



Title	<u>Shift in Global Politics and Policies: Challenges for International and Domestic Criminal Law, Possible Answers</u>
Lecturers:	Prof. Valena Beety, Prof. Jayanth Krishnan (Indiana University/Maurer School of Law) Prof. Balázs Gellér, Ass. Prof. Imre Németh (ELTE Faculty of Law, Department of Criminal Law)
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Brief description	<p>This course will be taught in three sections, the first by Prof. Gellér and Ass. Prof. Németh, the second by Professor Krishnan and the third by Professor Beety.</p> <p>I. Interaction Between the EU and U.S. Criminal Justice Systems, with Special Emphasis on Extradition (Prof. Balázs J. Gellér and Ass. Prof. Imre Németh)</p> <p>II. The State of the U.S. Legal Profession: Implications for the Civil and Criminal Justice Systems and Immigration Adjudication (Prof. Jayanth Krishnan) (13-17 October 2025)</p> <p>III. Current Topics in Criminal Law and Immigration Law in the United States (Prof. Valena Beety) (1-17 December 2025)</p> <p>I. In the first part - taught by Prof. Gellér and Ass. Prof. Németh - the students will look at the interaction of two great legal systems in the field of criminal justice. The class will try to find similarities and also important differences between EU and US substantive and procedural criminal law looking at judgments of the US Supreme Court, the European Court of Human Rights and the Court of Justice of the European Union. Subsequently we will focus on extradition: how this important legal instrument works if the EU, different Member States of the EU and the USA are involved. We will learn about famous extradition cases such as for example the Assange case, the Polanski case, the Ciarán Tobin case etc.</p> <p>II. In its second part – taught by Prof. Jayanth Krishnan – this course seeks to provide a thorough and structural understanding of the rules of professional responsibility for lawyers in the United States. There are several objectives to this course. To begin, we will examine how the rules affect: a) what lawyers do; and b) how they provide a foundation for the legal profession. In particular, we will investigate such themes as the duties that lawyers have towards their clients, and how lawyers advocate, advise, and negotiate on behalf of their clients. We will also look at the different settings in which lawyers can work (e.g., private firms, in-house</p>

	<p>counsel desks, public agencies, non-profits, and the like), and how an employment context can affect a lawyer's decision-making process. In addition, we will review how lawyers behave vis-à-vis the different types of clients they may represent in the criminal and civil justice systems and in immigration adjudicatory proceedings. The course will also concentrate on client confidentiality, conflicts of interest, and professional liability, especially in light of the:</p> <ul style="list-style-type: none"> • pressures on the profession in the criminal, civil, and immigration justice settings; • commodification of legal services; • increasing mobility from one sector to another; • shifts in generational attitudes; • heightened cost pressures from clients; • new partner-associate paradigm; • decline in civil trials; and • growing awareness of the importance of such skills as emotional intelligence. <p>III. In the third section – taught by Professor Beety – the class will explore American criminal law and punishment theories and provoke thought about history and society's role in criminalizing behavior and justifications for punishment. The Criminal Law section will also examine the role of police in investigating criminal cases, the corresponding constitutional protections for citizens, and give attention to the conduct of police officers during incidents of search, arrest, and interrogation of suspects. To add depth to this foundational knowledge about the criminal legal system and policing, students will learn about the complexities of police use of force, prosecutorial ethics, “crimmigration,” and punishment based on identity. Finally, this section provides an opportunity to learn about the systemic errors in our legal system that lead to wrongful convictions of factually innocent defendants and explore more broadly the justice or injustice of the American criminal legal system.</p>
Schedule	<p>COURSE SESSIONS</p> <p>I. Interaction Between the EU and U.S. Criminal Justice Systems, with Special Emphasis on Extradition (Prof. Gellér, Ass. Prof. Németh)</p> <p>I.1. 16 September (Tuesday) Similarities and differences of continental and Anglo-Saxon criminal law with a glimpse at international criminal law and philosophy of criminal law (harm principle, socially dangerous activity, criminal liability, omission, attempt, individual criminal liability as opposed to liability of legal persons, objective liability)</p> <p>I.2. 23 September (Tuesday) International criminal law, extradition the European and the USA perspective</p>

	<p>I.3. 30 September (Tuesday) Extradition between the USA and Hungary</p> <p>I.4. 7 October (Tuesday) Famous extradition cases</p> <p>II. 13-16 October 2025 The State of the U.S. Legal Profession: Implications for the Civil and Criminal Justice Systems and Immigration Adjudication (Prof. Jayanth Krishnan)</p> <p>II.1. Professional Regulations, Discipline & Malpractice, Global Picture</p> <p>II.2. The Lawyer-Client Relationship & Attorney-Client Privilege in Criminal, Civil, and Immigration Litigation</p> <p>II.3. Confidentiality, Exceptions, and Perjury</p> <p>II.4. Conflicts of Interest – in Criminal, Civil, and Immigration Contexts</p> <p>II.5. The Market for Lawyers – Advertising, Legal Education, and What is/is not the Unauthorized Practice of Law</p> <p>III. 1-4 December 2025 Current Topics in Criminal Law and Immigration Law in the United States (Prof. Valena Beety)</p> <p>III.1. Introduction to American Criminal Law</p> <p>III.2. Introduction to American Criminal Procedure: Policing</p> <p>III.3. The Role of the Government: Prosecutorial Ethics, Police Use of Force, and Qualified Immunity Session III will introduce students to the current topics of police excessive</p> <p>III.4. The Identity and Role of the Defendant Session IV will consider identity and personal attributes in charges, convictions, and punishment in the criminal legal system. This session will also address “crimmigration” – criminal law as applied against non-citizen defendants – drawing on the student’s knowledge from the section of this course with Professor Krishnan.</p> <p>III.5. Wrongful Convictions</p>
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Materials/Recommended readings	
Assessment/Exam	The written exam is closed book and contains two questions of each of the three sections. The students will have 60 minutes to complete it. The papers will be graded within 14 days.