

WAYNE STATE UNIVERSITY
Fall Semester 2015

SOC/CRJ 5810-001

Law in Human Society

CRN 13977

Site: Main Campus/Old Main
Days: Wednesday
Time: 5:30 – 8:30 p.m.
Room: 1171 Old Main
Professor: Grant Friley, Ph.D.
Email: gfriley3@yahoo.com
Course Level: Undergraduate and Graduate Students
Credits: 3

Text: **LAW/SOCIETY:**
Origins, Interactive and Change
John R Sutton
Pine Forge Press
ISBN 978-0-7619-8705-5
And assigned cases.

GENERAL COURSE POLICIES

Students are expected to attend each class on time, participate in each class and contribute positively to the group learning experience. In the case of an emergency, students are expected to contact the instructor. Missing even one (1) class or frequent tardiness may result in a reduction in grade. All assignments are expected to be complete and submitted on time in accordance with the due dates posted. All papers must comply with the American Psychological Association's publication manual – 5th edition.

Wayne State University policy on plagiarism and academic integrity as members of an academic community engaged in the pursuit of truth and with a special concern of values, students are expected to conform to a high standard of honesty and integrity in their academic work. The fundamental assumption under which the university operates is that work submitted by a student is a product of his/her own efforts.

Among the most serious academic offenses is plagiarism, submitting the style of another author or source without acknowledgement or formal documentation. Plagiarism occurs when specific phrases or entire passages, whether a sentence, paragraph or longer excerpt, are incorporated into one's own writing without quotation marks or documentation. One also plagiarizes by paraphrasing the work of another that is, retaining another writer's ideas and structure without documentation.

Students are advised always to set off another writer's exact words by quotation marks, with appropriate references. Students avoid plagiarism by concentrating on their own words and ideas and by fully crediting other words and ideas when they find their way into the writing. Whenever in doubt, cite the source.

Students that purchase essays from other students or agencies or who copy from one another or from prohibited sources, commit the most serious type of academic dishonesty. The consequences of plagiarism, or any act of academic dishonesty may range from failure of an assignment or in a course, to dismissal from the institution.

ATTENDANCE:

Please arrive promptly to class. Any student who arrives 30 minutes after the beginning of class will be marked absent. If for some unforeseen reason you cannot attend class, it is your responsibility to contact this instructor, via email: gfriley3@vanoo.com.

CLASSROOM CONDUCT:

It is expected of each student to carry themselves in a manner respectful not only to the instructor, but to fellow students. Eating meals in class is prohibited. Children are NOT allowed in the classroom. Being respectful to other students while they are talking or

expressing their opinions during discussion are all signs of improper conduct. Cell phones **MUST BE TURNED OFF** during the class period.

STUDENT DISABILITY SERVICES:

If you have a documented disability that requires accommodations, you will need to register with Student Disability Services (SDS) for coordination of your academic accommodations. The Student Disability Services (SDS) office is located at 1600 David Adamany Undergraduate Library in the Student Academic Success Services Department. SDS's telephone number is 313-577-1851 or 313-577-3365 (TDD only). Once you have your accommodations in place, I will be glad to meet with you privately during my office hours to discuss your special needs. Student Disability Services' (SDS) mission is to assist the university in creating an accessible community where students with disabilities have an equal opportunity to fully participate in their educational experience at Wayne State University.

Please be aware that a delay in getting SDS accommodation letters for the current semester may hinder the availability or facilitation of those accommodations in a timely manner. Therefore, it is in your best interest to get your accommodation letters as early in the semester as possible.

SDS NEWS:

Effective Fall Semester 2010, Student Disability Services will be implementing a revised alternative testing form when a student schedules classroom exams/quizzes for administration at SDS. As before, the student and instructor each have a portion to complete. Exams are to be mailed to a new password protected email address: sdsexams2010@wayne.edu.

Thank you for your cooperation.

Jane DePriester-Morandini
Interim Director
Student Disability Services
1600 Undergraduate Library
313-577-1851

This course is an advanced undergraduate and graduate class, covering a wide variety of perspectives drawn from several disciplines:

- A. Sociology of Law. The study of the legal system or parts as a discrete social system.
- B. Law and Society. The study of the impact of law on society.
- C. Law. Primarily U.S. Constitutional cases of significant social and historical impact.
- D. Sociology. The scientific study of society.
- E. Criminology. The scientific study of crime and related systems.

COURSE DESCRIPTION:

Law and the legal structure in its social context. The development, enforcement and interpretation of law, with emphasis on the American system of government. Reciprocal effects of law and the society in which it develops, comparative, analysis. Designed for pre-law, criminal justice and political science students as well as sociology majors.

OBJECTIVE:

To analyze the law as a social system and its social context. To understand the assets and limitations of law as a mechanism for controlling behavior and resolving disputes in society.

CLASS PARTICIPATION: (extremely important)

Class participation is essential and expected. Participation is worth 25% of your grade. Participation is particularly important in an upper level seminar class. You should be at the stage where you consolidate and integrate some of the ideas and concepts that you have learned in these past years to your present learning.

COURSE OUTLINE

Wednesday – September 2:

Orientation:

1. Attendance
2. Participation and discussion
3. Individual case presentations
4. Group presentations
5. Term paper
6. Summaries.

NOTE: You must summarize all assigned readings. These are to be used for discussion in class. These summaries MUST be typed on 8 x 10 paper.

September 9:

Lecture and class discussion:

1. What is law *OK*
2. Two faces of law *OK*
3. Law as a normative system *OK*
4. Law as a game
5. Law as a behavioral system
6. Law as an institution
7. U.S. Constitution *— OK*

Turn in Chapter One (1) summary.

September 16:

Lecture and class discussion:

1. Who is Henry Maine
2. Maine from status to conflict
3. Stages of legal development
4. Critique
5. Who is Emile Durkheim
6. Emile Durkheim's legal changes and the division of labor
7. Social solidarity and the types of law
8. Durkheim on crime
9. The normality of crime
10. The limits of Durkheim's model

Turn in Chapter Two (2) summary.

September 23:

Group One (1) presentation and discussion: Chapter Three (3), Class Conflict and the Economy.

September 30:

Group Two (2) presentation and discussion: Chapter Four (4), Law and State.

Group Three (3) presentation and discussion: Chapter Six (6), Voting Rights and School Desegregation.

October 7:

Group Four (4) presentation and discussion: Chapter Seven (7), Employment opportunity.

October 14:

Group One (1): first legal case. Discussion of discrimination based on race. Dred Scott v. Sandford, 1857.

Group Two (2): Discrimination based on sexual orientation. Bowers v. Hardwick, 1986.

October 21:

Group Three (3): first legal case. Birth control and abortion. Griswold v. Connecticut, 1965.

Group Four (4): Capital punishment. Furman v. Georgia, 1972.

October 28:

Individual presentations: Cases 1, 2 and 3.

November 4:

Individual presentations: Cases 4, 5 and 6.

November 11:

Individual presentations: Cases 7, 8 and 9.

November 18:

Individual presentations: Cases 10, 11 and 12.

November 25:

Individual presentations: Cases 13, 14 and 15.

December 2:

Individual presentations: Cases 16, 17 and 18.

December 9:

Term papers due!

Individual legal presentations will come from:

1. Freedom of religion
2. End of life
3. Capital punishment
4. Freedom of speech and of the press
5. Discrimination based on race
6. Discrimination based on sexual orientation
7. Birth control and abortion

You have been assigned one (1) of the following legal cases. You are to gather information and make a 7 – 10 minute presentation, followed by a question, answer and discussion period:

1. Plessy v. Ferguson, 1896
2. Brown v. Board of Education, 1954
3. Regents of the University of California v. Bakke, 1978
4. Lawrence v. Texas, 2003
5. Roe v. Wade, 1973
6. Everson v. Board of Education, 1947
7. Washington v. Glucksberg, 1997
8. Gonzales v. Oregon, 2006
9. Gregg v. Georgia, 1976
10. Ford v. Wainwright, 1986
11. Roper v. Simmons, 2005
12. Miller v. California, 1973
13. Romer v. Evans, 1996
14. Vaco v. Quill, 1997
15. Kennedy v. Louisiana, 2008
16. Schenck v. U.S., 1919
17. Cohen v. California, 1971
18. Lee v. Weisman, 1992
19. Engel v. Vitale, 1962
20. Lemon v. Kurtzman, 1971
21. Bolling v. Sharpe, 1954
22. Bush v. Gore, 2000

TERM PAPER (APA Format)

Undergraduates:	8 – 10 pages
Graduate Students:	11 – 13 pages
Pre-Law Students:	14 – 16 pages

Must Contain:

- Cover page
- Table of contents
- Introductory page
- The body
- Summary page
- Bibliography.

SUBJECT

The June 27, 2015 U.S. Supreme Court Decision: OBERGEFELL v. HODGES.

5/4 Decision:

MAJORITY:

Anthony Kennedy
Ruth Bader Ginsberg
Stephen G. Breyer
Sonia Sotomayer
Elena Kagan

MINORITY:

John C. Roberts, Jr.
Samuel A. Alito, Jr.
Antonin Scalia
Clarence Thomas