

Administrative Law A2 – Fall 2010
Professor Stephenson
Langdell South (Kirkland & Ellis Room), Mon-Tues, 8:10-10:10

Course Description: This course will study law making and law application by executive departments of government. Using the material covered in the first-year “Legislation and Regulation” course as a foundation, this class will cover a variety of topics, including the legal framework (both constitutional and statutory) that governs administrative adjudication; the proper role of agencies in interpreting statutory and regulatory law; public participation in agency rulemaking; and judicial review of agency decisions. The central theme of the course is how the law manages the tension between “rule of law” values (e.g., procedural regularity, accountability, and substantive limits on arbitrary action) and the desire for flexible, effective administrative governance.

The casebook is *Strauss, Rakoff & Farina eds., Gelhorn and Byse’s Administrative Law* (rev’d 10th ed. 2003). Casebook readings are marked “CB.” There is also a supplemental reading packet, available from the Copy Center. Readings from the supplement are marked “Supp.”

SYLLABUS

I. Administrative Adjudication

A. Constitutional Issues

(1) Tues., Sept. 7th – Article III: The Right to a Judicial Forum

CB 118-138 (*CFTC v. Schor*)

(2) Mon. Sept. 13th – Due Process: The Right to an Administrative Hearing

CB 767-769 (introductory note on Due Process)

Supp. 6-8 (*Yamataya v. Fisher*)

CB 238-248 (*Londoner v. Denver, Bi-Metallic v. State Board of Equalization*)

CB 783-790 (*Goldberg v. Kelly*)

CB 837-851 (*Mathews v. Eldridge*)

(3) Tues., Sept. 14th – Due Process: The Right to an Impartial Adjudicator

CB 407-423 (*FTC v. Cement Institute, Withrow v. Larkin*)

Supp. 9-29 (*Cinderella Career and Finishing Schools v. FTC; Ass’n of Nat’l Advertisers v. FTC*)

Harvard Contract Law Syllabus

William Herbert Page



Harvard Contract Law Syllabus:

Reimagining Contract Law Pedagogy Warren Swain, David Campbell, 2019-01-14 Reimagining Contract Law Pedagogy examines why existing contract teaching pedagogy has remained in place for so long and argues for an overhaul of the way it is taught. With contributions from a range of jurisdictions and types of university, it provides a survey of contract law courses across the common law world, reviewing current practice and expressing concern that the emphasis on some features of contract doctrine fails to reflect reality. The book engages with the major criticism of the standard contract course, which is that it is too narrow and rarely engages with ordinary life or at least ordinary contracts, and argues that students are left without vital knowledge. This collection is designed to be a platform for sharing innovative teaching experiences, with the aim of building a new approach that addresses such issues. This book will have international appeal and will be of interest to academics, researchers, and postgraduates in the fields of law and education. It will also appeal to teachers of contract law as well as governmental and legal profession policymakers.

A Comparative Study of Chinese and Western Legal Language and Culture Falian Zhang, 2021-03-08 This book involves a variety of aspects and levels, including the diachronic and synchronic dimensions. Law profoundly affects our daily lives, but its language and culture can at times be nearly impossible to understand. As a comparative study of Chinese and Western legal language and legal culture, this book investigates the similarities and differences of both sides and identifies their respective advantages and disadvantages. Accordingly, it considers both social and cultural functions and both theoretical and practical values. Firstly, the book addresses the differences that are the basic frameworks and disparities between the Chinese and Western legal languages and legal cultures. Secondly, it explores relevant changes over time, that is, the historical evolution and the basic driving forces that were at work before the Chinese and Western legal languages and cultures met. Lastly, the book elaborates on their fusion, that is, the conflicts and changes in Chinese and Western legal languages and cultures in China in the modern era, as well as the introduction, transplantation, and transformation of Western legal culture.

The Law of Trade Regulation, 1927 **Great Debates in Gender and Law** Rosemary Auchmuty, 2018-03-16 The first textbook to consider gender perspectives in relation to the whole undergraduate law curriculum in England and Wales. Gender is of central importance in every area of law and every area of people's lives, but is rarely mentioned in the formal LLB syllabus. This book is designed to fill some of those gaps. 18 chapters, written by experts in the field, cover all the core modules on the English LLB, together with 11 of the most popular options. Aimed at students and lecturers on undergraduate and postgraduate Gender and Law modules, the book will also be useful for all LLB and LLM students studying English law who may use it to accompany their studies from their first to their final year, and also for prospective law students, legal scholars from outside England and Wales, and scholars in other disciplines.

Aspiration and Reality in Legal Education David Sandomierski, 2020-02-24 Contrary to conventional narratives about legal education, *Aspiration and Reality in Legal*

Education reveals a widespread desire among law teachers to integrate both theory and practice into the education of versatile and civic minded lawyers. Despite this stated desire, however, this aspiration is largely unrealized due to a host of intellectual and institutional factors that produce a profound gap between what professors believe about law and the ideas they communicate through their teaching. Drawing on interviews with over sixty law professors in Canada, David Sandomierski makes two important empirical discoveries in this book. First, he establishes that contrary to a dominant narrative in legal education that conceives of theory and practice as oppositional, the vast majority of law professors consider theory to be vitally important in preparing better lawyers. Second, he uncovers a significant gap between the realist theoretical commitments held by a majority of professors and the formalist theories they almost uniformly convey through their teaching and conceptions of legal reasoning. Understanding the intellectual and institutional factors that account for these tensions, Sandomierski argues, is essential for any meaningful project of legal education reform.

Rewriting the History of the Law of Nations Paolo Amorosa, 2019-09-25 In the interwar years, international lawyer James Brown Scott wrote a series of works on the history of his discipline. He made the case that the foundation of modern international law rested not, as most assumed, with the seventeenth-century Dutch thinker Hugo Grotius, but with sixteenth-century Spanish theologian Francisco de Vitoria. Far from being an antiquarian assertion, the Spanish origin narrative placed the inception of international law in the context of the discovery of America rather than in the European wars of religion. The recognition of equal rights to the American natives by Vitoria was the pedigree on which Scott built a progressive international law responsive to the rise of the United States as the leading global power and developments in international organization such as the creation of the League of Nations. This book describes the Spanish origin project in context, relying on Scott's biography, changes in the self-understanding of the international legal profession, as well as on larger social and political trends in US and global history. Keeping in mind Vitoria's persisting role as a key figure in the canon of international legal history, the book sheds light on the contingency of shared assumptions about the discipline and their unspoken implications. The legacy of the international law Scott developed for the American century is still with the profession today in the shape of the normalization and depoliticization of rights language and of key concepts like equality and rule of law.

Logic and Experience William P. LaPiana, 1994 The 19th century saw dramatic changes in the legal education system in the United States. Before the Civil War, lawyers learned their trade primarily through apprenticeship and self-directed study. By the end of the 19th century, the modern legal education system, which was developed primarily by Dean Christopher Langdell at Harvard, was in place: a bachelor's degree was required for admission to the new model law school, and a law degree was promoted as the best preparation for admission to the bar. William P. LaPiana provides an in-depth study of the intellectual history of the transformation of American legal education during this period. In the process, he offers a revisionist portrait of Langdell, the Dean of Harvard Law School from 1870 to 1900 and the earliest proponent for the modern method of legal

education as well as portraying for the first time the opposition to the changes at Harvard Navigating Choppy Waters
 Kent Kauffman, 2025-01-13 Reader friendly jargon free guide to legal issues all college faculty need to know so that they can
 make teaching decisions within the bounds of the law **The Common Law and the Case Method in American**
University Law Schools Josef Redlich, 1914 **Bulletin of the Carnegie Foundation for the Advancement of**
Teaching ,1914 Designing a Motivational Syllabus Christine Harrington, Melissa Thomas, 2023-07-03 A thoughtfully
 constructed syllabus can be transformative for your students learning communicating the path they can take to succeed This
 book demonstrates how rather than being a mundane document to convey policies you can construct your syllabus to be a
 motivating resource that conveys a clear sense of your course s learning goals how students can achieve those goals and
 makes evident your teaching philosophy and why you have adopted the teaching strategies you will use such as discussion or
 group activities Developing or revising a syllabus also presents you with a perfect opportunity to review the learning
 possibilities for the semester Well designed it can help you stay focused on achieving the learning outcomes as well as
 determine if the class is on track and whether adjustments to the schedule are needed The authors show how by adopting a
 welcoming tone and clearly stating learning outcomes your syllabus can engage students by explaining the relevance of your
 course to their studies create an all important positive first impression of you as an instructor and guide students through the
 resources you will be using the assignments ahead as well as clear guidance on how they will be assessed Referred to
 frequently as the course progresses an effective syllabus will keep students engaged and on task Christine Harrington and
 Melissa Thomas lead you through all the elements of a syllabus to help you identify how to present key messages and
 information about your course think through the impressions you want to create and equally importantly suggest how you
 can use layout and elements such as images and charts to make your syllabus visually appealing and easy to navigate
 Bulletin Carnegie Foundation for the Advancement of Teaching, 1928 *The Nomination of Elena Kagan to be an*
Associate Justice of the Supreme Court of the United States United States. Congress. Senate. Committee on the
 Judiciary, 2010 **Imperialism, Sovereignty and the Making of International Law** Antony Anghie, 2007-04-26 Examines
 the relationship between imperialism and international law Wisconsin's Educational Horizon Wisconsin. Department of
 Public Instruction, 1919 **Directory of Teachers in Member Schools** ,1923 *EARTH OBSERVATION & NAVIGATION.*
LAW AND TECHNOLOGY Marlena Jankowska, Mirosław Pawełczyk, George Cho, Sławomir Augustyn, Sanatan
 Kulshrestha, Piotr Homola, Maciej Giermak, Mohd Shoab, Kamal Jain, Ralph Thiele, Thomas Liebig, Damian M. Bielicki, Krzysztof
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awomira Augustyn Wojskowa Akademia Techniczna i Doktora Marcina Kulawiaka Politechnika Gdańska Książka dotyczy tematyki obserwacji Ziemi i nawigacji Zagadnienia te zostały omówione zarówno od strony technicznej jak i prawnej Redaktorzy oraz autorzy książki wyszli z założenia, że dla zrozumienia tej problematyki konieczną jest zwrócenie naukowej uwagi na obie sfery obserwacji Ziemi i nawigacji

Decolonizing International Relations Branwen Gruffydd Jones, 2006-09-15

The modern discipline of International Relations (IR) is largely an Anglo-American social science. It has been concerned mainly with the powerful states and actors in the global political economy and dominated by North American and European scholars. However, this focus can be seen as Eurocentrism. Decolonizing International Relations exposes the ways in which IR has consistently ignored questions of colonialism, imperialism, race, slavery, and dispossession in the non-European world. The first part of the book addresses the form and historical origins of Eurocentrism in IR. The second part examines the colonial and racialized constitution of international relations, which tends to be ignored by the discipline. The third part begins the task of retrieval and reconstruction, providing non-Eurocentric accounts of selected themes central to international relations. Critical scholars in IR and international law, concerned with the need to decolonize knowledge, have authored the chapters of this important volume. It will appeal to students and scholars of international relations, international law, and political economy, as well as those with a special interest in the politics of knowledge, postcolonial critique, international and regional historiography, and comparative politics.

Contributions by Antony Anghie, Alison J. Ayers, B. S. Chimni, James Thuo Gathii, Siba N. Zatioula, Grovogui Branwen Gruffydd Jones, Sandra Halperin, Sankaran Krishna, Mustapha Kamal Pasha, and Julian Saurin

August 12, 18, and 19, 1970 United States. Congress. Senate. Committee on Labor and Public Welfare. Subcommittee on Education, 1971

The Law of Contracts William Herbert Page, 1919

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