

Acquisitions Law PROC-5810

F2 2021 Section 46 3 Credits 10/18/2021 to 12/17/2021 Modified 10/12/2021

Meeting Times

Tuesdays 6:00 PM - 10:00 PM

Class will be held via Zoom – the links will be posted in the course shell in WorldClassroom.

NOTE: ALL NCR courses begin at 6:00 pm Eastern Seaboard Time/ 5:00 CT/ 4:00 MT/ 3:00 PT – sometimes (even after reviewing this syllabus) the time reverts to a different time zone. The only correct start time is 6:00 pm, Eastern Seaboard Time (or the time zone listed above)

NOTE: Check your standard Webster email inbox for messages from your instructor. No messages will be sent via canvas/world classroom--only standard email will be used for messages. Canvas/world classroom "files" section will be used to post class materials.

NOTE: Purchase of textbook recommended only after 3rd week of class. Course material issues will be discussed during first night of class.

Contact Information

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Description

The legal framework for acquisition contracts is examined. Students review the Uniform Commercial Code as it relates to acquisitions and basic contract law.

Requisites

None

Objectives

Outcomes

The following is a list of the learning outcomes for the course:

- The students will be able to know and explain the important terminology, facts, concepts, principles, and theories used in the field of Procurement and Acquisition Management. These will consist of the mandatory topics taught in the pre-requisite, advanced core courses, and integrative capstone course and will include drafting and analyzing basic contract terms.
- The students will be able to creatively construct and implement moderately complex Procurement and Acquisition Management solutions to real organizational problems using frameworks procedures and methods derived from an explanation as to how the Uniform Commercial Code interacts with the acquisition process.
- The students will be able to utilize themselves as scholar-practitioners, capable of creatively synthesizing intellectual explanation of PROC models with methodological competencies, experience-based perceptual skills, and judgment relative to specific contracts and acquisition.
- The students will be able to will be able to apply the important terminology, facts, concepts, principles and theories in the field of Procurement and Acquisition Management and to analyze simple to moderately complex factual Procurement and Acquisition Management situations relative to principles of acquisition law.
- The students will be able to will be able to apply the important terminology, facts, concepts, principles and theories in the field of Procurement and Acquisition Management and to analyze simple to moderately complex specific problems and fact situations relative to

general principles of acquisition law.

Required Textbook

Sales Law, Domestic and International

Author: Clayton P. Gillette and Steven D. Walt

Publisher: Foundation Press

Edition: 3rd

ISBN: 978-1628101454

Materials

Textbook title and ISBN posted here:

<http://www.bkstr.com/websteronlinestore/home>

Enter **Webster** University (will auto fill) - then follow drop down menus

Deliverables

Evaluation

Criteria

Type	Weight	Topic	Notes
Quizzes-Tests	60%		
Class Attendance & Participation	35%		
Homework	5%		

Breakdown

Grade	Range	Notes
A+	97-100	
A	94-96	
A-	90-93	
B+	87-89	
B	84-86	
B-	80-83	
C	70-79	
Failure	69 and Below	

Schedule

Week 1 <i>Tuesday 19OCT21</i>	Introductions, syllabus review, and course policies Module 1: Basic Legal Concepts Underlying Legal Systems*Law & Equity-Burden of Proof*Key Authorities*Sovereign Immunity*Exigencies*
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<p>Week 2 <i>Tuesday 26OCT21</i></p>	<p>QUIZ: Module 1</p> <p>Module 2: Governmental Framework</p> <p>Constitutional System*Separation of Powers*Legislative Process*Categories of Legislation*Bills*Passage & Veto*Federal Court System*Supreme Court*Administrative Boards*</p>
<p>Week 3 <i>Tuesday 02NOV21</i></p>	<p>QUIZ: Module 2</p> <p>Module 3: Common Law of Contracts</p> <p>Elements of a Contract*Offer & Acceptance* Advertisements*Oral vs Written*Bilateral vs Unilateral* Conditions*Novation*Privity*Discharge*Scope*</p>
<p>Week 4 <i>Tuesday 09NOV21</i></p>	<p>QUIZ: Module 3</p> <p>Module 4: Law of Contract Interpretation</p> <p>Intent of Parties*Technical Terms*Parol Evidence Rule*Prior Practice*Trade Practice*Ambiguities*Good Faith & Fair Dealing*Strict Compliance*Economic Waste*Statutory Construction* Omissions*</p>
<p>Week 5 <i>Tuesday 16NOV21</i></p>	<p>QUIZ: Module 4</p> <p>Module 5: Law of Agency</p> <p>Agents and Principals*Authority*FCIC vs Merrill*Express Authority* Implied Authority*Apparent Authority* Ratification*Equitable Estoppel*</p>
<p>Week 6 <i>Tuesday 23NOV21</i></p>	<p>QUIZ: Module 5</p> <p>Module 6: Uniform Commercial Code (UCC)</p> <p>Historical Background*Sales* Merchants*Firm Offers* Consideration Rule*Accommodation Shipment* Statute of Frauds* Open Terms* Unconscionable Contracts* Comparison of Common Law and FAR*</p>
<p>Week 7 <i>Tuesday 30NOV21</i></p>	<p>QUIZ: Module 6</p> <p>Module 7 Federal Acquisition Regulation (FAR)</p> <p>Historical Background* FAR Format & Organization* Supplements* Individual FAR Parts*</p> <p>Visit: http://farsite.hill.af.mil</p> <p>Module 8: Acquisition Acronyms</p> <p>Personnel* Laws* Contract Documents* FAR Acronyms* Fiscal* Contract Types* Awards Process* Contract Administration* Investigators* Agencies* Tribunals*</p>

<p>Week 8 Tuesday 07DEC21</p>	<p>QUIZZES: Modules 7 & 8</p> <p>Module 9: Fiscal Law</p> <p>Constitutional Basis* Budgets* Authorizations* Appropriations* Continuing Resolutions* Financial Terms* Purpose* Time* Amount* Necessary Expense Rule* Bonafide Needs Rule* Antideficiency Act* Election Doctrine* Legal Extensions of Availability*</p>
<p>Week 9 Tuesday 14DEC21</p>	<p>QUIZ: Module 9</p> <p>Module 10: Acquisition Ethics</p> <p>Contractor Restrictions* Ethics & Contract Clauses* Organizational Conflicts of Interest* Co-Located Contractors* Government Employee Rules* Gifts* Conflicts of Interest* Endorsements* Post-Government Employment*</p> <p>ONLINE EVALUATION: https://evaluation.webster.edu -> available weeks 8 & 9.</p>

* Course Policies

Please read the course policies in the Student Guide, Introduction to Acquisition Law

Please silence all cell phones during class (set to vibrate for emergency calls is acceptable).

Institutional Policies

Academic Policies

Academic policies provide students with important rights and responsibilities. Students are expected to familiarize themselves with all academic policies that apply to them. Academic policies for undergraduate students can be found in the Undergraduate Studies Catalog; graduate students should review the Graduate Studies Catalog.

Undergraduate Studies Catalog

The Undergraduate Studies Catalog contains academic policies that apply to all undergraduate students. The *academic policies and information* section of the catalog contains important information related to **attendance, conduct, academic honesty, grades, and more**. If you are an undergraduate student, please review the catalog each academic year. The current Undergraduate Studies Catalog is at:

<http://www.webster.edu/catalog/current/undergraduate-catalog/> (<http://www.webster.edu/catalog/current/undergraduate-catalog/>)

Graduate Studies Catalog

The Graduate Studies Catalog contains academic policies that apply to all graduate students. The *academic policies* section of the catalog contains important information related to **conduct, academic honesty, grades, and more**. If you are a graduate student, please review the catalog each academic year. The current Graduate Studies Catalog is at:

<http://www.webster.edu/catalog/current/graduate-catalog/> (<http://www.webster.edu/catalog/current/graduate-catalog/>)

Grading

The Grades section of the academic catalog outlines the various grading systems courses may use, including the information about the final grade reported for this class.

Undergraduate

<http://www.webster.edu/catalog/current/undergraduate-catalog/academic-policies.html#grading>
(<http://www.webster.edu/catalog/current/undergraduate-catalog/academic-policies.html#grading>)

Graduate

<http://www.webster.edu/catalog/current/graduate-catalog/academic-policies.html#grades>
(<http://www.webster.edu/catalog/current/graduate-catalog/academic-policies.html#grades>).

Incomplete

There are important policies that govern grades of Incomplete (I), including the circumstances under which Incomplete grades are granted, deadlines for completion, and consequences should the remaining course work not be completed. It is the responsibility of a student who requests an Incomplete to ensure that he/she understands and follows the policies.

Grade Appeals

Instructors are responsible for assigning grades, and student should discuss grade issues with the instructor. Policies and procedures for appealing grades are available in the appropriate catalog.

Academic Honesty Policy

Webster University is committed to academic excellence. As part of our Statement of Ethics, we strive to preserve academic honor and integrity by repudiating all forms of academic and intellectual dishonesty, including cheating, plagiarism and all other forms of academic dishonesty. Academic dishonesty is unacceptable and is subject to a disciplinary response. Students are encouraged to talk to instructors about any questions they may have regarding how to properly credit others' work, including paraphrasing, quoting, and citation formatting. The university reserves the right to utilize electronic databases, such as Turnitin.com, to assist faculty and students with their academic work.

The University's Academic Honesty Policy is published in academic catalogs:

Undergraduate

<http://www.webster.edu/catalog/current/undergraduate-catalog/academic-policies.html>
(<http://www.webster.edu/catalog/current/undergraduate-catalog/academic-policies.html>).

Graduate

<http://www.webster.edu/catalog/current/graduate-catalog/academic-policies.html>
(<http://www.webster.edu/catalog/current/graduate-catalog/academic-policies.html>).

As a part of the University commitment to academic excellence, the Academic Resource Center provides student resources to become better acquainted with academic honesty and the tools to prevent plagiarism in its many forms:

http://www.webster.edu/arc/plagiarism_prevention/ (http://www.webster.edu/arc/plagiarism_prevention/).

Statement of Ethics

Webster University strives to be a center of academic excellence. The University makes every effort to ensure the following:

- The opportunity for students to learn and inquire freely
- The protection of intellectual freedom and the rights of professors to teach
- The advancement of knowledge through scholarly pursuits and relevant dialogue

To review Webster University's statement of ethics, see the Undergraduate Studies Catalog and the Graduate and Studies Catalog:

Undergraduate

<http://www.webster.edu/catalog/current/undergraduate-catalog/overview.html#ethics>
(<http://www.webster.edu/catalog/current/undergraduate-catalog/overview.html#ethics>).

Graduate

<http://www.webster.edu/catalog/current/graduate-catalog/ethics.html> (<http://www.webster.edu/catalog/current/graduate-catalog/ethics.html>).

Contact Hours for this Course

It is essential that all classes meet for the full instructional time as scheduled. A class cannot be shortened in length. If a class session is cancelled for any reason, the content must be covered at another time.

Important Academic Resources

Academic Accommodations

Webster University makes every effort to accommodate individuals with academic/learning, health, physical and psychological disabilities. To obtain accommodations, students must identify themselves and provide documentation from a qualified professional or agency to the appropriate campus designee or the Academic ADA Coordinator at the main campus. The Academic ADA Coordinator may be reached at

314-246-7700 or disability@webster.edu (<mailto:disability@webster.edu>).

If you have already identified as a student with a documented disability and are entitled to classroom or testing accommodations, please inform the instructor of the accommodations you will require for this class at the beginning of the course.

Academic Resource Center

Additional support and resources may be accessed through the Academic Resource Center (ARC). Support and resources include academic counseling, accommodations, assistive technology, peer tutoring, plagiarism prevention, testing center services, and writing coaching. Visit www.webster.edu/arc (<http://www.webster.edu/arc>) or Loretto Hall 40 on the main campus for more information.

Student Success Portal

Webster University's Student Success Portal, powered by Starfish, is a communications tool to connect students with faculty members and campus support services. It allows faculty and staff members to communicate with you regarding academic achievements as well as areas where support may be helpful. You may use the portal to contact faculty and staff members for assistance and to arrange meetings. Activity in the portal will be communicated to your Webster University email account. The Student Success Portal is available via your course home page in WorldClassRoom or via Connections. Learn more about the Student Success Portal at <http://www.webster.edu/success/students.html> (<http://www.webster.edu/success/students.html>).

University Library

Webster University Library is dedicated to supporting the research needs and intellectual pursuits of students throughout the University's worldwide network. Resources include print and electronic books, journal articles, online databases, DVDs and streaming video, CDs and streaming music, datasets, and other specialized information. Services include providing materials at no cost and research help for basic questions to in-depth exploration of resources. The gateway to all of these resources and services is <http://library.webster.edu> (<http://library.webster.edu/>). For support navigating the library's resources, see <http://libanswers.webster.edu/> (<http://libanswers.webster.edu/>) for the many ways to contact library staff.

Drops and Withdrawals

Drop and withdrawal policies dictate processes for students who wish to unenroll from a course. Students must take proactive steps to unenroll; informing the instructor is not sufficient, nor is failing to attend. In the early days of the term or semester, students may DROP a course with no notation on their student record. After the DROP deadline, students may WITHDRAW from a course; in the case of a WITHDRAW, a grade of W appears on the student record. After the WITHDRAW deadline, students may not unenroll from a course. Policies and a calendar of deadlines for DROP and WITHDRAW are at:

Undergraduate

<http://www.webster.edu/catalog/current/undergraduate-catalog/enrollment.html>
(<http://www.webster.edu/catalog/current/undergraduate-catalog/enrollment.html>).

Graduate

<http://www.webster.edu/catalog/current/graduate-catalog/enrollment.html> (<http://www.webster.edu/catalog/current/graduate-catalog/enrollment.html>).

Academic Calendar - <http://www.webster.edu/academics/academic-calendar/> (<http://www.webster.edu/academics/academic-calendar/>).

Current tuition rates, policies, and procedures, including details of pro-rated tuition refunds, are available in the "Tuition, Fees, and Refunds" section of Webster's Academic Catalogs:

Undergraduate

<http://www.webster.edu/catalog/current/undergraduate-catalog/tuition.html>
(<http://www.webster.edu/catalog/current/undergraduate-catalog/tuition.html>).

Graduate

<http://www.webster.edu/catalog/current/graduate-catalog/tuition.html> (<http://www.webster.edu/catalog/current/graduate-catalog/tuition.html>).

Student Handbook and Other Important Policies

Student handbook and other non-academic policies may apply to you and may impact your experience in this class. Such policies include the student code of conduct, privacy, technology and communications, and more. Please review the handbook each year and be aware of policies that apply to you. The handbook is available at:

<http://www.webster.edu/student-handbook/> (<http://www.webster.edu/student-handbook/>).

Sexual Assault, Harassment, and Other Sexual Offenses

Webster University makes every effort to educate the community to prevent sexual assault, harassment, and other sexual offenses from occurring, and is committed to providing support to those affected when this behavior does occur. To access information and resources or to review the Policy on Sexual Assault, Harassment, and Other Sexual Offenses, visit:

<http://www.webster.edu/sexual-misconduct/> (<http://www.webster.edu/sexual-misconduct/>).

Research on Human Subjects

The Webster University Institutional Review Committee (IRB) is responsible for the review of all research on human subjects. The IRB process applies to all Webster University faculty, staff, and students and must be completed prior to any contact with human subjects. For more information on the IRB, visit:

<http://www.webster.edu/irb/index.html> (<http://www.webster.edu/irb/index.html>).

Course Evaluations

At the end of this course, you will have the opportunity to provide feedback about your experience. Your input is extremely valuable to the university, your instructor, and the department that offers this course. Please provide your honest and thoughtful evaluation, as it helps the university to provide the best experience possible for all of its students.

Important Technology Information

Connections Accounts

Webster University provides all students, faculty, and staff with a University email account through Connections. Students are expected to activate their Connections account and regularly check incoming University email. Students may choose to have their University email forwarded to an alternate email address. Connections account holders can call the Help Desk (314-246-5995 or toll free at 1-866-435-7270) for assistance with this setup. Instructions are also provided on the Information Technology website at:

<http://www.webster.edu/technology/service-desk/> (<http://www.webster.edu/technology/service-desk/>).

WorldClassRoom

WorldClassRoom is Webster's Learning Content Management System (LMS). Your instructor may use WorldClassRoom to deliver important information, to hold class activities, to communicate grades and feedback, and more. WorldClassRoom is available using your Connections ID at:

<https://worldclassroom.webster.edu/> (<https://worldclassroom.webster.edu/>).

Webster Alerts

Webster Alerts is the University's preferred emergency mass notification service, available free to current students, faculty and staff at all US campuses. By registering a valid cell phone number and email address, you will receive urgent campus text, voice mail and email communications. Valuable information concerning a range of incidents affecting you - from weather-related campus closures, class delays and cancellations, to more serious or life-threatening events - are immediately and simultaneously delivered through multiple communication channels. To register for Webster Alerts, visit:

<http://www.webster.edu/technology/services/webster-alerts/> (<http://www.webster.edu/technology/services/webster-alerts/>).

Campus Information

While the Andrews Education Center is currently open we are assessing if students will meet on site or not, however, if you have not yet heard from us (the site) please log in via Zoom week 1:

Instructors will post the meetings in WorldClassroom/Canvas for students to log in each week (added security measure). On the left side with all the hyperlinks there will be one for Zoom.

We recommend Chrome for the browser and please mute yourself when not speaking, also only you are able to unmute yourselves in Zoom. If there are many participants it also might be wise to disengage video too (or if bad weather) if low band width messages continually appear.

Webster University - Joint Base Andrews NAF:

1413 Arkansas Road Ste. 103

Joint Base Andrews NAF, MD 20762

Phone (301) 420-2256 or email: bolling@webster.edu

Additional Items

Emerson Library: library.webster.edu

There is a live chat feature - home page, contact a librarian (middle of page, middle box): Chat with a librarian on left side (might have to scroll down a bit) - accessible 24 hours a day.

The WSBT subject librarian is:

Business & Management	Mary Anne Erwin	800-985-4279	maerwin@webster.edu
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Please use these excellent resources!

Additionally in WordClassroom - on the left navigation side: Select Help (?): Other resources - here there are links to other departments including: Academic Resource Center (ARC), Writing Center, Petitions to Graduate and more.