

SYLLABUS
STETSON UNIVERSITY COLLEGE OF LAW
CRIMINAL LAW

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Summer 2014

Monday - Tampa Campus - Room 135
Wednesday - Gulfport Campus - Classroom A
6:00-9:15
Three (3) Credits

COURSE DESCRIPTION:

An examination of substantive criminal law. The course will analyze common law concepts as well as statutory revisions.

COURSE MATERIAL:

Criminal Law: Concepts & Practice 3d Edition (Carolina 2013)

OUTSIDE MATERIALS: For those interested in examining outside sources, the following books have been placed on reserve in the library:
Joshua Dressler, *Understanding Criminal Law* 5th & 6th Edition (LexisNexis 2009)
Podgor, Henning, Cohen, *Mastering Criminal Law* (Carolina 2009)

ATTENDANCE:

Regular attendance at class sessions is required. Please familiarize yourself with the College's attendance policy as it applies for this class. There will be a 10 minute break in this class.

TWEN:

There is a TWEN site for this course that has old exams, some web links, and a discussion board. The password for entry into the site is: **Punishment**. Please feel free to post comments related to the course material or class discussion. Please make certain that your comments are respectful of others.

TAPING:

You are not permitted to tape this class.

MAKE-UP EXAMINATION:

Arranged through the Office of the Associate Dean in accordance with policies stated in the College of Law Bulletin.

OFFICE HOURS:

Open Door Policy. If you would like to schedule a specific appointment time, please email me (epodgor@law.stetson.edu) and I would be happy to set an appointment time with you. **Please make certain you put Criminal Law Class in the subject line of all emails sent to me.**

Offices: Tampa - Room 103 (Vause Office); Gulfport - Second Floor - Crummer Hall Room 202

GRADING:

Your grade will be based on a **closed book** examination at the time scheduled by the law school. The examination will be part essay and part multiple choice and/or true-false questions. The examination will cover material from class and also material that is in the assigned readings that might not be covered in class. I will increase the final grade by .25 for any student(s) whose overall class participation (which includes participation on the discussion board) I deem extraordinary. I reserve the right to lower a grade by .25 for unpreparedness, tardiness, and absences.

There will be a practice midterm given during the semester. It will not count in your final grade, but can be used to help you in assessing your progress in the course.

PREPARING FOR CLASS:

It is important that you read the assigned material prior to class. In the beginning of the semester our approach will be to focus more on the cases and on statutory material, although we will occasionally do problems or a case study. As the semester progresses we will move to a more problem approach.

<u>CLASS</u>	<u>TOPIC</u>	<u>ASSIGNMENT</u>
1	Punishment	Text 1-44
2	Interpreting Criminal Statutes Innocence	Text 47-77 Select one Individual who was exonerated on an innocence claim after serving at least five years in prison. See Innocence Project - http://www.innocenceproject.org/know/Browse-Profiles.php or Medill Innocence Project - http://www.medillinnocenceproject.org/home Be prepared in class to actually be that individual and explain in approximately 1-2 minutes what went wrong in your case.
3	Actus Reus Mens Rea	Text 79-101 Text 103-113 (up to B)

<u>CLASS</u>	<u>TOPIC</u>	<u>ASSIGNMENT</u>
4	Mens Rea	Text 113 (starting w/ B) - 126; 131 (starting w/ Notes & Questions) -133 (Up to Worthy); 141 (starting Notes) - 174 (Up to Case Study Two)
5	Causation	Text 177-181 (Up to Oxendine); 186 (starting with Model Penal Code) - 199 (Up to Problem Thirteen);
	Concurrence and Proof	Text 201 - 214; 219 (starting w/ Notes & Questions) - 222 (Up to C); 226 (starting w/ § 6.03) - 231
6	Homicide	Text 279-344
7	Rape	Text 345-358 (Up to Notes & Questions); 371 (starting w/ Notes & Questions) - 374 (Up to Note 7); 384 (starting w/§ 9.06) - 387 (up to § 9.07)
	Theft & Property Offenses	Text 395-413; 419-434
8	Attempt Solicitation	Text 435-464 (Up to § 11.06) Text 473-480 (Up to § 12.03)
9	Conspiracy	Text 489-501 (up to Note 2); 503 -510 (up to Gajo); 514-519
	Accessory Liability	Text 521-541

<u>CLASS</u>	<u>TOPIC</u>	<u>ASSIGNMENT</u>
10	Defenses Entrapment	Text 545-559; 563 (starting w/ § 15.04) - 573 Text 653-666
11	Defending Self, Others & Property Necessity & Duress	Text 575-589 (up to Sandoval); 594-602; 606 (starting w/ § 16.03) - 625 (up to § 16.05) Text 633-651
12	Insanity & Diminished Capacity Intoxication	Text 667 - 682; 687 (starting w/§ 19.03) -697 Text 699-705 (up to § 20.02)
13	Criminal Law Perspectives & Review	

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