

Social Justice Lawyering

LAW6816 · Section 27361

Fall 2023 · 3 credits

Professor Jonathan Barry-Blocker (he/him; él; li)

Adjunct Professor

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CLASS TIME: M & W 6-7:25pm

CLASSROOM: Zoom baby!

OFFICE HOURS: 7:30pm – 8:30pm Mondays and Wednesdays (virtual)

Professor Barry-Blocker is available by appointment and accessible via Zoom, Teams, or email. Students are encouraged to meet with him. Due to his primary employment, meetings between 8am-5pm are unlikely.

Notes and updates for this course will be posted regularly on CANVAS and/or disseminated via email.

COURSE DESCRIPTION

This course surveys social injustices stemming from the legacies of America's fraught racial/ethnic & class conflicts. Modern legal injustices are rooted in failed Reconstruction policies and Civil Rights litigious battles. Using seminal court decisions, legal scholarship, advocacy campaigns, documentary/news clips, investigative journalism, and guest lectures, students will explore the role of lawyers in social justice advocacy.

COURSE MATERIALS & PARTICIPATION

There is no textbook or case book. All readings, visuals, and other course material are linked to the **class modules** on the CANVAS course page. A module covers a week's worth of class material. Each module's materials are accessible on the Thursday prior the lectures. I do not require additional reading materials.

Nonetheless there's a wealth of germane information in academic journals, case dockets, lived experiences, historical texts, and news media. Consume it. Digest it. And share your reflections in class. Do not hesitate to recommend supplemental material to the class.

STUDENT LEARNING OUTCOMES

This course explores how legal professionals advance social justice. First, the course examines the meaning of social justice and the variety of structural factors that contribute to legal

inequality. Then it explores ways in which legal assistance is funded and delivered to low-income and underrepresented individuals; different substantive legal arenas in which social justice is pursued; and the diverse ways individuals work for social justice, both in and out of the courtroom.

The course is designed to be introspective and interactive. By the semester's end, students will have:

- Discussed the historical origins and various theories of lawyering for social justice in the United States;
- Compared skills and methods used by public interest and social justice lawyers with those used by traditional lawyers;
- Evaluated landmark case law in substantive areas of social justice such as antidiscrimination, education, voting rights, reproductive rights, and criminal justice;
- Created their own Social Justice campaign

COURSE REQUIREMENTS AND POLICIES

Attendance

Per ABA requirements, attendance at either in-person or remote classes is mandatory, unless you e-mail me in advance with a legitimate excuse. Requirements for class attendance and make-up exams, assignments, and other work in this course are consistent with university policies that can be found at: <https://www.law.ufl.edu/life-at-uf-law/office-of-student-affairs/current-students/uf-law-student-handbook-and-academic-policies>.

After Week 1, I will take attendance each class. Tardiness and absences can affect grades.

Assigned Materials

Unless otherwise noted on the syllabus or on the CANVAS course page, all readings, visuals, and assignments are to be completed BEFORE class for the days they are assigned. Class discussions will focus on the assigned materials for that day. As with all law school courses, it is essential that students prepare. This means having read the materials carefully enough to understand, summarize, discuss, and form an opinion about them. ABA Standard 310 requires students devote 2 hours to out-of-class preparation for every hour of in-class instruction.

Weekly Assignments

Social Justice is not an intellectual pastime. It requires constant vigilance of current affairs, lived experiences, and developments in innovation. Therefore, each week a group of students must identify, [lightly] research, and evaluate a relevant social justice issue (i.e. "Reflection"). The issue should tie to that week's readings/lessons. **Write between half to a full page (12 size font, margins no bigger than 1 inch, single line spacing). Submit your Reflection to me via email or CANVAS. Weekly Reflections are due Mondays at 6pm (Eastern).**

Predetermined student groups will submit Reflections once every three weeks. Thus, a student who submits a Reflection the week of August 28 will submit another Reflection the week of September 18. Accordingly, each student will complete four (4) Reflections over the semester.

These assignments are graded (10 pts.) Your submissions should contribute to the general discussion. Grading will not only be on the quantity, but also on the quality. The following criteria will assign 0-10 points to each assignment:

0-2 points:

Failure to engage the assignment criteria in some meaningful way, such as:

- Failure to submit assignment or failure to submit by deadline;
- Failure to address stated topic;
- Failure to adequately communicate any cogent thoughts.

3-5 point:

The post has no fatal shortcoming, but:

- The writing is unclear or seriously flawed in key parts;
- The post barely addresses the topic;
- Was written and submitted at the last minute without any thought.

6-8 points:

The post is competent because it:

- Fulfills all the requirement of the assignment;
- Contains writing that is generally clear and absent of major flaws;
- Fully addresses the stated topic.

9-10 points:

The post is excellent in that it:

- Fulfills all the requirement of the assignment;
- Contains writing that is clear and absent of all but minor flaws;
- Fully addresses the stated topic and provides a clear comprehension of the subject matter.

Final Exam/Final Project

The **Final** will cover concepts from the semester. It includes creating an advocacy campaign. The policy campaign addresses a social justice issue of your choosing. This is a group project as social justice advocacy is a collaborative enterprise. Groups present advocacy campaigns to their classmates the last week of class. Expect additional guidelines in October.

Advocacy campaigns are due by Noon (Eastern) on Friday, November 10.

Grading

Grading for Social Justice Lawyering is calculated as follows:

- Attendance and participation – 15%
- Graded assignments – 35%
- Final exam - 50%

The Levin College of Law's mean and mandatory distributions are posted on the College's website and this class adheres to that posted grading policy. Find more information at this link: <https://ufl.instructure.com/courses/427635/files/74674656?wrap=1>.

Zoom & Computer Etiquette

Unless extenuating circumstances require, please show your face on Zoom. It's difficult to engage with and teach a blank video tile.

The Chat is live! Drop a comment there, "raise" your hand, or post queries in the Q&A feature. If I miss you, politely interrupt and grab my attention.

Mute your microphone when not talking.

Impermissible use of a laptop during class WILL affect your grade. Please note the following excerpt from the College of Law's Computer Policy: *"Students may use laptops in the classroom for notetaking and for class purposes as directed by the professor. Other uses are not permitted, including, but not limited to, email, chat rooms, instant messaging, ecommerce, game playing, etc."*

COMMUNICATION POLICIES

Preferred Name and Pronouns

Some students have a preferred name that is not the name provided on the official roll. It is critical you feel welcome, safe, and recognized in this course. Therefore, I will refer to you by your preferred pronouns and surnames. If your preferred name is not listed on the official UF roll, please inform me ASAP.

You may also change your "Display Name" in Canvas. Canvas uses the "Display Name" as set in myUFL. The "Display Name" is what people see in the UF Directory, such as "Ronnie" instead of "Veronica." To update your display name, go to one.ufl.edu, click on the dropdown at the top right, and select "Directory Profile." Click "Edit" on the right of the name panel, uncheck "Use my legal name" under "Display Name," update how you wish your name to be displayed, and click "Submit" at the bottom. This change may take up to 24 hours to appear in Canvas. This does not change your legal name for official UF records.

I expect reciprocal courtesy from all students.

When addressing your fellow students, use their preferred pronouns and names. Disrespect will not be tolerated.

Humanizing Language

Traditionally, the law uses sterile or dehumanizing language – especially in the criminal justice context – to address parties and participants. This can include the litigators. Furthermore, professional practices can permit cultural insensitivities and disrespect. Younger or newer attorneys are challenging these practices with more inclusive and humane communication. Therefore, make efforts to persuasively communicate without denigrating classmates and visiting speakers.

CLASS SCHEDULE

The following schedule represents current plans and objectives. This schedule is subject to change in order to enhance the class learning opportunity. Such changes, communicated clearly, are not unusual and should be expected.

Weeks 1 - 2 will develop the professional framework for the practice of law in the social justice arena. Weeks 5 - 12 will focus on the foundation for and implications for social justice lawyering within a variety of substantive areas of the law. The final week will be devoted to summarizing and reviewing the course.

WEEK	DATES	TOPIC
1	Aug. 28	Intro. To Social Justice Lawyering & Legal Services
2	Sept. 4	Representation: Individuals & Communities
3	Sept. 11	Criminal Justice Reform
4	Sept. 18	Criminal Justice Reform (subject to change)
5	Sept. 25	Voting Rights & Electoral Access
6	Oct. 2	Voting Rights & Electoral Access
7	Oct. 9	Transgender & Non-Binary Lives
8	Oct. 16	Education & Children's Rights
9	Oct. 23	Education & Children's Rights
10	Oct. 30	Reproductive Rights & Bodily Autonomy
11	Nov. 6	Reproductive Rights & Bodily Autonomy
12	Nov. 13	Review/Bonus Discussions
13	Nov. 20	Advocacy Campaign Presentations

OTHER UF POLICIES

Other information about UF Levin College of Law policies, including compliance with the UF Honor Code, Grading, Accommodations, and Course Evaluations can be found at this link:

<https://ufl.instructure.com/courses/427635/files/74674656?wrap=1>

Class Recording Policy:

Students are allowed to record video or audio of class lectures. However, the purposes for these recordings are strictly controlled. The only allowable purposes are (1) for personal educational use, (2) in connection with a complaint to the university, or (3) as evidence in, or in preparation for, a criminal or civil proceeding. All other purposes are prohibited. Specifically, students may not publish recorded lectures without the written consent of the instructor.

A “class lecture” is an educational presentation intended to inform or teach enrolled students about a particular subject, including any instructor-led discussions that form part of the presentation, and delivered by any instructor hired or appointed by the University, or by a guest instructor, as part of a University of Florida course. A class lecture does not include lab sessions, student presentations, clinical presentations such as patient history, academic exercises involving solely student participation, assessments (quizzes, tests, exams), field trips, private conversations between students in the class or between a student and the faculty or lecturer during a class session.

Publication without permission of the instructor is prohibited. To “publish” means to share, transmit, circulate, distribute, or provide access to a recording, regardless of format or medium, to another person (or persons), including but not limited to another student within the same class section. Additionally, a recording, or transcript of a recording, is considered published if it is posted on or uploaded to, in whole or in part, any media platform, including but not limited to social media, book, magazine, newspaper, leaflet, or third party note/tutoring services. A student who publishes a recording without written consent may be subject to a civil cause of action instituted by a person injured by the publication and/or discipline under UF Regulation 4.040 Student Honor Code and Student Conduct Code.”

Health & Wellness Resources

- *U Matter, We Care*: If you or someone you know is in distress, please contact umatter@ufl.edu, 352-392-1575, or visit [U Matter, We Care website](#) to refer or report a concern and a team member will reach out to the student in distress.
- *Counseling and Wellness Center*: [Visit the Counseling and Wellness Center website](#) or call 352-392-1575 for information on crisis services as well as non-crisis services.

- *Student Health Care Center*: Call 352-392-1161 for 24/7 information to help you find the care you need, or [visit the Student Health Care Center website](#).
- *University Police Department*: [Visit UF Police Department website](#) or call 352-392-1111 (or 9-1-1 for emergencies).
- *UF Health Shands Emergency Room / Trauma Center*: For immediate medical care call 352-733-0111 or go to the emergency room at 1515 SW Archer Road, Gainesville, FL 32608; [Visit the UF Health Emergency Room and Trauma Center website](#).

JEDI Classroom Ethos

As a law student and future lawyer, it is important that you engage in rigorous discourse and critical evaluation while also demonstrating civility and respect for others. This is even more important in the case of controversial issues and other topics that elicit strong emotions.

As a group, we are likely diverse across racial, ethnic, sexual orientation, gender identity, economic, religious, and political lines. As we enter one of the great learning spaces in the world—the law school classroom—and develop our unique personality as a class section, I encourage each of us to:

- commit to self-examination of our values and assumptions
- speak honestly, thoughtfully, and respectfully
- listen carefully and respectfully
- reserve the right to change our mind and extend grace to others to do the same
- allow ourselves and each other to verbalize ideas and to push the boundaries of logic and reasoning both as a means of exploring our beliefs as well as a method of sharpening our skills as lawyers

Basic Needs Assistance

If a student lacks access to sufficient food or lacks a safe place to live, then s/he/they should contact the Office of Student Affairs. Students can also notify Prof. Barry-Blocker for help obtaining resources.