

Legal Profession Syllabus  
Spring 2008

Amanda E. Pecchioni  
Office: 194  
Phone: 419-772-2216  
Office Hrs: T/Th, 12:30-2pm

**Course Textual Materials:**

DEBORAH L. RHODE & DAVID LUBAN, LEGAL ETHICS (Foundation Press; 4th ed.; 2004)

VICTOR L. STREIB, ABA MODEL RULES OF PROFESSIONAL CONDUCT and ABA MODEL CODE OF JUDICIAL CONDUCT (2006-2007 edition) (course handout; pick up from Barb DeAngelis (office #192))

**Course Responsibilities:**

This course is required for graduation at ONU and at all other law schools in the United States. Legal Profession is the only substantive course required by the ABA law school accreditation process, which states: *A law school shall require of all students in the J.D. degree program instruction in the history, goals, structure, duties, values, and responsibilities of the legal profession and its members, including instruction in the Model Rules of Professional Conduct of the American Bar Association.* In addition, all but three states (MD, WA, & WI) require the Multistate Professional Responsibility Examination (MPRE) as part of being admitted to the bar and receiving a license to practice law. Finally, this course investigates the law of the profession, a fascinating example of self-regulation in a major profession. Therefore, this course is designed to satisfy a graduation requirement, to acquaint you with materials tested on the MPRE, and to teach you about the legal profession which you seek to join. **The test date for taking the MPRE this semester is March 8, 2008. The deadline to apply for the exam is January 29, 2008, with a late application deadline of February 14, 2008.**

Attached is the reading schedule for this semester. Please read and brief all the assigned cases carefully, and read with care all assigned introductory materials, notes, and questions; these give context to each case and help you analyze cases more comprehensively. Careful preparation will also help you articulate questions and comments for class discussion. You are responsible for all assigned reading (even those portions we do not cover in class). You are also responsible for all topics, issues, or problems discussed in class (even those that are not covered in the assigned reading).

Details regarding the final exam will be provided to you later in the semester. Your grade on the final will be your grade for Legal Profession. There may be quizzes given throughout the semester; however, these quizzes will not count toward your final grade.

### Legal Profession Reading Schedule\*

<b>Date</b>	<b>Pages</b>	<b>Topic (Model Rules)</b>
Jan. 8	51-102	American Legal Profession (1.0, 1.1, 8.1, 8.3, 8.4)
Jan. 15	136-174	Lawyers as Advocates (1.2, 1.3, 3.1 – 3.4)
Jan. 22	174-208 234-247	Alternative Advocacy Roles (3.5, 4.2) Client Confidentiality (1.6, 1.16, 3.3)
Jan. 29	247-299	Client Confidentiality & Attorney-Client Privilege (1.2, 1.6, 1.13, 3.3)
Feb. 5	300-333 341-356	Criminal Defense Lawyers (3.1 – 3.7)
Feb. 12	356-390	Prosecutors & Judges (1.12, 3.8, 8.2, Canons 1 – 5)
Feb. 19	391-438	In-House Counsel & Large Firms (1.13, 5.1 – 5.7)
Mar. 4	458-515	Negotiation, Mediation & Counseling (1.12, 2.1, 2.4, 4.1 to 4.4, 8.4)
Mar. 11	515-568	Counseling Roles; Conflicts (1.7 – 1.10; 3.1, 8.4)
Mar. 18	568-602; 609-618; 662-671	Conflicts of Interest (1.7 – 1.11; 3.7)
Mar. 25	672-700 708-727	Lawyer-Client (1.2, 1.14, 3.1) Decision Making
April 1	728-771	Advertising & Solicitation (7.1 – 7.6)
April 8	771-809 815-830	Unauthorized Practice; Attorneys' Fees; Access to Lawyers (1.5, 5.5, 6.1 – 6.5)
April 15	937-973	Disciplinary Procedures (8.3)
April 22	973-977	Substance Abuse; Review

\* This is a suggested reading schedule, and depending on the pace of the class, this schedule is subject to change. It is your responsibility to know where we are for each class.

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