

National Security Law

PUB 7550_01

Fall 2020

Syllabus

The professor reserves the right to amend or change this syllabus at any time as needed throughout the semester. The syllabus is a helpful guide intended to give students an overview of the course but is subject to be changed or supplemented at the professor's discretion. Please take the time to read and review this syllabus in detail.

Course Information

- **Meeting Times/Locations**

(Class) Mondays & Wednesdays 12:45PM-2:00PM, Microsoft TEAMS

- **Course Website(s)**

Access to Microsoft TEAMS (TEAMS) is **MANDATORY** for PUB 7550_01. TEAMS is the primary means of communication for PUB 7550_01 and will provide access to materials and handouts. This course will use TEAMS to submit assignments and provide access to all assigned videos. You can visit the NATIONAL SECURITY TEAM by clicking [HERE](#).

- **Virtual Classroom Protocols**

This class will be using TEAMS exclusively for class time, supplemental materials, and submission of quizzes and assignments. Please log on to TEAMS prior to the first class to get acquainted with the platform.

Students should arrive to TEAMS class early and be as prepared as they would for an in-person class. Class will start promptly at 12:45PM. **Cameras should remain on during class time. If cameras are off, the professor will assume the student is away from the computer and the student will be marked absent.** It is understood that situations may arise that require cameras to be temporary disabled. Exercise good judgment, return to class as soon as possible, and turn on your camera.

Class time involves lecture, discussion, and group work. Students should work diligently to find a dedicated quiet space to attend TEAMS class sessions, to minimize the chances that they will be disrupted during the session.

TEAMS has a *raise hand* function. In order to bring order to the virtual classroom, this class will use the *raise hand* button to signal a desire to ask a question or make a comment. Use of mentions (@+name) is encouraged. Students should mute microphones when they are not speaking.

Participation in TEAMS class will be no less extensive than an in-class session. Students should be actively engaged in answering questions, taking notes, writing down questions to ask later during class or during office hours, etc. This will not only help students learn—it will help students stay engaged.

Please raise technology issues early and often so that they can be addressed in a timely manner and minimize the impact on learning.

The professor will take roll audibly at the beginning of every class and download the TEAMS Attendance Excel log after every class.

- **Academic Success Program (ASP)**

ASP is empowering, individualized, and available to every Vermont Law student. ASP offers skill building through workshops, one-on-one consultation, and mentoring by upper-level students. If you are looking for ways to shrink the learning curve, ASP can connect you with study-aids and supplemental materials (i.e. CALI, TWEN, and Kaplan Kick Start) that fit your specific needs. Whether you are preparing for the Bar Examination or your first 1L exam, ASP is here to help you. You can visit ASP virtually by clicking [HERE](#).

Instructor

Professor Richard K. Sala

- Office location
- Email
- Office hours

Old School House 208 / TEAMS

rsala@vermontlaw.edu

Due to our virtual setting, office hours are by appointment. To schedule an appointment, send an email to kmunyon@vermontlaw.edu.

Objectives

Upon successful completion of this course, students will be able to:

- 1) Develop an understanding of the substantive law applicable to various national security areas;
- 2) Engage in legal analysis related to various National Security Law areas;
- 3) Evaluate legal arguments presented during the course of national security debates; and
- 4) Understand the role of the U.S. Courts in the context of National Security policy choices and decisions.

Required Text(s)

- *NATIONAL SECURITY LAW* (Wolters Kluwer Law & Business 7th ed. 2020) (“NSL”), DYCUS, BERNEY, BANKS, RAVEN-HANSEN, and VLADECK – ISBN: 13: 978-1543806793. This course will use this book for class instruction and assignments. This book can be purchased from the bookstore or directly from the publisher. Be sure to get the correct edition as some of the materials have changed.

- The professor will post additional readings, audio, and video on TEAMS as links and PDF files.

Method of Teaching

- Come prepared. The professor will routinely use the Socratic Method. See the following link for a brief discussion of this course's approach to the Socratic Method:
http://www.law.uchicago.edu/socrates/soc_article.html
- Group discussions are an integral part of this class and participation in group discussions will be incorporated into students' final grades per this syllabus.

Difficult Topics

- The subject matter of this course can be challenging both intellectually and emotionally. We are likely to touch on tough topics, including (but not limited to) torture, racism, homophobia, sexual assault, class and gender issues, and more. If a student anticipates acute distress due to encountering a particular topic, talk to the professor ahead of time to arrange an alternative written assignment in place of in-class participation. If a student becomes so distressed that they need to leave during class, talk to the professor afterward, and we can arrange an alternate assignment. The professor will not "warn" students about particular topics, because sensitivity to different topics varies from person to person, and because topics may arise unexpectedly in-class discussion.
- Additionally, as students may know, there is a difference between acute distress (in the sense of post-traumatic stress disorder) and discomfort. Feeling uncomfortable (and sometimes even angry or offended) is part of intellectual growth. Feeling acute distress or psychologically traumatized is not.

Assignments

Guidelines for Completing and Submitting Homework Assignments

- Students must complete all assignments per the syllabus.
- Students must work on *all* assignments independently unless specifically directed to work in a group.
- All assignments must be turned in by 11:59 PM on the dates indicated in the syllabus.
- The professor will deduct one full grade for assignments submitted late; the professor will deduct a half grade for each additional day.
- Advanced notification, including an explanation, for absences, tardiness, or late assignments, is preferred. If students are unable to provide advanced notice, they must provide the professor an explanation as soon as is practicable. When applicable, be prepared to provide supporting documentation upon request.

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Grading

This course is a three-credit letter-graded course.

The assignments making up a student's grade are:

ASSIGNMENTS	DUE	POINTS
Class Participation (Includes scheduling and meeting with professor after submission of each of the Short Papers and the Preliminary Draft)	N/A	10
Twenty-Five (25) Check Point Quizzes (Each quiz will have four questions derived from the reading for that class. Each question is worth a .25 points. Each quiz is worth 1 point. Quizzes are not cumulative. If you did the reading, you should do well on the quizzes.)	See Syllabus	25
One (1) In-Class Midterm (60-minute in-class MPT style exam. See HERE for a description of the MPT and HERE for sample MPT instructions.)	See Syllabus	15
One (1) Group Presentation (Two weeks prior to the group presentation, groups will go to White House Briefings & Statements , filter by <i>National Security & Defense</i> , and select one Statement or Release. Groups will then prepare a brief, not to exceed 45 minutes, addressing the following questions: What National Security issues are implicated by the Statement or Release? What area of National Security Law is implicated by the Statement or Release? Is the course of action announced lawful? Provide two alternative approaches to the issue in question (include the appropriate law supporting your alternate courses of action). Each group will make a video, not to exceed 30-minutes, wherein students will address the aforementioned issues. Students will post videos on TEAMS in the Channel labeled <i>Group Presentations</i> on the due date noted in the syllabus.)	See Syllabus	10
Three (3) Short Papers (Each is worth 5 points. These papers are designed to assist you in the completion of your final paper. The <u>first</u> paper is a memorandum on your desired topic (<i>Topic Selection</i> . See HERE and HERE). The <u>second</u> paper is a memorandum evaluating your topic (<i>Topic Evaluation</i> . See HERE and HERE). The <u>third</u> paper is an outline and abstract for your final paper (Preparing an Outline. See HERE and HERE . For an explanation of the abstract, see HERE .)	See Syllabus	15
One (1) Final Paper (Students will prepare a student note). Notes should be approximately 8,000-16,000 words, including footnote citations. All footnotes should adhere to <i>The Bluebook: A Uniform System of Citation</i> style guidelines from the most recent edition. For an example of a student note, see HERE . When selecting an example to review, look at it in PDF format for a formatting example. A template will be posted on TEAMS. All papers resulting in a grade of B or greater are eligible to satisfy Vermont Law Review's Advanced Writing Requirement (AWR).	Final Day of Finals Period	25

PRELIMINARY DRAFT DUE LAW SYLLABUS. FINAL PAPER DUE ON FINAL DAY OF EXAM PERIOD.

See [Student Handbook, Academic Regulations, III \(A\)\(2\)\(b\)\(4\)\(a-g\)](#)

Students will receive grades per the following chart:

A	4.00	95-100%
A-	3.66	90-94%
B+	3.33	87-89%
B	3.00	83-86%
B-	2.66	80-82%
C+	2.33	77-79%
C	2.00	73-76%
C-	1.66	70-72%
D+	1.33	67-69%
D	1.00	60-66%
F	0.00	<60%

Professional Disposition

As an instructor, the professor's goal is to provide students opportunities to develop the knowledge, skills, and disposition necessary to succeed during law school and as a practicing attorney. Be a professional. The professor's standards for law students are no different from standards for practicing attorneys. Specifically, the professor will expect the following things:

1. **Attendance:** Attendance is mandatory. The professor will enforce the attendance policy without exception.

a. **Attendance Policy¹**

Students are required to attend all classes except where religious observance, serious illness, personal emergency, or a reason that is adequate in the professor's judgment prevents attendance.

If a student is absent from twenty (20%) percent of the regularly scheduled classes without adequate excuse, the student will be automatically withdrawn from the course with an F-Wd grade. [...] Such withdrawal shall not be effective unless the instructor has personally warned the student. Personal notice shall include but is not limited to, a notice placed in the Student's Vermont Law School mailbox or a notice sent to the student's Vermont Law School e-mail address.

¹ Vermont Law School, Student Handbook 2019-2020, (Aug. 2019, 9:40 AM), Section II(A), at 30-32, https://www.vermontlaw.edu/sites/default/files/2019-08/VLS_2019-2020_Student_Handbook_1.pdf.

Remember that individual faculty may adopt a more stringent attendance policy than specified in Vermont Law School Student Handbook 2019-2020 if the faculty member gives students written notice of that policy.

If the professor does not arrive within ten minutes of the scheduled beginning of class and the professor has not provided advanced notice, students may disperse, and the class will not meet.

2. **Punctuality:** Arrive to class a few minutes early, settle in, and focus once class begins. Students will know that the class has started because the professor will say something like, "Ok. Let's get started." Also, maintain attention until the last moment of class. Do not pack up materials in anticipation of the end of class; it is rude. Students will know that class has ended when the professor says, "That's it for today. I'll see you next time" or words to that effect. In return, the professor will respect students' time. The class will begin and end at the time annotated in this syllabus.

A student will be counted as absent if he/she is not present within 15 minutes of the class's scheduled start time. The professor will consider the student late if he/she is not present within 10 minutes of the class's scheduled start time. If a student is late twice, that counts as one absence. If a student misses more than five classes, that student will fail the course due to absence.²

3. **Attention:** Pay attention in class. Students should not sleep, talk with neighbors, read material unrelated to class, text message, tweet, post on Instagram, Facebook, or Snapchat, or work on computers other than for required course work. Students should respect their colleagues. When a student asks a question or makes a comment, pay attention to what they are saying. h

4. **Participation:** Students often have questions during class. Do not withhold questions or comments on course material or whisper them to a neighbor. Students are encouraged to raise their hands and contribute. Do not worry about sounding foolish. It is ok to be wrong. Be brave. A colleague may have the same question.

5. **Maturity:** Don't make excuses, attempt to defend an illegitimate absence, or request an assignment extension unless it is an exception within the Student Handbook.³

6. **Responsibility:** Each student has the syllabus—read it. Students are responsible for all the material in the syllabus. Always attempt to find course-related answers in the syllabus. If a student cannot find the answer in the syllabus, contact the professor, and ask questions. Students should not let pride or fear be the reason for missing something important.

² Vermont Law School, Student Handbook 2019-2020, (Aug. 2019, 9:40 AM), Section II(A)(1)(d), at 31, https://www.vermontlaw.edu/sites/default/files/2019-08/VLS_2019-2020_Student_Handbook_1.pdf.

³ Vermont Law School, Student Handbook 2019-2020, (Aug. 2019, 9:40 AM), Section II(A)(1)(a), at 30, https://www.vermontlaw.edu/sites/default/files/2019-08/VLS_2019-2020_Student_Handbook_1.pdf.

7. **Communication:** Be professional when corresponding by email. Begin correspondence with a greeting. Spelling, grammar, and punctuation are important. Be succinct. Do not use SMS abbreviations. Close with a closing, sign-off, or good-bye.

8. **Honesty and Integrity:** Do not cheat—it is not worth it. The professor will not hesitate to refer known or suspected violations of the Honor Code to the Vice Dean for Academic Affairs for further action.⁴ Substantiated Honor Code violations will result in a grade of *Fail* in the course.

Title IX Our school is committed to fostering a safe, productive learning environment. Title IX and our school policy prohibit discrimination based on sex. Sexual misconduct – including harassment, domestic and dating violence, sexual assault, and stalking – is also prohibited at our school.

Our school encourages anyone experiencing sexual misconduct to talk to someone about what happened, so they can get the support they need, and our school can respond appropriately.

If a student wishes to speak confidentially about an incident of sexual misconduct, want more information about filing a report, or have questions about school policies and procedures, please contact our Title IX Coordinator, Shirley Jefferson, (T) 802-831-1333, or (email) sjefferson@vermontlaw.edu.

Our school is legally obligated to investigate reports of sexual misconduct. Therefore it cannot guarantee the confidentiality of a report, but it will consider a request for confidentiality and respect it to the extent possible.

Professors are also required to report incidents of sexual misconduct and thus cannot guarantee confidentiality. This policy includes any mention of sexual misconduct that a student might make in their written work. A professor must provide our Title IX coordinator with relevant details such as the names of those involved in the incident.

Accommodations for Disabilities

If a student has a disability and would like to request an accommodation, please review our Disability Policy at Vermont Law School academic accommodations at:

<https://www.vermontlaw.edu/community/students/academic-success/accommodations>

There is also an online form on that web page that a student can complete and upload with supporting documentation. If a student has questions, please make an appointment with the Vice Dean for Students. Vermont Law may not be able to grant accommodations if the student submits the request within two weeks of a midterm or a final examination. Please submit requests as soon as possible.

Weather

If the school is closed, the class is canceled, and the professor will reschedule the class. If the school is open, but travel is not safe from where a student is coming, exercise discretion. If a student cannot attend due to weather, inform the professor as soon as possible. Again, prior notice of absence due to weather does not automatically qualify an absence as "excused" and will

⁴ Vermont Law School, Student Handbook 2019-2020, (Aug. 2019, 9:40 AM), Section XII, at 90-95, https://www.vermontlaw.edu/sites/default/files/2019-08/VLS_2019-2020_Student_Handbook_1.pdf.

be assessed on a case by case basis. It is situations like this that we have the five permitted unexcused absences.

Course Overview

CLASS	DATE	<p style="text-align: center;">READINGS DUE PRIOR TO CLASS</p> <p>Assigned readings that are not in the required text are either hyperlinked in syllabus or posted on TEAMS under <i>Files</i>; Videos/Audio for student review will be posted on TEAMS under <i>Files</i>.</p>	<p style="text-align: center;">LECTURE TOPIC/ ASSIGNMENTS DUE BY 11:59 PM OF CLASS DAY</p> <p>Items for submission are posted on TEAMS under <i>Assignments</i>. Bolded items require submission through TEAMS.</p> <p>In class exams are also bolded.</p>
1	8/24/20	<ul style="list-style-type: none"> - Syllabus - The Continuation of Politics by Other Means: The Original Understanding of War Powers (It's LONG! You have 10 days to read it. Read in preparation for Class 4) 	<p style="text-align: center;"><i>Topic: Why Nat'l Security Law?</i></p> <p style="text-align: center;">Checkpoint Quiz 1</p>
2	8/26/20	<ul style="list-style-type: none"> - <i>National Security Law Fifty Years of Transformation</i> - The Continuation of Politics by Other Means: The Original Understanding of War Powers Cont'd (Read in preparation for Class 4) 	<p style="text-align: center;"><i>Topic: A Brief History of Nat'l Security Law</i></p> <p style="text-align: center;">Checkpoint Quiz 2</p>
3	8/31/20	<ul style="list-style-type: none"> - Pick one article from HERE, view as PDF, and SKIM. Purpose is to see an example of a Student Note. - Review <i>Note Template</i> - The Continuation of Politics by Other Means: The Original Understanding of War Powers Cont'd (Read in preparation for Class 4) 	<p style="text-align: center;"><i>Topic: Student Notes</i></p> <p style="text-align: center;"><i>Discuss Short Paper 1</i></p>

4	9/2/20	<ul style="list-style-type: none"> - NSL 7-22 (excluding <i>Notes and Questions</i>); 23 (<i>Summary of Basic Principles ONLY</i>); 1325-1331 - <u>The Continuation of Politics by Other Means: The Original Understanding of War Powers</u> Cont'd (Read in preparation for Class 4) 	<p><i>Topic: Introduction to National Security Powers</i></p> <p>Checkpoint Quiz 3</p>
5	9/9/20	<ul style="list-style-type: none"> - NSL 25-33 (excluding <i>Notes and Questions</i>); 36-43 (excluding <i>Notes and Questions</i>); 44-53 (excluding <i>Notes and Questions</i>); 55-58 (excluding <i>Notes and Questions</i>); 60-61 (excluding <i>Notes and Questions</i>); 62-65 (excluding <i>Notes and Questions</i>); 68-71 (excluding <i>Notes and Questions</i>); 79-80 (<i>Summary of Basic Principles ONLY</i>) 	<p><i>Topic: The President's National Security Powers</i></p> <p><i>Discuss Short Paper 2</i></p> <p>Checkpoint Quiz 4</p> <p>Short Paper 1 DUE</p>
6	9/14/20	<ul style="list-style-type: none"> - NSL 81-82 (excluding <i>Notes and Questions</i>); 84-87 (excluding <i>Notes and Questions</i>); 88-89 (excluding <i>Notes and Questions</i>); 89-94 (excluding <i>Notes and Questions</i>); 99-103 (excluding <i>Notes and Questions</i>); 106-120 (excluding <i>Notes and Questions</i>); 123-124 (excluding <i>Notes and Questions</i>); 126-127 	<p><i>Topic: Congress's National Security Powers</i></p> <p>Checkpoint Quiz 5</p>

		<p>(Summary of Basic Principles ONLY)</p> <ul style="list-style-type: none"> - The Appropriations Clause 	
7	9/16/20	<ul style="list-style-type: none"> - NSL 129-137 (excluding Notes and Questions); 140-145 (excluding Notes and Questions); 148-161 (excluding Notes and Questions); 164-165 (Summary of Basic Principles ONLY) - The Supreme Court Goes to War - (Optional) Tips for Succeeding on the MPT 	<p>Topic: The Court's Role in National Security</p> <p>Discuss Group Assignment</p> <p>Discuss Midterm</p> <p>Checkpoint Quiz 6</p>
8	9/21/20	<ul style="list-style-type: none"> - NSL 169-170 (excluding Notes and Questions); 174-175 (excluding Notes and Questions, Review Dames & Moore v. Regan on pg. 38); 179-185 (excluding Notes and Questions); 187-202 (excluding Notes and Questions); 206-207 (Summary of Basic Principles ONLY) - NSL 209-218 (excluding Notes and Questions); 222-226 (excluding Notes and Questions); 228-235 (excluding Notes and Questions); 240 (Summary of Basic Principles ONLY) - NSL 262-263 (Summary of Basic Principles ONLY) - NSL 295 (Summary of Basic Principles ONLY) 	<p>Topic: International Law & "Our Law"</p> <p>Checkpoint Quiz 7</p> <p>Submit Groups to Professor (Two groups should have 6 members. One group should have seven members.)</p>
9	9/23/20	<ul style="list-style-type: none"> - NSL 299-309 (excluding Notes and Questions); 313-316 (excluding Notes and 	<p>Topic: Using Force Abroad</p>

		<p><i>Questions</i>); 320-322 (<i>excluding Notes and Questions</i>); 323 (<i>excluding Notes and Questions</i>); 324-327 (<i>excluding Notes and Questions</i>); 328 (<i>Summary of Basic Principles ONLY</i>)</p> <ul style="list-style-type: none"> - NSL 338-343 (<i>excluding Notes and Questions</i>); 346 (<i>Summary of Basic Principles ONLY</i>) - NSL 347-349 (<i>excluding Notes and Questions</i>); 351-357 (<i>excluding Notes and Questions</i>); 358-360 (<i>excluding Notes and Questions</i>); 361-362 (<i>excluding Notes and Questions</i>); 365-368 (<i>excluding Notes and Questions</i>); 369-371 (<i>excluding Notes and Questions</i>); 373-374 (<i>Summary of Basic Principles ONLY</i>) 	Checkpoint Quiz 8
10	9/28/20	<ul style="list-style-type: none"> - NSL 375-380 (<i>excluding Notes and Questions</i>); 382-394 (<i>excluding Notes and Questions</i>); 400-407 (<i>excluding Notes and Questions</i>); 411-412 (<i>Summary of Basic Principles ONLY</i>) - NSL 413-419 (<i>excluding Notes and Questions</i>); 424-426 (<i>excluding Notes and Questions</i>); 427-428 (<i>excluding Notes and Questions</i>); 433-435 - NSL 438-439; 464-465 (<i>Summary of Basic Principles ONLY</i>) 	<p><i>Topic: Using Force Abroad Pt. II</i></p> <p>Discuss Short Paper 3</p> <p style="text-align: center;">Checkpoint Quiz 9</p> <p style="text-align: center;">Short Paper 2 DUE</p>

		<ul style="list-style-type: none"> - NSL 475-477; 478-483 (excluding Notes and Questions); 486 (Summary of Basic Principles ONLY) 	
11	9/30/20	<ul style="list-style-type: none"> - NSL 489-492 (excluding Notes and Questions); 493-499 (excluding Notes and Questions); 499-502 (excluding Notes and Questions); 502-503 (Summary of Basic Principles ONLY) - NSL 505-513 (excluding Notes and Questions); 514-518 (excluding Notes and Questions); 519-531 (excluding Notes and Questions); 535-536 (excluding Notes and Questions); 538; 541 (Summary of Basic Principles ONLY) 	<p><i>Topic: Intelligence Pt. I</i></p> <p>Checkpoint Quiz 10</p>
12	10/5/20	<ul style="list-style-type: none"> - NSL 543-545 (excluding Notes and Questions); 545-547 (excluding Notes and Questions); 548-549; 550-551 (excluding Notes and Questions); 552-553 (excluding Notes and Questions); 554-555 (excluding Notes and Questions); 557-561; 563-564 (excluding Notes and Questions); 565-566 (excluding Notes and Questions); 567-568 (excluding Notes and Questions); 570-572 (excluding Notes and Questions); 575 (Summary of Basic Principles ONLY) 	<p><i>Topic: Intelligence Pt. II</i></p> <p>Checkpoint Quiz 11</p>
13	10/7/20	<ul style="list-style-type: none"> - NSL 577-589 (excluding Notes and Questions); 592- 	<p><i>Topic: Intelligence Pt. III</i></p>

		<p>596 (excluding Notes and Questions); 600-606 (excluding Notes and Questions); 609-610 (Summary of Basic Principles ONLY)</p> <ul style="list-style-type: none"> - NSL 611-621 (excluding Notes and Questions); 631-637 (excluding Notes and Questions); 639-640 	Checkpoint Quiz 12
14	10/14/20	<ul style="list-style-type: none"> - None 	MIDTERM
15	10/19/20	<ul style="list-style-type: none"> - NSL 677-678 (Summary of Basic Principles ONLY) - NSL 679-698; 701-705 - NSL 707-724 (excluding Notes and Questions); 729-730; 734-736 (excluding Notes and Questions); 737-738 (excluding Notes and Questions); 740-741 (Summary of Basic Principles ONLY) 	<p>Topic: Intelligence Pt. IV</p> <p>Checkpoint Quiz 13</p>
16	10/21/20	<ul style="list-style-type: none"> - NSL 743-752; 759-769; 774-775 (Summary of Basic Principles ONLY) - NSL 777-785 (excluding Notes and Questions); 791-793 (excluding Notes and Questions); 794-814 (excluding Notes and Questions); 819 (Summary of Basic Principles ONLY) - The Travel-Ban Ruling Was Important — and Was the Right Result - Donald Trump’s ‘Travel Ban’ Is Still a ‘Muslim 	<p>Topic: Intelligence Pt. V</p> <p>Discuss Preliminary Draft</p> <p>Checkpoint Quiz 14</p> <p>Short Paper 3 DUE</p>

		<u>Ban' No Matter What the Supreme Court Ruled</u>	
17	10/26/20	<ul style="list-style-type: none"> - NSL 823-827 (excluding Notes and Questions); 829-835 (excluding Notes and Questions); 836-843 (excluding Notes and Questions); 844-845 (Summary of Basic Principles ONLY) - <u>The Suspension Clause</u> - (Optional) <u>Lincoln at War</u> 	<p style="text-align: center;"><i>Topic: Detaining Terrorist Suspects Pt. I</i></p> <p style="text-align: center;">Checkpoint Quiz 15</p>
18	10/28/20	<ul style="list-style-type: none"> - NSL 847-860; 863-871; 873 (Summary of Basic Principles ONLY) - (Optional) <u>Merryman Redux: A Response to Professor Yoo</u> 	<p style="text-align: center;"><i>Topic: Detaining Terrorist Suspects Pt. II</i></p> <p style="text-align: center;">Checkpoint Quiz 16</p>
19	11/2/20	<ul style="list-style-type: none"> - NSL 875-881 (excluding Notes and Questions); 886-898 (excluding Notes and Questions); 902-904 (excluding Notes and Questions); 905-906 (excluding Notes and Questions); 907-908 (Summary of Basic Principles ONLY) 	<p style="text-align: center;"><i>Topic: Detaining Terrorist Suspects Pt. III</i></p> <p style="text-align: center;">Checkpoint Quiz 17</p>
20	11/4/20	<ul style="list-style-type: none"> - NSL 909-915 (excluding Notes and Questions); 917-919; 920-924 (excluding Notes and Questions); 927-931 (excluding Notes and Questions); 932-934 (excluding Notes and Questions); 935 (Summary of Basic Principles ONLY) 	<p style="text-align: center;"><i>Topic: Detaining Terrorist Suspects Pt. IV</i></p> <p style="text-align: center;">Checkpoint Quiz 18</p> <p style="text-align: center;">PRELIMINARY DRAFT OF FINAL PAPER DUE</p>

21	11/9/20	<ul style="list-style-type: none"> - NSL 937-939 (excluding Notes and Questions); 941; 942-956 (excluding Notes and Questions); 959-967 (excluding Notes and Questions); 969-970 (Summary of Basic Principles ONLY) 	<p>Topic: Detaining Terrorist Suspects Pt. V</p> <p>Checkpoint Quiz 19</p>
22	11/11/20	<ul style="list-style-type: none"> - NSL 996 (Summary of Basic Principles ONLY) - NSL 1027-1028 (Summary of Basic Principles ONLY) - (Optional) <u>Re: Military Interrogation of Alien Unlawful Combatants Held Outside the United States</u> 	<p>Topic: Interrogating Terror Suspects Pt. I</p> <p>Checkpoint Quiz 20</p> <p>Post All Group Assignment Videos</p>
23	11/16/20	<ul style="list-style-type: none"> - (Optional) <u>Report of the Senate Select Committee on Intelligence Committee Study of the Central Intelligence Agency's Detention and Interrogation Program</u> 	<p>Topic: Interrogating Terror Suspects Pt. II</p> <p>Checkpoint Quiz 21</p>
24	11/18/20	<ul style="list-style-type: none"> - NSL 1031-1033 (excluding Notes and Questions); 1037-1047 (excluding Notes and Questions); 1048-1065 (excluding Notes and Questions); 1068-1076 (excluding Notes and Questions); 1080-1081 (Summary of Basic Principles ONLY) - <u>Treason</u> - <u>Punishment of Treason</u> - NSL 1083-1086 (excluding Notes and Questions); 1090-1094 (excluding Notes and Questions); 1096-1103 	<p>Topic: Prosecuting Threats to National Security</p> <p>Discuss Group 1 Video Presentation</p> <p>Checkpoint Quiz 22</p> <p>FYI: PROFESSOR RETURNS ROUGH DRAFTS WITH COMMENT</p>

		<p>(excluding Notes and Questions); 1107-1113 (excluding Notes and Questions); 1117-1118 (excluding Notes and Questions); 1120-1121 (Summary of Basic Principles ONLY)</p> <p>- NSL 1123-1128 (excluding Notes and Questions); 1130-1135 (excluding Notes and Questions); 1137-1152 (excluding Notes and Questions); 1157-1158 (Summary of Basic Principles ONLY)</p>	
25	11/23/20	<p>- NSL 1161-1164 (excluding Notes and Questions); 1166-1170 (excluding Notes and Questions); 1172-1174 (excluding Notes and Questions); 1175-1177; 1179-1180; 1183</p>	<p>Topic: Homeland Security</p> <p>Discuss Group 2 Video Presentation</p> <p>Checkpoint Quiz 23</p>
26	11/25/20	<p>- NSL 1185-1189 (excluding Notes and Questions); 1191-1193 (excluding Notes and Questions); 1196-1201 (excluding Notes and Questions); 1203-1207 (excluding Notes and Questions); 1208-1210 (excluding Notes and Questions); 1212-1213 (Summary of Basic Principles ONLY)</p>	<p>Topic: The Military's Domestic Role</p> <p>Discuss Group 3 Video Presentation</p> <p>Checkpoint Quiz 24</p>
27	11/30/20	<p>- <i>In the Common Defense: National Security Law for Perilous Times</i>, James E. Baker, Cambridge University Press (2003, Chapter 10 <i>The National Security Lawyer</i></p>	<p>Topic: Ethical Challenges of the Nat'l Security Lawyer</p> <p>Checkpoint Quiz 25</p>

		<ul style="list-style-type: none"> - <i><u>The 14 General Principles</u></i> - <i><u>Executive Branch Crisis Lawyering and the “Best View”</u></i> - (Optional) <i><u>The National Security Lawyer, In Crisis: When the “Best View” of the Law May Not Be the Best View</u></i> 	
28	12/2/20	<ul style="list-style-type: none"> - <i><u>The Future of National Security Law</u></i> 	<i>Topic: The Future of National Security Law</i>