

CLINICS AT THE LEGAL SERVICES CENTER AND RELATED COURSES

During the 2007/2008 academic year, students will have the opportunity to work in one of the Center's 14 clinics specializing in a particular area of practice. The following is a description of each clinic and a list of the courses that students should enroll in to participate in a particular clinic.

Administrative/Disability Law Clinic

The Administrative/ Disability Law Clinic works to secure and protect income and health care benefits for disabled and elderly clients through trial-like advocacy before administrative law judges. Moreover, by focusing legal work on client cases with novel issues or traditionally unsuccessful yet deserving claims (i.e., representing large numbers of younger individuals with mental impairments) student practitioners attempt to translate individual case advocacy into systemic change and policy reform. Hearings are primarily before Social Security Administration administrative law judges, although students also represent clients on appeals from adverse agency findings before federal appeals court judges. Students working in the Clinic interview clients, conduct extensive factual investigations, produce legal research and writing, work with experts, prepare witnesses, and represent clients at several full administrative hearings per semester.

The Administrative/Disability Law Clinic is part of the Center's Health, Employment, Living Legacy and Planning Practice Group. For more information on the Clinic, contact Julie McCormack, Clinical Instructor, at jmccorma@law.harvard.edu, (617) 390-2578.

Clinical Courses with Placements in the Administrative/Disability Law Clinic:

- Health, Disability and Planning: Law and Policy Clinical Workshop (fall and spring)
- Legal Profession: Delivery of Legal Services (fall) *
- Legal Profession: The Lawyering Process (fall and spring) *
- Poverty Law (spring) *

* Students working in this clinic through one of these courses will also be added in to the Health, Disability and Planning: Law and Policy Clinical Workshop for 2 classroom credits.

Business and Non-Profit Organization Clinic

The Business and Non-Profit Organization Clinic provides legal assistance to start-up and existing small businesses, entrepreneurs, non-profit organizations and community development corporations on a wide range of legal matters. The range of services includes entity formation and choice of entity counseling; contract negotiation and preparation; corporate and commercial financing; shareholder agreements; business acquisitions and sales;

commercial leasing; licensing, permitting, and zoning advice; trademark and copyright advice, registration, and intellectual property licensing; corporate governance and compliance; tax-exempt applications and various other kinds of business-related transactional legal work. In addition to serving the direct legal needs of clients, the Clinic participates in community workshops on legal issues relevant to small businesses and non-profit organizations.

Students in the Clinic have numerous opportunities throughout the semester to draft documents; research and apply legal doctrine; interview, represent and counsel clients; and engage in strategic decision-making, issue analysis and problem solving.

The Business and Non-Profit Organization Clinic is part of the Center's Community Enterprise Project Practice Group. For more information on this Clinic, contact Brian K. Price, Clinical Professor of Law and Director of the Legal Services Center: bprice@law.harvard.edu; (617)390-2594.

Clinical Course with Placements in the Business and Non-Profit Organization Clinic:

- Transactional Practice Clinical Workshop: Business, Non-Profit, Real Estate and Entertainment (fall and spring)

Domestic Violence Clinic

The Domestic Violence Clinic focuses on family violence as it manifests in abuse prevention and other family law cases. This widespread problem destroys the mental and physical health, well-being and financial stability of many women, men and children in our society. Some domestic violence victims seek assistance with safety and stability issues such as obtaining and extending restraining orders. Others seek assistance with post-separation issues arising in the context of divorce, paternity, modification, contempt and other domestic relations actions.

Students working in the Domestic Violence Clinic interview and counsel clients, conduct factual investigations and legal research, develop case strategies, collect and analyze documents, conduct written discovery and draft pleadings. In the course of a semester, students may have multiple court appearances in motion practice, restraining orders, pre trial conferences, status conferences and hearings. Students negotiate directly with opposing attorneys, pro se opponents and in court-mandated "mediations." In cases scheduled for full trial, students conduct depositions, prepare witness and exhibit lists, develop trial strategies and a trial notebook, prepare and conduct direct and cross-examinations of witnesses, make opening statements and closing arguments at trial, and draft post-trial briefs.

The Domestic Violence Clinic is part of the Center's Family and Children's Law Practice Group. For more information on the Clinic, contact Sarah Boonin, Skadden Fellow, at saboonin@law.harvard.edu, (617) 390-2713.

Clinical Courses with Placements in the Domestic Violence Clinic:

- Families and Children: Law and Policy Clinical Workshop (fall and spring)
- Gender Violence Law & Social Justice (spring) *
- Legal Profession: Delivery of Legal Services (fall) *
- Legal Profession: The Lawyering Process (fall and spring) *
- Poverty Law (spring) *

* Students working in this clinic through one of these courses will also be added in to the Families and Children: Law and Policy Clinical Workshop for 2 classroom credits.

Employment Law Clinic

The Employment Law Clinic handles a broad range of employment rights cases, with a focus on claims of employment civil rights - discrimination, retaliation, and reasonable accommodations - and unemployment compensation. The practice has cases pending at a variety of levels including before state courts, federal courts, and administrative agencies such as the Massachusetts Commission Against Discrimination (MCAD) and the Division of Unemployment Assistance. The Clinic has an overarching mission to identify structural problems and novel issues adversely affecting employee rights and to develop innovative strategies to address those problems and issues.

Students working on employment cases engage in a wide-range of practice experiences including case screening, client counseling, negotiating with opposing counsel or employers, conducting witness interviews, taking formal depositions, drafting briefs, and presenting oral arguments at hearings.

For more information on the Clinic, contact Steve Churchill, Lecturer on Law and Clinical Instructor, at schurchi@law.harvard.edu, (617) 390-2578.

Clinical Courses with Placements in the Employment Law Clinic:

- Employment Clinical Workshop (fall)
- Employment Civil Rights Clinical Workshop (spring)

Estate Planning Clinic

The Estate Planning Clinic provides direct client representation on estate planning and probate, guardianship, and private insurance cases. The Clinic provides students with extensive opportunities for client interviewing and counseling, drafting estate planning documents, developing case strategies, preparing court documents, and representing clients in family and probate court settings.

Students work closely with clients to develop comprehensive estate plans, assisting clients through the often difficult process of thinking about their future care and the care of their children in the event of incapacity or death, and how best to distribute assets and personal

belongings. They assist survivors and family members in probating estates. Students analyze all clients' government benefits and private health, life and disability insurance coverage and assist in ensuring access to covered services through advice, negotiation and litigation. Students in the Clinic provide legal services to low- and moderate-income residents of the Greater Boston area, with targeted outreach to underrepresented populations, including people living with HIV/AIDS, and the terminally ill, disabled and frail elderly.

The Estate Planning Clinic is part of the Center's Health, Employment, Living Legacy and Planning Practice Group. For more information on the Clinic, contact Robert Greenwald, Lecturer on Law and Senior Clinical Instructor / Managing Attorney, at rgreenwa@law.harvard.edu, (617) 390-2584.

Clinical Courses with Placements in the Estate Planning Clinic:

- Health, Disability and Planning: Law and Policy Clinical Workshop (fall and spring)
- Legal Profession: Delivery of Legal Services (fall) *
- Legal Profession: The Lawyering Process (fall and spring) *
- Poverty Law (spring) *
- Trusts and Estates (spring) *

* Students working in this clinic through one of these courses will also be added in to the Health, Disability and Planning: Law and Policy Clinical Workshop for 2 classroom credits.

Family Law Clinic

The Family Law Clinic addresses issues of custody, visitation, child and spousal support, support arrears, and the equitable division of marital property and debt in the context of divorce, separate support, annulment, paternity, modification, contempt, guardianship and adoption actions. In all cases the clinic prioritizes the representation of custodial parents, seeking to maximize the resources, income and the standard of living of the household with the children, through optimal child support, alimony and property division orders.

In this clinic, students interview and counsel clients, conduct factual investigations and legal research, develop case strategies, collect and analyze documents, conduct written discovery and draft, file and serve pleadings. In the course of a semester, students may have multiple court appearances in motion practice, restraining orders, pre-trial conferences, status conferences and hearings. Students negotiate directly with opposing attorneys, pro se opponents and in court-mandated "mediations." In cases scheduled for full trial, students conduct depositions, coordinate witness and exhibit lists, develop trial strategies and a trial notebook, prepare and conduct the direct and cross-examination of witnesses, make opening statements and closing arguments at trial, and draft post-trial briefs.

The Family Law Clinic is part of the Center's Family and Children's Law Practice Group. For more information on the Clinic, contact Nnena Odum, Clinical Instructor, at nodim@law.harvard.edu, (617) 390-2586.

Clinical Courses with Placements in the Family Law Clinic:

- Families and Children: Law and Policy Clinical Workshop (fall and spring)
- Legal Profession: Delivery of Legal Services (fall) *
- Legal Profession: The Lawyering Process (fall and spring) *
- Poverty Law (spring) *
- Regulation of the Household (spring) *

* Students working in this clinic through one of these courses will also be added in to the Families and Children: Law and Policy Clinical Workshop for 2 classroom credits.

Family Law Mediation & Pro Se Clinic

In the Family Mediation & Pro Se Clinic students assist parties in fashioning settlement agreements to meet their unique needs in a less adversarial setting. As a voluntary and confidential process, divorce mediation addresses and resolves all issues pertinent to the family case, such as custody, visitation, child support, division of property and debt, tax implications and children's education. The Clinic's permanency mediation services offer an alternative to contested court proceedings for children in the state foster care system, where the goal is either to address what needs to occur to return a child home or to facilitate a child-centered, family-focused approach to permanency planning by giving birth parents an opportunity to help develop plans for their child's adoption or guardianship.

Students who have successfully completed any basic mediation-training program will receive advanced mediation training to participate fully as co-mediators with a Center clinical instructor. Students not trained in mediation may observe the mediation and participate in drafting documents. Students can also co-lead the *Pro Se* Divorce Clinic and provide individual follow up to assist clinic participants to represent themselves in uncontested or simple divorce matters. Students may carry a small family law caseload to gain an understanding of "traditional" divorce practice and procedure. Court-mandated mediation exposure and experience is also available.

The Family Law Mediation Clinic is part of the Center's Family and Children's Law Practice Group. For more information on the Clinic, contact Cynthia Monteiro, Clinical Instructor, at cmonteir@law.harvard.edu, (617) 390-2548.

Clinical Courses with Placements in the Family Law Mediation Clinic:

- Families and Children: Law and Policy Clinical Workshop (fall and spring)
- Legal Profession: Delivery of Legal Services (fall) *
- Legal Profession: The Lawyering Process (fall and spring) *
- Poverty Law (spring) *

* Students working in this clinic through one of these courses will also be added in to the Families and Children: Law and Policy Clinical Workshop for 2 classroom credits.

Gay, Lesbian, Bisexual and Transgender (GLBT) Law Clinic

The Gay, Lesbian, Bisexual and Transgender (GLBT) Law Clinic is the Center's newest clinic which is a collaborative effort of Harvard Law School's student-run organization Lambda and Center staff. The Clinic provides a broad range of direct legal services to the GLBT community with a particular emphasis on family-law related legal issues (divorce, child custody, support and visitation, second-parent adoptions, and school-related issues) and estate planning (wills, powers of attorneys, partnership agreements) to ensure that same-sex partners and families are legally protected. In addition to direct legal services, the clinic actively participates in creating systemic change and policy reform to further the rights and interests of the GLBT community.

The Center's Gay, Lesbian, Bisexual and Transgender Law Clinic is part of the Center's Family and Children's Law Practice Group. For more information on the Clinic, contact Robert Greenwald, Lecturer on Law; Senior Clinical Instructor and Managing Attorney, at rgreenwa@law.harvard.edu, (617) 390-2584

Clinical Courses with Placements in the GLBT Law Clinic:

- Family and Children's Law and Policy Clinical Workshop (Fall and Spring)
- Legal Profession: Delivery of Legal Services (fall) *
- Legal Profession: The Lawyering Process (fall and spring) *

* Students working in this clinic through one of these courses will also be added in to the Families and Children: Law and Policy Clinical Workshop for 2 classroom credits.

Health Law Clinic

The Health Law Clinic has a long history as a regional leader in providing civil legal services to people living with HIV/AIDS and other chronic, terminal or disabling medical conditions. The Clinic was founded in 1987, as one of the first AIDS law clinics in the country. Since that time it has provided direct legal services to hundreds of individuals living with serious illnesses or disabilities and affected families where minor children are at risk of being displaced by the death or permanent disability of a parent or caretaker. The Clinic works closely with health- and community-based organizations to ensure that the legal service needs of those living with HIV and AIDS and other serious medical conditions are met.

Students working in the Clinic provide direct client representation in civil law cases involving estate and permanency planning, public benefits and insurance. Student work also includes research, policy development and advocacy on current health care access policy reform initiatives.

The Health Law Clinic is part of the Center's Health, Employment, Living Legacy and Planning Practice Group. For more information on the Clinic, contact Robert Greenwald, Lecturer on Law; Senior Clinical Instructor and Managing Attorney, at rgreenwa@law.harvard.edu, (617) 390-2584.

Clinical Courses with Placements in the Health Law Clinic:

- Health, Disability and Planning: Law and Policy Clinical Workshop (fall and spring)
- Legal Profession: Delivery of Legal Services (fall) *
- Legal Profession: The Lawyering Process (fall and spring) *
- Poverty Law (spring) *

* Students working in this clinic through one of these courses will also be added in to the Health, Disability and Planning: Law and Policy Clinical Workshop for 2 classroom credits.

Housing Clinic

Practice in the Housing Clinic focuses on representing tenants in eviction-defense actions and affirmative cases to improve housing conditions. One of the clinic's main priorities is preventing the displacement of low-income families in Boston, often as the result of gentrification pressures. Through the work of the students and supervisors in the clinic's *Eviction Defense Practice*, over one hundred low-income families are prevented from becoming homeless each year. The clinic's *Healthy Homes and Environmental Justice Project* pursues the abatement of indoor environmental hazards – lead paint, mold, and insect and rodent infestation – in order to prevent childhood lead poisoning and asthma attacks, both of which are serious public health problems in Boston's low-income neighborhoods and disproportionately affect communities of color. The clinic's *Housing Discrimination Project* involves representing tenants in challenges to illegal housing discrimination, including discrimination based on family status, race, source-of-income, sexual orientation, and disability. The clinic's *Tenant Association Project* involves group representation of tenant organizations in efforts to solve building- or development-wide problems, including rent increases and poor living conditions, as well as legislative initiatives to import collective bargaining rights into the rental housing context.

Students working in the Housing Clinic will have opportunities to conduct pre-trial discovery (including depositions), investigation, negotiation, and motion practice, as well as to try cases. Approximately two hundred eviction cases are heard each Thursday in the Boston Housing Court. Although it is not a requirement for a clinical placement in the Housing Clinic, we encourage students – to the extent possible – to leave their Thursday mornings free for court appearances in order to maximize their exposure to that aspect of the litigation experience. For students going on to law firms after graduation, the experience in the Clinic is likely to provide the last opportunity for several years to argue and put on evidence in court – and thus to see whether you really enjoy litigation.

The Housing Clinic is part of the Center's Housing/Litigation Practice Group. For more information on the Clinic, contact Rafael Mares, Lecturer on Law and Clinical Instructor, at rhmares@law.harvard.edu (617) 390-2564 or Maureen McDonagh, Lecturer on Law and Clinical Instructor, at mcdonagh@law.harvard.edu, (617) 390-2542.

Clinical Courses with Placements in the Housing Law Clinic:

- Civil Litigation Advanced (spring course – fall or spring clinical)
- Housing Law and Policy (spring course – fall or spring clinical)
- Legal Profession: Delivery of Legal Services (fall)
- Legal Profession: The Lawyering Process (fall and spring)
- Poverty Law (spring)

Students enrolling in one of the above courses and this clinic will also be enrolled in the Housing Law Clinical Workshop for one classroom credit

Predatory Lending/ Consumer Protection Clinic

The Predatory Lending/Consumer Protection Clinic seeks to preserve and protect equity for low- and moderate-income homeowners and to ensure equal and fair access to credit markets. The practice is primarily litigation that focuses on banking, consumer, and real estate law and offers some transactional and bankruptcy practice opportunities to students. The Predatory Lending Project defends against foreclosures and commences affirmative litigation against banking institutions, subprime lenders, servicers of loans, home improvement contractors, brokers, and foreclosure rescue scam artists. Cases are litigated primarily in Federal District Court, Bankruptcy Court, and Massachusetts Superior Court. The Predatory Lending/Consumer Protection Clinic also represents individuals and families seeking to file bankruptcy.

Students will have extensive experience in interviewing clients, analyzing loan documents, arguing motions, drafting complaints, drafting and responding to discovery, conducting and defending depositions, negotiating with opposing counsel, preparing for and conducting any trials, and engaging in long-term strategizing about their cases. Students can also participate in impact litigation, including a class action seeking redress for racial discrimination in the Greater Boston subprime lending market; legislative advocacy to fight against emerging federal laws seeking to preempt the more protective state predatory lending laws; and efforts to investigate and combat the international exportation of flawed lending practices to emerging economies.

The Predatory Lending/Consumer Protection Clinic is part of the Center's Housing/Litigation Practice Group. For more information on the Clinic, contact Roger Bertling, Lecturer on Law and Clinical Instructor, at rbertlin@law.harvard.edu, (617) 390-2572 or Kim Breger, Lecturer on Law and Senior Clinical Fellow, at kbreger@law.harvard.edu, (617) 390-2694.

Clinical Courses with Placements in the Predatory Lending Clinic:

- Bankruptcy Law (spring)
- Civil Litigation Advanced (spring course – fall or spring clinical)
- Housing Law and Policy (spring course – fall or spring clinical)
- Legal Profession: Delivery of Legal Services (fall)
- Legal Profession: Lawyering Process (fall and spring)
- Predatory Lending / Consumer and Bankruptcy Law Clinical Workshop (fall and spring)

* Students working in this clinic through one of these courses will also be added in to the Predatory Lending / Consumer and Bankruptcy Law Clinical Workshops for 2 classroom credits.

Real Estate Clinic

The Real Estate Clinic provides legal assistance to individuals, companies and CDCs (community development corporations) engaged in residential and commercial real estate transactions and development. The range of services provided includes representing parties engaged in residential and commercial purchases and sales, particularly first-time homebuyers; affordable housing development; real estate development; condominium conversions; zoning appeals; title examinations; commercial leases and various other kinds of real estate transactional work.

Students in the Clinic have numerous opportunities throughout the semester to draft documents; research and apply legal doctrine; interview, represent and counsel clients; negotiate transactions; conduct title searches; engage in strategic decision-making, issue analysis and problem solving.

The Real Estate Clinic is part of the Center's Community Enterprise Project Practice Group. For more information on this Clinic, contact Brian K. Price, Clinical Professor of Law and Director of the Legal Services Center: bprice@law.harvard.edu; (617)390-2594

Clinical Course with Placements in the Real Estate Clinic:

- Transactional Practice Clinical Workshop: Business, Non-Profit, Real Estate and Entertainment (fall and spring)

Recording Artist Project (RAP) Clinic

The Recording Artists Project (RAP) focuses on entertainment law issues. RAP provides legal assistance to music artists, independent record labels, production companies, songwriters, film companies, artist managers and other arts and entertainment entrepreneurs and firms. The RAP practice includes intellectual property law related to trademark and copyright; content licensing; business formation and advice on choice of entity, emerging Internet content and business law; and contract drafting, review and negotiation of agreements for recording, artist management, publishing and booking.

Students have numerous opportunities throughout the semester to draft documents; research and apply legal doctrine; interview, represent and counsel clients; negotiate transactions; engage in strategic decision-making, issue analysis and problem solving.

The Recording Artist Project Clinic is part of the Center's Community Enterprise Project Practice Group. For more information on this Clinic, contact Brian K. Price, Clinical Professor of Law and Director of the Legal Services Center: bprice@law.harvard.edu; (617)390-2594

Clinical Course with Placements in the RAP Clinic:

- Transactional Practice Clinical Workshop: Business, Non-Profit, Real Estate and Entertainment (fall and spring)

Special Education Clinic / Trauma and Learning Policy Initiative (TLPI)

The Trauma and Learning Policy Initiative (TLPI) focuses on the educational needs of children traumatized by exposure to domestic violence. This work is based on a new area of scholarship and practice at the intersection of law, psychology and education that links exposure to violence in the home with a host of social, emotional and academic problems at school. Students represent families in special education cases concerning the educational needs of children with disabilities who have been exposed to family violence. Particular attention is given to connecting trauma resulting from family violence with difficulties children may have learning and behaving in the classroom.

Students represent children and their parents/guardians in special education and related matters. This includes opportunities to interview and counsel clients, conduct factual investigation and legal research, develop case strategies, collect and analyze school records, draft pleadings, work with experts, and negotiate and advocate with school personnel at team meetings. In cases scheduled for full administrative hearings, students appear for pre-hearing motions and develop and conduct direct and cross-examinations of witnesses. Students may engage in case related policy activities that seek innovative remedies to improve the services and supports for these high-risk, vulnerable children.

For more information on the Clinic, contact Susan Cole, Lecturer on Law and Clinical Instructor, at scole@law.harvard.edu, (617) 390-2737 or Michael Gregory, Lecturer on Law and Senior Clinical Fellow, at mgregory@law.harvard.edu, (617) 390-2550.

Clinical Courses with Placements in the Special Ed/TLPI Clinic:

- Child Advocacy Clinic (spring)
- Gender Violence (spring)
- Legal Profession: Delivery of Legal Services (fall)
- Legal Profession: The Lawyering Process (fall and spring)
- Poverty Law (spring)

NOTE: Students enrolled in one of the above courses and this clinic will also be enrolled in the Special Education/TLPI Clinical Workshop for one classroom credit