

**American Dispute Resolution Forum Seminar
Professor John Dzienkowski
Spring 2006**

SYLLABUS

Course Objective

Dispute Resolution in the United States: Beyond the Adversarial Model. This course presents and critically examines the adversarial model of dispute resolution from several perspectives. It then turns to a study of several other methods of resolving disputes: Mediation, Arbitration, Negotiation, and several Hybrid Models. These models of dispute resolution are analyzed from the perspective of societal forces that push the legal profession to consider alternative methods of dispute resolution. We will examine dispute resolution in the context of private civil and criminal disputes and public policy (government to government) disputes.

Course Requirements and Grading

Because this course meets once a week for eight weeks, class attendance and participation is important. It will count for 20% of the final grade. This is a participatory class and I will expect class interaction. If you plan to be absent, it would be preferable if you could email me before class.

During the course, I will expect students to prepare three 2-3 pages double spaced 12 font (times roman) papers responding to a topic in negotiation, mediation, and arbitration. These papers will count 10% each towards the final grade. On March 22, you will submit a final paper on a topic of your choice. The final paper should be 8-10 pages long double-spaced and it will count 50% towards the final grade. I will give you several examples of topics for your paper, and you are free to choose any topic in the area of dispute resolution. I welcome topics in an area of your interest. I would like to have a one paragraph description of a topic choice by Feb. 22.

My email is jsd@law.utexas.edu and my office is 3.265. My office hours are Tuesdays from 1:00 pm to 3:00 pm.

Elena Scher will assist me in offering this course as our Teaching Assistant. She may be reached by email at elena_scher@hotmail.com. Her office hours will be Tuesdays from 10:00 am to 1200 pm in 3.300 in Sid Richardson Hall (SRH) (LBJ School).

Please address all correspondence to both of us and place ADR in the Re: line. Thanks

Syllabus

Wed., Jan. 18

Introduction to Class
Overview of American Legal System

Wed., Jan 25 - Civil Litigation

Hour One – Review of Material
Hour Two- Plaintiffs' Lawyer

Wed., Feb 1 – Criminal Litigation

Hour One – Review of Material
Hour Two- Criminal Defense Attorney

Wed., Feb 8 - Negotiation

(First Assignment Due)

Hour One – Review of Material
Hour Two – Negotiation Specialist

Wed., Feb 15 - Mediation

Hour One – Review of the Material
Hour Two – Mediation Specialist

Wed., Feb 22 – Public Policy Mediation

(Second Assignment Due) (Paper Topic Due)

Hour One – Review of Material
Hour Two – Member of the Public Policy Dispute Resolution Center.

Wed., March 1 – Arbitration/ Hybrid Models

(Third Assignment Due)

Hour One – Review of Material
Hour Two – Attorney Arbitrator

Wed., March 8 – International Arbitration/ Hybrid Models

Hour One – Review of Material
Hour Two - Arbitrator

Wed., March 15-- SPRING BREAK

Wed., March 22 -

Final Paper Due