SYLLABUS

CONTRACTS II, Section 2 **PROFESSOR MARTIN**
SPRING SEMESTER, 2010

Class Time: M, W, F 2:00-2:50 p.m.
Room: Law 101

Required Texts: Knapp, Crystal and Prince, Problems in Contract Law: Cases and Materials 6th (Aspen 2007) and Rules Supplement

Burton, An Introduction to Law and Legal Reasoning 3rd (Aspen 2007)

Barnett, Perspectives on Contract Law 3d (Aspen 2005)

Recommended Treatise: While there are many excellent study aids for Contract Law, I recommend Farnsworth, Contracts 4th (Aspen 2004).

Attendance: You should consult Law School Academic Rule 1-110 and the Law School Attendance Policy. These may be viewed on the Law School website. In Contracts, I will circulate an attendance sheet as required by the policy. Six missed classes may result in your being withdrawn from the class with a "W". If you become aware of a problem that will affect your attendance you should inform me as soon as possible.

Goals and Objectives: As you proceed through law school you will encounter great variety among your courses. As a basic common law course, Contracts provides you with much of your introductory instruction on methods of legal reasoning, in addition to instruction on the specifics of contract law. Therefore, as you prepare assignments, you should think about the methods of reasoning and argument that you encounter. Steven Burton, Law and Legal Reasoning has been assigned to assist you in this regard. While law school has changed dramatically in the past thirty years, much effort still is devoted in the first year to learning to "think like a lawyer." Also, the teaching methods used are designed to guide you in developing your own understanding of legal methods rather than to tell you about somebody else's understanding. Consequently, while learning the rules of law is important, learning how to analyze individual cases, synthesize groups of cases and solve legal problems are the essence of the first year of law school.

Using the Contract Law Supplement: Syllabus assignments are from your casebook, Burton's Law and Legal Reasoning, and Barnett's Perspectives book. Cases and author notes in your assignments will reference and discuss provisions from the Uniform Commercial Code and the Restatement 2nd of Contract Law. As you prepare you should use the "Rules" Supplement to examine referenced U.C.C. and Restatement provisions. Class discussions will assume that you have referenced relevant supplement provisions and that you have the supplement available during class.

Grading: Your grade will be based upon a three hour final examination and upon class participation. The examination will be graded anonymously, using the regular Hamline grading system, Academic Rule 1-107. The final grade may then be raised by one-half a grade based upon class participation demonstrating a better grasp of the subject than that demonstrated on the examination.

Computer Policy: You may use a laptop during class, as you see fit, except that you may not use your laptop in obviously inappropriate, irrelevant or distracting ways.

Pacing the Course: As you can see from the assignments listed below, we will go faster in Contracts II then we did in Contracts I. Be assured that you are ready to pick up the pace..

ASSIGNMENTS

1. Wed., January 20:	Contract Interpretation	Text 349-361 Perspectives 139-153
2. Friday, January 22:	Parol Evidence Rule	Text 361-382
3. Monday, January 25:	Parol Evidence Rule	Text 382-410 Burton Chapter 5
4. Wed., January 27:	Parol Evidence Rule	Text 410-432 Burton Chapter 6
5. Friday, January 29:	Implied Terms	Text 437-451
6. Monday, February 1:	Good Faith	Text 451-465 Perspectives 363-376
7. Wed., February 3:	Good Faith	Text 465-480 Perspectives 376-381
8. Friday, February 5:	Good Faith	Text 480-497, Problems 6-1
9. Monday, February 8:	Warranties	Text 497-515, Problem 6-3
10. Wed., February 10:	Minority and Mental Incapacity	Text 517-537
11. Friday, February 12:	Duress And Undue Influence	Text 537-556
12. Monday, February 15:	Misrepresentation/Nondisclosure	Text 556-567
13. Wed., February 17:	Nondisclosure	Text 567-584 Perspectives 445-453
14. Friday, February 19:	Unconsionability	Text 584-599
15. Monday, February 22:	Public Policy	Text 632-647 Burton Chapter 7

16. Wed., February 24:	Public Policy	Text 647-661, Problems 7-3, 7-4
17. Friday, February 26:	Mutural Mistake	Text 663-674 Perspectives 428-435
18. Monday, March 1:	Unilateral Mistake	Text 674-684 Perspectives 435-445
19. Wed., March 3:	Impracticability	Text 684-701 Burton Chapter 8
20. Friday, March 5:	Frustration of Purpose	Text 701-713, Problems 8-1, 8-2
21. Monday, March 8:	Statute of Frauds	Text 303-323
22. Wed., March 10:	Statute of Frauds	Text 323-334, Problem 4-1
23. Friday, March 12:	Statute of Frauds	Text 335-347, Problem 4-2
24. Monday, March 15:	Contract Modifications	Text 713-731 Burton Chapter 9
25. Wed., March 17:	Modification (cont.)	Text 731-740
26. Friday, March 19:	Express Conditions	Text 783-796
27. Monday, March 22:	Express Conditions	Text 796-806 Problem 10-1
28. Wed., March 24:	Material Breach	Text 806-817
29. Friday, March 26:	Material Breach	Text 817-833
	SPRING BREAK	
30. Monday, April 5:	Anticipatory Repudiation	Text 833-843, Problems 10-2
31. Wed., April 7:	Expectation Damages	Text 845-861 Burton Chapter 10

32. Friday, April 9:	Damages	Text 861-874
33. Monday, April 12:	Damages	Text 874-886
34. Wed., April 14:	Mitigation	Text 886-904
35. Friday, April 16:	Nonrecoverable Damages	Text 904-920
36. Monday, April 19:	Nonrecoverable Damages	Text 920-937, Problem 11-1
37. Wed., April 21:	Code Remedies	Text 938-946, Problems 11-2, 11-3
38. Friday, April 23:	Justifying the Expectation Rule	Text 946-964, Problem 11-4 Perspectives 47-58
39. Monday, April 26:	Reliance Damages	Text 965-983 Perspectives 1-22
40. Wed., April 28:	Restitution	Text 983-995 Perspectives 22-45
41. Friday, April 30:	Restitution	Text 995-1007, Problem 12-1
42. Monday, May 3:	Specific Performance	Text 1008-1022