COURSE SYLLABUS FOR SPRING 2006 HUMAN RIGHTS
Political Science 287 3 Ug, Credits
Mon. Wed. Fri. 12-1:50, Swift 820
http://homepages.uc.edu/~tolleyhb/

Course Description:
The Al Qaeda crimes against humanity of 9/11/01 led to the incommunicado detention of suspected enemy combatants whose appeals were decided by the U.S. Supreme Court in June 2004 decisions resulting in further litigation. Does prevention of terrorism require a sacrifice of human rights? Fifty years after the U.N. adopted the Universal Declaration of Human Rights, realists conclude that security and economic interests still trump human rights. Idealists envision an emerging new world order with inter-state and non-governmental organizations that advance fundamental freedoms, including personal security. This course offers an introduction to human rights in history, political theory, U.S. foreign policy, and international relations, law and organization. Students should have taken the prerequisite introduction to international relations POL 180, but exceptions will be made, especially for those needing this required course for the international human rights certificate. The class meets General Education Breadth of Knowledge distribution requirements in Social Sciences and Social and Ethical Issues.

Required Texts:

Online Multimedia Resources Assigned:
Teaching Human Rights Online Case Studies http://homepages.uc.edu/thro/
University of Nebraska tutorials I to VI http://www.unl.edu/HumanR/teach/

Instructor:
Howard Tolley, Jr., Crosley 1114, ex 556-3316, Office Hours: Mon. + Wed. 1-3 pm
email: Howard.Tolley@uc.edu In addition to assisting students in this course, the instructor is available for academic advising and placement counseling for pre-law students, political science and international affairs majors, Mock Trial, Semester-at-Sea, Co-op, internships, and Model UN. Go to http://homepages.uc.edu/~tolleyhb for links to advising references. Human Rights Certificate info http://www.law.uc.edu/morgan/ihrc/index.html
ratemyprofessors.com/ -- based on 13 scores: 4.5 of 5 “overall quality”, 2.2 of 5 “Ease”

Requirements: Per Cent of Final Grade
Class Attendance, 5% 20 points
Participation, Recitation 5% 20 points
2 THRO Homework Exercises 8% 30 points
Paper outline, bibliography, 3% 10 points
Research/advocacy Paper 25% 100 points
Mid-Term Test 25% 100 points
Final Examination* 30% 120 points

Students should expect to spend two hours in outside preparation for each one hour class meeting. The instructor will call on students each class for answers to questions on the reading—come prepared. Students in the honors program may arrange a writing contract for the paper. Instructor’s grade distribution in 9 classes, Summer 2000—Winter 2002 (13% W passing not included): A: 16%; A-: 4% B+: 4.3% B: 34% B-: 5%-29%; C+: 9.7%; C: 17%; C-: 5.8% D: 1%; UW: 3.3%

Withdrawal Policy:
Students who withdraw by Monday, February 6, a week after the mid-term test will all be assigned a grade of "W" or if they have not attended class, done the paper, or taken the exam a “WX.” Thereafter, any student who is failing will be recorded as "withdraw-F". Under university policy, A student who is passing can still withdraw up until Tuesday February 30 without penalty. Failing students who withdraw online will be assigned an F. Students who forge the instructor’s signature on a drop slip will be reported for disciplinary proceedings.

Attendance Policy:
Regular attendance is expected and is essential for participation/recitation. In exceptional circumstances every student will need to miss class for reasons they alone determine. No explanation must be given—there are no excused or unexcused absences. All absences are treated equally. No specific number of absences results in a grade penalty. Points earned by class attendance, recitation and participation are added together with scores from all assignments and exams to compute a point total that determines a final grade. A student attending 90% of the classes (26 of 28) would have an "A" grade for the attendance component. After missing a class, always check with a classmate for notes and special announcements.

**In-Class Recitation and Tests**
The instructor will regularly call on students in class to answer questions based on the assigned readings from the texts. About two-thirds of the comprehensive final exam will cover material assigned after the mid-term.

**Online Conferencing:**
Blackboard, an internet classroom assistant, will be used for email, link sharing and an electronic bulletin board for posting messages/papers. Activate your Blackboard account by going to [http://www.uc.edu/blackboard/](http://www.uc.edu/blackboard/) and clicking on the "create an account" link. Enter a valid email address. After clicking "submit" you will receive a confirmation message with assigned username and password. Log on and if not automatically enrolled already then register by going to this class from the A&S course list and clicking on "enroll". Once registered, post a one paragraph bio of yourself following the links for Student Tools and Create a Web page.

**Email.** All students who do not use the email address supplied by U.C. should go to bearcat on line [http://email.uc.edu/usertool/](http://email.uc.edu/usertool/) and give a forwarding address to the destination where they want email delivered. The Political Science department Director of Undergraduate Programs will communicate with all majors about opportunities for scholarships and awards, special events, internships and conferences, as well as changes to requirements for the major. All majors should provide an email address at [http://www.artsci.uc.edu/polisci/index.html](http://www.artsci.uc.edu/polisci/index.html)

**Two Homework Exercises**
All students will complete two of the three assigned Teaching Human Rights Online (THRO) problems by printing out scored interactive exercises from the internet. Students who have done any of the cases in a prior class should choose an alternate problem for homework. All students completing the homework will receive full credit no matter what their score. Those who click ahead to find the correct answers will only cheat themselves of a learning opportunity.

**Outline, Bibliography**
All students must submit a draft outline of their paper along with a preliminary list of reference. In addition to the course texts, the bibliography should include secondary sources such as a journal article providing scholarly analysis and original/primary sources—judicial decisions, briefs by parties or interest groups, government documents. Follow press reports of cases being argued in the Supreme Court.

**Advocacy Paper**
Each student must complete an advocacy paper of 4-6 typed pages from one of the three assigned THRO cases or from one of the enemy combatant detention cases before the U.S. Courts. The THRO internet text provides basic information needed along with a reference bibliography, and students are expected to examine relevant materials from the texts, online or on Langsam reserve. The texts identify appropriate references at the end of each chapter, and basic treatises are on Langsam Reserve. The instructor’s homepage has links that access treaty texts as well as U.N. and other documents. [http://homepages.uc.edu/~tolleyhb/](http://homepages.uc.edu/~tolleyhb/)

Advocacy arguments should be well supported with citations and notes to assigned readings, treaties and other legal references. A reference page should list separately all primary and secondary sources consulted, including course texts. All papers must provide footnotes and a complete list of references using the same citation style for books, court cases, internet sites, and journal articles found in the Donnelly text pp. 260-86. In addition to [http://www. . . .](http://www. . . .) indicate the source, author if provided, title of the material and the most recent date of your internet visit.

**Work Groups:** Students conducting research on the same issue will participate in a group discussion on the day the rough draft is due in class and may collaborate on advance research.
Papers may be collaborative projects with co-counsel or other members of a team as long as each student completes a distinct paper for an individual grade.

**Two Warnings:** 1) Plagiarism is an automatic F, and the instructor will use tracking software to identify copied material. Examples of unacceptable plagiarism can be reviewed at: [http://www.indiana.edu/~wts/wts/plagiarism.html#original](http://www.indiana.edu/~wts/wts/plagiarism.html#original)  U.C. procedures and penalties for academic misconduct are detailed at [www.so.uc.edu/life/conduct](http://www.so.uc.edu/life/conduct).  UC library help is at [http://www.uc.edu/cetl/plagiarism.html](http://www.uc.edu/cetl/plagiarism.html)  2) Papers turned in after the deadline will receive no more than 50% credit and cannot earn a passing grade.

**Oral Argument.**

Selected students and volunteers will make a 5 to 10 minute oral argument in a class debate on the case. Draft arguments must be posted on Blackboard the day before class debate for advance preparation. Submit a printed version in class.

**Paper Topics**

**Terrorism and Human Rights in India Rao’s Dilemma** Questions on extreme counter terrorism measures set out in THRO case.

**A Just War? Clinton and Kosovo** Questions on the legality and wisdom of humanitarian intervention provided in THRO case.

**Shah Bano: Muslim Women’s Rights** Questions on rights of divorcee to alimony vs rights of religious minority to observe traditional family practices set out in THRO case.

**ACLU v Rumsfeld/ CCR v Gonzalez** (Interrogtaion/Rendition)

The ACLU representing eight alleged torture victims from Iraq and Afghanistan has sued the US Secretary of Defense in federal court. The Center for Constitutional Rights is representing an individual taken into custody at JFK airport while changing flights who was flown to Syria and alleges torture before being allowed to return home to Canada.

**Hamdan v Rumsfeld** (Guantanamo) Alleged driver for Osama Bin Laden challenges trial in military tribunal in appeal of federal court decision before the US Supreme Court

**Rumsfeld v Padilla** US appeals court allowed trial in military tribunal and then US Justice Department sought to prosecute in US courts after 3 year detention without counsel.
Assignments: Subject to change at the instructor’s discretion

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<thead>
<tr>
<th>Date</th>
<th>Topic</th>
<th>Donnelly</th>
<th>Online</th>
<th>Schulz</th>
<th>THRO Case HW</th>
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<tbody>
<tr>
<td>Fri. 1/6</td>
<td>US Anti-Terrorism</td>
<td></td>
<td>pp 1-34</td>
<td></td>
<td>Submit Paper Choice</td>
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<tr>
<td>Mon. 1/19</td>
<td>Hubris and Fear</td>
<td></td>
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<td>35-84</td>
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<td>Wed. 1/11</td>
<td>Origin of Rights</td>
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<td>85-130</td>
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<td>Fri. 1/13</td>
<td>Theory</td>
<td></td>
<td>pp. 1-37</td>
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<td>Wed. 1/18</td>
<td>Pre WWII</td>
<td></td>
<td>38-56</td>
<td>UNL I.</td>
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<td>Fri. 1/20</td>
<td>UN Treaties</td>
<td></td>
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<td>UNL II.</td>
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<tr>
<td>Mon. 1/23</td>
<td>Western Values</td>
<td></td>
<td>57-70</td>
<td>HREA UN</td>
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<td>Wed. 1/25</td>
<td>Regimes</td>
<td></td>
<td>127-54</td>
<td>UNL III.</td>
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<td>Fri. 1/27</td>
<td>UN Agencies</td>
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<td>UNL VI.</td>
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<td>Mon. 1/30</td>
<td>Sovereignty</td>
<td></td>
<td></td>
<td>131-72</td>
<td>Rao's Dilemma HW</td>
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<td>Wed. 2/1</td>
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<td>Paper Outline + Bibliog</td>
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<td>Fri. 2/3</td>
<td>Safe + Free</td>
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<td>173-212</td>
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<td>Mon. 2/6</td>
<td>CLASS DEBATE ON RAO’S DILEMMA PAPERS</td>
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<td>A Just War? HW</td>
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<td>Wed. 2/8</td>
<td>MidTerm Test</td>
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<td>Shah Bano HW</td>
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<td>Fri. 2/10</td>
<td>Genocide</td>
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<td>242-60</td>
<td>UNL IV.</td>
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<td>Geneva Conv.</td>
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<td>Wed. 2/15</td>
<td>Non-Western</td>
<td></td>
<td>71-106</td>
<td>HREA Religion</td>
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<td>Fri. 2/17</td>
<td>Asian Values</td>
<td></td>
<td>107-26</td>
<td></td>
<td>Shah Bano HW</td>
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<td>Mon. 2/20</td>
<td>U.S. + Treaties</td>
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<td>Wed. 2/22</td>
<td>DEBATE ON KOSOVO + SHAH BANO PAPERS</td>
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<td>Fri. 2/24</td>
<td>U.S. Courts</td>
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<td>173-84</td>
<td>UNL V.</td>
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<td>Europe</td>
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<td>HREA Europe</td>
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<td>Wed. 3/1</td>
<td>CLASS DEBATE ON US DETAINEE INTERROGATION</td>
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<td>Rendition, McCain Amend.</td>
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<td>Fri. 3/3</td>
<td>CLASS DEBATE ON US ENEMY DETENTION</td>
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<td>Padilla, Hamdan</td>
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<td>Wed. 3/8</td>
<td>Africa</td>
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<td>185-203</td>
<td>HREA Food</td>
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<tr>
<td>Fri. 3/10</td>
<td>Development</td>
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<td>204-241</td>
<td>HREA Sex Orient</td>
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<td>Wed. 3/15</td>
<td>Comprehensive Final Exam 1:30-3:30 p.m.</td>
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STUDENT INFORMATION FORM FOR HUMAN RIGHTS 2006

Name ____________________________________  Year/Class ________________
Major ___________________  E-mail address _______________________________
College at U.C. _________________________  U.C. Honors Scholars Program?  YES NO
Home City and State ______________________ Voter?  YES NO
Registered

Related Coursework--Check courses taken
International Politics  Judicial Process  International Organization
Comparative Government  International Law  Constitutional Law
Other ______________________________________________________

Total number of credit hours to be taken at U.C. this term: ____________  Pre-Law?  YES NO
If employed, how many hours per week during this term: ________________
Do you want this course as a requirement for the international human rights certificate?  YES NO
Would you like a training session in how to use internet and Lexis to access treaties, journal articles, and international legal materials?  YES NO

ADVOCACY PAPER OPTIONS
Students should not repeat a THRO case done in a prior class, but may do an enemy detainee case from a prior class if they argue in this class for the other party. Identify your choice for the advocacy paper, oral argument, and simulation by selecting two of the following problems and then:
1. Circle either 1st or 2nd to indicate any preference for class debate
2. Check A or B for each case to identify preferred advocacy perspective—supporting or opposing a grievant's claim

UC Class Date
2/6  1st  2nd  Terrorism and Human Rights in India Rao’s Dilemma
A. for counter terrorist security measures ___ B. for human rights reform
2/22  1st  2nd  A Just War? Clinton and Kosovo
A. Advocate for nonintervention ___ B. Advocate US intervention
2/22  1st  2nd  Shah Bano: Muslim Women’s Rights
A. for Muslim minority group rights ___ B. for Shah Bano
3/1  1st  2nd  ACLU v Rumsfeld/ CCR v Gonzalez (Interrogtaion/Rendition)
A. for coercive treatment of enemy aliens ___ B. for Geneva Conventions
3/3  1st  2nd  Hamdan v Rumsfeld  (Guantanamo)
A. for US military detention of enemy aliens ___ B. for judicial review of US center
3/3  1st  2nd  Rumsfeld v Padilla
A. for US suspension of habeas corpus ___ B. for US national

On the back of this form, please provide whatever additional information you care to share that might be relevant: schools previously attended, law related experience, employment, internships, club or organization memberships, travel, other interests, strengths, weaknesses.

Special Needs: Individually with learning disabilities or a physical handicap should arrange with the instructor for necessary accommodations in class and/or assignments and examinations. On a Blackboard personal webpage you may share a mini-bio for review by others in the class.