

Law, Crime and Social Order

COURSE:	LAWS 5004
TERM:	Fall 2022
PREREQUISITES:	n/a
CLASS:	Day & Time: Thursday 2:35 pm-5:25 pm
	Room: LA D492 (in person)
INSTRUCTOR:	Ummni Khan
CONTACT:	Office: LA D590
	Office Hrs: By appointment in person or phone call/zoom (I'm usually also available after class)
	Telephone: Ext. 1547
	Email: Ummni_khan@carleton.ca

CALENDAR COURSE DESCRIPTION

Examines issues of crime control and state security through topical, in-depth investigations into contemporary problems. Focus is on critically analyzing the criminal justice system, and crime control strategies, as sources of order maintenance /social control.

COURSE DESCRIPTION

This course begins with some foundational thinking on the concept of social order, control and law from Indigenous and Western perspectives. In the following weeks, we consider social order in relation to injustice and resistance. We will engage with multiple approaches including decolonial, prison abolitionist, crip, debility and biopolitical theories. In the second half of the course, students will choose one article to assign and teach in relation to the course's themes and their own final paper.

REQUIRED TEXTS

Texts will be available through Brightspace.

SUPPLEMENTARY TEXTS

Borrows, John. *Canada's Indigenous Constitution*. Toronto University of Toronto Press, 2010.

Foucault, Michel. *Discipline and Punish: The Birth of the Prison*. 2nd Vintage Books ed. New York: Vintage Books, 1995. Print.

EVALUATION

Participation	12%	Every Week
Weekly writing assignment (Critical Summary of Assigned Material, question, and excerpt for discussion)	11%	Every Week
Description and bibliography for Final Paper	12%	October 16
Presentation of Chosen Reading & Final Paper	15%	Sign up (weeks 8-12)
Final Paper	50%	December 9

Participation

In this graduate seminar, students must come to class prepared to contribute to the discussion. This means students will arrive having carefully read the assigned texts, and having completed the weekly assignment. As explained below, the weekly assignment will provide a foundation for delving into the readings in class, in small and large group discussions. The participation grade reflects three main things: attendance, willingness to listen and engage respectfully, and the insights brought to the discussion.

Weekly writing assignment:

Each week, students will address the assigned texts in writing. Each weekly assignment must include all three of the following elements: (1) a 2-5 sentence summary of the text in the student's own words, for each text assigned that week; (2) a question about one or more of the assigned texts for that week; and (3) an excerpt from one text (no longer than 1 page) that the student found particularly relevant, provocative, or confusing.

Description and Annotated Bibliography for Final Paper (1-2 page)

A description of the Final Paper written in the form of an introduction or abstract. It should include background information, the central goal or research question, relevant theories and methodologies that will be used, how the topic fits within broader research or debates in the field, and how the Final Paper will contribute unique knowledge or perspectives. The annotated bibliography should include 5-10 sources, and 1-3 sentences explaining how each source relates to or supports your Final Paper.

Presentation of Chosen Reading & Final Paper

In the second half of the course, students will choose one or two short readings to present to the class in relation to their Final Paper and the themes of the course. Students should prepare one interactive activity on the day they are presenting.

Final Paper

The Final Paper should be about 4,000 - 5,000 words in length, on a topic related to the themes of the course. The Final Paper is due on December 9. More detailed instructions for the assignment will be posted on Brightspace.

STANDING IN THE COURSE

Standing in a course is determined by the course instructor, subject to the approval of the Department and of the Faculty Dean. This means that grades submitted by the instructor may be subject to revision. No grades are final until they have been approved by the Department and the Dean.

All components must be successfully completed to get a passing grade.

LATE PENALTIES AND REQUESTS FOR EXTENSIONS

If an assignment is late, a penalty of 10% will be applied for each day, including weekends.

Extensions on assignments may be granted in extenuating circumstances, such as a medical issue or family emergency.

For requests for extensions lasting less than 7 days, please complete the form at the following link and submit it to the instructor prior to the assignment due date:

<https://carleton.ca/registrar/wp-content/uploads/self-declaration.pdf>.

SCHEDULE

WEEK	MATERIAL
1 Sept. 8	<ul style="list-style-type: none"> *Introduction, Ice breakers & course outline review *Kahoot quiz (and presentation sign up determined by ranking) <p>Material addressed in class:</p> <ul style="list-style-type: none"> * “Address to the Prisoners in the Cook County Jail” * It was in a boardroom by Tyler Pennock
2 Sept. 15 Some foundations of Social Order Theory	<ul style="list-style-type: none"> * Napoleon, Val. “Thinking About Indigenous Legal Orders.” Dialogues on Human Rights and Legal Pluralism. Dordrecht: Springer Netherlands, 2012. 229–245. * Taylor, Charles. “Modern Social Imaginaries.” Public culture 14.1 (2002): 91–124. * Cohen, Stanley. “The Master Patterns” in <i>Visions of Social Control: Crime, Punishment and Classification</i> (Cambridge, UK: Polity Press, 1985) 13-39. * Washington, J. (2018, August 1). What is prison abolition? The Nation. Retrieved August 28, 2022.
3 Sept. 22 Social Order and Injustice	<ul style="list-style-type: none"> * Johnson, Harold. “Opening Argument: The Case Against Canadian Justice” in <i>Peace and Good Order: The Case for Indigenous Justice in Canada</i>. Toronto: McClelland & Stewart, 2019. * Cunneen, Chris and Juan Tauri. “Policing, Indigenous Peoples and Social Order.” <i>Indigenous Criminology</i>. 1st ed. Policy Press, 2016. 67–. * Maynard, Robyn. “The Black Side of the Mosaic: Slavery, racial capitalism and the making of contemporary Black poverty” in <i>Policing Black Lives: State Violence in Canada from Slavery to the Present</i>. Halifax: Fernwood Publishing, 2017

	<p>* Samuels-Wortley, Kanika. "To Serve and Protect Whom? Using Composite Counter-Storytelling to Explore Black and Indigenous Youth Experiences and Perceptions of the Police in Canada." <i>Crime and delinquency</i> 67.8 (2021): 1137–1164.</p>
<p>4 Sept. 29</p> <p>Prison</p>	<p>* Foucault, M. "Alternatives to the Prison: Dissemination or Decline of Social Control?" <i>Theory, Culture & Society</i>. 2009; 26(6):12-24.</p> <p>* Davis, Angela. "Prison Abolition" in Mosley, Walter. <i>Black Genius: African American Solutions to African American Problems</i>. New York: W.W. Norton, 1999.</p> <p>* Auger, Karrie et al. "Anti-Colonial Abolitionism: Prairies Context." <i>Journal of prisoners on prisons</i> 30.2 (2022): 10–34.</p> <p>* Pranteau, Sheri et al. "Anti-Colonial Abolitionism: International Context." <i>Journal of prisoners on prisons</i> 30.2 (2022): 77–90.</p> <p>*Ware, Syrus, Joan Ruzsa and Giselle Dias. "It Can't Be Fixed Because It's Not Broken: Racism and Disability in the Prison Industrial Complex." <i>Disability Incarcerated</i>. New York: Palgrave Macmillan US. 163–184.</p>
<p>5 Oct. 6</p> <p>Biopolitics & Biopower</p>	<p>* Foucault, Michel. "The Subject and Power." <i>Critical Inquiry</i>, vol. 8, no. 4, 1982, pp. 777–95. JSTOR, http://www.jstor.org/stable/1343197. Accessed 16 Aug. 2022.</p> <p>* Foucault, Michel. "Biopolitics and Biopower." <i>Critical Legal Thinking</i>. (2021, June 2). Retrieved August 16, 2022, from https://criticallegalthinking.com/2017/05/10/michel-foucault-biopolitics-biopower/</p> <p>* Pele, Antonio. "Achille Mbembe: Necropolitics." <i>Critical Legal Thinking</i>, 2 Mar. 2020, criticallegalthinking.com/2020/03/02/achille-mbembe-necropolitics/</p> <p>* "Introduction" and Lambie, Sarah. "Queer Investments in Punitiveness: Sexual Citizenship, Social Movements and the Expanding Carceral State." (151–171) <i>Queer Necropolitics</i>. 1st ed. Routledge, 2014.</p>

<p>6 Oct. 13</p> <p>Disability Crip Debility</p>	<p>* McRuer, Robert. "DISABLING SEX: Notes for a Crip Theory of Sexuality." GLQ 17.1 (2011): 107–117. Web.</p> <p>* Thorneycroft, Ryan and Nicole L. Asquith. "Crippling criminology." Theoretical Criminology 25.2 (2021): 187-208.</p> <p>* Puar, Jasbir K. "4 'Will Not Let Die': Debilitation and Inhuman Biopolitics in Palestine." <i>The Right to Maim</i>. New York, USA: Duke University Press, 2020. 127–154. Web.</p> <p>* https://www.amnesty.org/en/latest/campaigns/2017/06/israel-occupation-50-years-of-dispossession/</p>
<p>7 Oct. 20</p> <p>u/dys/topias</p>	<p>Fictional Engagements with Social Order:</p> <p>* Gilman, Charlotte Perkins. <i>Herland</i>. Project Gutenberg, 2008.</p> <p>* Handmaid's Tale TV show Episode One (or alternative)</p> <p>* French, Jane Ellen. "'From Herland to the Handmaid's Tale: The Complicity of Women in Oppression' (MA THESIS)." <i>Online Archive of University of Virginia Scholarship</i>, 11 Nov. 2018, https://libraetd.lib.virginia.edu/public_view/k3569471g.</p>
<p>Oct 27</p>	<p>READING WEEK</p>
<p>Weeks 8-12</p>	<p>Student Presentations on their chosen article(s) and Final Paper</p>
<p>December 9</p>	<p>Final Paper Due</p>

University and Departmental Policies

DEPARTMENT POLICIES AND REGULATIONS

Please review the following webpage to ensure that your practices meet our Department's expectations, particularly regarding standard departmental protocols and academic integrity requirements: <https://carleton.ca/law/student-experience-resources/>.

PLAGIARISM

Plagiarism is presenting, whether intentional or not, the ideas, expression of ideas or work of others as one's own. Plagiarism includes reproducing or paraphrasing portions of someone else's published or unpublished material, regardless of the source, and presenting these as one's own without proper citation or reference to the original source. Examples of sources from which the ideas, expressions of ideas or works of others may be drawn from include but are not limited to: books, articles, papers, literary compositions and phrases, performance compositions, chemical compounds, art works, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, and material on the Internet. Plagiarism is a serious offence. More information on the University's Academic Integrity Policy can be found at: <https://carleton.ca/registrar/academic-integrity/>.

ACADEMIC ACCOMMODATIONS

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows:

Pregnancy Obligation

Write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For accommodation regarding a formally-scheduled final exam, you must complete the [Pregnancy Accommodation Form](#).

Religious Obligation

Write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details [click here](#).

Academic Accommodations for Students with Disabilities

[The Paul Menton Centre for Students with Disabilities](#) (PMC) provides services to students with Learning Disabilities (LD), psychiatric/mental health disabilities, Attention Deficit Hyperactivity Disorder (ADHD), Autism Spectrum Disorders (ASD), chronic medical conditions, and impairments in mobility, hearing, and vision. If you have a disability requiring academic accommodations in this course, please contact PMC at 613-520-6608 or pmc@carleton.ca for a formal evaluation. If you are already registered with the PMC, contact your PMC coordinator to send me your Letter of Accommodation at the beginning of the term, and no later than two weeks before the first in-class scheduled test or exam requiring accommodation (if applicable). After requesting accommodation from PMC, meet with me to ensure accommodation arrangements are made. Please consult the PMC website for the deadline to request accommodations for the formally-scheduled exam (if applicable).

Survivors of Sexual Violence

As a community, Carleton University is committed to maintaining a positive learning, working and living environment where sexual violence will not be tolerated, and where survivors are supported through academic accommodations as per Carleton's Sexual Violence Policy. For more information about the services available at the university and to obtain information about sexual violence and/or support, visit: <https://carleton.ca/equity/sexual-assault-support-services>

Accommodation for Student Activities

Carleton University recognizes the substantial benefits, both to the individual student and for the university, that result from a student participating in activities beyond the classroom experience. Reasonable accommodation must be provided to students who compete or perform at the national or international level. Please contact your instructor with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. Read more here:

<https://carleton.ca/senate/wp-content/uploads/Accommodation-for-Student-Activities-1.pdf>.

For more information on academic accommodation, please visit:

<https://students.carleton.ca/services/accommodation/>.

COVID Update

It is important to remember that COVID is still present in Ottawa. The situation can change at any time and the risks of new variants and outbreaks are very real. There are [a number of actions you can take](#) to lower your risk and the risk you pose to those around you including being vaccinated, wearing a mask, staying home when you're sick, washing your hands and maintaining proper respiratory and cough etiquette.

Feeling sick? Remaining vigilant and not attending work or school when sick or with symptoms is critically important. If you feel ill or exhibit COVID-19 symptoms do not come to class or campus. If you feel ill or exhibit symptoms while on campus or in class, please leave campus immediately. In all situations, you must follow Carleton's [symptom reporting protocols](#).

Masks: Carleton has paused the [COVID-19 Mask Policy](#), but continues to strongly recommend masking when indoors, particularly if physical distancing cannot be maintained. It may become necessary to quickly reinstate the mask requirement if pandemic circumstances were to change.

Vaccines: Further, while proof of vaccination is no longer required as of May 1 to attend campus or in-person activity, it may become necessary for the University to bring back proof of

vaccination requirements on short notice if the situation and public health advice changes. Students are strongly encouraged to get a full course of vaccination, including booster doses as soon as they are eligible, and submit their booster dose information in [cuScreen](#) as soon as possible. Please note that Carleton cannot guarantee that it will be able to offer virtual or hybrid learning options for those who are unable to attend the campus.

All members of the Carleton community are required to follow requirements and guidelines regarding health and safety which may change from time to time. For the most recent information about Carleton's COVID-19 response and health and safety requirements please see the [University's COVID-19 website](#) and review the [Frequently Asked Questions \(FAQs\)](#). Should you have additional questions after reviewing, please contact covidinfo@carleton.ca.

DRAFT