



TEXAS SOUTHERN UNIVERSITY
THURGOOD MARSHALL SCHOOL *of* LAW

**SEM: EMERGING ISSUES IN TECHNOLOGY
LAW & LEGALETHICS**

LAW 804

SPRING 2022

**M/W, 1:00 to 1:50 pm
RM 105/BLACKBOARD**

MARTINA E. CARTWRIGHT

ASSOCIATE PROFESSOR

Professor

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LOCATION: Suite 100L

OFFICE HOURS:

MONDAY: 10:00 AM – 1:00 PM

WEDNESDAY: 10:00 AM– 1:00 PM

THURSDAY: NOON – 2:00 PM

ALL OTHER TIMES BY APPOINTMENT ONLY

CLASS TIMES: Monday/Wednesday 1:00 PM – 1:50 PM

ROOM: LAW 105

COURSE BOOKS & MATERIAL & REQUIRED TECHNOLOGY

REQUIRED TEXT/MANUAL:

1. Harvard Law Review, The Bluebook: A Uniform System of Citation, 20th Edition
2. Elizabeth Fajans, Scholarly Writing for Law Students, Seminar Papers, Law Review Notes and Law Review Competition Papers, 5th Edition (E-Book available at: <https://www.westacademic.com/Fajans-and-Falks-Scholarly-Writing-for-Law-Students-Seminar-Papers-Law-Review-5th-9781683282075>)

ADDITIONAL MATERIALS:

Victoria Sutton, Introduction to Emerging Technologies Law, Vol(s). 1 & 3 (online purchase via Amazon—Kindle or hardcopy)

Additional materials are either are located in either the course modules or available through Hein Online and other electronic resources available through the Robert J. Terry Library (e.g. JSTOR, EBSCOhost, SAGE Journal, ProQuest). Hein Online is an electronic resource database, providing students with access to hundreds of law journals, law reviews, and bar journals. **By the beginning of the semester, each student should receive instructions for remote access to Hein Online from the Faculty Research Librarian.** Access to the electronic databases through the Robert J. Terry Library is available for all students, by inputting your last name and T number.

Certain modules will reference journal articles or other sources of information. It is the responsibility of the student to obtain these articles and read, in advance of class discussions.

REQUIRED SOFTWARE

1. Blackboard
2. Microsoft Word

RECOMMENDED SOFTWARE

Grammarly for Word
Dragon Dictation software

COURSE DESCRIPTION, REQUIREMENTS, AND LEARNING OUTCOMES

DESCRIPTION:

Emerging Issues in Technology Law and Legal Ethics is two credit-hour seminar, designed to provide instruction in the areas of existing and developing technology and legal ethics. This seminar will be taught more broadly than its previous antecedent—which focused primarily on the use of technology in lawyering and accompanying ethical conundrums faced by today’s lawyers. This class will incorporate discussion on the various aspects of existing and developing technology (biotechnology, bitcoin, social media, etc), as well as gaps in the law and public policy. At the conclusion of the course, students are expected to draft a well-researched law review quality paper, twenty pages or more, discussing an issue of interest in the area of modern technology, its societal impacts, and potential legal and policy remedies.

REQUIREMENTS:

CLASS READINGS

Students are required to attend each class, prepared to discuss the assigned readings. The syllabus includes a schedule of assigned readings for each class. Ensure that you read all materials in the textbooks, as well as any other articles you are expected to obtain through electronic databases.

COVID-19 PROTOCOLS, NETIQUETTE & CLASS PARTICIPATION

Class participation—which will include discussion(s) in class, as well as responses and posts on the discussion board—accounts for at least ten percent of your grade! Read your assignments and be prepared to discuss issues related to the topic of the assigned class.

THE MAJORITY OF CLASSES ARE IN PERSON THIS SEMESTER. Accordingly, the University has strongly encouraged students to comport themselves in a manner, conducive to a safe environment. Please review the COVID INFORMATION SHEET included in this syllabus to ensure that you and your fellow students are safe—while on campus.

Some part of the semester course will be taught online, thus students are expected to adhere to a certain netiquette. Please ensure that background noise or distractions are kept to a minimum. I recognize that many may have pets or young children, but it is not helpful to the class (or to you) for those “unexpected observers” to participate in class discussions. Second, please ensure that your video is ON during class discussions. While your mic may remain muted, your video must remain on. As much as jarring noises distract class presentations, so do blank screens. Likewise, choose a background that is not distracting. Your classmates should be impressed with your arguments, not jarring wall decors or virtual backgrounds. Third, despite this seminar format—which should allow for robust discussion—questions should be posed to the professor using the “CHAT” feature. Finally, everyone is entitled to privacy in their educational endeavors. Accordingly, sharing or posting of class recordings, pictures, or screen shots of class are STRICTLY prohibited.



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STUDENT LEARNING OUTCOMES:

After completion of the seminar, students will be able to:

- (a) Identify an issue or issues, in the area of technology and the law and/or public policy;
- (b) Developing and draft a thesis statement, identifying the main point or points of the research paper;
- (c) Research, collect, and organize primary (law, caselaw) and secondary sources (books, journal articles) of information;
- (d) Analyze and evaluate data/information;
- (e) Draft an effective research paper, discussing an issue of significance involving modern technology, advocating for improvement or changes in law and ethics and/or public policy.

GRADING

Class Participation

10%

Assignments

Due Date

Percentage of Grade

Outline	Feb. 2nd	5%
Draft Thesis Statement	Feb. 23 rd	10%
Draft Introduction	Mar. 23 rd	15%
Final Paper	May 6 th	60%

A	90-100	Excellent
B	80- 89	Above Average
C	70-79	Average
D	60-69	Needs Improvement
F	59 & below	Poor

PARTICIPATION, ATTENDANCE & PROFESSIONALISM

CLASS: Attendance is MANDATORY. There are no EXCUSED ABSENCES. Pursuant to Article III.9 of the Student Rules and Regulations, if you miss more than the allotted number of class meetings, in accordance with Article III.9, your grade may be reduced up to one (1) letter grade. Attendance is taken automatically. If you are more than 10 minutes late, you will be considered ABSENT.



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ADA, COVID-19 INFORMATION, AND TITLE IX

ADA:

Students who have questions should contact:

Amy L. Ratra, Associate Dean – TMSL

Student Services and Instructional Support, 713-313-7909

or

SASO via email DisabilityServices@tsu.edu or phone 713-313-4210.

COVID-19:

Students who contract the COVID-19 virus must report the information to:

Amy L. Ratra, Associate Dean – TMSL

Student Services and Instructional Support, 713-313-7909

and

the Student Accessibility Services Office (SASO), by phone at 713-313-4210 or by email at disabilityservices@tsu.edu.

Additionally, if a student experiences a crisis outside of regular business hours, the student can call 833-848-1765.

TITLE IX:

Texas Southern University's Office of Title IX is responsible for ensuring members in the Texas Southern University community enjoy an inclusive and welcoming university environment free from sexual discrimination, harassment and violence.

The Office's approach is consistent with the mission of Texas Southern University, the University's tradition of excellence, and all Federal Regulations, State Laws and University policies.

Students who have Title IX questions may contact:

Bobby Brown

Title IX Coordinator

Hannah Hall, Suite 106

713-313-1371

bobby.brown@tsu.edu or titleix@tsu.edu or

Students may speak confidentially to the University Counseling Center. Please feel free to visit its website www.tsu.edu/ucc for more information about the Center's services.



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COURSE SCHEDULE

Week	Topic	Assigned reading
1	Emerging Technologies: Dystopian View versus the Utopian View, the examples of Henrietta Lacks and the Tuskegee Experiments Principles of Legal Research; Writing that counts	<ul style="list-style-type: none"> Lecture; Fajans, p.1-15 Exploitation in Medical Research, 67 Case W. Res. L. Rev. 1171, 1172-1175, 1181-1187 Gail Javit, Why Not Take All of Me, 11 Minn. J.L. Sci. & Tech. 713, 716-721 (2010)
2	Regulation Theories, Principles & Legal Structures; Choosing a Topic	Lecture, Fajans, 17-27
3	Const. Law & Emerging Technologies Choosing a Topic	Lecture; Assigned Reading/Research--Blackboard
4	Adm. Law & Emerging Tech.; Finding and Developing a Thesis	Lecture, Fajans, 27-56; Assigned Reading/Research--Blackboard
5	International Law & Emerging Tech; Finding and Developing a Thesis	Sutton, p. 127-157, Fajans, 57-62
6-7	Biotechnology Law; Research & Gathering Information	Sutton, Chpt 13; Fajans, p.64- 73
8-9	Robotics, Writing Stage (Getting it Down on Paper)	Sutton, Chpt. 15; Fajans, p. 75-92
10-11	Information & Communications Tech; Social Media	Sutton, Chpt 16, Lecture—Loss of Privacy; Doxxing; Swatting Assigned Reading--Blackboard
12-13	Information & Communications Technology, Estate Planning, CyberCrime	Sutton, Chpt. 16, Lecture; Assigned Reading--Blackboard
14	Criminal Law & Emerging Technology; Revising & Polishing	Lecture, Fajans, p. 93-118
15	Criminal Law & Emerging Technology; Footnotes and the Ethical Use of Borrowed Material	Lecture, Fajans, p. 119-141