

POLICY REGARDING ONLINE REGISTRATION FOR 2009 J-TERM COURSES

Graduate students, lawyers, and other professionals join Hamline law students in the January Term classes. This mixed pool, together with the fact that courses have capped enrollments to ensure low student/faculty ratios, necessitates a tighter control on the process of adding and dropping courses. A \$150 per course, non-refundable tuition deposit will be charged to your account for each course. The tuition deposit will be applied toward the total tuition amount. If you are placed on the waitlist, you will not be charged the \$150 until you have a place in the course. The balance of the tuition is due one week prior to the beginning class session for each course after which no refund will be made.

Courses offered through the Dispute Resolution Institute may add an additional section if there is enough student demand. If you are interested in a course that is full, be sure to get on the waitlist.

Knowing that students may need to coordinate their J-Term and Spring Term courses, Hamline students will be able to register and drop courses online for two weeks, starting Monday, October 20 at 9:00 p.m., without a deposit charge. On Monday, November 3 at 9:00 a.m. the online registration will be turned off and all students enrolled at that time will be automatically charged the non-refundable \$150 deposit per course. Students wishing to register for the course after that date will need to fill out a paper application (available on-line at www.hamline.edu/law/adr, for DRI courses or www.hamline.edu/law/health, for the HLI course) and submit your application to the law school office of the registrar. Once your application has been submitted, you will automatically be charged the \$150 non-refundable deposit. A student wishing to drop a course after the on-line registration is closed will need to fill out a drop/add form in the registrar's office (remember that you will forfeit your \$150 per course deposit).

Attached is a list of the J-Term course offerings along with the course requirements.



Health Law Institute HIPAA Privacy

January 2, 3, 4, and 5

9:00 a.m. – 12:00 p.m. / 12:30 – 4:00 p.m.

2 law school credits

Qualifies for 24 CLE credits

COURSE DESCRIPTION

This course offers an in-depth exploration of the federal health information confidentiality rule known as the HIPAA Privacy Rule. Special attention is given to the duties that apply to covered entities when they use and disclose protected health information and the rights that patients have with respect to their health information. This course equips the law student with the information and skills necessary to serve as an institutional HIPAA privacy officer or a government enforcement officer

FACULTY

Stacey A. Tovino, JD, PhD, Associate Professor, Director of the Health Law and Policy Center, Drake University Law School; Senior Fellow, Hamline University School of Law

DETAILED FACULTY BIO

Stacey A. Tovino, JD, PhD, currently serves as Director of the Health Law and Policy Center and Associate Professor of Law at Drake University Law School in Des Moines, Iowa. Her research and teaching interests lie in the areas of health law, bioethics, and medical humanities, with a particular emphasis on confidentiality and privacy, human subjects research ethics, neurolaw, neuroethics, and mental health law. Tovino is widely published and has authored articles in the Virginia Journal of Law and Technology, Florida State University Law Review, Santa Clara Law Review, Akron Law Review, American Journal of Bioethics-Neuroscience, Neuroethics, Journal of Medicine and Law, and American Journal of Law, Medicine, and Ethics. Prior to her academic career, Tovino served as an attorney in the Health Industries Group of the Houston law firm Vinson and Elkins, where she represented physicians, scientists, allied health professionals, general and special hospitals, academic medical centers, organ procurement organizations, blood banks, HIV/AIDS clinics, and nonprofit health care organizations in civil and regulatory health care matters. Tovino received her PhD in Medical Humanities with distinction from the University of Texas Medical Branch, Institute for Medical Humanities. Her doctoral dissertation, reportedly the first in the field of neuroethics, examined the confidentiality and privacy issues raised by advances in functional magnetic resonance imaging. Tovino earned her JD, magna cum laude, from the University of Houston Law Center, and her BA in Economics, magna cum laude, from Newcomb College of Tulane University.



January 2009

Course Offerings

Mediation (3 credits)

January 2, 3, 5, 6, 7, 8

9:00 a.m. – 4:30 p.m.

3 law school credits

Qualifies for 35 CLE credits. This course meets the MN Rule 114 30-Hour certification requirements of the Minnesota Supreme Court.

Course Description:

Through discussion, simulations, and role-play, this course focuses on the structure and goals of the mediation process and on the skills and techniques mediators use to aid parties in overcoming barriers to dispute resolution. The course also examines the underlying negotiation orientations and strategies that mediators may confront and employ, the roles of attorneys and clients, dealing with difficult people and power imbalances, cultural considerations, and ethical issues for lawyers and mediators. In addition, special attention is devoted to the art of successful representation of clients in mediation.

Faculty:

Joseph “Josh” Stulberg

John W. Bricker Professor of Law and Associate Dean for Faculty, The Ohio State University
Moritz College of Law

Theories of Conflict (2 credits)

January 2, 3, 5, 6

9:00 a.m. – 4:30 p.m.

2 law school credits

Qualifies for 24 CLE credits; 24 Rule 114 CE credits applied for

Course Description:

This interdisciplinary course introduces students to important theoretical perspectives for understanding conflict and conflict response. Specifically, students explore the biological/physiological, psychodynamic, social psychological, communication and sociological/political perspectives on conflict by reading and discussing major theoretical works within each perspective. Emphasis is on comparing and distinguishing key dimensions of these theories, such as the nature and sources of conflict, conflict escalation, conflict response, and the nature of the third party role. Classes follow an interactive format. Using case studies, exercises, and group discussion to draw upon personal experiences, including those involving race and social identity,

the course explores the usefulness of each perspective to understanding the experience of conflict.

Kenneth Fox

Director of Conflict Studies, Hamline University; Senior Fellow, Dispute Resolution Institute, Hamline University School of Law

Negotiation (2 credits)

January 8, 9, 10, 12

9:00 a.m. – 4:30 p.m.

2 law school credits

Qualifies for 24 CLE credits; 24 Rule 114 CE credits applied for

Course Description:

This course examines the skills, constraints, and dynamics of the negotiation process. A theoretical framework for understanding negotiation practice in a variety of contexts will be developed through readings, as well as highly interactive exercises and role-plays. The course addresses fundamental skills such as systematic preparation, management of the negotiation process, and identification of optimal agreements. Ethical constraints of negotiation also are considered. Course content is drawn from the fields of law, psychology, business, and communication.

Faculty:

Giuseppe De Palo

International Professor of ADR Law and Practice, Hamline University School of Law; Co-Founder, ADR Center, Italy

Cooperative Practice: A New Technique to Negotiate Cases Successfully (1 credit)

January 14 & 15

9:00 a.m. – 4:30 p.m.

1 law school credit

Qualifies for 12 CLE credits; 12 Rule 114 CE credits applied for

Course Description:

What can you do if you are a lawyer and want to negotiate cooperatively with the other side from the beginning of a dispute? Although lawyers sometimes negotiate at the outset, they often use a litigation-oriented process that is more expensive, time-consuming, and destructive than necessary. Cooperative practice is a recent innovation involving an agreement by both sides structuring a negotiation process to produce early, constructive, and efficient settlements. Because of the similarities between collaborative and cooperative practice, this course will be a good introduction to both processes. Based in part on a study of cooperative lawyers in Wisconsin, this course will explain similarities and differences between cooperative practice, collaborative practice, mediation, and traditional litigation-oriented practice - and will analyze when each is appropriate. This course will help students incorporate cooperative practice in

their "ADR toolkits." It will provide practical guidance for assessing cases and using cooperative negotiation procedures. The course will include presentations, discussions, and role-play exercises.

1 law school credit

FACULTY

John Lande

Isidor Loeb Professor and Director of the LL.M. Program in Dispute Resolution,
University of Missouri School of Law

Leadership Skills for Organizational Conflict (1 credit)

January 14 & 15

9:00 a.m. – 4:30 p.m.

1 law school credit

Qualifies for 12 CLE credits; 12 Rule 114 CE credits applied for

Course Description:

Interpersonal conflict is difficult enough. Add to that a larger context, and the complexity can seem daunting. This course explores the understandings, skills, strategies, and processes useful in providing leadership for organizations dealing with conflict, whether you are in a formal leadership role or an informal one. In a participatory and experiential workshop format, content will include the nature of organizational conflict, identifying and managing diverse conflict styles, constructing relational agreements, an introduction to the circle process, and developing a variety of skills and perspectives that facilitate conflict transformation in a variety of contexts.

FACULTY

Jean Greenwood

Community Faculty Member, University of Minnesota School of Social Work

For detailed faculty biographies, visit our Web site at www.hamline.edu/law/adr

COURSE REQUIREMENTS FOR ALL J-TERM COURSES

Students must attend all class sessions and complete advance reading assignments. Degree-seeking students must submit a written paper or complete a take-home examination after classes end.

Enrollment is limited to enhance the interactive nature of each course.

COURSE MATERIALS

All courses require completion of a reading assignment prior to the first class meeting. There is a separate charge for books and course materials, for which you will be billed along with the balance of your course tuition one week prior to the start of each course. The cost of books and materials varies. A course syllabus, advance reading assignment, and course materials will be mailed to you approximately two weeks prior to the start of each course.

For more information, contact:

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