

SYLLABUS
Law & Society
POLS 392 -- CJ 348 -- PHIL 348

Section: 001 (11:00am-12:15pm, T/Th, PH 0409)
Instructor: Tim Kalinowski
Office: PH 0416
Office Hours: 9:30-9:50am MWF; 10:50-11:30am M/F
2:30-3:30pm T/Th
or by appointment
Office Phone: 650-3865 or 650-3572
Email: tkalino@siue.edu (please put POLS392 in the subject line)
Website: <http://www.timski.com/POLS392>
Texts: Adams, 2013, *Philosophical Problems in the Law*, 5th Edition, Boston: Wadsworth, Cengage Learning

Dow, 2010, *The Autobiography of an Execution*, paperback edition, New York: TWELVE

There are also a substantial number of readings available in PDF form on Blackboard.

COURSE DESCRIPTION:

Examines the nexus of culture, dispute management, and law. We will explore law as a social construct, focusing on law's everyday impact on citizen's lives.

THE OBJECTIVES OF THIS COURSE ARE:

Students who complete this course should be able to:

- Understand how law operates in a global and historical context
- Learn basic concepts and vocabulary of law and society
- Critically analyze basic law and justice issues from cross-cultural legal traditions, theoretical perspectives, and social science disciplines related to law

COURSE FORMAT:

The format of the course will be primarily discussion based. Relevant questions are always in order. The in-class discussions will be used to stress, emphasize, and reinforce the importance of key matters mostly also covered in the readings.

READING ASSIGNMENTS:

The basic reading assignment for this course is the Adams book referenced above. Please consult the schedule in this syllabus. Readings should be completed prior to the day scheduled. Please recognize that this is a tentative schedule and be aware that additional readings or omitted readings maybe be announced.

LECTURES & CLASS PARTICIPATION:

The lectures in this course will follow the same general topics as are to be found in the text, but sometimes with a different emphasis or viewpoint. You will be expected to participate in class discussions. You will be expected to know and understand lecture materials thoroughly. Attendance is mandatory. You cannot participate if you are not present.

IN-CLASS ESSAYS:

Essays – There will be 3 in-class essays as indicated on the syllabus. All essays are open book and open note only – they are not open computer, phone, internet, etc. The First Essay will last for 55 minutes and apply to all material assigned or covered in class between January 11-23, inclusive. The Second Essay will last for 55 minutes and apply to all material assigned or covered in class between March 13-27, inclusive. The Final Essay will apply to all material assigned or covered in class between March 27-April 26, inclusive, *plus* the knowledge that you should have acquired writing your research paper.

On the days that the In-Class Essays are to be written, you are expected to bring a Blue Book with an adequate number of pages (a minimum of 20 pages during the normal class periods and a minimum of 40 pages during the Final Exam period).

Final Exam date: see the Registrar's final exam schedule for Spring 2018.

<https://www.siu.edu/registrar/schedules/pdf/Spring%202018%20Final%20Exam%20Schedule.pdf>

RESEARCH PAPER:

There will be one research paper. The details of the paper will be provided on the website and Blackboard when assigned. This assignment is a significant proportion of your course grade and the time and effort expended to adequately complete the assignment should reflect that significance.

GRADES:

Your final grade will be determined on a percentage basis roughly as follows:

90-100% = A

80-89% = B

70-79% = C

60-69% = D

below 60% = F

The course grade will be determined as follows:

15% - First Essay

15% - Second Essay

40% - Research paper

30% - Final Essay

BLACKBOARD:

The use of Blackboard in this course will be limited to providing documents to students and making announcements to the class. Grades will not be posted to Blackboard. Keeping up with your grades to gauge your progress in this course is your responsibility. Blackboard will not be used to turn in your research paper. Follow the instructions that will be provided regarding the research paper.

TENTATIVE SCHEDULE

Jan 9	Introduction
Jan 11	Doyle - <i>The Adventure of Charles Augustus Milverton</i>
Jan 17	Fuller - <i>The Case of the Speluncean Explorers</i>
Jan 19	Adams, 69-96 - Positivism, Morality, Natural Law
Jan 23	Adams, <i>Summers v. Tice</i> 720
Jan 25	In-Class Essay #1 - bring Bluebook(s)
Jan 30	Epstein, <i>An Introduction to Empirical Legal Research</i> , Chapter 1
Feb 1	Epstein, <i>An Introduction to Empirical Legal Research</i> , Chapter 2; Adams, <i>McKlesky v. Kemp</i> 592
Feb 6	Matthews - <i>Collective Noun</i> ; Matthews - <i>The Last Word</i> ; <u>Research paper assigned</u>
Feb 8	Dow, 1-60
Feb 13	Dow, 60-158
Feb 15	Dow, 159-209
Feb 20	Dow, 209-257; 263-271
Feb 22	<u>Discuss Paper Progress & Content</u> ; Scheingold, <i>Something to Believe In</i> , Chapter 1
Feb 27	Scheingold, <i>Something to Believe In</i> , Chapter 4
Mar 1	Adams, 538-552; 558-562 - Punishment and Responsibility
Mar 6	Spring Break
Mar 8	Spring Break
Mar 13	Movie - <i>Twelve Angry Men</i>
Mar 15	Class starts at 11:30am -- Movie - <i>Twelve Angry Men</i>; Discuss <i>Twelve Angry Men</i>
Mar 20	Adams, 578-584 Death Penalty; Adcock - <i>The Collateral Anti-Therapeutic Effects of the Death Penalty</i>
Mar 22	Friedman - <i>Downtime</i> ; Statutes related to Filial Obligation
Mar 27	Adams, 700-713 - Duty to Rescue; Collini - <i>That's Offensive</i>
Mar 29	In-Class Essay #2 - bring Bluebook(s)
Apr 3	Adams, <i>Skokie</i> 276, <i>Texas v. Johnson</i> 325, <i>Phelps</i> 329
Apr 5	Adams, 237-261 - Freedom of Expression v. Morality
Apr 10	Research Paper due ; Adams, 261-276 - Freedom of Expression v. Morality
Apr 12	Adams, 286-298 - Obscenity & Pornography
Apr 17	Adams, 298-310 - Obscenity & Pornography
Apr 19	Kates - <i>Would Banning Firearms Reduce Murder and Suicide?</i>
Apr 24	Adams, <i>Lawrence</i> 316, <i>Reynolds</i> 335; <i>Baby Boy Doe</i>, 632 N.E.2d 326 (Ill. App. 1st Dist. 1994)
Apr 26	Adams, 491-526 - (Moral) Justification
Finals Week	Final Essays - bring Bluebook(s)

If you have a documented disability that requires academic accommodations, please go to Disability Support Services (DSS) for coordination of your academic accommodations. DSS is located in the Student Success Center, Room 1270; you may contact them to make an appointment by calling (618) 650-3726 or sending an email to disabilitysupport@siue.edu. Please visit the DSS website located online at www.siue.edu/dss for more information.

The usual restrictions and/or regulations in university classes will apply in this course:

1) Cheating (including plagiarism) will not be tolerated; those who are caught cheating will fail the course.

2) Attendance is required, and students may be penalized for missing class.

3) Essays are to be taken when scheduled. Make-up Essays will be given only for compelling reasons.

4) **No photographing, recording, or otherwise capturing the image or voice of students or faculty is allowed without permission. Anyone who does so will be removed from the class and receive a grade of F.**

No Pass Policy:

Irrespective of the grading rubric, I reserve the authority to issue a grade of zero for the research paper if the research paper is not of the quality I expect from a university student. This determination is solely mine and is somewhat subjective based upon the content of the paper and the effective communication of that content. While the grading rubric for the paper provides that points will be deducted for lack of content, poor form, poor grammar, improper citation, etc., I have received research papers that were of such poor quality that I was embarrassed that the student was allowed to pass the class. If such a situation occurs in this class, the student will be given one week after the papers are returned to adequately improve the paper. *The grade based upon the rubric for the assignment will not increase. A failure to adequately improve the paper will almost certainly result in a grade of F for the class because the research paper is 40% of the course grade.*

(the following was borrowed from Dr. DeGarmo but with minor edits):

Student Conduct in Class:

Political Science is a field of debate and disagreement - that is what is so exciting about this field. But given that Political Science can be a contentious subject, some simple rules of behavior will be required. First, no behavior that manifests a lack of respect for others or their learning objectives will be tolerated. Should you engage in disrespectful, hostile, racist, demeaning or disruptive behavior, you will be removed from class immediately. It is absolutely crucial that everyone feel comfortable stating and defending his or her own views.

You may use a laptop in class to access PowerPoints, online notes, or to type your own notes. **You may not use your laptop to surf the internet or check your email. You are expected to close your computer when we are involved in class discussion. Additionally, please turn your cell phones off and stow them in a backpack for the duration of the class. If you fail to follow these few simple rules, all student electronic devices will be banned from the classroom and the entire class may be penalized up to one-letter grade in their final course grade.**

Academic Honesty and Integrity:

Academic honesty and integrity are the keystones of education. Genuine learning can only occur in an atmosphere of honesty and integrity. Honesty and integrity also provide the foundation to good citizenship. You should consult the SIUE policy on honesty and integrity before taking this class. In regard to academic dishonesty: No kind or degree of academic dishonesty (i.e. cheating or plagiarism) will be tolerated. Any such behavior on any assignment will result in failing the course and additional measures taken through official channels. There are no exceptions to this rule – you plagiarize and you fail the course. For more information about student ethics and behavior see the paragraph below which is taken from the Undergraduate Catalogue:

Student Social Conduct, Student Academic Conduct, Student Grievance: Students enrolling in the University assume responsibility for conduct compatible with the learning environment of the University. Students are expected to be familiar with the Student Social Conduct Code, Student Academic Code, and Student Grievance Code. These policies describe the University's expectations for student conduct, sanctions imposed for violations of the standards, and procedures which students may follow in filing grievances. The University gives high priority to matters of academic ethics and abhors all types of cheating, including plagiarism. Plagiarism is the act of representing the work of another as one's own and may consist of copying or otherwise using written or oral work of another without proper acknowledgment of the source. Instructors may impose sanctions for academic cheating in accordance with the Student Academic Code. The minimum penalty for academic misconduct beyond failure for an assignment and/or for a course is disciplinary probation. Students who wish to understand matters relative to academic ethics and plagiarism should consult their advisers or instructors. Copies of the Codes are available in the Office of the Vice Chancellor for Student Affairs, the Office of the Provost and Vice Chancellor for Academic Affairs, the Graduate School, the Service Center, and in the Office of the Dean, School of Dental Medicine.

Feel free to ask me questions you may have about academic honesty. The core principle behind the student academic code is one in which students represent original work. When you plagiarize or cheat you violate the expectation of honesty and trust between teacher and student and student and student. Students who work hard to complete assignments are being violated by those who take shortcuts to complete the same assignment, not to mention that cheaters and plagiarizers cheat themselves of the opportunity to learn. Therefore, it my expectation that not only will you use appropriate citation, but that the work for the course is your own and it is original.