v. Wisconsin*, 406 U.S. 205 (1972)
- <https://www.law.cornell.edu/supremecourt/text/406/205>
- *Edwards v. Aguillard*, 482 U.S. 578 (1987)
- <https://www.law.cornell.edu/supremecourt/text/482/578>

Classroom Meeting #3 ::

- In the News
- Right to Counsel under the U.S. Constitution
- *Gideon v. Wainwright*, 372 U.S. 335 (1963)
- <https://www.law.cornell.edu/supremecourt/text/372/335>
- *Miranda v. Arizona*, 384 U.S. 436 (1966)
- <https://www.law.cornell.edu/supremecourt/text/384/436>

Class Meeting #4 ::

- In the News
- U.S. law and culture discussion
- Please come prepared to answer questions and discuss assigned reading from *Law in America: A Short History* (Lawrence M. Friedman, Modern Library, 2004).

Class Meeting #5 ::

- Group presentations

Course Faculty In-charge :: Prof. Ahmed Ali

Course Attendance In-charge :: Prof. Abhijeet Rajan

Hope to see you all in regular classes, additional courses, practical academics, skilling opportunities, and professional guidance of excellence and standard.

Dr. Mohd. Salim

Senior Director & Dean

Lloyd Law College & Lloyd School of Law

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