

**UNIVERSITY OF PENNSYLVANIA
THE WHARTON SCHOOL
DEPARTMENT OF LEGAL STUDIES**

LEGAL STUDIES 101-007

PROFESSOR FRIEDMAN
Class: Thursday, 4:30-7:30 pm

Spring 2013

This class will provide insight into the legal process, legal reasoning and critical thinking. The text used is a bulk pack comprised of background material and cases. In class, students will discuss these cases using the Socratic Method and will participate in other exercises to better understand the practical implications of the legal rules studied.

DATE

CLASS TOPIC AND ASSIGNMENTS

PART I:

OVERVIEW

January	10	<p>Class 1: Introduction and the Legal Process <i>Readings</i> (can be read after class): Law and Language: A Preliminary Note Smith & Robertson's Business Law Jurisprudence and Legal Reasoning There are no Secret Books *The Case of the Speluncean Explorers (class exercise)</p>
	17-24	<p>Class 2/3: The Concept of Property Personal Property: You are What you Own; <i>Popov v. Hayashi</i>, Swift v. Gifford; <i>Keron v. Cashman</i> and Dispute Over a Bonds Home Run Intellectual Property: The Strategist's Dream; Four Kinds of Intellectual Property in the U.S.; Company Isn't Afraid to Take Copycats to Court; <i>MGM v. Grokster</i>, Suing Your Customers: A Winning Business Strategy? <i>E.I. DuPont v. Christopher</i>. * IP Rights and the Web: Intersection of Law, Technology and Ethics (class exercise) Real Property: <i>Sturgis v. Bridgman</i>; <i>Borton v. Forest Hills Country Club</i>; <i>Nome 2000 v. Fagerstrom</i>; Introductory material on the Takings Clause; <i>Penn Central v. City of New York</i>.</p>
January February	31/ 7	<p>Class 4/5: The Concept of Privacy Privacy in Criminal Law: Privacy and the Fourth Amendment; When Can the Police Conduct a Search and Seizure; Search and Seizure; <i>Dow Chemical v. U.S.</i>; <i>Kyllo c. U.S.</i>; <i>Bond v. U.S.</i> Privacy in Daily Life: <i>Washington v. Chrisman</i>; <i>Smythe v. Pillsbury</i>; <i>McClain v. Boise Cascade</i>; <i>Falvo v. Owasso Independent School District</i>; <i>Reno v. Condon</i>; Patriot Act * Privacy on the Web (class exercise)</p>
	14	<p>Class 6: Tort Law <i>Readings:</i> Torts; Negligence and Strict Liability; <i>Petition of Kinsman Transit Co.</i> * Liability for Mass Disasters such as 9/11 or Gulf Oil Spill (class exercise)</p>

	21	<p>Class 7: The Legal Process for Dispute Resolution and Civil Litigation <i>Readings:</i> Legal Process and Civil Procedure; Your Day in Court; Sue First, Ask Questions Later; The Court System; Alien Tort Claims; The Jury; <i>Brinkman v. Allen and Summit Pharmaceuticals</i>; What About the Jury; Jury Reform; The American Jury; Why We Should Keep it?</p>
PART II:		<u>IN DEPTH STUDY OF CONTRACT LAW</u>
	28	<p>Class 8: Midterm/Introduction to Contracts <i>Readings:</i> Contracts: The Foundation of a Market Economy; Robert I. Steinberg v. <i>Chicago Medical School</i></p>
March	14	<p>Class 9: What Contracts are Enforceable? <i>Readings:</i> Contracts in Writing; <i>Iacono v. Lyons</i>; The Basic Concept, Consideration</p>
	21-228	<p>Class 10/11: Offer and Acceptance <i>Readings:</i> Intent to Contract Offer and Acceptance; Acceptance; Termination of Acceptance</p>
April	4	<p>Class 12: No Subjective Intent to Contract <i>Readings:</i> Avoidance of the Contract; <i>Austin Instruments v. Loral</i>; <i>Alcoa</i>; <i>O.W. Grun Roofing</i></p>
	11-18	<p>Class 13/14: Remedies <i>Readings:</i> Contracts in a Nutshell; <i>McAllister v. Patton</i>; Equitable Remedies; Damages; The Reliance Interest; Damages Under the Uniform Commercial Code; <i>Laredo Hides</i>; Seller's Damages; A Note on Limitation to Contract Damages; <i>Ericson v. Playgirl</i>; <i>Freund v. Washington Square Press</i>. A Note on Promissory Liability Outside the Bargain Model; <i>Allegheny College</i>; <i>Gorham v. Benson Optical</i>; <i>Greghum</i>; <i>Hoffman v Red Owl</i>; <i>Drennan v. Star Paving</i>; A Note on Unconscionability, Duress and Illegality</p>