

Course Syllabus

BADM 350 Legal Environment of Business 3 Credit Hours

South Dakota University Center

Academic Term and Year: Fall 2009

Course Meeting Time and Location: Thursday Evenings 7:00pm to 9:45pm

Instructor's Contact Information:

Tara L. Glasford

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If you need to meet with me, call or e-mail me and we can make an appointment to meet at a time convenient for both you and I.

Course Description: This is a study of legal topics as they apply to the business environment. Topics include an introduction to the law, the U.S. Court System, legal process, government regulations, and criminal, tort and contract issues.

Course Prerequisites: None.

Technology Skills: Word processing, e-mail, and database searches.

Instructional Methods: Lecture, group discussion, case analysis.

Course Requirements:

Required textbook and other materials: West's Business Law, West Publishing Company, 11th Ed. 2006. ISBN 0-324-65522-3

The textbook Web site is at: <http://wbl.westbuslaw.com>

Course Goals: The long term goal of this course is to give you a legal background from which you can recognize legal issues and problems that affect business. (I use the term "business" broadly. It covers all forms and kinds of business, including wellness centers, hospitals, and clinics.) The first section of the course will deal with the legal and social environment of business. The second section of the course will focus upon contracts.

Student Learning Outcomes:

On tests, quizzes, case briefs, and other assignments the student should be able to:

1. Describe the legal system in the United States.
2. Describe the major ethical philosophies and recognize ethical issues related to law in business.

3. Describe issues concerning how the Constitution and administrative regulations affects business and apply constitutional principles to determine if a statutes or regulation is constitutional.
4. Identify and define the elements of business torts & crimes, and contract.
5. Describe the legal remedies available for breach of contract and calculate the amount of damages in a breach of contract case.
6. Analyze legal issues using an “elemental analysis;” applying legal elements to fact situations to arrive at a legal outcome.
7. Describe the facts and legal issues for both parties in a legal dispute. (Argue both sides of a dispute.)
8. Read extensively and respond critically in written discourse, e.g. do significant outside reading with corresponding writing assignments.
9. Use writing to learn course content by practicing writing as an integral, ongoing part of the course and applying writing conventions of appropriate style manuals.

Class Policies:

Class Attendance Policy: Regular class attendance and completion of assignments are important to successful comprehension of the course. Missing a class because of extraordinary circumstances will not toll academic disaster for you. However, merely reading the textbook or borrowing someone’s notes outside of class will not be sufficient to ensure academic success in Legal Environment of Business. Class discussion will be instrumental in your comprehension of the material. Students will be asked to sign an attendance record at the end of every class period.

Students are expected to actively participate in class discussions. **Throughout the semester, each student will be assigned a case to present in class. Every student is expected to recite at least one case.** Should the student need to be absent on the day they are assigned to recite on a case, the student must inform the Professor in advance so that the case may be re-assigned. Should the student fail to recite on the assigned case, the Professor will re-assign another case. There is no guarantee that the student will be told of the re-assigned case ahead of time. Missing class to avoid oral recitation on cases will not be tolerated. Should any student fail to recite on a case during the quarter, the student’s grade will be reduced by half a letter grade. **More information on class recitations will be provided the first day of class.**

At times, class discussion and other circumstances may prevent us from discussing all the material scheduled for that class. The student is still responsible for the material that we are unable to cover. Every effort will be made to adequately cover the material so that

the student is able to fully comprehend the material presented. In the event we are unable to cover all the material as set forth in the class schedule, the professor will inform the students what is expected.

Rules of discussion: The classroom should be a safe haven within which individuals can discuss the widest possible range of topics without fearing retribution, ridicule, or attack. In order for this to happen, we must assume that we are all persons of intelligence and good will who may ultimately disagree, sometimes to a profound degree, with one another but whose characters are not impugned or intelligence disparaged because of this disagreement. The classroom is not a forum for proselytizing, nor is it a soapbox for diatribes by either students or faculty. For the academic endeavor to succeed, we must treat each other with civility, courtesy, and respect. All perspectives and questions are welcome, as long as they are impelled by a genuine desire for knowledge, can be articulated thoughtfully, and supported by sound reasoning.

The Instructor reserves the right to issue extra credit points for participation. The points issued, when and how many, if any at all, are at the sole discretion of the Instructor. Points are not deducted for non-participation.

The student is responsible for all subject matter given (handouts, lecture materials, assignment, announcements, etc.) whether present or absent from class.

Writing Assignments: Writing and research assignments will be given throughout the semester. All written work must be word-processed. Handwritten work will NOT be accepted unless prior permission is received and permission will only be granted in the most serious of circumstances. Points will be deducted if this format is not followed. More information about each of these will be provided throughout the semester. Students are expected to follow any and all directions that may be provided.

Each week students will be assigned a written case brief. These written case briefs are due on the start of each class. The professor will NOT accept late case briefs. Each case brief is worth 10 points each. It is imperative that the student turn these in on time. Other assignments will be given throughout the semester as well. Due dates and deadlines will be given at the appropriate time. It is the student's responsibility to be mindful of these dates.

Out of class assignments are due no later than at the time when scheduled to be handed in. Due dates and times will be posted in D2L. The times and dates posted in D2L are to take precedence over any date as stated in this syllabus. Times and dates are subject to change due to various circumstances that may arise during the semester.

Proper writing that is clear and concise will be important in your future career. Therefore, all answers on tests, including definitions and short answers must be written in complete and grammatically correct sentences. This requirement will also apply to all outside class assignments. Failure to adhere to this format will result in loss of assigned points on tests and assignments.

Tests: Tests are multiple choice. These will be closed note, closed book examinations.

Tests are to be taken on the assigned date. Make-up tests will be allowed if a valid reason for missing is presented to me before the test. Please see the make-up policy set forth below.

The **tests** will cover the material discussed in the previous class periods. These are difficult examinations that require you to apply what you have learned. It cannot be “crammed for” on the night prior to the final test. Please note the date of the examinations in the schedule and plan your calendars accordingly.

Grades for tests, quizzes, and hand in work will be given to students in about a week from the time the test is given or the exercise is handed in. Sometimes, I am able to get them back to students sooner! Sometimes it may be later! It depends upon the nature and length of the material to be graded. Students will not actually receive the test or the assignment. The Instructor will keep and file the actual papers. Should a student wish to review the test or assignment and any comments, Students are encouraged to do so. Students only need to contact Instructor for a mutually convenient time to meet.

Make-up Policy: Tests are to be taken on the assigned date. Please adjust your work schedules, if possible. Make up tests will be allowed if a valid reason for missing is presented to me before the test. Make up tests are usually taken on the day following the scheduled test at a time arranged with me. If you cannot reach me before the test, please send me an email or call me. Please contact me directly at the numbers listed above. Due to limited staffing at University Center, the Center is unable to take messages for instructors. Failure to provide a valid reason for missing a test will result in an F grade and assigned points of “0” for the test. Any quizzes that may be given throughout the semester cannot be made up.

Cheating and Plagiarism Policy: Academic dishonesty includes giving, receiving or using unauthorized aid on any academic work. The definition of academic dishonesty and the procedure for handling it are described in detail in the current version of the student handbook. You should read and understand this material. **Any academic dishonesty will result in zero points on the assignment, test, etc.**

Evaluation Procedure: The course grade will be based upon 500 point scale.

Tests (2)	200 points
Final Test	100 points
Contracts Assignment	70 points
Writing Assignments	<u>130 points</u>
	500 points

Final grading will be based upon:

- 100-90 percent = A
- 89-80 percent = B
- 79-70 percent = C
- 69-60 percent = D
- 59 - below percent= F.

Grading Rubric:

A. Depending on the amount of work involved, assignments and projects may be worth different points. The following is the rubric for evaluating your assignments:

grade	indicators
A	Work demonstrates analytic thinking and flexible application of the concepts learned from the course. Work meets the assignment requirements in all aspects and is error free. (spelling, grammar and other error)
B	Work demonstrates limited application of concepts learned from the course, but lacks flexibility. Work meets the assignment requirements in most aspects. Work may have some minor errors but is basically error free.
C	Work demonstrates very limited application of concepts learned from the course. Work meets the assignment requirements in some aspects. Work has some major problems and has major spelling errors and/or some grammatical errors.
F	Work lack functional understanding of the concepts covered in the course. Work has major spelling or grammatical errors.

B. Students will be able to view assessment of their course work in progress and check grades online through the progress link of the course site.

Other Policies:

The professor reserves the right to make modify this course syllabus to better meet student needs.

Other Student Expectations: The professor will communicate frequently by email correspondence. Students are expected to check their email daily. The professor is given the student email address of the home school the student belongs to at the time of the student registration. If this is not the email the student uses, it the student’s responsibility to provide the professor with the email address most often checked. If sending an email from an address different than the University provided address, it is important that the

student provide within the email text his/her name and class. Failure to do so will result in no response from the professor. **The professor will not accept any excuses for failing to receive professor emails. The professor also utilizes the Desire 2 Learn program. All assignments, due dates, instructions, powerpoint presentations, etc. will be posted in the program. It is the student's responsibility to check the program for any updates or information.**

University Deadlines:

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- **Add/Drop Deadline: September 10, 2009 is the last day to add a full semester class and or drop a full semester class and receive a 100% refund.**
- **Withdraw Deadline with Refund: November 4, 2009 is the last day to withdraw from a full semester course or all courses for a refund of University charges based on federal regulations and Board of Regents policy.**
- **Withdraw Deadline with No Refund: November 16, 2009 is the last day to withdraw from a full semester course or all courses and receive a grade of "W". No refunds will be given.**

PROFESSIONAL STANDARDS NCATE

NCATE Standard #1 Candidate Knowledge, Skills, and dispositions. Candidates preparing to work in schools as teachers or other professional school personnel know and demonstrate the content, pedagogical, and professional knowledge, skills, and dispositions necessary to help all students learn. Assessments indicate that candidates meet professional, state, and institutional standards at professionally acceptable levels.

DECA

24:16:08:23. 7-12 business education program. A 7-12 business education program shall comply with all standards in general education, professional education, and 7-12 secondary education program requirements, and require coursework sufficient to constitute a major, with at least 50 percent in upper division coursework, which includes the following:

- (1) Study of accounting, computation, and finance;
- (2) Study of economics and international business;
- (3) Study of business law, management, marketing, entrepreneurship education, and interrelationships of business functions, including national policies, ethics, and political thinking;
- (4) Study of communications and career development;
- (5) Study of information systems;
- (6) Study of office technology, including study related to 7-12 program planning and development; and
- (7) Business-related occupational work-based practicum or internship.

Americans With Disabilities Act (ADA) Statement: If you have a documented disability and/or anticipate needing accommodations in this course, please arrange to meet with the instructor. Also, please arrange a meeting with Dakota State University's ADA coordinator, Keith Bundy in the Student Development Office located in the Trojan Center Underground. Please call Keith at 256-5121 in order to set up this meeting as soon as possible. You will need to provide documentation of your disability, and it is best (though not absolutely necessary) to bring this documentation with you to this meeting. The ADA coordinator must confirm the need for accommodations before officially authorizing them. The DSU website containing additional information is http://www.departments.dsu.edu/disability_services/.

Freedom in Learning Statement: Students are responsible for learning the content of any course of study in which they are enrolled. Under Board of Regents and University policy, student academic performance shall be evaluated solely on an academic basis and students should be free to take reasoned exception to the data or views offered in any course of study. Students who believe that an academic evaluation is unrelated to academic standards but is related instead to judgment of their personal opinion or conduct should contact the dean of the college which offers the class to initiate a review of the evaluation.

**BADM 350 Legal Environment of Business
TENTATIVE COURSE OUTLINE**

DATE		Assignment	Due Date
September 3, 2009	Introduction to Class/ Overview of class	Read Chapter 1	
September 10, 2009	Chapter 1	Read Chapter 3 Case Brief 3.1	
September 17, 2009	Chapter 3	Read Chapter 4 Case Brief 4.3	Case Brief 3.1 Due
September 24, 2009	Chapter 4	Read Chapter 5 Case Brief 5.1	Case Brief 4.3 Due
October 1, 2009	Chapter 5	No Assignment or Case Brief—Study for Test One	Case Brief 5.1 Due
October 8, 2009	1st Test--Chapter 1, 3, 4, & 5	Read Chapter 6 Case Brief 6.2	
October 15, 2009	Chapter 6	Read Chapter 7 Case Brief 7.3	Case Brief 6.2 Due
October 22, 2009	Chapter 7	Read Chapter 9 Case Brief 9.2	Case Brief 7.3 Due
October 29, 2009	Chapter 9	No Assignment or Case Brief—Study for Test Two	Case Brief 9.2 Due
November 5, 2009	2 nd Test- Chapters 6, 7, & 9	Read Chapter 10 Case Brief 10.3	
November 12, 2009	Chapter 10	Read Chapters 11 & 12 Case Briefs 11.3 & 12.3	Case Brief 10.3 Due

		Contracts Assignment Handed Out (posted to D2L)	
November 19, 2009	Chapters 11 & 12	Read Chapter 13 & 14 Case Brief 13.1 & 14.1	Case Briefs 11.3 & 12.3 Due
November 26, 2009	No Class-Thanksgiving Break		
December 3, 2009	Chapters 13 & 14	Read Chapter 17 & 18 Case Brief 17.1 & 18.2	Case Brief 13.1 & 14.1 Due
December 10, 2009	Chapters 17 & 18	No Case Brief—Study for Final Exam	Case Brief 17.1 & 18.2 Due
December 17, 2009	Final Exam--Chapters 10, 11, 12, 13, 14, 17, & 18		

Assignments and their due dates as stated above are tentative and are subject to change. All assignments and due dates will be posted in the Desire 2 Learn program and will also be given throughout the semester during class. If you have any questions about any assignment or when it is due, you are encouraged to ask your Professor.

Selected Bibliography

Restatement, Second, Contracts American Law Institute 1979.
American Law Institute Publisher

South Dakota Codified Law

Northwestern Reporter

Supreme Court Reporter

United States Code Annotated