

John Glenn School of Public Affairs
The Ohio State University

PPM 880.06 Alternative Dispute Resolution Policy Lab
Fall 2009
240 Page Hall

Instructor: Maria Mone
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Class Hours: Thursdays 5:30 PM - 8:18 PM
Office Hours: Before and after class, or by appointment

Course Objectives

This course will introduce students to the field of Alternative or Appropriate Dispute Resolution (ADR) and specifically the use of ADR in managing and resolving public policy disputes. The course will explore processes such as mediation, facilitation, and negotiated rulemaking and how these consensus-building processes can be used to successfully address controversial public policy disputes at the local, state and federal levels. Lab objectives include increased familiarity with ADR processes, an understanding of how and when to use third party assistance, how to choose the most appropriate ADR process to ensure public participation and representation of stakeholder interests.

Format

Class will meet once a week for three hours. Class time is devoted to lectures, case discussions, role plays and exercises. We will use experiential learning through role plays to explore the application of theory.

Textbooks/Assigned Reading

Fisher, Ury and Patton, **Getting to Yes**, (2nd Edition) (New York: Penguin, 1991).
and handouts (distributed in class or electronically)

Students are responsible for obtaining any materials not received due to missed classes.

Student Work Requirements

1. Class Preparation and Participation. This course requires that students come prepared to class. There are two forms of preparation: reading and assignments.
 - (a) **Reading** has been assigned for each class. Students will be responsible for completing the reading assignments.

(b) **Assignments** are role plays, cases, and questionnaires that must be completed for class, or in between class periods. It is essential that students be prepared by reading the assigned role play, case study, or briefing information and/or completing the required assignment.

Students are expected to be prepared for class, to attend class, and to complete the required role plays. Attendance at class is expected unless the instructor is notified. Missing a role play or simulation is not acceptable except for medical emergency.

Grading

1. Class Participation: The class participation segment of your grade will be based on class attendance, preparation for all class activities and the quality of your contribution to class discussions.
2. Quizzes: There will be two unannounced, closed book quizzes during the quarter covering reading assignments and class lecture. Each quiz will be worth 10 points.
3. Graded Negotiation and Paper: There will be one graded negotiation in the course. Students will be evaluated on the basis of their performance in the role play and the paper they submit on that role play.
4. Final Paper: The final paper will require you to do an analysis of a current multi-party, multi-issue, dispute or problem using course concepts. More information will be given in class.

Summary of Grading Components and Points

| | <u>Percent</u> | <u>Points</u> |
|---|----------------|---------------|
| Graded Role Play and accompanying paper | 20% | 20 |
| Quizzes | 20% | 20 |
| Final Paper | 40% | 40 |
| Class Participation | 20% | 20 |

Summary of Due Dates

| | |
|---------------------------|--|
| Oct. 29 th | First paper due |
| November 25 th | Final Paper Due (We may begin presentations on the 19 th , depending on class size) |
| Dec. 3 rd | Presentation of final paper topics |

The Honor Code As It Applies to This Course

The Honor Code/Code of Student Conduct of The Ohio State University, applies to all academic work in this course. More specifically, it will be considered a violation of the Code to engage in the following activities:

1. Misrepresenting the written work of others as your own written work.
2. Reading, viewing or discovering the confidential briefing information held by other parties in any graded role play scenario, by gaining access to that information from other parties directly or from others. You may not show your briefing information to others, or read verbatim from that information.

Disability Services

Students with disabilities that have been certified by the Office of Disability Services will be appropriately accommodated, and should inform the instructor as soon as possible of their needs. The Office of Disability Services is located at 150 Pomerene Hall, 1760 Neil Avenue; telephone 292-3307, TDD 292-0901: <http://www.ods.ohio-state.edu/>.

Course Outline

| <u>Class</u> | <u>Date</u> | <u>Topics</u> | <u>Assignment/Preparation</u> |
|--------------|------------------------|--|--|
| 1. | Sept. 24 th | Introductions, Course Objectives Sources of Public Conflict Spectrum of Collaboration & DR Processes | <u>Evolution of PP DR</u> , Susskind electronic format |
| 2. | Oct. 1st | Negotiation Principles Distributive and Integrative Negotiation | <u>Getting to Yes</u> entire text Fisher, Ury, Patton |
| 3. | Oct. 8 th | Assisted Negotiation Processes Mediation and Facilitation | <u>The Mediation Model</u> Handouts - Elliott On-line mediation |
| 4. | Oct. 15 th | Multi-party Role Play Negotiation - unassisted | Prepare for Role Play Complete Negotiation Preparation Sheet |
| 5. | Oct. 22 nd | Debrief Role Play Negotiated Rulemaking Group Exercise | Negotiated Rulemaking Act Pub. Law 104—320, Title 5 U.S. Code; ORC Ch. 119-19.03.5 |
| 6. | Oct. 29 th | Westville Role Play Mediated Negotiation | <u>Building Consensus</u> |

Guiding Principles, Canadian RT
Short Guide to Consensus Building
Susskind; PCI Web videos
1st Paper Due

7. Nov. 5th Public Policy DR/Consensus Building
Stakeholder Assessment
Process Design

Best Practices for Gov. Agencies
SPIDR

8. Nov. 12th Public Policy DR/Consensus Building
Case Study

Conducting a Conflict Assessment
Susskind, Thomas-Larmer

9. Nov. 19th Evaluating Public Dispute Resolution Processes

Evaluating Consensus Building,
Innes

Final Paper Due

Nov. 26th No Class Thanksgiving Holiday

10. Dec. 3rd Final Paper Presentations
Course Evaluation

Prepare Presentation