

LGST 10: Introduction to Legal Studies

Mondays and Wednesdays, 9-12:30PM

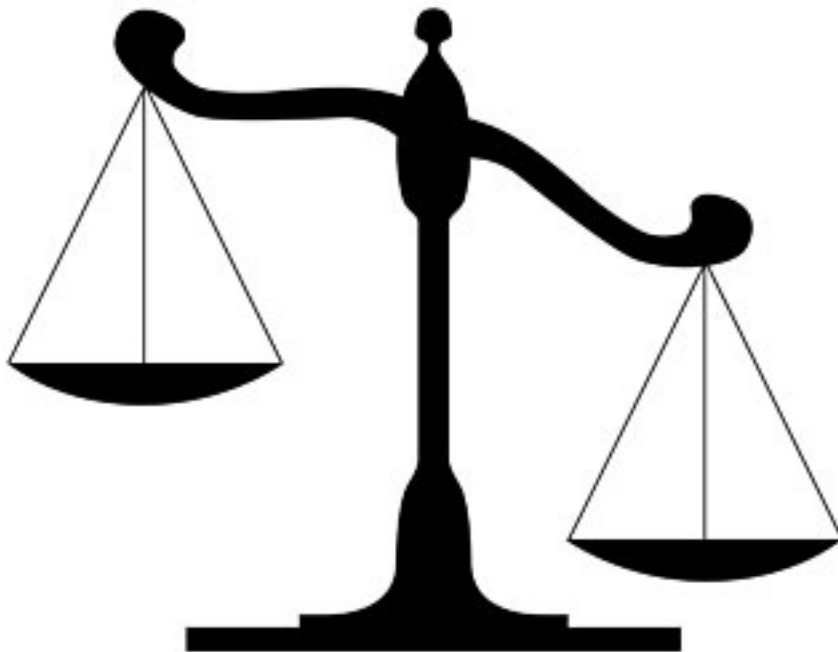
Summer Session II, 2016

Location: Physical Sciences 114

Instructor: Dr. Cassie Ambutter

E-Mail: cambutte@ucsc.edu

Office Hours: Wednesdays, 1:30-3:30PM, The Abbey Coffee Shop (at Vintage Faith)



This course is an introduction to critical legal studies. The class will cover basic constitutional law, criminal procedure, the power of the court system to enact social change, and the structural limitations of U.S. law. By way of example, the course will focus heavily on how race and criminality are constructed and produced through current legal discourses.

Course Assignments:

Exam #1 25%

Paper (4-5 pages) 25%

Final Exam 30%
Participation 20%

Required Texts:

-- A selection of readings will be posted to eCommons under the 'Resources' tab on the course site and also sometimes emailed to you directly.

-- Michelle Alexander, *The New Jim Crow: Mass Incarceration in the Age of Colorblindness* (New York: The New Press, 2010, 2012). ISBN: 978-159558-643-8

The Alexander text is available for purchase at **The Literary Guillotine**. They are located at 204 Locust Street, Santa Cruz 95060. (831) 457-1195.

Course Schedule:

Please note that this schedule and specific page numbers of readings are subject to change. All readings should be completed *in advance* of the class meetings under which they are listed.

Week 1: Structural Inequalities of the Law

Monday, July 25rd

Alexander Bickel, "The Least Dangerous Branch?" pp. 16-23.
Glenn Greenwald, short excerpt from "With Liberty and Justice for Some" (2011)

Wednesday, July 27th

Robert Kagan, "Adversarial Legalism," Ch 1 & 3

Marc Galanter, "Why the Haves Come Out Ahead," 95-119. 125.

Jay Feinman, "Criminal Procedure" in Law 101: Everything You Need to Know About American Law pp 305-327.

Week 2: "Stop & Frisk" and the Rights of the Criminally Accused

Monday, August 1st

Please read the following cases on eCommons:

Mapp v. Ohio (1961)

Terry v. Ohio (1968)

Carol S. Steiker, "Terry Unbound." *Mississippi Law Journal*. 82 *Miss. L.J.* 329 (2013)

Serwer and Lee, "Are the NYPD's Stop-And-Frisks Violating the Constitution?" 29 April 2013, *Mother Jones Magazine*

Short in-class video: "The Scars of Stop and Frisk"

Wednesday, August 3rd

Exam #1

Video: Ken Burns, *Central Park Five*

Week 3: Colorblind Legalism/Whiteness and the Law

Monday, August 8th and Wednesday, August 10th

Brown v. Board of Education (1954) (excerpted on eCommons)

Parents Involved in Community Schools v. Seattle Independent School District (2007)
(via eCommons)

Cheryl I. Harris. "Whiteness As Property." *Harvard Law Review* 106 (1992), **especially pages 1715-1716 & 1737-1756.**

Michelle Alexander. *The New Jim Crow: Mass Incarceration in the Age of Colorblindness* (Forward by Cornel West & the Introduction, pp. 1-19)

Recommended: Christopher Schmidt, "Brown and the Colorblind Constitution." Chicago-Kent College of Law. 2008. (eCommons)

Week 4, part I: The War on Drugs and Mass Incarceration in the U.S.

Monday, August 15th

Michelle Alexander, *The New Jim Crow* (pp. 20-139)

Week 4, part II: Police Brutality and the Violence of the Law

Wednesday, August 17th

Paper due

Victor M. Rios. "Racializing Justice, Disenfranchising Lives: The Hypercriminalization of Black and Latino Male Youth in the Era of Mass Incarceration." *Souls* 8 (2). 2006.

Josh Voorhees, "Of Course It Happened Again," *Slate Magazine*, 3 December 2014.

Michael Eric Dyson, "Where Do We Go After Ferguson?" *The New York Times*. 29 November 2014.

Gary Younge, "In Ferguson, the violence of the state created the violence of the street," *The Guardian* (UK), 18 August 2014.

Ta-Nehisi Coates, "Nonviolence as Compliance," *The Atlantic*. 27 April 2015.

Emily Badger, "The long, painful, and repetitive history of how Baltimore became Baltimore," *The Washington Post*, 29 April 2015.

Other Readings TBA

Week 5: Economic Inequality and the Law; Final Exam

Monday, August 22nd

Please read the following excerpted on eCommons:

San Antonio Independent School District v. Rodriguez (1973)

Gideon v. Wainwright (1963)

Stephen B. Bright and Sia M. Sanneh. "Fifty Years of Defiance and Resistance After *Gideon v. Wainwright*." *Yale Law Journal* 122 (2013).

Wednesday, August 24th

Cumulative Final Exam

Attendance and Participation:

I will pass around an attendance sheet at the start of every lecture and I expect you to come to class prepared. This means that you must **bring and read** the text that we will be discussing on any given day. I will often refer to specific lines in the text during the course of lecture, so it would behoove you to be able to follow along with me. Please remember that asking clarifying questions about lecture or about specific passages tells me that you're thinking, that you're engaged, and that you're wrestling with the big ideas of the course. **NOTE: YOU MAY NOT SIGN IN FOR A FRIEND.**

Please turn off all cell phones and iPods when you enter the classroom. If you use a laptop to take notes, please resist the temptation of the Internet.

Accessibility and Disabilities:

Please see me during the first or second day of the course if you have a disability for which I can make accommodations or even simply about which you would like me to be aware. If you have an Accommodation Authorization from the DRC, please bring a copy with you.

If you would like more information about the Disability Resource Center, please see their web site (drc.ucsc.edu), contact them by phone (459-2089) or e-mail (drc@ucsc.edu), or stop by their office (146 Hahn Student Services).

Citation and Documentation of Sources in Papers:

All courses in the Politics department use one of two standard forms of citation (1) parenthetical or in-text citations and (2) footnotes. For the in-text system the department follows the Modern Language Association (MLA). For footnotes, the Chicago Manual of Style. Familiarize yourself with the style guides for the two systems, found on the Politics website at <http://politics.ucsc.edu/undergraduate/citation.php>. These two systems are outlined in other style guides as well, including Diana Hacker's *A Pocket Style Manual*.

Academic Integrity:

Familiarize yourself with the University's principles, policies, and procedures regarding breaches of academic integrity. These can be found on the "academic integrity" website at:

http://www.ucsc.edu/academics/academic_integrity/undergraduate_students/

If you are unsure about anything that you read on this website, or what is acceptable or not acceptable in completing assignments for this course, ***please come talk to me sooner rather than later***. Plagiarism is unacceptable; it is a very serious academic offense and I will not tolerate it.