Spring 2024 (CRN 49311) Tues & Thursdays: 11:10 a.m. to 12:25 p.m. Journalism, Room 512

# Course LogisticsInstructorDr. Leah Carmichael (she/her)Time & PlaceTues & Thursdays: 11:10 a.m. to 12:25 p.m., Journalism 512Femail &<br/>Office HoursIf you have any questions throughout the course, please contact your<br/>instructor at leahlang@uga.edu. Please use appropriate salutations (e.g., Dear<br/>Dr. Carmichael). Also, please write the email from your UGA email account.<br/>She will check her email daily and will typically return your email within two<br/>business days (i.e., excluding weekends).

**Course Description & Student Learning Outcomes** 

What is international law, and is it really "law"? Do treaties, customs, general principles, international court rulings, the declarations and resolutions of international organizations, scholarly writing, and international norms *matter* to rational, self-interested states and individuals *without* an overarching governing authority? Can international law limit state jurisdiction? Why do states comply with international law? The first part of this course will explore the foundations of international law. By providing students with a comprehensive understanding of the theories, history, sources, actors, and processes of creating international law, they can begin to answer the questions above. The second part of the course will apply these foundations to key issue areas (e.g., humanitarian and human rights regimes).

By the end of the course, each engaged student will be able to:

- Understand key concepts and cases in international law
- Apply key concepts of international law to historical and fictional cases
- Analyze cases from multiple legal perspectives
- Evaluate the merits of legal arguments
- Create, present, and defend original legal arguments

## **Course Materials & Assignments**

There is no required textbook for this course. Instead, all course materials will be available through eLC. Below are the details of the material you will need for this course. Once you navigate to your course homepage, you will note that the content for this course will be divided into Modules that each span two weeks. Each Module covers a new topic, but the format of these Modules is quite similar (see below). For each Module, there will be (1) a Course Reader (a free, online text), (2) a Course Reader Assignment, (3) a Legal Argument Quiz, (4) a Memorial Assignment, (5) a Legal Brief Assignment, (6) a Reflection Assignment, and (7) the Class Presentation. Below are the details about each of these components of a Module. Please Note: though this may seem like a lot of assignments, each assignment builds on one another, and there will be ample in-class time to work through and prepare these assignments for submission. As such, regular attendance is extremely important to do well in this course.

С	ourse Materials & Assignments (Continued)
1. Course Reader	Purpose: The first item you should see in each module is the link to a course reader for that module. No textbook is purchased for this course. Instead, the course is part of a larger Open Access project to make course materials affordable and accessible. Each Course Reader will present the concepts of international law, relevant background for the case covered in that Module, and a legal question on which the module's moot court will focus.
2. Course Reader Assignment (20%)	<ul> <li>Purpose: Students will complete a Course Reader Quiz for Modules Two through Seven to ensure they are able to define the concepts, identify key sources of law, and recall important facts included in the Course Reader before the classes in which these topics will be covered.</li> <li>Process: At the beginning of each module, every student will be asked to review the course materials outside of class before the first class period. When reading the material, students will complete these assignments on eLC. Please see the submission deadlines below.</li> <li>Grading: These assignments will be graded via an analytic rubric. There are seven Course Reader assignments. As each assignment individually is worth 2.86 percent of your grade, these assignments combined are worth twenty percent of your final grade. Please work well before each deadline, as no late submissions will be accepted.</li> </ul>
3. Legal Argument Assignment (20%)	<ul> <li>Purpose: Before the second class period of each substantive Module (Two through Seven), students will practice writing legal arguments from <i>both</i> the Applicant's and Respondent's perspectives. These documents are known as Memorials. Before being asked to craft legal arguments, students should complete the Legal Argument Quiz. Unlike the Course Reader quizzes, which test comprehension of the material, Legal Argument quizzes help students begin to apply and analyze the information from the Course Reader to formulate original legal arguments.</li> <li>Process: Students will be asked to complete the Legal Argument Quiz outside class via eLC. Please see the submission deadlines below.</li> <li>Grading: These assignments will be graded via an analytic rubric. There are seven Legal Argument assignments. As each assignment individually is worth 3.33 percent of your grade, these assignments combined are worth twenty percent of your final grade. Please work well before each deadline, as no late submissions will be accepted.</li> </ul>

Course Materials & Assignments (Continued)	
4. Memorial Assignment (20%)	<ul> <li>Purpose: During Modules One through Seven, students will submit draft legal arguments from <i>both</i> the Applicant's and Respondent's perspectives. Known as Memorials, these documents will help students evaluate inconsistencies within the law, apply laws to the facts of a case, identify which facts are most relevant (and which are not), and formulate legal arguments from opposing perspectives.</li> <li>Process: A template and rubric for all Memorials are here. Memorials will be used to prepare for the final written arguments (i.e., Legal Briefs) and oral presentations during the moot court. Please see the submission deadlines below.</li> <li>Grading: These assignments will be graded via an analytic rubric. There are seven Memorial assignments. As each assignment individually is worth 2.86 percent of your grade, these assignments combined are worth twenty percent of your final grade. Please work well before each deadline, as no late submissions will be accepted.</li> </ul>
5. Legal Brief (20%)	<ul> <li>Purpose: Every student will submit a formal written Legal Brief before each moot court in Modules Two through Seven. These briefs will create an original legal argument that advocates from the legal perspective of <i>either</i> the Applicant or Respondent (not both). We will discuss the format for these briefs before the first one is due (see the schedule below for more details). These legal briefs are graded based on the quality of the argument and whether the argument follows the correct format as discussed in class.</li> <li>Process: A template and rubric for all Legal Briefs can be found at the beginning of page two of <u>this</u> document. As with the other assignments, late submissions will be locked out of eLC, and the content will not be reviewed. Please do not contact the instructor with a request for an extension or extra credit instead of a missed assignment. Instead, please work ahead of the deadlines.</li> <li>Grading: These assignments will be graded via an analytic rubric. There are seven Legal Brief assignments. As each assignment individually is worth 3.33 percent of your grade, these assignments combined are worth twenty percent of your final grade. Please work well before each deadline, as no late submissions will be accepted</li> </ul>

	Course Materials & Assignments (Continued)
6. Reflection Assignment (10%)	<ul> <li>Purpose: After Modules Two through Seven, each individual student will submit a reflection assignment of their experience working independently, in teams, and with the class as a whole. The content of these reflections will be graded holistically. As there are no objective "right" answers for a reflection assignment. Instead, to perform well, students must answer the questions thoughtfully and provide their authentic perspectives.</li> <li>Process: At the end of each module, every student will be asked to review their role in the class, their group, and during the court proceedings. Students will complete these assignments on eLC. Please see the submission deadlines below.</li> <li>Grading: These assignments will be graded via an analytic rubric. There are seven Course Reader assignments. As each assignment individually is worth 1.67 percent of your grade, these assignments combined are worth twenty percent of your final grade. Please work well before each deadline, as no late submissions will be accepted</li> </ul>
7. Course	Purpose: Students can review all course presentation slides via eLC
Presentation	
Grading Scale	

	Gradin	g Scale	
94 to 100 = A	82 to 87.99 = B	72 to 77.99 = C	There is no
90 to 93.99 = A-	80 to 81.99 = B-	70 to 71.99 = C-	rounding of your
88 to 89.99 = B+	78 to 79.99 = C+	60 to 69.99 = D	grade.

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## **Additional Policies**

#### General Respect & Participation

We will all work to be great citizens in this course. Here are just a few ways we will achieve this (and we may add more as we evolve in our expectations of each other):

- We will be respectful and actively engaged with each other and the ideas presented by others. Both personally and professionally, I value open discourse across the political spectrum. If you feel that anyone is not allowing you to express well-informed political opinions at any time, please feel free to communicate with me.
- We will all work to ensure that our contributions to the class discussion improve (rather than detract from) the quality of the course. Active engagement is prized, but we will not tolerate discourse that is meant to quiet others. Instead, we will work toward discussions that seek to value all contributions.
- Professional courtesy and sensitivity are especially important when dealing with differences in race, culture, religion, politics, sexual orientation, gender, gender variance, and nationalities.
- Class rosters are provided to the instructor with the student's legal name. I am eager to address you by your preferred name and/or gender pronoun. Please advise me of this preference early in the semester so I may make appropriate changes to my records.
- All students must demonstrate academic integrity in all parts of the course. Any cases of academic dishonesty will be dealt with according to the University's guidelines. Being unfamiliar with the academic honesty policy is not a reasonable explanation for a violation. The University's policy and procedures for handling cases of suspected dishonesty can be found at www.uga.edu/ovpi.
- Without written authorization from the UGA Disability Resource Center, students may not make a visual or audio recording of any aspect of this course unless the instructor has agreed via email. Students who have a recording accommodation agree in writing that they: will use the records only for personal academic use during the specific course, understand that faculty members have a copyright interest in their class lectures and agree not to infringe on this right in any way, understand that the faculty member and students in the class have privacy rights and agree not to violate those rights by using recordings for any reason other than their own personal study, will not release, digitally upload, broadcast, transcribe, or otherwise share all or any part of the recordings. They also agree that they will not profit financially and will not allow others to benefit personally or financially from lecture recordings or other course materials, they will erase/delete all recordings at the end of the semester, and they understand that violation of these terms may subject them to discipline under the Student Code of Conduct or subject them to liability under copyright laws.

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## Additional Policies (continued)

Learning Accommodation Policy

UGA is committed to the success of all learners and strives to create an inclusive and accessible course environment to ensure such success. In collaboration with the <u>Disability Resource</u> <u>Center</u>, the instructor will work with students to access the accommodations and academic support they need to excel. For example, all videos and audio will include captions or transcriptions. For more information, please contact the instructor directly (leahlang@uga.edu) or the Disability Resource Center at (706) 542-8719, TTY only phone at (706) 542-8778, or visit their website at <u>www.drc.uga.edu</u>.

## Federal Family Educational Rights & Privacy Act (FERPA)

The Federal Family Educational Rights and Privacy Act (FERPA) grants students certain information privacy rights. For more detail, please visit the registrar's relevant webpage: <a href="https://www.apps.reg.uga.edu/FERPA/">www.apps.reg.uga.edu/FERPA/</a>.

### **Additional Student Resources**

UGA has resources to support students facing various challenges. Please do not hesitate to contact me or these resources directly.

- Office of Student Care & Outreach (coordinate assistance for students experiencing hardship/unforeseen circumstances) – 706-542-7774 or by email sco@uga.edu
- Counseling and Psychiatric Services (CAPS) 706-542-2273 (during regular business hours) After Hour Mental Health Crisis: 706-542-2200 (UGA Police—ask to speak to the CAPS on-call clinician)
- Relationship and Sexual Violence Prevention 706-542-SAFE (The advocates at RSVP can provide student confidentiality). Please be aware that UGA faculty and staff must report any knowledge of sexual assault/relationship violence to UGA's equal opportunity office.
- Other Mental Health and Wellness Resources: UGA has several resources for a student seeking mental health services

   (https://www.uhs.uga.edu/bewelluga/bewelluga) or crisis support
   (https://www.uhs.uga.edu/info/emergencies). If you need help managing stress anxiety, relationships, etc., please visit BeWellUGA
   (https://www.uhs.uga.edu/bewelluga/bewelluga) for a list of FREE workshops, classes, mentoring, and health coaching led by licensed clinicians and health educators in the University Health Center. Additional resources can be accessed through the UGA App.

Moo	Module One: Welcome & Intro to Legal Arguments	
Tuesday 1.9.24	Welcome & Overview of Intl Law & Course	
Thursday 1.11.24	Legal Arguments Overview	
Tuesday 1.16.24	Dr. Carmichael at UERU conference in D.C - Class Canceled	
Thursday 1.18.24	Dr. Carmichael at UERU conference in D.C - Class Canceled	
Tuesday	Module One Course Reader Assignment due before 11:00 AM	
1.23.24	Components of a Legal Argument	
Thursday	Module One Memorials due before 11:00 AM	
1.25.24	Memorials & Legal Briefs	

	Module Two: Treaties & Statehood
Tuesday	Module Two Course Reader Assignment due before 11:00 AM
1.30.24	Overview of Treaties & the Requirements of Statehood
Thursday	Module Two Legal Assignment Quiz due before 11:00 AM
2.1.24	Republic of Kiribati & Climate Change -> Prepare Memorials
Tuesday	Module Two Memorials due before 11:00 AM
2.6.24	Assigning Roles & Mock Trial Prep -> Prepare Legal Briefs
Thursday	Module Two Legal Briefs due before 11:00 AM
2.8.24	Mock Trial: Republic of China vs. Republic of Kiribati

Module Three: International Customary Law	
Tuesday 2.13.24	Module Two Reflection & Module Three Course Reader Assignment due before 11:00 AM
	Overview of Customary Law & The Caroline Affair
Thurs	Module Three Legal Assignment Quiz due before 11:00 AM
2.15.24	Dr. Carmichael at Active Learning Summit - Class Canceled
Tuesday	Module Three Memorials due before 11:00 AM
2.20.24	Assigning Roles & Arbitration Prep -> Prepare Legal Briefs
Thursday	Module Three Legal Briefs due before 11:00 AM
2.22.24	Arbitration: United States of America vs. United Kingdom

Module Four: Subsidiary Sources	
Tuesday	Module Three Reflection & Module Four Course Reader Assignment due before 11:00 AM
2.27.24	Overview of Subsidiary Sources & General Principles
Thursday	Module Four Legal Assignment Quiz due before 11:00 AM
2.29.24	Details of the Events in the Corfu Channel case -> Prepare Memorials
Tuesday	Module Four Memorials due before 11:00 AM
3.12.24	Assigning Roles & Moot Court Prep -> Prepare Legal Briefs
Thursday	Module Four Legal Briefs due before 11:00 AM
3.14.24	Moot Court: United Kingdom vs. People's Republic of Albania

Module Five: Dispute Resolution Mechanisms		
Tuesday	Module Four Reflection & Module Five Course Reader Assignment due before 11:00 AM	
3.19.24	Overview of Dispute Resolution Mechanisms & UN Convention on the Law of the Sea (UNCLOS)	
Thursday	Module Five Legal Assignment Quiz due before 11:00 AM	
3.21.24	Overlapping Claims in South China Sea -> Prepare Memorials	
Tuesday	Module Five Memorials due before 11:00 AM	
3.26.24	Assigning Roles & Arbitration Prep -> Prepare Legal Briefs	
Thursday	Module Five Legal Briefs due before 11:00 AM	
Thursday 3.28.24	Dr. Carmichael at UGA Academic Affairs Symposium - Trial Recorded	
3.40.44	Arbitration: Republic of the Philippines vs. People's republic of China	

	Module Six: Intl Humanitarian Law
Tuesday 4.2.24	Module Five Reflection & Module Six Course Reader Assignment due before 11:00 AM
	Overview of International Humanitarian Law & the Geneva Conventions
Thursday	Module Six Legal Assignment Quiz due before 11:00 AM
4.4.24	Legal Status of Detainees at Guantanamo Bay -> Prepare Memorials
Tuesday	Module Six Memorials due before 11:00 AM
4.9.24	Assigning Roles & Mock Trial Prep -> Prepare Legal Briefs
Thursday	Module Six Legal Briefs due before 11:00 AM
4.11.24	Mock Trial: Republic of Cuba vs. United States of America

Module Seven: International Human Rights Law	
Tuesday	Module Six Reflection & Module Seven Course Reader Assignment due before 11:00 AM
4.16.24	Overview of International Humanitarian Law & the Refugee Convention
Thursday	Module Seven Legal Assignment Quiz due before 11:00 AM
4.18.24	Somali-Kenyan Relations & Asylum Seeking -> Prepare Memorials
Tuesday	Module Seven Memorials due before 11:00 AM
4.23.24	Assigning Roles & Mock Trial Prep -> Prepare Legal Briefs
Thursday	Module Seven Legal Briefs due before 11:00 AM
4.25.24	Mock Trial: The OHCHR vs. Kenya

Module Eight: Future Planning (OPTIONAL)	
Tuesday 4.30.24	Module Seven Reflection & Module Eight Future Planning Assignment #1 due before 11:00 AM
	Attend Optional Workshop on Future Planning (please sign up by 4.25.24 to attend and submit the two assignments)
Thursday 5.1.24	Module Eight: Future Planning Assignment #2 due before 11:00 AM