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| **Date** | **Topic** | **Sub-Topic** | **Course Book Reading** | **Notes** |
| 23 Aug  Tues  Class 1 | Introduction | Course Introduction  Introduction to the UCMJ | Sgt Berghdal Article—BB  The Military Justice System (Overview)—BB | - Read course policy statement and complete student surveys  - Be prepared to discuss articles that were emailed to you |
| 25 Aug  Thurs  Class 2 | Courts-Martial  (1 of 3) | Military Justice Overview:  Statutory/Regulatory Authority  Jurisdiction  Convening Authorities | pp. 2-24  Preference—Course Book   * Learning Objectives, “A Guide to Military Criminal Law” * UCMJ Arts. 2,5 | Student Surveys Due |
| 30 Aug  Tues  Class 3 | Courts-Martial  (2 of 3) | Military Justice Overview Cont’d:  Jurisdiction  Convening Authorities  Types of Courts-Martial  Punishments | UCMJ Articles: 22,23,24 | In Class  Legal Reasoning and Briefing a Case: The FIRAC Method |
| 1 Sep  Thurs  Class 4 | Courts-Martial  (3 of 3) | Military Justice Overview Cont’d:  Bars to Prosecution  Unlawful Command Influence | UCMJ Articles: 37, 43, 44 Immunity  pp. 25-36   * R.C.M. 104 * U.S. v. Reynolds * U.S. v. Howell * U.S. v. Baldwin   Practice Essay | In Class  Be prepared to discuss Questions for Discussion, which are in your course packet after every case. |
| 8 Sep  Thurs  Class 5 | Military Crimes  (1 of 3) | Types of Absence Offenses  Duration of the Offense  Defenses to Absences Offenses  Disrespect Offenses  Defenses to Disrespect Offenses | pp. 37-60   * Learning Objectives * UCMJ Arts. 85-87 * United States v. Barnes * UCMJ Arts. 88-91 * United States v. Ivory | In Class  Be prepared to discuss Questions for Discussion |
| 13 Sep  Tues  Class 6 | Military Crimes  (2 of 3) | Types of Orders Offenses  Lawful order  Lawful general order  Fraternization  Sexual Harassment | pp. 61-82   * UCMJ Art. 92 * United States v. Moore * United States v. Dumford * NAVREG 1165 * SECNAVINST 5300.26D | FIRAC Assigned  U.S. v. Hayes (pg 83) |
| 15 Sep  Thurs  Class 7 | Military Crimes  (3 of 3) | Orders Offenses (cont’d.)  Dereliction of Duty  The General Article (134)  Conduct Unbecoming an Officer (133) | pp. 83-103   * UCMJ Arts. 133-134 * U.S. v. Hayes * U.S. v. Bryant * U.S. v. Caldwell * Practice Essay | FIRAC Due  U.S. v. Hayes (pg 83) |
| 20 Sep  Tues  Class 8 | Search & Seizure/  4th Amendment  (1 of 3) | Inspections v. Searches  Searches under 4th Amendment Rule  Government Actor  Quest for Evidence  Reasonable Expectation of Privacy | pp. 104-128   * Learning Objectives * MRE 313-316 * U.S. v. Thatcher * U.S. v. Sullivan * U.S. v. Larson | In Class  Be Prepared to discuss Search and Seizure Questions for Discussion  Fourth Amendment Essay Assigned (pg 150) |
| 22 Sep  Thurs  Class 9 | Search & Seizure/  4th Amendment  (2 of 3) | Probable Cause  Search Authorizations & Warrants  Exceptions:  Consent  Plain View | pp. 129-136   * U.S. v. Rader * U.S. v. Goudy * U.S. v. Kaliski |  |
| 27 Sep  Tues  Class 10 | Search & Seizure/  4th Amendment  (3 of 3) | Stop and Frisk  Search Incident to Arrest  Exclusionary Rule  Fruit of the Poisonous Tree  Standing | pp. 137-150   * Riley v. California * Terry v. Ohio United * U.S. v. Conklin * Practice Essay |  |
| 29 Sep  Thurs  Class 11 | **SIX-WEEK EXAM** | **BLACKBOARD EXAM** |  | **IN CLASS**  **SIX-WEEK EXAM**  Fourth Amendment Essay Due (pg 150) |
| 4 Oct  Tues  Class 12 | Compelled Self-Incrimination/  5th Amendment  (1 of 2) | Question and Answer  Article 31, UCMJ  Miranda v. Arizona | pp. 151-168   * Learning Objectives * MRE 304-305 * Schmerber v. California * Rhode Island v. Innis * U.S. v. Jones | Self-Incrimination Essay Assigned (pg 180) |
| 6 Oct  Thurs  Class 13 | Compelled Self-Incrimination/  5th Amendment  (2 of 2) | Exceptions / Voluntariness  Invoking and Waiving  Exclusionary Rule  Fruit of the Poisonous Tree  Standing | pp. 169-180   * U.S. v. Loukas * Rights Advisement Form * U.S. v. Webb * Practice Essay | In Class  Miranda v. 31(b) |
| 11 Oct  Tues  Class 14 | Military Investigations  (1 of 2) | Types of Investigations | pp. 181-214   * Learning Objectives * JAGMAN Chapter 2: 0201-0211 | JAGMAN Problem Issued  Self-Incrimination Essay Due (pg 180) |
| 13 Oct  Thurs  Class 15 | Military  Investigations  (2 of 2) | Line of Duty/Misconduct Determinations | pp. 214-242   * JAGMAN Chapter 2: Section 0212-0232 & Appendices |  |
| 18 Oct  Tues  Class 16 | Non-punitive Measures  And Service members  Civil Relief Act | EMI, Withholding Privileges, Censure, Counseling, Liberty Risk | pp. 243-254   * JAGMAN Chapter 1: Sections 0101-0105 * SCRA Handout | In Class  Military Investigations and JAGMAN Problem quiz |
| 20 Oct  Thurs  Class 17 | Non-judicial Punishment  MOCK NJP  -Need Volunteers  -Extra Credit | Foundations  Rights  Authorized Punishments | pp. 255-300   * Learning Objectives * JAGMAN – Chapter 1:Sections 0106-0119 * MCM, Part V * Max Punishment Chart * Rights Advisement Forms * Practice Essay | **JAGMAN DRAFT DUE**  **-Preliminary Statement**  MOCK NJP Assigned,  -Review Part I of LCpl I Facts  Review FF and Opinions |
| 25 Oct  Tues  Class 18 | Administrative Separation Process  (1 of 3)  MOCK NJP  MOCK ADSEP  -Need Volunteers  -Extra Credit | Basis for Separation  Mandatory Bases of Processing  Commission of a Serious Offense  Drug Abuse  Discretionary Bases of Processing  Pattern of Misconduct | pp. 301-319   * Learning Objectives * MILPERSMAN 1910-140 * MILPERSMAN 1910-142 * MILPESRMAN 1910-146 * MILPESRMAN 1910-304 * MILPESRMAN 1910-400 | Mock Administrative Board Assigned  MOCK NJP  Review Part II of LCpl I Facts—additional NJP and 6105 entries |
| 27 Oct  Thurs  Class 19 | Administrative Separation Process  (2 of 3) | Procedures  Notification  Board Procedure  Characterization of Service | None | In Class  Mock Administrative Board Preparation  **JAGMAN DRAFT DUE**  **-FF and Opinions** |
| 1 Nov  Tues  Class 20 | Administrative Separation Process  (3 of 3) |  | None | In Class  Mock Administrative Board |
| 3 Nov  Thurs  Class 21 | International Law  (1 of 2) | Sources of International Law  Legal Basis for Using Force  Enforcement Mechanisms | pp. 320-333   * Learning Objectives * OPLAW Handbook Chapter 1 * NAVREGS 0826, 0916, 0939 * Osama Raid Article * Int’l Law Article (Syria) |  |
| 8 Nov  Tues  Class 22 | International Law  (2 of 2)  Law of the Sea  (1 of 2) | Legal Basis for Use of Force  (Iraq, Afghanistan, Syria, ISIS)  Maritime Zones  Navigational Regimes  Piracy | All of Chapter 1  Pgs 336-345: sec 1.1-.10  Pgs 349-360: sec 2.5-2.9.3  Pgs 365-366: sec 3.1-3.2.3  Pgs 369-370: sec 3.5.1-3.5.3.2  Pgs 385-387: sec 4.4.2-4.4.3.7  Pg 408: Section 0925 | **JAGMAN DRAFT DUE**  **-Recommendations** |
| 10 Nov  Thurs  Class 23 | Law of the Sea  (2 of 2) | Case Study—South China Sea | * Posted on BB |  |
| 15 Nov  Tues  Class 24 | Law of Armed  Conflict  (1 of 3) | Principles | pp. 410-416   * OPLAW Handbook Chapter 2 |  |
| 17 Nov  Thurs  Class 25 | Law of Armed  Conflict  (2 of 3) | Targeting – People & Places  Direct Participation in Hostilities | pp. 417-435  OPLAW Handbook Chapter 2 |  |
| 22 Nov  Tues  Class 26 | Law of Armed  Conflict  (3 of 3)  **\*\*JAGMAN DUE\*\*** | Cyber  Detainees | pp. 446-448   * U.S. v. Lindh * Kyle Phillips, “Unpacking Cyberwar: The Sufficiency of the Law of Armed Conflict in the Cyber Domain,” *Armed Forces Quarterly*, No. 70 (July 2013). (On Blackboard) | **\*\*JAGMAN DUE\*\*** |
| 29 Nov  Tues  Class 27 | Rules of  Engagement (1 of 2) | Standing ROE (SROE)  Supplemental ROE | pp. 449-468   * Learning Objectives * CJCSI 3121.01B * Practice Essay | ROE Essays Assigned  (pg 468) |
| 1 Dec  Thurs  Class 28 | Rules of  Engagement (2 of 2) | LOAC/ROE Scenarios | Class Breakouts – Service Selection LOAC/ROE Scenarios |  |
| 6 Dec  Tues  Class 29 | Multi-Dimensional Decision Making Scenario |  | Ethics Scenario—BB  Marines 1/6 Marjah | ROE Essays Due  (pg 468) |
| 8 Dec  Thurs  Class 30 | Final Exam Review |  |  |  |
| TBD | Final Exam |  |  | Location TBD |