

EMPIRE COLLEGE SCHOOL OF LAW

SYLLABUS

Course Number:	F140A.3
Course Name:	Torts
Professor:	Richard C. Gould
When:	Thursday, 6:30 p.m. - 9:30 p.m. Fall Semester, 2011
Units:	3 Units
Text and Hornbook:	<u>Torts, Cases and Materials</u> , Schwartz, Kelly and Partlett, The Foundation Press (12th Ed., 2010) - text (required); <u>The Law of Torts</u> , Dobbs, West Group (2000) - hornbook (recommended)- book is in the library
Grading:	90% - 100% A Outstanding 80% - 89% B Superior 70% - 79% C Satisfactory 65% - 69% D Unsatisfactory Below 65% F Failing, No Credit
Grade Determination:	The grade will be comprised of the results of a three hour midterm exam (25%) and a three hour final exam (75%).
Attendance:	A minimum of 80% attendance is required.
Goals:	This course will cover intentional wrongs to person and property; negligence; duty of persons in control of property; liability without fault; products liability; nuisance; defamation; privacy; misuse of legal process; misrepresentation; interference with contractual relations; and unclassified torts. Students will learn the essential elements for the various torts, as well as their interrelationships. Fact patterns will be analyzed to ascertain the different theories of tort liability which may be applied.
Prerequisites:	None

Assignments for the Class

- Week 1 "Development of Liability Based Upon Fault" and "Intentional Interference with Person or Property". Read and prepare cases and problems for classroom discussion, Text, pages 1 - 30.
- Week 2 "Intentional Interference with Person or Property". Read and prepare cases and problems for classroom discussion, Text, pages 30 - 64.
- Week 3 "Intentional Interference with Person or Property" and "Privileges". Read and prepare cases and problems for classroom discussion, Text, pages 64 - 108.
- Week 4 "Privileges" and "Negligence". Read and prepare cases and problems for classroom discussion, Text, pages 108 – 150.
- Week 5 "Negligence". Read and prepare cases and problems for classroom discussion, Text, pages 150 - 191.
- Week 6 "Negligence". Read and prepare cases and problems for classroom discussion, Text, pages 191 - 238.
- Week 7 "Negligence" and "Causation in Fact". Read and prepare cases and problems for classroom discussion, Text, pages 238 - 279.
- Week 8 "Causation in Fact" and "Proximate or Legal Cause". Read and prepare cases and problems for classroom discussion, Text, pages 279 - 330.
- Week 9 "Proximate or Legal Cause". Read and prepare cases and problems for classroom discussion, Text, pages 330 - 373.
- Week 10 "Joint Tortfeasors". Read and prepare cases and problems for classroom discussion, Text, pages 373 - 415.
- Week 11 "Duty of Care" Read and prepare cases and problems for classroom discussion, Text, pages 416 - 464.
- Week 12 "Duty of Care" and "Owners and Occupiers of Land". Read and prepare cases and problems for classroom discussion, Text, pages 464 - 522.
- Week 13 "Owners and Occupiers of Land" and "Damages". Read and prepare cases and problems for classroom discussion, Text, pages 522 - 585.
- Week 14 Review.
- Week 15 Midterm Exam.

Make-up classes to be scheduled as needed.

