

Course Outline

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**COURSE NUMBER AND TITLE:** LAWS 2202 E - Obligations

**TERM:** Winter 2016

**PLACE:** Please check with Carleton Central for current room location

**TIME:** Thursdays 6:05 - 8:55 p.m.

**PREREQUISITES:** LAWS 1000

**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)

**INSTRUCTOR:** **David Dwoskin**  
**Office:** B442 Loeb (by appointment)  
**Phone** 613 696-1305  
during business hours  
**E-Mail** [ddwoskin@lmrlawyers.com](mailto:ddwoskin@lmrlawyers.com)

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**Academic Accommodations:**

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://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://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](mailto: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://carleton.ca/pmc/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://carleton.ca/equity/>

### ***Plagiarism***

Plagiarism is presenting, whether intentional or not, the ideas, expression of ideas or work of others as one's own. Plagiarism includes reproducing or paraphrasing portions of someone else's published or unpublished material, regardless of the source, and presenting these as one's own without proper citation or reference to the original source. Examples of sources from which the ideas, expressions of ideas or works of others may be drawn from include but are not limited to: books, articles, papers, literary compositions and phrases, performance compositions, chemical compounds, art works, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, and material on the Internet. Plagiarism is a serious offence.

More information on the University's **Academic Integrity Policy** can be found at: <http://carleton.ca/studentaffairs/academic-integrity/>

### ***Department Policy***

The Department of Law and Legal Studies operates in association with certain policies and procedures. Please review these documents to ensure that your practices meet our Department's expectations. '

<http://carleton.ca/law/current-students/>

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**REQUIRED TEXT:**                    *Obligations in Private Law* - T. Brettel Dawson, Captus Press. Available from the Carleton University Book Store.

### **EVALUATION PROCEDURES AND DEADLINES:**

**40% - Assignment - Midterm essay - March 3, 2016**

**40% - Final exam - Scheduled 3 hour exam - during Final exam period (April 11 - 23, 2016)**

**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 Department and 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 Department and 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 and Legal Studies drop box and must e-mail the instructor notifying him that the assignment has been left in the drop box. (*Please refer to the Department Dropbox Policy for clarification*).

### **APPEALING GRADES ON ASSIGNMENTS:**

Students who have questions about the grade they receive on an assignment or 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.

### **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 4<sup>th</sup> floor); Student Academic Success Centre (302 Tory).

**CLASS SCHEDULE AND READINGS - WINTER TERM - 2016**

<b>Lecture No</b>	<b>Date</b>	<b>Lecture Topic and Readings</b>
Chapter 1	Jan. 7	Legal Categories
Chapter 2	Jan. 14	Proximity
Chapter 3	Jan. 21	Negligence
Chapter 4	Jan. 28	Case Studies
Chapter 5	Feb. 4	Emerging Contract Law
Chapter 6	Feb. 11	Contracts
	Feb 18	<b>Reading week - no class</b>
Chapter 7	Feb. 25	Consideration
Chapter 8	Mar. 3	Unjust Enrichment
Chapter 9	Mar. 10	Constructive and Resulting Trust
Chapter 10	Mar. 17	Detrimental Reliance
Chapter 11	Mar. 24	Fiduciary Obligations
Chapter 12	Mar. 31	Inequality of Bargaining Power
	Apr. 7	Review Class
	Apr. 11-23	<b>FINAL EXAM</b>