



DEPARTMENT OF LEGAL STUDIES AND BUSINESS ETHICS
LGST 101: LAW AND SOCIAL VALUES
Spring 2018

LGST 101-001

SHDH 209

M/W 10:30AM - 11:50AM

Professor Gwendolyn Gordon

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Teaching Assistant

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Office Hours: By appointment. Please contact Alberto via email (algomez@pennlaw.upenn.edu) to set up a meeting time with him or with me.

COURSE DESCRIPTION

This course is an introduction to law and legal process with a particular focus on contract law, jurisprudence, and the impact of law on society. It will help you to understand how legal systems work, how lawyers and judges think, how social values impact the way the law is interpreted, and how legal rules evolve to cover new situations. The first part of the course surveys the ways judges think about the law, using a variety of topics across the landscape of the law. The second part of the course focuses in depth upon contract law so that you can understand how legal doctrine develops in an area critical to business.

TEXT AND READINGS

Readings will be posted and distributed on Canvas.

COURSE REQUIREMENTS

- **Cases:** examination and midterm assignment will require reference to and analysis of all assigned cases, statutes, and other assigned materials whether or not discussed during class.
- **Case Briefs:** All assigned cases should be briefed in preparation for class.
- **Examinations:** I will administer a final examination (open book and open notes).

GRADING

Final grades, consisting of class attendance (10%), a mid-term presentation (40%), and a final examination (50%), will be adjusted to conform to an acceptable distribution.

CLASSROOM EXPECTATIONS

- Class will start and end on time.
- I will enter your name into a seating chart at the start of the second week of class.
- Computers, tablets, and other electronic devices may not be used in class. Yes, really.

COURSE OUTLINE

- Class 01 - Course Introduction [readings optional]
 - Note: Law and Language
 - Note: Reading Cases in Legal Studies 101
 - Business Law Chapter One: Introduction to Law
- Class 02 - Introduction to the Legal System
 - Law 101: Your Day in Court
 - Sue First, Ask Questions Later: Litigation
 - The Legal Environment of Business: The Court System
 - Old Law Bares Its Teeth
- Class 03 - Jurisprudence and Legal Reasoning
 - Note: An Introductory Note on Jurisprudence
 - The Case of the Speluncean Explorers
- Class 04 - Introduction to Property Law
 - Law 101 Chapter Seven: You Are What You Own
 - Friedman (2005), A History of America Law pp167-188
 - Johnson v M'Intosh
- Class 05 - Property Law: possession and ownership
 - Keron v Cashman
 - Popov v Hayashi
 - Swift v Gifford
- Class 06 - Property Law: personal property; real property
 - Borton v Forest Hills Country Club
 - Nome v Fagerstrom
 - Sturges v Bridgman
- Class 07 - Property Law: intellectual property
 - Note: Four Kinds of Intellectual Property in the U.S.
 - E.I. DuPont deNemours v Christopher
 - MGM v Grokster
 - Make the Rules or Your Rivals Will Chapter One: The Strategist's Dream
- Class 08 - Introduction to Constitutional Law
 - The Legal Environment of Business Chapter Four: Constitutional Law
 - Marbury v. Madison
 - Constitutional Law for a Changing America Chapter 11: The Takings Clause
 - Hadacheck v. Sebastian
- Class 09 - Constitutional Law: privacy and the fourth amendment
 - Note: Privacy and the Fourth Amendment
 - Bond v United States
 - Dow Chemical v United States
 - Kyllo v United States

- Class 10 and 11 - Constitutional Law: privacy in daily life
 - Search and Seizure (Introduction to Law and the Legal Process pp 292-294)
 - When Can the Police Conduct a Search and Seizure? (Law 101 pp 305-310)
 - Chrisman
 - Smythe v Pillsbury
 - McLain
 - Falvo
- Class 12 - Criminal Law and Business
 - State v Knutson
 - Corporate Bodies and Guilty Minds (excerpt)
- Class 13 - **Mid-term presentations**
 [Spring Break 03/03 – 03/11]
- Class 14 - **Mid-term presentations**
- Class 15 - **Mid-term presentations**
- Class 16 - **Mid-term presentations**
- Class 17 - Introduction to Tort law
 - Note: Torts
 - The Legal Environment of Business Chapter 8: Negligence and Strict Liability
- Class 18 - Tort law: intentional torts; negligence; strict liability
 - Cohen v Petty
 - Lubitz v Wells
 - Spano v Perini Corp
- Class 19 - Tort law: products liability
 - Escola v Coca Cola
 - Potter v Chicago Pneumatic Tool
- Class 20 - Introduction to Contract Law
 - The Legal Environment of Business Chapter 9: Introduction to Contracts
 - Contracts in Writing
- Class 21 - Contracts: consideration
 - Note: Contracts: The Foundation of a Market Economy
 - Cases, Problems, and Materials on Contracts Chapter Two: Consideration
 - Steinberg v Chicago Medical School
- Class 22 - Contracts: offer
 - Cases, Problems, and Materials on Contracts Chapter One: Intent to Contract: Offer and Acceptance
 - Stuart Macauley, Non-Contractual Relations in Business
- Class 23 - Contracts: acceptance
 - Cases, Problems, and Materials on Contracts Chapter Two, Part II: Acceptance
 - Cases, Problems, and Materials on Contracts Chapter One, Part IV: Termination of the Power of Acceptance
 - Lyon v Adgraphics
- Class 24 - Contracts: promissory liability
 - Note: Promissory Liability Outside the Bargain Model
 - Allegheny College
 - Gorham v Benson Optical
 - Hoffman v Red Owl Stores

- Drennan v Star Paving
- Class 25 - Contracts: remedies (specific performance, expectation damages)
 - Contracts in a Nutshell Chapter Nine: Remedies
 - McAllister v Patton
 - Remedies (Cases, Problems, and Materials on Contracts Chapter Three, pp 227-257)
- Class 26 - Contracts: remedies (reliance and restitution)
 - Laredo Hides v H.&H. Meat Products
 - Damages Under the Uniform Commercial Code (Cases, Problems, and Materials on Contracts Chapter Three, pp 317-318)
 - Seller's Damages (Cases, Problems, and Materials on Contracts Chapter Three, pp 318-325)
- Class 27 - Review
- **Class 28 - Final Examination [in-class]**