SYLLABUS

ALTERNATIVE DISPUTE RESOLUTION
NYU LAW SCHOOL
THURSDAYS 6:05 – 8:55 PM
Professor Kathleen A. Roberts

TEXTBOOKS: Riskin, Dispute Resolution and Lawyers, Third Edition
            Fisher and Ury, Getting to Yes
            G. Richard Shell, Bargaining for Advantage

Week

1 8/31/06 Introduction to Alternative Dispute Resolution
   Introduction to Negotiation
   Reading Assignment: Riskin, pp. 1-11
   Getting to Yes

2 9/7/06 Negotiation I
   Reading Assignment: Riskin, pp 148-155
   Bargaining for Advantage, pp 1-114

3 9/14/06 Negotiation II
   Reading Assignment: Riskin, pp. 163-170, 209-226
   Bargaining for Advantage, pp. 115-200
   Supplemental Reading (handout):
   Follett, "Constructive Conflict"

4 9/21/06 Negotiation III; Negotiation Ethics
   Reading Assignment: Riskin, pp. 80-108, 226-243, 250-269
   Bargaining for Advantage, pp. 201-248
   Supplemental Reading (handout):

5 9/28/06 Mediation Workshop
   Reading Assignment: Riskin, Chapter IV, pp. 313-354

6 10/5/06 Mediation Workshop, continued
   Hand Out Prosando Assignment

Out of Class Prosando Attorney-Client Interviews
   Reading Assignment: Riskin, pp. 80-108, 436-447
7 10/12/06  **Four Hour Class: Prosando Mediation and Group Self-Evaluation**

8 10/19/06  Mediation Regulation/Ethics
Race, Gender and Culture in ADR

Reading Assignment: Riskin, pp. 379-420, 458-498, 269-307

**10/23/06  5PM: Prosando Paper Due**

9 10/26/06  Prosando Debrief; Arbitration I
Reading Assignment: Riskin, pp 502-588
Riskin, Appendices C, D, and E
Supplemental Reading (handout):
"Arbitration or Litigation: A Dialogue"
Houck, "Complex Commercial Arbitration:
Designing A Process to Suit the Case"

10 11/2/06  Arbitration II
Reading Assignment: To Be Announced

11 11/9/06  Arbitration III
Reading Assignment: To Be Announced
**Hand Out Second Paper Assignment [Due 12/7/06]**

11/16/06  Mixed Processes/ADR and the Courts
Reading Assignment: To Be Announced

**11/23/06  Thanksgiving NO CLASS**

13 11/30/06  ADR v. Litigation I
Reading Assignment: Riskin, pp. 11-51, 693-738

Supplemental Reading (handout):
Baruch-Bush, "Mediation and Adjudication,
Dispute Resolution and Ideology:
An Imaginary Conversation,"
3 J Contemp Legal Issues 1 (1989-1990)

Nader, "Controlling Processes in the Practice of Law: Hierarchy and
Pacification in the Movement to Re-Form Dispute Ideology,"
9 Ohio State Journal on Dispute Resolution 1 (1993)
ADR v. Litigation II
Reading Assignment: To be Announced

**Second Paper Due**

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