

# EMPIRE COLLEGE SCHOOL OF LAW

## SYLLABUS

**Course Number:** S140C

**Course Name:** Torts

Professor: David Carr  
[david.carr@doj.ca.gov](mailto:david.carr@doj.ca.gov)  
415/703-5538

When: Thursday, 6:30 p.m. - 9:30p.m.  
Spring Semester, 2011

Units: 3 Units

Text: Torts, Cases and Materials, Schwartz, Kelly and Partlett, The  
Foundation Press (11th Ed., 2005) - text (required) ISBN# 1-58778-874-8

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 comprise the results of a three-hour midterm exam (25%) and a three-hour final exam (70%).

Attendance: Regular and punctual attendance is essential for the successful completion of law school. Students should plan to attend every class. Students must attend a minimum of 80% (36 hours — 12 of 15 classes) of the class sessions during each semester.

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 and their interrelationships. Fact patterns will be analyzed to differentiate the applicable theories of tort liability

Prerequisites: Successful completion of Introduction to Law and Legal Research and Writing.

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Midterm and  
Final Exam:

3 Hours

Two essay questions and a series of multi-state/multiple choice questions will be given for both the midterm and final exams.

For the essay questions, students will be expected to identify the legal issues raised in the fact patterns, apply the appropriate rules of law, and arrive at a well-reasoned conclusion.

For the multi-state/multiple choice questions, students will be expected to choose the best of alternative answers, according to generally accepted common law views, without consideration of any statutes.

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Torts, Spring 2011

Section C

David Carr

### CLASS ASSIGNMENTS

Week 1	Wrongful Death and Defenses: Plaintiff's Conduct.	Text pp. 565-614
Week 2	Defenses: Immunities	Text pp. 614-659
Week 3	Vicarious & Strict Liability	Text pp. 659-714
Week 4	Products Liability	Text pp. 717-764
Week 5	Products Liability; Nuisance	Text pp. 764-816
Week 6	Nuisance; Defamation	Text pp. 816-860
Week 7	Defamation	Text pp. 860-907
Week 8	Defamation; Privacy	Text pp. 907-961
Week 9	Privacy; Civil Rights	Text pp. 961-1004
Week 10	Misuse of Procedure; Misrepresentation	Text pp. 1004-1058
Week 11	Misrepresentation; Interference with Advantageous Relationships	Text pp. 1058-1107
Week 12	Interference; Statutory Torts	Text pp. 1107-1150
Week 13	Statutory Torts	Text pp. 1150-1190
Week 14	Cumulative Review and Exam Preparation	
Week 15	Final Exam	