

UC Berkeley Legal Studies, Global Access Program LSGAP

This unique program provides access to Berkeley Law's top-notch faculty and courses in Berkeley Law's innovative Legal Studies program. Through the UC Berkeley Legal Studies Global Access Program (LSGAP), top-qualifying undergraduate students can expand their knowledge of law to become tomorrow's legal innovators in a rapidly changing world. This program has a one semester format of two 4-unit core courses, a 2-unit core course on legal writing and practice, and an elective course of 2 to 4 units drawn from a curated list of Legal Studies courses or the wider UC Berkeley course catalog. The core courses emphasize the fundamentals of U.S. law and legal institutions. The curated list of LSGAP elective courses cover doctrine in key areas of law, such as business law, constitutional law, criminal law, immigration law, intellectual property law, and international law. These courses also explore the broad impact of legal ideas and institutions on every facet of life via the economics, history, philosophy, politics, psychology, and sociology of law. Berkeley Law faculty teach all Legal Studies courses, which creates opportunities for intellectual and social exchange among Berkeley Legal Studies GAP and UC Berkeley students.

*Please note that not all courses will be offered each semester and are subject to change. If you have specific questions about any of the courses, please contact us at legalstudiesgap@berkeley.edu.

Hours & Format: Fall or Spring Semester for 15 weeks – 3 hours of lecture per week per course.

Grading/ Final Exam Status: Letter Grade. A final assessment (paper or exam) is required in Legal Studies courses in addition to class participation and other midterm papers and assignments.

Berkeley Legal Studies GAP Core Courses

LS XB 138 Supreme Court and Public Policy (4 Units)

This course examines how the Supreme Court makes public policy. We will do so by reading, discussing, and debating Supreme Court opinions. The first half of the course focuses on the Supreme Court's elaboration of substantive constitutional policy in the areas of equality, due process, and federalism. The second half focuses on Supreme Court policymaking that bears on "access to courts," which concerns the actual enforcement and implementation of rights. The course will traverse many policy domains, including civil rights, education, environmental, antitrust, medical marijuana, consumer protection, policing, public assistance, health care, same-sex marriage, free speech, and campaign contributions.

LS XB 100 Foundations of Legal Studies (4 Units)

This course provides an introduction to the major concepts and institutions of American law, both private and public (with some discussion of English and European law). The course emphasizes philosophy and history over legal doctrine. In private law, we will take up questions of when we use private law to determine who pays for accidents, and how some but not all agreements are protected by the law of contracts. We will spend more time on criminal law, looking at the justifications for the state's exclusive right of punishment, and on the limits to what behavior the state can declare criminal (drawing on the example of the decriminalization of homosexuality). We will also examine the distinctive processes of the American criminal justice system, and some of the troubling aspects of its outcomes, especially in relation to race. The last third of the course will take up the quintessentially American institution of constitutional judicial review: the right of the judiciary to reject state and federal laws that it deems not to conform to the Constitution.

LS X400 Legal Writing (2 Units)

Legal Studies X400 "Legal Writing" introduces Legal Studies Global Access students to the UC Berkeley Legal Studies Program, provides students with experience doing the legal writing they can expect to do in a postgraduate program, and organizes learning experiences with law outside the classroom. The course introduces legal research and writing, with an emphasis on finding, selecting, and citing relevant legal authority; evaluating sources; and using the conventions of written legal analysis. Legal writing experiences will be linked to opportunities to observe legal processes and organizations in the Bay Area.

Curated list of Berkeley Legal Studies GAP Electives*

**Courses are subject to change every term; enrollment is subject to availability*

LS 103 Theories of Law & Society (4 Units)

"Theories of Law and Society" surveys leading attempts to construct social theories of law and to use legal materials for systematic social theorizing, during the period from the mid-eighteenth century to the early twentieth century. The course considers major discussions of such themes as the relationships between law, politics, society and economy; the connection between historical change and legal change; the role of law in the processes of social integration and social discipline; and the distinctive elements of legal ordering in the modern west.

LS 107 Theories of Justice (4 Units)

Major perspectives in social and economic thought, e.g., natural law, natural right, laissez faire, "possessive individualism," contractualism, pluralism, and social equality as they affect contemporary discussion of "higher law," fairness, civic competence, and distributive justice.

LS 109 Aims & Limits of Criminal Law (4 Units)

Analysis of the capacity of criminal law to fulfill its aims. What are the aims of criminal Law? How are they assigned relative priority? What principles can be identified for evaluating the effort to control disapproved activities through criminal law?

LS 125 Human Rights and War Crimes Investigations: Methods (4 Units)

This seminar offers an introduction to the concept and practice of human rights research and investigations, with an emphasis on the collection and analysis of online open source information. In addition to lectures and readings, the course will engage students in the Human Rights Investigations Lab at Berkeley Law's Human Rights Center, an effort that supports the work of Amnesty International, the Syrian Archive, and a number of other organizations that are working to bring awareness to and collect evidence in support of international atrocity cases, including human rights law firms and international commissions of inquiry. In the seminar and lab, students will have an opportunity to engage in one or more real-world investigations.

LS 136 Law and Rights in Authoritarian States (4 Units)

This course investigates the logic and lived reality of authoritarian law, with the goal of complicating the popular notion that authoritarian law is simply an instrument of state repression. We will mix theoretical readings on approaches to law and the logic of courts with empirical studies of how law works in two historical settings (Nazi Germany and East Germany) and two contemporary cases (China and Russia). Part of our focus will be on elite politics, particularly the reasons leaders devolve power to courts and the control strategies they deploy to keep judges, lawyers and plaintiffs in check. At the same time, we will pay close attention to everyday law

and how ordinary people experience the legal system.

LS 140 Property and Liberty (4 Units)

This course will explore the relation between property law and limits of liberty in different cultures and at different times. The course will cover theories of property law, slavery, the clash between aboriginal and European ideas of property, gender roles and property rights, common property systems, zoning, regulatory takings, and property on the internet. Readings will include legal theorists, court cases, and historical case studies.

LS 145 Law & Economics I (4 Units)

The course will apply microeconomic theory analysis to legal rules and procedures. Emphasis will be given to the economic consequences of various sorts of liability rules, remedies for breach of contract and the allocation of property rights. The jurisprudential significance of the analysis will be discussed.

LS 149 Law, Technology and Entrepreneurship (4 Units)

Entrepreneurship plays an increasingly essential role in today's global economy. New companies and startups play valuable roles in the formation of new industry, also spurring established incumbent companies towards further growth. This course is designed to explore the role of law in facilitating the development of entrepreneurial enterprises, paying special attention to the complex interaction between innovation and regulation.

LS 150 Intimate Partner Violence (4 Units)

From the Grammys to the San Francisco Sheriff's Department; from Tech moguls to NFL players; from quiet #MeToo posts to #WhyIStayed tweets; from rappers, to our neighbor next door or even within our own home, stories of intimate partner violence permeate our society. How has the U.S. legal system responded to this violence? What are the best legal responses? Who decides? Are even the 'best' laws the best response to such violence? This course will investigate the phenomenon of intimate partner violence (also known as family violence, or domestic violence), by studying empirical evidence; theories of violence; the disparate impacts of IPV on different communities; the connection between IPV and gun violence; the debates around policing and IPV in light of Black Lives Matter; the effects of IPV on individuals, families, communities. Through a trauma-centered and intersectional approach, students will be positioned to assess and analyze the responses by our legal system (and lateral/alternative systems) to this persistent and prevalent social problem.

LS 160 Punishment, Culture, & Society (4 Units)

The desire to punish seems to be a universal human trait with deep psychological, moral, and practical foundations. At the same time the practices and meanings associated with punishments,

what has been called the “penal field” or “penality,” vary enormously across time and place. This is especially true when we consider those examples of punishment that take place under the legal authority of a state or government. Whatever may be true of practices of punishment within the family, or specialized institutions like schools, monasteries, and militaries, punishment as a legal institution is a part of state power, which is our main concern, and like other aspects of the legal order must be understood to address multiple concerns and audiences. In particular, “mass incarceration,” the profound enlargement of prison systems in the United States since the 1970s, and its concentration on economically marginal members of racial and ethnic minorities, requires attention to politics, social structures, and cultural meanings.

LS 162AC Restorative Justice (4 Units)

This course will examine the theory and practice of restorative justice, with an emphasis on the ways that criminal justice systems implicate the emotions and the social integration of both victims and offenders. The course will begin with a critical examination of the current focus of the criminal justice system on retribution and incarceration. It will explore the racially disproportionate effects of this system, a product both of governmental failures to recognize the continuing economic, social and psychological effects of slavery and Jim Crow, and law’s failure to look beyond a narrow, individually-oriented notion of discrimination. The course will also interrogate the ways that existing approaches function – at times, purposefully – to foster vengeance and contempt toward offenders as a social category, complicating the process of re-entry and reintegration.

LS 164 Juvenile Justice & the Color of Law: The Historical Treatment of Children of Color in the Judicial System – Delinquency & Dependency (4 units)

Juvenile Justice and the Color of Law investigates the profound role of law and legal institutions in shaping and defining racial minority and majority communities. Students will interrogate the definition and meaning of race in U.S. society (e.g., whether race is biological, cultural, environmental, based on White supremacy, or a social construct that is constantly being transformed) and will critically examine the connection between law, race and racism, both in the historical context and in modern society. The course is a collaborative effort to learn the truths of our collective history; to share the truths of our individual experiences and lives; and, to determine if we desire a more just society, and if so, how to create our own paths and contributions to this endeavor.

LS 170 Crime and Criminal Justice (4 Units)

Introduction to the etiology of crime and criminal justice administration. What is crime? What are the main features and problems of the process by which suspected criminals are apprehended, tried, sentenced, punished? Past and current trends and policy issues will be discussed.

LS 173AC Making Empire: Law & the Colonization of America (4 units)

This is an intro to the origins, development, and expansion of European settlement on the North American mainland. We will concentrate on the impulses – commercial, ideological, and racial – that drove European colonizing; the migrations (voluntary and forced) that sustained it; and the political and legal “technologies” that supplied it with definition, explanation, and institutional capacity. We will pay attention to themes of sovereignty, civic identity, race, and “manifest destiny” and will discuss how law provided both the language and technical capacity to transform territory into property, people into slaves, and the land’s indigenous inhabitants into “others” who existed “outside” the civic order of the American Republic.

LS 181 Psychology and the Law (4 Units)

This course will examine the implications of cognitive, social, and clinical psychology for legal theory, policies, and practices. The course will analyze the psychological aspects of intent, responsibility, deterrence, retribution, and morality. We will examine applications of psychology to evidence law (e.g. witness testimony, psychiatric diagnosis, and prediction), procedure (e.g. trial conduct, jury selection), and topics in criminal tort and family law.

LS 184 Sociology of Law (4 Units)

This course explores major issues and debates in the sociology of law. Topics include theoretical perspectives on the relationship between law and society, theories of why people obey (and disobey) the law, the relationship between law and social norms, the “law in action” in litigation and dispute resolution, the roles of lawyers, judges, and juries in the legal system and in society, and the role of law in social change. The course will examine these issues from an empirical perspective.

LS 190 - Topics in Law and Society (1-4 Units)

These seminar courses are upper division courses that do not have discussion sections or Graduate Student Instructors (GSIs). Seminars are designed to be smaller in size and involve more discussion. The following LS 190 seminar courses will be offered in Fall 2021:

- LS 190. Monetary Law and Regulation
- LS 190. Racial Foundations of the UC
- LS 190. Human Rights and Civil Rights in Israel
- LS 190. Law and Social Change in Israel
- LS 190. Law, Justice and Constitution in German History
- LS 190. Fundamental Rights under the Constitution

Please see <http://legalstudies.berkeley.edu/course-offerings/> for a complete, archived list of Legal Studies courses, and <http://legalstudies.berkeley.edu/new-courses-list/> for catalog course descriptions. Instead of choosing an elective course from the curated list of Legal Studies

electives, students may opt to take an elective course from the Berkeley course catalog, available here: classes.berkeley.edu.

Program Dates Fall 2021: August 18th- December 17th

Final Application Deadline: June 1st, 2021

Program Cost: \$19,900 *Excludes living expenses

Participants: Top-qualifying undergraduate students or recent graduates

English Proficiency Requirements UC Berkeley requires minimum scores of: TOEFL90 (iBT) or IELTS Academic Format of 7. Students who do not meet these requirements can request further English language evaluation. Students can also request a waiver if they have completed a course of study at the undergraduate level or higher for 1 year in English at another institution.

Academic Enhancements ✓ Graduate school admission workshops ✓ Cohort lunches ✓ Immersive California trips ✓ Visits to Bay Area and national private law firms and public interest law organizations
✓ Networking events hosted by Berkeley Pre-Law Society
✓ Career-advising programs ✓ Opportunities to hear from legal professionals in class and in the courtroom