

INTRODUCTION TO LAW AND THE LEGAL PROCESS

LEGAL STUDIES 101 - Fall 2008

Wharton School, University of Pennsylvania

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OVERVIEW: This course surveys the fundamentals of the U.S. legal system and process, its evolution and the social policy needs of our society. It will introduce several substantive areas of law, with a particular focus on contracts and applications of traditional legal concerns in emerging technology policy contexts.

CLASS MEETS: Tuesday & Thursday, 3:00–4:30 PM

OFFICE HOURS: Tuesday & Thursday, 11:30-12:00 and 4:30–5:00PM, other times by appointment

E-MAIL: E-mail will be used for course announcements. Please check your e-mail daily.

MATERIALS: COURSE BULKPACK customized for this course, available at Wharton Reprographics only. During the term, supplementary materials will be made available through Reprographics, distributed in class, linked off this syllabus or posted on the course's WebCafe website. If you are not a Wharton student, go to <http://accounts.wharton.upenn.edu> to request a Wharton Computing Account so that you can access the WebCafe. Readings in brackets on this syllabus are recommended.

COURSE FORMAT: The course combines lecture, Socratic dialogue, and group discussion. Active class participation is expected. Excellent class participation, as determined by the professor in her sole discretion, may result in up to five additional points added to your final exam score. (Consequently, your final exam grade may improve by as much as a full letter grade.) Participants in the optional jury simulation exercise will receive three extra credit points on their midterm if selected as an “actor” and two points for participating as an observer. If you cannot attend the jury simulation, an alternative extra credit opportunity will be provided to you.

MOBILE PHONE AND INTERNET USAGE POLICY: Please turn off your mobile phone before the start of each class. Internet use is allowed only for pedagogical purposes and only when instructed. Instant messaging is prohibited. Disruption of class may result in lowering of your grade.

GUESTS: Guests are allowed in class solely with advance permission.

GRADING:

- Legal policy paper and bibliography – 40% (guidelines posted in Course Materials)
- Midterm exam – 30%
- Final exam – 30%

9/4 Introduction to the course and the US legal system

Tab 1: Readings 1,2 – pp. 1-14

Tab 2: Readings 3,4,5, 6 – pp. 15-21; 53-59

Tab 3: Reading 9 – pp. 71-73

9/9 Constitutional law

Appendix A: The US Constitution, as amended

Tab 5: Readings 25 thru 26 – pp.137-149

9/11 Constitutional law

Tab 7: Readings 33 thru 39 -- pp. 181-206

9/16 Civil and criminal procedure

Tab 9: Readings 43 thru 47 – pp.235-264

[Tab 10: Readings 50 thru 52 – pp. 273-289]

9/18 Criminal law

Tab 6: Readings 27 thru 32 – pp. 153-182

****PAPER TOPIC SIGNUP DUE, NOON**

9/23 [rescheduled as optional midterm review session]

9/25 [class meeting cancelled – audio material available on course website]

Property – Personal, Real and Intellectual

Tab 3: Readings 7-8, 10 – pp. 61-69, 75-82

Tab 5: Readings 21 thru 24 – pp. 123-135

9/30 Torts

Tab 8: Readings 40 thru 42 – pp. 207-231

10/2 Contracts

Tab 11: Readings 53 thru 57 – pp. 291-318

[Tab 12: Reading 58 – pp. 319-330]

10/7 Contracts

Tab 13: Reading 59 – pp. 331-347

[Tab 14: Reading 60 – pp. 349-362]

[Tab 15: Readings 61, 62 – pp. 363-374]

10/9 Contracts

Tab 16: Readings 63 thru 65 – pp. 375-394

[Tab 17: Readings 66, 67 – pp. 395-406]

10/14 Contracts

Tab 18: Readings 68 thru 70 – pp. 407-414

Tab 19: Readings 71 thru 73 – pp. 415-416, 428-431

****PRELIMINARY BIBLIOGRAPHY DUE, NOON**

- 10/16** **Contracts**
 Tab 20: Readings 74 thru 80 – pp. 435-464
****4:30-6:00PM optional midterm review session**
- 10/21** **MIDTERM (in class)**
- 10/23** **Intellectual property**
 Tab 4: Readings 14 thru 20 – pp. 91-122
- 10/28** **Intellectual property**
<http://blog.wired.com/27bstroke6/2007/10/riaa-jury-finds.html>
- 10/30** **Environmental law**
Jim Chen, Biodiversity and Biotechnology: A Misunderstood Relationship,
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=782184#PaperDownload
- 11/4** **Corporate law and securities law**
 SEC, <http://www.sec.gov/about/whatwedo.shtml>
- 11/6** **Corporate law**
Corporate Cyborg (to be distributed)
- 11/11** **Technology law**
Mark Lemley and Lawrence Lessig, The End of End-to-End: Preserving the Architecture of the Internet in the Broadband Era
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=247737#PaperDownload
- 11/13** **Technology law**
Jane Winn, US and EU Regulatory Competition and Authentication Standards in Electronic Commerce
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=901324#PaperDownload

P.J. Huffstutter, Frontier justice in an online world?
http://seattletimes.nwsour.com/html/nationworld/2004030463_suicide23.html
- **LEGAL POLICY PAPER AND FINAL BIBLIOGRAPHY DUE, NOON**
- 11/18** **Data Security law**
Jennifer Chandler, Security in Cyberspace: Combating Distributed Denial of Service Attacks
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=596667#PaperDownload
- 11/20** **Data Security law**
 Lilian Edwards, E-valuating Privacy
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=945411#PaperDownload
- 11/25, 12/2, 12/4** **Class summation and paper presentations/discussion**