FALL 2011

LAW 785 CLINIC SYLLABUS

HEALTH AND ELDER LAW CLINIC
University of Miami School of Law, Room F303

Professor JoNel Newman, (305)284-4125; jnewman@law.miami.edu
Associate Director Melissa Swain, (305) 284-1539; mswain@law.miami.edu
Clinical Teaching Fellow Suzanne Villano, (305) 284-2788; svillano@law.miami.edu
Clinic Paralegal: Vanessa Alpizar, (305) 284-3361; valpizar@law.miami.edu
Faculty Assistant: Mary Cruz, (305) 384-1685; mcruz1@law.miami.edu

CLASS SCHEDULE

Tuesday and Thursday, 2:00-3:50; E265

REQUIRED READINGS
CLINICAL ANTHOLOGY: READINGS FOR LIVE-CLIENT CLINICS, HURDER, ET AL., EDS. (“TEXT”)
ADDITIONAL READINGS AS NOTED

CLASS POLICIES

CLASSROOM RESPONSIBILITIES:
Please complete the assigned reading before class. This course requires regular and prompt student class attendance, preparation, and participation as well as significant clinical obligations. Poor student class attendance and punctuality, inadequate class preparation and participation or any failure to meet clinical obligations may result in withdrawal from the course, a lowered grade, and/or a failing grade. Note that more than three (3) absences may result in a lowered grade. More than four (4) absences may result in withdrawal.

GRADING
Your clinical work will comprise 70% of the course grade. Class participation and completion of assignments for class will comprise 30% of the course grade. The learning goals for which you will be accountable and against which you will be assessed for grades and credit will be discussed and presented to you on the first day of class. There is no final examination.

COMPUTERS, PAGERS, TELEPHONES, & TAPE RECORDING
Please refrain from use during class, except by permission.

Accommodations

This resource was downloaded from http://etl.du.edu
If you have a disability, or suspect that you may have a disability, the Law School encourages you to contact Iris Morera, Student Services Coordinator at the Office of Disability Services for information about available opportunities, resources, and services. Phone: 305-284-4551; email: imorera@law.miami.edu. Disability Services website: www.law.miami.edu/disabilityservices.

**CLINICAL WORKSHOP**

**CLASS DESCRIPTION**

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<th>Introduction to Clinical Legal Education, Methodology and Goals</th>
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<td>2</td>
<td>Case Rounds</td>
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<td>3</td>
<td>Interviewing and Counseling; Initial Client Meeting and Mock Interviews with Critique</td>
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<td>Mock Interviews with Critique</td>
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<td>5</td>
<td>Social Security – Introduction and Overview</td>
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<td>Working with our Clinic’s Client Population and Presentation from Medical Providers</td>
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**DATES**

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*First case memos are due by 5:00 pm Wednesday, August 17*

Assigned reading: Text pp. 3-9, 96-110


Assigned reading: Text, pp. 110-118

Assigned reading: Flowers, Gorin and Swain, A CLINICAL PRACTITIONER’S GUIDE TO SOCIAL SECURITY BENEFITS (2010)

7 Advocating for your client at the Social Security office – Guest Lecture  September 6

8 Anatomy of ALJ Hearings – Review and Critique of Actual Student Hearing  September 8

9 Workshop on Secondary Trauma – Scott Rogers  September 13

10 Case Rounds: Social Security  September 15

11 Mock Hearing and Critique
   Guest Lecturer: Melissa Mcnamee Venceslau, Esq.
   Private Immigration Attorney  September 20

12 Introduction to Immigration and its Impact on Entitlement Programs  September 22
   Assigned reading: Appellee’s Answer Brief, Florida Dept. of Health v. Miguel Mora Rodriguez, Case No. 1D07-3323 (Fla. 1st DCA 2007)

13 Naturalization and Other Status Adjustments  September 27
   Assigned reading: Rebecca Sharpless, Pulling a Rabbit out of a Hat: Strategies for Helping your Undocumented or “Visa Violator” Client (November 2007)

14 Case Rounds: Immigration Issues  September 29

   Mid-term Self Evaluations Due by 9:00 am Monday, October 3

15 Individual feedback and mid-term evaluation meetings.  October 4

16 Individual feedback and mid-term evaluation meetings.  October 6
17 Ethical Issues for Clinicians
Assigned reading: Text pp. 133-166, 176-188, 197-208

18 Social Security Administration Guest Lecture

19 Competency and Capacity Issues
“Clients with Developmental and Mental Disabilities: A Lawyer’s Guide”
Assigned reading: ABA Model Rule 1.14; Florida Rules Regulating the Florida Bar 4-1.14

20 Mock Hearing and Critique – Immigration Court

21 Introduction to Permanency Planning
Guest Lecturer: Brandon Arkin, Esq.
Elder Law and Permanency Planning
Assigned reading: Clinic materials and forms

22 Case Rounds: Permanency Planning and Ethical Issues

23 State Administered Entitlement Programs: Medicaid and Food Stamps
Guest Lecturer: Mr. Sajan George, Department of Children & Families Public Benefits
Assigned reading: Text pp. 311-320

24 Elements of Mindful Practice
Guest Lecturer: Scott Rogers

25 Case Rounds: Public Benefits

26 Reflection on Role Assumption
Assigned reading: Text pp. 41-50
27 Firm Business Meeting/Organizational Planning for Winter Break

November 22