NextGen Skills*	Required Courses		Elective Courses		Clinics	
	Teach	Assess	Teach	Assess	Teach	Assess
A. Issue Spotting and Analysis, Investigation, and Evaluation						
Identify which legal principles are likely to affect the outcome of a matter	Negotiation, Advocacy, LARC, Transactions & Settlements, BPS: MPT	Negotiation, Advocacy, LARC, Transactions & Settlements, BPS: MPT	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Immigration	Immigration
Identify which facts are likely to be relevant to or dispositive of a legal issue in a matter	Negotiation, LARC, Transactions & Settlements, BPS: MPT	Negotiation, LARC, Transactions & Settlements, BPS: MPT	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Wrongful Convictions, Immigration	Wrongful Convictions, Immigration
Identify the applicable standards of review and/or burdens of proof that will apply to legal issues in a matter.	Advocacy, BPS: MPT	BPS: MPT	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Immigration	Immigration
Identify the strengths and weaknesses of a client's position or an opposing party's position based on the relevant legal rules and standards.	Negotiation, Advocacy, LARC, Transactions & Settlements, BPS: MPT	Negotiation, Advocacy, LARC, Transactions & Settlements, BPS: MPT	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Wrongful Convictions, Immigration	Wrongful Convictions, Immigration
In a matter that requires additional factual development, identify which facts need to be investigated, or the best strategy for investigating or eliciting those facts, in order to be able to evaluate the strengths and weaknesses of a client's position or an opposing party's position based on the relevant legal rules and standards.	Negotiation, Transactions & Settlements	Negotiation, Transactions & Settlements	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Wrongful Convictions	Wrongful Convictions, Immigration
Assess the probable outcome of a claim, motion, discovery matter, or objection based on the relevant legal rules and standards.	LARC, BPS: MPT	LARC, BPS: MPT	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Wrongful Convictions	Immigration
Identify the applicable or dispositive language, standards, elements, or factors of a provided resource (such as a statute, contract, or judicial opinion)	Negotiation, LARC, Transactions & Settlements, BPS: MPT	Negotiation, LARC, Transactions & Settlements, BPS: MPT	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Immigration	Immigration
B. Client Counseling and Advising, Negotiation and Dispute Resolution, Client Relationship and Management						
Identify which claims to recommend bringing, which remedies to recommend seeking, which evidence to present, which arguments or defenses to raise, or how to respond to arguments or defenses, based on the relevant legal rules and standards and consistent with a client's objectives, interests, and constraints.	Negotiation, Advocacy, Transactions & Settlements, BPS: MPT	Negotiation, Transactions & Settlements, BPS: MPT	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Wrongful Convictions	Wrongful Convictions, Immigration
In a matter requiring review of a provided transcript of an interview, deposition, or examination of a client or fact witness, identify gaps in information obtained, suggestions for improvement, and/or grounds for objection (if applicable).	Negotiation, Advocacy, Transactions & Settlements	Negotiation, Transactions & Settlements	Deals & Disputes	Deals & Disputes	Wrongful Convictions	Wrongful Convictions, Immigration
Identify two factors that favor a client's position or two factors that favor an opposing party's position in a matter.	Negotiation, Advocacy, LARC, Transactions & Settlements, BPS: MPT	Negotiation, Advocacy, LARC, Transactions & Settlements, BPS: MPT	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Wrongful Convictions	Wrongful Convictions, Immigration
Identify two benefits or two drawbacks of a proposed resolution of a dispute, consistent with a client's objectives, interests, and constraints.	Negotiation, Advocacy, Transactions & Settlements, BPS: MPT	Negotiation, Advocacy, Transactions & Settlements, BPS: MPT	Deals & Disputes	Deals & Disputes		
Identify potential terms of an agreement that could lead to a negotiated resolution of a dispute.	Negotiation, Transactions & Settlements	Negotiation, Transactions & Settlements	Expert Witness Advocacy, Deals & Disputes	Deals & Disputes	Wrongful Convictions	Wrongful Convictions
In a matter in which a client has multiple stated objectives, explain why a legal rule or principle, as applied to the client's situation, may make one of those stated objectives unattainable.	Negotiation, Advocacy, Transactions & Settlements, BPS: MPT	Negotiation, Advocacy, Transactions & Settlements, BPS: MPT	Deals & Disputes	Deals & Disputes		Immigration
Determine the best strategy for identifying a client's needs and interests underlying the client's stated objectives, in order to aid the client in setting goals in a matter.	Negotiation, Advocacy, Transactions & Settlements	Negotiation, Advocacy, Transactions & Settlements	Deals & Disputes	Deals & Disputes		Immigration
Knowledge of the following Model Rules of Professional Conduct (MRPC) will not be assessed in stand-alone questions but may be assessed in the context of assessment of Group B Foundational Skills.						
MRPC Rule 1.1: Competence	Advocacy,		Expert Witness Advocacy	Expert Witness Advocacy		
MRPC Rule 1.2(a) and (d): Scope of Representation and Allocation of Authority Between Client and Lawyer	Negotiation, Advocacy	Advocacy	Deals & Disputes			Immigration
MRPC Rule 1.3: Diligence	Advocacy	Advocacy	Expert Witness Advocacy	Expert Witness Advocacy		Immigration
MRPC Rule 1.4: Communications	Advocacy	Advocacy	Expert Witness Advocacy	Expert Witness Advocacy	Immigration	Immigration
MRPC Rule 1.6(a) and (c): Confidentiality of Information	Advocacy, BPS: MPT	BPS: MPT	Deals & Disputes			Immigration
MRPC Rule 1.7: Conflict of Interest: Current Clients						Immigration
MRPC Rule 3.1: Meritorious Claims and Contentions	Negotiation, Advocacy, Transactions & Settlements	Advocacy	Expert Witness Advocacy	Expert Witness Advocacy		
MRPC Rule 3.3(a)(1)–(2): Candor Toward the Tribunal	Negotiation, Advocacy, Transactions & Settlements	Negotiation, Advocacy	Expert Witness Advocacy	Expert Witness Advocacy	Immigration	Immigration
MRPC Rule 4.1: Truthfulness in Statements to Others	Negotiation, Advocacy, Transactions & Settlements	Negotiation, Advocacy	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy	Wrongful Convictions	
MRPC Rule 4.2: Communication with Person Represented by Counsel					Wrongful Convictions	
MRPC Rule 4.3: Dealing with Unrepresented Persons					Wrongful Convictions	
C. Legal Research						
In a matter that requires legal research, identify the research questions that need to be answered.	Advocacy, LARC, BPS: MPT	Advocacy, LARC, BPS: MPT			Wrongful Convictions	Immigration
Identify ambiguities in the language, standards, elements, or factors of a provided resource (such as a statute, contract, or judicial opinion).	Advocacy, LARC	LARC	Expert Witness Advocacy, Deals & Disputes	Expert Witness Advocacy, Deals & Disputes	Wrongful Convictions	Immigration
Identify efficient legal research strategies (including appropriate search terms) that are likely to uncover other legal sources to assist in the interpretation of a provided resource (such as a statute, contract, or judicial opinion).	Advocacy, LARC		Deals & Disputes	Deals & Disputes		Immigration
Given a collection of legal sources, identify the roles and characteristics of the sources, including their authoritative weight.	Advocacy, LARC, BPS: MPT	BPS: MPT	Deals & Disputes	Deals & Disputes		Immigration
Given one or more judicial opinions, identify the facts in a matter that are analogous to and/or distinct from the dispositive facts in the opinions.	Advocacy, LARC, BPS: MPT	LARC, BPS: MPT	Deals & Disputes	Deals & Disputes		Immigration
Given a collection of legal sources, identify other sources, search terms, or research strategies that might be used to update sources or find additional sources.	Advocacy, LARC		Deals & Disputes	Deals & Disputes		Immigration
Given a collection of legal sources, identify which sources are relevant to or dispositive of a legal issue in the matter.	Advocacy, LARC, BPS: MPT	BPS: MPT	Deals & Disputes	Deals & Disputes	Wrongful Convictions	Immigration
Given a collection of legal sources, identify whether the sources are sufficient to complete an assigned research or other lawyering task.	Advocacy, LARC, BPS: MPT	BPS: MPT	Deals & Disputes	Deals & Disputes	Wrongful Convictions	Immigration
D. Legal Writing and Drafting						
Draft or edit correspondence to a client explaining the legal implications of a course of action, updating the client on the status of the client's matter, and/or providing advice on the next steps to be taken in the matter	Advocacy, LARC, BPS: MPT	LARC, BPS: MPT	Deals & Disputes	Deals & Disputes		
Given draft sections of a complaint or an answer to a complaint in a matter, identify language that should be changed, and make suggestions for how that language should change, consistent with the facts, the relevant legal rules and standards, and the client's objectives, interests, and constraints	Advocacy					Immigration
Given draft sections of affidavits that must be submitted to a court or other tribunal in a matter, identify the best affiant and best language to support each element to be proved, consistent with the facts, the relevant legal rules and standards, and the client's objectives, interests, and constraints	Advocacy	Advocacy				
Given draft provisions of a contract, identify language that should be changed, and make suggestions for how that language should change, consistent with the facts, the relevant legal rules and standards, and the client's objectives, interests, and constraints.	Transactions & Settlements, BPS: MPT	Transactions & Settlements	Deals & Disputes	Deals & Disputes	Immigration	Immigration
Given a collection of legal sources, draft specified section(s) of a document, demonstrating skill at formulating an original legal analysis. This task may include • an objective memo; • a persuasive brief or letter; or • another common document, such as a mediation brief, an opinion letter, or a draft proposal for a contract.	Advocacy, LARC, BPS: MPT	LARC, BPS: MPT	Deals & Disputes	Deals & Disputes	Wrongful Convictions	Wrongful Convictions, Immigration

*NCBE NextGen Content Scope Outline - https://www.ncbex.org/exams/nextgen/content-scope