OVERVIEW: This course provides an introduction to the study of law and legal process. It critically explores the role of law in modern society, providing an overview of basic functional areas, including the nature of law and competing values that inform legal decision-making, an overview of the American system of legal process, a brief “mini-course” in the substantive law of contracts, and coverage of other selected topics of current legal interest.

CLASS MEETS: Tuesdays and Thursdays, 3:00-4:30 PM

OFFICE HOURS: Wednesdays, 3:30-5:00 PM, or by appointment

MATERIALS: Course readings are available at study.net, with an option to purchase a hard-copy coursepack. I may add occasional additional readings over the course of the semester. 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 study.net and the WebCafe.

COURSE FORMAT: The course combines lecture, Socratic dialogue, and group discussion. Active class participation is expected, so please come prepared to discuss the readings. Excellent class participation, as determined by the professor in my 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.)

JURY SIMULATION: At a time to be announced, you will be required to attend and participate in a jury simulation. More details will be provided in class.

CLASS ETIQUETTE & COMPUTER POLICY: Students are expected to arrive for class on time and to have read the assigned materials. Technology allows us to be connected almost anywhere and anytime. However, there are times when it is most productive not to be electronically connected. Class sessions are one such time. During class sessions, please turn off your laptops, cell phones, and other such equipment.

GRADING:
- Participation – 10% (counts attendance, preparation, and contribution to discussions)
- Quizzes – 20% (2 quizzes, one before the midterm and one after the midterm)
- Midterm exam – 30%
- Final exam – 40%
INTRODUCTION TO LAW AND THE LEGAL PROCESS
SYLLABUS AND READING ASSIGNMENTS

Sept. 10  Welcome and Course Overview; Discussion of *Sturges v. Bridgman*
        Readings:  *Sturges v. Bridgman*

Sept. 15  Introduction to Law
        Readings:  Law and Language: a Preliminary Note
                   Introduction to Law

Sept. 17  Jurisprudence and Legal Reasoning
        Readings:  *Jurisprudence and Legal Reasoning*
                   *There Are No Secret Books*
                   *The Case of the Speluncean Explorers*
                   *An Introductory Note on Jurisprudence*

Sept. 22  Property Law: Personal Property
        Readings:  *Property Law*
                   *You Are What You Own*
                   *Reading Legal Cases in Legal Studies 101*
                   *Popov v. Hayashi*
                   *Swift v. Gifford*
                   *Keron v. Cashman*
                   *Dispute over a Bonds Home Run Arises Again*

Sept. 24  Intellectual Property
        Readings:  *Intellectual Property*
                   *The Strategist’s Dream*
                   *Four Kinds of Intellectual Property in the U.S.*
                   *Company Isn’t Afraid to Take Copycats to Court*
                   *MGM v. Grokster*
                   *Suing Your Customers: A Winning Business Strategy?*
                   *DuPont deNemours v. Christopher*

Sept. 29  Real Property and Constitutional Law
        Readings:  *Real Property*
                   *Sturges v. Bridgman*
                   *Borton v. Forest Hills*
                   *Nome 2000 v. Fagerstrom*
                   *Constitutional Law*
                   *The Takings Clause*

Oct.  1  Privacy and the Fourth Amendment
        Readings:  *Privacy and the Fourth Amendment*
                   *When Can the Police Conduct a Search and Seizure?*
                   *Search and Seizure*
                   *Dow Chemical v. United States*
                   *Kyllo v. United States*
                   *Bond v. United States*

**Quiz #1 (take-home) distributed: due Oct. 6**
<table>
<thead>
<tr>
<th>Date</th>
<th>Topic</th>
<th>Readings</th>
</tr>
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</table>
| Oct. 6 | Privacy in Daily Life | Privacy in Daily Life  
*Washington v. Chrisman*  
*Smythe v. Pillsbury*  
*McLain v. Boise Cascade*  
*Falvo v. Owasso School*  
*Reno v. Condon*  
Barriers to the Constitutional Right to Privacy |
| Oct. 8 | Torts | Torts  
Negligence and Strict Liability  
Petition of Kinsman Transit Co. |
| Oct. 13 | Legal Process and Civil Procedure | Legal Process and Civil Procedure  
Your Day in Court – The Litigation Process  
Sue First, Ask Questions Later  
Legal Process Chapter Summary: The Court System  
Old Law Bares Its Teeth |
| Oct. 15 | The Jury | The Jury  
*Brinkman v. Allen & Summit Pharmaceuticals*  
What About the Jury?  
Jury Reform  
The American Jury |

**Note:** A Jury Simulation Exercise (JSE) will be held to support this section of the course. Attendance is strongly encouraged. Details to follow.

<table>
<thead>
<tr>
<th>Date</th>
<th>Notes</th>
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<tbody>
<tr>
<td>Oct. 20</td>
<td>Open; review and discussion of material to date</td>
</tr>
<tr>
<td>Oct. 22</td>
<td>MID-TERM EXAM (In-class; all material to date)</td>
</tr>
</tbody>
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| Oct. 27 | Intro to Contracts and the Need for Writing  
Readings: Contracts: The Foundation of a Market Economy  
Introduction to Contracts  
*Steinberg v. Chicago Medical School*  
Contracts in Writing  
*Iacono v. Lyons* |
| Oct. 29 | The Bargain Theory: Consideration  
Readings: Consideration: The Basic Concept |
| Nov. 3 | The Bargain Theory: Offer  
Readings: Intent to Contract: Offer |
| Nov. 5 | The Bargain Theory: Acceptance  
Readings: Acceptance |
Nov. 10  Termination of the Power of Acceptance
Readings: Termination of the Power of Acceptance
Lyon v. Adgraphics

Nov. 12  Remedies for Breach: Specific Performance
Readings: Remedies
McAllister v. Patton
Equitable Remedies

Nov. 17  Remedies for Breach: Damages
Readings: Damages 1

Nov. 19  Remedies under the Uniform Commercial Code
Readings: Damages 2
Laredo Hides v. H & H Meat Products
Seller’s Damages

Quiz #2 (in-class)

Nov. 24  Limitations to Contract Remedies
Readings: A Note on Limitations to Contract Remedies
Ericson v. Playgirl
Freund v. Washington Square Press
Parker v. Twentieth Century Fox

Nov. 26  Thanksgiving Holiday
Dec. 1  Beyond Contract: Promissory Liability Outside the Bargain Model; Unconscionability, Duress & Illegality
Readings: A Note on Promissory Liability Outside the Bargain Model
Allegheny College v. National Chautauqua Bank
Gorham v. Benson Optical
Hoffman v. Red Owl Stores
Drennan v. Star Paving
A Note on Unconscionability, Duress, and Illegality
Austin Instruments v. Loral Group

Dec. 3  Open

Dec. 8  Open

Dec. 10  Course wrap-up: Discussion & Review Session
Reading: Review materials since mid-term

FINAL EXAM: Date, time, and location to be announced