Preparing the Law Students of Today for the Legal Tech of Tomorrow ILTL Summer Conference, Tuesday, June 14, 2019

Professor Drew Simshaw, @dsimshaw, dts52@law.georgetown.edu Assistant Professor, Gonzaga University School of Law

Eight Tech-Conscious Goals for Law Teaching and Learning

- Goal 1: Shed the "I went to law school to avoid math" mentality
- Goal 2: Avoid overemphasizing the AI "hype" of any given day or year
- Goal 3: Elevate mindset of creative thinking with the aid technology
- Goal 4: Urge caution with technology use that stunts creativity
- Goal 5. Embrace technology's role as a "legal ethics catalyst"
- Goal 6: Collaborate with innovative law schools across the country
- Goal 7: Collaborate with innovative schools "across the campus"
- Goal 8: Link technology to mindfulness and wellness

BIBLIOGRAPHY

Eugene Volokh, *Chief Justice Robots*, 68 DUKE L. J. 1135 (2019) (discussing the various roles for AI in legal practice, including writing briefs).

Jamie J. Baker, 2018: A Legal Research Odyssey: Artificial Intelligence as Disruptor, 110 LAW LIB. J. 5 (2018) (discussing in part the potential ethical problems of using AI in the drafting of legal documents).

Dessislave Dobrev, *The Human Lawyer in the Age of Artificial Intelligence: Doomed for Extinction or in Need of a Survival Manual*, 18 J. INT'L BUS. & L. 39 (2018) (arguing that law schools should "not only readjust curricula, but devise wholly new curricula to equip lawyers with the skills to compete in an AI future").

Dyane O'Leary, *A-I is a G-O*, 26 PERSP: TEACHING LEGAL RES. & WRITING 33 (2018) (questioning whether AI research methods should be taught in legal writing courses).

Drew Simshaw, *Ethical Issues in Robo-Lawyering: The Need for Guidance on Developing and Using Artificial Intelligence in the Practice of Law*, 70 HASTINGS L. J. 173 (2018) (addressing the ethical challenges of using AI in legal practice).

Katrina June Lee, A Call for Law Schools to Link the Curricular Trends of Legal Tech and Mindfulness, 48 TOLEDO L. REV. 55 (2017) (proposing that, as law schools move in the direction of increased legal technology focus, they deliberately link legal technology education with mindfulness training).

Camille Broussard, et al., *Teaching Legal Technology*, AALL Spectrum, Vol. 21, Issue 4 (March/April 2017), pp. 22-25 (offering "[a] critical conversation on legal technology skills and training").

Sergio David Becerra, Note, *The Rise of Artificial Intelligence in the Legal Field: Where We Are and Where We Are Going*, 11 J. Bus. Entrepreneurship & L. 27 (2017) (discussing in part the potential for using AI in legal analysis and oral advocacy).

Kirk C. Jenkins, *Making Sense of the Litigation Analytics Revolution*, 63 No. 5 PRAC. LAW. 58 (2017) (addressing the growing use of judicial analytics in litigation, including crafting legal arguments).

Dana Remus & Frank Levy, *Can Robots Be Lawyers?*, 30 GEO. J. LEGAL ETHICS 501 (2017) (discussing in part the application of AI to legal writing and legal analysis).

Brian Sheppard, *Incomplete Innovation and the Premature Disruption of Legal Services*, 2015 MICH. ST. L. REV. 1797 (2015) (discussing in part the various types of machine learning that affect legal writing, and evaluating the impact of AI on the legal profession).

John O. McGinnis & Russell G. Pearce, *The Great Disruption: How Machine Intelligence will Transform the Role of Lawyers in the Delivery of Legal Services*, 82 FORDHAM L. REV. 3041 (2014) (briefly describing the possibility that AI will evolve to draft legal memos and other documents).

Ian Gallacher, *Do RoboMemos Dream of Electric Nouns?: A Search for the Soul of Legal Writing*, 4 CASE W. RESERVE J. L. TECH. & INTERNET 41 (2012) (evaluating the potential for computer-generated legal writing and assessing some of the challenges to producing such writings, including AI's inability to replicate empathy).

Suzanne Ehrenberg, *Legal Writing Unplugged: Evaluating the Role of Computer Technology in Legal Writing Pedagogy*, 4 LEGAL WRITING: J. LEGAL WRITING INSTIT. 1 (1998) (briefly discussing the possibility of AI programs replacing legal writing instructors).

POPULAR PRESS

Jake Heller, *Artificial Confusion: The (Overblown) Threat of Artificial Intelligence*, ABOVE THE LAW (Sept. 14, 2017), https://abovethelaw.com/2017/09/artificial-confusion-the-overblown-threat-of-artificial-intelligence/ (explaining that it will be several years before AI can replicate advanced legal reasoning or argument).

Steve Lohr, *A.I. Is Doing Legal Work. But It Won't Replace Lawyers, Yet*, N.Y. TIMES (Mar. 19, 2017), https://www.nytimes.com/2017/03/19/technology/lawyers-artificial-intelligence.html (stating that certain tasks like drafting legal briefs are beyond the current purview of AI).

Eric Kroh, *Robots: The Latest Threat to Associates and the Billable Hour*, LAW360 (July 16, 2016), https://www.law360.com/articles/816737/robots-the-latest-threat-to-associates-and-the-billable-hour (concluding that robots cannot replicate the core of a lawyer's work: counseling clients and making strategic decisions).

BLOGS

Joseph Regalia, *The Approaching Legal Writing Disruption?*, Appellate Advocacy Blog (July 22, 2018), https://lawprofessors.typepad.com/appellate_advocacy/2018/07/technology-that-will-bring-your-legal-writing-to-the-next-level.html.

Janice Hollman, For Job-Seeking Law School Students, Technology Is the Answer, Law Technology Today (May 2017), https://www.lawtechnologytoday.org/2017/05/job-seeking-law-school-students/.

Miguel Willis, 8 *Law Schools on Cutting Edge of Tech* + *Innovation*, Innovative Law Student (April 7, 2016), https://www.innovativelawstudent.com/2016/04/7-law-schools-cutting-edge-tech-innovation/.