



Professor Robert Farley

BLAW 220 – Business Law – Law of Contracts - Class Syllabus

Class One INTRODUCTION – COURSE OVERVIEW

Slide Set 01 Video 01

Class Two AN INTRODUCTION TO THE LAW

Part One: What is the Law?

Slide Set 02A Video 02A

- Definitions / Types of Laws / Priority of Laws

Part Two: What is a Right?

Slide Set 02B Video 02B

- Definitions / Natural Law / The Declaration

Part Three: Constitutions

Slide Set 02C Video 02C

- Federal and State
- Government Structure / Rights / Stories of Creation

Case Study: Marbury v. Madison

Case 01/Brief 01 Video 02D

- The Start of Judicial Review

Class Three CREATION / ENFORCEMENT OF LAWS

Part One: The Executive Branch

Slide Set 03A Video 03A

- Federal and State / Powers / Regs / Exec Orders

Part Two: The Judicial Branch

Slide Set 03B Video 03B

- Federal and State / Powers / Cases

Part Three: The Legislative Branch

Slide Set 03C Video 03C

- Federal and State / Powers / Statutes

Class Exercise: How a Bill Becomes a Law

Exercise 01 Video 03D

Class Four THE MEANING OF CONTRACTS

Part One: Rights in Contracts

Slide Set 04A Video 04A

- The Founders View of Contracts
- The Contracts in the Common Law
- Definitions / Elements of a Contract
- Nature and Classes of Contracts

Part Two: Contract Formation - Offers

Slide Set 04B Video 04B

- Definition
- Requirements of an Offer
- Termination of an Offer

Part Three: Contract Formation - Acceptance

Slide Set 03C Video 03C

- Definition
- Requirements of an Acceptance
- Form, Nature and Effect of Acceptance

Case Study: Kolchins v. Evolution Market

Case 02/Brief 02 Video 04D

- Recognition of Contractual Elements

Class Five CONTRACTUAL CAPACITY AND ASSENT

Part One: Contractual Capacity

Slide Set 05A Video 05A

- Definition
- Minors / Incompetents / Intoxication

Part Two: Mistake

Slide Set 05A Video 05A

- Unilateral Mistake
- Mutual Mistake
- Mistake in Transcription or Printing

Part Three: Deception or Pressure

Slide Set 05C Video 05C

- Intentional Misrepresentation / Fraud
- Negligent Misrepresentation
- Non Disclosure
- Undue Influence
- Duress

Case Study: Gerstein v. Broad Hollow Co

Case 03/Brief 03 Video 05D

- Free Will to Contract is Required

Class Six CONSIDERATION AND LEGALITY

Part One: Consideration

Slide Set 06A Video 06A

- Definition
- General Principles
- Special Situations
- Exceptions

Part Two: Legality

Slide Set 06B Video 06B

- Definition
- General Principles
- Partial Illegality

Part Three: Public Policy

Slide Set 06C Video 06C

- Definition
- Agreements Affecting Public Welfare
- Public Policy Violations

Case Study: Becker v. Colonial Life Insurance Co.

Case 04/Brief 04 Video 06D

- Consideration as a Condition of Contract

*** MIDTERM EXAM ***

Class Seven CONTRACT RULES & INTERPRETATION

Part One: Statute of Frauds

Slide Set 07A Video 07A

- Definition
- Oral and Written Contracts
- Effects of Noncompliance

Part Two: Parole Evidence Rule

Slide Set 07B Video 07B

- Definition
- Exclusion
- Non Application

Part Three: Rules of Construction

Slide Set 07C Video 07C

- Definitions
- Intent of the Parties
- Four Corners of the Contract
- Terms: Contrary / Ambiguous / Implied
- Conduct / Custom / Hardship

Case Study: Bethlehem Steel v. Turner Construction

Case 05/Brief 05 Video 07D

- Contracts are Considered from their Four Corners

Class Eight 3rd PARTIES AND ASSIGNMENTS

Part One: Third Party Beneficiaries

Slide Set 08A Video 08A

- Definition
- Modification / Termination
- Limitations
- Incidental Beneficiaries

Part Two: Assignments

Slide Set 08B Video 08B

- Definitions
- Form and Notice
- Rights and Liabilities
- Warrantees and Duties

Case Study: Fourth Ocean v. Interstate

Case 06/Brief 06 Video 08D

- The Rights of 3rd Party Beneficiaries in Contract

Class Nine CONTRACTUAL BREACH AND REMEDIES

Part One: Breach and Fulfillment of Contracts

Slide Set 09A Video 09A

- Definitions
- Anticipatory Breach
- Waiver and Cure of Breach

Part Two: Remedies

Slide Set 09B Video 09B

- Definitions
- Monetary Damages
- Non Monetary Damages
- Consequential Damages

Part Three: Contractual Provisions on Remedies

Slide Set 09C Video 09C

- Limitation on Remedies / Liability
- Liquidated Damages
- Attorneys Fees

Case Study: Newburger v. Lubell

Case 07/Brief 07 Video 09D

- Necessity to Perform Contract to Avoid Breach

Class Ten THE CRIMINAL LAW

Part One: Structure and Purpose of Criminal Law

Slide Set 10A Video 10A

- Substantive and Procedural Criminal Law
- Purpose of Criminal Law
- Criminal Law and Civil Torts

Part Two: Theories of Criminal Punishment

Slide Set 10B Video 10B

- Theories of Criminal Punishment / Sentencing
- Enforcement
- Classification of Crimes

Part Three: The Common Law Felonies

Slide Set 10C Video 10C

- Current Day Criminal Statutes
- Crimes at Common Law - Felonies

Case Study: Regina v. Dudley and Stephens

Case 08/Brief 08 Video 10D

- Necessity and Mens Rea

Class Eleven PAYMENT SYSTEMS – INTRODUCTION

Part One: Types of Negotiable Instruments

Slide Set 11A Video 11A

- Definitions
- Types of Negotiable Instruments

Part Two: Parties

Slide Set 11B Video 11B

- Definitions
- Parties to Negotiable Instruments

Part Three: Negotiability

Slide Set 11C Video 11C

- Definitions
- Requirements of Negotiability, Factors & Language
- Statute of Limitations Issues

Case Study: Manhattan Savings v. NY Natl Exchange

Case 09/Brief 09 Video 11D

- The Elements of Commercial Paper

Class Twelve PAYMENT SYSTEMS – SECTION TWO

Part One: Transfer of Negotiable Instruments

Slide Set 12A Video 12A

- Definitions
- Effect of Transfer
- The Process of Negotiation

Part Two: Problems in Negotiation

Slide Set 12B Video 12B

- Definitions
- Forgery / Unauthorized Documents / Imposters
- Lost Instruments

Part Three: Warrantees in Negotiation

Slide Set 12C Video 12C

- Warrantee of Unqualified Endorser
- Warrantees of Other Parties

Case Study: State Bank v. Central Mercantile Bank

Case 10/Brief 10 Video 12D

- Transferability of Commercial Paper

Class Thirteen PAYMENT SYSTEMS – SECTION THREE

Part One: Parties to Negotiable Instruments

Slide Set 13A Video 13A

- Definitions
- Holders in Due Course
- Rights / Duties / Liabilities

Part Two: Defenses to Payment

Slide Set 13B Video 13B

- Defenses
- Liability Issues

Case Study: Sabine v. Paine

Case 11/Brief 11 Video 13D

- The Value of Holders in Due Course

Class Fourteen CHECKS AND FUND TRANSFERS

Part One: Checks

Slide Set 14A Video 14A

- Definitions
- Nature and Types of Checks
- Rights, Duties and Liabilities with Checks

Part Two: Fund Transfers

Slide Set 14B Video 14B

- Definitions
- Characteristics / Patterns / Errors
- Rights, Duties and Liabilities

*** FINAL EXAM ***