

BAD 18 Course Outline as of Fall 2011**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 or equivalent

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 or equivalent

Limits on Enrollment:

Transfer Credit: CSU;UC.

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)
 - 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. Four to eight 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 and participation

Other Category
5 - 10%

Representative Textbooks and Materials:

Business Law Today, by Roger LeRoy Miller and Gaylord A. Jentz. 8th edition, Thomson/Southwestern Publishing Company, copyright 2007.