

Course Outline

COURSE: LAWS 2908H - Legal Studies Methods & Theory 1

PREREQUISITES: LAWS 1000 and Honours Standing

TERM: Winter 2009-10

CLASS: **Day & Time:** Mondays 8:30-11:30
 Room: Please check with Carleton Central for current room location

INSTRUCTOR: Zeina Bou-Zeid, PhD

CONTACT: **Office:** D488 Loeb
 Office Hrs: Mondays 11:30-2:00
 Phone: (613) 520-2600 ext: 2085
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"Students with disabilities requiring academic accommodations in this course must contact a coordinator at the Paul Menton Centre for Students with Disabilities to complete the necessary Letters of Accommodation. After registering with the PMC, make an appointment to meet and discuss your needs with me in order to make the necessary arrangements as early in the term as possible, but no later than two weeks before the first assignment is due or the first test requiring accommodations. For further information, please see: http://www.carleton.ca/pmc/students/accom_policy.html . If you require accommodation for your formally scheduled exam(s) in this course, please submit your request for accommodation to PMC by **March 12, 2010 for April examinations**.

For Religious and Pregnancy accommodations, please contact Equity Services, x. 5622 or their website: www.carleton.ca/equity

COURSE OBJECTIVE AND CONTENT

The course is designed to assist students in developing legal research skills and techniques in traditional and electronic research methodologies and in applying those skills and techniques. The focus will be law-related and social-science related resources. Students will have an opportunity to develop these skills and techniques in the classroom and through participation in labs and will apply these skills and techniques through developing and writing a research proposal. Students will require a Quicklaw account.

REQUIRED TEXTS

McGill Law Journal, *Canadian Guide to Uniform Legal Citation*, 6th ed. (Scarborough, Ontario: Carswell, 2006).

Available at the Carleton University Bookstore.

Note: Other required readings will include articles placed on reserve in the library. Students should check WebCT regularly for course updates and assignments.

RESERVE READINGS

Booth, Wayne, Gregory Colomb & Joseph Williams, *The Craft of Research*, 2nd ed. (Chicago: University of Chicago Press, 2003) (Book on RSV)

Dawson, T.B. "Legal Research in a Social Science Setting: the Problem of Method" (1992) 14 *Dal. L.J.* 445. (article on Reserve)

Devlin, Richard F., "Mapping Legal Theory" (1994) 32 *Alberta Law Review* 602. (article on RSV)

Fitzgerald, Maureen F., *Legal Problem Solving: Reasoning, Researching and Writing*, 2nd ed. (Toronto: Butterworths Canada Ltd., 2001). (selected pages/ on Reserve)

Posner, Richard, "The Decline of Law as an Autonomous Discipline: 1962-1987" (1987) 100 *Harvard Law Review*, 761. (article on RSV)

EVALUTATION SCHEME

<u>Evaluation Component</u>	<u>Value</u>	<u>Assigned</u>	<u>Due</u>
Class Participation	10%		(ongoing)
Research Topic & Annotated Bibliography	15%	Jan. 4	Feb. 1
Case Law Assignment	15%	Jan. 25	Feb. 22
Statutes Assignment	15%	Feb. 22	Mar 15
Research Proposal	45%	Feb. 22	April 7

COURSE COMPONENTS**Participation 10%**

This course is structured as a seminar in which individual participation is an important component of the course. You are expected to contribute to in-class discussions and come to class having read the assigned readings. Your participation mark is based upon actual attendance in classes and labs and your contribution to group discussions and presentations.

Research Topic & Annotated Bibliography 15%

In this first assignment you are required to provide a properly formulated research question (subject areas will be provided to you). You must also appropriately cite and annotate three relevant secondary sources that are directly relevant to your research question. All citations must conform to the citation style set out in the *Canadian Guide to Uniform Legal Citation*.

Case Law Assignment 15%

In this assignment you are required to identify relevant cases and discuss their importance to your project. This assignment allows you to demonstrate your ability to find relevant cases. You will also be required to provide a case brief for one of the cases. All citations must conform to the citation style set out in the *Canadian Guide to Uniform Legal Citation*.

Statutes and Related Materials Assignment 15%

In this assignment you are required to identify relevant statutes and government documents and discuss their importance to your project. This assignment allows you to demonstrate your ability to find these relevant materials. All citations must conform to the citation style set out in the *Canadian Guide to Uniform Legal Citation*.

Research Proposal 45%

This final assignment asks you produce a final research proposal incorporating and expanding on all the research that you have done throughout the term. You should also reflect upon the interdisciplinary dimensions of the research question and how this will affect your approach to the research. All relevant journal articles, case law, statutes and government documents must be properly cited. You will be evaluated on your ability to propose a project that is clearly defined and provides an analysis of the benefits of integrating social science and legal research methods.

More detailed instructions for assignments will be provided in class.

ASSIGNMENTS

Any written work submitted must be typewritten, double-spaced, 12pt Times New Roman font with standard 1inch margins. All assignments **must** include a title page with the course code, your name and your student number and my name on it. Title pages, bibliographies and endnotes are **not** counted in calculating page length for an assignment.

All components must be completed in order to pass the course.

All assignments must be handed in at the Law Department office drop box by 4:00 pm on the due date or to me personally in class. Assignments will not be accepted by e-mail or under the door of the sessional instructors' office.

Students must keep a hard copy of anything submitted for marking for 3 months after submission.

LATE ASSIGNMENTS

Late assignments will be marked down by one-half letter grade (e.g. B to B-, B- to C+) for each day the assignment is late. Assignments must be submitted within 6 days of the due date. If they are submitted after 6 days they will receive a grade of F. Requests for an extension must be made to me prior to the due date and will only be considered if there is an extreme reason (requests must be accompanied by supporting documentation).

COURSE SCHEDULE & READINGS

Week	Date	Topic	Readings
1.	Jan. 4	Introduction to course and overview. Introduction to Research Topics (3 choices) Assignment # 1 (Assigned) Research Topic & Annotated Bibliography	None
2.	Jan. 11	Research Design: Creating a Research Problem and Research Question Finding and Using Journal Articles Citation: Secondary Sources, Footnotes/Endnotes and Bibliography	<i>Canadian Guide to Uniform Legal Citation: General Rules/Chapter 1 & Secondary Sources/Chapter 6</i> WebCT: “Refugees & Racism in Canada” by Anthony Richmond Reserve Readings Booth: Chapters 3,4,5,6. (Pages 40-71 & 75-107)
3.	Jan. 18	Legal Studies in an Interdisciplinary Setting The Role of Theory & Method in Socio-legal Studies	Reserve Readings: 1. Dawson, B.T. “Legal Research in a Social Science Setting” 2. Posner, “The Decline of Law...” (article also on WebCT) 3. Devlin, “Mapping Legal Theory” (article also on WebCT)
4.	Jan. 25	Case Law: Reading and Briefing Cases (How to Read a Case/Case Brief Exercise) Introduction to Canadian Abridgement/Canadian Encyclopedic Digest Citation: Cases Assignment # 2 (Assigned) Case Law Assignment	<i>Canadian Guide to Uniform Legal Citation: Cases/Chapter 3</i> WebCT: 1. Cranston Case (bring a copy to class/do not read). 2. Childs v. Desormeaux Case (read and bring a copy to class).
5.	Feb. 1	Lab # 1: Finding Cases -- Westlaw & eCarswell Location: Room 102 MacOdrum Library Guest: Michelle DeVidi, Law Librarian Assignment # 1 DUE (in class)	None
6.	Feb. 8	Lab # 2: Finding Cases -- Quicklaw Time: 8:30-10:30 Location: 509 Southam Hall	Handouts available in class
7.	Feb. 15	Reading Week	No Class/Office Hours

8.	Feb. 22	<p>The Legislative Process and Researching Statutes (Locating Statutes) & Government Documents</p> <p>Citation: Statutes</p> <p>Assignment # 2 DUE (in class)</p> <p>Assignment # 3 (Assigned) Statutes Assignment Assignment # 4 (Assigned) Research Proposal Assignment</p>	<p><i>Canadian Guide to Uniform Legal Citation: Statutes/Chapter 2. Government Documents/Chapter 4.</i></p> <p><u>Reserve Readings</u> Fitzgerald p. 105-123</p>
9.	March 1	<p>Lab # 3: Statutes and Government Documents</p> <p>Location: 102 Room MacOdrum Library</p> <p>Guest: Michelle DeVidi, Law Librarian & Frances McDormond Government Documents Specialist</p>	None
10.	March 8	<p>Conducting Additional Research and Communicating Your Findings:</p> <p>(Archival, Interviews, News Media) (United States and International Legal Research Strategies)</p>	<p><u>Reserve Readings</u> Fitzgerald p. 253-270</p>
11.	March 15	<p>Preparing to Write your Research Proposal</p> <p>Writing Tutorial Guest Speaker</p> <p>Assignment # 3 DUE (in class)</p>	None
12.	March 22	<p>Group Work and Presentations: The Research Process</p>	None
13.	March 29	<p>Course Overview</p> <p>Assignment # 4: (DUE: April 7, 2009) Research Proposal</p>	None