

# Thomas Jefferson School of Law

## China Program 2019

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### **OVERVIEW**

Thomas Jefferson School of Law, in cooperation with one of the most prestigious universities in China, Zhejiang University, presents a three week, ABA approved, international and comparative law study abroad program in Hangzhou, China.

Classes are held in the mornings only, Monday through Friday, in the Zhejiang University Guanghua College of Law. This is the eleventh year of this exceptional program located in one of the most beautiful cities in China and near the famous West Lake. Zhejiang University Guanghua College of Law offers an ideal environment for learning international and comparative law. The

China Program is designed to encourage students to experience international law in an international setting, to exchange ideas with students from a different land, and to explore cultural differences that influence international business and legal transactions. Limited internships may be available while in China for the program.

Students in this program are from Thomas Jefferson School of Law and Zhejiang University Guanghua School of Law. Chinese students fluent in English and currently studying law at the Zhejiang University Guanghua College of Law will actively participate in the program. Four Chinese professors will be teaching a course on the Chinese Legal System and Its Reforms in English. In 2017, 39 students attended the China Program, including 29 American students and 10 students from the Zhejiang University Guanghua Law School. The participation of Chinese students from the Zhejiang University Guanghua College of Law in each of the four courses offered is an important feature of this program.

China Program activities include: a half-day tour of Hangzhou with a cruise on Westlake; an Orientation for students and faculty; a day in the Chinese Supreme Court in Beijing with discussions about the differences between Chinese and U.S. court procedures; a Brown-bag Luncheon Lecture Series featuring law professors, judges, practitioners and experts in international law; optional organized weekend trips to other cities in China, including Beijing and Shanghai; optional half-day trips to neighboring scenic sites; and other educational and social events.

## **LOCATION**

Hangzhou is located in Southeast China, less than 30 minutes (150 kilometers) away from Shanghai, the famous, bustling metropolis that is well-known for its shopping and business opportunities. Visitors to China invariably comment about the extraordinary beauty of Hangzhou. Marco Polo, the noted Italian traveler in the 13th century, described Hangzhou as “the most beautiful and luxurious city in the world.”

Hangzhou is the capital of Zhejiang Province and is full of history, art and tourist attractions. Hangzhou is a scenic delight dominated by the famous West Lake—a favorite spot for honeymooners and romantics. West Lake is a classic example of a traditional Chinese landscape. The lake is lush with the natural beauty, elegance and harmony associated with the Chinese culture. West Lake offers luxuriant weeping willows, serenely scented temples and pagodas, art treasures, and numerous ideal spots for relaxation.

## **ACADEMIC PROGRAM**

Courses offered in the China Program have an international and comparative law focus. All classes are conducted in English, and none of the courses offered has prerequisites. Classes meet five times per week, Monday through Friday, in the morning. Each course in the program is rated at two credit hours, involving fourteen 110-minute sessions of instruction and a two-hour

examination. Class periods include a 10-minute break. Registrants may enroll in up to two of the four courses for a maximum of four credit hours. All courses offered are fully equivalent for credit purposes to those courses offered at Thomas Jefferson School of Law. Grades are based on an examination in each course. (See Admission Criteria and Grading Policy section for more information.) Thomas Jefferson School of Law reserves the right to limit enrollment in particular courses; students who register for courses that have already been closed will be notified.

Students arrive in Hangzhou on Saturday, May 11, 2019 and depart on Saturday, June 1, 2019. The program begins with a half-day guided tour of Hangzhou at noon on Sunday, May 12, 2019. There will be a short Orientation session on the first day of classes, Monday, May 13, 2019, at the Zhejiang University Guanghua College of Law at 8:30 a.m. All classes on May 13 will be delayed by one hour to allow for Orientation. Therefore, on May 13 only, classes will begin at 9:30 a.m. and 11:30 a.m., respectively.

## TIMELINE

<b>Arrival Date:</b>	Saturday, May 11
<b>Hangzhou Tour:</b>	Sunday, May 12
<b>Classes Start:</b>	Monday, May 13 to Thursday, May 30
<b>Exams:</b>	Friday, May 31
<b>Leave Hangzhou:</b>	Saturday, June 1

## COURSE SCHEDULE

<b>Time</b>	<b>Courses</b>	
8:30-10:20 am	Mediation from a Cross Cultural Perspective Professor Ellen Waldman 2 credits	International Intellectual Property Professor Ben Templin 2 credits
10:30 – 12:20 pm	Chinese Legal System and Its Reforms Professors Yongxin Song, Wang Guanxi, Jun Zhao, and Qian Hongdao 2 Credits	

## **COURSE DESCRIPTIONS**

### **MEDIATION FROM A CROSS CULTURAL PERSPECTIVE**

**PROFESSOR ELLEN WALDMAN**

#### **2 CREDITS**

This course introduces students to the theory and practice of mediation, focusing specifically on the cultural determinants of the dispute resolution process. Topics will include: theories of what generates conflict and leads to conflict escalation, the underlying premises of the mediation process, stages and skills associated with mediating community, legal and public policy disputes, the impact of culture upon mediation models, including classically “Eastern” and “Western” approaches to the process and international dispute resolution mechanisms. In addition to in-class mock mediation experiences, students will participate in a multi-party, cross-cultural simulation in which they will negotiate an international dispute resolution clause.

### **INTERNATIONAL INTELLECTUAL PROPERTY**

**PROFESSOR BEN TEMPLIN**

#### **2 CREDITS**

Global intellectual property law is one of the core issues for international business attorneys. This course primarily studies the international systems for establishing trademark and copyright rights. Within that context, the course will consider the roles of the World Intellectual Property Organization (WIPO) and the World Trade Organization (WTO) as well as the various multilateral and bilateral agreements that exist, including but not limited to the TRIPS Agreement. The patchwork of intersecting treaties that relate to intellectual property rights has led to an increase in litigation in recent years over international patents, trademarks and copyrights.

### **CHINESE LEGAL SYSTEM AND ITS REFORMS**

**PROFESSORS YONGXIN SONG, JUN ZHAO, AND QIAN HONGDAO**

#### **2 CREDITS**

This is an introduction to the Chinese legal system taught within the framework of the thirty-six-year economic reform that has brought dramatic change to the Chinese economy and to the lives of the Chinese people. Students will learn about recent legal reforms in intellectual property legislation and in several other areas of the law. This course is team-taught in English by four distinguished Chinese professors of law from Zhejiang University Guanghua School of Law. No prerequisites are needed for this course.

## **PROGRAM FACULTY AND DIRECTOR**

### **PROFESSOR AND ON-SITE DIRECTOR BEN TEMPLIN**

Professor Templin is the On-Site Director of the Thomas Jefferson School of Law Study Abroad Program.

Prior to joining the faculty in 2003, Professor Templin was a corporate attorney at Wilson Sonsini Goodrich & Rosati where his practice focused on general corporate law for early stage technology companies. Following graduation from the University of California, Boalt Hall School of Law, Professor Templin taught Legal Methods to undergraduates at the University of California, Berkeley. His web site, [www.lawnerds.com](http://www.lawnerds.com), provides instruction in how to study and prepare for law school exams. Before going to law school, Professor Templin was an editor in computer magazine publishing.

Professor Templin has published a series of law review articles on Social Security reform and government investment in private enterprise.

### **PROFESSOR ELLEN WALDMAN**

Prior to law school, Professor Waldman taught film and English at the American International School in Israel. Following law school, Professor Waldman clerked for the Honorable Myron Bright of the Eighth Circuit in Fargo, North Dakota and joined a litigation firm in Washington, D.C., specializing in insurance defense. While practicing in Washington, D.C., Professor Waldman received mediation training and subsequently was awarded a scholarship in 1990 to pursue an LL.M. in this area. While pursuing her LL.M. degree, she was a fellow at the Institute of Law, Psychiatry, and Public Policy in Charlottesville, Virginia.

A member of the TJSL faculty since 1992, Professor Waldman founded and supervises the school's Mediation Program, which affords students an opportunity to mediate disputes in small claims court. In that capacity, she has secured grant funding from federal and local agencies, foundations and non-profits. She has taught mediation-related courses nationally and internationally and has published over 25 articles and book chapters in the areas of alternative dispute resolution and bioethics. Most recently, she has published *Mediation Ethics: Case and Commentaries*, an in-depth treatment of the many hard cases that can arise in mediation practice.

### **PROFESSOR YONGXIN SONG**

Yongxin Song is a Professor of Law at Zhejiang University Guanhua School of Law. He earned his LL.M. from Beijing University Department of Law and also has a degree in western languages and literature from Beijing University. He was a visiting scholar at the University of Indiana where he did research on American business law. He teaches international law,

comparative business organizations, the law of the W TO, Chinese commercial law, international economic law, legal English, and an introduction to the Chinese legal system. He has been a Visiting Professor at several universities outside of China: Griffith University School of Law in Australia, American University Washington College of Law, Marshall University at the John Deaver Drinko Academy, Capital University Law and Graduate Center, and Indiana University School of Law in Bloomington, Indiana. Professor Song has written several books including a Guide to the Law of International Economic Organizations, Unincorporated Business Organizations of the United States, A Concise Dictionary of International Law, and Private International Law, among others. He has also written many scholarly articles on a wide range of subjects including the international human rights obligations of multinational corporations, the application of the comparative fault principle to contracts in China, Chinese partnership law, a new type of limited liability company in the United States, some unique features of the Chinese law of corporations, and China's new bankruptcy law and its English translation. Professor Song is an active participant in the establishment of the Thomas Jefferson School of Law and Zhejiang University Guanghua School of Law joint venture in international law

### PROFESSOR HONGDAO QIAN

Hongdao Qian is a Doctor of Jurisprudence and he earned a post- doctorate degree in economics. He is the first post- doctorate scholar doing research on the intersection of law and economics. He undertakes an economic analysis of law from the new point of view of Chinese characteristics, has done theoretical work on corporate law, economic law, and comparative law. Before joining Guanghua Law School of Zhejiang University as a professor of law, Professor Qian was a scholar and professor in the graduate school of the Chinese Academy of Social Science, and a senior visiting scholar of Waseda University in 2001. He was also the administrative assistant editor of the Chinese Academic Yearbook, vice-chairman of the China Society of Comparative Law, Chairman of the Board of Supervisors of the China Venture Capital Co., Ltd., commissioner of the Investment Decision Committee, director and vice dean of China Venture Capital Research Institute, and chairman of the Society of Commercial Law of Zhejiang Province.

### PROFESSOR JUN ZHAO

Jun Zhao is Vice Dean and Professor of Law at Guanghua Law School, Zhejiang University. He currently serves as the head of Research Institute of International Law at Zhejiang University. He earned his J.D. at Cornell Law School, LL.M. at Harvard Law School, and LL.B. at Zhejiang University. Before joining Gua nghua Law School, he was a visiting scholar at Harvard Law School, East Asian Legal Studies. He also worked as a corporate associate at Mintz Levin Cohn Ferris Glovsky and Popeo P.C. and Kirkland & Ellis International LLP, where he focused his practice on mergers, acquisitions, private equity, public offerings, and private placements. He has published widely on international economic law and comparative law in top journals. He is a Director and Deputy Secretary-General of the Commercial Law Section, Law Society of

Zhejiang Province. He also serves as a Director of International Economic Law Section, Law Society of Zhejiang Province.

## HOUSING

Students are free to make their own housing arrangements in Hangzhou. However, Thomas Jefferson School of Law has arranged for discounted student housing at the Hangzhou Lakeview Hotel. The hotel is very comfortable, modern and convenient and offers many special basic accommodations at a cost of approximately RMB 600 per room per night. The accommodations include free breakfast for two and a room with two separate beds, bathroom, telephone, computer access with high-speed internet, linens and towels, TV, central air-conditioning and a mini bar. There is fax service at the business center, which is equipped with advanced function facilities. Dry cleaning services are available with a discount for students. The hotel also has a shopping, eating and entertainment area. Most, if not all, students and faculty will be staying at the Hangzhou Lakeview Hotel, across the street from West Lake and right in the middle of town. Bus service to the law school is available to all students in the Program, and starts from the Hangzhou Lakeview Hotel.

Additional information about housing arrangements in China, including detailed instructions for making reservations and payment and help with finding roommates, will be made available to students who have registered for the China Program. Students are advised to make housing arrangements early through the Faculty Assistant at Thomas Jefferson School of Law. **DO NOT make reservations directly with the hotel or you will not receive the discounted program rate.**

Students who elect to stay in China Program-organized housing will check in on Saturday, May 11, 2019 and check out on Saturday, June 1, 2019 (a 20-day stay). The discounted rates quoted are only available for the duration of the Program, and students are required to pay for the entire 20-day stay on the date of arrival, even if students decide to travel on weekends. Full payment by credit card is due on the first day of arrival.

Thomas Jefferson School of Law will assist students with housing, but is not responsible for cancellations or refunds with respect to housing in China and cannot guarantee a roommate to share your room and expenses.

## LAKEVIEW HOTEL

2 West Huancheng Road

Hangzhou, China P.C. 31006

Tel: 011.86.571.87078888

Fax: 011.86.571.87073027

Email: [tprsvns@hubs1.net](mailto:tprsvns@hubs1.net) [www.lakeviewhotel-hangzhou.com](http://www.lakeviewhotel-hangzhou.com)

## **MEALS**

Meal plans for lunch only during class days at the Law School may be available for all students upon request. There are also restaurants near the hotel. Food prices depend on fluctuations in the currency; however, currently lunch in a Chinese restaurant typically costs less than \$10 with an inexpensive dinner costing \$10-\$15.

## **ZHEJIANG UNIVERSITY GUANGHUA COLLEGE OF LAW**

The Zhejiang University Guanghua College of Law is located in the heart of Hangzhou at 51 Zhijiang Road, Hangzhou, Zhejiang 310008 People's Republic of China. Classrooms are located in the Zhejiang University Guanghua College of Law school building. The office of the director of the Thomas Jefferson School of Law China Program will be located in the law school building as well as in the Hangzhou Lakeview Hotel.

A fax machine and other administrative services are located near the office of the dean of Zhejiang University Guanghua College of Law. To reach the director of the China Program after May 13 at the Zhejiang University Guanghua College of Law, please dial 011.86.571.86592725 and ask for Professor Ben Templin. The law school fax number is 011.86.571.88273027. Professor Yongxin Song can be reached by telephone and fax at 011.86.571.87972390. After May 13, send your fax to the attention of Professor Ben Templin at the Lakeview Hotel fax at 011.86.571.87073027 or by email at [Btemplin@tjssl.edu](mailto:Btemplin@tjssl.edu).

## **ADMISSION CRITERIA AND GRADING POLICY**

Thomas Jefferson School of Law's China Program is open to students who have completed at least the first year of law school, either part time or full time, and are currently in good standing at Thomas Jefferson School of Law. Consistent with ABA requirements, students must be in good standing at the time of application and remain in good standing throughout the Program in order to attend and obtain credit.

Since enrollment in the Program is limited, it is advisable to apply early. Applications will be accepted on a first come, first served basis.

Grades are based on an examination in each course. The grading policy in the program is the same as in the regular course of study at Thomas Jefferson School of Law. The grading and attendance policy are set in the Thomas Jefferson School of Law Student Handbook. Chinese students will receive a grade and Certificate of Completion if they complete the course and take the final exam.

## APPLICATION AND FEES

Tuition for the China Program is \$4250 for up to four credits, regardless of the number of credits taken. The tuition includes the non-refundable \$250 registration fee. Applications are at the end of this document. Applications and the non-refundable \$250 registration fee are due no later than March 22nd, 2019. The remaining \$4000 is payable on or before April 12, 2019. Any applicant not meeting this deadline may be dropped from the Program. **Items not included in tuition** are books, medical or travel insurance, room and board, transportation, and incidentals. Thomas Jefferson School of Law students participating in the China Program must obtain their own books. A book list and information about ordering books will be available in April. **All students in the China Program must bring these books with them to China.** Some additional photocopied course materials may be distributed in China. Chinese students will be provided free of charge all reading and course materials at orientation.

## TRANSPORTATION

**Students are responsible for making their own travel arrangements.** Discount travel rates on regularly scheduled airlines are available through travel agencies and over the Internet, as well as through a student discount travel agency, AESU. For flight information, contact AESU at 1.800.638.7640. A Chinese travel agency can help you get discounted air fares to Hangzhou and obtain the required visa.

Hangzhou has an airport, and it is recommended to fly from Los Angeles or New York to Beijing and from Beijing to Hangzhou airport or to fly to Hong Kong and from Hong Kong to Hangzhou airport.

## PASSPORT AND VISA

**Students are responsible for obtaining all required travel documentation.** A passport and a visa are required for travel to China. Passport applications are available through the U.S. Postal Service. United States citizens will also need a visa to travel to China. The easiest way to obtain a visa is to work through a Chinese travel agency. **Obtain your passport and visa early due to long delays. Passport and visa information must be provided 30 days prior to the start of the program.**

## FINANCIAL AID

Students may be able to apply for student loans (Graduate-Plus loans) to cover the cost of tuition and living expenses. Students must make lending arrangements through the loan office at the school at which they are enrolled. It is each student's responsibility to ensure that the appropriate paperwork has been completed.

For Thomas Jefferson School of Law students, the Office of Financial Aid contact person is Marc Berman, Director of Financial Assistance. He can be reached by phone at 619.961.4271, by email at mberman@tjssl.edu or by fax at 619.961.1271. Thomas Jefferson School of Law students who plan to attend and want to finance the program should apply online for their Graduate-PLUS loans. The Financial Aid Office will schedule your Graduate-PLUS disbursement to arrive approximately 10 days before the term begins, so please make sure to apply 6-8 weeks before our disbursement date to ensure that your loans arrive on time. **Apply early for financial aid. Students cannot attend the Program until tuition is paid in full before date of arrival.**

All students should be aware of the timing of student loan disbursements. In many cases, loan funds may not be available until shortly before the program begins or, in some cases, not until after students have already departed. Therefore, it is important that students have access to some other source of funds until the loan funds become available. **Students who withdraw after April 12, 2019, or who do not complete their coursework in China will be held responsible for payment of tuition in full.**

## **CANCELLATION POLICY**

Thomas Jefferson School of Law reserves the right to alter or cancel the program should circumstances warrant, including lack of sufficient registration. If any changes are made in the course offerings or other significant aspects of the program, those changes will be communicated promptly to any registrant who has paid a deposit or registered for the program, and an opportunity will be provided for that person to withdraw. That student will receive a full refund of all monies advanced within twenty (20) days after withdrawal, in compliance with the Criteria for Approval of Study Abroad Programs Established by ABA-Approved Schools. This refund policy is being disclosed to prospective students, in accordance with the Criteria for Approval of Study Abroad Programs Established by ABA-Approved Schools.

As part of the registration materials for the program, Thomas Jefferson School of Law will supply all registrants with the U.S. State Department Country-Specific Information for the country in which the program will be conducted, in compliance with the Criteria for Approval of Study Abroad Programs Established by ABA-Approved Schools.

If a student withdraws from the program by letter postmarked on or before April 12, 2019, all tuition payments will be refunded except for the non-refundable \$250 registration fee.

No refunds of tuition will be made for registrant cancellations after April 12, 2019.

## **NON-DISCRIMINATION POLICY**

It is the policy of Thomas Jefferson School of Law to afford equal opportunity to all individuals regardless of race, creed, color, religion, sex (including transgender, gender, gender identity and expression), national origin, ancestry, age, marital status, military or veteran status, physical and

mental disability, medical condition, genetic information, sexual orientation, or other characteristic protected by law. Our students, as well as our applicants, employees, and others with whom we do business, will not be subjected to sexual, racial, religious, ethnic, or any other form of unlawful discrimination or harassment. The law school will not condone such conduct, whether committed by an administrator, faculty member, staff person, agent, contractor or student. Nor will it permit discrimination to affect any employment, admissions, or academic decision.

An exception to our policy of non-discrimination is granted to representatives of the U.S. Department of Defense who may discriminate on a basis not permitted by our policy. This exception is made in order to avoid the loss of federal funds that would otherwise be imposed by the 1996 Solomon Amendment.

## **ACCESSIBILITY TO STUDENTS WITH DISABILITIES**

The classrooms at Zhejiang University Guanghua College of Law are not accessible to individuals with disabilities. Additionally, there are limited accessible facilities for individuals with disabilities in Hangzhou, China generally and at the Hangzhou Lakeview Hotel where students will be housed. Students with disabilities who require accommodations should contact Professor Ben Templin, Director of the Center for Global Legal Studies at 619.961.4317 or by email at [btemplin@tjssl.edu](mailto:btemplin@tjssl.edu).

## **CONTACT**

For further information about Thomas Jefferson School of Law's Study Abroad Programs, please contact:

### **Ben Templin**

Professor of Law and Director of the Center  
for Global Legal Studies  
Thomas Jefferson School of Law  
701 B St.  
San Diego, CA 92101  
Phone: 619.961.4317  
Email: [btemplin@tjssl.edu](mailto:btemplin@tjssl.edu)

### **Anna Carrillo**

Study Abroad Coordinator  
Thomas Jefferson School of Law  
701 B St.  
San Diego, CA 92101  
Phone: 619.961.4252  
Email: [acarrillo@tjssl.edu](mailto:acarrillo@tjssl.edu)



**2. CONTACT INFORMATION:**

➤ **Registrant Current Address:**

Street:

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City: \_\_\_\_\_ State: \_\_\_\_\_ Zip:

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Phone: \_\_\_\_\_

Email \_\_\_\_\_

➤ **Emergency Contact:**

Street:

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City: \_\_\_\_\_ State: \_\_\_\_\_ Zip:

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Phone: \_\_\_\_\_

Email \_\_\_\_\_

➤ Law School Years Completed by May 13, 2019:

1 Year

2 Years

Graduated, Month & Year \_\_\_\_\_

3. **GOOD STANDING:** The ABA requires that all students attending the program **must be in good standing at the time of application and remain in good standing throughout the program.**

For students currently enrolled at Thomas Jefferson School of Law: you DO NOT need to make a specific request for a Letter of Good Standing as the law school Registrar will determine your eligibility at the time you are accepted into the program.

4. **TUITION & FEES:**

Registration Fee: A \$250 non-refundable registration fee is due by March 22, 2019.

Tuition: The tuition for the program is \$4,000 and is due by April 12, 2019.

**NOTE: No refunds of tuition will be made for registrant cancellation after April 12, 2019.**

PAYMENTS FOR THE CHINA PROGRAM CAN BE MADE BY CREDIT CARD ONLINE OR BY CHECK MADE PAYABLE TO "THOMAS JEFFERSON SCHOOL OF LAW" (write "China Program" on bottom left for Memorandum).

**5. COURSE SELECTION:** I wish to enroll in the following courses (Choose one for each time period. Tuition is the same for two courses as it is for taking only one course):

➤ Choose one of the following:

International Intellectual Property (Professor Ben Templin, 8:30am – 10:20am)

International Mediation (Professor Ellen Waldman, 8:30am – 10:20am)

➤ Choose the following:

Chinese Legal System and Its Reforms (Professors Yongxin Song, Hongdao Qian, and Jun Zhao, 10:30am – 12:20pm)

**6. GENERAL:**

➤ Where did you hear about Thomas Jefferson School of Law's China Summer Abroad Program?

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**7. CERTIFICATION:**

I certify the information on this application to be correct and I understand that as a participant in the China Program I shall be subject to law school regulations and program guidelines. I understand that Thomas Jefferson School of Law reserves the right to deny my application or dismiss me from the China Program at any time in its sole discretion for academic or disciplinary reasons.

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SIGNATURE

DATE