Law 527 - Agency and Partnership

Fall 2017

Southern Illinois University School of Law

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 COURSE MATERIALS


You will also need to reference portions of the Restatements of Agency, Uniform Partnership Acts, and Uniform Limited Liability Company Act. These are included in your casebook, and links to these materials are also posted to TWEN. It is imperative that you familiarize yourself with the Restatement/Act sections discussed in the cases, discussed in class, and listed in the syllabus. Additional materials, which will replace and complement the casebook, will be posted to TWEN. This will save you from having to purchase an overpriced case supplement (as all of them are).

 COURSE STRUCTURE

The three main topics to be covered will be agency law, partnership law (including limited partnerships), and limited liability company law. We may discuss limited liability partnerships and other more esoteric entity types if time allows.

 GRADING

**Class participation will determine 10 percent of your grade.** I generally ask for volunteers, but will call on people if needed. Everyone should be prepared for each class; if you cannot be prepared on any given day, let me know via e-mail or phone before class, and I will try not to call on you. **The remainder of your grade will be based on a final exam that will be administered on December 14, 2016, at 8:15 a.m.**

The remainder of your grade will be based on a final exam that will be administered on December 7, 2017, at 1:15 p.m.

I track attendance to enable the law school to comply with its attendance rules. Attendance does not directly affect your grade other than as the law school’s attendance rules dictate. If you are absent, however, you cannot participate in class discussion or absorb the material as well, especially if it is material that is not in the casebook. You miss class at your peril.

You will also be required to prepare and turn in a writing assignment as part of our Writing Across the Curriculum (WAC) program, which requires that all courses
include a writing assignment in addition to the final exam. The assignment will be a bar-style assessment. The specifics of the assignment will be distributed later in the semester.

**Recording Classes**

I generally do not object to recording classes *if you must be absent because of an emergency*. In these cases, please let me know in advance of class and I will record or arrange for the recording of the class. Students may not record or arrange for the recording of classes without obtaining my prior permission.

**Emergency Procedures**

Southern Illinois University Carbondale is committed to providing a safe and healthy environment for study and work. Because some health and safety circumstances are beyond our control, we ask that you become familiar with the SIUC Emergency Response Plan and Building Emergency Response Team (BERT) program. Emergency response information is available on posters in buildings on campus, available on BERT's website at [www.bert.siu.edu](http://www.bert.siu.edu), Department of Safety’s website [www.dps.siu.edu](http://www.dps.siu.edu) (disaster drop down) and in Emergency Response Guideline pamphlet. Know how to respond to each type of emergency.

Instructors will provide guidance and direction to students in the classroom in the event of an emergency affecting your location. It is important that you follow these instructions and stay with your instructor during an evacuation or sheltering emergency. The Building Emergency Response Team will provide assistance to your instructor in evacuating the building or sheltering within the facility.

**Disability Policy**

Disability Support Services provides the required academic and programmatic support services to students with permanent and temporary disabilities. DSS provides centralized coordination and referral services. To utilize DSS services, students must come to the DSS to open cases. The process involves interviews, reviews of student-supplied documentation, and completion of Disability Accommodation Agreements. [http://disabilityservices.siu.edu/](http://disabilityservices.siu.edu/). Upon completion of a Disability Accommodation Agreement with DSS, students should bring the agreement to the School of Law Registrar’s Office to ensure the School of Law provides the proper classroom and examination accommodations.

**Saluki Cares**

The purpose of Saluki Cares is to develop, facilitate and coordinate a university-wide program of care and support for students in any type of distress—physical, emotional, financial, or personal. By working closely with faculty, staff, students and their families, SIU will continue to display a culture of care and demonstrate to our students and their families that they are an important part of the community. For Information on Saluki Cares: (618) 453-5714, or siucares@siu.edu, [http://salukicares.siu.edu/index.html](http://salukicares.siu.edu/index.html). At the School of Law, Assistant Dean Judi Ray is also available to help students access university resources. Her email is judiray@siu.edu, and her phone number is (618) 453-3135.
Topics & Assignments

Part I — Agency Law

1. KRB 1-22; Clabresi & Melamed 1089-98, 1115-24 (skim the rest of this property-law paper as needed for your understanding) (TWEN).

2. KRB 23-36; Dweck v. Nasser (TWEN); KRB 36-43.

3. KRB 43-69.

4. KRB 70-83; Miller v. McDonald’s Corp. (TWEN); KRB 83-86.

5. KRB 86-109.

6. KRB 114-40. Sketch out answers to the problems on p.119; we will discuss them in class.

7. KRB 140-47.

The next part of the syllabus will be posted around the time of class 6.