

Prague Study Abroad Summer Program 2019

Course Descriptions

Cross-Cultural Negotiation and Dispute Resolution (Two semester credits)

[Professor Mark Weinstein, California Western School of Law](#)

This interactive course examines negotiation theory and practice in a cross-cultural context. The course consists of a variety of readings, exercises and role-plays to encourage each student to develop the critical assessment necessary to employ learned theory into practice. Topics include the basic models of negotiation and the types of strategies and tactics that could be implemented during the different phases of the process. In addition, the course explores the application of these models in various lawyer contexts including transactional deal-making and dispute settlements. Students will participate in exercises and simulations which focus on the importance of advanced preparation, question-asking techniques, concession patterns and issue linkage, and reaching a final agreement. In addition, special emphasis will be given to developing awareness and sensitivity to potential ethical issues, cultural diversity issues and gender issues that may impact the negotiation process. Accordingly, European negotiation norms will be examined including the most common mistakes made by US attorneys when negotiating with European attorneys.

Global Lawyering (Two semester credits)

[Professor Katerina Lewinbuk, South Texas College of Law Houston](#)

This course is intended to expose students to various types of regulation of lawyers in different parts of the world. It will comparatively examine the structure and ethical framework of the legal profession in the United States, European Union and in a few selected countries, such as Russia, including the recourse that may be taken against attorneys for misconduct and professional malpractice. Other topics to be covered will include a range of accompanying ethical and legal issues, such as the role of lawyers and judges, beginning and ending of the attorney-client relationship, globalization of the legal profession and the image and expectations of lawyers in different parts of the world. The course will also address various aspects of law practice in selected countries and analyze the reasons behind established traditions and practices in various legal systems. The assigned course book will be "Global Issues in Legal Ethics" by James Moliterno & Paul Paton (Thomson West 2014).

The Law of Armed Conflict (Two semester credits)

[Professor Phillip Gragg, California Western School of Law](#)

This course provides an overview of the legal framework and principles governing the actions of State and non-state actors that are engaged in an armed conflict. It will consider legal issues from the perspective of States, international and domestic courts, and the individual, with a special emphasis on our present location in Europe. The course is highly interactive, and will follow a discussion format with assigned readings. The course concludes with a traditional final.

Commercial Law and Human Rights (Two semester credits)

[Professor David East, South Texas College of Law Houston](#)

The primary goal is to inculcate in students interested in business and commercial law awareness and understanding of the ways in which commercial law and commercial activity impact human rights—to make human rights relevant to commercial lawyers. The point of departure will be a set of essays written from the Australian perspective but including references to cases, statutes, and scholarship from Canada, the United Kingdom, and the United States as well as various United Nations materials, and a new set of essays published by the American Bar Association. Students will be challenged not only to identify intersections between business law and human rights but also to propose and develop strategies for eliminating or ameliorating the impact of business practices and decisions on human rights nationally and internationally. Some problem models will be used to assist the students in applying what they learn to new situations. Many of the topics listed below relate to historical and current issues in Chile and Latin America.

Surveillance, Civil Liberty and National Intelligence (Two semester credits)

[Professor Timothy Casey, California Western School of Law](#)

This course outlines the tension between the individual and the community in the context of the debate over civil liberty and national security. The first part of the course reviews the philosophical justification for the existence of governments in the post-Enlightenment era. We then move to an overview of the arguments surrounding the formation of the United States Constitution, with particular attention to the separation of powers, federalism and the Bill of Rights. The second part of the course reviews the basic structures of surveillance law, including the Electronic Communications Privacy Act (EPCA), the Foreign Intelligence Surveillance Act (FISA), the National Security Act, the USA PATRIOT Act (and amendments), and the cases and decisions interpreting these statutes. The third part of the course examines the expansion of the technological capacity and the simultaneous diminution of jurisprudential protection for individual security. The fourth part of the course compares international laws regarding privacy, surveillance, and national security, focusing on the way legal, social and political structures challenge the balance between liberty and security. The fourth part will examine specific historical experiences in East Germany and in the Czechoslovakia. The course will follow a discussion format with assigned readings for each class meeting.