Instructor: Farid Samir Benavides Vanegas
Off. Hrs.: Monday and Wednesday 12:00 p.m. – 1:00 p.m.
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Overview: The criminal system surrounds us. We listen to the news and see that a person was sentenced to serve time in jail or to the death penalty. Our everyday life is full of encounters with criminal law: When we get on the bus we see cameras watching our behavior; we know that there are people who have been victims of police abuse; we constantly watch shows like The Practice or NYPD that portray the criminal system “from the inside”. Also, we are constantly reminded that drinking under 21 is considered a crime, even though there is no harm against any person and that people can vote at the age of 18. At the same time, we know that there are really harmful situations, such as depriving a person of her salary, that are not considered as a crime. In this course we will discuss these problems and, after analyzing the concepts of law, crime and criminal, we will see how different social problems are dealt with by the criminal system.

Week 1. Introduction.

Sept. 8. Introduction

Sept 10. The relationship between law, crime, and society.
Reading. Currie (Reserve)

Week 2. Law and the Constitution of Colonial Identities

Sept 13. The Legal Construction of American Colonialism
Reading. Rivera- Ramos (Web Page)

Sept 15. Insular Cases.
Reading. Rivera-Ramos (WP)

Set 17. Subalternity and International Law
Reading. Otto (Reserve)

Week 3. Law and Racism: Hate Crimes

Sept 20. Becoming a racist
Reading. Blee (WP)

Sept 22. Hate Crimes and the First Amendment
Reading. Delgado & Stefancic 3 – 38 (Reserve)

Sept 24. Hatred and Punishment
Reading. Hurd & Moore (WP)
Week 4. Who is a criminal?

Sept. 27. QUIZ No. 1
   Seeing and Believing
   Reading. Hahn Rafter (WP)

Sept. 29. Detective Novel and the criminal
   Reading. The Adventure of the final problem (WP)

   Reading. Chambliss (Reserve)

Week 5. The victims of the criminal justice system.

Oct. 4. Date Rape.
   Reading. Tatlitz (WP)

Oct. 6. Date Rape II
   Reading. Tatlitz (WP)

Oct. 8. Date Rape and the Law
   Reading. Pineau and Pierce-Wells (Reserve)

Week 6. Surveillance Society and the law

Oct. 11. NO CLASS

   Reading. Taylor (WP)

Oct. 15. Is Privacy the antidote to surveillance?
   Reading. Stalder (WP)

Week 7. The Police: Zero Tolerance and control of subaltern subjects

Oct. 18. Quiz II
   Policing Disorder
   Reading. Harcourt (WP)

Oct. 20. The New Policing
   Reading. Heymann (WP)

Oct. 22. Police in New York
   Reading. Bowling (WP)

Week 8. The Prison

Oct. 25. From the colonial to the modern era
   Reading. Hatfield (WP)

Oct. 27. The gated community
   Reading. Lynch (WP)
Oct. 29. Postmodern penalties
Reading. Pratt (WP)

**Week 9. Death Penalty**

Nov. 1/3/5 Dead man walking.
Reading. Sarat (WP)

**Week 10. Cyber Crime**

Nov. 8. Quiz No. 3
Criminalization of dissemination of data.
Reading. Brenner (WP)

Nov. 10. Criminalization and dissemination of data
Reading. Brenner (WP)

Nov. 12. Copyright infringement
Reading. Moohr (WP)

**Week 11. Drug crimes.**

Nov. 15 Colonial Times
Reading. Gagliano (Reserve)

Nov. 17 Drug Control
Reading. Walker 34 – 41 and 51 – 55 (Reserve)

Nov. 19. American Foreign Policy
Reading. Walker 229 – 250 (Reserve)

**Week 12. International Criminal Law.**

Nov. 22. The antecedents.
Reading. Greppi (WP)

Nov. 24. What is International Criminal Law?
Readings. Sadat (WP)

Nov. 26 NO CLASS

**Week 13. The Crime of Genocide**

Nov. 29. The Crime of Genocide in International Law
Reading. Schabas (WP)

Dec. 1. Political Genocide
Reading. Benavides-Vanegas (WP)

Dec. 3. Genocide in Colombia
Reading. Report on Colombia (WP)
Week 14. Globalization and Law

Dec. 6. Quiz No. 4
   Lawyers: Between liberalism and Neoliberalism
   Reading: Adelman & Centeno (Reserve)

Dec. 8. The Discovery of Law
   Reading: Smulovitz (Reserve)

Dec. 10. Hybridization and Globalization
   Reading: Klug and Dezalay & Garth (Reserve)

Week 15. General Review

Dec. 13
   FINAL CLASS.

Grading.

1. In this course you have to write 1 final paper of five (5) pages. In the paper you have to present a thesis about one of the topics of the class and defend it throughout the paper. This means that you have to give reasons and arguments and not just your personal opinion. THE PAPERS ARE DUE ON DECEMBER 13TH.

2. Every student has to present on one of the topics of the course. You will need to talk to the instructor for orientation to get the material for the presentation. During your presentation you will talk about the texts and introduce interesting questions that lead the discussion. Before the class you will distribute an outline in which you present the main ideas for discussion.

3. There will be four (4) quizzes that will cover the material of the course until the day of the class in which the quiz will take place. Each quiz will be worth 10% of the final grade.

4. The final exam will cover all the discussion from class. Unless you have a good excuse, there will not be any make up for the exam.

The final grade will be calculated in the following way:

1. Paper 20%
2. Presentation 20%
3. Quizzes 40%
4. Exam 20%

The readings of the class will be on electronic reserve and the Web Page For those readings on Electronic Reserve the password is CRIME.

Those readings on the Web Page you have to go to www.umass.edu/legal/Benavides and look for the readings of this class.