

Course Outline

COURSE: LAWS 2202C - Obligations

TERM: Winter 2014

PREREQUISITES: LAWS 1000

CLASS: **Day & Time:** Tuesdays 6:05 - 8:55 p.m.
 Room: Please check with Carleton Central for current room location

INSTRUCTOR: David Dwoskin
(CONTRACT)

CONTACT: **Office:**
 Office Hrs:
 Telephone: (613)696-1305 during business hours
 Email: ddwoskin@lmrlawyers.com

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows:

Pregnancy obligation: write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details visit the Equity Services website: <http://www2.carleton.ca/equity/>

Religious obligation: write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details visit the Equity Services website: <http://www2.carleton.ca/equity/>

Academic Accommodations for Students with Disabilities: The **Paul Menton Centre** for Students with Disabilities (PMC) provides services to students with Learning Disabilities (LD), psychiatric/mental health disabilities, Attention Deficit Hyperactivity Disorder (ADHD), Autism Spectrum Disorders (ASD), chronic medical conditions, and impairments in mobility, hearing, and vision. If you have a disability requiring academic accommodations in this course, please contact PMC at 613-520-6608 or pmc@carleton.ca for a formal evaluation. If you are already registered with the PMC, contact your PMC coordinator to send me your **Letter of Accommodation** at the beginning of the term, and no later than two weeks before the first in-class scheduled test or exam requiring accommodation (*if applicable*). After requesting accommodation from PMC, meet with me to ensure accommodation arrangements are made. Please consult the PMC website for the deadline to request accommodations for the formally-scheduled exam (*if applicable*) at <http://www2.carleton.ca/pmc/new-and-current-students/dates-and-deadlines/>

You can visit the Equity Services website to view the policies and to obtain more detailed information on academic accommodation at <http://www2.carleton.ca/equity/>

COURSE OBJECTIVES & CONTENT: This course is an introduction to Private Law Relationships and examines the common law relating to contracts, civil wrongs, trusts and the interaction of private law relationships with law passed by Governments (Statutes)

REQUIRED READING: *Obligations in Private Law* - T. Brettel Dawson, Captus Press.

EVALUATION PROCEDURES:

Assignment	40%
Final Exam (scheduled 3 hour exam)	40%
Class participation	20%

EXAMINATIONS: The final examination will be scheduled 3 hour exams, open book, essay questions.

SUPPLEMENTAL EXAMS: Any supplemental or grade raiser examination will replace 50% of the course grade allocated to that exam. The format will be the same as the exam.

EVALUATION PROCEDURES AND DEADLINES:

40% - Midterm assignment - March

40% - Final exam - April

20% - Class participation The mark awarded assesses participation in class discussion.

Note: There will be no make-up assignments or “grade-booster” assignments under any circumstances.

Failure to complete all assignments and exams in the course will result in the student receiving a failing grade for the course. Deferrals will not be granted unless all assignments have been handed in.

Standing in a course is determined by the course instructor subject to approval of the Faculty Dean. This means that grades submitted by the instructor may be subject to revision. No grades are final until they have been approved by the Dean.

LATE ASSIGNMENT:

A late assignment will be marked down five percent for each day submitted after the due date (including weekend days). Extensions will be only given out in extreme circumstances, such as

severe illness of the student or death of a family member. You must apply for an extension prior to the due date for the assignment. Appropriate documentation will be required to accompany requests for extensions. Computer failure, conflicts with work schedule or similar problems are not a valid excuse for failure to submit an assignment on time. **Students submitting late assignments must submit a hard copy of the assignment to the Department of Law drop-box and must email the instructor notifying him that the assignment has been left in the drop box.**

APPEALING GRADES ON ASSIGNMENTS:

Students who have questions about the grade they receive on an assignment who wish to challenge the grade must make an appointment with the T.A. who marked the assignment within two weeks of receiving the marked assignment. The instructor will not entertain appeals of grades that have not first been discussed with the T.A.

PLAGIARISM AND OTHER INSTRUCTIONAL OFFENCES:

The University's policy concerning plagiarism and other instructional offences is outlined in the Undergraduate Calendar (see particularly regulation 14 – Instructional Offences). In particular, students should note that a student commits an instructional offence if he or she “submits” substantially the same piece of work to two or more courses without the prior written permission of the instructors from all course involved. Minor modifications and amendments, such as changes or phraseology in an essay or paper, do not constitute a significant and acceptable reworking of an assignment.” Students should also note that it is an instructional offence to commit plagiarism, which is defined as “to use and pass off as one own” own idea or product work of another without expressly given credit to another.

POLICY AND PROCEDURE STATEMENT:

The Department of Law's Policy and Procedure Statement is distributed with, and forms part of, this course outline. The statement contains important information on topics such as the submission of assignments, due dates in course outlines, offenses, writing skills and use of language, prerequisites, course selection, responsibility for ensuring enrolment in a class, and review of grades, among other information. **Please read the Policy and Procedure Statement carefully.**

CuLearn

CuLearn will be the primary method of electronic communication with students outside of class. It will be used to post announcements, to host email communications and electronic discussion boards. Students should make sure that they sign-on to CuLearn in the first week of classes and should check the CuLearn page for this course on a weekly basis.

A FEW ADDITIONAL GUIDELINES AND SUGGESTIONS:

- Lectures in this course are designed to complement the texts, not just repeat the same material. As such, it is important to both attend lectures and complete the readings. Students who only complete the readings, but do not attend lectures will find it very difficult to do well in this course. Material covered in lectures will be tested in the exams.
- Lectures will be designed to accommodate questions and discussion in class. Feel free to ask questions during the course of lectures. Please remember, however, that questions, comments and discussion in class must remain respectful of the other members of the class.
- Students having difficulty with writing assignments should check-out: The writing tutorial Service (Library 4th floor); Student Academic Success Centre (302 Tory).

CLASS SCHEDULE AND READINGS - FALL TERM

Lecture No	Date	Lecture Topic and Readings
1	Jan 7	Chapter 1 - Legal Categories
2	Jan 14	Chapter 2 - Proximity
3	Jan 21	Chapter 3 - Negligence
4	Jan 28	Chapter 4 - Case Studies
5	Feb 4	Chapter 5 - Emerging Contract Law
6	Feb 11	Chapter 6 - Contracts
		Winter Break
7	Feb 25	Chapter 7 - Consideration
8	Mar 4	Chapter 8 - Unjust Enrichment
9	Mar 11	Chapter 9 - Constructive and Resulting Trust
10	Mar 18	Chapter 10 - Detrimental Reliance
11	Mar 25	Chapter 11 - Fiduciary Obligations
12	Apr 1	Chapter 12 - Inequality of Bargaining Power
13	Apr 8	Review Class
	Apr 11-26	FINAL EXAM