

BAD 18 Course Outline as of Spring 2006**CATALOG INFORMATION**

Dept and Nbr: BAD 18 Title: LEGAL ENVIRONMENT OF BUS

Full Title: The Legal Environment of Business

Last Reviewed: 9/14/2020

Units		Course Hours per Week		Nbr of Weeks	Course Hours Total	
Maximum	3.00	Lecture Scheduled	3.00	17.5	Lecture Scheduled	52.50
Minimum	3.00	Lab Scheduled	0	6	Lab Scheduled	0
		Contact DHR	0		Contact DHR	0
		Contact Total	3.00		Contact Total	52.50
		Non-contact DHR	0		Non-contact DHR	0

Total Out of Class Hours: 105.00

Total Student Learning Hours: 157.50

Title 5 Category: AA Degree Applicable

Grading: Grade Only

Repeatability: 00 - Two Repeats if Grade was D, F, NC, or NP

Also Listed As:

Formerly:

Catalog Description:

The environmental, social, ethical and political factors which influence the development and operation of the American legal system; law of contracts and sales emphasizing California law and the Uniform Commercial Code. Case methods utilized. Recommended for Business Administration majors intending to transfer to a 4-year institution.

Prerequisites/Corequisites:**Recommended Preparation:**

Eligibility for ENGL 1A

Limits on Enrollment:**Schedule of Classes Information:**

Description: The environmental, social, ethical and political factors which influence the development and operation of the American legal system; law of contracts and sales emphasizing California law and the Uniform Commercial Code. Case methods utilized. Recommended for Business Administration majors intending to transfer to a 4-year institution. (Grade Only)

Prerequisites/Corequisites:

Recommended: Eligibility for ENGL 1A

Limits on Enrollment:

Transfer Credit: CSU;UC. (CAN BUS12)

Repeatability: Two Repeats if Grade was D, F, NC, or NP

ARTICULATION, MAJOR, and CERTIFICATION INFORMATION:

AS Degree:	Area			Effective:	Inactive:
CSU GE:	Transfer Area			Effective:	Inactive:
IGETC:	Transfer Area			Effective:	Inactive:
CSU Transfer:	Transferable	Effective:	Fall 1981	Inactive:	
UC Transfer:	Transferable	Effective:	Fall 1981	Inactive:	

CID:

CID Descriptor: BUS 120 Legal Environment of Business
SRJC Equivalent Course(s): BAD18

Certificate/Major Applicable:

Certificate Applicable Course

COURSE CONTENT

Outcomes and Objectives:

Upon completion of this course, the student will be able to:

- 1) Compare and contrast the federal, state, and international legal systems.
- 2) Summarize the legal principles of common law applicable to a working understanding of administrative, civil, and criminal law.
- 3) Distinguish the primary legal causes of action that affect the business environment including administrative, tort, contract, constitutional, and criminal law.
- 4) Analyze case law and statutory precedent to identify the necessary correlation between given fact patterns and causes of action within the system.
- 5) Assess legal reasoning in case brief and trial form to determine effects of precedent, documentation, and standards of proof.
- 6) Distinguish between tort and contractual causes of action and their judicial processes.

Topics and Scope:

- I. Federal, state, and administrative common law systems of the U.S. vs. international law systems
 - A. U.S. common law cases and statutes and their relationship to administrative, civil, and criminal law
 - B. Civil law systems, common law systems, and hybrid systems
 - C. Legal opinion and precedent; case brief format.

- D. Remedies at law and equity; specific cases of action and their parameters
- II. Constitutional law on federal and state level, as it relates to administrative, civil, tort, criminal and contract law
 - A. Bill of Rights and its application to business and commerce
 - B. Limitations of constitutional protections
 - 1) Equal Protection Clause
 - 2) Due Process Clause
 - 3) Three-prong scrutiny tests
 - C. First Amendment impact on commercial and non-commercial speech in the business environment
- III. Survey of common law torts, elements and remedies in the business environment
 - A. principles, elements, and case law of negligent, intentional, and strict liability torts
 - B. specific torts and issues associated with business environments
 - C. principles of tort law and inherent liabilities and duties
 - 1) personal torts
 - 2) business torts
 - D. Hypothetical trial court presentation of a product liability case
 - 1) standards of comparative negligence
 - 2) elements of cause of action
 - 3) factual support
 - 4) legal opinion
 - E. Intellectual property
 - 1) protections
 - 2) liability
 - 3) internet transactions
- IV. Criminal Law in the Common Law System
 - A. Primary felonies and misdemeanors in the common law system
 - B. Crimes vs. torts
 - C. Civil vs. criminal liability
- V. Common Law Contract
 - A. Common Law Contracts vs. Sales Law from historical and consumer perspectives
 - B. Essential elements of a contract (common law vs. sales)
 - C. Statute of Frauds and its defenses
 - D. Additional defenses to contract formation and limitations
 - E. Traditional vs. internet contracts
 - F. Duty to mitigate and variables
- VI. Student-generated strategies to apply to contractual processes
 - A. Schematic including specific criteria and statute identification for common law and sales law contracts
 - B. Specific fact problems utilizing schematic
 - C. Hypothetical trial court presentation of a breach of contract case
 - 1) cause of action
 - 2) contract principles (common law or sales)
 - 3) factual support
 - 4) legal reasoning with citation of basis
- VII. Liabilities of domestic and international business entity forms
 - A. Forms of business entities
 - 1. C-Corporations

2. S-Corporations
3. Partnerships
4. Limited Liability Corporation (LLC's)
5. Sole Proprietorship

B. Appropriate form for the specific business

VIII. Principles and practices of tort, criminal, constitutional, and contract law

- A. Hypotheticals/fact patterns based on course principles
- B. Fact patterns typical to the business environment; correlating law
- C. Effect of competent communication skills on legal response

Assignment:

1. Reading text weekly of between 19 and 45 pages
2. Case study analysis
3. Individual and/or group oral presentations
4. Common Law and Sales Law schematic (4 page minimum)
5. Multiple choice, true/false examinations
6. Essay exam
7. Correlation of fact and principles (4 page minimum)

Methods of Evaluation/Basis of Grade:

Writing: Assessment tools that demonstrate writing skills and/or require students to select, organize and explain ideas in writing.

Written homework, correlation of fact and principles

Writing
15 - 30%

Problem Solving: Assessment tools, other than exams, that demonstrate competence in computational or non-computational problem solving skills.

Homework problems, case study analysis; schematic

Problem solving
20 - 35%

Skill Demonstrations: All skill-based and physical demonstrations used for assessment purposes including skill performance exams.

None

Skill Demonstrations
0 - 0%

Exams: All forms of formal testing, other than skill performance exams.

Multiple choice, True/false, essay; in-class oral presentation/argument

Exams
45 - 50%

Other: Includes any assessment tools that do not logically fit into the above categories.

Attendance

Other Category 5 - 10%

Representative Textbooks and Materials:

BUSINESS LAW TODAY. Roger LeRoy Miller and Gaylord A. Jentz. 6th edition, Thomson/Southwestern Publishing Company, copyright 2003. -or-

BUSINESS LAW: LEGAL, E-COMMERCE, ETHICAL, AND INTERNATIONAL ENVIRONMENTS

by Henry R. Cheeseman. 5th edition, Prentice Hall Publishing, copyright 2004.