



# ST. JEROME'S UNIVERSITY

## St. Jerome's University in the University of Waterloo

Department of Sociology and Legal Studies

LS 402 Fall 2021 *REMOTE INSTRUCTION*

Legal Authority and Subjectivity

### INSTRUCTOR INFORMATION

Instructor: Susan Dianne Brophy, PhD

Email: [susan.brophy@uwaterloo.ca](mailto:susan.brophy@uwaterloo.ca)

Contact:   
➤ all general questions: 'Ask the Prof' LEARN discussion board  
➤ personal communication: Email  
➤ Fridays *if necessary*, video by appointment only (email Prof to set-up)

### COURSE DESCRIPTION

This senior seminar explores the relation between those who make or administer law and select legal subjects whose lives and identities are shaped by law. As we study specific perspectives, students will debate and assess topics spanning such disciplines as psychology, sociology, history, humanities, cultural studies, political science, and criminology.

### COURSE OBJECTIVES

Given that this is a senior seminar, the first objective is to encourage students to take ownership of the course. Other than a few opening remarks and guiding questions from the course instructor, the students themselves are responsible for setting the tone and tempo of the course. The second objective, related to the first, is to foster an environment of respectful and knowledgeable critique, which is essential to effective scholarly debate. This means that students must be exceptionally well-prepared on a weekly basis to not only answer, but also ask pointed questions that demonstrate your critical reading and thinking skills. To help accomplish this level of comprehension and quality of engagement, Weekly Submissions are mandatory in the remote version of the course.

### REQUIRED TEXTS

See LEARN.

### LIVE FRIDAY ZOOM SESSIONS

The Professor will hold live 1hr sessions on Fridays at 11:30am via Zoom, which will be recorded and posted to LEARN. This offers an opportunity to answer and reflect on questions from Weekly Submissions. Although attendance is not mandatory, participation on LEARN threads and/or via Zoom will be given equal consideration when assessing student engagement.

## COURSE REQUIREMENTS AND ASSESSMENT

<b>OPTION A</b>			
<b>Weeklies + Two Essays</b>			
<b>Requirement</b>	<b>Description</b>	<b>Schedule</b>	<b>Value</b>
Weekly Submissions	<i>Answer 4 questions every week</i> - weekly entry to Professor - show you thought about reading	Every <b>WED</b> @ 11:59pm W2 – W11	25% - 10 sessions - 2.5% each - grades awarded for completion
Participation	<i>Assessment of engagement</i> - contributions to discussions - contributions to Vocab Lab - quality of Weekly Submissions	Cumulative	15% - grades awarded holistically at end of term
Essay 1	<i>Reflection on colonial authority</i> - covers W1 to W5 - details on LEARN	DUE <b>SAT OCT 9</b> @ 11:59pm	30% 6 pages min 8 pages max
Essay 2	<i>Reflection on legal subjectivity</i> - covers W6 to W12 - details on LEARN	DUE <b>SAT DEC 4</b> @ 11:59pm	30% 6 pages min 8 pages max

<b>OPTION B</b>			
<b>Weeklies + Final Essay</b>			
<b>Requirement</b>	<b>Description</b>	<b>Schedule</b>	<b>Value</b>
Weekly Submissions	<i>Answer 4 questions every week</i> - weekly entry to Professor - show you thought about reading	Every <b>WED</b> @ 11:59pm W2 – W11	25% - 10 sessions - 2.5% each - grades awarded for completion
Participation	<i>Assessment of engagement</i> - contributions to discussions - contributions to Vocab Lab - quality of Weekly Submissions	Cumulative	15% - grades awarded holistically at end of term
Final Essay	<i>Reflection on legal authority and subjectivity in settler colonialism</i> - covers W1 to W12 - details on LEARN	DUE <b>SAT DEC 11</b> @ 11:59pm	60% 12 pages min 16 pages max

**SWITCHING FROM OPTION A TO OPTION B**

Students may switch from Option A to Option B. Please note that the grade for Essay 1 from Option A will be dropped upon switching to Option B. Also note that students may not switch back to Option A if dissatisfied with the Final Essay grade.

## COURSE SCHEDULE

<i>course theme</i> <b>settler colonialism</b>	
Sept 5 – 11 <b>WEEK 1</b>	Patrick Wolfe (2006) Reclaiming Power and Place: The Final Report of the National Inquiry into Missing and Murdered Indigenous Women and Girls, Volume 1a (2019) ----- BACKGROUND LEGAL DETAILS (see LEARN)
<b>PERSPECTIVES ON COLONIAL AUTHORITY</b>	
Sept 12 – 18 <b>WEEK 2</b>	Aimé Césaire (1950)
Sept 19 – 25 <b>WEEK 3</b>	Mahmood Mamdani (1996)
Sept 26 – Oct 2 <b>WEEK 4</b>	Frantz Fanon (1952)
Oct 3 – 9 <b>WEEK 5</b>	Anne McClintock (1995)
~~~~~ <b>READING WEEK</b> ~~~~~	
<b>SUBJECTIVITY IN THE SETTLER STATE</b>	
Oct 17 – 23 <b>WEEK 6</b>	Glen Sean Coulthard (2014) ----- BACKGROUND LEGAL DETAILS (see LEARN)
Oct 24 – 30 <b>WEEK 7</b>	David Roediger (1998) Himani Bannerji (2020) ----- BACKGROUND LEGAL DETAILS (see LEARN)
Oct 31 – Nov 6 <b>WEEK 8</b>	John Borrows (2002) John Borrows (2017) ----- BACKGROUND LEGAL DETAILS (see LEARN)
<b>REFLECTION, RECOGNITION, ELIMINATION, AND RELCAMATION</b>	

Nov 7 – 13 <b>WEEK 9</b>	Mark D. Walters (2016) ----- BACKGROUND LEGAL DETAILS (see LEARN)
Nov 14 – 20 <b>WEEK 10</b>	Chris Andersen & Jennifer Adese (2021) Sébastien Grammond, Isabelle Lantagne & Natacha Gagné (2016)
Nov 21 – 27 <b>WEEK 11</b>	Daiva Stasiulis (2020) Amy Fung (2021) ----- BACKGROUND LEGAL DETAILS (see LEARN)
Nov 28 – Dec 4 <b>WEEK 12</b>	Reclaiming Power and Place: The Final Report of the National Inquiry into Missing and Murdered Indigenous Women and Girls, Volume 1a (2019)

### SUBMISSION AND RETURN OF WEEKLY SUBMISSIONS AND ESSAYS

- Weekly Submissions are completed as “Quizzes” on LEARN.
- Essays are submitted electronically via DropBox on LEARN.
- All submissions are automatically time-stamped.
- Essays will be graded within two weeks (at most) of the date of submission.
- Essay comments and grades will be posted on LEARN.

### LATE WEEKLY SUBMISSIONS AND ESSAYS

#### WEEKLY SUBMISSIONS

- Email the Professor prior to (or no later than 24hrs after) the missed deadline to see if you are eligible of an accommodation (see ‘Accommodations Policy’ below).
- After receiving approval for an accommodation from the Professor, the student and Professor will agree to a new due date for the missed Weekly Submission.  
For example: if a student misses the WED 11:59pm due date for W3, they must email the Professor no later than THU 11:59pm (within 24hrs after the original deadline); a new due date will be agreed upon that will allow the student to complete the W3 Weekly Submission, but only if there are legitimate grounds for such an accommodation in accordance with the ‘Accommodations Policy’.
- Students will automatically receive a ‘0’ on that Weekly Submission if the Professor is not contacted by email within 24hrs after the missed deadline.

#### ESSAYS

- Email the Professor prior to (or no later than 24hrs after) the missed deadline to see if you are eligible of an accommodation (see ‘Accommodations Policy’ below).
- After receiving approval for an accommodation from the Professor, the student and

Professor will agree to a new due date for the Essay.

- Absent an accommodation, any essay submitted after the date and time that it is due will be subjected to a 5% per day late penalty.

For example: if you submit a paper that is assessed at 85%, it will fall to 80% if you submit it late by one day, 75% for two days, and 70% for three (etc.).

- Essays more than 7 days late will not be accepted unless you have received an accommodation from the Professor.

## ACCOMMODATIONS POLICY

- Accommodations will only be considered if:
  - (a) you are ill and submit a *University of Waterloo Verification of Illness Form* to the course instructor as soon as possible;
  - (b) there was a death of a family member, which you can prove through official documentation (travel receipts will not suffice) submitted to the course instructor;
  - (c) due dates conflict with important dates on your religious calendar, and you have informed the course instructor of this fact in advance;
  - (d) you are [registered with AccessAbility Services](#) and can provide the course instructor with the relevant documentation.
- Familiarize yourself with the University of Waterloo's policies on what your responsibilities are in the event of a late or missed course requirement:
 

[https://uwaterloo.ca/registrar/final-examinations/examination-regulations-and-related-matters#acc\\_illness](https://uwaterloo.ca/registrar/final-examinations/examination-regulations-and-related-matters#acc_illness)
- Keep in mind the following regulations:
 

Students in on-campus courses [even if delivered remotely] who are ill and unable to meet assignment due dates or write a term test or final examination should seek medical treatment and provide confirmation of the illness to the instructor(s) within 48 hours by submitting a completed *UW Verification of Illness Form* to support requests for accommodation due to illness.

The *UW Verification of Illness Form* is normally the only acceptable medical documentation and is available on line at [uwaterloo.ca/health-services/student-medical-clinic/services/verification-illness](https://uwaterloo.ca/health-services/student-medical-clinic/services/verification-illness). Students who consult their physician or use the services of an off-campus walk-in clinic must provide this form to the attending physician for completion; doctors' notes and forms created by the physician or clinic are normally not acceptable.

## CORRESPONDENCE POLICY

- Post general course related questions to 'Ask the Prof' on LEARN.
  - All discussion boards will be monitored and questions answered within 36 hours,

Monday to Friday, 8:30am-4:30pm (except on holidays).

- Email is the best way to reach the Professor for individual communication.
  - All emails will receive a reply within 36 hours, Monday to Friday, 8:30am-4:30pm (except on holidays).

## OTHER IMPORTANT INFORMATION

**Academic Integrity:** In order to maintain a culture of academic integrity, members of the University of Waterloo community are expected to promote honesty, trust, fairness, respect, and responsibility. [Check [www.uwaterloo.ca/academicintegrity/](http://www.uwaterloo.ca/academicintegrity/) for more information.]

**Grievance:** A student who believes that a decision affecting some aspect of their university life has been unfair or unreasonable may have grounds for initiating a grievance. Read the St. Jerome's University Policy on Student Petitions and Grievances, [www.sju.ca/sites/default/files/upload\\_file/PLCY\\_AOM\\_Student-Petitions-and-Grievances\\_20151211-SJUSCapproved.pdf](http://www.sju.ca/sites/default/files/upload_file/PLCY_AOM_Student-Petitions-and-Grievances_20151211-SJUSCapproved.pdf). When in doubt, please be certain to contact the St. Jerome's Advising Specialist, Student Affairs Office, who will provide further assistance.

**Discipline:** A student is expected to know what constitutes academic integrity, to avoid committing an academic offence, and to take responsibility for their actions. [Check [www.uwaterloo.ca/academicintegrity/](http://www.uwaterloo.ca/academicintegrity/) for more information.] A student who is unsure whether an action constitutes an offence, or who needs help in learning how to avoid offences (e.g., plagiarism, cheating) or about "rules" for group work/collaboration should seek guidance from the course instructor, academic advisor, or the Associate Dean. When misconduct has been found to have occurred, disciplinary penalties will be imposed under the St. Jerome's University Policy on Student Discipline, [www.sju.ca/sites/default/files/PLCY\\_AOM\\_Student-Discipline\\_20131122-SJUSCapproved.pdf](http://www.sju.ca/sites/default/files/PLCY_AOM_Student-Discipline_20131122-SJUSCapproved.pdf). For information on categories of offences and types of penalties, students should refer to University of Waterloo Policy 71, Student Discipline, [www.adm.uwaterloo.ca/infosec/Policies/policy71.htm](http://www.adm.uwaterloo.ca/infosec/Policies/policy71.htm). For typical penalties, check the Guidelines for the Assessment of Penalties, [www.adm.uwaterloo.ca/infosec/guidelines/penaltyguidelines.htm](http://www.adm.uwaterloo.ca/infosec/guidelines/penaltyguidelines.htm).

**Appeals:** A decision made or penalty imposed under the St. Jerome's University Policy on Student Petitions and Grievances (other than a petition) or the St. Jerome's University Policy on Student Discipline may be appealed if there is a ground. A student who believes they have a ground for an appeal should refer to the St. Jerome's University Policy on Student Appeals, [www.sju.ca/sites/default/files/PLCY\\_AOM\\_Student-Appeals\\_20131122-SJUSCapproved.pdf](http://www.sju.ca/sites/default/files/PLCY_AOM_Student-Appeals_20131122-SJUSCapproved.pdf).

**Note for students with disabilities:** AccessAbility Services, located in Needles Hall (Room 1401) at the University of Waterloo, collaborates with all academic departments to arrange appropriate accommodations for students with disabilities without compromising the academic integrity of the curriculum. If you require academic accommodations to lessen the impact of your disability, please register with AccessAbility Services at the beginning of each academic term, [www.uwaterloo.ca/accessability-services/](http://www.uwaterloo.ca/accessability-services/).