

# **SYLLABUS**

## **BUSINESS LAW Fall 2009**

- INSTRUCTOR:** Jay T. Winward  
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Phone: (435) 628-1191
- REQUIRED TEXT:** Legal Environment  
Beatty And Samuelson, Third Edition
- CLASS HOURS:** Monday, 5:15 PM – 7:45 PM
- CLASSROOM:** Room 220 – Udvar Hazy Building
- OFFICE & HOURS:** By Appointment
- 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.

23.5.3.2 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.

### **Regular Semester Dates**

- Jan 11 Classwork Starts
- Jan 13 Last Day to Add Without Signature
- Jan 18 Martin Luther King Jr. Day
- Jan 19 Drop fee begins (\$10 per class)
- Jan 26 \$50 Late Registration/Payment Fee
- Feb 2 Pell Grant Census
- Feb 2 Last Day for Refund
- Feb 2 Last Day to drop without receiving a "W" grade
- Feb 3 Courses dropped for non-payment
- Feb 5 Last Day to ADD Classes
- Feb 15 President's Day
- Feb 22 Mid-Term Grades Due
- Mar 5 Last Day to DROP/AUDIT Classes
- Mar 8-12 Spring Break
- Apr 2 Last Day for Complete Withdrawal
- Apr 12 Fall registration open to Seniors (90+ credits)
- Apr 13 Fall registration open to Juniors (60+ credits)
- Apr 14 Fall registration open to Sophomores (30+ credits)
- Apr 15 Fall registration open to all students
- Apr 29 Classwork Ends
- Apr 30 Final Exams
- May 3-6 Final Exams

## **PROJECTED SCHEDULE**

<b>DATE</b>	<b>TOPIC</b>	<b>READING ASSIGNMENT</b>	<b>TEST / ASSIGNMENT</b>
Jan 11, 2010	<u><b>The Legal Environment</b></u> Introduction to Law Business Ethics Dispute Resolution	Chapter 1 Chapter 2 Chapter 3	
Jan 18, 2010	Martin Luther King Day		
Jan 25, 2010	Common Law, Statutory Law, and Administrative Law  Constitutional Law	Chapter 4  Chapter 5	Assignment #1 Due
Feb 1, 2010	Torts International Law	Chapter 6 Chapter 8	
Feb 8, 2010	Criminal Law	Chapter 7	<b>Test #1</b> (Chapters 1-6)
Feb 15, 2010	President's Day		
Feb 22, 2010	Contracts Conclusion to Contracts	Chapter 9 Chapter 10	Assignment #2 Due
March 1, 2010	Sales, etc. Secured Trans. & Bank	Chapter 11 Chapter 12	
March 8, 2010	Spring Break		
March 15, 2010	Agency	Chapter 13	Test #2 <b>(Chapters 7-13)</b>

March 22, 2010	Employment Law Antitrust	Chapter 14 Chapter 19	Assignment #3 Due
March 29, 2010	<b><u>Business Organizations</u></b> Starting a Business Corporations	Chapter 16 Chapter 17	
April 5, 2010	Labor Law Securities	Chapter 15 Chapter 18	Assignment #4 Due
April 12, 2010			<b>Test #3</b> (Chapters 14- 19) Assignment #5 Due
April 19, 2010	<b><u>Gov. Reg. &amp; Property</u></b> Cyberlaw Consumer law Environmental Law	Chapter 20 Chapter 23 Chapter 24	
April 26, 2010	Intell. Property Property	Chapter 21 Chapter 22	<b>Test #4</b> (Chapters 20- 25)
May 5, 2010	<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** – Draft a simple one page contract.

**Assignment #4** – Research any actual ponzi scheme, securities fraud, or other securities violation case. Write a one 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%
<u>Final Exam</u>	<u>25%</u>
	100%

## **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