

# **SYLLABUS**

## **BUSINESS LAW**

**Fall 2013**

- INSTRUCTOR:** Jay T. Winward  
Email: winward@dixie.edu  
Phone: (435) 628-1191
- REQUIRED TEXT:** Legal Environment  
Beatty & Samuelson
- CLASS HOURS:** Monday, 5:15 PM – 7:45 PM
- CLASSROOM:** Room \_\_\_\_\_ – Udvar Hazy Building
- OFFICE & HOURS:** Upon Request
- CREDIT:** 3 Semester hours
- OVERVIEW:** This course will provide an introduction to the legal system of the United States and will cover the fundamental principles of government regulation, constitutional law, criminal law, contracts, torts, business organizations (including partnerships, LLCs and corporations), real property, employment law, and securities regulation.
- OBJECTIVE:** Upon successful completion of this course, the student will understand basic legal principals and terminology for various areas of the law.

## **ADA POLICY STATEMENT**

If you are a student with a medical, psychological or a learning difference and requesting reasonable academic accommodations due to this disability, you must provide an official request of accommodation to your professor(s) from the Disability Resource Center **within the first two weeks** of the beginning of classes. Students are to contact the center on the main campus to follow through with, and receive assistance in the documentation process to determine the appropriate accommodations related to their disability.

You may call **(435) 652-7516** for an appointment and further information regarding the Americans with Disabilities Act (ADA) of 1990 per Section 504 of the Rehabilitation Act of 1973.

Our office is located in the **Student Services Center, Room #201 of the Edith Whitehead Building.**

## **ACADEMIC DISCIPLINE**

Dixie State College of Utah – Policy and Procedures Manual – No. 34

34.1 **Cheating**: Academic dishonesty in any form will not be tolerated at Dixie State College, including but not limited to plagiarism on written assignments, submitting other person's work as one's own, and cheating on exams or quizzes. Teachers at Dixie State College may discipline students proven guilty of academic dishonesty by:

34.1.1 Giving a failing grade on the specific assignment where dishonesty occurred,

34.1.2 Failing the student in the entire course,

34.1.3 Immediately dismissing and removing the student from the course, and/or

34.1.4 Referring the student to Student Affairs, a committee which may reprimand, place on probation, suspend, and/or expel the student.

34.2 **Disruptive Behavior**: Teachers at Dixie State College have the right to manage the classroom environment to ensure a good learning climate. Toward this end, teachers (or college security) may dismiss and remove disruptive students from individual class activities. If a student's behavior continues to disrupt class activities, the teacher may dismiss and cause the removal of disruptive students from their course.

34.3 **Student Appeals**: Students who believe themselves wrongfully disciplined may appeal those disciplinary actions through the standard grievance procedure. (Policy 5-35)

## **ATTENDANCE**

Dixie State College of Utah – Policy and Procedures Manual – No. 23

23.1 Regular and prompt attendance in classes and laboratory sessions is expected of every Dixie State College student.

23.2 Attendance requirements are established by each instructor and such requirements are enforced by the college.

23.3 An absence does not excuse a student from completing work missed.

23.4 It is the student's responsibility to find out which assignments are missed during an absence.

## 23.5 Class Absences Related to College Functions

23.5.1 Attendance at class is an integral part of the learning process. Students who are absent from class for any reason compromise their learning opportunities. Students should make every attempt to register only for those courses for which they have no scheduling conflicts that will interfere with their ability to complete course requirements.

23.5.2 Students periodically may miss classes for various college-related functions; including athletics, club events, or to fulfill the requirements of a course or a program. These absences often conflict with the instruction, assignments, and tests in courses. The college seeks to maintain reasonable guidelines that will enable students to participate in college functions without harming the integrity of the curriculum in the courses they miss or undermining the responsibilities and authority of the instructors of these courses. These guidelines are intended to foster an environment that is supportive and sensitive to the roles and needs of both students and faculty.

23.5.3 Students who must miss class because of a college-sanctioned activity, such as an athletic event, club activity, class assignment, or other approved event, are responsible to assuring that their instructors have been notified and for completing any missed assignments.

23.5.3.1 Prior to the absence, students traveling with a club, team, or other group on a college-sanctioned activity must request leave from their instructors.

23.5.3.1.1 Students involved in a club event or an activity related to another course or program requirement must provide written notification from the faculty or staff member supervising the activity that explains the nature of the activity. This should include a list of eligible students and be provided in advance of the expected absence.

23.5.3.1.2 By the second day of class, students with recurring absences must provide each instructor written notification from the appropriate department that includes a schedule of competition, the names of those students on specific teams likely to travel, and the dates and approximate times of departure and return to campus. So that student participation in travel can be verified, the appropriate department will be responsible for informing individual faculty of changes to team rosters and travel schedules throughout the semester.

23.5.3.2 Students must arrange with the instructor to complete missed instruction and/or coursework.

23.5.3.2.1 One week prior to an absence, the student will meet with the instructor to arrange a reasonable accommodation, if feasible, to allow the students to complete any missed coursework and/or exams. The instructor may require the student to submit work prior to the due date if the student will be absent. It is the student's responsibility to complete the Student Absence Schedule with the instructor and abide by it.

23.5.3.2.2 Students with recurring or frequent absences from a course are required to check their schedules against the course syllabus and provide a list of expected absences for the semester by the second day of class. Upon reviewing the list, the instructor may determine that the absences will interfere with the student's ability to succeed in the course. If so, the instructor will recommend that the student seek an alternative. If a student chooses to remain in the course, it is the student's responsibility to complete the Student Absence Schedule with the instructor and abide by it.

23.6 Students receiving scholarship assistance other than federal aid are being sponsored by the citizens of the state of Utah or private donors.

23.6.1 As recipients, these students are expected to exert a full effort in their academic studies, which includes attendance.

23.6.2 As a condition of accepting these funds and for the privilege of representing Dixie State College in co-curricular activities, these students are expected to attend classes and laboratories for which they are registered.

23.6.3 Attendance may be monitored, and students not attending on a regular basis may be subject to termination of their scholarship and/or suspension from participation in activities.

## 23.7 Non-Students in the Classroom and Other Designated Study Areas

23.7.1 The classroom is the domain of the instructor. Libraries, study areas and other organized support areas at Dixie State College are extensions of the classroom, and are therefore included in the instructional domain of the directors of such facilities.

23.7.2 In order to fulfill the assigned responsibilities of the instructors and the institution, college personnel are deemed to have the right and authority to control the learning environment, to perform their duties, and to maintain the classroom for optimal learning.

23.7.3 In support of existing policy of the Dixie State College Handbook, it is expected that only bona fide students as defined and classified by the Dixie State College catalog, will attend classes, unless specific prior permission for guests has been obtained from the instructor.

23.7.4 Infants, children, and adolescents are not allowed at Dixie State College except in certain areas and under certain circumstances. College facilities and classrooms are not designed for children, and their presence may disrupt students and teachers.

23.7.5 In the event of an emergency where prior approval cannot be obtained 24 hours in advance, the student shall request permission to bring children to class prior to the beginning of class.

23.7.6 The decision of the instructor regarding non-students in the classroom is final.

23.7.7 Children must not be left unattended in the halls or any other place on campus.

23.7.8 Non-students of any age will not be allowed in courses that involve the use of hazardous materials or items that could be considered dangerous in any way. The "hazardous nature" of these courses will be determined by the individual instructors.

## **PROJECTED SCHEDULE**

<b>DATE</b>	<b>TOPIC</b>	<b>READING ASSIGNMENT</b>	<b>TEST / ASSIGNMENT</b>
August 19, 2013	<b><u>The Legal Environment</u></b> Introduction to Law Business Ethics	Chapter 1 Chapter 2	
August 26	Dispute Resolution Common Law, Statutory Law, and Administrative Law	Chapter 3 Chapter 4	
September 2	<b>NO CLASS</b>		

September 9	Constitutional Law	Chapter 5	Assignment #1 Due
September 16	Torts International Law	Chapter 6 Chapter 8	
September 23	Criminal Law	Chapter 7	<b>Test #1</b> (Chapters 1-6)
September 30	<b><u>Contracts</u></b> Introduction to Contracts Legality, Consent, and Writing	Chapter 9 Chapter 10	Assignment #2 Due
October 7	Conclusions to Contracts Sales, etc	Chapter 11 Chapter 12	
October 14	Negotiable Instruments Secured Trans. & Bank.	Chapter 13 Chapter 14	<b>Test #2</b> (Chapters 7-13)
October 21	<b><u>Agency and Employment</u></b> Agency Employment Law	Chapter 15 Chapter 16	Assignment #3 Due
October 28	Labor Law  <b><u>Business Organizations</u></b> Starting a Business Corporations	Chapter 17  Chapter 18 Chapter 19	
November 4	Securities	Chapter 20	<b>Test #3</b> (Chapters 14- 20)

November 11	<b><u>Gov. Reg. &amp; Property</u></b> Antitrust Cyberlaw	Chapter 21 Chapter 22	Assignment #4 Due
November 18	Intell. Property Property Catch up	Chapter 23 Chapter 24	Assignment #5 Due
November 25	Consumer Law Environmental Law	Chapter 25 Chapter 26	<b>Test #4</b> (Chapters 20- 26)
December 2	<b>FINAL REVIEW</b>		REVIEW
December 9	<b>FINAL</b>		<b>FINAL</b>

### **Class Participation**

Students are required to read several chapters of the text each week to remain current with class discussions. All assigned reading should be done before the scheduled class so that the lecture will be meaningful, and the students will be able to effectively participate in class discussion. Class attendance is required. Excessive, unexcused absences may result in a lowered final grade, at the discretion of the instructor.

### **Assignments**

It is anticipated that there will be five written assignments for this course. Assignments will be completed out of class and will be graded and included as part of the student's overall grade. Assignments are due at the beginning of class and must be typed, double spaced, and 12 point font. Assignments must be turned in on time. Assignments may be turned in late for partial credit, at the discretion of the instructor.

**Assignment #1** – Arrange to visit a law office or legal department of your choice. Interview an attorney and a staff member. Write a one page summary of what you learned.

**Assignment #2** – Visit a court of your choice. Observe at least one hour of proceedings. Write a two page summary of what you learned.

**Assignment #3** – Find a contract. Detail in one page a summary of the strengths and weaknesses of the contract.

**Assignment #4** – Research any actual securities fraud, or other securities violation case. Write a summary of the facts and the legal and ethical violations.

**Assignment #5** – Write a two page research paper on any legal subject that we have NOT covered in class. On a separate piece of paper, write a question (and answer) that a person would learn from reading your paper. Summary presentation of research paper to class.

### **Tests**

It is anticipated that there will be four tests, in addition to the final examination. The tests will cover materials studied since the last test. If a test must be taken early or late, the student must let the instructor know before the day of the test or 10% may be deducted from the test score. Rescheduling the test is the responsibility of the student. If the test is not taken within two school days from when the test is given to the class, an additional 10% may be deducted for each day until the test is given.

### **Final Exam**

The final exam is comprehensive and will cover all of the assigned reading, class discussion, guest lecturers, and assignments throughout the semester.

### **Grading**

Class Participation	10%
Assignments	25%
Tests	40%
Final Exam	25%
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## **Anticipated Grade Scale**

A	95%-100%
A-	92%-94.9%
B+	89%-91.9%
B	83-88.9%
B-	80-82.9%
C+	77%-79.9%
C	70-76.9%
C-	65%-70%
D	55%-65%
F-	54.9% and below