

**SYLLABUS
LAW & SOCIETY
POLITICAL SCIENCE 392-001
CRIMINAL JUSTICE 348-001
SPRING 2024**

About the Instructor

Name: Tim Kalinowski

Phone: 650-3865 or 650-3572

Email: tkalino@siue.edu (please put POLS 392 or CJ 348 in your subject line)

Office Hours: 2:45-3:15pm, M;

12:15-12:45pm, T;

4:00-5:00pm, W - via Zoom (link posted in Blackboard)

or by appointment

Sections: CJ 348-001 & POLS 392-001 (9:30 am-10:45 am, T&Th, PH 0412)

Communicating with the instructor

The primary mode of communication outside of class should be via the email address above or office hours.

About the Course

Course description

Examines the nexus of culture, dispute management, and law. We will explore law as a social construct, focusing on law's everyday impact on citizens' lives.

Course goals and objectives

Students who complete this course should be able to:

- Understand how law operates in a global and historical context
- Learn basic concepts and vocabulary of law and society
- Critically analyze basic law and justice issues from cross-cultural legal traditions, theoretical perspectives, and social science disciplines related to law
- Communicate about complex and controversial topics.

Course textbooks

Adams, 2013, *Philosophical Problems in the Law*, 5th Edition, Boston: Wadsworth, Cengage Learning

Dow, 2010, *The Autobiography of an Execution*, paperback edition, New York: TWELVE

A substantial number of readings are available in PDF form on Blackboard.

Course requirements

Subject to Change Notice

All material, assignments, and deadlines are subject to change with prior notice. You are responsible for staying in touch with your instructor, reviewing the course site regularly, or communicating with other students, to adjust as needed if assignments or due dates change.

Course Format:

The format of the course will be primarily discussion. Relevant questions are always in order. The lectures will be used to stress, emphasize, and reinforce the importance of key matters mostly also covered in the text.

Grading

Your final grade will be determined on a percentage basis roughly as follows:

90-100% = A

80-89% = B

70-79% = C

60-69% = D

below 60% = F

Grading scale

The course grade will be determined as follows:

15% - First Essay

15% - Journal Entries

40% - Research paper

30% - Final Essay

IN-CLASS ESSAYS:

Essays – There will be 2 in-class essays as indicated on the syllabus. All essays are open book and open note only – they are not open computer, phone, internet, etc. The First Essay will apply to all material assigned or covered in class between January 9-January 23, inclusive. The Final Essays will apply to all material assigned or covered in class between March 12-April 25, inclusive, *plus* the knowledge that you should have acquired writing your research paper.

On the days that the In-Class Essays are to be written, you are expected to bring a Blue Book with an adequate number of pages (a minimum of 16 pages during the normal class periods and a minimum of 32 pages during the Final Exam period

Final Exam date: see the Registrar's final exam schedule for Spring 2024.

Course assignments

Readings should be completed prior to the day scheduled. The instructions for the Research Paper can be found at timski.com under Useful Links for this course. They are also on Blackboard.

Submitting Work

The Research Paper should be emailed to the instructor at the email address stated above. The name of each file attached should include the student's last name and an indication of the assignment. For example, if the instructor were turning in the paper assignment the file would be named Kalinowski-Paper.doc Although points will be deducted, you should turn something in late rather than not in all. Journal entries should be entered using the Journal function in Blackboard.

Blackboard

The use of Blackboard in this course will be limited to providing documents to students, making announcements to the class and Journal Entries. Grades will not be posted to Blackboard. Keeping up with your grades to gauge your progress in this course is your responsibility. Blackboard will not be used to turn in your research paper. Follow the instructions that will be provided regarding the research paper.

Journal Entries

Each of the following assignments should be posted to your Journal in Blackboard by the time indicated. The Journal is 15% of your grade, so you can think of each point lost as 1 point from your course grade. Each missing entry under the minimum required is one point lost. To get 15 points, you will need to do at least 19 entries with the appropriate distribution.

££) Normal readings – prior to the date & time of the class for which it is assigned to be discussed. Unless otherwise indicated, sit and think about the reading for 15 minutes then post your thoughts about what the author expressed. This is not a place to post notes about the reading. This is your critical thoughts about the reading. What you think is right or how the position can be strengthened. What you think is wrong or flaws in the position. Questions it raises for you. Things like that.

9 assignments of this type – you lose points if you do not have 6 entries showing a good faith effort.

\$\$) Cases – prior to the date & time of the class for which it is assigned to be discussed. Brief the case specifying Facts, Legal Issue, Rule, Analysis, Conclusion

6 cases are assigned to be briefed – you lose points if you do not have 4 entries showing a good faith effort.

&&) Music, movie clips, or comedy routines will frequently be played at the beginning of class. At their conclusion, I will give you time to write down your immediate feelings and thoughts about the item. Within 24 hours post that to your journal.

You will lose points if you do not have at least 6 entries about these items.

ΔΔ) For every reading of the Dow book, you should post some questions you need to explore for your research paper that are revealed by the reading for that day. These should be posted prior to the date & time of the class for which it is assigned to be discussed.

4 readings are assigned – you lose points if you do not have 3 entries showing a good faith effort to come up with concepts or questions to explore for your research paper.

No Pass Policy

Irrespective of the grading rubric, I reserve the authority to issue a grade of zero for the research paper if the research paper is not of the quality I expect from a university student. This determination is solely mine and is somewhat subjective based upon the content of the paper and the effective communication of that content. While the grading rubric for the paper provides that points will be deducted for lack of content, poor form, poor grammar, improper citation, etc., I have received research papers that were of such poor quality that I was embarrassed that the student was allowed to pass the class. If such a situation occurs in this class, the student will be given one week after the papers are returned to adequately improve the paper. *The grade based upon the rubric for the assignment will not increase. A failure to adequately improve the paper will almost certainly result in a grade of F for the class because the research paper is 40% of the course grade.*

Participation

Participation in classroom discussions is expected. Your grade does not have a participation component, however, if you did not participate in class or were frequently absent from class, you will not get a boost if you have a borderline grade. Listening to and participating in conversations about complex and controversial material is part of your responsibility to your classmates to facilitate the learning of all students.

CLASSROOM EXPECTATIONS:

The usual restrictions and/or regulations in university classes will apply in this course:

1) Cheating (including plagiarism) will not be tolerated; those who are caught cheating will fail the course.

2) Subject to other university policy, attendance is required, and students may be penalized for missing class.

3) Tests are to be taken when scheduled. Make-up exams will be given only for compelling reasons.

4) This class involves the improvisational discussion of controversial material with much of it presented by students. Based upon more than 15 years of teaching this type of material, the instructor has found that many students will not discuss such controversial material when they are being recorded. This hinders the delivery of the curriculum and results in a situation where all students are limited in observing how to critically analyze the material being discussed. **During this class, no photographing, recording, or otherwise capturing the image or voice of students or faculty is allowed without the instructor's permission. Any such act will be considered a Classroom Disruption under Student Code of Conduct – 3C1 and subject to the punitive outcomes outlined under that policy.**

5) Because this class involves the improvisational discussion of controversial material, sometimes a position is inelegantly stated. Each person in the class deserves the benefit of a good faith interpretation of what was stated.

6) **Masks.** Unless and until otherwise specified, the decision to wear a mask in this class is left to the individual. Moral opprobrium should not be extended to anyone for their decision to mask or not to mask. Health reasons may exist for either decision.

7) In various courses, you may see different instructions prohibiting the use of Artificial Intelligence (AI) on graded assignments. Each person's understanding of the meaning of AI may be different even within categories such as assistive, generative, and self-learning. Depending on the person, AI may include advanced search engines, statistics and graphing packages, grammar checkers, plagiarism checkers, translation tools, code generators, natural language generators, etc. In this class, you are expected to use AI tools such as search engines, grammar checkers, and if relevant, statistics and graphing packages. However, you should construct the sentences and paragraphs in your paper. Quite simply, you must be the author of all coursework. If you do not, you should cite the source of the quotation. Every citation is a representation that you have reviewed that source, that you accurately conveyed the content of that source, and that you presented the material in the proper context. If you used statistical modeling or graphic representations, I expect that you used appropriate tools such as Excel and that you did not do the calculations or draw the graphs yourself. Some instructors may insist that you cite the versions of the tools you used. That is not necessary in this class. A failure to comply with these instructions related to AI will be treated as plagiarism under the University's plagiarism policy. <https://www.siu.edu/policies/1i6>

STUDENT CONDUCT IN CLASS (borrowed from Dr. DeGarmo but with minor edits):

Political Science is a field of debate and disagreement - that is what is so exciting about this field. But given that Political Science can be a contentious subject, some simple rules of behavior will be required. First, no behavior that manifests a lack of respect for others or their learning objectives will be tolerated. Should you engage in disrespectful, hostile, or disruptive behavior, you will be removed from class immediately. Everyone must feel comfortable stating and defending his or her own views.

You may use a laptop in class to access online coursework or to type your own notes. **You may not use your laptop to surf the internet or check your email. You are expected to close your computer when we are involved in class discussion. Additionally, please turn your cell phones off and stow them in a backpack for the duration of the class. If you fail to follow these few simple rules, all student electronic devices will be banned from the classroom and the entire class may be penalized up to one-letter grade in their final course grade.**

ACADEMIC HONESTY AND INTEGRITY:

Academic honesty and integrity are the keystones of education. Genuine learning can only occur in an atmosphere of honesty and integrity. Honesty and integrity also provide the foundation to good citizenship. You should consult the SIUE policy on honesty and integrity before taking this class. In regard to academic dishonesty: No kind or degree of academic dishonesty (i.e. cheating or plagiarism) will be tolerated. Any such behavior on any assignment will result in failing the course and additional measures taken through official channels. There are no exceptions to this rule - you plagiarize and you fail the course. Please review: <https://www.siu.edu/policies/3c2.shtml>

Feel free to ask me questions you may have about academic honesty. The core principle behind the student academic code is one in which students represent original work. When you plagiarize or cheat, you violate the expectation of honesty and trust between teacher and student and student and student. Students who work hard to complete assignments are being violated by those who take shortcuts to complete the same assignment; plus cheaters and plagiarizers cheat themselves of the opportunity to learn. Therefore, I expect that not only will you use appropriate citation, but that the work for the course is your own and it is original.

Course Schedule

Subject to Change

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|--------------------|----------------------------------------------------------------------------------------------------------------------|
| Jan 9 | Introduction - Skim Essay & Article links posted in Welcome Announcement |
| Jan 11 | ££Doyle - <i>The Adventure of Charles Augustus Milverton</i> |
| Jan 16 | Fuller - The Case of the Speluncean Explorers |
| Jan 18 | Adams, 69-96 - Positivism, Morality, Natural Law |
| Jan 23 | \$\$Adams, Summers v. Tice 720; review |
| Jan 25 | In-Class Essay #1 - bring Bluebook(s) |
| Jan 30 | Epstein, An Introduction to Empirical Legal Research, Chapter 1 |
| Feb 1 | Epstein, An Introduction to Empirical Legal Research, Chapter 2; |
| Feb 6 | \$\$Adams, McKlesky v. Kemp 592 |
| Feb 8 | ££Matthews - Collective Noun; The Last Word; <i>Research paper assigned</i> |
| Feb 13 | ΔΔDow, 1-61 |
| Feb 15 | ΔΔDow, 61-158 |
| Feb 20 | ΔΔDow, 159-209 |
| Feb 22 | ΔΔDow, 209-257; 263-271 |
| Feb 27 | ££Adams, 538-552; 558-562 - Punishment and Responsibility |
| Feb 29 | Adams, 578-584 Death Penalty; <u>Discuss Paper Progress & Content</u> |
| Mar 5 | Spring Break |
| Mar 7 | Spring Break |
| Mar 12 | Movie - <i>Twelve Angry Men</i> |
| Mar 14 | Movie - <i>Twelve Angry Men</i> ; Discuss <i>Twelve Angry Men</i> |
| Mar 19 | Adcock - <i>The Collateral Anti-Therapeutic Effects of the Death Penalty</i> |
| Mar 21 | ££Friedman - <i>Downtime</i> ; ££Statutes related to Filial Obligation; |
| Mar 26 | Adams, 700-713 - Duty to Rescue; ££Collini - <i>That's Offensive</i> Research Paper due |
| Mar 28 | ££Adams, 237-261 - Freedom of Expression v. Morality |
| Apr 2 | Adams, 261-276 - Freedom of Expression v. Morality |
| Apr 4 | Adams, \$\$Skokie 276, Texas v. Johnson 325, \$\$Phelps 329 |
| Apr 9 | ££Adams, 286-298 - Obscenity & Pornography |
| Apr 11 | Adams, 298-310 - Obscenity & Pornography |
| Apr 16 | Adams, \$\$Lawrence 316, Reynolds 335; |
| Apr 18 | \$\$Baby Boy Doe, 632 N.E.2d 326 (Ill. App. 1st Dist. 1994) |
| Apr 23 | ££Adams, 491-515 - (Moral) Justification |
| Apr 25 | ££Adams, 515-526 - (Moral) Justification; Skim - Kates - <i>Would Banning Firearms Reduce Murder and Suicide?</i> |
| Finals Week | Final Essays - bring Bluebook(s) |

REFERENCE TO UNIVERSITY POLICIES AND INFORMATION:

SPECIAL ACCOMMODATIONS:

Students needing accommodations because of medical diagnosis or major life impairment will need to register with Accessible Campus Community & Equitable Student Support (ACCESS) and complete an intake process before accommodations will be given. Students who believe they have a diagnosis, but do not have documentation, should contact ACCESS for assistance and/or appropriate referral. The ACCESS office is located in the Student Success Center, Room 1203. You can also reach the office by emailing us at myaccess@siue.edu or by calling [618-650-3726](tel:618-650-3726).

Academic Integrity

Students are reminded that the expectations and academic standards outlined in the Student Academic Code (3C2) apply to all courses, field experiences and educational experiences at the University, regardless of modality or location. The full text of the policy can be found here:

<https://www.siue.edu/policies/3c2.shtml>.

Recordings of Class Content

Faculty recordings of lectures and/or other course materials are meant to facilitate student learning and to help facilitate a student catching up who has missed class due to illness or quarantine. As such, students are reminded that the recording, as well as replicating or sharing of any course content and/or course materials without the express permission of the instructor of record, is not permitted, and may be considered a violation of the University's Student Conduct Code (3C1), linked here: <https://www.siue.edu/policies/3c1.shtml>.

Student Success Coaches

[Student success coaches](#) work across campus to serve the SIUE student population with the tools and resources to adjust to and meet the demands of the college experience. Success coaches provide direct services such as time management support and referrals to campus resources. If you find yourself in need of academic or personal support, or in a situation that is preventing you from being successful in the classroom, please utilize [Starfish](#) to connect with a coach as soon as possible. The sooner you engage, the sooner you can access the information or tools you need that may help you get back on track.

Pregnancy and Newly Parenting Policy

This policy and procedure are established to ensure the protection and equal treatment of pregnant students, students with pregnancy-related medical conditions including as a result of the termination of pregnancy, and students who become new parents including parents adopting or fostering to adopt for the first 12 weeks a child is in the home, in accordance with Federal and State guidelines and regulations. "New Parents" refers to a parent who has recently welcomed a newborn or adopted a child or is fostering to adopt a child and needs support to mitigate the disruption in academic progress within the first 12 weeks of parenting or a parent that needs support due to medical necessity attributed to pregnancy or delivery of a child; care of newborn; or lactation within the first year of child's life or legal adoption/fostering. Visit [Policies & Procedures - Student Rights and Conduct - Newly Parenting Policy - 3C15](#) to view the full policy and learn how to request accommodations through the Office of Equal Opportunity, Access, and Title IX Coordination (EOA).