

Selected Bibliography on Teaching Legal Ethics

Robert Rubinson*

The following bibliography offers a selected cross-section of sources about teaching professional ethics. Most of this literature (and the sources cited here) tends to explore pedagogy that seeks to engage students more than the traditional lecture format, such as simulations and clinics. I have included brief summaries of the sources to help direct teachers to the materials most relevant to the context in which they teach.

This bibliography is merely a starting point. Interested teachers can consult other sources cited in the listed materials and communicate with experienced teachers of professional ethics who have employed innovative teaching methodologies.

Sources about Ethics Pedagogy

Robert P. Burns, *Teaching the Basic Ethics Class Through Simulation: The Northwestern Program in Advocacy and Professionalism*, 58 LAW & CONTEMP. PROBS. 37 (1995) (description and analysis of a simulation-based course on ethics, trial advocacy, and evidence)

Steven Hartwell, *Promoting Moral Development through Experiential Teaching*, 1 CLINICAL L. REV. 505 (1995) (summarizing research on teaching legal ethics and concluding that an experiential, one-semester legal ethics course can promote development of moral reasoning)

David Luban & Michael Millemann, *Good Judgment: Ethics Teaching in Dark Times*, 9 GEO. J. LEGAL ETHICS 31 (1995) (describing a hybrid course that combines a classroom course on ethics in conjunction with a live-client clinical course)

Carrie Menkel-Meadow, *Telling Stories in School: Using Case Studies and Stories To Teach Legal Ethics*, 69 FORDHAM L. REV. 787 (2000) (introduction to a symposium on “case studies in legal ethics”)

Lisa G. Lerman, *Teaching Moral Perception and Moral Judgment in Legal Ethics Courses: A Dialogue about Goals*, 39 WM & MARY L. REV. 457 (1998) (introduction to symposium and summary of articles and panel discussion).

* Professor of Law and Director of Clinical Education, University of Baltimore School of Law.

James E. Moliterno, *An Analysis of Ethics Teaching in Law Schools: Replacing Lost Benefits of the Apprentice System in the Academic Atmosphere*, 60 U. CIN. L. REV. 83 (1991) (surveying the goals of an ethics course and the different teaching methodologies through which those goals may be met)

Robert Rubinson, *Attorney Fact-Finding, Ethical Decision-Making and the Methodology of Law*, 45 ST. LOUIS U. L.J. 1185 (2001) (exploring the centrality of fact investigation and analysis to legal ethics and pedagogical techniques that confront these issues)

Teaching Materials

PHILIP B. HEYMANN & LANCE LIEBMAN, *THE SOCIAL RESPONSIBILITIES OF LAWYERS: CASE STUDIES* (1988) (a noted collection of stories raising ethical dilemmas in a variety of practice contexts)

JAMES L. KELLEY, *LAWYERS CROSSING LINES: NINE STORIES* (2001) (narratives presenting detailed accounts of lawyer misconduct supplemented with comments and questions)

LISA G. LERMAN & PHILIP G. SCHRAG, *ETHICAL PROBLEMS IN THE PRACTICE OF LAW* (2005) (law school text that employs problems, newspaper articles, photographs, graphic material, and other sources designed to enliven and engage students in legal ethics courses)

LEGAL ETHICS: LAW STORIES (Deborah L. Rhode & David J. Luban eds., 2006) (an anthology of “stories” by a variety of authors that raise ethics issues)