

Barry University

Dwayne O. Andreas | School of Law

STUDENT HANDBOOK

**General Policies, Academic Policies
and Procedures**

**Honor Code of Conduct
Student Conduct Code**

Effective Academic Year 2023-2024

rev. 08/08/2023

The Barry University Dwayne O. Andreas School of Law *Student Handbook* includes four basic instruments which relate to all academic matters: The General Policies, the Academic Policies and Procedures, the Honor Code of Conduct, and the Student Conduct Code.

The *Student Handbook* is both a formal notice to you of the regulations and interpretations included within this *Handbook* and a handy guide to the operating rules of the School of Law which you may refer as necessary.

The School of Law reserves the right to modify the requirements for admission and graduation, to change the program of study, and to amend any regulation affecting the student body if it is deemed in the best interest of the School of Law or the students to do so. The new handbook is in effect immediately, there will be no grandfathering in.

Please keep this handbook.

NOTICE

This handbook contains general statements of policies and procedures currently in force at Barry University Dwayne O. Andreas School of Law. It includes both faculty-adopted and administrative policies. All policies are subject to change at any time, and changes are effective when announced by any means reasonably calculated to communicate notice to students. The handbook is not meant to and does not determine the outcome of every situation that may arise. It is not a contract, and is not intended to create specific rights, impose specific duties on the school or administration, or in any other way limit the school's authority. Students are responsible for checking their student email accounts daily and checking the official website so they may be kept informed of all announcements, etc.

Questions about any provision of this Student Handbook are to be directed to the Associate Dean for Student Affairs.

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INTRODUCTION

Barry University Dwayne O. Andreas School of Law is a mission-driven institution located in Central Florida, one of the fastest growing areas of the country. Begun in 1995 as the University of Orlando, the focus and leadership for its current development started in 1999, when Barry University acquired the law school, merging it into the University. To understand the School of Law's mission and the extent to which it has defined and determined its growth and development requires an understanding of the University's mission. The centrality of that mission is reflected in all the University's public statements, the environment of the institution, the programmatic development of the University and its priorities, and the ways in which it serves its various constituencies and the communities where campuses are located. The Dominican Sisters of Adrian, Michigan, who founded the University in 1940 and continue to sponsor the institution, capture the mission in a simple statement.

BARRY UNIVERSITY MISSION STATEMENT

Barry University is a Catholic institution of higher education founded in 1940 by the Adrian Dominican Sisters. Grounded in the liberal arts tradition, Barry University is a scholarly community committed to the highest academic standards in undergraduate, graduate, and professional education. In the Catholic intellectual tradition, integration of study, reflection, and action inform the intellectual life. Faithful to this tradition, a Barry education and University experience foster individual and communal transformation where learning leads to knowledge and truth, reflection leads to informed action, and a commitment to social justice leads to collaborative service. Barry University provides opportunities for affirming our Catholic identity, Dominican heritage, and collegiate traditions. Catholic beliefs and values are enriched by ecumenical and interfaith dialog. Through worship and ritual, we celebrate our religious identity while remaining a university community where all are welcome.

Approved by the President and the Executive Committee of the Administration on May 15, 2008; approved by the Board of Trustees on May 30, 2008; submitted to the General Council of the Adrian Dominican Sisters for final approval; Council approval received via letter from Sister Rosa Monique Pena, OP in June 2008.

SCHOOL OF LAW MISSION STATEMENT

Barry University Dwayne O. Andreas School of Law is the only Dominican Law School in the United States and the first American Law School to be part of a university founded by women religious. The School of Law endeavors to offer a quality legal education in a caring environment with a religious dimension so that study and reflection lead to informed action and commitment to social justice leads to collaborative service. The School of Law promotes the highest standards of ethics and competence in the practice of law and other pursuits. The School of Law seeks to challenge students to embrace intellectual, personal, ethical, spiritual, ecological, and social responsibilities in an atmosphere of academic freedom. The program strives to equip its graduates to apply the knowledge, values, and skills they acquire to enhance personal growth, the legal profession, the judicial system, society, and the Earth community. Within its Catholic Dominican tradition, the School of Law values matter of faith through religious freedom. The School of Law seeks to enhance diversity in our community and the profession and endorses recruitment and retention of members of underrepresented groups, particularly racial and ethnic minorities, to create a more diverse faculty, staff, and student body.

Amended by the faculty of the School of Law on Aug. 16, 2013

STATEMENT OF INSTITUTIONAL LEARNING OUTCOMES

- I. ABA Standard 302(a): Knowledge and Understanding of Substantive and Procedural Law**
- I.a** Students should demonstrate knowledge and understanding of the law as applied in trial and appellate courts, transactional practice, and as tested, in the bar exam.
- II. ABA Standards 302(b): Legal Analysis and Reasoning, Legal Research, Problem Solving, and Written and Oral Communication in a Legal Context**
- II.a** Students should be able to produce effective court memoranda and appellate briefs to analyze fact patterns using predictive and persuasive styles of legal writing by synthesizing, analogizing, and distinguishing cases, statutes, and rules with due attention to correctness of expression, organization, and coherent legal analysis.
- II.b** Students should be able to identify and marshal key facts, concepts, and related legal issues raised in hypothetical fact patterns and apply the law to these fact patterns to resolve those legal issues and evaluate possible outcomes.
- II.c** Students should be able to recognize precedent, know the difference between binding and persuasive authority (understanding their respective weight), and plan and implement research strategies to find sources of primary and secondary authority from digital legal databases, books in the law library, and the internet, and be able to provide proper citation forms for such authorities.
- II.d** Students should be able to communicate effectively, integrating doctrine, facts, theory, skills, and ethics, both in writing and orally, state a legal argument one-on-one or to a group, and coherently and persuasively deliver such an argument to a court, with due attention to civility, decorum, and deference.
- III. ABA Standard 302(c): Exercise of Proper Professional and Ethical Responsibilities to Clients in the Legal System**
- III.a** Students should be able to apply the applicable rules of professional conduct to determine proper and ethical courses of action in the practice of law, consistent with the values and responsibilities of the legal profession and its members and should develop their professional identity in the sense of understanding what it means to be a lawyer and the special obligations lawyers have to their clients, the legal system, and society.
- IV. ABA Standard 302(d): Other Professional Skills Needed for Competent and Ethical Participation as a Member of the Legal Profession**
- IV.a** Pursuant to the Mission of the Barry University School of Law to provide quality education in a caring environment with a religious dimension, students should have the ability to work with others of diverse backgrounds and understand the importance of building an inclusive community characterized by interdependence, equality, and compassion for self and others and should promote social and ecological justice through performing pro bono work or community service.

V. ABA Standard 303(c): Education to Law Students on Bias, Cross-cultural Competency and Racism.

- V.a** Students should be able to demonstrate an understanding of the importance of cross-cultural competency to represent clients professionally and responsibly and to fulfill the obligation of lawyers to promote a justice system that provides equal access and eliminates bias, discrimination, and racism in the law. (Interpretation 303-6).

Adopted by the School of Law Faculty August 13, 2015, updated by the School of Law Faculty May 6, 2022.

GENERAL POLICIES

I. DEAN'S AUTHORITY

Each student is admitted upon the condition that if, in the Dean's opinion, a student's continued enrollment in the Law School, would not be in the Law School's best interest, or the student has committed an act contrary to the Law School's rules, or the student is deemed not to be a person of character or integrity qualified for admission to the legal profession, the student may, at any time, be suspended or dismissed by the Dean.

In addition, irrespective of any rule or policy, the Dean has the ultimate authority in all matters addressed in this handbook and may exercise such authority determined to be in the best interest of the Law School.

All decisions made by the Dean are final and are unreviewable, including determinations made on Petitions for Variances.

II. ALCOHOL AND DRUGS

In keeping with the Drug-Free Schools and Committees Act Amendments of 1989, no use of alcohol or any controlled or unlawful substances is permitted on the Barry University property at any time, except alcohol may be served at school-sanctioned activities with the prior approval of the Dean. A student's violation of the policy will subject the student to sanctions which may include reprimand, suspension, or expulsion.

STUDENT-LIFE ALCOHOL POLICY

Student organizations may not serve alcohol at on-campus events. *Any exceptions sought to this "dry" policy must be presented to and officially approved in writing by the Associate Dean for Student Affairs and the Dean of the Law School.* Student organizations may not serve alcohol at off campus events, except the Barristers Ball.

Barristers Ball is held once a year in the spring semester and must be managed and supervised by an administrative employee of the Law School, namely the Director of Student Life and Event Planning or designee. A law student is not an acceptable designee for this purpose.

Student organizations may hold approved events at off-campus venues that serve alcohol.

III. STUDENTS WITH DISABILITIES

Under applicable law, accommodation plans are individually tailored to the needs of each person. Thus, persons with similar disabilities may be accommodated differently. Accommodations will be acted on only at the request of the affected individual and will be evaluated on a case-by-case basis for the appropriate and reasonable accommodation.

The current procedure is to refer the individual who requests accommodations to the Office of Accessibility Services on Barry's main campus in Miami Shores. This office coordinates accommodations for eligible persons on a case-by-case basis each semester in compliance with Federal and State laws. The person seeking accommodation must provide that office with appropriate documentation of each disability that demonstrates an accompanying substantial limitation to one or more

major life activities. Once appropriate documentation has been received by the Office of Accessibility Services, the Associate Dean for Student Affairs is notified of the necessary accommodations, and they are implemented.

Students should contact the Office of Accessibility Services to arrange accommodations.

Voice/TDD (305) 899-3488. Email: accessibility.services@barry.edu

Fax: (305) 899-3056

Temporary medical conditions are not covered under the Americans with Disabilities Act. However, if a student is requesting accommodations due to a temporary medical condition, the student must provide the Accessibility Accommodations Coordinator all documentation verifying the nature of the condition, expected duration of the condition, and what type of accommodation is necessary. All requests must be accompanied by a physician's verification that such accommodations are medically necessary, and requests will be evaluated on an individual basis.

All policies and procedures for assessing and handling requests for reasonable accommodations made by qualified individuals with disabilities may be found by visiting the Office of Accessibility Services' webpage at the following link: <http://www.barry.edu/accessibility-services>

It is the sole responsibility of the student to seek the necessary accommodations. No accommodations will be given if the student fails to initiate the request.

IV. EQUAL OPPORTUNITY POLICY

The School of Law hires qualified employees and admits qualified students and does not discriminate on the basis of race, creed, color, ethnicity, national origin, ancestry, religion, gender, sexual orientation, gender identity, gender expression, genetic information, familial status, marital status, pregnancy, age, disability status or veteran status. This policy applies to students, employees, applicants, and trustees with respect to participation in any program, benefit, activity, or student/employment opportunity offered by the University. On-campus recruiters, except for military recruiters who are governed by 10 U.S.C. § 983, must affirm in writing that they do not discriminate, or they will not be permitted to use our facilities or services for recruitment.

A MESSAGE ABOUT MILITARY RECRUITING

Because the military considers age and physical disability in its recruiting practices, Barry University School of Law believes that allowing the military to recruit on campus is inconsistent with its non-discrimination policy and that of the Association of American Law Schools, of which the school is a fee-paid member.

In 1994, Congress adopted 10 USC Sec. 983, a provision known as the Solomon Amendment, which requires schools to provide the military with full access to campus for recruitment purposes or risk termination of federal funds.

The School of Law has modified its non-discrimination policy to make its Career Services available to the military as required by federal law. Nevertheless, Barry University School of Law is committed to providing a caring and inclusive environment for all students. The School of Law also respects the right

of every student to choose a career path that satisfies his or her professional and personal goals and therefore makes these opportunities available to its students.

V. STUDENT COMPLAINTS

As an ABA-accredited law school, Barry University Dwayne O. Andreas School of Law is subject to the ABA Standards for Approval of Law Schools. The Standards may be found at [Standards \(americanbar.org\)](http://americanbar.org)

Procedures for Bringing or Initiating Complaints:

Any student at Barry University School of Law who wishes to bring a formal complaint to the administration of the Law School of a significant problem that directly implicates the Barry University School of Law's program of legal education and its compliance with the ABA Standards should take the following steps:

1. The student shall submit a complaint in writing to the Associate Dean for Student Affairs. The written complaint shall be submitted by email, U.S. mail, fax, or personal delivery.
2. The written complaint shall describe the problem, behavior, program, or process in sufficient detail to permit an investigation and it should demonstrate how it implicates the Law School's program of legal education and the school's compliance with a particular and specified ABA Standard.
3. The written complaint shall specify that it is a complaint regarding Barry University School of Law's program of legal education and its compliance with the ABA Standards.
4. The written complaint shall provide the name of the student submitting the complaint and contact information including the student's official Barry University School of Law email address, street address, and phone number for further communication about the complaint.

Procedures for Addressing Complaints:

1. The Associate Dean for Student Affairs (or designee) shall acknowledge the complaint within five (5) business days of receipt of the written complaint. The acknowledgment may be made by e-mail, U.S. mail, or by personal delivery.
2. Within two (2) weeks of acknowledgment of the complaint, the Associate Dean (or designee) shall either meet with the complaining student or respond to the substance of the complaint in writing. The student shall either receive a substantive response to the complaint or information about what steps the Law School is taking to address the complaint or further investigate the complaint.
3. Within ten (10) days of being advised of any action the Law School is taking to address the matter, the student may appeal the decision to the Dean of the Law School. Any decision made by the Dean shall be final.
4. A copy of the written complaint and a summary of the process and resolution of the complaint shall be kept in the Office of the Dean of the Law School for up to eleven (11) years.
5. A copy of this policy shall be published in the Student Handbook.

VI. PROHIBITED CONDUCT, SEXUAL HARASSMENT, AND DISCRIMINATION

Barry University does not discriminate by race, creed, color, ethnicity, national origin, ancestry, religion, gender, sexual orientation, gender identity, genetic information, familial status, marital status, pregnancy, age, disability status, or veteran status. This policy applies to students, employees, applicants, and trustees concerning participation in any program, benefit, activity, or student/ employment opportunity offered by the University. Every member of the University community is expected to uphold this policy as a matter of mutual respect and fundamental fairness in human relations. Every student of this institution has a responsibility to conduct himself/herself in accordance with this policy as a condition of enrollment. Further, every University employee has an obligation to observe Barry University policies and implementation of federal and state law as a term of employment. No person shall be retaliated against for reporting violations or concerns about prohibited discrimination or bias through appropriate University channels.

Nothing in this non-discrimination statement shall require Barry University to act in a manner contrary to the beliefs and teachings of the Catholic Church or the University mission statement.

Barry University Non-Discrimination Policy. Approved by the President and the Executive Committee of the Administration on May 16, 2012; Approved by the Board of Trustees on May 30, 2012.

The School of Law is committed to providing a work and learning environment that is free of discrimination, harassment, and other prohibited conduct. This policy applies to all employees, administrators, instructors, students, and any other person who does business with the School of Law. This policy includes, but is not limited to, the relationship between instructors and students.

A. DISCRIMINATION AND SEXUAL HARASSMENT

It is a violation of this policy for any administrator, instructor, or other employee and/or student to engage in or condone harassment or acts of unlawful discrimination.

It is the responsibility of every employee to recognize acts of harassment and take every action necessary to ensure that the applicable policies and procedures of this institution are implemented.

Any person who believes he or she has been the subject of harassment or discrimination has the right to file a complaint and to receive prompt and appropriate handling of the complaint. Further, all reasonable efforts shall be made to maintain the confidentiality and protect the privacy of all parties.

The Dean's Designee shall be responsible for assisting employees and students seeking guidance and/or support in addressing matters relating to sexual harassment or inappropriate behavior of a sexual nature or any other forms of harassment. For student complaints, the Dean's Designee is the Associate Dean for Student Affairs; if the complaint is against the Dean's Designee, then the complaint should be made to the Dean. Nothing in this section shall preclude a complaint being filed directly with the Dean.

This policy and procedure cover all allegations of harassment or discrimination. In all instances the Associate Dean for Student Affairs of the Law School will refer these matters to the University Title IX Coordinator.

B. PROHIBITED CONDUCT

Sexual harassment is unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature when directed toward an employee, student, or applicant particularly when one or more of the following circumstances are present:

1. *Toleration of such conduct is made either explicitly or implicitly a term or condition of the individual's employment, admission, or academic evaluation.*
2. *Submission to or rejection of such conduct is used as the basis for employment decisions or academic evaluation affecting such individuals.*
3. *Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive working, or learning environment.*
4. *Other unlawful harassment is verbal or physical conduct that denigrates or shows hostility towards an individual because of that individual's race, color, religion, gender, national origin, age, sexual orientation, or disability when it has the purpose or effect of:*
 - *Unreasonably interfering with an individual's work performance; or*
 - *Creating an intimidating or hostile environment.*

VII. **PROHIBITED INTERFERENCE WITH BARRY UNIVERSITY CONTRACTUAL/ PREFERRED PROVIDER RELATIONSHIPS**

At times, Barry University may enter a contractual or preferred relationship with providers for the benefit of the institution and its student body. To the extent any contractual or preferred relationship exists, once notified of the relationship, no student is permitted to take any action to the detriment of this contractual or preferred relationship. This prohibition on interference includes, but is not limited to, the following:

- Advertising or marketing on campus or at any Barry University-sponsored function
- Distributing flyers on campus or at a Barry University sponsored function
- Distributing information via student or organization listservs
- Writing on whiteboards in classrooms; or
- Posting on web pages/ social media profiles affiliated with Barry University.

Students are prohibited from providing student emails or contact information to third parties without the express authorization of administration. Any violation of this prohibition may be a violation of the Student Conduct Code.

VIII. **PRIVACY ACT OF 1974- FERPA**

The Family Educational Rights and Privacy Act of 1974 ("FERPA") provide the following rights for students attending the Barry University School of Law:

- The right of the student, with minor limitations, to inspect and review his or her educational records.
- The right, with certain exceptions, to prevent disclosure to third parties of information from his or her records.
- The right to withhold public disclosure of any or all items of so-called "directory information" by written notification in the Fall and Spring semesters of each academic

year during which such notification is made. Under current School of Law policy, the term “directory information” includes a student’s name, campus address, home address, campus telephone number, home telephone number, date and place of birth, a major field of study, participation in officially recognized activities and sports, weight, and height of members of athletic teams, dates of secondary school, and previously attended education agency or institution attended by the student.

- The right to file a complaint with the Department of Health, Education, and Welfare (HEW) concerning the alleged failure of the Barry University School of Law to comply with the requirements of the Act and the regulations promulgated thereunder.

The procedures to exercise the above rights are explained in the Barry University School of Law Policy regarding the confidentiality of student records. Included within the Policy is a list of the types and locations of educational records maintained by the Barry University School of Law, with the title and address of the officials responsible for those records.

For University students 18 years or older, no release is permitted of personally identifiable records, files, or personal information contained in them without the written consent of the student, except to the following:

- 1) Other officials, administrators, and instructors within the institution who have legitimate education interests.
- 2) Authorized State and Federal officials as defined in the Privacy Act.

The student may inspect and secure copies of material from his/her file or records that do not jeopardize the confidentiality of others. Transcripts of academic records shall contain information about disciplinary action when appropriate.

Students are prohibited from disseminating student email addresses or contact information to any outside person or entity without the express authorization of administration.

IX. COMPUTER USE POLICY

Computing facilities at the Law School are provided for the use of registered students, faculty, and staff. The Law School views the use of computer facilities as a privilege, not a right. The following conditions apply to all users of Barry University Dwayne O. Andreas School of Law computers and information systems. Violations of any of the conditions are considered unethical and may be unlawful. Suspected violations will be confidentially reported to the appropriate law school authorities and may result in loss of computer privileges or further sanctions. For the complete University Computer and Network Usage Policy, go to: <http://bucwis.barry.edu/doi/policies-procedures/computerUsage.html>

X. CYBER COMMUNITIES, ONLINE SOCIAL NETWORKS, AND OTHER WRITTEN AND ELECTRONIC COMMUNICATION

The Law School recognizes that participation in cyber communities, online social networks, and written and electronic communication venues, can be used in positive ways to build community both on and off campus. However, these outlets may also be used in inappropriate and harmful ways. Barry Law students who choose to utilize cyber communities and online social networks are expected to exercise discretion and to uphold standards of good taste, respect, and professionalism. Professional conduct extends to all forms of social networks, including but not limited to Facebook, Twitter, Instagram, Snapchat, YouTube,

TikTok, texting, emailing, photographing, videotaping, and any other means of communication. As future members of the legal community, law students should conduct themselves in all matters with courtesy, integrity, and civility. Students should also be aware that some online activities and other activities involving written and electronic communication may give rise to a complaint under the Student Conduct Code or the Honor Code of Conduct or may be reported by third parties to relevant bar character and fitness authorities. Students must follow privacy laws and professionalism guidelines when sharing information about other students, faculty, staff, and others they meet during their time at the Law School. Permission must be obtained prior to recoding or taping. **Students may not record class lectures.** Failure to follow these rules may result in a violation of the Student Conduct Code.

XI. EMERGENCIES

In the event of an emergency, all students must comply with the direction of any Barry Law School official or emergency personnel. Students are encouraged to act expeditiously and disseminate messages as appropriate.

The Law School recognizes that emergencies may occur that require immediate dissemination of information. To assist with the immediate dissemination of official emergency announcements, students must verify that their emergency contact information is up to date. Students update their information by logging into the [Student Portal](#) and clicking “Emergency Contact Information” under the Communication section.

In the event of any emergency requiring cancellation of classes or examinations, students will be notified. To comply with the requirements of the ABA, any canceled class or examination will need to be made up at a scheduled time for which attendance is expected and mandatory.

XII. STUDENT FINANCIAL SERVICES/ FINANCIAL AID POLICIES

A. GENERAL INFORMATION

Graduate education represents a significant investment of personal and financial resources. It is the student’s responsibility to meet his or her financial obligation to Barry Law. Students who plan to use financial aid funds to meet their financial obligation must plan early to do so and follow all the application steps and requirements outlined on the [Office of Student Financial Services website](#) and in its printed publications. It is the student’s responsibility to read and understand all policies and requirements regarding financial aid eligibility. Students are responsible for maintaining required enrollment status to receive and retain Federal Financial Aid and Institutional Scholarship eligibility. **Of special note, a student must take a minimum of six (6) semester hours to be eligible for financial aid, Federal Student Loans, Institutional Scholarship and Grant awards, etc.** Additional information about required enrollment status can be viewed on the Office of Student Financial Services Departmental website. Federal Student Aid cannot be awarded for classes that do not count toward the student’s degree. For example, a student with only three credits remaining towards graduation would be ineligible for financial aid and would be unable to take additional credits to obtain federal financial aid eligibility. A part-time student who is otherwise eligible for financial aid may enroll in additional credits so long as those credits remain within the part-time block of 12 credits.

B. PAYMENT OF TUITION

Tuition and fees must be paid by the published deadline. Class registration will be cancelled for non-payment of tuition and fees. Failure to meet tuition payment arrangement deadlines will result in a monthly late payment fee of \$250 being assessed. The \$250 fee will be assessed and posted to the delinquent student account on the first Friday following the start of classes. An additional \$250 fee will be assessed on the first day of each succeeding month until the account is paid in full.

Satisfactory payment/ satisfactory payment arrangements:

- 1) If paying by cash or check, in person, pay by the close of business on the first day of classes; by mail, postmarked no later than the first day of classes.

Barry University School of Law
Attn: Finance/CFO Department
6441 E. Colonial Dr.
Orlando, FL 32807

- 2) If paying by credit card: Visa, Master Card, or American Express by the close of business on the first day of classes. PLEASE NOTE: credit or debit card users will be assessed a separate convenience/service fee of 2.75% of the payment amount. Paying by ACH transactions (entering bank routing and account number to send the funds to the Law School directly from a bank account) remain FEE-FREE. Also, note that the convenience fee/service charge will not show on your Barry Law Student Account. Barry University does not retain any of this convenience/service fee. Two-line items will appear on your credit/debit card account or bank statement; one is for the student account payment (Barry Law tuition, other charges, etc.) and the other is for the service / convenience fee being charged by Flywire, a third-party payment processing provider.
- 3) If using the Monthly Payment Plan, set up an account through the [Student Self-Service portal](#).
- 4) If paying by a student loan, be sure to meet all published Financial Aid Deadlines.

C. DISBURSMENT OF EXCESS FUNDS

Scholarship, grant, and student loan funds are credited to the student account (along with any third-party payments received) prior to the first day of classes. The excess funds beyond tuition, fees, and book charges (if the student charged books to the anticipated financial aid) will typically be disbursed by the end of the second week of classes. Delayed disbursement may occur for the following categories of students:

- 1) 1L students whose current term grades have not been finalized.
- 2) Students on Academic Probation whose current term grades put them at risk for dismissal,
- 3) Students who have not established half-time attendance as determined by the Law School's attendance, or
- 4) Any student who is deemed to be at risk for becoming ineligible to attend the Law School for any reason.

Note: The Law School reserves the right to credit student loan funds to student’s account while delaying the crediting of institutional scholarship and grant awards until eligibility for the institutional funds can be determined.

Because Federal Regulations require schools to obtain authorization from students to use Federal Student Aid to pay for charges other than tuition and required fees, the student is required to complete the Federal Student Aid Authorization Form on the [Student Self Service Portal](#) for federal student aid to be applied to bookstore and other miscellaneous charges.

D. SATISFACTORY ACADEMIC PROGRESS (SAP)

Satisfactory Academic Progress: Federal regulations governing the student financial assistance programs stipulate that to continue to be eligible for the Title IV funds (e.g., Direct Unsubsidized, Direct Grad PLUS Loan) students must maintain satisfactory academic progress towards a degree. To maintain satisfactory academic progress toward a degree, students must achieve and maintain cumulative Grade Point Average (GPA) and complete a minimum of credit hours. The chart below outlines the required SAP standards:

Year of Study	Required Satisfactory Completion of Courses Attempted at Year’s End	Cumulative GPA Required
First Year	75%	2.000
Second Year	75%	2.000
Third Year	75%	2.000
Fourth Year	75%	2.000

- 1) **Maximum Time Frame:** Law Students are eligible to receive financial aid up to 33% over and above the maximum credit hours required to obtain his/her law degree. Credits attempted during all periods of enrollment (including summer,) will be counted toward the maximum time frame. **Note: If academically eligible to attend, a student may attend the summer term and pay out of pocket (not utilize Federal Student Aid Funds) to make-up credit hour deficiencies and GPA for the new academic year.**
- 2) **Treatment of Punitive and Non-Punitive Grades and Courses:** All courses with a grade of F (fail), I (incomplete), W (withdrawn), and repeated courses will be considered in the calculation of credit hours attempted, but not successfully completed and will be subject to satisfactory academic progress. Audited courses are not considered in awarding financial aid; therefore, they will not be counted in the determination of satisfactory academic progress. Incomplete (I) grades will be calculated as failing grades regarding credit hour completion until the courses has been satisfactorily completed.
- 3) **Notification of Satisfactory Academic Progress:** All financial aid awards are considered estimates until the final grades, and cumulative GPA’s following the spring term are reviewed by the Office of Student Financial Services. Students who have not met the minimum standards of satisfactory academic progress as outlined above, or are academically dismissed, are considered on financial aid suspension and no longer eligible for Federal Student Aid. Notification of the financial aid suspension will be emailed within 14 business days of the suspension determination to the student’s Barry email account and designated as “Official Notification.”

- 4) **Reinstatement of Financial Aid Eligibility:** Options for achieving the required GPA and Credit Hour Completion are as follows:
- Attending and paying out of pocket for summer classes (or following term) to make up the credit hour and GPA deficiencies for the new academic year (or subsequent term), or
 - Appealing the financial aid suspension as described below.
- 5) **Financial Aid Appeal Process:** Any student who does not meet the satisfactory academic progress standards and is able to document extenuating circumstances may appeal the suspension of financial aid eligibility as follows:
- Complete and submit the Barry Law Satisfactory Academic Progress Appeal Form (The SAP Appeal Form is available in the Office of Student Financial Services or by email request) to the Office of Student Financial Services, SAP Committee, with all required documentation including written explanation of why SAP requirements were not met.
 - Submit an academic plan that has been approved by the Director of Academic Success, explaining how the student plans to regain academic standards.
 - *The student will be notified by email and certified mail of the decision within ten (10) business days of the receipt date of the appeal form. This decision shall be final.*

E. INSTITUTIONAL REFUND POLICY

****NOTE THAT THE ADD/DROP POLICY SUPERCEDES THE INSTITUTIONAL REFUND POLICY****

- 1) Students who withdraw from classes will receive a tuition refund based on the following schedules:
- a) During the Fall or Spring Semester:
- | | |
|-------------------------------------------------------------|------|
| • Before classes begin and during the first week of classes | 100% |
| • During the second week of classes | 80% |
| • During the third week of classes | 60% |
| • After the third week of classes | 0% |
- b) During the Summer Session:
- | | |
|----------------------------------------------------------------|------|
| • Before classes begin and through the first scheduled meeting | 100% |
| • Through the third scheduled class meeting | 50% |
| • After the third scheduled class meeting | 0% |
- c) During the Practice Ready Institute (PRI) Session:
- | | |
|------------------------------------------------------|------|
| • Before the first scheduled class meeting | 100% |
| • Before the second scheduled class meeting | 50% |
| • During or after the second scheduled class meeting | 0% |
- 2) When computing refunds, the official withdrawal date shall be the last day of attendance.

XIII. LAW LIBRARY

A. GENERAL INFORMATION

The Law Library benefits Barry Law students in several ways:

- **Services and assistance provided by library professionals and paraprofessionals.** Get your questions answered by emailing lawreferencelibrarians@barry.edu, calling (321) 206-5700, or dropping by in person.
- **24/7 on-demand access to most library resources.** Online resources and library information can be accessed on the library website at <https://eguides.barry.edu/BarryLawLibraryHome/Home>
- **A comfortable place to study, research, and collaborate.** The library building has collaboration areas, quiet areas, and study rooms. Study rooms and some other study areas will require an advanced reservation, which can be made from the website or <https://barry-law.libcal.com>. Current library hours can be found on the library website.

B. LIBRARY DEPARTMENTS

Reference Services: A Reference Librarian should be a student's go-to point for answers to any questions they might have. Reference Librarians will point you to the right place to locate the information you need. Students should consult librarians for questions about legal research, recommendations for study techniques, and any other law school-related information.

Reference Librarians are available to help with research and instruction questions throughout the day. The fastest way to contact a Reference Librarian is to email or text LawReferenceLibrarians@barry.edu. A Reference Librarian will get back to you with either the answer to your question or offer to consult you further. Students can also make an appointment by filling out a Personal Research Consultation Request Form, available online at <https://barry.libwizard.com/f/perc>

Access Services: When you visit the Law Library, stop at the Circulation Desk to check in for any reservations you have. The Law Library's Reserve Collection is maintained behind the Circulation Desk. These include popular study aids and physical course reserve material, like books or DVDs. Most physical reserve materials can be checked out for a period of four hours. Digital course reserves, like copies of articles, can be found online in individual Canvas classes. Study aids may also be found digitally on the library website at <https://eguides.barry.edu/BarryLawLibraryHome/StudyAids>.

It is the Law Library's policy not to collect course textbooks/casebooks. Books for student courses can be obtained online at the bookstore <https://www.bkstr.com/barrystore/home>.

Technical Services: The people behind the scenes working hard to keep books available and databases running smoothly work in the Library's Technical Services area. (Not to be confused with IT, which is a separate department.) You may occasionally interact with them if you are having database access issues or need something notarized.

XIV. MISCELLANEOUS

A. BOOKSTORE

All required course textbooks, course packs, course supplements, study aids, basic school supplies, merchandise, and apparel with the Law School's name or logo are available 24/7 via our online bookstore at www.barrystore.com.

Steps for using our online bookstore:

1. Go to www.barrystore.com
2. **Shop by Courses** (Program will default to Barry University)
3. **Select Term** (e.g.: Fall 2023)
4. You are now ready to **Shop by Course**. Using your class schedule, you can select the **Department (LAW), Course, and Section**.
5. **Put items in cart.**
6. **Create an account.**
7. **Choose payment method** (if paying with book voucher, use your student ID number as the payment method)

All Barry Law Students must choose Ship to an Address to receive any/all orders. **DO NOT** choose Pick Up in Store.

Please use your Barry Law email address for communication purposes.

If you have any questions, you can contact the bookstore at:

Email: d.lerner@follet.com or j.solis@follet.com or s.king@follett.com

Call: (305) 899-3970 during regular business hours.

B. CAFÉ

The Sidebar Café (an independent vendor) sells food and beverages in the Moot Court building. The hours of operation are normally 7:30 a.m. – 7:30 p.m., Monday through Thursday and 7:30 a.m. – 2:00 p.m., Friday, except during semester breaks, summer session, and holidays.

C. FOOD AND BEVERAGES IN CLASSROOMS

If anyone brings food or beverages into the classroom, they are responsible for cleaning up the area and leaving no trash behind. A violation of this policy may result in appropriate disciplinary action. Food and drinks are not allowed in the Moot Courtroom.

D. IDENTIFICATION CARDS AND BUILDING ACCESS

Each student will be issued an identification card. These cards can be ordered from the following link: <https://barry.onlinephotosubmission.com/#/home> then follow the steps. You should have a portrait-style photo of you ready when you log in. The identification card will be mailed to the home address provided in the student's account. Students who lose this card should report its loss immediately to the IT department, so that the card can be deactivated and replaced.

E. USE OF BARRY LAW LOGO

Any individual or group seeking to obtain permission to use the Law School's logo, seal, or other trademarked material should direct their request to the Associate Dean of Communication, Public Relations, and Enrollment Marketing. Any use of the Law School's logo, seal, or other trademark must be approved.

F. LOST AND FOUND

The Law School's Lost and Found is located on the first floor of the Library at the Circulation Desk and the first floor of the LAC building at the receptionist window.

G. STUDENT MAILBOXES

Student mailboxes are located in the Law Library on the first floor to the right. These mailboxes are only utilized by faculty, student organizations and administration as a method to correspond or provide items to students. These mailboxes are for internal campus use only and NOT to be used as a delivery method for U.S. mail deliveries to students.

H. PARKING

Parking in the Law School parking lot is permitted in lined spaces only. Visitor parking must remain available to visitors and may not be used by members of the Law School community. Student parking is not permitted in spaces that are reserved for faculty, administration, staff, other law school officials, and guests at any time. Parking violators are subject to fines and/or towing at the owner's expense. For students, enforcement may also include disciplinary procedures as described in the *Student Conduct Code*.

I. PHOTOCOPIERS

There are seven photocopiers intended for student use on campus. There are two on each floor of the library and one in the Student Life Center. The copiers take credit or debit cards. Copies are five cents a page for black and white or fifteen cents a page for color. Library copiers can also scan documents to PDF or JPG format and sent to a student's e-mail address, which is free.

More information about copying, printing, and scanning can be found at <http://eguides.barry.edu/LawLibrary/LawLibraryPrinting>.

Notice: The copyright law of the United States (U.S. Code Title 17) governs the making of photocopies or other reproductions of copyrighted material. The person using this equipment is responsible for any infringement.

J. SMOKING

Barry University School of Law is a smoke-free campus. Barry is dedicated to maintaining a safe and healthy academic environment, improving air quality, and promoting the comfort of students, faculty, staff, and guests. As such, smoking or inhaling tobacco, or other smoking products, by any method, including but not limited to cigarettes, cigars, pipes, and e-cigarettes, is not permitted on campus.

K. FIREARMS

No person shall be permitted to possess a firearm, concealed or unconcealed, on any campus of the University or at functions sponsored by the University. This policy does not apply to security personnel, specifically authorized by the Dean or to law enforcement personnel who are authorized to carry weapons. A student who possesses a firearm in violation of this policy will be subjected to sanctions.

L. SECURITY

The Law School employs a 24-hour security guard. If you need any assistance, please contact the on-campus Security Office at the following number: 321-206-5744 or 407-733-9618. All incidents, regardless of the time of occurrence, involving theft, fire, destruction of property,

illegal substance use, assault, or personal injury require an incident report filed with the Security Guard on duty.

M. CHILDREN ON CAMPUS

Absent prior approval from the Dean or Dean's designee, it is the Law School's policy that children are not allowed on campus, including but not limited to the library and classrooms. Barry University School of Law-sponsored events designated for families are excluded from this provision. While we understand that childcare emergencies happen, Barry Law is not able to provide emergency childcare on campus. A violation of this policy may result in appropriate disciplinary action.

N. ANIMALS ON CAMPUS

Apart from registered service animals that assist individuals with disabilities, animals are not permitted on campus without prior permission from the Dean or the Dean's designee.

ACADEMIC POLICIES AND PROCEDURES OF THE SCHOOL OF LAW

I. DEFINITIONS

1. "Dean" means the Dean of Barry University Dwayne O. Andrea School of Law, or any person serving as interim or acting Dean, or an official designee appointed by the Dean.
2. "Senior Associate Dean" means the Senior Associate Dean for Academic Affairs of Barry University Dwayne O. Andreas School of Law, any serving as interim or acting Associate Dean, or, if there is no Associate Dean, then a designee selected by the Dean.
3. "Associate Dean" means any Associate Dean of the School of Law.
4. "Assistant Dean" means any Assistant Dean of the School of Law.
5. "Registrar" means the Office of the Registrar for the purpose of filing petitions under the Academic Code.
6. "Academic Standards Committee" means the Academic Standards Committee of the School of Law appointed by the Dean.
7. "School of Law" means Barry University Dwayne O. Andreas School of Law.
8. "University" means Barry University.
9. "Academic Year" means the period from the first day of the Fall semester through the last day of exams of the Spring semester.
10. "Summer Term" is the period from the first day of classes in the summer through the last day of exams in the summer.
11. Any grammatical gender reference shall be interpreted as applying equally to males and females.

II. COURSE LOAD REQUIREMENTS

A. COURSE LOAD

1. **Full-Time Student.** The normal academic course load for a full-time student is fifteen (15) credit hours per semester, thirty (30) credit hours per academic year. The academic load for a full-time student may vary from no less than thirteen (13) credits to no more than sixteen (16) credit hours per semester. Students may petition to exceed this requirement and take an overload, but at no time will students be permitted to enroll in more than seventeen (17) credit hours per semester. Except in extraordinary circumstances, a student must have a cumulative GPA of 2.800 or above to be eligible to take an overload.
2. **Part-Time Student.** The normal academic course load for a part-time student is from six (6) to twelve (12) hours per semester. However, the minimum acceptable number to hours attempted during any academic year is six (6) hours per semester unless the student needs fewer than six (6) credits to graduate.

B. WORKLOAD POLICY

1. **Out-of-Class Work.** In accordance with ABA Standards, in addition to the time spent in classroom sessions or direct faculty instruction, students are required to devote the appropriate amount of time on out-of-class work to earn academic credit. At a minimum, students must complete 30 hours of out-of-class work for each credit earned. Thus, throughout the semester, or term, students are required to complete the following:

Credit Hours	Out-of-Class Work
1 unit of credit	30 hours
2 units of credit	60 hours
3 units of credit	90 hours
4 units of credit	120 hours
5 units of credit	150 hours
6 units of credit	180 hours

In summary, a full-time student enrolled for a 15-credit hour course load, would be required to complete a minimum of 35 hours per week throughout the semester on out-of-class work. Similarly, a part-time student enrolled for a 9-credit hour course load, would be required to complete a minimum of 21 hours per week on out-of-class work.

Students enrolled in a clinic are required to complete the following:

- For a 6-credit clinic, a minimum of 270 hours per semester, which includes 180 minutes of classroom instruction per week.
- For a 3-credit clinic, a minimum of 135 hours per semester, which includes 90 minutes of classroom instruction per week.

- For advanced clinics, a minimum of 45 hours per credit hour per semester, which includes a minimum of 60 minutes of classroom or direct faculty instruction per week.
- Opportunities for performance by students representing one or more actual clients, direct supervision of the student's performance by the faculty member and feedback from the faculty member, as well as
- Student self-evaluation.

Students enrolled in an externship field placement are required to complete the following:

- For a 6-credit placement, a total of 390 hours per semester.
- For a 5-credit placement, a total of 325 hours per semester.
- For a 3-credit placement, a total of 195 hours per semester.
- For a 2-credit placement, a total of 84 hours per semester, and
- Thirteen (13) 90-minute class sessions for each placement.
- All students are required to record their time by logging into time-tracking software every week.

Students enrolled in directed research and other non-regularly scheduled classes (such as Law Review, Earth and Environmental Law Journal, Child and Family Law Journal, Moot Court, Trial Team, Research Assistant, Teaching Assistant, and Dean's Fellows) must consult with their faculty supervisors to determine the requirements.

For any student enrolled in clinics, externship-field placements, directed research, or other courses with non-regularly scheduled classes, course credit may be withheld for failure to comply with this policy.

2. **Employment.** A student may not be employed more than twenty (20) hours per week in any week in which the student is enrolled in more than twelve (12) class hours. In extraordinary circumstances, a student may petition to the Senior Associate Dean for Academic Affairs for permission to work up to twenty-five (25) hours per week.

C. YEARS ALLOWED FOR COMPLETION OF DEGREE REQUIREMENTS

The course of study for this J.D. degree shall be completed no earlier than twenty-four (24) months and no longer than eighty-four (84) months after a student has commenced law study at Barry Law or a law school from which Barry Law has accepted transfer credit.

D. CREDITS REQUIRED FOR GRADUATION

Ninety (90) semester credits are required for graduation.

E. SUMMER TERM

1. The School of Law conducts a seven (7) week summer term. There is no minimum course load; a student is not permitted to register for more than eight (8) semester hours without permission from the Senior Associate Dean for Academic Affairs. At no time will students be permitted to enroll in more than nine (9) hours over the summer. Students on probation with a GPA lower than 2.000 are not eligible to take courses in summer term.
2. A student's grades for summer term (whether at Barry University School of Law or another ABA accredited law school) may affect the student's GPA but will not affect the student's probationary status, if any. Unrestricted advancement to any semester or term will be assessed only at the end of the Fall and Spring semesters.
3. Summer enrollment must be at least six (6) credit hours to be eligible for financial assistance. The maximum number of credit hours allowed in the summer term is eight (8) credit hours unless a variance is granted.

F. VARIATION FROM RULES FOR HARDSHIP

Petition for Variance. A student may petition the Senior Associate Dean for Academic Affairs in writing for a variance from the rules stated in Sections II A-D, consistent with all applicable ABA Standards.

III. **REGISTRATION PRACTICES AND PROCEDURES**

A. REGISTRATION

1. Absent extraordinary circumstances required courses are to be taken in the sequence set out at III, B below.
2. A student who has failed a required course must retake and pass the course or its equivalent within the next twelve (12) months.
3. If a student fails a course which is a prerequisite to an advanced course, the prerequisite must be completed with a grade of "D" or higher prior to enrollment in the advanced course, except for Motions and Depositions which requires a "C" or higher in FL Civil Practice as a pre-requisite.
4. Beginning in the first semester, the faculty wishes to become more involved with the student body individually for purposes such as, but not limited to, promotion of professional development and identity, assisting with academic progress and compliance with Law School requirements, and encouraging employment efforts. To support this endeavor, to register for courses in any term following their first term in law school a student must have their schedules approved by their faculty mentor.
5. In deciding whether to approve a student's proposed schedule, the faculty mentor should take into consideration the student's background and interests, academic history, employment opportunities, course requirements, the Recommended Course Progression for Required Courses in III B of this handbook, bar passage advice, and other factors that may affect academic

success, such as but not limited to, employment and participation in extra-curricular and co-curricular activities.

6. Students who are over-registered have until 14 calendar days before the start of class to adjust their schedules to fit the tuition block for which they should be enrolled. Students who are over-registered after that time will have their schedules adjusted by the Registrar's Office, with classes chosen to be dropped at the discretion of the Registrar. If a class that is dropped is closed/waitlisted, the seat will be offered immediately to the next student on the list and the student whose schedule was changed can add his/her name to the bottom of the list when add/drop opens.
7. Credit for Law Review, Journals, Trial Team, and/or Moot Court will be posted in the semester in which the credit was earned. To be eligible for membership on law review and journals, students must have completed their required full-time or part-time first year program.
8. Unless an approved participant in the 3+3 program, every student must have completed the work for an undergraduate degree before starting the law program. Any aid disbursed to a student who cannot verify the degree confirmation date on an official transcript from a regionally accredited institution that does not meet the aforementioned requirement will be returned to the lender, and the student will be liable for the tuition and any fees accrued.
9. Students admitted in the fall semester, whose admissions are not complete by October 15th in their first semester/term, will be administratively withdrawn and not allowed to continue their enrollment. Students admitted in the spring semester, whose admission files are not completed by the end of the 4th week after the start of classes in their first semester/term will be administratively withdrawn and not allowed to continue their enrollment.
10. Official transcripts, letters of good standing, certification forms, or degree verification to state or foreign bars, and other letters/forms will be held, and future registration precluded for students or graduates who have an outstanding balance, have not provided appropriate documents (including, but not limited to official transcripts from undergraduate work and/or approved visits to other law schools) as required and/or have not appropriately completed or provided paperwork as required.

B. RECOMMENDED COURSE PROGRESSION FOR REQUIRED COURSES

1. **Full-Time Students Admitted in the Fall.** Courses listed in *italics* are required to be taken in the semesters noted. Courses not listed in italics are recommended to be taken in the following sequence:

First Year- Fall (15 cr):

Civil Procedure (4 cr)
Contracts (4 cr)
Criminal Law (3 cr)
Tools for Success (1 cr)
Legal Research & Writing I (3 cr)

First Year- Spring (14 cr):

Criminal Procedure (3 cr)
Legal Research & Writing II (3 cr)
Property (4 cr)
Torts (4 cr)

Second Year- Fall (11 cr):

Constitutional Law (4 cr)
Evidence (4 cr)
Professional Responsibility (3 cr)
Experiential Courses

Third Year- Fall:

Bar-Related Courses
Experiential Courses
ULWR

Second Year- Spring (9 cr):

Business Organizations (3 cr)
Commercial Law (3 cr)
FL Civil Practice (3 cr)
Bar-Related Courses
Experiential Courses
ULWR

Third Year- Spring (7 cr):

Bar Essay Writing (2 cr)
Bar Survey (3 cr)
Florida Constitutional Law (2 cr)

2. **Full-Time Students Admitted in the Spring.** Courses listed in *italics* are required to be taken in the semesters noted. Courses not listed in italics are recommended to be taken in the following sequence:

First Year- Spring (15 cr):

Civil Procedure (4 cr)
Contracts (4 cr)
Criminal Law (3 cr)
Tools for Success (1 cr)
Legal Research & Writing I (3 cr)

First Year- Fall (14 cr):

Business Organization (3 cr)
Constitutional Law (4 cr)
Legal Research & Writing II (3 cr)
Property (4 cr)

Second Year- Fall (3 cr):

FL Civil Practice (3 cr)
Bar Related Courses
Experiential Courses
ULWR

Third Year- Fall (7 cr):

Bar Essay Writing (2 cr)
Bar Survey (3 cr)
FL Constitutional Law (2 cr)

First Year- Summer (7 cr):

Criminal Procedure (3 cr)
Torts (4 cr)

Second Year- Spring (10 cr):

Commercial Law (3 cr)
Evidence (4 cr)
Professional Responsibility (3 cr)
Experiential Courses
ULWR

Third Year- Spring:

Bar-Related Courses
Experiential Courses
ULWR

3. **Part-Time Students.** Courses listed in *italics* are required to be taken in the semesters noted. Courses not listed in italics are recommended to be taken in the following sequence:

First Year- Fall (11 cr):

Contracts (4 cr)
Criminal Law (3 cr)
Tools for Success (1 cr)
Legal Research & Writing I (3 cr)

First Year- Spring (10 cr):

Civil Procedure (4 cr)
Criminal Procedure (3 cr)
Legal Research & Writing II (3 cr)

Second Year- Fall (11 cr):

Business Organization (3 cr)
Property (4 cr)
Torts (4 cr)

Second Year- Spring (7 cr):

Evidence (4 cr)
Professional Responsibility (3 cr)
Experiential Courses

Third Year- Fall (7 cr):

Constitutional Law (4 cr)
Commercial Law (3 cr)
Experiential Courses
ULWR

Third Year- Spring (3 cr):

FL Civil Practice (3 cr)
Bar-Related Courses
Experiential Courses
ULWR

Fourth Year- Fall (4 to 12 cr):

Bar-Related Courses
Experiential Courses
ULWR

Fourth Year- Spring (7 cr):

Bar Essay Writing (2 cr)
Bar Survey (3 cr)
Florida Constitutional Law (2 cr)

4. **List of Required Courses.** The following courses are required for graduation. Note that some of these courses may be prerequisites to other courses:

Required Courses

Bar Essay Writing (2 credits)
Bar Survey (3 credits)
Business Organizations (3 credits)
Civil Procedure (4 credits) (1L)
Commercial Law Overview (3 credits)
Constitutional Law (4 credits)
Contracts (4 credits) (1L)
Criminal Law (3 credits) (1L)
Criminal Procedure (3 credits) (1L)
Evidence (4 credits)
Florida Civil Practice (3 credits)
Florida Constitutional Law (2 credits)
Legal Research & Writing I and II (6 total credits) (1L)
Professional Responsibility (3 credits)
Property (4 credits) (1L)
Tools for Success (1 credit)
Torts (4 credits) (1L)
“Experiential Courses” (6 credits)

“Experiential Courses”

Graduation Requirement

(at least 6 credits of the following):

Advanced Civil Government Externship Field (2-4 cr)
Advanced Civil Poverty Externship Field (2-4 cr)
Advanced Criminal Defense Externship Field (2-4 cr)
Advanced Criminal Prosecution Externship Field (2-4 cr)
Advanced Judicial Externship Field (2-4 cr)
Advanced Child & Family Externship (2-4 cr)
Advanced Environmental & Earth Law (2-4 cr)

Advanced Immigration Clinic (2-4 cr)
 Advanced Juvenile Clinic (2-4 cr)
 Advanced Legal Research (3 cr)
 Advanced Legal Writing (3 cr)
 Bankruptcy Clinic (3 cr)
 Children & Family Externship (6 cr)
 Child & Family Field (4 cr)
 Civil Government Class Component (2 cr)
 Civil Government Externship (5 cr)
 Civil Poverty Externship (5 cr)
 Civil Poverty Externship Field (1 cr)
 Collaborative Family Law Clinic (3 cr)
 Commercial Law Trial Advocacy (3 cr)
 Contracts Drafting (2 cr)
 Criminal Defense Class Component (2 cr)
 Criminal Defense Externship (6 cr)
 Criminal Prosecution Class Component (2 cr)
 Criminal Prosecution Externship (6 cr)
 Drafting Wills and Trusts (2 cr)
 Environmental and Earth Law Clinic (6 cr)
 Environmental Dispute Resolution (2 cr)
 Florida Evidence Practice (3 cr)
 Immigration Law Clinic (6 cr)
 Interviewing, Counseling, and Problem Solving (2 cr)
 Judicial Externship (2 cr)
 Judicial Extern Field & Class (2 cr)
 Judicial Defense Clinic (6 cr)
 Law Office Practice (3 cr)
 Mediation (3 cr)
 Mediation Externship (2 cr)
 Motions and Depositions (3 cr)
 Non-Profit Corporate Externship (5 cr)
 Non-Profit Corporate Externship Field (3 cr)
 PRI: Environmental Dispute Resolution (1 cr)
 Tax and Estate Planning (3 cr)
 Trial Advocacy (3 cr)

[Please note that students may receive academic credit for only one of two substantially similar courses such as, but not limited to, Commercial Trial Advocacy/Trial Advocacy, Motions and Depositions/Florida Family Law Motion Practice, and Sea Piracy/International Law of the Sea.]

In addition, all students are required to complete the Upper-Level Writing Requirement (ULWR), the Pro Bono Service Requirement, and a minimum of six (6) hours of Professionalism Enhancement Program offerings. See Graduation Requirements on pages 50-55 for details on how to complete these requirements.

C. LIMITED ENROLLMENT COURSES, PRE-REQUISITES, COURSES REQUIRING PERMISSION TO REGISTER, AND AREAS OF CONCENTRATION

1. **Limited Enrollment Courses.** Some courses may have limited enrollment. The Registrar will advise students in the event a course has limited enrollment.
2. **Pre-Requisites.** A student must have completed any course that is a pre-requisite for another course before being permitted to register for the course with the pre-requisite.

At the discretion of the Senior Associate Dean for Academic Affairs, a pre-requisite may be waived, or permission may be granted to take the pre-requisite concurrently with the course.

3. **Courses Requiring Permission to Register.** Permission to register is required in a clinical externship placement, in-house clinic placement, and as a Teaching Assistant, Research Assistant, Dean's Writing Fellow, Dean's Study Fellow, or Directed Research. The minimum number of hours needed for credit as a Research Assistant, Teaching Assistant or VITA coordinator is 120. Research Assistants may work a maximum number of 140 hours. Research Assistants that do not fulfill the 120-hour requirement in one semester may be paid up to 80 hours for that semester or carry the hours completed over the next semester in which case credit will be awarded after having fulfilled the minimum requirement. The Dean's Writing Fellow or Dean's Study Fellow can work 10-hours maximum per week for credit or pay.
4. **Areas of Concentration.** The Law School offers three different areas of concentration in which students may earn an Honors Certificate: Child and Family Law, Litigation and Advocacy, and Environmental and Earth Law. See Appendix I for additional information about these concentrations, including the requirements for the Honors Certificates. Information is also available in the Registrar's office.

D. CLINICS AND EXTERNSHIPS

1. Externships and Clinics are credit-bearing experience for a student. To take an externship or clinic, a student must apply through the Clinical Programs Office. The applications for these are due much earlier than registration because students are required to be interviewed by the Clinical Programs Office to ensure that they meet all requirements set forth by Barry Law, as well as the requirements set forth by each individual clinic and externship placement. Barry Law has specific educational objectives that have been approved by the faculty for a student to receive at each of our externship placements. Thus, each externship placement must agree to give our students the experience to justify the credit. Students can apply for an externship a semester in advance.
2. The GPA minimum requirement for participation in clinics and externships are as follows:
 - Judicial Externship for federal courts and state appellate courts 3.0
 - Judicial Externship for state trial courts 2.4
 - In- house clinics and Non-Judicial Externships 2.0
(Juvenile Defense Clinic, Environmental and Earth Law Clinic, Immigration Clinic, Collaborative Family Law Clinic, Bankruptcy Clinic, Civil Government Externship, Prosecution Externship, Criminal Defense Externship, Children and Family Externship, Civil Poverty Externship, Non-Profit Corporate Externship, and Mediation Externship)
3. Students are limited to one clinic or externship during their program of study but may apply for a variance if space permits.

E. ORDER OF PRIORITY FOR REGISTRATION FOR COURSES

1. Course descriptions are available on the Student Portal and in the Barry University Graduate Catalog.
2. Course registration may be done through the Student Portal <https://studentportal.barry.edu/Student/Account/Login>.
3. All courses will require approval by the student's faculty mentor.
4. Registration will follow the online process as outlined in the Registration Packet that goes out by email. All students will be required to register/waitlist themselves.
*See Appendix E on page 109 for the guide.
5. Full-time students will register for day sections of required courses. Part-time students will register for the evening sections of the required courses.
6. If an elective course is scheduled both day and evening in a particular semester and the day section is closed, full-time students may register for any evening section if the Registrar certifies that space is available in the particular course or course section. If the evening division section is closed, part-time students may register for any day section if the Registrar certifies that space is available in the particular course or course section. Day students have priority for courses offered during the day and evening students have priority for courses during the evening.
7. Students registered for the Honors Certificate in Litigation and Advocacy will receive priority for seats in Motions and Depositions.
8. Course selection will not be confirmed until payment has been received or payment arrangements verified.

F. ORDER OF PRIORITY FOR REGISTRATION IN DAY COURSES

1. Full-time students who are in their final semester before graduation.
2. Part-time students who are in their final semester before graduation if no corresponding evening section is open for registration.
3. Other third-year full-time students.
4. Second-year full-time students.
5. Any other eligible student.

G. ORDER OF PRIORITY FOR REGISTRATION IN EVENING COURSES

1. Part-time students who are in their final semester before graduation.
2. Full-time students who are in their final semester before graduation if no corresponding day section is open for registration.
3. Other fourth-year part-time students.
4. Third-year part-time students.
5. Second-year part-time students
6. Any other eligible student.

H. ORDER OF PRIORITY ON WAITLIST FOR COURSES

1. The order of priority on a waitlist for a day course will be the same as the specified in Section III, F. The order of priority on a waitlist for an evening course will be the same as that specified in Section III, G. The above notwithstanding, priorities on a waitlist may be determined by a lottery system or a random number assignment.
2. If a seat opens in a waitlisted course and you are next on the list, the Registrar will contact you by email informing you the seat has opened. You will be given a deadline by which an answer is needed if you would like the seat or not. If no response is given by the deadline, the spot will be given to the next person in line. The Registrar's office will drop you from the list automatically if you do not get into the class.

I. ORDER OF PRIORITY FOR LL.M. STUDENTS

1. LL.M. students will follow the steps outlined in the Registration Packet sent out via email and will register for classes at the same time as J.D. students.
2. Priority for registration will be given to J.D. students over LL.M. students.

J. ADD/DROP POLICY

1. **Timeframe For Add/Drop:**

The add/drop period shall last for two weeks (five days before the beginning of the semester and the first five days of each semester.) For classes that meet on Saturday, students may add/drop on the following regularly scheduled class meeting day. The add/drop period for the summer term shall end at the beginning of the second session of the course.

2. **Adding and Dropping Courses During Add/Drop Week:**

Required courses may not be dropped without the approval of the Senior Associate Dean for Academic Affairs. Such approval shall not be given absent extraordinary circumstances beyond the control of the student.

3. **Dropping/Withdrawing for Courses After Add/Drop Week:**

- To withdraw from a required course or a limited enrollment course, a student must have the approval of the Senior Associate Dean for Academic Affairs. Such approval shall not be given absent extraordinary circumstances beyond the control of the student. If withdrawn, a "W" shall be entered on the student's transcript.
- A student may withdraw from an elective course before the beginning of the fourth week of class of the Fall or Spring semester (or second week of class of the Summer Term.) Beyond that period, a student may not withdraw from an elective course without the approval of the Senior Associate Dean for Academic Affairs. Such approval shall not be given absent extraordinary circumstances beyond the control of the student; a "W" shall be entered on the student's transcript.

- Courses may not be added after Add/Drop Week.
- A clinical student may withdraw from a clinic course only with the prior approval of the appropriate director of the particular clinical program and the Senior Associate Dean for Academic Affairs.
- An externship student may withdraw from an externship only with the approval of the externship director and the Senior Associate Dean for Academic Affairs.
- A student in Motions and Depositions may withdraw from the class only with the prior approval of the Senior Associate Dean for Academic Affairs. Approval will be granted only upon a showing of extraordinary and unforeseen circumstances. This requirement of prior approval to withdraw applies once a student registers for Motions and Depositions, and regardless of when the request to withdraw is made.
- A course may not be dropped if it would result in the student being enrolled in less than the minimum required course load (see III, A) unless a variance is granted by the Senior Associate Dean for Academic Affairs.

IV. ATTENDANCE

1. Class attendance is both mandatory and critical. Students are also expected to be in class on time.
2. Only students enrolled in the course section may attend class unless prior approval has been given by the Dean or Dean's designee.
3. ABA Standards require law schools to adopt, publish, and adhere to a class attendance requirement. To meet this standard, the law school requires that students attend 80% of the regularly scheduled class sessions or the student will be administratively withdrawn from the course, receiving a W/F on his/her/their transcript. This policy permits a maximum of 20% absences with no option to petition for any excused absences.

During the Fall and Spring semesters the 20% rule allows:

- Three (3) absences in a class that meets once a week.
- Six (6) absences in a class that meets twice a week.
- Eight (8) absences in a class that meets three times a week.

During the Summer semester the 20% rule allows:

- Two (2) absences in a class that meets once a week.
- Three (3) absences in a class that meets twice a week.
- Four (4) absences in a class that meets three times a week.
- Zero absences are allowed for PRI's.

4. Students whose total absences exceed "the maximum" (as defined in (3) above) will be automatically administratively withdrawn from the course by the Senior Associate Dean for Academic Affairs or his/her designee and will not be allowed to sit for the final exam. Notice will be forthwith provided to any such student(s). A grade of "WF" will be recorded on the student's transcript. Students will still be responsible for all financial fees associated with the course. The sole relief available for a student is to take a leave of

absence and petition the Senior Associate Dean for Academic Affairs or his/her designee to convert a “WF” to a “W”.

5. A student who is unprepared, late for class, or leaves early may be counted absent and/or dismissed from class for that day.
6. It is the sole responsibility of the student attending any class to make sure that he or she personally signs the attendance roster. A student who attends class but fails to sign the roster may request the professor to verify attendance.

To be considered, such a request shall:

- Only be a single email sent to the professor.
- Be within three hours from the end of the class in question.

It is solely within the discretion of the professor to grant or refuse such a request.

7. Students are responsible for tracking their own attendance. As a courtesy, students can view their attendance online in the Student Portal:
<https://studentportal.barry.edu/Student/>.

V. CLASS OR EXAM CANCELLATIONS DUE TO EMERGENCIES

When it becomes necessary to cancel classes or examinations due to emergencies, the School of Law will disseminate the messages via email, through the official Barry University emergency messaging system, as well as local media sources. To comply with the requirements of the ABA, any canceled class or examination may need to be made up at a scheduled time for which attendance is expected and mandatory. To assist with the immediate dissemination of official Barry University emergency announcements, students are encouraged to verify that their emergency contact information is up-to-date and ensure that all phone numbers (cell, work, home) are entered.

VI. LEAVE OF ABSENCE

- A. A student may apply for a leave of absence for good cause for a period of up to two consecutive semesters. Good cause may include illness of the student, death or illness of a family member, job change, active-duty assignment in the armed forces, or other significant reason,
- B. The request shall be submitted in writing to the Senior Associate Dean for Academic Affairs, together with appropriate documentation supporting the reason for the requested leave of absences. In the event a leave of absence is granted for medical reasons relating to the student, the student shall be required to submit a release/clearance form from a qualified health care professional to continue the course of study.
- C. A request must be submitted prior to the semester for which the leave is sought. However, if unforeseen circumstances prevent a student from providing a prior written request, the institution may grant the student’s request for a leave of absence if the institution receives the written request with documentation within four weeks of the unforeseen circumstances.
- D. A student may not register for or be registered in any coursework or school activity while on leave of absence, but he/she may make up any deferred final examinations or

complete any deferred seminar papers, course papers, or directed research papers outstanding.

- E. A leave of absence will affect Veteran's Educational Benefits, forfeiture of Institutional Scholarships and Grants, and may affect student loan repayments and grace periods. Students should meet with the Office of Student Financial Services regarding the effects of a granted Leave of Absence.
- F. A request for a leave of absence during a student's first semester of study, if granted and prior to the receipt of grades, shall be deemed to be a withdrawal and the student must reapply to be reinstated.

VII. WITHDRAWAL

A. WITHDRAWAL FROM SCHOOL

1. A student will be withdrawn from the School of Law if:
 - The student's admission file is not complete within thirty (30) days of the start of their first semester.
 - The student voluntarily requests such withdrawal by submitting the Withdrawal / Transfer / Leave of Absence form to the Registrar's office.
 - The student fails to register within five (5) days after classes begin and has not been granted a leave of absence.
 - The student registers but fails to attend without notification.
 - The student fails to attend class and is absent four (4) consecutive weeks at any time in the Fall or Spring term, two (2) consecutive weeks at any time in the summer term.
2. Any student who has been withdrawn from the School of Law may file a Petition for Reinstatement. The petition must be filed with the Registrar who shall forward it to the Senior Associate Dean for Academic Affairs for action. If the Petition for Reinstatement is denied, the student must apply for admission as a de novo student through the standard admissions process.
3. Upon reinstatement, the student shall continue in the same academic status as when withdrawn and no grades will be purged from the students record.
4. If a student withdraws during his/her first semester of study, the student must reapply for admission as a de novo student; such applications shall be forwarded to the Admissions Committee for action.
5. Failure to follow proper withdrawal procedures may affect the amount of refund if any. Please be advised that even if the proper procedures are followed, a withdrawal may still result in financial liability to the Law School.

B. RETURN OF TITLE IV FUNDS

1. If a student withdraws from all courses or stops attending classes before completing up through the 60% point of the enrollment period, a portion of the total federal aid received must be repaid.
2. If a student fails to attend class or is absent four (4) consecutive weeks at any time in the Fall or Spring term, or two (2) consecutive weeks at any time in the summer term, the student can be administratively withdrawn. The return of Title IV Funds is calculated to determine the amount of unearned aid to be returned to the Department of Education using the last day of attendance as the official withdrawal date. The student would be responsible for their share of the tuition once the unearned aid is returned. Failure to pay Barry Law will result in a Financial Aid and Registrar HOLD being placed on the student's account, preventing students from registering or receiving transcripts.
3. A student may be required to return loan funds when there have been loan funds disbursed more than the amount of aid that was earned (based on the date of withdrawal) during the term. The amount of federal aid earned is determined by multiplying the total federal aid for which the student qualified by the percentage of time during the term that he/she was enrolled. Examples of the refunds may be obtained from the Office of Student Financial Services either in person or by email request.
4. The federal formula for Return of Title IV Funds determines the amount of federal aid that a student must repay.
5. The responsibility for returning unearned Title IV aid is shared between the University and the student. The federal formula calculates the proportion of disbursed aid that could have been used to cover University charges (tuition and fees), and the portion that was disbursed directly to the student for books and living expenses. This means that a student may have to IMMEDIATELY return unearned aid to the School of Law, which will be returned to the borrower's lender, as specified by law. This will, in turn, decrease the borrower's outstanding loan balance. Depending on timing and circumstance the student may also be required to return all or a portion of any institutional aid received, including but not limited to merit scholarships, grants, etc.
6. Within forty-five (45) days of the date of the institution's determination that a student withdrew, the institution will notify the student of the amount of overpayment that is due and will return the institution's share of unearned aid from tuition and fees to the lender. The student has forty-five (45) days to repay the unearned aid to the University and cannot receive any Title IV aid at any institution until required overpayments have been returned.
7. If a student withdraws from school after the University's tuition refund policy deadline, but prior to completing up through 60% point as mandated by federal government, the student will still owe the difference to the University- this may include all or a portion of any institutional aid received including but not limited to merit scholarship, grants, etc.
8. When a student applies for and is granted a leave of absence, the institution will complete the Return of Title IV funds process using the student's last day of attendance as the withdrawal date.

9. If a student is dismissed due to failing to meet the School of Law minimum academic standards, the student is subject to the Return of Title IV Funds requirement. The student may owe a portion of the loan proceeds back to the lender. The amount of the refund is determined by the Return of Title IV Funds calculation based on the last day of attendance in the term.
10. A student will have forty-five (45) calendar days after the date of notification to refund any unearned aid to the University. Transcripts and records will be placed in a hold status until this balance is paid in full. The student will NOT be permitted to enroll at the University until all outstanding balances are paid in full. If the full amount is not paid within forty-five (45) days, the student MUST be reported to the United States Department of Education (USDOE) as receiving an overpayment of Title IV Funds and will NOT be eligible for federal financial assistance at any other institution. The USDOE has the ability at their discretion to seize tax returns and impose other restrictions to recover the outstanding balance.

VIII. EXAMINATIONS

A. EXAMINATION PROCESS

Each term, students will be assigned anonymous examination numbers by ExamSoft. Students should keep examination numbers confidential. Students will enter their number on all examination blue books, examination question packets, materials including scrap paper, and the outside of the examination envelope provided. Any concerns that arise during the examination shall be directed to the proctors, who shall then refer the matter to the Administrator on Duty.

- **Necessity of Evaluations.** The scholastic achievement of students shall be evaluated from the inception of their studies. Scholastic achievement shall be evaluated by written examinations of suitable length and complexity, papers, or other documents. The evaluation may also include assessment of performances of students in the role of lawyers, which may include clinical work, Moot Court, Trial Team, legal writing and research, seminars, and individual research papers.
- **Materials Permitted During an Examination.** Each professor will inform students of the materials permitted in the examination. Students will be informed either in the course syllabus and/or on the last day of class.
- **Take-Home Examination.** A professor may give a take-home examination. Each student in the course in which a take-home examination is given must complete the exam in ExamSoft. At no time is a student to contact the professor for the exam, nor is a student to receive the exam from another student.
- **Anonymous Grading.** Most examinations are graded anonymously. Papers submitted for credit in a course, seminar, Legal Research and Writing, Directed Research, and work involving evaluation of student performance during the semester (e.g., Experiential Classes, Clinics) need not be graded anonymously.

B. DEPARTURE FROM EXAMINATION SCHEDULE

- **Scope.** This section applies to all examinations, including take-home examinations, whether administered during the final examination period or not. Students are bound by the exam schedule. A student who fails to take an examination when scheduled to do so will receive an “F” for the examination, unless the examination has been deferred according to the procedures outline below.
- **Policy on Deferral of Examinations.** For good cause only, the Senior Associate Dean for Academic Affairs may defer student’s examination. Good cause shall be limited to serious illness of the student or a close family member, the death of a close family member, military service, observance of a religious holiday, mandated court appearance, or other extraordinary circumstances beyond the student’s control. Appropriate documentation is required.
- **Procedure for Requesting Examination Deferral.** A student requesting an examination deferral shall complete a Petition for Variance and file it with the Registrar at least 24 hours prior to the time for which the exam is scheduled. Due to the breach of anonymity, students *shall not* approach a professor about deferring an examination or disclose to a professor that an examination deferral has been granted. Professors do not grant exam deferrals. Any contact with professors during the examination period is an Honor Code violation.

No examination may be deferred more than ten (10) calendar days absent extraordinary circumstances.

- **Emergency Deferral of Examinations.** If a student is unable to take an examination for a good cause which arises within 24 hours immediately prior to the scheduled examination time, the student may telephone the Senior Associate Dean for Academic Affairs for permission to defer the examination. ***Under no circumstances should a student contact the professor.*** The Senior Associate Dean for Academic Affairs, the Registrar’s office, or the Administrator on duty, will be available each day or night of the examination period. If a deferral is provisionally granted as the result of a telephone call, the student must submit a formal written request to the Senior Associate Dean for Academic Affairs with appropriate documentation within forty-eight (48) hours after the deferral has been granted. This documentation must provide persuasive evidence of some extraordinary event beyond the control of the student which made the student miss the examination, or the deferral will expire within 48 hours from the date provisionally granted unless extended by the Senior Associate Dean for Academic Affairs.
- **Hardship for Exams.** Students may petition the Senior Associate Dean for Academic Affairs for ‘hardship’ relief. It is a considered a hardship for students to have three (3) exams scheduled in twenty-four (24) hours. The following rules apply:
 - An exam scheduled in the morning and another one in the evening does not constitute a hardship unless the student is receiving some form of accommodation.
 - An exam scheduled in the evening and another one the next morning does not constitute a hardship unless the evening exam is four hours long.

- An exam scheduled in the morning, one in the evening, and another one the following morning does constitute a hardship.
- An exam in the evening, one the following morning, and the third that same evening does constitute a hardship.
- If the scheduled exam is a take-home exam, the due date and time shall be considered the scheduled exam date and time for purposes of this rule.
- Under no circumstance may an exam be re-scheduled for an earlier date and time than the original exam date.

C. REGULATIONS CONCERNING EXAMINATIONS

- **Punctuality:**
Scheduled examination times will be adhered to strictly. On the day of the exam, each student is required to report to the assigned exam room **thirty (30) minutes** prior to the exam time. If a student arrives late for an exam, whether regular or rescheduled, the student will be allowed to take the exam but will not be granted any additional time to compensate for a late start.
- **Proctors:**
All final examinations are administered by persons other than the professor(s) of the course. Proctors will pass out examinations, blue books, and other materials, and will collect all materials at the end of every examination.
- **Computers:**
 - Any student may take an exam on a personal laptop after downloading the appropriate exam software. Students may not leave campus without receiving confirmation that the exam answers have been successfully uploaded. Any student leaving campus before uploading examination answers will receive an 'F' for the course.
 - Barry Law uses ExamSoft's Exemplify product, which provides a secure environment in which to take the exams.
 - If a student's computer fails, the student must immediately begin to write the exam in bluebooks. No make-up exam will be issued.
 - If a student fails to download the exam before entering the examination room, student must use bluebooks for the exam. Any delay due to technical issues does not extend the exam time.
 - To use a laptop running Exemplify, the student's laptop must meet the 'Minimum System Requirements' found at: <https://examsoft.com/resources/exemplify-minimum-system-requirements>
 - The Exemplify software must be installed and registered at least forty-eight (48) hours before the first examination. The student must take a mock exam each semester. This will allow you time to contact the Department of Information Technology (DoIT) staff to address any problems. Students who do not register in a timely fashion will have to take the final examination in blue books.

- The registration process includes downloading each exam a student will be taking at least forty-eight (48) hours before the examinations begin. Exam files are password protected to ensure that the exam is opened only at the appropriate time during the exam. On the day of the exam, following the exam administrator's instructions, students will type their answers to the exam questions. The answers will be uploaded to ExamSoft's secure website automatically after they complete their exam and exit Exemplify. Students may not leave campus until they receive verification that their examination has been uploaded. Students will receive two (2) confirmation messages. One message will appear on their laptop after they upload the exam. The second confirmation will be an email sent to the student's school email account.
- It is important for each student to take a mock exam before taking a real exam. The practice exam will allow students to find out whether ExamSoft will have any problems on their laptops. If a student experiences any problems, we can correct those problems before the exam period and help the students have a trouble-free exam using ExamSoft. A student will be required to handwrite his/her exam if their laptop crashes.
- **Any attempt to disable or tamper with Exemplify's security features will be considered a violation of the Student Honor Code. It is each student's responsibility to familiarize himself/herself with their equipment, the Exemplify software, and instructions provided by ExamSoft on its website prior to the start of each exam. Please allow sufficient time to become familiar with both the computer and the application. Commencement of the exam will not be delayed due to a hardware problem with a laptop.**
- Do not borrow a computer that you are unfamiliar with to take your exam. If you are unfamiliar with the computer you will use, you may become frustrated with the operation of the software. You will be better off using Blue Books instead.
- Do not use your computer if you have been experiencing any trouble with it. Exemplify is a solid, well-tested software product, but like any software, it may perform erratically when mounted on a faulty computer.
- **At Least Forty-Eight (48) Hours Before Exam Day:**
 - Register Exemplify. Note that you can only download exam files once so only do so on the computer you intend to use on exam day.
 - Ensure that your computer meets the specifications listed.
 - Make sure that your computer is virus free.
 - Familiarize yourself with the software by using the built-in Practice Exam feature after you install and register Exemplify. Taking the practice exam not only helps you become familiar with the system but also helps identify potential hardware and software issues.
 - Make sure that your computer's battery has at least twenty (20) minutes of charge before the exam in case there is a temporary power outage.

- **On Exam Day:**
 - Arrive one-half hour before the start of the exam to familiarize yourself with your surroundings and to prepare your computer for the examination. You may launch Exemplify and let it reboot your computer once the exam password has been written on the board or verbally relayed to the exam takers.
 - Bring your power cord, an extension cord, your exam number, and your Barry ID.
 - Heed the warning screen with RED STOP SIGNS indicating that you should not begin the exam until instructed to do so.
 - During the exam, use care when highlighting and deleting, otherwise it will significantly change your answers. Exemplify only allows you to undo the last action.
 - **Students who do not take the time to become familiar with their laptop computer or with the Exemplify program should handwrite their exams. No administrative relief will be granted if an exam file is deleted or otherwise altered.**
 - If you encounter issues in your use of Exemplify, contact the information services staff at least forty-eight hours before your first examination. You may also wish to visit the following web page:
<https://Examsoft.com/barrylaw> .
- **Exam Discussion.** If there are several sections of a course and the final exam is given on separate days, it is an Honor Code violation to discuss the exam if your section has already taken it.
- **Required Disclosure.** A standard cover sheet is used for all examinations. This cover sheet states that any student having information relating to any incident of academic dishonesty is required to report that information before leaving the examination room. This statement is to be signed by each student after the examination is over but before leaving the examination room. Failure to report a known incident of academic dishonesty occurring during the final examination is a violation of the Honor Code of Conduct and may lead to dismissal from the Law School.
- **Take-Home Examinations.** Students are required to certify compliance with the provisions of the School of Law Honor Code of Conduct on all take-home examinations.
- **Examination Review Policy.** Students may request to review an examination once the grades have been released for the semester. Exam reviews for spring exams will take place at the beginning of the following fall semester. There are no exam reviews in the three weeks prior to the start of examinations or during examination periods. Students should contact the Faculty Assistants either in person, or via email, for instructions on how to schedule their own appointment using an online scheduling application. Students are required to supply the following information when scheduling their own appointment:

- First and Last Name, Exam ID Number, Professor Name, Course Title, Course Section

Appointments should be made at least 48 hours in advance to allow ample time for exam review preparation.

IX. GRADES

A. REPORTING GRADES

The GPA of any student is determined by multiplying the numeric equivalent of the grade for the course by the number of semester hours for the course, totaling the numerical value of all courses taken, and then dividing the total by the number of attempted credits. GPAs are calculated upon the submission of course grades for each semester and summer term.

Courses taken at another school either as a visitor or a transfer student shall not be considered in computing a student's GPA. Courses transferring from another law school will be shown only as "total credits accepted."

Following University policy, GPA's will be calculated to three decimal places for all purposes. Once grades are approved, they are available for viewing on the Student Portal.

B. GRADING SCALE AND DISTRIBUTION

1. **Grades and Grade Points**

The numerical equivalent of grades for all coursework is as follows:

Grade Point Numeric Equivalency

A	4.0
A-	3.7
B+	3.3
B	3.0
B-	2.7
C+	2.3
C	2.0
C-	1.7
D+	1.3
D	1.0
F	0.0

2. **Pass-Fail Courses**

In certain courses, a grade of P (Pass) is assigned if the student satisfactorily completes the course. P does not have a grade point or other equivalent. A grade of F (Fail) has a grade point of 0.0 and shall be factored into a student's GPA accordingly.

3. **Grade Distributions**

- a) The Strongly Recommended Grade Distribution for required first-year courses applies to those courses that are required for completion of the first-year curriculum. "Strongly recommended" means that a faculty

member must justify in writing deviations from the recommended distribution to the satisfaction of the Senior Associate Dean for Academic Affairs.

A, A-, B+	10%-15%
B, B-	35%- 40% (Combined A/B grades not to exceed 50%)
C+, C	35%- 45%
C- & below	5%- 15%

- b) The Strongly Recommended Grade Distribution for required upper-level courses applies to the courses that are required for graduation. “Strongly recommended” means that a faculty member must justify in writing deviations from the recommended distribution to the satisfaction of the Senior Associate Dean for Academic Affairs.

A, A-, B+	up to 20%
B, B-	(100% minus total percentage awarded in other ranges)
C+ & below	up to 40%

- c) The Recommended Grade Distribution for upper-level elective courses applies to upper division elective courses except those with enrollments of twenty students or fewer as to which there is no recommended distribution. “Recommended” means that the grades submitted by the faculty member will stand. However, the Senior Associate Dean for Academic Affairs may request justification from the faculty member in the event of a gross deviation from the Recommended Distribution.

A, A-, B+	up to 20%
B, B-	(100% minus total percentage awarded in other ranges)
C+ & below	up to 20%

- d) This policy does not apply to Tools for Success and Legal Research & Writing courses, upper division courses with a student enrollment of less than twenty (20) or for clinics and non-classroom activities that have been approved for grading on a pass/fail basis.
- e) The faculty has the prerogative and responsibility to assign grades. To the extent his or her grade distribution deviates significantly from the strongly recommended/ recommended distribution, he or she will provide the Senior Associate Dean for Academic Affairs a request for a deviation, and they may approve the requested from the strongly recommended distribution. The Senior Associate Dean for Academic Affairs will forward the grades to the Registrar for appropriate data entry purposes.

4. **Grade for Classroom Performance**

A professor may raise or lower the course grade one increment (e.g., B to B+) for a student's classroom performance during any course. Such adjustment may be made to any examination grade or grade derived from papers, projects, or other graded coursework. A professor wishing to grade classroom performance must announce the policy in the syllabus. No student may be lowered from a "D" to an "F" or raised from an "F" to a "D" based on classroom performance.

5. **Grade for Repeated Course**

Both courses, including the grade for each course, will be shown separately on the student's transcript. The grade for the repeated course as well as the original grade for the course will be averaged with the student's other grades in determining the student's GPA.

- a) **Requirement to complete the LLM program.** An overall grade point average of 2.00 is required to complete the LLM program. For LLM students, there will be no change to the current grading system; however, LLM students will be identified by the Registrar so that they can be pulled out of the grading distribution.

6. **Incomplete Grade**

A professor may give an "I" for any paper or project required for a final grade in a course or Directed Research Project with the showing of good cause by a student and the approval of the Senior Associate Dean for Academic Affairs. The student may be allowed to submit the paper or project no later than the date established by the academic calendar as the end of the last day of the regularly scheduled examination period of the next full academic semester.

The failure of a student to submit the paper or project within the extended time period will result in an automatic grade of "F"

7. **Grade Changes**

Any grade for a course or seminar submitted by a professor and received by the Registrar is final and may not be changed by the professor except as provided below.

- A grade given by a professor in a course, seminar, or special course, may only be changed by the professor if the original grade was "incomplete" or if the grade given was the result of a mathematical or clerical error. No other grade changes are allowed. Professors may not conduct a de novo review of exams/grades.

There is no process for appealing a grade.

C. CREDIT FOR NON-CLASSROOM ACTIVITIES

1. **Credit.** In all instances, credit must be posted in the semester it is earned.
2. **Service on Law Review.** Requirements and specific academic credits are awarded as determined by Law Review and approved by the Faculty Advisor. A Pass/Fail grade will be awarded.
3. **Service on Child and Family Law Journal.** Requirements and specific academic credits are awarded as determined by the Child and Family Law Journal and approved by the Faculty Advisor. A Pass/Fail grade will be awarded.
4. **Service on Environmental and Earth Law Journal.** Requirements and specific academic credits are awarded as determined by the Environmental and Earth Law Journal and approved by the Faculty Advisor. A Pass/Fail grade will be awarded.
5. **Moot Court Competitions.** Subject to the approval of the Moot Court Faculty Advisor, a student, during his/her law school career, may earn a maximum of one (1) credit per competition or satisfactory participation in approved interscholastic competitions. A Pass/Fail grade will be awarded during the semester in which the student competes. A cumulative GPA of a least 2.500 is required to participate in Moot Court. No student not a member of Moot Court may participate in a competition under the Barry Law name.
6. **Student Trial Advocacy Team.** Subject to the approval of the Trial Team Faculty Advisor, a student, during his/her law school career, may earn a maximum of one (1) credit per competition for satisfactory participation in approved interscholastic competitions. A Pass/Fail grade will be awarded during the semester in which the student competes. A cumulative GPA of at least 2.300 is required to participate in the Student Trial Advocacy Team. No student not a member of Trial Team may participate in a competition under the Barry Law name.
7. **Teaching Assistant.** Subject to the approval of the Legal Research and Writing Professor, a student during his/her law school career may earn a maximum of one (1) credit per semester for satisfactory work as a Legal Research and Writing teaching assistant. A Pass/Fail grade will be awarded. A cumulative GPA of at least 2.300 is required to participate as a Teaching Assistant.
8. **Dean's Fellow.** Subject to the approval of the Assistant Dean for CLASP, a student during his/her law school career may earn a maximum of one (1) credit per semester for satisfactory work as a Dean's Fellow (to include, for example, Dean's Study Fellows, Dean's Writing Fellows, Dean's Bar Application Fellows, Dean's MPRE Fellows, etc.) A Pass/Fail grade will be awarded.
9. **Research Assistants.** Subject to the approval from the faculty member for whom the student is performing research, a student during his/her law school career may earn a maximum of one (1) credit per semester for satisfactory work as a faculty research assistant. A letter grade will be awarded. A cumulative GPA of a least 2.400 is required to participate as a Research Assistant.
10. **VITA Coordinator.** Subject to the approval of the VITA Faculty Advisor, a student during his/her law school career, may earn a maximum of one (1) credit per academic

year for satisfactory participation as the VITA Coordinator. A Pass/Fail grade will be awarded.

11. **Eligible students.** Students must have the requisite cumulative GPA to participate in and earn credit for any non-classroom activity.
12. **Maximum credits.** No student shall be permitted to earn more than twelve (12) credits toward graduation for non-classroom activities. Non-classroom activities include the field placement segment of externships; Child and Family Law Journal; Dean's Fellow; Directed Research; Environmental and Earth Law Journal; Law Review; Moot Court; Research Assistant; Teaching Assistant; Trial Team; and VITA Coordinator. All In-House Clinics are considered classroom credits and do not count towards the 12 non-classroom credits.

D. AUDITING COURSES

1. **Registration.** At the end of add/drop a student may register to audit an elective course with permission from the professor if the Registrar certifies that space is available. If an overload would result, permission must be obtained from the Senior Associate Dean for Academic Affairs.
2. **Course Requirement.** Attendance requirements must be met, or a grade of "W" will be entered. An audited course may not subsequently be taken for credit. A grade of "AU" will be awarded for a completed course. Audited courses are not included in calculating the GPA or residency requirement.
3. **Financial Aid.** Credit hours for audited courses are not considered when determining enrollment status for Federal Student Loans, Institutional Scholarship and Grant Awards, and Veterans' Educational Benefits.
4. **After Graduation.** Practicing attorneys may audit a course if the Registrar certifies that there is space available.

X. **ACADEMIC STANDARDS**

This Article sets forth academic standards in the form of a minimum cumulative GPA, which all students must meet to continue their legal studies at Barry University School of Law. Through these policies, the School of Law seeks to promptly identify those students whose academic performance suggests that they are unlikely to satisfactorily complete their studies at the School of Law and pass the Bar Examination. A student who fails to achieve these standards may be dismissed, or, if granted by petition, be placed on academic probation. During a period of probation, the student must sufficiently improve his/her academic performance to attain and thereafter continue to maintain the academic standards set forth herein.

A. NOTICE PROVISIONS

1. Any student who is directed to meet with the Director of Academic Success or a CLASP counselor, given a Term Warning as defined below, placed on academic probation, or dismissed shall be notified by the Dean or their designee.
2. Such notice shall be sent by first-class mail to the home address the student has on file with the Law School and via the student's school email.

3. If the student fails to receive notice, that shall not affect its sufficiency.

B. MINIMUM ACADEMIC STANDARDS FOR ADVANCEMENT

ACADEMIC DISMISSAL

1. Any student with a cumulative GPA, as it is customarily calculated by the Law School, below 2.00 at the end of any semester, summer term, or study abroad session, shall be notified of his or her pending academic dismissal. Any student so notified, unless he or she has timely filed a petition for academic probation under (2) below, is immediately barred from attending classes and participating in any extracurricular activities, co-curricular activities, or student services. Any student who has timely filed such a petition is not barred from so attending or participating for so long as the petition is pending. Such ability to attend classes or participate shall terminate if, and at the time of, the petition for academic probation is finally denied by the Dean.
2. In the case of extraordinary circumstances, any such student may petition one time for one semester of academic probation, to be considered the petition must contain the following:
 - a. Be submitted to the Registrar attached to a cover email which in its subject line states the following: "Petition for Probation Due to Extraordinary Circumstances",
 - b. Be submitted to the Registrar no later than seven business days from the date of the notification of pending academic dismissal, and
 - c. Show or provide each of the following:
 - i. What the student's precise cumulative GPA is as of the date of the notification of the pending academic dismissal.
 - ii. A fully current law school transcript, whether from the Registrar or Student Portal, including all grades from all semesters, summer terms and study abroad sessions, up to the date of the notification of the pending academic dismissal.
 - iii. The extraordinary circumstances, in complete factual detail, that caused the students cumulative GPA to fall below 2.000.
 - iv. If the Petition for Academic Probation is not being made after the student's first semester a detailed explanation of why the student's cumulative GPA was already close enough to 2.000 that it could have fallen below 2.000 because of a semester, summer term, or study abroad session, of insufficient grades.

- v. Why, in complete factual detail, such extraordinary circumstances (1) no longer exist, and (2) are not likely to recur.
 - vi. Specifically, why, if given one semester of academic probation, the student is likely to (1) return to a cumulative GPA of 2.000 or higher by the end of that semester, (2) not fall below a cumulative GPA of 2.000 through the time of the student's graduation, and (3) pass the bar examination.
 - vii. If the student believes it will support his or her petition for academic probation, attach documentary evidence.
3. Any such petition for academic probation shall be referred by the Registrar to a subcommittee of the Academic Standards Committee consisting of the Director of Academic Success, the Chair of the Academic Standards Committee, or designee, and another member of the Academic Standards Committee. Such subcommittee shall review the petition for academic probation taking into consideration 5 (i) through 5 (vii.) above and make a recommendation to the Senior Associate Dean for Academic Affairs as to whether the petition for academic probation should be granted or denied. Upon reviewing the petition, the decision and recommendation of the Senior Associate Dean for Academic Affairs shall be final. If the petition is approved, a maximum of one semester of academic probation shall be granted. If it is denied, the student shall then be permanently academically dismissed.
 4. Both the written recommendation and the final decision of the Senior Associate Dean for Academic Affairs shall be provided to the petitioner as in (i) above. No personal appearance on the petition by the petitioner shall be permitted absent a request by the reviewer or the Senior Associate Dean for Academic Affairs.
 5. In no circumstances shall a student ever receive a second semester of academic probation.

TERM WARNING

If a student's cumulative GPA is 2.000 or greater but falls below 2.000 for an individual semester, summer term, or study abroad session, the student will be given a term warning and will be required to meet with their CLASP counselor for counseling and follow through with any provided directives or tasks. These directives or tasks may include, but are not limited to, being barred from participating directly or indirectly in any extracurricular activities, co-curricular activities, or student services. Failure to contact the Director of Academic Success within ten (10) calendar days of the date of the notice or failure at any time to follow through promptly and completely with all assigned directives or tasks shall be a violation (or violations) of the Student Conduct Code.

ACADEMIC PROBATION

1. A student on academic probation will be required to meet with the Director of Academic Success for counseling and follow through with any provided directives or tasks, which may include, but are not limited to, meeting with

his or her CLASP counselor and being barred from participating directly, or indirectly, in any extracurricular activities, co-curricular activities, or student services while on probation. Failure to contact the Director of Academic Success within ten (10) calendar days of the date of the notice, or at any time, to follow through promptly and completely with any provided directives or tasks shall entitle the Director of Academic Success to recommend to the Dean in writing that the probation be immediately terminated, and the student be academically dismissed. A copy of any such recommendation shall be provided to the student as in (i) above, who shall have five business days to forward his or her response, by email, to the Dean. The Dean shall in his or her discretion take such action as they see fit, including but not limited to (1) academically dismissing the student, (2) adding additional or different directives or tasks to those already assigned to the student by the Director of Academic Success, or (3) continuing the probation, and its directives and tasks, as is.

2. Any student who, having been granted one semester of academic probation, has his or her cumulative GPA fall below 2.000, whether by the end of the probationary semester or at any time, thereafter, shall be academically dismissed. There is no appeal or petition from such dismissal, which shall be final.

ACADEMIC SUPERVISION

A student who has been on academic probation and has returned to good academic standing shall, thereafter, remain on academic supervision. The terms and conditions of which including, but not limited to, length of academic supervision or being barred from all extracurricular activities, co-curricular activities, and student services, shall be determined on a case-by-case basis by the Director of Academic Success. While such a student is on academic supervision, he or she shall be required to meet with the student's CLASP counselor for counseling and follow through with any provided directives or tasks. Failure to follow through promptly and completely shall be a violation (or violations) of the Student Conduct Code.

OTHER ACADEMIC STANDARDS

1. **Participation in Student Organizations.** The minimum standard for participation as an officer in a student organization or a Senator in the Student Senate is a cumulative GPA of 2.300. Other activities have their own specific GPA requirements. Students who fall below the specified minimum are disqualified as being officers therein and must immediately resign. Absent a resignation, they shall be immediately removed from office by the Dean or Senior Associate Dean.

READMISSION FOLLOWING DISMISSAL

No student who is finally academically dismissed shall be eligible for readmission to the Law School at any time.

XI. REQUIREMENTS FOR GRADUATION

A. GENERAL REQUIREMENTS

TO GRADUATE FROM THE SCHOOL OF LAW, A STUDENT MUST:

1. Complete 90 academic credits of instruction, 60 of which must be completed at Barry University School of Law
2. Complete all required courses (apart from those accepted for transfer credit at the time of admission) at Barry University School of Law
3. Complete a minimum of six (6) credit hours in Experiential Courses
4. Complete the Upper-Level Writing Requirement (ULWR), no later than the term before graduation.
5. Complete 50 hours of Pro Bono Service; a minimum of 25 hours must be legal pro bono, no later than the term before graduation.
6. Complete six (6) hours of Professionalism with at least one (1) credit for cultural competency, no later than the semester before graduation.
7. Complete all required courses with passing grades (grades higher than “F”), including a minimum cumulative grade point average of 1.8 or greater in all required courses.
8. Attain a cumulative grade point average of 2.0 or greater.
9. Satisfy any financial obligation to the School of Law
10. Satisfy and resolve all outstanding Honor Code or Student Conduct Code complaints.
11. Submit an Intent to Graduate Form by the following dates:
 - **October 15th** of the semester prior to expected spring/summer graduation.
 - **March 15th** of the semester prior to expected fall graduation.
12. Be approved by the faculty for graduation.
13. Comply with all CLASP requirements.

B. UPPER-LEVEL WRITING REQUIREMENT

1. Purpose

The faculty strongly believes that students should have opportunities beyond the first-year course in Legal Research and Writing to further develop their skills in legal research, analytic reasoning, and writing. Hence, the goal of the Upper-Level Writing Requirement is to improve the student’s skills as effective writers by providing them with intensive and rigorous writing experience.

Through that intensive and rigorous writing experience, the students will expand their research skills and their ability to develop legal theories and arguments in the preparation of a substantial written product that is well organized, clearly written, and demonstrates significant research and original analysis.

2. Timing

A student must complete and submit their ULWR paper no later than the end of the semester prior to their expected graduation date.

- A student graduating in Fall must have submitted the certification of satisfaction of this requirement no later than **October 15th** prior to his or her graduation.
- A student graduating in Summer must have submitted the certification of satisfaction of this requirement no later than **June 15th** prior to his/ her graduation.
- A student graduating in Spring must have submitted the certification of satisfaction of this requirement no later than **March 15th** prior to his/her graduation.

The deadlines above mean that the paper must be certified and submitted to the Registrar's office by the professor by the date specified. This means the paper must be completed well in advanced of the deadlines to allow the professor time to receive and certify the paper. Students who fail to meet the deadlines will not graduate with his/her class.

3. Type of Paper That Will Satisfy the Upper-Level Writing Requirement

- **Seminar Paper:** A seminar paper written for a graded course taught by a full-time faculty member. The faculty member teaching the seminar must approve the paper as fulfilling the requirement. (Whether to satisfy the requirement or not, all students should take at least one seminar. Not all seminar papers need to be submitted to fulfill the requirement.) There is no additional academic credit beyond what may be earned by taking a seminar to fulfill the Upper-Level Writing Requirement.
- **Note or Comment:** A Note or Comment that has been supervised and approved by a full-time faculty member on or before the completion of the student's fifth semester (or the credit hour equivalent thereof for part time students) at the Law School must satisfy the requirement regardless of whether the Note or Comment has been published. There is no additional academic credit beyond what may be earned by using Law Review for a Note or Comment to meet the Upper-Level Writing Requirement. Law Review credit is earned only as a member of Barry's Law Review.
- **Directed Research Paper:** A paper written for a graded directed research project, under the supervision of a full-time faculty member. Students must be in good academic standing to be eligible for directed research and may not receive more than two (2) credits for directed research in a single semester. The supervising professor must approve the paper as fulfilling the requirement.

1. Requirements for a Directed Research Paper:

- A. 7,500 words, inclusive of footnotes

Please note that except for professors teaching seminar courses, who need not supervise directed research projects in that semester, may supervise no more than three (3) such directed research projects per semester.

- **A Seminar Paper Written for a Seminar Course- Taught by An Adjunct Faculty Member:** The student who wishes to use such a paper supervised by an adjunct faculty member during a seminar to satisfy the writing requirement must submit the paper to the Senior Associate Dean for Academic Affairs. He or she will then assign it to a member of the full-time faculty who will certify whether it meets the criteria of the requirement. The grade for the paper and the seminar course will be determined exclusively by the adjunct faculty member teaching the seminar course and will not be affected by the full-time faculty member's determination that the paper does or does not satisfy the writing requirement.

A paper written for a seminar taught by an adjunct faculty member that is submitted to the Senior Associate Dean for review by a full-time faculty member must satisfy all the criteria for a ULWR paper including "General" and "Formal" requirements and the "Evaluation Guidelines." Any paper that does not meet these criteria will not be reviewed by a full-time faculty member.

- **A Sole Authored Brief:** Written for an approved course taught and supervised by a full-time faculty member. The professor teaching the course must approve the brief as fulfilling the writing requirement.
 1. **Requirements for the Sole Authored Brief:**
 - A. 7,500-word length, inclusive of the following sections ONLY: Statement of Jurisdiction, Argument, and Conclusion and exclusive of all other sections of the brief and appendices.
 - B. Satisfying all other specifications required by the professor.

4. General Requirements

- The student must submit at least one outline or initial draft of the written product and receive individualized feedback in writing from the faculty supervisor.
- The student must meet with the faculty supervisor in at least once for feedback, guidance, and individualized assessment of the student's written product.
- The student must undertake the re-writing of the draft as directed by the faculty supervisor to better organize its contents; to further develop a point, thesis, or analysis; or to ensure accurate and proper citations.
- The ULWR paper requires an in-depth research and rigorous analysis of a specific topic/ area of law. The paper is to be primarily of an analytical rather than a descriptive nature.

5. Format Requirements

Every student must individually author a rigorous written work in the following format:

- 7,500-word length, inclusive of footnotes and exclusive of appendices except as indicated below.
- Line spacing of 2.0 (double-spaced)
- Margins of one inch.
- Page numbering at bottom center.
- Footnotes in standard Blue Book form.
- A Times New Roman 12-point font.

6. Evaluation Guidelines

The paper should be well-researched and should make appropriate and critical use of primary and secondary sources with all sources cited accurately and properly (i.e., in “Blue Book” form).

The paper should represent original work consisting of criticism, analysis, synthesis, or history of law, or a law-related topic. It must advance and defend one or more central theses.

The paper should be substantial and one that:

- Is the original work product of the student.
- Reflects substantial and thorough legal research.
- Describes the status of the existing law and reflects the scholarship in the discipline.
- Reflects appropriate clarity, organization, style, editing, and citation.
- Includes substantial, original, and strong analysis that evaluates the law and contributes to the discipline.

7. Electronic Publication of Student Scholarly Writing/ SSRN

Students are encouraged to engage in original, scholarly research and writing while at Barry Law. Students who produce publishable written work should consider publishing their scholarship after consulting with a professor.

Students may also choose to submit their scholarly papers to other journals. However, *Scolastica* (useful in submitting scholarship to journals at other schools) will assess a charge to individual students for each submission made using their service.

C. PRO BONO REQUIREMENTS

1. Barry University School of Law commits itself to offering students a quality education in a caring environment that encourages community service, which ties into our religious Core Commitments. The Rules of Professional Conduct recognize that every lawyer has a professional responsibility to provide legal services to those unable to pay. To foster the mission of the University and the aspirations of our profession, the School of Law has adopted a pro bono

requirement that each student perform a minimum of fifty (50) hours of pro bono or community service work prior to graduation, twenty-five (25) of which must be legal-related public service.

2. To qualify as pro bono, the service must be:
 - Law-related
 - Undertaken without compensation or academic credit.
 - Supervised by a licensed attorney or law school faculty member.
 - Address the legal needs of underrepresented individuals or groups.

NOTE: Legal work at a private law firm will not qualify as pro bono unless the attorney has taken the case on a pro bono basis for no fee.

3. To qualify as community service, the service may include the following activities:
 - Volunteering at a non-profit charitable organization (non-law related)
 - Serving people who are disadvantaged or the earth community through a public agency, law firm, or other organization.
 - Engaging in a public service activity through a public agency, private law firm, or private organization
 - Engaging in a public service activity with a Law School student organization or program
4. Law related public service activities include (see ABA Interpretation 303-4):
 - Helping groups or organizations seeking to secure or protect civil rights, civil liberties, or public rights.
 - Helping charitable, religious, civic, community, governmental, and educational organizations not able to afford legal representation.
 - Participating in activities providing information about justice, the law, or the legal system to those who might not otherwise have such information.
 - Engaging in activities to enhance the capacity of the law and legal institutions to do justice.
5. The goals of the pro bono requirement are threefold. First, the School of Law seeks to educate students about ethical responsibilities as attorneys to aid those who have limited access to the legal system. Second, the School of Law seeks to encourage in students a lifelong commitment to public service by providing information about public interest work and experiential opportunities. Third, the School of Law seeks to develop lawyering skills in students through real-life experience.
6. All students must complete the Pro Bono Completion Form for each pro bono or community service placement, which must be signed and verified by the Volunteer or Pro Bono Supervisor. Questions regarding pro bono hours, and the approval thereof, should be directed to the Career Services Office. The form should be submitted to the Registrar's Office upon the completion of each pro bono service. Pro bono hours will be approved by the Director of the Career Services Office.
7. Pro bono requirements must be met (and reported) by the following dates:

- Spring – Summer **October 15th** of the semester prior to expected graduation.
- Fall – **March 15th** of the semester prior to expected graduation.

Students who fail to meet the pro bono requirement deadline will not graduate with his/her class.

PRO BONO EXCEPTION:

Because the VITA program only operates in the Spring Semester, the Senior Associate Dean for Academic Affairs may extend the deadline to March 15 of their graduating semester for those students who wish to participate in the VITA program in their graduating semester. The extension shall be conditioned on the student filing a petition for variance by October 15th of the semester prior to graduation. The petition must first be approved by the VITA faculty advisor of his or her designee. The student must attach documentation that he or she has already completed at least 35 hours of pro bono service and agree that only service through VITA will satisfy any remaining pro bono hours.

D. PROFESSIONALISM ENHANCEMENT REQUIREMENT

Professionalism is the pursuit and practice of the highest ideals and tenets of the legal profession. Barry Law strongly believes that professionalism is an integral part of the legal profession and that it embraces far more than simply complying with the minimal standards of professional conduct. To further those beliefs, each student must complete a minimum of six (6) hours of Professional Enhancement under the Student Professionalism Enhancement Program as a requirement of graduation. A minimum of one (1) hour of Professional Enhancement must be a cultural competency-approved program or event, focused on the importance of building an inclusive community characterized by interdependence, dignity, and equality, compassion, and respect for self and others. Although students are strongly encouraged to attend outside professionalism programs and events, credit is only granted for pre-approved Barry Law programs, which are typically sponsored by various law school departments as well as student organizations.

Professionalism Enhancement requirements must be met (and reported) by the following dates:

Spring/ Summer- October 15th of the semester prior to expected graduation.

Fall- March 15th of the semester prior to expected graduation.

The certification for the student’s attendance will be tracked through Barry Connect. It is the student’s responsibility to track their attendance for each event. **Students who fail to meet the professionalism requirement deadline will not graduate with his/her class.**

E. GRADUATING WITH HONORS

1. *Summa Cum Laude*. A student who has a final accumulative GPA of 3.75 or higher as of commencement shall graduate Summa Cum Laude.
2. *Magna Cum Laude*. A student who has a final cumulative GPA of at least 3.50 but less than 3.75 as of commencement shall graduate *Magna Cum Laude*.
3. *Cum Laude*. A student who has a final cumulative GPA of at least 3.25 but less than 3.50 as of commencement shall graduate *Cum Laude*.

XII. CLASP “Comprehensive Legal Academic Success Program” (Bar Preparation and Academic Success)

1. CLASP Workshop Requirements

All Barry University School of Law students are required to attend two CLASP workshops a year. The workshops will cover pertinent skills for success based on a student’s year in school. CLASP will monitor attendance and report to the registrar those not in compliance. Workshop dates will be announced to the student body through various emails, signage on campus, and through their CLASP counselors.

2. Florida Bar Application

All Barry University School of Law students are encouraged to complete and file a Student Application to the Florida Bar in their first semester of law school, *regardless of the jurisdiction in which a student intends to practice*. The Bar Fellows in CLASP are available to help students complete their application.

- a) The application deadline is **January 15th** for students who start law school in the fall and **June 15th** for students who start law school in the spring.
- b) The ABA requires the Law School to offer experiential learning experiences to all our students. The State of Florida requires that most students participating in clinical experiences apply to the Florida Bar and pass the background check before participation, even if the student does not plan to take the Florida Bar exam. In addition, the Florida background check will alert students taking other bar examinations to any potential character and fitness issues, simplifying the process, and minimizing the chance of any delay in certification of good character and admission to the bar.
- c) Law students who file their Student Application in their first semester of law school also take advantage of the lower application fee offered for first semester filers.
- d) We highly recommend students begin their Florida Bar application, including assembling the documents you must submit with the application, as soon as possible. For example, law students need to order and obtain a certified copy of their birth certificate well in advance to meet the application deadline.
- e) The application and checklists provided by the Florida Board of Bar Examiners are on the Bar’s website at <http://www.floridabarexam.org>

3. Simulated Bar Examination

All Barry University School of Law Students are required to take the Simulated Bar Exam during their 3L year. This will take the course of a day and include the following:

- Three hours in the morning, which will include 33 Florida multiple choice questions and 2 Florida essay questions.
- Three hours in the evening, which will include 100 MBE multiple choice questions.

This exam may be held on a Saturday.

4. **Diagnostic Bar Examination- CLASP Resources Available**

All Barry University School of Law students are required to take the Kaplan Diagnostic Examination following completion of Torts, Civil Procedure, Property, Criminal Law, and Contracts. The test will be administered on the Friday before classes start in the fall semester. The test consists of multiple-choice questions covering the above-listed areas of law and is administered by the CLASP Department. The purpose of this exam is to identify areas of strengths and weaknesses early in your law school career so we can offer you individualized support. Students who score below the expected range in any subject must complete any assigned remediation.

5. **MPRE Program**

All Barry University School of Law students must attend one or more mock MPRE exams prior to the semester of graduation.

- Clasp will administer two mock MPRE exams a year.

XIII. VISITING STATUS

A student must be in good standing and have a minimum cumulative GPA of 2.25 to visit at another law school.

Students are responsible for paying all tuition and fees that are required by the visiting school.

Students who visit with permission at another law school will have their enrollment reflected on the Student Portal. To expedite financial aid and other processes, students will be enrolled in a non-billed course. Once an official transcript from the other school arrives and is processed, students will be dropped from the course. Students are advised that if their cumulative GPA falls below 2.000 before or during their visit at another law school, they will be subject to the probation and dismissal rules established in the current Student Handbook and that permission to visit at another law school may be rescinded retroactively. There may also be financial penalties.

All grades received from other law schools relating to work performed by visiting students from this School of Law will be reported as Courses transferring from another law school and will be shown only as “total credits accepted.” The credits will not be computed in the student’s GPA.

A. SUMMER VISITING

The Senior Associate Dean for Academic Affairs may approve, in advance, the request for a student requesting visiting student status for a summer term at another

law school (ABA approved) if the student's anticipated course load is no greater than eight credit hours, and the Senior Associate Dean for Academic Affairs pre-approves the courses to be taken. Required courses given at Barry University School of Law may not be taken at another school.

B. VISITING DURING ACADEMIC YEAR

The Senior Associate Dean for Academic Affairs may approve, in advance, the request of a student seeking visiting status for one semester during the regular academic year at another law school (ABA approved) if the student has a special interest in taking a concentration of courses in a particular area of legal specialization not offered at the School of Law. Required courses given at Barry University School of Law may not be taken at another school. Visiting status may also be approved if the student shows that substantial hardship will result if the visiting status is not granted. Attending another school closer to home or with less expensive tuition does not constitute a substantial hardship. Visiting status for more than one semester is only granted in extraordinary circumstances, such as reuniting spouses following an involuntary military assignment of the spouse. Students will not be approved to visit during their last semester.

Tuition and fees are the student's responsibility and must be paid to the school which is subject to the visit. Although loans will be available, a student's Law School scholarship support will not be available. Students should speak with the Director of Financial Aid about all loan issues.

C. PRE-APPROVAL OF COURSE

All classes must be approved in advance by the Senior Associate Dean for Academic Affairs.

D. COURSE LOADS WHILE VISITING

A student may not take a course load at another law school while visiting that exceeds the maximum course load of 6 – 12 credits for part-time or 13 – 16 credits for full-time students.

E. UNAPPROVED VISIT

Credits from any visit which was not approved by the School of Law shall not be accepted.

F. ACCEPTING GRADES OF VISITING STUDENTS

The School of Law will transfer only those credits for which courses were completed with a grade of C or higher.

G. COMPUTATION OF GPA

All grades received from other law schools relating to work performed by visiting students from the School of Law will be reported as Courses transferring from

another law school and will be shown only as “total credits accepted.” The credits will not be computed in the student’s GPA.

XIV. TRANSFER POLICIES

A. REQUIREMENTS FOR TRANSFER TO ANOTHER LAW SCHOOL

1. Students wishing to transfer to another law institute must complete the five (5) steps below in chronological order:
 - Set an appointment and meet with the Associate Dean for Student Affairs,
 - Submit a Transcript/ Letter of Good Standing Request Form to the Registrar’s office,
 - Submit the Withdrawal form WHEN TRANSFER IS CERTAIN,
 - Complete an Exit Survey, and
 - Meet all financial obligations to Barry University.
2. Students holding an Executive Board, Chair, or other leadership position in a student organization or serving as a member on the Barry Law Review, Child and Family Law Journal, Environmental and Earth Law Journal, Moot Court Honors Board, or Student Trial Advocacy Team (Trial Team) must also set an appointment and meet with the Director of Student Life and respective faculty advisor.
3. Any outstanding financial obligations must be made current through the Financial Aid department.

B. TRANSCRIPT RELEASE

The Registrar will only release transcripts once the requesting student has met all the above requirements for transfer.

XV. STUDENT RIGHTS WITH REGARD TO ACTIONS ADVERSELY AFFECTING GOOD STANDING OR GRADUATION

All students have a right to due process regarding actions that adversely affect good standing or graduation of the student. Such due process for students who are academically dismissed is provided for in Section X (B) above. About other actions which may affect good standing or graduation, the Law School’s policies are as follows:

1. **Grades:** A student has the due process right to review any final grade with the professor who taught the course and to have any mathematical miscalculations in determining the final grade corrected.
2. **Absences:** It is the student’s responsibility to comply with the absence policy. The due process rights of a student regarding the Attendance Policy are set forth in Section IV above.
3. **Requirements:** These include the Upper-Level Writing Requirement, the Pro Bono Requirement, and the Professionalism Enhancement Requirement. A student may submit evidence in writing justifying his/her failure to comply with the deadline policy to the Senior Associate Dean for Academic Affairs. This notice must be given

at least thirty (30) days prior to the expiration of the deadlines to complete any of the above graduation requirements. If, in the sole opinion of the Senior Associate Dean for Academic Affairs, the student's submission is meritorious, the Senior Associate Dean may grant an extension in time, not to exceed two (2) weeks, to comply with the policy. If the student fails to meet the extended deadline, they will not graduate with their class.

4. **Honor Code/ Student Conduct Code:** The due process rights of students accused of violations of the Honor Code or Student Conduct Code are set forth in the respective codes of conduct.

XVI. NOTICE

This Student Handbook is updated and distributed primarily at the beginning of each academic year. Any amendments that are adopted during the academic year will be published in the online version. Students will be notified of changes by any means reasonably calculated to communicate notice to students. Students are responsible for checking their student email accounts daily and checking the official website so they may be kept informed of all announcements, etc.

Barry University

Dwayne O. Andreas | School of Law

THE HONOR CODE OF CONDUCT & STUDENT CODE OF CONDUCT

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Barry University

Dwayne O. Andreas | School of Law

THE HONOR CODE OF CONDUCT

Barry University School of Law

Effective April 11, 2008

Law Students are preparing to enter a profession that requires the highest trust, honor and irreproachable conduct and they shall, while in Law School, conduct themselves in a manner that reflects these high standards and conforms to the ethical requirements governing the legal profession.

This Honor Code sets forth the system by which Barry University School of Law regulates the standards of honesty and fairness within the School of Law. The foundation for this system is self-regulation. This principle of self-regulation demands the cooperation of every person in the law school community. Every member of the student body must be committed to the highest standards of conduct. This commitment establishes the foundation for a community of professionals who interact with trust and cooperation and thereby enhance the character and integrity of the school and the legal profession.

The following pledge is to be signed by each student as they enter the School of Law:

In registering as a student at Barry University School of Law, I agree to abide by and support the Honor Code in all areas of Law School activity, including my academic work, any statement made to fellow students, members of the Faculty or Administration, and any dealings with the property of Barry University or that of my fellow students.

It shall not be a defense to any alleged violation of this Honor Code that the accused did not know or understand that his conduct would violate this Code. However, nothing in the foregoing statement shall preclude the accused from disputing “intent” as defined herein with documentary, testimonial or other evidence.

SECTION I: DEFINITIONS

- A. "Academic matter" is any matter arising out of a student's admission, enrollment, attendance, matriculation in or graduation from this Law School, including but not limited to all examinations, including practice examinations, any law school competition, any Trial Team, Moot Court or Law Review competition, any outside writing competition, any written work which is a condition of membership in any Law School organization, and any other activity which in any manner affects or results in a law school grade or is in satisfaction of any other requirement for graduation.
- B. "Academic record" means law school grade point average, any grade in any law school course, membership in any academic organization such as Trial Team, Law Review or Moot Court, LSAT score, or any work or activity which is a requirement for graduation.
- C. "Accused" is any student who is the subject of a hearing on an Honor Code violation or against whom an Honor Code complaint has been filed.
- D. "Code" means this student Honor Code of Conduct for Barry University School of Law.
- E. "Communication device" is any electronic device designed to be capable of using the internet or communicating with any person, location or entity in any way, or storing, recording or transmitting any textual materials, scanned materials, electronic data, photographs, video, audio or student notes in any form or format.
- F. "Complaint" is a written charge alleging a violation of the Honor Code. A Complaint shall be filed against "John Doe" or "Jane Doe" if the name of the alleged violator is not known. Any such Complaint shall also be sufficient to trigger all investigative provisions of this Code. Additionally, any faculty member filing a Complaint shall have the right following any finding of probable cause by the Investigator, to advise the Prosecutor, Senior Associate Dean and/or the Dean of the sanction(s) the faculty member deems appropriate. At all times after the Complaint is filed, and upon request by the faculty member to any of these individuals, the faculty member has the right to be kept advised of the status of the proceedings.
- G. "Dean" as used herein means the Dean of Barry University School of Law, any person serving as interim or acting Dean or an official designee appointed by the Dean, or the interim or acting Dean.
- H. "Faculty member" includes any full-time professor, visiting or adjunct professor, instructor, or other person with primary responsibility for an academic course or any other academic or competition endeavor or task to be performed by any student.
- I. "Fellow student advisor" means any one student currently enrolled at the Law School who is engaged by the accused to assist in defending any charges of Honor Code violations in any way.
- J. "Honor Code Investigation Form", or any form by any other name performing the same function, is the official form used to state facts that should be investigated when a

violation of the Honor Code is suspected.

- K. "Honor Code Court" means, subject to Section IV (I)(8) a "Court" composed of three members of the student body, all of whom shall have completed their first year of Law School, and two members of the full-time Faculty. Additionally, two alternate members shall be selected for each Hearing as provided by Section I (N) to serve as alternate jurors, both of whom shall be students. Subject to Section IV (I)(8), any students selected for an Honor Code hearing shall sit upon the Court at least through the conclusion of closing arguments.
- L. "Honor Code Court Chair" means the Senior Associate Dean, or any full-time faculty member she or the Dean designates to fill such role on a given Honor Code matter, who shall preside over the Honor Code Court but shall not vote.
- M. "Honor Code Court Faculty Member Selection" shall be by appointment by the Dean from among full-time faculty members for each Honor Code hearing to be held, including one faculty member to be ready as an alternate. To the greatest extent possible, different faculty members shall be appointed for each such hearing. The Dean, the Senior Associate Dean, the Investigator, and the Prosecutor are ineligible for appointment as members or alternate members of the Court. Upon faculty being selected for the Court on a given matter, they shall confidentially be informed as to the name of the accused and the general matter to be heard and asked by the Chair if they should be recused and replaced due to a conflict of interest or pre-existing bias, negative or positive, regarding the accused or the matter to be heard. No faculty member who is a designated Mentor for the accused or an actual or potential witness in the matter may serve on the Court. In the discretion of the Chair, and to avoid conflict or bias, said faculty member(s) may be excused and replaced.
- N. "Honor Code Court Student Member Selection" shall be made as follows: At the start of each academic year, the President of the Student Bar Association shall submit to the Senior Associate Dean a list of names comprised of one representative from each student organization sanctioned as a member of the Student Bar Association. For each Honor Code hearing that is held, the Senior Associate Dean shall randomly select five names from this list to serve on the Court, three as jurors and two as alternate jurors. No student who is on academic probation, is otherwise not in good academic standing, or who has a conflict of interest or pre-existing bias, negative or positive, regarding the accused or the matter to be heard, is eligible for selection as a member of the Court. Upon students being selected for the Court on a given matter, they shall confidentially be informed as to the name of the accused and the general matter to be heard and asked by the Chair if they should be recused for any grounds stated herein and replaced. In the discretion of the Chair, and to avoid conflict or bias, said student(s) may be excused and replaced. It shall be an Honor Code violation for any such student to (1) fail to be fully forthcoming, in detail, in any response(s) they provide to the Chair, and/or (2) fail to fully serve throughout the entirety of the Honor Court proceeding unless excused by the Chair for good cause shown.
- O. "Intent" or "intentionally" is an element of conduct that is satisfied if the student understood the nature of his conduct.
- P. "Investigator" means any full-time faculty member appointed by the Dean or Senior Associate Dean to investigate a given Honor Code matter. However, the Investigator

may not be (1) the designated Mentor for the accused or an actual or potential witness in the matter, or (2) one who has a pre-existing bias, negative or positive, regarding the accused or the matter to be heard. The Investigator will be any full-time faculty member other than the Dean or the Senior Associate Dean.

- Q. “Prosecutor” means any full-time Faculty member, appointed by the Dean or Senior Associate Dean to prosecute a given Honor Code matter. However, the Prosecutor may not be (1) the designated Mentor for the accused or an actual or potential witness in the matter, or (2) one who has a pre-existing bias, negative or positive, regarding the accused or the matter to be heard.
- R. “Senior Associate Dean” means the Associate Dean of Academic Affairs of Barry University School of Law, any person serving as interim or acting Associate Dean, her designee, or, if there is no Associate Dean or the Associate Dean is not available, then a designee selected by the Dean.
- S. “Signed statement of guilt” means a written statement, prepared by the Prosecutor and signed by an “accused,” containing (1) the matters to which the accused is pleading guilty, (2) the Honor Code sections that have been violated, and (3) a statement in substantially the following wording that “I (the accused) understand that the recommendation of the Prosecutor is not binding on the Dean in determining the sanction(s) to be imposed against me; that any sanctions imposed by the Dean may be less than, equal to, or greater than those recommended by the Prosecutor, up to and including expulsion; and that the decision by the Dean in this regard is final in all respects. My guilty plea herein is completely knowing and voluntary, and not the subject of any promises, written or verbal, other than may have been made by the Prosecutor regarding his recommendation as to sanctions.”
- a. “Statement of charges” shall be prepared by the Investigator and shall include (1) the name(s) of the accused, (2) an attached copy of the Complaint, (3) the dates, places and a description of each violation for which the Investigator finds that probable cause exists to believe the Honor Code has been violated by the accused, and (4) for each such transaction or occurrence, a statement of the particular Honor Code section(s) that the Investigator finds have been violated.
- T. “Statement of no violations” shall be prepared by the Investigator, and shall include
- U. the name(s) of the accused, (2) an attached copy of the Complaint, and (3) a statement that the Investigator finds that no probable cause exists to believe that the Honor Code has been violated by the accused.
- V. “Student” means any person enrolled or matriculated as either a full or part-time student at the School of Law at any time relevant to an action under this Code.
- W. “Student Bar President” means the duly elected President of the Student Bar Association or any person serving as interim or acting Student Bar President.
- X. “Student Bar Vice-President” means the duly elected Vice-President of the Student Bar Association or any person serving as interim or acting Student Bar Vice- President.
- Y. “Unauthorized source” means any source or textual material, notes, or method of any

kind that is not specifically approved or allowed by the faculty member to be used in completing the examination, project, paper, or other assigned work.

Z. "Vote" means a simple majority vote unless otherwise specified.

AA. Unless otherwise specified, e.g., such as "calendar days", for purposes of calculating the date by which any acts required by this Code are to be done, the term "days" as used herein means a day on which the Dean's office is officially open.

BB. Any use of grammatical gender references shall be interpreted as applying equally to all persons regardless of their sex or sexual identification.

CC. Unless expressly stated in this Honor Code, no stated deadline or time for performance is "jurisdictional." "Jurisdictional" means that the failure to observe the deadline will waive either the relief sought or the right to take the action(s) described.

DD. Notwithstanding any other provisions in this Honor Code, the Dean or Senior Associate Dean may appoint any other faculty member or Dean of any rank to temporarily discharge any of their duties herein, or those of the Investigator or Prosecutor.

SECTION II: CONDUCT INCOMPATIBLE WITH PROFESSIONAL STANDARDS

A. It is a violation of this Code for any student to intentionally engage in any conduct, directly or indirectly, which, with respect to any academic matter:

1. gains for that student or any other student an unfair advantage; or,
2. disadvantages unfairly any other student; or,
3. misrepresents a material fact; or,
4. violates the *Florida Rules of Professional Conduct*.

By way of enumeration, but not by way of limitation, the following are examples of conduct that violate the Honor Code:

B. With respect to any academic matter:

1. possessing or appropriating or attempting to possess or appropriate any information or materials the use of which is not authorized by the Instructor;
2. committing, intentionally aiding or intentionally abetting in the unauthorized giving or receiving of aid or assistance; or requesting unauthorized assistance;
3. consulting or using any "unauthorized source(s)," or, with respect to any competition, any sources prohibited by the rules of the competition involved;

4. owning, possessing or using a teacher's manual without the express written consent of the faculty member.
5. engaging in plagiarism, defined as the unauthorized appropriation or insufficient acknowledgment of or citation to the ideas, sources or work of another in any submitted draft or final work that is both material to the assigned task and intended to convince a faculty member that the student is the true author. Proof of intent to convince the faculty member may be based solely on the submitted work but is subject to rebuttal by the accused both to the faculty member and in any subsequent Honor Code proceeding.
6. taking or destroying or attempting to take or destroy the academic materials of another student without the other student's consent.
7. removing or withholding Law Library materials from the library without authorization; hiding or obscuring such materials in the library or elsewhere; destroying or mutilating such materials or controlling or attempting to control the use of Library resources so as to disadvantage other students.
8. committing unprofessional conduct in a clinical program, including but not limited to any act or omission which violates the Florida Rules of Professional Conduct or, if the clinical program is conducted outside the State of Florida, the rules of professional conduct for the state in which the clinical program is being conducted.

C. With respect to examinations:

1. supplying or attempting to supply to another student, during an examination, any unauthorized source(s).
2. working on an examination other than during the authorized time period or in a room other than the one authorized for the taking of the examination.
3. copying, in any form, in whole or in part, questions on a controlled distribution exam, or, copying or using from any other student or unauthorized source, in any form, in whole or in part, answers to any in- class or take-home examination. For any examination which is scheduled to be given at more than one time or is to be given in different locations at the same time, communicating or commenting in any form or format, directly or indirectly to any other student(s), in any way regarding that examination following the time a student finished his examination and prior to the time all such scheduled examinations have been scheduled to conclude. This includes, but is not limited to, such communications or comments following an examination given at a regularly scheduled time and before any makeup examinations in the same course and under the same professor have been fully concluded.

4. for an examination that is scheduled to be given at more than one time or is to be given in different locations at the same time, communicating or commenting in any form or format, directly or indirectly to any other student(s) in any way regarding the examination following the time a student finished his examination and prior to the time all such scheduled examinations have been scheduled to conclude. This includes, but is not limited to, such communications or comments following an examination given at a regularly scheduled time and before any makeup examination(s) in the same course and under the same professor have been fully concluded.
5. taking an examination in the place of another student or satisfying any other class requirement imposed on another student.
6. identifying oneself on an exam or paper that is designated by the professor to be anonymous.
7. in regard to ExamSoft
 - a. leaving campus before uploading examination answers. If exam answers are not uploaded before leaving campus, the student will receive an F for the course. ExamSoft sends two notices confirming successful uploads. The first confirmation arrives when rebooting the laptop after uploading your answers. The second confirmation is e-mailed to the student's Barry e-mail address. The second e-mail should arrive within five or ten minutes after uploading the exam.
 - b. leaving campus without receiving confirmation that his/her exam answers have been successfully uploaded. If technical problems are encountered, or if the student fails to receive confirmation after ten minutes, a student shall immediately see a member of the Information Technology Staff. They will retrieve the locked exam.
 - c. answering portions of the examination out of order so as to gain access to his computer or unauthorized sources which would be otherwise unavailable. This includes, but is not limited to, the following scenario. An examination as presented begins with multiple choice questions and then chronologically proceeds to short answer or essay questions. The student uses ExamSoft to answer the short answer or essay questions first, uploads his answers, and then proceeds to answer the multiple-choice questions with his computer available to him/her to use "unauthorized sources."

8. at any time from the scheduled starting time of a student's examination, and until the student concludes the examination and turns in all test materials, having access to, having in the examination building, whether hidden or not, or otherwise possessing "unauthorized sources," cell phones or "communication devices," aside from his own personal laptop computer (if otherwise allowed to be used) and then failing to store any of these items at the front of the examination room throughout the student's taking of the examination.
9. during the time provided or allowed for any student to take any examination on campus, leaving the building in which the examination is to be taken, except after receiving specific permission from the proctor or faculty member to do so, and then signing out and indicating the reason for leaving the building.
10. while still on the premises of the Law School during or after the taking of an examination, failing or refusing to immediately allow inspection or testing of any materials, papers, "communication devices" or cell phones that a student is believed to have taken into an examination room, after being requested to do so by any faculty member, proctor, Information Technology personnel, or member of the Law School administration or Registrar's office; provided that, such request must have been made only to investigate a possible violation of any portion of Section II (C) herein and such inspection or testing shall not in any event take any time longer than is reasonably necessary to complete the investigation. "Inspection or testing" as stated herein includes the requirement that the student immediately provide any and all passwords needed to fully access the device(s) to be inspected or tested. A student upon timely request shall be permitted to witness such inspection and testing.
11. upon concluding an exam, failing to place in the student's exam envelope(s) and thereby turn in (1) all examination questions or materials, (2) all student notes and scrap paper generated or produced during the exam, and (3) except in fully open book and/or fully open notes examinations, all written or published materials of any kind brought into the examination room, all without having made any copies thereof in any form or format, unless the student has received express permission from the professor in charge of the course to do so.

D. With respect to attendance:

1. submitting false information regarding class attendance, including written or oral communications.

2. certifying class attendance that is not in accordance with the professor's published policy.
3. signing an attendance/roll sheet for another student.
4. signing an attendance/roll sheet, and then, without the permission of the faculty member, leaving and missing all or a substantial portion of the class.

E. With respect to employment:

1. misrepresenting or having misrepresented his academic record, application, background or resume in any material respect to this Law School, any other educational institution, internship, externship, potential employer, or actual employer.
2. failing to appear for a scheduled legal employment interview, arranged by or through an employee of the Law School, whether held on or off campus, without providing adequate notice of cancellation (at least twenty-four (24) hours) according to the requirements of the scheduled interview.
3. misrepresenting the extent to which one is or has been employed.

F. With respect to matters specifically related to this Code:

1. any failure to submit a completed "Honor Code Complaint Form" to the office of the Senior Associate Dean within five days following the date on which a student, based on personal observation, obtained information sufficient to form a reasonable likelihood in the mind of the student that an Honor Code violation has occurred.
2. no student shall induce a person to violate this Code.
3. notwithstanding any other provisions in this Code, it is a violation of this Code for any student to fail to fully cooperate in an Honor Code investigation or to fail to testify at or fail to bring requested items or materials to a hearing of the Honor Court when so requested by that Court, the Prosecutor or the accused, except that this subsection shall not apply to the accused or to those who cannot comply with the request for good cause shown. Any request to testify before the Court must be made in writing using the Notice to Attend Hearing form available in the Registrar's office.
4. submitting an Honor Code Complaint that is materially false, or, not based on personal observation sufficient to form a reasonable suspicion that an Honor Code violation has been committed by the person or persons complained against.
5. for an accused or his fellow student advisor, whether directly or through the attorney for the accused, to discuss with or take a statement in any form from any potential witness or

witness, regarding a Complaint or its investigation, without first informing the potential witness or witness that his participating in any such discussion(s) or giving any statement(s) is strictly voluntary.

6. to harass by any means or directly or indirectly retaliate or threaten retaliation, in any form or by any method, against anyone who has submitted an Honor Code complaint, or, against any witness or potential witness relating to an Honor Code complaint.
7. as Honor Code matters should to the greatest extent possible be kept confidential, commenting, or otherwise speaking to any other person prior to the final conclusion of an Honor Code complaint or matter, in any form or by any method, regarding any of the allegations referred to in an Honor Code complaint or matter. This section does not apply to communications made by an accused to a “Fellow student advisor” or attorney engaged to assist the accused in defending against an Honor Code complaint.

G. With respect to matters related specifically to the following graduation requirements:

1. submitting false information, whether orally or in any other form or format, or false documentation to the Law School in connection with a student’s pro bono or professionalism requirements or efforts to satisfy them; this includes but is not limited to the number of hours claimed or the accuracy thereof, or the work or coursework actually done.
2. falsely certifying or claiming completion or satisfaction, in whole or in part, of any graduation requirement, whether made orally or in any other form or format, and whether or not concerning pro bono or professionalism requirements.

SECTION III: SANCTIONS

A. Each failure to meet a responsibility set forth as part of the Barry University School of Law Honor Code shall constitute a separate violation of this Code. For each violation of this Code, a student is subject to discipline under this Code. Such discipline may include, but is not limited to, one or more of the following sanctions:

1. verbal admonition.
2. written admonition.
3. verbal reprimand.
4. written reprimand.
5. exclusion or suspension from one or more functions, benefits, and privileges of the School of Law.

6. removal from any student government office or position in any Law School sponsored activity or organization or from any other University- sponsored position of trust, responsibility or interest.
 7. prohibited or restricted use of Law School facilities or services.
 8. monetary or other restitution, written or verbal apology, or designated community service.
 9. for misconduct related to coursework sanctions may include but are not limited to:
 - a. change of grade in a course.
 - b. involuntary withdrawal with prejudice from any course or seminar.
 - c. withdrawal of academic credit in a course; and/or.
 - d. receiving no credit for an academic work product, with or without an opportunity to redo the product.
 10. probation.
 11. suspension from the School of Law.
 12. expulsion from the School of Law.
 13. financial penalty as stated in Section III (G) herein.
 14. any other reasonable penalty as deemed appropriate.
- B. The above-identified sanctions may be imposed concurrently, with the exception of the sanctions of probation, suspension, and expulsion, which shall not be imposed concurrently.
- C. For any student found guilty after a Hearing before the Honor Court of any provision of Section II (B)(5), or Section II (C) (1), (3), (5) or (7), the sanction imposed shall be expulsion from the Law School, subject only to a lesser punishment being recommended by the Dean for extraordinary cause shown. Should the Dean make such a recommendation, she shall report it to the faculty at the next regularly scheduled faculty meeting. The faculty shall consider the recommendation and by secret majority vote decide whether to either impose the specific sanction(s) recommended by the Dean without alteration or expel the accused(s).
- D. All sanctions imposed against a student for any HonorCode violation(s) shall be reflected wherever appropriate in his/her permanent Law School records unless the Dean for good cause shown finds that such would be inappropriate.
- E. Any sanctions imposed in regard to this Code, or any withdrawals from Barry University School of Law while facing recommended sanctions, along with a brief description of the alleged underlying event(s), shall be publicly announced in the beginning of the issue of *The Docket* next

following imposition of the sanctions; and, additionally, any sanctions or withdrawals from Barry University School of Law while facing recommended sanctions may be publicly announced in any other manner as determined by the Dean. However, in no event shall the name of the accused be stated in any such announcement(s).

- F. In determining what sanctions are to be imposed against an accused under this Code, the Senior Associate Dean and the Dean shall be entitled to consider an accused's entire history at the Law School, including but not limited to any prior history of Honor Code violations.
- G. Any student who in any semester or summer session pleads guilty to an Honor Code violation or is found guilty after a Hearing before the Honor Court, may lose between 25% and 100% of all scholarship monies otherwise due or to be available to him/her from the Law School from the date of pleading or the date of the Hearing, and until the student graduates. The Dean shall determine the amount to be lost. In no event, however, shall any student receive any scholarship monies for any period following expulsion or while he is under suspension.

SECTION IV: PROCEDURE FOR ACTIONS

A. REPORTING OF VIOLATION(S)

- 1. Alleged violations of the Code are to be set forth in writing or electronically transmitted using an Honor Code Investigation Form that is available on the Law School's web page and/or from the Associate Dean of Academic Affairs or her designee; and/or in the Dean's Suite in LAC 311. Completed forms should be submitted to the Associate Dean of Academic Affairs who will conduct an initial investigation to determine whether the matter should be resolved by either an informal or formal resolution. The Senior Associate Dean shall keep a log identifying all alleged violations by (1) number, (2) date filed, (3) name of complainant(s) and name of accused(s), if known, (4) a brief description of the violation(s) complained of, and (5) the Final Decision(s) rendered. Upon request of any faculty member, this log shall be produced at any regularly scheduled faculty meeting.
- 2. An Honor Code violation may be reported by any student, faculty member, administrator, staff member, or proctor of Barry University School of Law.

B. STATUTE OF LIMITATIONS

- 1. The Senior Associate Dean shall not initiate proceedings on an alleged exam violation that occurred more than 180 days prior to the report of the alleged violation or on any other

type of violation that occurred more than one year prior to the report of the alleged violation. These deadlines are jurisdictional.

C. ACTION ON REPORT OF VIOLATION(S)

1. Upon receipt of an Honor Code Investigation Form alleging violation(s) of the Code, the Senior Associate Dean shall conduct and complete an Initial Review within ten (10) days.

D. CONDUCT OF INITIAL REVIEW

1. The purpose of the Initial Review is to determine:
 - a. if the alleged conduct is a violation of the Honor Code and
 - b. if the offense is, on its face, minor in nature.
2. If the Senior Associate Dean determines that the alleged conduct is not a violation of the Honor Code, the Dean and the Registrar shall be so notified.
3. If the Senior Associate Dean determines that the alleged conduct, if proven, is a violation of the Honor Code, and that the offense warrants punishment of less than suspension or expulsion, the Senior Associate Dean may make informal but final disposition of the case and impose such lesser punishment with the written consent of the accused as he or she deems appropriate, and notify the Registrar thereof. In making this determination, the Senior Associate Dean shall be limited to speaking with the person who filed the Honor Code Complaint and the accused. In the case of the latter, the Senior Associate Dean shall first provide the accused, in writing, notice of the rights and procedures found in Section IV(E)(2). Alternatively, at her election, the Senior Associate Dean may refer any matter to the Investigator even if the alleged conduct, if proven, warrants punishment of less than suspension or expulsion.
4. If the accused does not consent in writing to the disposition by the Senior Associate Dean within five (5) days after notice of her proposed disposition, he/she shall refer the matter for Initial Investigation as outlined in Section IV (E). Once the matter is referred for Initial Investigation, any such proposed disposition is null, void and not subject to acceptance by the accused. If the Initial Investigation has already been completed by the Investigator, the matter shall then be returned to the Prosecutor who shall notice it for Honor Court hearing in accordance with Section IV (F). Any sanction eventually imposed against the accused at any point in the entire Honor Code process may be less than, equal to,

or greater than the unaccepted disposition imposed by the Senior Associate Dean. The five (5)-day deadline stated herein is jurisdictional.

5. If the Senior Associate Dean determines that the alleged conduct, if proven, is a violation of the Honor Code, and that the offense would warrant punishment of suspension or expulsion the Senior Associate Dean shall refer the matter to the Investigator who shall conduct an Initial Investigation as outlined in Section IV (E).

E. CONDUCT OF INITIAL INVESTIGATION

1. In conducting the Initial Investigation, the Investigator, after consultation with the Prosecutor, shall interview and/or obtain statements from persons who may have knowledge of the Honor Code matter in question, including but not limited to recorded or written statements, and collect other written, physical, or electronic evidence as is deemed warranted.
2. The Investigator shall not question the accused or otherwise discuss the circumstances of the alleged violation(s) with the accused without first informing the accused, in writing, of the matters being investigated as of that time, including the time and place of the alleged violation(s); that the accused has the right to remain silent; that any statement made by him/her may be used against him/her in any proceedings; that the accused has the right to a fellow student advisor or attorney in all phases of the proceedings or Hearing; and that the Investigator will conduct a prompt investigation into the alleged violation(s). Nothing in this paragraph shall prevent the accused from giving a voluntary statement after notification of the above procedures. No potential witness or witness, regarding a Complaint or its investigation, shall be required to discuss with, or give a statement in any form to, the accused, his fellow student advisor or attorney. Participating in any such discussion(s) or statements shall be strictly voluntary, and the accused, his fellow student advisor and his attorney shall so inform all potential witnesses or witnesses prior to commencing any discussion or taking any statement.
3. The Investigator shall, within fifteen (15) days of receiving the Complaint, conclude his investigation, and forward to the Prosecutor (1) the complete investigation file, (2) a “statement of charges” for all violations of the Honor Code for which the Investigator finds probable cause, and (3) if the Investigator finds no probable cause for any violations, a “statement of no violations.” “Probable cause” as stated herein means a reasonable ground of suspicion supported by circumstances sufficiently strong to warrant a cautious

person in the belief that the person is guilty of the Honor Code offense(s) charged in the Statement of Charges. The Prosecutor shall not meet with the accused, his/her fellow student advisor or his/her attorney until after he/she has received and reviewed these materials. The Prosecutor may (1) refuse to fully prosecute all of the violations stated in the “statement of charges,” or (2) prosecute at all following a “statement of no violations,” only for good cause shown in writing and approved by the Senior Associate Dean, within ten days of the Prosecutor’s receipt thereof from the Investigator. If the final determination is that there are no Honor Code violations, the Senior Associate Dean and the Dean shall be so notified. In this event, both the Complaint and the “statement of no violations” shall be entered in the permanent Law School records of the accused, as well as in the log described in Section IV (A). Notices of “statement of charges” or “statement of no violations”, once final as provided herein, shall be served within five (5) days upon the accused at his designated Law School email address.

4. If the Prosecutor determines after receiving the materials described in Section IV (E)(3) that the Honor Code violation, if proven at a Hearing, does not warrant a sanction of suspension or expulsion, the Complaint and the investigation file shall be returned to the Senior Associate Dean, who shall proceed pursuant to Section IV (D)(3) and (4).
5. If the Prosecutor determines after receiving the materials described in Section IV (E)(3) that the Honor Code violations, if proven at a Hearing, warrants sanctions other than an admonition or reprimand, the Prosecutor shall, within ten days of having received the Complaint and investigation file:
 - a. Meet with the accused to request a plea of guilty to the commission of the Honor Code violation(s) as listed in the statement of charges and discuss what recommendation as to sanctions should be made by the Prosecutor to the Dean. If the accused pleads guilty as described herein, the Prosecutor shall within five days of this meeting, submit to the Dean, with a copy to the Senior Associate Dean, (1) the investigation file, (2) the statement of charges, (3) a “signed statement of guilt” by the accused, and (4) the Prosecutor’s recommendation as to sanctions to be imposed.
 - b. The recommendation by the Prosecutor as to sanctions is not binding on the Dean. The Dean, upon receipt of the items and recommendation above, shall within ten days (1) fully consider the matter and determine what sanctions are to be imposed, and (2) give notice thereof to the

accused, which shall be governed by the provisions of Section IV (F)(2) below. Any such receipt or affidavit shall be retained and made a part of the accused's permanent Law School records. Any sanctions imposed by the Dean may be less than, equal to, or greater than those recommended by the Prosecutor, up to and including expulsion. Subject to the provisions of Section III (C), the decision by the Dean as to what sanctions will be imposed shall be final in all respects.

- c. If a "signed statement of guilt" has not been obtained, or the accused has failed or refused to meet with the Prosecutor as described in (a) above, the Prosecutor shall schedule a full hearing of the matter before the Honor Code Court, to occur within not fewer than twenty (20) calendar days and not more than thirty (30) calendar days from the service as stated in Section IV (F)(2).
- d. The Prosecutor shall not have the power to plea bargain in any way as to any charges listed in the Statement of Charges, other than to agree to make any recommendation described in Section IV (E) (5)(a). However, if the accused agrees to plead guilty pursuant to Section IV (E)(5)(a), the Prosecutor shall additionally have the discretion to accept a plea of guilty to one or more of the charges in the Statement of Charges in satisfaction of all the charges listed therein.
- e. Should the Dean impose a penalty against an accused more severe than that which the Prosecutor has recommended, an accused may not withdraw his/her "signed statement of guilt" or have the right to an Honor Code Hearing. No statement of intent to withdraw from this Law School by any student, while that student is the subject of a pending Honor Code Complaint, shall be effective unless the Honor Code Prosecutor receives in writing at least seven (7) calendar days prior to the date first set for any Honor Court hearing the completed and signed form for withdrawal required by the Registrar's office. Should such withdrawal not be submitted fully and timely as required herein, or should the accused fail to attend the hearing, at the discretion of the Prosecutor the hearing may proceed fully and, in all respects, as directed in this Honor Code, including but not limited to having the Honor Court render those findings and recommendations described in Section IV (I) (5) and (6).
- f. The Prosecutor shall have the power to conduct any investigation he or she deems necessary in addition to that done by the Investigator.

- g. Any accused student may, at his or her election, consult with his/her specifically assigned Law School faculty mentor regarding his or her rights or liabilities under the Honor Code, unless said mentor is or may reasonably be either (1) a complainant against the accused student, or (2) a witness in regard to the Honor Code matter for which the student seeks consultation. Assuming that the mentor is neither, all communications on that subject by and between such student and the mentor shall be privileged and shall not be disclosed to the Dean, the Senior Associate Dean, the Honor Code Investigator, the Honor Code Prosecutor, or any member of the Honor Code Court, unless the accused otherwise waives this privilege.

F. HONOR CODE COURT HEARING PROCEDURE

- 1. If an Honor Code Court hearing is to be held, the accused shall be so notified in writing, and the notice shall include the following information as set forth below:
 - a. The Statement of Charges.
 - b. A statement of the date, time and place of the hearing.
 - c. The names of witnesses who are likely to be called to testify against the accused.
 - d. The following portions of the Investigation file: (1) the "Statement of Charges" as described in Section IV (E)(3); (2) any written and signed, or mechanically or electronically recorded, statement(s) given to the Investigator or Prosecutor, and (3) if the accused offers to provide all writings, documents and other physical, electronic or demonstrative evidence, in any form or format, that the accused will, may or might use at trial, and in fact does provide all such materials to the prosecutor not less than ten (10) days before the hearing is first scheduled to begin, then and only in that event shall the prosecutor make reciprocal discovery thereof. Notwithstanding any other provision in this section, any other materials in the file of the Investigator or Prosecutor, including but not limited to notes or communications by or between the Investigator and the Prosecutor, shall be exempt from disclosure at any time.
 - e. A copy of this Honor Code.

2. Service shall be attempted upon the accused by at least two (2) of the following four methods - email to the student at his designated Law School email address, personal service, overnight mail and U.S. mail, return receipt requested, at the most current address the accused has on file in the Registrar's office. Effecting service by any method above shall constitute valid service. Proof of service may be made in the case of the last three methods stated above by return receipt or by an affidavit of mailing or personal service. In the case of service by email, service is effective as of the date and time of emailing provided that the email is not returned as non-deliverable. Any such receipt or affidavit shall be retained and made a part of the accused's permanent Law School records. Notice properly mailed, in the case of the last two methods stated above, shall be presumed to have been received three (3) days after mailing. Any notice to or service upon a student who is a witness or potential witness, regarding any specific Honor Code matter, shall be effective upon emailing as described herein.
3. Subject to the provisions stated in this section, the hearing shall commence no later than thirty (30) calendar days from the date of service effected under Section IV (F)(2),
4. After service is affected, either the Prosecutor or the accused may make a written request to the Honor Code Court Chair that the proposed or scheduled date for the commencement of the hearing be rescheduled to a date certain. The Chair shall grant the request only upon a showing of good cause and shall promptly notify both parties of the rescheduled date for commencement of the hearing. The Chair shall not reschedule a hearing to commence later than thirty (30) calendar days from the date originally set for the Hearing.
5. Should any juror(s) be successfully challenged for cause, the alternate jurors, in alphabetical order of their last names, shall take their places on the jury as may be required. Should there be no successful challenges for cause, the alternate jurors shall attend the entire Hearing until the end of closing argument when they shall be discharged. No alternate juror who is not a part of the jury shall participate in deliberations.

G. RIGHTS OF THE ACCUSED UPON HEARING

The accused at any Hearing shall have the right to:

1. be present at the hearing with a fellow student advisor or attorney who shall assist him/her in any or all phases of the Hearing, as desired. The accused is liable for all costs and expenses, incurred by the accused in connection with any

Honor Code proceeding, and the accused will not be reimbursed by the School of Law for any costs or expenses of any kind incurred as a result of an action under this Code.

2. have the full membership of the Court present.
3. challenge for cause any member of the Court.
4. hear and examine evidence presented to the Court.
5. cross-examine witnesses testifying at the hearing.
6. present evidence, but not the right to refuse to testify, see Section IV (I)(2).
7. present an opening statement and closing argument.
8. subject to Section IV (I)(1), compel student, Law School administration and faculty witnesses to attend, testify before the Court and/or produce evidence, pursuant to a Notice to Attend Hearing form, or other form by a different name providing the same function described in Section II (F)(3), provided that, no witness shall be barred from testifying or producing evidence in the absence of any such Notice; be present at the hearing and call witnesses, and present evidence in favor of the accused;
9. be informed in writing of the findings of the Court and any sanctions recommended.
10. request sequestration of witnesses.

H. RIGHTS OF THE PROSECUTOR

The Prosecutor at any Hearing shall have the right to:

1. have the full membership of the Court present.
2. be present at the hearing and call witnesses and present evidence against the accused.
3. cross-examine witnesses called by the accused.
4. make an opening statement and initial and rebuttal closing arguments.
5. challenge any member of the Court for cause.
6. accept a “signed statement of guilt” from the accused, and immediately use the procedure found in Section IV(E)(5).

7. subject to Section IV (I)(1), compel student, Law School administration and faculty witnesses to attend, testify before the Court and/or produce evidence, pursuant to a Notice to Attend Hearing form, or other form by a different name providing the same function described in Section II (F)(3), provided that no witness shall be barred from testifying or producing evidence in the absence of any such Notice; be present at the hearing and call witnesses, and present evidence in favor of the accused;
8. be informed in writing of the findings of the Court and any sanctions imposed.
9. request sequestration of witnesses, other than the accused. Receive notice from the accused, not later than fifteen (15) days prior to the date the Honor Court Hearing is first scheduled to occur, of the name, address, email address and telephone number of any "Fellow student advisor" or attorneys who will be participating in said hearing.
10. receive notice from the accused, not later than fifteen (15) days prior to the date the Honor Court hearing is first scheduled to occur, of the name, address, email address and telephone number of any "fellow student advisor" or attorney(s) who will be participating in said hearing on behalf of the accused.

I. CONDUCT OF HEARING GENERALLY

1. The Court Chair (hereinafter the "Chair") may upon timely request issue and serve Notices to Attend Hearing, or other forms by a different name providing the same function described in Section II (F)(3), presented by a party, to compel the attendance of witnesses and/or production of evidence at any hearing. Neither the prosecutor nor the accused may serve Notices to Attend Hearing upon any witness. For good cause shown the Chair may in its discretion refuse to issue or serve Notices of Hearing, or, if they have been served, not require or permit witnesses to testify or produce evidence. No party may call the Prosecutor or any member of the Court to testify. The Prosecutor may call the accused to testify in his case in chief, and, if permitted by the Chair, in his rebuttal case. Upon an accused (1) refusing to testify fully, including but not limited to at any time during the hearing on examination or cross-examination by the Prosecutor, (2) claiming an invalid or inapplicable privilege, and thereby refusing to testify fully, in violation of any ruling by the Chair that the privilege does not apply, or (3) otherwise refusing to testify fully at any time during the hearing, without the Chair finding good cause for said refusal, the Chair shall instruct the panel (a) that such refusal raises a rebuttable presumption that any testimony that

was not given by the accused would have been adverse to him/her, and (b) that due to said refusal the panel must disregard any defenses raised by the accused to the charge(s) against him or her.

2. The principles of evidence shall be relaxed to aid in a fair resolution of the case. All relevant evidence offered at the Hearing shall be admitted unless its probative value is determined by the Chair to be substantially outweighed by the danger of unfair prejudice, confusion of issues, undue delay or undue presentation of cumulative proof. Any member of the Court has the power to question a witness after the questioning of that witness by the parties is concluded. Objections may be raised by any party to any particular questions asked by members of the Court. The Chair must rule on any procedural or evidentiary matters raised prior to or during the hearing. The Chair's ruling on procedural and evidentiary matters is final.
3. The Chair shall cause an audio or video recording to be made of the entire hearing. An accused or the Law School may cause a stenographic record to be created of the entire hearing at his or its own expense. Technical failures or other omissions, if any, regarding any audio or video recordings shall not be a basis for any requested relief by any party if it or he/she did not cause such a stenographic record of the entire trial to be created. Should a stenographic record have been made of the entire trial, no such technical failures or other omissions shall be a basis for any relief for any party absent extraordinary cause shown to the Chair. Any such decision on this matter, should it arise, shall lie solely and finally within the discretion of the Chair.
4. The Prosecutor has the burden of proving that the accused has violated the Code by a clear and convincing standard. "Clear and convincing" evidence is evidence that is precise, explicit, lacking in confusion, and of such weight that it produces a firm belief or conviction, without hesitation, about the matter in issue.
5. After the close of the hearing, the Court shall sit in executive session to deliberate upon the evidence presented and shall continue deliberating until a decision is reached by simple majority vote. Should a Court member through illness or emergency be unable to complete the trial, one of the student alternates, as provided for in Section I (K), drawn by lot by the Chair from among the two alternates, shall replace the member who is leaving. Should deliberations have already commenced when the Court member leaves, the selected alternate shall still replace the leaving Court member, but the

Court as a whole shall re-commence deliberations with the new alternate now included. Should two members be unable to complete the trial due to illness or emergency, the Chair shall install the second alternate, which shall follow the procedure herein. The Court shall prepare written findings, including findings of fact, conclusions of law, and the numerical vote of the Court regarding the guilt or innocence of the accused.

6. A verdict of not guilty will not be subject to review. If the Court finds the accused guilty, it shall also prepare a recommendation as to sanction(s) to be imposed on the accused. These recommendations shall be forwarded to the Dean and the Chair within three (3) calendar days of the Hearing.
7. The Chair shall serve notice to the accused of the decision of the Court within five (5) calendar days of the Hearing. The notification shall be made as provided in Section IV (F)(2) above and shall include those matters stated in Section IV (I)(5) and (6).

J. REVIEW BY THE DEAN

The Dean shall review all findings forwarded by the Court, including recommendation(s) for sanctions.

1. Unless the accused has failed to personally appear and attend throughout the Hearing, the accused may contest the findings of fact, conclusions of law, and/or the recommended sanctions, only by hand-delivering his written objections to the Dean's office within fifteen (15) calendar days of the Hearing. This deadline is jurisdictional.
2. The Dean may, in his discretion, permit the accused, with or without his student advisor or attorney, to appear in person to be heard in regard to the Dean's review herein, providing that the Prosecutor shall also be present at such time. The Dean shall not be required to permit any such personal appearance.
3. The Dean may remand the recommendations and findings of fact to the Court in order to seek clarity.
4. Within twenty (20) days of the Hearing, the Dean shall, subject solely to Section III (C), accept, reject, or modify the recommended sanctions of the Court and shall impose such sanctions as are deemed appropriate.
5. The Dean's action is final, subject solely to the provisions of Section

III(C).

6. Other than as specified in this Honor Code, there is no right of appeal to any other person, office, or agency within Barry University or Barry University School of Law.

K. CONFIDENTIALITY OF PROCEEDINGS

1. At the preference of the accused, a Hearing may be held in public or in closed session. If the accused fails to express a preference, the Hearing shall be held in closed session.
2. All proceedings under the Code shall be conducted in a manner reasonably calculated to ensure confidentiality.

L. RECORDS OF PROCEEDINGS

Prior to issuance of a Final Decision on the charges by the Dean or the Senior Associate Dean, the Dean, the Senior Associate Dean, the Chair of the Honor Code Court, or the Prosecutor, as may be applicable, shall maintain files of all written papers and evidence submitted and all written notices, orders, reports and decisions made in connection with the disciplinary proceeding. The stenographic record, if transcribed and filed either by the Law School or the accused, and audio or video recording of formal hearings of the Honor Court shall be retained as part of the files. After issuance of a Final Decision, the files shall be consolidated, and retained by the School of Law in the office of the Senior Associate Dean for at least four (4) years. The files of a disciplinary proceeding shall be confidential except insofar as disclosure is (1) required by law, (2) made by the Dean pursuant to any Final Decision, (3) made by the Dean or Registrar to bar examiners, licensing or certification authorities, (4) made by the Dean to prospective employers or educational institutions relative to an application of the student, (5) to be used as part of any litigation or potential litigation involving Barry University, the Law School or any of their agents or employees, or (6) made after a written waiver of confidentiality signed by the student.

M. FORMS, NOTICES TO APPEAR, ETC.

The Prosecutor, Investigator, Honor Court, Senior Associate Dean and/or Dean may at any time devise and create such forms and documents as are necessary to expedite proceedings under this Honor Code. Said forms shall be retained in a central location in the Registrar's Office and Senior Associate Dean's Office (unless otherwise designated) for use in Honor Code proceedings and activities and shall be made available to all parties in an Honor Code proceeding.

SECTION V: MISCELLANEOUS

- A. This Code may be amended at any time by an affirmative vote of the majority of the Faculty of the Law School who are present at a special or general meeting.
- B. Any changes to this Code, whether by deletion, addition or modification, shall become effective on the date of adoption by the Law School Faculty.
- C. Upon revision of this Code, whether by deletion, addition or modification, a copy of the revised Code shall be sent by e-mail to the student body, faculty and staff; provided that, the failure of any such student to receive the revised Code shall not in any respect affect the student's rights and obligations thereunder.
- D. The Dean or Senior Associate Dean shall, at the first regularly scheduled faculty meeting of each academic year, report to the faculty on those Complaints filed in the previous academic year, and the specific outcomes on each.
- E. The Dean or Senior Associate Dean shall, in the first issue of *The Docket* at the start of each academic year, report to the students in itemized but nameless fashion as to each Honor Code Complaint filed during the previous academic year, and the results and sanction, if any, thereof.

SECTION VI: NOTICE

- A. Notices of sections changed in this Honor Code of Conduct will be communicated to students both by email and by publication in *The Docket*.
- B. Students are responsible for checking their student email accounts daily so they may be kept informed of all announcements in connection with the Honor Code.

Barry University

Dwayne O. Andreas | School of Law

STUDENT CONDUCT CODE

SECTION I: INTRODUCTIONS

Enrollment at Barry University School of Law presumes an obligation on the part of the student to act at all times in a manner compatible with the University's purpose, processes, and functions. Students are expected to uphold standards of personal behavior. Further, students are expected to respect the rights and privileges of all members of the Barry community. In addition, the central aim of BUSL Student Conduct Code (hereinafter "Code" or "Conduct Code") is to develop professionalism, civility, and accountability throughout the student body. Entering the training for any profession requires a great deal of self-discipline. Law School is no different and since it is a self-regulating profession, self-discipline and holding one's peers to the approved standard is all the more imperative. The purpose of the Student Code of Conduct is to create a set of expectations of student conduct and to ensure a process for determining responsibility when such expectations are not met.

SECTION II: DEFINITIONS

- A. The terms "BUSL" means Barry University School of Law.
- B. The term "student" means an individual who has received an offer of admission to BUSL, who has enrolled in one or more classes or is a current student who has yet to graduate. The code shall cease to apply to an individual upon graduation, voluntary withdrawal, involuntary dismissal or leave of absence.
- C. The term "conduct code" or "code" means the Student Conduct Code.
- D. The term "school official" includes any person employed by BUSL or serving the school in an official capacity though not employed directly by the law school.
- E. The term "school community" includes any person who is a student, school employee, school official, or any other person serving the school in an official capacity.
- F. The term "school premises" includes all land, building, facilities, and other property in possession of, used, or controlled by BUSL.
- G. The term "school sponsored event" or "school-sanctioned event" includes law school-sponsored events or activities held on or off campus during the advertised timeframe of the event as well as in the several hours preceding and following the event if the prohibited action/activity occurs within or within close proximity of the advertised venue. (For example, for an event held at a resort, students who are present at the hotel/resort prior to and after the event are responsible for their conduct during the entire time they are on the property with the intention of attending the event or following the event and on any surrounding property to the specific event venue.)
- H. The term "complainant" means any person filing a Conduct Code Investigation Form consisting of allegations leading to a suspected violation of this Code.
- I. The term "respondent" means a student against whom a Conduct Code Investigation Form has been filed.
- J. The term "parties" means both the complainant and respondent.

- K. The “Associate Dean for Student Affairs” means the current member of the administration serving in this capacity or his or her designee. Any reference to “Associate Dean” in this Code is a reference to the Associate Dean for Student Affairs.
- L. The term “investigator” means any full-time faculty member, other than the Dean or the Senior Associate Dean, appointed by the Dean in consultation with the faculty.
- M. The term “suspension” means separation of the student from BUSL for a definite period of time, after which the student is eligible to return. Readmission, however, is not automatic and is at the sole discretion of BUSL. Conditions for readmission must be specified in the suspension notification. During suspension, the student is not allowed to be on campus, any university owned or leased property, or attend any university event, on or off campus.
- N. The term “expulsion” means permanent separation of the student from BUSL. The student is not allowed to be on campus, any university owned or leased property, or attend any university event, on or off campus.

SECTION III: DISCIPLINE AUTHORITY

Final authority for student discipline is vested in the Dean. The Associate Dean for Student Affairs is responsible for the administration of the Student Conduct Code. Discipline authority may be delegated to specific school officials and committees in accordance with other school policies, rules, or regulations, or as deemed appropriate by the Dean or Associate Dean for Student Affairs, particularly when the Associate Dean for Student Affairs is the complainant. At any time, the Dean of the law school may determine that it is in the best interest of the law school community to remove the proceedings from the Conduct Code process and issue a decision on the matter within a reasonable time. The Dean may seek the input of any relevant faculty member, student, or administrator before deciding a sanction. The Dean may also waive or extend any time requirements outlined herein for good cause.

- A. Immediate Suspension. The Dean may, for good cause, impose an immediate suspension on a student at any time.
 - An immediate suspension may be imposed to ensure the safety and well-being of members of the law school community or the law school itself.
 - During an immediate suspension, a student will be denied access to the campus including classes, and/or all other school activities or privileges for which the student might otherwise be eligible.
 - Upon issuance of an immediate suspension, a student is entitled to the appeal rights listed under Section 10 of the Conduct Code.
- Immediate Expulsion. The Dean may, for good cause, impose an immediate expulsion on a student at any time.
 - An immediate expulsion may be imposed to ensure the safety and well-being of members of the law school community or the law school itself.
 - Upon issuance of an immediate expulsion, a student is entitled to the appeal rights listed under Section 10 of the Conduct Code.

SECTION IV: JURISDICTION

Jurisdiction under the Code extends to conduct which occurs on school premises or at school-sanctioned events, or conduct, regardless of location, which affects other members of the faculty, staff, or student

body (whether on/off campus, through the internet, social media, or otherwise). Each student shall be responsible for his/her conduct from the time of admission through the conferral of a degree. This includes conduct occurring before classes begin or after classes end. Students are responsible for knowing the contents of the Code. Ignorance of the Code will not constitute an acceptable defense in any disciplinary meeting or hearing. The Code shall apply to a student's conduct even if the student withdraws from the school while a disciplinary matter is pending. The Code and its processes shall only be applicable with respect to alleged violations of the Code committed by students and shall not be applicable to faculty, staff, or law school administration. The Conduct Code governs all non-academic conduct issues. In the event of a conflict between the provisions of the Conduct Code and the Honor Code, the Dean or Associate Dean(s) will determine the appropriate course of action. The Conduct Code cannot be applied retroactively to events that predated its implementation. Appropriate jurisdiction is determined during the initial review of the complaint by the Associate Dean for Student Affairs. Jurisdiction may not be determined by the Discipline Committee.

SECTION V: VIOLATION OF LAW AND CONDUCT CODE

A member of the law school community may file a complaint against a student charged with violation of a local, state or federal law. Any violation of state, local, or federal law that affects the school community is a per se violation of the Student Conduct Code. Students who are charged with any legal or disciplinary charges outside of the Law School have an on-going obligation to disclose this information to the university. Disclosure must be made in writing to the Associate Dean for Student Affairs.

SECTION VI: PROHIBITED CONDUCT

The Conduct Code is not strictly limited to the acts stated in this section. However, any student found to have engaged in one or more of the following acts will be subject to sanctions.

A. Prohibited Conduct Affecting the School Community

- 1) Disruption of classes, clinics, meetings or other school-sponsored or school-related activities.
- 2) Failure to comply with directions of school officials and non-Barry University employees associated with the school and/or school-sanction events while acting within the scope of their duties.
 - a. Failure to file a student application to the Florida Bar by the deadline set forth in the student handbook violates this section.
 - b. Failure to follow through with recommendations or complete assignments as directed by a CLASP Counselor or the Director of Academic Success violates this section.
 - c. Failure to complete the mandatory first-year appointment with the Career Services Office violates this section. The mandatory first-year appointment must be completed for first-year students admitted in the fall term by February 15 of their first year of law school. Students admitted in the spring term must complete this meeting by June 15 of their first year.
 - d. Any other unprofessional conduct relating to this section is a violation.

- 3) Failure to report any legal or other outside disciplinary charges to school officials within 30 days. Reports must be made to the Associate Dean for Student Affairs by completing an Amendment to Application form available at the Registrar's office.
- 4) Acts of dishonesty affecting the school community not covered by the Honor Code or Student Organization Handbook.
- 5) Violating the terms of any disciplinary sanction imposed pursuant to the Conduct Code.
- 6) Violating any requirements of the *Student Handbook* may be a violation of the Student Conduct Code.

B. Prohibited Conduct Affecting People

- 1) Physical or verbal abuse, harassment of any type, threats, stalking, intimidation or any conduct which threatens or endangers the health or safety of any person.
- 2) Harassment that is verbal or physical conduct that denigrates or shows hostility towards an individual because of that individual's race, color, religion, gender, national origin, age, sexual orientation or disability.
- 3) Any acts of or participation in hazing. Hazing includes, but is not limited to, any mental or physical requirement, request, or obligation placed upon a person that could cause injury, pain, fright, disgrace, or which is personally degrading. A person's consent to hazing will not constitute a valid defense.
- 4) Use or display of indecent, unprofessional, threatening, or otherwise inappropriate images, gestures, or written/verbal communications in the immediate vicinity of or directed at faculty, administration, staff or students, or non-employees associated with the law school for an event or other program. This includes but is not limited to security guards hired to control an event. All students are expected to conduct themselves in a professional, polite, and collegial manner at all times when interacting with Law School faculty, administration, staff, students, or non-employees associated with the Law School for an event or other program. Disruptive, rude, dishonest, or threatening behavior is not tolerated.
- 5) Disrupting a school official when such official is engaged in an activity within the scope of his/her duties. This includes disrupting employees engaged in managing or controlling a difficult situation.
- 6) Other actions, not listed above, which affect the law school community. This includes inappropriate use of the Conduct Code against fellow students.

C. Prohibited Conduct Affecting Property

- 1) Attempted/actual theft of and/or damage to property of the school or property of a member of the school community.

- 2) Use of university facilities and resources to send or post threatening, abusive, messages or images.
- 3) Any violation of the school's network and computer policies.

D. Prohibited Conduct Affecting Health, Safety, and Order

- 1) No person shall be permitted to possess a firearm, concealed or unconcealed, on any campus of the University.
- 2) No use of any controlled or unlawful substances is permitted on Barry University property at any time. Alcohol may not be served or used on campus property except at school-sanctioned activities with prior approval.
- 3) Violent, abusive, indecent, profane, unreasonably loud or otherwise disorderly conduct under circumstances in which the conduct tends to cause or provoke a disturbance or disrupts the normal operation within the law school community.
- 4) Smoking in unauthorized locations on school premises.
- 5) Speeding on campus.
- 6) Failure to observe any traffic or parking control device.

E. Prohibited Conduct Affecting the Discipline Process

- 1) Failure to appear at a disciplinary meeting or hearing.
- 2) Misrepresenting or falsifying information at a disciplinary meeting or hearing.
- 3) Attempting to discourage a person's participation in the discipline process. Harassment or intimidation of a complainant, witness, respondent, or other participant in a disciplinary meeting or hearing.
- 4) Harassment or intimidation of a school official or member of a disciplinary committee.
- 5) Failure to comply with any imposed sanction.

F. Other Conduct

- 1) Students are responsible for the conduct of their guests while on school premises, at school-sponsored activities and functions sponsored by any registered student organization.
- 2) Engaging in conduct not otherwise enumerated above, which reflects negatively on a student's character and fitness in law school.

SECTION VII: ADMISSION OF VIOLATIONS/OTHER ADMISSIONS

A student who wishes to admit to a violation of the Conduct Code should contact the Associate Dean for Student Affairs or designee immediately. After discussing the matter with the Associate Dean for Student Affairs, the student should submit a written statement acknowledging any and all misconduct. Such an admission could potentially mitigate sanctions applied to the student.

SECTION VIII: DISCIPLINE PROCEDURES

A. Filing a Conduct Code Investigation Form

- 1) Before a formal complaint is considered to be filed, any member of the law school community must first file a Conduct Code Investigation Form within 10 business days of the alleged incident(s) that the complainant believes to be a violation of this Code. The person filing the complaint will be hereinafter referred to as the “complainant.” Within ten (10) business days of receipt of the Conduct Code Investigation Form, the Associate Dean for Student Affairs shall notify the student (hereinafter, the “respondent”) of the alleged incident(s) that the complainant believes to be a violation of the Code.
- 2) The Conduct Code Investigation Form must be in writing, signed by the complainant, and directed to the Associate Dean for Student Affairs, or a designee thereof. An anonymous report will not be sufficient to initiate an investigation.
- 3) A complainant must participate in the process from beginning to end including any potential disciplinary meetings or hearings associated with the complaint. If the matter goes to a hearing, the complainant is responsible for bringing relevant witnesses and evidence to present the case.

B. Initial Review

- 1) Upon receipt of a Conduct Code Investigation Form alleging a violations(s) of this Code, the Associate Dean for Student Affairs (or Dean’s designee in the case that the Associate Dean for Student Affairs is the complainant) shall conduct and complete an initial review within 10 business days after notification to the respondent to determine whether the facts alleged are factually sufficient to proceed as a formal complaint.
- 2) After the initial review, the Associate Dean for Student Affairs (or Dean’s designee in the case that the Associate Dean for Student Affairs is the complainant) may:
 - a. Dismiss a Conduct Code Investigation Form where the facts alleged are found to have no basis or merit or where it is not feasible for the Law School to pursue sanctions. If probable cause is not found, the Associate Dean for Student Affairs (or Dean’s designee in the case that the Associate Dean for Student Affairs is the complainant) shall notify the complainant(s) and respondent(s) within twenty-four (24) hours of the determination that probable cause was not found. In this instance, the

Conduct Code Investigation Form will be dismissed, and a formal Conduct Code complaint will not be filed.

- b. Treat the Conduct Code Investigation Form as a formal complaint if the Associate Dean believes that the alleged facts rise to the level of a Conduct Code violation. In doing so, within fifteen (15) business days, the Associate Dean (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant) may either:
 - i. Follow the Disposition Agreement procedures set forth below or
 - ii. Refer the matter to the Conduct Code Investigator for further review. The Conduct Code Investigator may question the accused and all other potential witnesses. Within fifteen (15) business days of receiving the formal complaint from the Associate Dean (or Dean's designee in the case that the Associate Dean is the complainant), the investigator shall conclude his or her investigation and forward the complete investigation file and noted conclusions and recommendations, including those for sanctions, regarding the case to the Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant), who will review these findings.
- 3) Any written statements obtained from the accused or witnesses as part of the initial review, or the investigation may be shared with each party to the violation in order to procure a timely settlement of the matter.

C. Disposition Agreement

- 1) If the Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant) determines that the alleged conduct is a violation of the Code, the Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant), in consultation with the Dean, may make an informal but final disposition of the case, and impose appropriate sanctions via a disposition agreement. The Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant) shall report findings of the formal complaint and issue any appropriate sanctions to the student within thirty (30) business days of receipt of the complete investigation file from the Conduct Code Investigator.
- 2) If the accused agrees with the disposition agreement, the matter is resolved.
- 3) If the accused does not agree with the proposed disposition agreement, the accused may seek alternative options to reach a final resolution as listed below.

D. Resolution Options

- 1) Disciplinary Meeting (DM)

If a disposition agreement cannot be reached, the respondent is entitled to an *informal hearing* before the Associate Dean for Student Affairs (or Dean's

designee in the case that the Associate Dean for Student Affairs is the complainant), also known as a disciplinary meeting (DM).

- a. During the DM, the accused will have an opportunity to respond to the complaint and present any relevant witnesses or evidence. The complainant may also be asked to participate in this DM and present witnesses and evidence.
- b. If a party is tardy or absent from the scheduled DM, an emergency occurrence will be the only acceptable excuse. Should a party be tardy or miss the second scheduled DM, the informal hearing will go forward without that person.
- c. At the conclusion of the DM, the Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant) will consult with the Dean and make a final recommendation within seven (7) days.
- d. Written notice of the decision of the disciplinary meeting, including any sanctions, will be sent to the accused via the student email account.
- e. Written notice of the final decision will be placed in the student's disciplinary file at the school. The disciplinary file will be maintained for future reference by the Associate Dean for Student Affairs.

2) Discipline Committee Hearing (DC)

If the matter cannot be resolved by disposition agreement, the accused may opt for a *formal hearing* before the Disciplinary Committee or DC. The Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant) is responsible for coordinating hearings before the DC.

- a. The DC shall be comprised of the five members. It shall be comprised of two (2) students, and three (3) full-time faculty members. The three faculty members are appointed by the Dean of the law school on an annual basis to serve on the DC for a one (1) year term and may be reappointed. The two student members of the DC are members of the Honor Court appointed annually by the President of the SBA from the five elected Honor Court members. One faculty member of the DC will be identified by the Dean to serve as chair of all DC hearings. All five (5) members are necessary to hear a complaint. The Dean, or her designee, and the SBA President, or her designee, will replace faculty and student members of the DC, respectively, when a vacancy or absence prevents a hearing from moving forward.
- b. The Dean or Associate Dean for Student Affairs may remove a member from the DC when the member has failed or refused to perform their duties or responsibilities. Student members found in violation of the Honor Code or Conduct Code maybe removed from the DC. Parties may challenge a DC member on the grounds of a conflict of interest that might affect impartial consideration of the complaint. DC members may be disqualified upon a majority vote of the remaining members of the

DC.

3) Hearing Procedures

The following procedures are followed in DC hearings:

- a. The respondent will receive written notice of the hearing date at least ten (10) days prior to the hearing.
- b. At least five (5) days prior to the hearing date, the parties shall submit to the Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant) a witness list for the pending hearing, a summary of each witness's expected testimony, and any materials the complainant and respondent are expected to present at the hearing. These materials will be shared with the parties to the case.
- c. A respondent's failure to appear or tardiness for a hearing, must be for good cause (medical or other emergency deemed so by the Associate Dean or designee). Documentation must be provided showing that an emergency occurred. If the respondent fails to appear within thirty (30) minutes of the scheduled start time, the hearing may proceed without him/her at the discretion of the faculty chairperson.
- d. Witnesses, other than the complainant and respondent, must be excluded from the hearing during the testimony of other witnesses.
- e. The faculty chairperson will exercise control over the proceedings. The chairperson shall have the right to exclude testimony or evidence which is not relevant to the charge(s). Information will be considered if it directly relates to the facts of the complaint or appropriateness of a particular sanction.
- f. The parties and DC may examine the information accepted by the chairperson and may question all witnesses. Witnesses may not be compelled to testify.
- g. Respondents may speak on their own behalf. They will not be forced to speak against themselves, and their silence shall not be used to their detriment.
- h. The standard for determining whether a violation occurred is whether it is more likely than not that the respondent violated the Code (preponderance of evidence).
- i. All hearings, up to the final resolution, shall be kept confidential by all participants unless the respondent chooses to waive confidentiality, in which case all parties are relieved of the responsibility of confidentiality. Any breach of confidentiality shall be brought to the attention of the Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant).

- j. The DC will deliberate following the hearing or within three (3) business days of the hearing in order to render a final decision as to whether or not the respondent should be found responsible under the Conduct Code. Decisions regarding whether a student shall be held responsible for a violation and the level of sanctions shall be by majority vote. The DC shall have full discretion to recommend any sanction it deems appropriate, which may include suspension or expulsion. The respondent's prior disciplinary record may be considered only to recommend an appropriate sanction.
- k. The DC's recommendation will be forwarded in writing to the Dean and Associate Dean for Student Affairs (or Dean's designee in the case that the Associate Dean for Student Affairs is the complainant) for review and approval. The Dean may either accept or reject the recommendation and may impose a different sanction up to and including expulsion. The respondent will be notified of the Dean's decision within thirty (30) business days of the hearing date, in writing, of the final determination of the Conduct Code violation and any sanctions.
- l. A copy of the result from the formal hearing shall be placed in the student's permanent disciplinary file at the Dean's office.
- m. The Law School community may be informed as to the nature of the alleged violation and the final decision in the case, along with the imposed sanction. All parties' names will be kept anonymous when released to the law school community. Also, any violation will be released upon any Bar's inquiry and any inquiry from a certifying agency.

SECTION IX: SANCTIONS

The following sanctions may be imposed for violations of the Conduct Code:

- a. Verbal Warning- the continuation or repetition of prohibited conduct will be cause for additional disciplinary action. The verbal warning will be noted in the disciplinary file.
- b. Written Warning- the continuation or repetition of prohibited conduct will be cause for additional disciplinary action. A written warning will be placed in a student's file.
- c. Probation- a written reprimand specifying the violation. Probation is for a designated period of time and includes the probability of more severe disciplinary action if the student is found in violation of any school policy during the probationary period.
- d. Social Probation/Restrictions or Loss of Privileges and/or Benefits-denial or restriction of certain privileges or benefits for a designated period of time. This may include restriction of membership in organizations, student government or loss of scholarship.
- e. Increased mandatory participation in the Student Professionalism Enhancement Program.
- f. Community Service-Work assignments, service to the school, local community, civic organizations, or other discretionary assignments. If community service is assigned as a sanction for a code violation, any hours logged may not be used to fulfill the pro-bono requirement necessary for graduation.
- g. Restitution-Compensation for loss, damage, or injury. This may take the form of monetary

compensation, replacement of the items in question, etc.

- h. Suspension-Separation of the student from the Law School for a definite period of time, after which the student is eligible to return. Conditions may be specified. Expulsion-Permanent separation of the student from the Law School.
- i. Revocation of Degree-rescinding a student's degree awarded by the Law School.
- j. Other Sanctions – Other sanctions may be imposed instead of or in addition to those specified in parts (1) through (9) of this section.

SECTION X: APPEALS

Parties may appeal the final verdict and the sanctions imposed. Appeals should be made in writing to the Dean of the school within five (5) days of the respondent or complainant's receipt of the decision reached in disciplinary meetings or hearings or as a result of any immediate action taken under Section 3 of the Student Conduct Code. An appeal must be based on one or more of the following:

- a. Availability of new evidence, pertaining to the incident.
- b. Procedural issues that were prejudicial or that substantially prevented the student from obtaining a fair hearing.
- c. Disproportionate sanctions.

Deviations from prescribed procedures would not necessarily invalidate a decision unless significant prejudice to the parties occurred. Upon review of the appeal, the decision of the Dean is final. The student will be notified in writing of the decision within 30 business days of the time the appeal is filed.

SECTION XI: IMPLEMENTATION OF SANCTIONS

Sanctions will not begin until the appeals process is exhausted (with the exception of the immediate sanctions listed under Section 3 of the Conduct Code). However, the Associate Dean for Student Affairs may impose sanctions during the appeal process to ensure the safety and well-being of members of the school community.

SECTION XII: MAINTENANCE OF DISCIPLINARY RECORDS

Records for all hearings shall be maintained by the Associate Dean for Student Affairs. Written determinations reached in formal and informal hearings will be included in the student's disciplinary file. Such records will be released upon inquiry from any Bar or certifying agency.

SECTION XIII: AMENDMENTS TO CONDUCT CODE

The Conduct Code shall be reviewed annually by the Associate Dean for Student Affairs. Questions of interpretation regarding the Conduct Code shall be referred to the Associate Dean for Student Affairs or designee. In keeping with normal school policy, the Conduct Code may be amended by the Law School's Administration at any time to include any changes deemed necessary. Changes made to the Conduct Code will take effect immediately, and changes will be made with notice. Current versions of the Student Code of Conduct will be maintained on the BUSL website.

APPENDIX

A. LAW SCHOOL DIRECTORY

Law School Directory

Barry University School of Law: 321-206-5600

Law Library: 321-206-5700

ADMINISTRATION – LAC 3RD FL	
Diaz, Leticia Dean, Professor of Law	Phone: (321) 206-5602 Email: ldiaz@barry.edu
Curtis, Whitney A. Sr. Associate Dean for Academic Affairs, Associate Professor of Law Library	Phone: (321) 206-5614 Email: wcurtis@barry.edu
Day, Terri Associate Dean for Student Affairs, Professor of Law	Phone: (321) 206-5684 Email: tday@barry.edu
Milone, Angelo Associate Dean, Communications, Public Relations, and Enrollment Marketing	Phone: (321) 206-5722 Email: amilone@barry.edu
Carbajal, Natasha Assistant Dean, Administration and Special Projects	Phone: (321) 206-5676 Email: NCarbajal@barry.edu
TBD Assistant Dean, Faculty Development, Compliance, and Diversity, Associate	Phone: (321) 206-5764 Email:
Ruggeri, Mary Assistant to the Dean	Phone: (321) 206-5607 Email: mruggeri@barry.edu
Davidson, Elle Administrative Assistant III to Associate and Assistant Deans	Phone: (321) 206-5606 Email: ddavidson@barry.edu
ADMISSIONS – ALC 1ST FL	
TBD Director, Admissions and Enrollment Marketing	Phone: (321) 206-5688 Email:
Ambroise, Kendra Associate Director, Admissions and Enrollment Marketing	Phone: (321) 206-5615 Email: kambroise@barry.edu
Rupert, Kim Operations Manager, Law Admissions	Phone: (321) 206-5683 Email: krupert@barry.edu
Ramirez, Camila Admissions Counseling Manager	Phone: (321) 206-5657 Email: cramirez@barry.edu
CAREER SERVICES AND STUDENT LIFE – ALC 1ST FL	
Sutton, Robert Director, Career Services and Employer Relations	Phone: (321) 206-5652 Email: rsutton@barry.edu
Begin, Cassandra Director, Student Life and Event Planning	Phone: (321) 206-5653 Email: cbegin@barry.edu
Urena, Rudy Manager, Recruitment and Employer Relations	Phone: (321) 206-5683 Email: rurena@barry.edu

CENTER FOR EARTH JURISPRUDENCE – ALC 1ST FL	
Keene, Jonathan Interim Director, Center for Earth Jurisprudence	Phone: (321) 206-5788 Email: jkeene@barry.edu
TBD Associate Director, Center for Earth Jurisprudence	Phone: Email:
CLASP/ACADEMIC SUCCESS/BAR PREP – LIBRARY 2ND FL	
Hatton, Naomi Assistant Dean, Academic Success, Bar Prep & CLASP Counselor	Phone: (321) 206-5641 Email: nhatton@barry.edu
Casey-Driscoll, Michele Director, Academic Success and CLASP Counselor	Phone: (321) 206-5619 Email: mcaseydriscoll@barry.edu
Valdez-Diaz, Sesilia Director, Bar Data Collection, Assessment and CLASP Counselor	Phone: (321) 206-5655 Email: svaldezdiaz@barry.edu
TBD Director, Bar Writing Initiatives and CLASP Counselor	Phone: (321) 206-5678 Email:
TBD Director, Multiple Choice Initiatives and CLASP Counselor	Phone: (321) 206-5625 Email:
Soris-Collado, Irene Administrative Assistant III	Phone: (321) 206-5750 Email: isoriacollado@barry.edu
CLINICAL PROGRAMS – LIBRARY 2ND FL	
Schinasi, Lee Associate Professor of Law, Executive Director of Clinical Programs	Phone: (321) 206-5661 Email: lschinasi@barry.edu
Aschenbrenner Rodriguez, Kate Associate Professor of Law, Director of Immigration Clinic	Phone: (321) 206-5418 Email: KAschenbrenner@barry.edu
Puzone, Kathy Associate Professor of Law, Director of Juvenile Defense Clinic	Phone: (321) 206-5426 Email: kpuzone@barry.edu
Stewart, Margaret Assistant Professor of Law, Director of Environmental and Earth Law Clinic	Phone: (321) 206-5691 Email: mstewart@barry.edu
Bonner, Robert Director of Externships, Assistant Professor of Law	Phone: (321) 206-5673 Email: rbonner@barry.edu
Silva, Georgina Administrative Assistant III, In House Clinic	Phone: (321) 206-5403 Email: gsilva@barry.edu
Wills, Jessica Administrative Assistant III, Law Clinic Externships	Phone: (321) 206-5405 Email: jwills@barry.edu
FACULTY ADMINISTRATIVE ASSISTANTS – FACULTY BLDG.	
Machado, Lucinda Administrative Assistant III	Phone: (321) 206-5649 Email: lumachado@barry.edu
Culpepper, Renita Administrative Assistant III	Phone: (321) 206-5665 Email: rculpepper@barry.edu
Hernandez, Carmen Administrative Assistant I (evening)	Phone: (321) 206-5651 Email: chernandez@barry.edu

FINANCE – LAC 3RD FL	
Traver, Virginia Director of Finance and Administrative Services	Phone: (321) 206-5605 Email: vtraver@barry.edu
Mango, Kathy Accounting Specialist	Phone: (321) 206-5604 Email: kmango@barry.edu
FINANCIAL AID – LAC 1ST FL	
Daphnis, Anita Director, Student Financial Services	Phone: (321) 206-5646 Email: adaphnis@barry.edu
Zaverukha-Navarrete, Alejandro Associate Director, Student Financial Services	Phone: (321) 206-5621 Email: anavarrete@barry.edu
Yossett, Deborah Senior Financial Aid Counselor	Phone: (321) 206-5697 Email: dyossett@barry.edu
Wright, Karen Administrative Assistant III	Phone: (321) 206-5636 Email:
HUMAN RESOURCES - NLB	
Reggio, Carianne Director of Human Resources	Phone: (321) 206-5618 Email: creggio@barry.edu
INFORMATION TECHNOLOGY – LIBRARY 1ST FL	
Gregory, Hartnell (Owen) Manager, Law School IT Operations	Phone: (321) 206-5706 Email: hgregory@barry.edu
McNair, Daniel PC Support Specialist	Phone: (321) 206-5726 Email: dmcnair@barry.edu
INSTITUTIONAL ADVANCEMENT – LAC 3RD FL	
Proctor, Curtis Director, Development	Phone: (321) 206-5734 Email: cproctor@Barry.edu
TBD Director, Alumni Relations and Annual Giving	Phone: (321) 206-5627 Email:
TBD Director, Community Outreach and Advancement	Phone: (321) 206-5637 Email:
LAW FACILITIES/MAINTENANCE – MODULAR BLDG C	
Collins, Glen Manager, Law Facilities	Phone: (321) 206-5745 Email: gcollins@barry.edu
Wiley, James Maintenance Assistant	Phone: (321) 206-5687 Email: jwiley@barry.edu
Rockman, Chuck Maintenance Assistant	Phone: (321) 206-5687 Email: crockman@barry.edu
LAW LIBRARY- ADMINISTRATION – 3RD FL	
Parker, Beth Associate Dean, Information Services/ Law Library Director, Assistant Professor of Law	Phone: (321) 206-5701 Email: mparker@barry.edu
Botluk, Diana Associate Director, Head of Public Services, Associate Professor of Law Library	Phone: (321) 206-5703 Email: dbotluk@barry.edu
Davies, Brandon Administrative Assistant III	Phone: (321) 206-5702 Email: bdavies@barry.edu

LAW LIBRARY - ACCESS SERVICES/CIRCULATION -1ST FL	
Humphries, Megan Access Services Librarian, Circulation Supervisor	Phone: (321) 206-5719 Email: mhumphries@barry.edu
Allensworth, Ashley Circulation Assistant (evening)	Phone: (321) 206-5708 Email: aallensworth@barry.edu
TBD Circulation Assistant (evening)	Phone: (321) 206-5711 Email:
Circulation Desk	Phone: (321) 206-5700 Email: lawcirc@barry.edu
LAW LIBRARY – REFERENCE – 2ND FL	
Murray, Jason Reference Librarian, Associate Professor of Law Library	Phone: (321) 206-5725 Email: jwmurray@barry.edu
Barnes, Cynthia Reference Librarian, Assistant Professor of Law Library	Phone: (321) 206-5729 Email: cbarnes@barry.edu
Wilson, Kim Reference Librarian, Assistant Professor of Law Library	Phone: (321) 206-5728 Email: kwilson@barry.edu
Reference Librarians	Email: lawreferencelibrarians@barry.edu
LAW LIBRARY – TECHNICAL SERVICES – 1ST FL	
Dell, Marin Head of Technical Services, Assistant Professor of Law Library	Phone: (321) 206-5718 Email: ddell@barry.edu
TBD Electronic Resources Librarian	Phone: (321) 206-5709 Email:
Rogers, Terry Technical Services Coordinator	Phone: (321) 206-5717 Email: trogers@barry.edu
MARKETING & WEBSITE CONTENT – LAC 3RD FL	
Milone, Angelo Associate Dean, Communications, Public Relations, and Enrollment Marketing	Phone: (321) 206-5722 Email: amilone@barry.edu
REGISTRAR OFFICE – LAC 1ST FL	
Hagaman, Julie Registrar	Phone: (321) 206-5639 Email: jhagaman@barry.edu
Rios, Amelia Associate Registrar	Phone: (321) 206-5648 Email: arios@barry.edu
Temp Administrative Assistant II	Phone: (321) 206-5600 Email:
SECURITY OFFICE – ALC 1ST FL	
Hills, Tori Security Supervisor	Phone: (321) 206-5744 Cell: (407) 733-9618 Email: thills@barry.edu Email: opsd@barry.edu

Additional Resource Numbers	
Accessibility Accommodations Coordinator Maria DeMartino	Phone: (321) 206-5686 Email: mdemartino@barry.edu
BOOKSTORE – ONLINE-Follett Store #0453, Miami Manager- Darryl Lerner Course Materials Market Manager – Jesus Solis Assistant Manager – Scott King	Email: barrylawbooks@barry.edu Phone: (305) 899-3974 Email: d.lerner@follett.com Email: dlerner@barry.edu Phone: (754) 366-4452 Email: j.solis@follett.com Email: jsolis@barry.edu Phone: (305) 899-3970 Email: s.king@follett.com Email: sking@barry.edu
English & Writing Skills Specialist Julie Kopp (adjunct)	Phone: (321) 206-4150 Email: jkopp@barry.edu
Barry University School of Law 6441 E. Colonial Dr. Orlando, FL 32807	Phone: (321) 206-5600
Barry University Main Campus 11300 NE 2 nd Ave. Miami Shores, FL 33161	Phone: (305) 899-3000 or (800) 756-6000

NOTARY SERVICE ON CAMPUS	
Begin, Cassandra Director, Student Life and Event Planning	Phone: (321) 206-5653 Email: cbegin@barry.edu
Machado, Lucinda Administrative Assistant III	Phone: (321) 206-5649 Email: lumachado@barry.edu
Rogers, Terry Technical Services Coordinator	Phone: (321) 206-5717 Email: trogers@barry.edu

Department Fax Numbers			
Administration	(321) 206-5620	Law Faculty	(321) 206-5662
Admissions	(321) 206-5738	Law Library	(321) 206-5710
Career Services	(321) 206-5629	Legal Clinic	(407) 681-5412
Catering	(321) 206-5741	Maintenance Dept.	(321) 509-5760
Financial Aid	(321) 206-5690	Registrar Office	(321) 206-5640
Human Resources	(321) 206-5699		

B. HONORS CERTIFICATE IN CHILDREN AND FAMILY LAW

To receive the certificate, a student must apply for the program and complete five core courses: Family Law; Protections Children & the Law; Rights Children & the Law; an approved skills component; and an approved writing course. In addition, a student must complete two approved electives and must maintain a 2.5 average in the courses.

Upon completion of the program requirements, the student will receive an Honors Certificate in Children and Family Law, which will also be reflected on the student's transcript. Students may apply for the program by contacting the Registrar's office.

- I. Introductory Children & Families Courses (A student must take **all** of these courses)
 - A. Family Law (3 credits)
 - B. Protections: Children & the Law (3 credits)
 - C. Rights: Children & the Law (3 credits)

- II. Approved Electives Courses (A student must complete **two** of these courses).
 - A. Adoption Law (3 credits)
 - B. Education Law (3 credits)
 - C. Interviewing, Counseling and Problem Solving (2 credits)
 - D. PRI: Collaborative Family Law (The training class for Collaborative Family Law Clinic can be used as a **substitute** for the PRI: Collaborative Family Law course)

- III. Seminars or Upper-Level Writing Paper (A student must complete **one seminar** or complete their upper-level writing paper in the area of children or family law.)

- IV. Clinical Courses (A student must take one of these courses.)
 - A. Juvenile Defense Clinic (6 credits)
 - B. Collaborative Family Law Clinic (3 credits)
 - C. Children & Family Externship (6 credits)
(Department of Children & Families, Regional Counsel, Public Defender Juvenile Division, or Guardian Ad Litem Offices)
 - D. Externship in Juvenile Court (2 credits)

- V. Relevant Courses (Students are not required to take these courses, and these courses do not satisfy any requirement of the certificate program. However, these courses would be helpful to anyone planning to practice children and family law)
 - A. Wills, Trusts & Estates (3 credits)
 - B. Disabilities Law (3 credits)
 - C. Psychology and the Law (3 credits)
 - D. Administrative Law (3 credits)
 - E. Federal Income Tax (3 credits)
 - F. Mediation (3 credits)
 - G. Mediation Externship (2 credits)
 - H. Motions and Depositions (3 credits)
 - I. Opinion and Scientific Evidence (3 credits)

C. HONORS CERTIFICATE IN LITIGATION AND ADVOCACY

Required – a student must complete all of (1), (2), (3) & (4) (the number following course is number of credit hours):

1. Motions and Depositions (3)
2. A Law School Trial Advocacy course (3); **OR** received credit as an advocate (**not a witness**) in a Trial Team extramural competition (1); **OR** receive credit as an advocate in a Moot Court extramural competition (1).
3. **AND** a clinical experience in a litigation placement in one of the following:
 - a. Juvenile Defense Clinic (6)
 - b. Civil Poverty Externship (5)
 - c. Criminal Defense Externship (6)
 - d. Environmental and Earth Law Clinic (6)
 - e. Immigration Clinic (6)
 - f. Prosecution Externship (6)
4. A student must take **two additional courses** from any combination of the following:
 - a. Juvenile Defense Clinic (6)
 - b. Civil Poverty Externship (5)
 - c. Criminal Defense Externship (6)
 - d. Environmental and Earth Law Clinic (6)
 - e. Florida Evidence (3)
 - f. Florida Criminal Procedure (3)
 - g. Immigration Clinic (6)
 - h. Judicial Externship (2)
 - i. Mediation (3)
 - j. Prosecution Externship (6)
5. Minimum of seven hours of graded credits
6. GPA of 2.800 in the graded courses above to receive this Certificate.
7. High Honors (Overall GPA of 3.750) in the graded courses above.

D. HONORS CERTIFICATE IN ENVIRONMENTAL AND EARTH LAW

Certificate Requirements

The Honors Certificate Program in Environmental and Earth Law offers students a practical and visionary curriculum that includes a diverse array of environmental courses, skills and experiential experiences, and rigorous writing opportunities.

To receive an Honors Certificate in Environmental and Earth Law, a student must register in the Certificate Program and complete the following requirements:

1. Three core courses.
2. Three approved electives.
3. A writing component through one of the following alternatives:
 - a) A paper satisfying the requirements of one of the approved electives.
 - b) Acceptance of an environmental article in *The Barry Law Review* or *The Environmental and Earth Law Journal*.
 - c) A Directed Research paper on an environmental topic; or
 - d) An Upper-Level Writing Requirement paper on an environmental topic.
4. At least 12 credit hours of core and elective courses; and
5. Maintain a 2.5 average for the courses.

Core Courses:

Introduction to Environmental Law, Jurisprudence, and Justice (pass/fail) (1 credit)
Environmental Law (3 credits)
Skills/Experiential Component (at least 2 credits)

Approved Skills Component (minimum of 2 credits):

Environmental and Earth Law Clinic (6) Environmental
Dispute Resolution (2)
Externship with governmental agencies, non-profits in environmental area (5) Mediation (3)
Mediation Externship (2) Moot
Court – competition (1) Motions
and Depositions (3) Trial
Advocacy (3)
Trial Team – competition as an advocate (1)

Approved Electives:

Administrative Law(3)
*Admiralty Seminar(2)
Advanced Environmental and Earth Law Clinic (4)
*Advanced Ethics (2)
*Animal Law (2)
*+ Climate Change Law and Policy (2)
*Directed Research on an environmental topic (1-2)

*Earth Jurisprudence Seminar (2)
 *Earth Jurisprudence Survey Course (3)
 *Energy Law (2)
 Environmental Dispute Resolution (2)
 *+Environmental Ethics (3)
 +Florida Administrative Law and Environmental Regulation (3) Florida
 Constitutional Law (2)
 *+Hazardous Waste Law (2)
 *International Law of the Sea (2) Land
 Use Planning (2)
 +Ocean and Coastal Law and Policy (2)
 * Oil and Gas Law (2)
 *Toxic Torts, Superfund, Redevelopment (2) Water
 Pollution Law (3)

Notes:

1. Writing courses are identified by an asterisk*.
2. Courses that are provisionally approved are noted by a plus sign+.
3. Environmental Dispute Resolution may satisfy the Skills/Experiential requirement or serve as one of the Approved Electives.
4. For exam courses, students may discuss with professors the option of preparing papers that will satisfy the writing requirement.
5. To make sure that a paper is considered for compliance with the Certificate Program, a student should submit it to one of the Professors teaching in the Certificate Program (Professors Ahmad, or Stewart). This should be done after completing the paper, submitting it to the professor for the course or the Directed Research project, and receiving a grade for the course or the Directed Research project. If the student is graduating the semester in which the paper is completed, please submit it for Certificate compliance review at the same time that it is submitted to the professor for the course or the Directed Research project.
6. Students should register for the Certificate Program prior to submitting their paper for Certificate compliance review.
7. Please note that the list of electives will be updated in the future. Please check with the Associate Dean for Academic Affairs or the Coordinator of the Certificate Program if you have any questions about the Certificate Program.

E. REGISTRATION: STEPS FOR USING THE STUDENT PORTAL

Student Registration - PLAN

PLAN

1. Log into <http://StudentPortal.Barry.edu/>
2. Click on the Course Catalog.
3. Click on Advanced Search, if it is not defaulted to it.
4. Set filters to:
 - a. Section Listing (not Catalog Listing)
 - b. Term – FALL Semester 1 2023
 - c. Subject – Law
5. Click the Search button at the bottom of the page.

CATALOG ADVANCED SEARCH

Results View

- Catalog Listing
 Section Listing

Term	Meeting Start Date	Meeting End Date
Fall Semester 2023	M/d/yyyy	M/d/yyyy
Courses And Sections	Course number	Section
Law		

Student Registration - PLAN

1. On the next screen, you will see all the course sections being offered for FALL Semester 1 2023.
2. There are additional filters on the left for you to use as needed.
3. Click on a **Course Section** to Add it to your Fall registration plan.
4. Repeat as needed to add more **Course**

Advanced Search Selection: LAW

Show Filters Filters Applied: Fall Semester 2023 x


Term	Status	Section Name	Title	Dates	Location	Instructional Methods
Fall Semester 2023	Closed	LAW-5010-LA	LEGAL RESEARCH AND WRITING 1	8/21/2023-12/15/2023	Orlando Campus	Lecture In-Person
Fall Semester 2023	Closed	LAW-5106-LA	CRIMINAL LAW	8/21/2023-12/15/2023	Orlando Campus	Lecture In-Person
Fall Semester 2023	Closed	LAW-5300-LA	PROFESSIONAL RESPONSIBIL	8/21/2023-12/15/2023	Orlando Campus	Lecture In-Person
Fall Semester 2023	Closed	LAW-5302-LA	CONSTITUTIONAL LAW	8/21/2023-12/15/2023	Orlando Campus	Lecture In-Person
Fall Semester 2023	Closed	LAW-5312-LA	EVIDENCE	8/21/2023-12/15/2023	Orlando Campus	Lecture In-Person
Fall Semester 2023	Closed	LAW-5337-LA	CONTRACTS	8/21/2023-12/15/2023	Orlando Campus	Lecture In-Person

*When selecting a **course section**, please make sure it has a section code at the end of the course.

Example: LAW-5010 **XX**.

It there is no section code, you are not in the right place.

Student Registration - GET APPROVAL

1. Go to the Home Page and Click on Student Planning.
2. Next, click on Plan and Schedule.
3. Under Advising, click Request Approval. This will notify your mentor and they will review and approve/deny your planned schedule.
4. You will see a thumbs up  once approved or a thumbs down if denied.

NOTE: You may see two advisors listed:







1. One is your Academic Mentor
2. One is your CLASP Counselor

Your Academic Mentor is the one to approve your course/section selection(s).

1. Once your **Course Sections** are approved you can:
 - Register for the open courses by clicking on the **Register Now** button
 - Add yourself to a waitlist by clicking **Add to Waitlist** for each course as needed.
2. If a class has a waitlist, you will register to be on the waitlist.
3. If a class has seats available, you will register for a seat.

Student Registration - REGISTER

****You may need to confirm your Personal and Emergency information under User Options before the Register/Waitlist buttons will be available.**

<input type="checkbox"/>		LAW-6454-LA: CIVIL GOV EXTERNSHIP FIELD	2 Credits, Pass/Fail only	Brown, B	TBD	TBD
		 This section has a waitlist				
<input type="checkbox"/>		LAW-5106-LA: CRIMINAL LAW	3 Credits	Davoli, J	TTh 1:00 PM - 2:30 PM 8/22/2022 - 12/16/2022	Orlando Campus New Law Building, 107 Lecture In-Person
		 Registered, but not started				
<input type="checkbox"/>		LAW-6170-LW: PROTECTIONS, CHILD AND LAW	3 Credits	Franchina, L	TTh 8:00 PM - 9:30 PM 8/22/2022 - 12/16/2022	Orlando Campus TBD Lecture In-Person
		 Waitlisted				

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(This index includes only a sampling of some of the key words contained in this *Student Handbook* but does not include every single reference to each word listed)

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