

SYLLABUS

GEORGIA STATE UNIVERSITY COLLEGE OF LAW

INTERNATIONAL CRIMINAL LAW

PROFESSOR ELLEN S. PODGOR

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SUMMER 2005 - PILOT DISTANCE LEARNING COURSE

COURSE OBJECTIVE:

This is a two credit survey class that will study selected issues concerning the application of criminal law across international boundaries. The course pays particular attention to transnational issues. Topics will include basic principles of jurisdiction in international criminal law, specific applications (e.g. Foreign Corrupt Practices Act, Money Laundering, Narcotics Trafficking, Terrorism), procedural issues (e.g., mutual assistance, extradition), and international criminal tribunals.

COURSE MATERIALS:

Wise, Podgor, & Clark, International Criminal Law: Cases and Materials (2d Edition LexisNexis 2004)
ISBN#: 0-8205-6223-8

VIRTUAL OFFICE HOURS:

Open Door Policy. Email or call at your convenience. If you do not receive an email response within 24 hours, please resend your email as it is likely that I did not receive the first one.

PREREQUISITE:

It is recommended that you have taken a basic criminal law class prior to this class. This is a required prerequisite for Georgia State students. If you are a student who has not previously taken Criminal Law, please advise me of this immediately.

ABOUT THE COURSE:

This class is a pilot project in distance learning through the web. It is possible that there may be technical issues that arise during the semester. Please feel free to discuss with me any concerns that you have now or as they might arise during the semester.

The course opens on Monday, May 16, 2005 and will remain open until the conclusion of the exam period. The classes, however, for the course must be complete prior to Friday, June 24, 2005. During this six week

period of time, it is expected that you will spend approximately four (4) hours each week online. Approximately one hour will be viewing video and audio clips, and approximately three hours should be in reading and writing on the discussion forum. At the beginning of the course the time spent may be less, but you should find that this time increases as you proceed through the material and the discussion becomes richer. Although you will have access to read items on the course after June 24th, no posting will be permitted after that day.

It is expected that you will stay current on a weekly basis with the material in the course. This course is not synchronous, and as such you may view the materials and post at any time during the week. It is important for the class discussion, however, that the discussion for each weekly topic end at the designated time and move onto the next class topic. There are no excused absences from this course as you are given a week to complete each of the weekly assignments.

You will each be provided a password to log onto the course. Go to <<https://gsulaw2.gsu.edu/hangar18/>> and enter your password. Once you are registered on the course, you will be able to change your password. Upon logging onto the course, go immediately to the “help” sign in the middle/top of the page. Click “help” and read the frequently asked questions and answers. The page will instruct you to contact Chris Heaton at Georgia State (cdheaton@gsu.edu) if you are experiencing technical difficulties.

On the left hand side of the course page you will see “Weekly Topics.” Click “Weekly Topics” and proceed to “Week 1” of the course. You will find next to “Video and Audio Lecture,” the following: “Video 1, Audio 2, Video 3, Video 4, Audio 5, Audio 6.” Clicking each of these items will bring you to a file that can be played on your computer. The load times for bringing up these files can be as long as 1 minute 45 seconds, so please be patient. The load times after the first week of the course are shorter (I learned that less powerpoints significantly helps :)).

Below the lectures you will find handouts. In this category you will find assigned material that may have come out since the publication of the casebook, material not included in the casebook, and also problems and questions for discussion. As you work through the video and audio files, you will find occasions when you are instructed to go to the questions or problems in the handout section. You are then instructed to go to the discussion forum to discuss with others in the class the assigned questions and problems. You will note that there is a separate link for each of the question pages and problems.

When participating in the discussion forum, you are required to post thorough, well-articulated responses to the arguments and discussions raised in the Forum. "Ad Hominem" or "I agree" posts will not be considered as quality participation. It is recommended that you post a minimum of four times each week. There is no limit to the number of posts that you may enter. Individuals may have some very strong emotions about some of the topics in this class, please try to understand views that differ from your own. In all cases please keep the discussion professional.

To give an example of how posts might work, consider Problem One. It is not expected that any one person would list all the issues from the problem. Consider posting one issue per person and then perhaps starting a second round of possible issues if you think that some have not been mentioned. Try to treat the discussion like a regular classroom, where if you had been called on by the professor you would answer with one comment and the professor would then move onto the next student.

In the discussion forum, you will also find a section titled, “News and Announcements.” Here you will find any class announcements that I need to make as we progress through the course. I may also post occasional news items that may be of interest.

The final section of the discussion forum is titled- break room. If you wish to discuss any topics not pertinent to the course, this is the place to do so. To begin the course, it would be appreciated if each of you would go into the Breakroom and write a short paragraph or two about yourself and why you are taking this class.

TECHNICAL DIFFICULTIES:

We anticipate that there may be some technical difficulties in that this is a pilot test course, so please be patient when this happens. When this happens contact Chris Heaton at <cdheaton@gsu.edu> and make certain I am cc'ed on the email <epodgor@gsu.edu> so that I am aware of any difficulties you may be having. Also, please feel free to telephone me with any issues that might arise throughout the semester (404) 651-2087.

GRADING:

80% of the grade will be based on a take-home examination. The examination will be open book and will be administered anonymously via a web based program. The exam will run from 10 A.M. on Tuesday, July 5th until 4 P.M. on July 15th and you will be permitted to complete the exam at any time during that exam period. Further instructions on the examination will be provided later in the course.

20% of the grade will be based on web discussion. This portion of the grade will not be anonymous.

Grading methodology will be dependant upon the school from which you enrolled for this course. For example, students from Rutgers will be graded using the standard procedure used at that institution.

SURVEY:

In the middle of the course, and again at the end of the class, you will be provided with a course survey. Because this is a pilot project, you will be expected to complete this survey. The survey should not take more than ten (10) minutes on each occasion. The first survey will be solely about technical concerns of the course, that might be used in the second half to improve the course production. The final survey will be regarding the course and professor. The final survey results will not be provided to the professor until after all exams grades have been submitted to the participating institutions.

<u>Class</u>	<u>Topic</u>	<u>Reading Assignment</u>
1	Introduction General Principles of Jurisdiction	Chapter One [pages 1-20] Chapter Three [pages 63-117 up to Hitchcock]
2	Business Crimes	Chapter Four [pages 121-139 up to B] Pasquantino Case [Handout] Chapter Five [pages 145-150]

	Export Controls	up to § 5.02] Chapter Six [pages 165 - 179 up to § 6.03]
	Computer Crimes	Chapter Seven [pages 187- 190]
3	Narcotics & Money Laundering Piracy & Terrorism	Chapter Eight [pages 191-208] Chapter Nine [pages 209-216 up to Note 3] [pages 239 (starting with § 9.03) - 258 (up to § 9.04)]
	Torture	Chapter Ten [pages 275-300] Read One Memo [Handout]
4	Application of United States Constitution Abroad	Chapter Eleven [pages 319- 361] Small Case [Handout]
	Immunities	Chapter Twelve [pages 363- 399 (up to § 12.03)]
5	Mutual Assistance & Obtaining Evidence From Abroad Extradition	Chapter Thirteen [pages 407- 433 (up to § 13.03)]
	Abduction & Other Alternatives to Extradition	Chapter Fourteen [pages 445- 468] [pages 490- 505 (up to Notes and Questions)] Chapter Fifteen [pages 524- 541]
	Select Criminal Procedure Issues	Chapter Seventeen [pages 594- 623]
6	International Tribunals	Chapter 18 [pages 625-647 up to Demjanjuk]
	International Criminal Court	Chapter 19 [pages 657-704] Chapter 20 [pages 705-796]

The course syllabus provides a general plan for the course; deviations may be necessary.