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Fall Semester 2011
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CONTRACTS

COURSE BOOKS:

Macauley, Braucher, Kidwell & Whitford, *CONTRACTS: LAW IN ACTION VOL. 1* (2010) and Byrne (ed.) *RESTATEMENT 2ND CONTRACTS, UCC ARTICLE 2, CISG* (4th ed. 2008).

Please read all sections of the UCC and Restatement 2d referred to in the readings for the class.

There is a weblog for this class at <http://blenderlaw.umlaw.net/contracts/>. I will post details of assignments for class on this weblog to supplement this outline syllabus. I will also post questions for discussion and links to useful resources. You should check the weblog at least once each week during the semester.

OFFICE HOURS: I will be available to answer questions in my office on Tuesdays between 2.00 pm and 3.20 pm. I am available at other times by appointment, and I am happy to answer questions after class and by email.

ASSESSMENT AND ATTENDANCE: Your performance in this course will be assessed by means of a three-hour, in-class, **closed book** examination. I will take attendance. You are entitled to three **unexplained** absences from class during the semester. I reserve the right to lower the grade of anyone who misses more than three classes without informing me of the reason for their absence. If you miss a class please do ask me if you have any questions about the material you missed. Consistent **and useful** participation in class may raise your grade.

SEMESTER PLAN: Please read the questions in the book (we will not discuss all of the questions in class). I will provide more details about class assignments, with additional questions on the blog. What follows is an approximate outline for the semester.

- Week 1** (Aug. 16, 18, 19) Contracts assigned on the class blog; CB pp1-29
Week 2 (Aug. 23, 25, 26) Remedies: Remedies: CB pp 31-64. In class we will focus on the problems on pages 46-48 (please read UCC §§ 2-102, 2-105(1) and 2-107(1) and (2) as directed on CB page 46) and Parker v. Twentieth Century Fox (including the notes after the case).
Week 3 (Aug. 30, Sept. 1, 2) Remedies: CB pp 65-89.
Week 4 (Sept. 6, 8, 9) CB Remedies: pp 89-107, 113-119. Omit notes 4-7 on

- pages 107-112.
- Week 5** (Sept. 13, 15, 16) Remedies: CB pp 119-161.
 - Week 6** (Sept. 20, 22, 23) Remedies: CB pp 161-210.
 - Week 7** (Sept. 27, 29, 30) Remedies: CB pp 210-228.
 - Week 8** (Oct. 4, 6, 7) Contract and Continuing Relations: CB pp 229-281.
 - Week 9** **Fall Break**
 - Week 10** (Oct 18, 20, 21) Contract and Continuing Relations: CB pp 282-345; 365-376. Omit sections 7 and 8 at pages 345-365.
 - Week 11** (Oct. 25, 27, 28) Contract and Continuing Relations: CB pp 376-436.
 - Week 12** (Nov. 1, 3, 4) Contract and Continuing Relations: CB pp 436-490; Social Control of Free Contract: CB pp 491-499.
 - Week 13** (Nov. 8, 10, 11) Social Control of Free Contract: CB pp 499-553
 - Week 14** (Nov. 15, 17, 18) Social Control of Free Contract: CB pp 553-582, 599-616; 691-710 and AT7T v Concepcion (to be provided).
 - Week 15** (Nov. 22) Overview and Review of Themes.

If you have a disability, or suspect that you may have a disability, the Law School encourages you to contact Iris Morera, Student Services Coordinator at the Office of Disability Services for information about available opportunities, resources, and services. Her phone number is 305-284-4551, and her email address is imorera@law.miami.edu . You may also visit the Disability Services website at www.law.miami.edu/disabilityservices .