

SKILLS AND ETHICS LEARNING OUTCOMES

Professional Responsibility

Students will be competent in their knowledge, understanding, and exercise of proper professional and ethical responsibilities to clients and the legal system, including the following:

- I. Regulation of the legal profession, including discipline and reporting of professional misconduct
- II. The lawyer-client relationship, including decision-making, communication, and fees
- III. Confidentiality, including the ethical duty of confidentiality and the attorney-client privilege
- IV. Conflicts of interest, including current, former, and prospective clients
- V. Competence
- VI. Litigation and other forms of advocacy, including candor to the tribunal
- VII. Transactions and communications with persons other than clients, including truthfulness in statements to others and communications with represented and unrepresented persons
- VIII. Different roles of the lawyer, including lawyer as advisor, representing organizations, and prosecutors and other government lawyers
- IX. Safekeeping funds and other property, including client trust accounts
- X. Communications about legal services, including advertising and solicitation
- XI. Lawyers duties to the public and legal system, including voluntary pro bono publico
- XII. Judicial conduct, including ex parte communications

Civil Law Clinic

Students who successfully complete a semester in the Clinic will be competent in the following lawyering skills:

- I. Effectively and creatively resolve client issues.
 - A. Listen carefully to clients and supervisors
 - B. Exhibit empathy in building client relationships
 - C. Analyze legal issues to determine appropriate causes of action and viable defenses.
 - D. Thoroughly research legal issues
 - E. Engage in extensive factual investigations
 - F. Demonstrate skill in influencing others and advocating on behalf of clients
 - G. Effectively negotiate on behalf of clients
- II. Engage in professional growth
 - A. Exhibit good judgment during all phases of representation

- B. Exhibit passion and engagement in approaching and handling cases
- C. Exhibit integrity and honesty at all times
- D. Demonstrate community involvement and service
- E. Write grammatically, clearly, and to the appropriate audience
- F. Speak grammatically, clearly, and to the appropriate audience
- G. Acquire familiarity with institutional environments
- H. Develop awareness of non-legal factors affecting the outcome of cases
- I. Engage in effective self-evaluation.

Other Professional Skills

Students who successfully complete their J.D. degree requirements will be competent in the following lawyering skills:

- I. Written and oral communications skills:
 - A. Clearly communicate in writing in a litigation setting -- Including, but not limited to, drafting pre-trial documents (including discovery requests and responses), trial documents, or briefs
 - B. Clearly communicate in writing in a non-litigation setting -- Including, but not limited to, drafting client letters, transactional documents, wills and trusts, or legislation
 - C. Clearly communicate orally in a litigation setting -- Including, but not limited to, giving an opening statement, examining or cross-examining a witness, offering evidence, objecting to the admission of evidence, giving a closing argument, or arguing before an appellate panel
 - D. Clearly communicate orally in a non-litigation setting
- II. Legal analysis and legal reasoning skills:
 - A. Spot legal issues
 - B. Analyze statutes, regulations, and rules of court
 - C. Analogize and distinguish cases
 - D. Apply rules to facts
 - E. Synthesize and articulate legal rules
 - F. Evaluate legal arguments and counterarguments
 - G. Analyze facts to determine appropriate courses of action and defenses across legal disciplines
 - H. Make policy-based arguments
 - I. Critically read legal authority
- III. Legal research skills:
 - A. Find relevant legal authority using paper and online resources
 - B. Cite legal authorities

- C. Develop a research plan
- IV. Other practice skills:
 - A. Observe required rules and procedure
 - B. Prepare for a bar exam
 - C. Interview and counsel clients
 - D. Investigate facts -- Including, but not limited to, interviewing witnesses or searching public documents (such as corporate or land records)
 - E. Engage in effective self-evaluation at the completion of a task
 - F. Negotiate or arbitrate
 - G. Spot risks and advise clients how to mitigate the risks