1. **Course Description**: The legal history of the Chicano(a) community contains the struggle for civil rights, social justice, and equal protection of the law. We will discuss education, employment, housing, segregation, police misconduct, immigration, administration of justice, voting rights, social service, residential segregation, school segregation, among other topics while applying legal theories such as Critical Race Theory and Critical White Studies, both of which we will devote a substantial focus.

We will review the legal structure that gives the constitutional and statutory background, together with primary cases. We will also look at some cases that occurred in El Paso, as well as other legal observations.

2. Raymundo Elí Rojas is a Senior Trial Prosecutor who attended the University of Kansas School of Law. He received his B.A. from UTEP and is an activist for La Raza in El Paso. He has previously worked in the fields of immigration, employment, wage and hour. He has also served as a community organizer and Open Government advocate.

3. Advisor: I am the advisor for two student organizations at UTEP: **MECHA or El Movimiento Estudiantil Chicano(a) de Aztlán** is a student civil right organization that dates back to 1968 and has a rich history of fighting social and political justice as well as for human rights. The Chican@ Legal Leadership Institute is a **pre-law** student and community organization that seeks to help people of color get into law school as well a teach them leadership skills that they can use in their professional careers. For information on joining, please see me.

4. Class Facebook group: I create a Facebook group for the class each semester. I post interesting articles and events. It is also a way to keep in touch. Joining is voluntary.

5. **Contact with Professor, especially by text**: I am a lecturer and not a full-time professor. **I do not have an office at UTEP.** I have a box at the Chicano Studies office, but only check the box every few months. Please notify me by text or call me if you placed something in my box. Please call me on the given cell phone numbers above. I can also receive texts, but please **limit your text to small text messages**. I will not read long text message, but will simply reply: “To long please call me.” Please do not be offended, but please understand I am not 15-years-old.
and prefer to talk directly with you if the conversation needs to be a long one. Please preface your texts with your name (e.g., “Hi its Jose Gomez from your Chicano Legal History class.”).

6. This class uses Socratic Method for instructions. Because of the use of this method, I do not allow use of cell phones, iPods, tablets, or any other electronic devices during class. I will ask students who fail to comply with this directive to leave the classroom and I will confiscate their devices. Tablets and laptops are allowed as long as they display the class readings and you are not surfing, playing games, or on social media. However, you must get permission from me to use these devices. Student caught abusing this policy will be asked not to bring these electronic devices to class again.

7. Please note you are required to purchase the hardcopy reader. Because of the speed in which the class will be instructed using Socratic Method, digital versions slow down the lecture tremendously.

8. All students are expected to take exams when scheduled and or turn in papers when due. Attendance and participation are factored into your grade. Documentation for an excused absence will be required. Late papers will NOT be accepted. An essay examination may be required for a mid-term make-up examination even if the class was provided a multiple-choice examination.

9. The textbooks
   • Mexican Americans and the Law by Reynaldo Anaya Valencia et. al. University of Arizona Press, 2004;
   • Critical Race Theory: An Introduction by Richard Delgado et. al.;
   • Recommended: MLA Handbook for Writers of Research Papers 7th Edition by Modern Language Association (Mar 9, 2009);
   • Reader will be available at The Paper Chase. The hardcopy version is required.
   • Please bring all books to class.

Purchase of textbooks is mandatory and if you have not purchased these books by the 3rd class, you will be dropped. It is important to learn to apply the theories given in Delgado's books to all readings in this class.

10. Attendance

This class meets Thursdays from 6-8:50 pm in UGLC 216. We will take breaks at 7:00 pm and 8:00 pm. In accordance with university policy, class attendance and participation are mandatory.

Because this is a once-a-week class, attendance enforcement is stricter than most classes. Remember, missing one class, although once-a-week class, is equivalent of missing an entire week if the class met three times a week. Attendance is taken at the beginning and end of class. The midterm will take up on hour in class and I will take attendance in the second hour of that class. If you are late, consider yourself marked absent. It is your responsibility to let me know you are present during the subsequent break. Each day of class attendance is added into the equation toward points for participation. When absent, you do not get these points.
11. Leaving early

If you leave class early without notifying me, I will mark you absent.

12. Excused and unexcused absences

More than two unexcused absences shall result in being dropped from the class at my discretion. More than three absences, excused or unexcused, will result in being dropped from the class at my discretion. Because it is at my discretion, if you stop attending class, do not rely on me to drop you. After the drop deadline, I will drop students only after considering a request from the student. Do not expect me to drop you if you cease attending class. To be excused, I must be informed of your absence before class (before 6:00 pm) via e-mail at rerojas@utep.edu or rrojas@da.state.nm.us or text. To be excused after-the-fact, some type of written documentation excusing your absence will be needed. When texting, please text this, “Your name, I will be unable to attend class today....” and please send the text BEFORE 6:00 pm.

13. Bullet Points of Reading

On the date the Mid-Term Draft is due, your reading bullet points will also be due. Your bullet points will be five main points you got out of a reading. Failure to turn in summary will result in a negative 1 point. You must bring the summaries to each class for the reading that will be lectured upon. Do not try to do them the night before the midterm as I ask you to take them out throughout the semester.

14. Participation

In this class, I use the Socratic Method. Students must be prepared to be called upon to describe and discuss the readings and answer questions. I usually call upon three students per hour and you should expect to “be up” for the entire hour. This is your participation that will be factored into your final grade. Your participation will begin at “20” and may lose participation point if you are not prepared. Nevertheless, for extra points, although not a full point, you may still participate and receive points even after I have called upon you. Please do not fear me calling on you and see it as a conversation with me. You do not have to agree with the readings or myself. Be aware I can call on you even if you are not present so, if you are absent without an excuse, keep this in mind as you may gain a negative one point. If I find a substantial number of students unprepared to discuss the reading in class, I will give a pop quiz.

15. Dropping

This semester, the last day you may drop this class with a grade of automatic withdrawal (“W”) is October 28 (no joke). The last day of my class is the Last Day of Classes, Dec. 1. I have a “no questions asked” drop policy for drops after the drop deadline. However, you must request the drop in writing, and it must be before final grades are posted.

16. Grading Criteria and Course Evaluations

Based on participation, extra credit, bullet points, quizzes, and paper and oral final exam.
Every student starts off with an A in my class. This means on Class 1, you have 100 points. Depending on your grades in each of the items below, I will subtract the numerator from the 100.

<table>
<thead>
<tr>
<th>Item</th>
<th>Numerator</th>
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<tbody>
<tr>
<td>Quizzes</td>
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<td>Midterm</td>
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<tr>
<td>Participation and Attendance</td>
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<td>Call Day</td>
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<tr>
<td>Orals Final</td>
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<tr>
<td>Paper Final</td>
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90 – 100 pt = A  
80 – 89 pt = B  
70 – 79 pt = C  
60 – 69 pt = D  
59 or below = F

17. **A. Extra Credit:** You can earn 10 points by attending 10 Chicano(a)-related academic events like a lecture, film, reading, etc. **ALTERNATIVELY,** you can get 10 points for volunteering 20 hours with an activism or community organizing based organization. **Recommend:**

- Lincoln Park Day
- Border Network for Human Rights,
- Sin Fronteras Farmworker Center
- Opportunity Center for the Homeless
- Raza, Organize! (find on Facebook or ask me)
- Paso del Norte Civil Rights Project
- Diocesan Migrant and Refugee Services
- Las Americas Immigrant Advocacy Center
- Dame La Mano, Reynolds House, Center
- Against Family Violence
- Any event on the UTEP Hispanic Heritage Celebration Calendar
- Lincoln Park Day
- Rescue Mission of El Paso
- Chicano(a) History Project (ask me)
- El Paso Foundation for Open Government

B. I also give 5 points for a family tree (more on this later). I will give instructions on this later.

C. I will give up to 14 points (one per class) to students who place their cell phone on the front table during class. Please sign the “in and out” sheet.

18. **Academic dishonesty (Plagiarism)**

I do report plagiarism to the Dean of Students. This includes deliberate and accidental plagiarism. It is not my job to decipher if you plagiarized deliberately or accidentally (“left out quotation marks”). I simply report it to the Dean of Students for his office to decipher and rule upon.

UTEP prohibits academic dishonesty (AD) and considers AD a violation of the UTEP Handbook of Operating Procedures (HOP). AD includes, but is not limited to, cheating, plagiarism, and collusion. Cheating may involve copying from or providing information to another student, purchasing term
papers online, possessing unauthorized material during a test, using work in a paper or assignment for
which the student had received credit in another course without direct permission of all involved
instructors, or falsifying research data. **Plagiarism occurs when someone intentionally or knowingly
represents the words or ideas of another person's as one's own.** This includes passing purchased
on-line papers as one's own or including/copying passages from books and research material without
proper quotation marks and/or citations. This also includes summarizing or paraphrasing a source
without giving proper citations. Collusion involves collaborating with another person to commit an
academically dishonest act. The university and I will not tolerate any attempted act of AD. Violations
will be taken seriously and will be referred to the Dean of Students Office for possible disciplinary
action. Students may be suspended or expelled from UTEP for such actions. Please consult the HOP at
http://hoop.utep.edu for the complete UTEP policy on academic dishonesty. You may also consult with
the Assistant Dean of Students at the Student Union Building West, Room 102, or by calling 747-5648.

19. Student with disabilities

If you have or believe you have a disability, you may wish to self-identify. You can do so by providing
documentation to the Office of Disabled Students located in the Student Union Building East, Rm. 203,
by telephone 747-4148, or by electronic mail dss@utep.edu. If you have a condition that can cause
your ability to exit safely from the premises in an emergency, or that may cause an emergency during
class, you are encouraged to discuss this in confidence with me and/or the director of Disabled Student
Services. Upon request, I can make seating accommodation for “better hearing” purposes for persons
who are hard-of-hearing (sordo) or -vision but who may not have an official disability.

20. Attention Graduate Students and Honors Students: Please see me to discuss requirements
your graduate adviser may require for this course. Students wishing to receive honors credit must
speak with me, as I require religious devotion, punctuality, and attendance to this class.

21. Hall Pass: UTEP students are typically involved in their family and church, working full time,
and going to school full time. Please realize we are all in the same boat. However, I frequently get
the same excuses on why something was not turned in, or why a student missed a class. Rather
than hear them, I will give you two “hall passes” at the beginning of the semester. You can use to
excuse an absence (as long as you do not miss more than three classes), turn in a paper or
assignment late (24 hours from the due date). If you lose your pass, I will not give you another.

**Chicana(o) Legal History Spring 2016– Raymundo Rojas**

<table>
<thead>
<tr>
<th>Date</th>
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<th>Readings</th>
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<tbody>
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<td>Sept. 1</td>
<td><strong>Class 2</strong></td>
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<tr>
<th>Sept. 8</th>
<th><strong>Class 3 – Quiz 1</strong></th>
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<th><strong>Sept. 8</strong></th>
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<tr>
<td>Critical Race Theory, -Ch. 5 (bullet 11) -Ch. 3 (bullet 12) -Ch. 7 (bullet 13); - <strong>Critical Race Theory ch. 8 (bullet 14) Reader:</strong> - <em>The Treaty of Guadalupe Hidalgo, Griswold Del Castillo, p. 43-46, 62 – 86 (bullet 15)</em> - <em>The Treaty of Guadalupe Hidalgo, p. 87-107 (bullet 16)</em> - Reader: El Paso City Manager Defends Funds…” (Reflection)</td>
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| Sept. 15 | Class 4 | Land, Possession, Treaty of Guadalupe Hidalgo – Finalization; Citizenship and Property Rights: US Interpretation of the Treaty; U.S. Courts | - Reader: “White Lines” (bullet 17) and “The Legal construction of Race” (bullet 18)  
- Mexican Americans and the Law, Ch. 1 (bullet 19)  
- Mexican Americans and the Law, ch. 5 (bullet 20)  
- Reader: “Race, The Immigration Laws, and Domestic Race Relations” by Johnson (bullet 21 – five bullets for each section)  
- Reader: “Are Immigration Laws Like Jim Crow” (bullet 22)  
- Reader: Mendoza v. INS (bullets 23)  
- Reader: Murillo v. Musegades (bullets 24) |
| Sept. 22 | Class 5 – Quiz 2 | Immigration cont. Exclusion and Deportation of Lesbians and Gay Men, HIV positive; | - Reader:  
- “Exclusion and Deportation of Lesbians and Gay Men, HIV Positive” (bullets 25)  
- “Marginalization of Women Under the Immigration and Nationality Laws” (bullets 26) and VAWA |
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<th>Date</th>
<th>Class</th>
<th>Topics</th>
<th>Additional Information</th>
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<tr>
<td>Oct. 13</td>
<td>Class 8</td>
<td>Voting Rights – Voting Rights Litigation – Reapportionment and Redistricting – Combining Forces with African-Americans – Unrealized Hope of Statistical</td>
<td>Film: Racism in America: Small Town 1950s Case Study Documentary Film</td>
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</table>
### Oct. 20
**Class 9 – Quiz #3**


- Reader: “The 1957 Election,” (bullets 37)
- Reader: “Richard Tellez and the Barrio” (bullets 38)
- Reader: “The Chicano in El Paso Politics” (bullets 39)
- Reader: “Alicia Chacon Readings (2 articles)” (bullets 40)
- Reader: “Sierra v. EPISD” and Clint ISD (bullets 41)

### Oct. 27

- Mexican Americans and the Law, ch. 7; p. 134-143, bottom of 150-55 (bullets 42)
- Reader: Fisher v. Texas (will email out) (bullets 43)

**Read and summarize the below:**
- EEOC pregnancy discrimination
- Employment Rights Under
- National Labor Relations Act
- Pregnancy Discrimination;
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| Nov. 3 | Class 11 – Quiz #4 | - Violence, Gender, and Sexual Identity – Violence Against Women Act – Aguirre v. Cervantes – Violence Against Women and Criminal | - Wage and Hour basics
|        |         |                                                                      | - Read through “Handbook” at [www.domesticviolence.org](http://www.domesticviolence.org) (Handbook will be in the right side column) – read through each section (Bullet 47)
|        |         |                                                                      | - Reader: Dynamics of Domestic Violence in Immigrant Families (bullets 48)
|        |         |                                                                      | - Reader: “Enduring Challenge of Concentrated Poverty,” P. 125-131 (bullets 49) |
| Nov. 10| Class 12 | Urban Renewal, Revitalization, and Gentrification - Environment; Segundo Barrio; Smeltertown; La Piedra; I-10; Stormsville; Chamizal; ASARCO, bankruptcy – Right to the City – Film: Chavez Ravine | - Reader: “Inequality and Gentrification” (bullets 50)
|        |         |                                                                      | - Reader: “Eminent Domain without Limits” and “Glass beach” (bullets 50) |
| Nov. 17| Class 13 – Quiz #5 | Professionalization of the Movement - The 501(c)3 and Nonprofit Industrial - Nonprofits and Legal Services – white liberals, missionary complex, Law and Language – Early History of Language in the US – Language as a Civil Rights – Yniguez v. Arizonans for Official English – Language in the Workplace – García v. Gloor – Bilingual Ed – Serna v. Portales – Recent challenge | - Reader: “We were never meant to survive” (bullets 51)
|        |         |                                                                      | - Mexican Americans and the Law, Ch. 4 (bullets 52) |
| Dec. 1 | Class 14 – catch up Last Day of Class – Oral Exam | | Catch up |
| Dec. 8, 7pm-9:45pm | Final Exam and Oral Exams | | |