Santa Clara
University

Internet Law (Law 793)
Professor Eric Goldman
Fall 2020

This is my 24th time teaching the course, but my first time teaching online-only. I HAVE A LOT TO LEARN, AND I WILL MAKE MISTAKES. Please help me improve!

1. **SYNCHRONOUS SESSIONS.** We will meet on Mondays and Wednesdays, 9:00 to 10:20 am, between August 17 and November 23—except September 7 (Labor Day) and September 28 (Yom Kippur). Every synchronous session will start with students' questions (including those posted in the weekly discussion forums), followed by group exercises and discussions. You must do all of the assigned work, including listening to the week's recordings, before the synchronous sessions or *you will be lost*. I hope to post recordings for each upcoming week by EOD the prior Wednesday.

I will take attendance at the synchronous sessions. Excused absences require approval from the Student Services office. More than five unexcused absences will lead to significant grade reductions. I plan to record all synchronous sessions.

2. **"OFFICE HOURS."**

- I plan to arrive at synchronous sessions a few minutes before the official start time, and I'll usually stick around after we're done.
- Email me to schedule an appointment. In your email, suggest a few convenient times.
- Each week, I'll offer appointment windows for self-service scheduling. Go to your Camino calendar and click on "Find Appointment."
- If you have a quick and urgent question, try me on Signal.

3. **BOOK.** The book PDF is available for free in Camino. You can buy a hard copy for $20 from https://amzn.to/31Amg9p.

4. **MY LEARNING OBJECTIVES FOR YOU.**

- Learn the basic nomenclature and concepts of Internet technology.
- Understand Internet exceptionalism and some arguments for and against it.
- Learn the basic nomenclature and doctrinal principles of Internet law.
- Practice brainstorming business options and evaluating the pros/cons of those options.
- Practice writing about Internet law topics in different formats.
- Consider the theoretical and practical dilemmas that arise when applying laws to rapidly developing technologies, and develop practical ways to cope with these dilemmas.

5. ASSIGNMENTS AND GRADING.

Graded Assignment/Description	Due Date	Points
Introduce Yourself	Aug. 19, 5 pm	5 points for timely completion
Paper #1: "Why are you taking this course, and what outcomes are you hoping to achieve?" (500 words max)	Aug. 21, 10 am	0/5/10
Paper #2: Read the Algorithmic Allegories case study and write a 500-word response to your choice of ONE of the six prompts. This is an ethics paper, not a legal paper, so please focus on your personal reactions. Do not do any outside research.	Aug. 28, 10 am	0/5/10
Paper #3: Evaluate the TOS formation process of the website/app of your choice, EXCLUDING any product/service from Google/YouTube, Amazon, Apple, Twitter, or Facebook/Instagram/WhatsApp (no word limit; include screenshots)	Sept. 11, 10 am	0/5/10
Midterm	Oct. 11, 10 am	--
Midterm Feedback	Oct. 16, 10 am	0/10/20
Paper #4: Read the "Dancing with Bigfoot: The Risks and Liabilities of Online Reviews" case study. In Section 9, answer questions 3-4 ONLY (1,000 words max) [NOTE: Qs 2 and 7 may be worth doing independently as exam prep]	Oct. 30, 10 am	0/5/10
Paper #5: "Review your Paper #1 and explain whether your course outcomes matched your ambitions. If not, what steps could you or I have taken to improve your outcomes?" (500 words max)	Nov. 24, 10 am	0/5/10
Complete the open-book/open-notes multiple-choice exam at https://j.mp/2XwxxGJ. Use your scu.edu email address.	Nov. 24, 10 am	20 points for timely completion
Final Exam	Dec. 11, 9 pm	0-200
Paper #6: "The one thing that surprised, frustrated, or angered me most about Internet Law is…?" (750 words max)	Dec. 11, 9 pm	0/5/10/15 (historically, <5% of papers score the maximum points)

You will earn 5 points for timely completion of each week's quiz (weeks 1-13) (total of 65 possible points from quizzes). Quizzes for the week must be completed by Friday at 10 am of that week.

Deadlines. Late assignments automatically get a zero unless the Student Services office has given you an extended deadline. Camino's/Examsoft's timestamps are irrebuttable.

Submissions. Include your name and word count in all papers you upload to Camino; and please submit PDFs if possible.

Midterm. The exam will be a one-question essay with a word count cap. I will send one of your peer's answers to you along with a grading rubric/sample answer, and you will evaluate your peer's answer. Eventually, I will deliver your peer's evaluation of your answer, along with my comments, to you. You will get the full points if you complete both the exam and your peer review on a timely basis (subject to process violations).

Final Exam. The final exam will have 1 or 2 essay questions and a maximum word count. **YOU WILL FAIL THE COURSE IF YOUR FINAL EXAM IS LATE**. Exceeding the final exam's word count may result in an automatic 0, which would cause you to fail the course. I will not be able to answer substantive questions after the exam window opens.

6.   **CONTACT ME.** Email: egoldman@gmail.com. Put "Internet Law" in your subject line to avoid unintentional deletion as spam.

Stay current at my blog [http://blog.ericgoldman.org] and on Twitter [https://twitter.com/ericgoldman]. More course-related materials are available at [http://www.ericgoldman.org/cyberlaw.html].

Additional Disclosures

Academic Integrity

Honesty and integrity are qualities that are essential to the legal profession. Students preparing to enter this profession must conduct themselves in accordance with these qualities in all of their professional activities, including with respect to the School of Law. Accordingly, law students shall act with honesty and candor, and shall fulfill obligations of good faith and fair dealing in their relations with their peers, University faculty and staff, and the professional legal community at large. The Academic Integrity Policy [http://law.scu.edu/bulletin/academic-integrity-policy/] spells out the School of Law's expectations for law students in this regard.

Further, the University's Academic Integrity pledge is an expression of the University's commitment to fostering an understanding of – and commitment to – a culture of integrity at Santa Clara University. The Academic Integrity pledge, which applies to all students, states:

> I am committed to being a person of integrity. I pledge, as a member of the Santa Clara University community, to abide by and uphold the standards of academic integrity contained in the Student Conduct Code.

Students are expected to uphold the principles of the Law School Academic Integrity Policy and the SCU Academic Integrity pledge for all work in this class.

Disabilities Resources

If you have a disability for which accommodations may be required in this class, please contact Disabilities Resources [http://www.scu.edu/disabilities], Benson 216, as soon as possible to discuss your needs and register for accommodations with the University. All accommodations are provided through the Office of Disabilities Resources.

Disabilities Resources must be contacted in advance to schedule proctored examinations or to arrange other accommodations. For more information you may contact Disabilities Resources at (408) 554-4109.

Accommodations for Pregnancy and Parenting

In alignment with Title IX of the Education Amendments of 1972, and with the California Education Code, Section 66281.7, Santa Clara University provides reasonable accommodations to students who are pregnant, have recently experienced childbirth, and/or have medical needs related to childbirth. Pregnant and parenting students can often arrange accommodations by working directly with the Law Student Services Office. Alternatively, a pregnant or parenting student experiencing related medical conditions may request accommodations through Disability Resources.

Discrimination and Sexual Misconduct (Title IX)

Santa Clara University upholds a zero-tolerance policy for discrimination, harassment and sexual misconduct. If you (or someone you know) have experienced discrimination or harassment, including sexual assault, domestic/dating violence, or stalking, I encourage you to tell someone promptly. For more information, please consult the University's Gender-Based Discrimination and Sexual Misconduct Policy [https://www.scu.edu/media/offices/student-life/policies/GenderBasedDiscriminationandSexualMisconductPolicyPublication.pdf] or contact the University's EEO and Title IX Coordinator, Belinda Guthrie, at (408) 554-3043, bguthrie@scu.edu. Reports may be submitted online through [https://www.scu.edu/osl/report/] or anonymously through Ethicspoint [https://www.scu.edu/hr/quick-links/ethicspoint/].