

## UNPLUGGED V

### **Bachelor of Laws LLB [2504110] SEP-2023 U5-NLL.3.M.A**

Area Dispute Resolution and Legal Practice

Number of sessions: 15

Academic year: 23-24

Degree course: THIRD

Number of credits: 3.0

Semester: 2º

Category: COMPULSORY

Language: English

Professor: **EMMA MORALES MATA**

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Emma is a Counsel in the Litigation and Arbitration department of Allen&Overy in Madrid. Emma has more than 15 years' experience advising corporates and financial institutions on a wide range of litigation and arbitration matters in the fields of contracts and company law (director's liability, R&W, breach of contracts), competition law (unfair competition and advertising) and banking litigation.

Emma has broad experience in national (CAM, CIMA, CEA) and international arbitration (ICSID, ICC, LCIA). She has been involved in court trials (before civil, commercial and criminal Courts), appeals and extraordinary appeals of cassation and for breach of process before the Spanish Supreme Court. She has been appointed as arbitrator in several arbitrations.

Emma has given a number of courses and currently she lectures advocacy in the IE Law School and arbitration praxis at the Universidad de Navarra. She has also lectured litigation and contracts at the Universidad Autónoma de Madrid (UAM), having been former associate teacher of procedural law in the Universidad de Castilla la Mancha (UCLM). Likewise, Emma has published several articles and collaborated with Wolters Kluwer, the Memento of Arbitration and the International Arbitration Review.

She has been recognized by Legal 500, Leaders League and Best Lawyers.

Emma is graduated of Law (Universidad de Oviedo, Spain). Also she has a Master of Laws (LLM) in the IE (Instituto de Empresa) and a Harvard Course in Law and Economics (Harvard University).

### **Office Hours**

Office hours will be on request. Please contact at:

Please send an email to [emoralesm@faculty.ie.edu](mailto:emoralesm@faculty.ie.edu)

## SUBJECT DESCRIPTION

Law Unplugged is an innovative and practice oriented course that aims to bring students close the reality of legal practice. The object of the course is to teach students to work and think like a lawyer.

This course will be about basic and practical elements, which is convenient to know in order to advocate a case both before a Court and before national or international arbitration tribunals. It is also helpful to learn how to draft effectively and persuasively.

The course will not deal with theory about procedural laws and regulations, but the soft skills and lessons from experience that can be useful to handle all phases of a dispute; and, in particular, to draft effective procedural briefs and oral allegations; prepare examinations; and deal with documentary evidence.

The work of a litigator is to effectively argue the client's case. Therefore we will make of arguing and presenting positions a key element of each session. We also seek to create a practical and participative course.

Learning will be based in the following methods:

- Lectures: we will make presentations of the relevant topic explaining how the work is done in each phase of the litigation.
- Practice: We will use mock cases to give the students the opportunity to put in practice what they are learning.
- Oral presentations: The students will also be given the chance to make oral presentations, in order to allow them to practice their oral argumentation skills.

## LEARNING OBJECTIVES

The objective of the subject Law Unplugged Advocacy is to develop the soft skills needed to work as a lawyer. We will focus both on oral and drafting skills. We will encourage class participation to argue on different views and topics. We will work on persuasive and clear speeches.

It will not be a theoretical class about Law, but to learn how lawyers think and work.

## TEACHING METHODOLOGY

IE University teaching method is defined by its collaborative, active, and applied nature. Students actively participate in the whole process to build their knowledge and sharpen their skills. Professor's main role is to lead and guide students to achieve the learning objectives of the course. This is done by engaging in a diverse range of teaching techniques and different types of learning activities such as the following:

<b>Learning Activity</b>	<b>Weighting</b>	<b>Estimated time a student should dedicate to prepare for and participate in</b>
Lectures	10.67 %	8.0 hours
Discussions	20.0 %	15.0 hours
Exercises in class, Asynchronous sessions, Field Work	29.33 %	22.0 hours
Group work	20.0 %	15.0 hours

Individual studying	20.0 %	15.0 hours
TOTAL	100.0 %	75.0 hours

## **PROGRAM**

### **SESSION 1 (LIVE IN-PERSON)**

Introduction: advocacy and presentation skills  
Materials will be uploaded on the platform

### **SESSION 2 (LIVE IN-PERSON)**

The qualities of a good advocate  
Professional conduct  
Materials will be uploaded on the platform

### **SESSION 3 (LIVE IN-PERSON)**

Case Analysis: defining your strategy  
Materials will be uploaded on the platform

### **SESSION 4 (LIVE IN-PERSON)**

Practice on presentation and strategy  
Materials will be uploaded on the platform

### **SESSION 5 (LIVE IN-PERSON)**

Written advocacy  
The basic components for applications and submissions  
Key arguments  
Materials will be uploaded on the platform

### **SESSION 6 (LIVE IN-PERSON)**

Written practice on key arguments  
Materials will be uploaded on the platform

### **SESSION 7 (LIVE IN-PERSON)**

Opening and closing a case:  
- Opening speeches  
- Closing speeches  
Materials will be uploaded on the platform

### **SESSION 8 (LIVE IN-PERSON)**

Practice on opening and closing speeches

Materials will be uploaded on the platform

### **SESSION 9 (LIVE IN-PERSON)**

Preparing witnesses: direct examination

Materials will be uploaded on the platform

### **SESSION 10 (LIVE IN-PERSON)**

Cross examination

Re-examination

Materials will be uploaded on the platform

### **SESSION 11 (LIVE IN-PERSON)**

Practice

Materials will be uploaded on the platform

### **SESSION 12 (LIVE IN-PERSON)**

Expert witnesses

Practice

Materials will be uploaded on the platform

### **SESSION 13 (LIVE IN-PERSON)**

Submissions of law

Materials will be uploaded on the platform

### **SESSION 14 (LIVE IN-PERSON)**

The life of a case

Materials will be uploaded on the platform

### **SESSION 15 (LIVE IN-PERSON)**

Final exercise

## **EVALUATION CRITERIA**

Class participation and engagement (50%) will be evaluated based on the quality (not quantity) of your participation in class discussion and other activities that take place during synchronous and asynchronous sessions. The most important component of your participation is the content of what you are saying. The aim of the discussions is to debate different perspectives and views. Students who are disruptive or disrespectful will be asked to leave the classroom and will be counted as absent for that day.

Written assignments (25%) Students will have several in-class and asynchronous assignments in which they will work as individuals and in groups to apply the tools and methodologies that they are learning in various assignments. This includes Group Work.

Final exercise (25%) Final exercise will be based on the work through the sessions.

criteria	percentage	Learning Objectives	Comments
Final Exam	25 %		
Group Work	25 %		This includes written assignments
Class Participation	50 %		

## RE-SIT / RE-TAKE POLICY

## BIBLIOGRAPHY

### Recommended

- Peter Lyons. (2019). *Advocacy: A Practical Guide..* First Edition. Wildy, Simmonds & Hill Publishing. ISBN 9780854902668 (Printed)

This book is for those who wish to learn essential advocacy skills as well as those seeking to make their advocacy more effective

- Editor: Snigdha Nag. (2022). *Advocacy.* 21st. Oxford University Press. ISBN 9780192857897 (Printed)

Written by experienced advocates and advocacy trainers, *Advocacy* provides an excellent introduction to the skills and techniques required to be an advocate

## BEHAVIOR RULES

Please, check the University's Code of Conduct [here](#). The Program Director may provide further indications.

## ATTENDANCE POLICY

Please, check the University's Attendance Policy [here](#). The Program Director may provide further indications.

## ETHICAL POLICY

Please, check the University's Ethics Code [here](#). The Program Director may provide further indications.