

Course	MNGT 3290 - Business Law I
Instructor	Name: Ronald Monard, Esq. Phone: 949-230-0583 Email: monard@netzero.net
Intent of the Course	<ul style="list-style-type: none"> • This course is offered to give students an overview of important legal issues and concepts related to business in the United States. It relies on reading cases, analyzing them, and developing critical thinking techniques. There is an important emphasis on the relationship of law and ethics, together with an ongoing examination of business ethics. • This course is designed to assist students who are focusing their studies in either the Business or Management Departments. • This course gives students an understanding of the law as it relates to business, the environment in which they will be working, and the ethical context in which decision-making occurs. There is information on the Constitutional underpinnings of our legal system, along with substantial examination of contract law, both classical and modern commercial contract law (U.C.C. Article 2). • The development of critical legal thinking skills will serve students well in a wide variety of classes.
Course Level Learning Outcomes	<p>Upon completion of this course, Students should be able to:</p> <ul style="list-style-type: none"> • Define, discuss and differentiate important legal terminology, concepts, principles, and issues related to constitutional, contract, sales, tort, and product liability laws. • Discuss and explain the purpose and basic functioning of the court/legal system in the United States. • Demonstrate an awareness of business ethics, and explain the relationship of law and ethics. • Develop solutions to moderately complex business legal problems using the terminology, facts, concepts, principles, laws, and theories taught in this course.
Course Content	<ul style="list-style-type: none"> • Law and Legal Reasoning • U.S. Court system; civil procedure; Alternative Dispute Resolution • Governmental authority to regulate business • Legal concerns in international business activities

	<ul style="list-style-type: none"> • Tort law, in general, and with an emphasis on business • Product liability • Criminal law, with an emphasis on its relation to business • Ethics, in general, and with an emphasis on business • Contract law: formation of contracts, defenses to contract formation, rules of evidence, how to resolve contract disputes, what to do in the event of breach • Uniform Commercial Code, Article 2: Sales: rules especially for merchants • Warranties and Consumer Protection • Intellectual Property overview • E-commerce and Internet Law <p>NOTE: In teaching this course, the instructor will have considerable material to cover. Engaging the students by encouraging examination of current legal events within the context of subjects covered during the semester is most useful. It is important to emphasize that this is not a history class, but the study of an organic system that is constantly changing and evolving. The changes in ethical beliefs and the moral consensus of our society have an impact on how the law changes. That process is an important backdrop for all the substantive subjects covered in this class.</p>
<p>Suggested Course Activities</p>	<ul style="list-style-type: none"> • Discussion of the cases presented in the text should be included in the class sessions. • Use of selected questions provided at the end of each chapter in the text for further discussion in class as a way of testing the student's ability to apply legal reasoning to conclusions. • Group work in class with case analysis (cases prepared by the instructor) as a helpful tool to fire discussion. • Preparation of review sheets, and actual review in class, prior to exams to keep students from being overwhelmed by the volume of material covered. • Exercise in reading statutes (e.g. as they relate to contracts of minors in Missouri) during the contract section of the course, as a means to prepare students for the U.C.C. • Writing a business letter (cover letter) and preparing a memo with some information for a client regarding contract law concerns. This allows the student to learn fundamental style requirements necessary in business correspondence, while requiring the student to apply legal concepts of contracts to explain and answer questions posed by a client. • Four quizzes, based on the general topics as follows: <ol style="list-style-type: none"> 1. U.S. legal system; court procedures; Constitutional law; international law as it relates to business. 2. Tort, product liability, criminal law (with emphasis on business crimes); ethics.

	<p>3. Classical contract law.</p> <p>4. U.C.C. Article 2 (Sales)</p> <ul style="list-style-type: none"> • It is useful to vary the make-up of the exams. Particularly, the instructor should consider giving some essay questions as a take-home portion of several of the exams. This gives students an opportunity to develop longer, more thoughtful answers than if only given the chance to respond during an in-class examination.
Materials	<p>Text: Introduction to Business Law (3rd ed)</p> <p>Authors: Beatty & Samuelson</p> <p>Publisher: Cengage</p> <p>ISBN: 978-0-324-82699-9</p>
Activities and Grading	<p>Course grade will be based upon class participation (worth 10 points); paper (worth 10 points); sample contract (worth 20 points); and final class paper and presentation (worth 60 points).</p> <p>A 100-93 A- 92-90 B+ 89-87 B 86-83 B- 82-80 C+ 79-77 C 76-73 C- 72-70 D+ 69-65 D 64-61 F 60 and below</p>
Suggested Waiver Policy	<p>This course is required for students pursuing the following degree programs:</p> <p>Business with an Emphasis in Business Administration (B.A.);</p> <p>Bachelor of Business Administration (B.B.A.);</p> <p>Management (without an emphasis);</p> <p>Management with an Emphasis in Human Resource Management;</p> <p>Management with an Emphasis in International Business; and</p> <p>Management with an Emphasis in Marketing.</p> <p>As to waivers for this course, the Department Head should be consulted before consent for such is given. On an International Campus, it is noted in the Undergraduate Studies Catalogue that students may substitute MNGT 3320 Business Law International for MNGT 3290 Business Law. However, on U.S. campuses, the student's background and competency in this subject matter should be closely examined prior to a waiver being granted.</p>
Policy Statements: University Policies	<p>University policies are provided in the current course catalog and course schedules. They are also available on the university website. This class is</p>

governed by the university's published policies. The following policies are of particular interest:

Academic Honesty

The university is committed to high standards of academic honesty. Students will be held responsible for violations of these standards. Please refer to the university's academic honesty policies for a definition of academic dishonesty and potential disciplinary actions associated with it.

Drops and Withdrawals

Please be aware that, should you choose to drop or withdraw from this course, the date on which you notify the university of your decision will determine the amount of tuition refund you receive. Please refer to the university policies on drops and withdrawals (published elsewhere) to find out what the deadlines are for dropping a course with a full refund and for withdrawing from a course with a partial refund.

Special Services

If you need accommodations for a disability, please let the instructor know at the beginning of the course so that they can be provided.

Disturbances

Since every student is entitled to full participation in class without interruption, disruption of class by inconsiderate behavior is not acceptable. Students are expected to treat the instructor and other students with dignity and respect, especially in cases where a diversity of opinion arises. Students who engage in disruptive behavior are subject to disciplinary action, including removal from the course.

Attendance

Sometimes circumstances beyond one's control require that a student miss a scheduled class. It is the student's responsibility to advise the instructor and submit any required work.

Class Schedule

- Week One: Read Chapters 1-2
Introduction to Law, Sources of Contemporary Law, Business Ethics and Social Responsibility.
- Week Two: Read Chapters 3-4
Courts, Litigation, Alternative Dispute Resolution; Legal Foundations. **Paper Due Week Three re: Success and Failures In Our Legal System**
- Week Three: Read Chapters 5-6
Intentional Torts and Business Torts; Negligence and Strict Liability.
- Week Four: Read Chapters 7-8
Criminal Law and Procedure; International Law.

	<p>Week Five: Read Chapters 9-10 Introduction to Contracts, Fundamentals of Contract Law. Sample Contract Due Week Six.</p> <p>Week Six: Read Chapters 11-12 Contracts and Third Parties, Sales and Product Liability.</p> <p>Week Seven: Read Chapters 13-14 Negotiable Instruments, Secured Transactions.</p> <p>Week Eight: Read Chapters 15-16 Bankruptcy; Agency</p> <p>Week Nine: Class Paper and Presentation re: Topic To Be Selected By Student</p>
	<p><u>WEB RESOURCES:</u></p> <p>FINDLAW: GENERAL PUBLIC SITE www.findlaw.com</p> <p>FINDLAW: ATTORNEY SITE http://lp.findlaw.com/</p> <p>CORNELL LAW SCHOOL www.law.cornell.edu</p> <p>GENERAL PUBLIC SITE www.lawcentral.com</p> <p>SUPREME COURT www.supremecourtus.gov</p>