

**AMENDED CLASS SYLLABUS – COLLEGE OF BUSINESS, MANAGEMENT DEPARTMENT  
BUS 241- SPRING QUARTER -2016  
BUSINESS LAW/LEGAL ENVIRONMENT OF BUSINESS**

<b>Section</b>	<b>Room</b>	<b>Class Time</b>	<b>Final Date and Time</b>
<b>001</b>	<b>Shaw Smyser 113</b>	<b>1:00 – 3:20 P.M.</b>	<b>TBA</b>
<b>MINDTAP COURSE KEY:</b>	<b>MTPP-HBSP-XBFM</b>		

**Instructor:**

Metiner G. Kimel, MBA, JD, LL.M., CPA  
Shaw Smyser Hall 304  
Phone: 509-452-1115;

**[e-mail: kimelm@cwu.edu](mailto:kimelm@cwu.edu)**

Office Hours: Monday/Wednesday 12:00-1:00; Wed, 3:20 – 5:20  
pm AND by appointment

**Course Description:**

An introduction to legal reasoning, legal process and proceedings; business ethics, rights and duties arising under tort law and intellectual property law; the common law of contracts, and sales of personal property under the UCC.

**Course Objectives:**

**By the end of the course the students should be able to:**

- List the sources of legal rules and describe the political, social and technological influences that affect the institutions that develop and interpret them.
- Be familiar with the court systems in the United States, the basis for the power of the Courts and the limits on those powers, and the rules which determine what types of matters are heard in particular courts;
- Be familiar with court and case procedures and limitations
- Recognize types of personal and property interests created in the context of hypothetical fact specific problems.
- Recognize when parties have negotiated valid, voidable and void contracts under the common law and the Uniform Commercial Code.
- Be able to recognize the appropriate remedies for various types of breach of contract.
- Apply a model of ethical reasoning to derive a logical decision to an ethical question in the context of a hypothetical business problem.

**Required Text:** Business Law: Text and Cases - The First Course, 1st Edition by Miller

**Course Requirements:** To achieve an acceptable grade in this class (C or above) students should diligently keep up with the material covered on a weekly basis, and focus on the following elements of the class:

**a. CLASS PARTICIPATION AND PREPARATION FOR CLASS  
(CASE ANALYSIS);**

- b. **TIMELY COMPLETION AND SUBMISSION OF HOMEWORK ASSIGNMENTS THROUGH MINDTAP;**
- c. **CHECKING REGULARLY FOR ANNOUNCEMENTS ON CANVAS;**
- d. **COMPLETION OF THE WRITING ASSIGNMENT;**
- e. **TAKING SCHEDULED IN CLASS MID-TERM AND FINAL EXAMS.**

## **1. Class Participation; Case Analysis and Preparation; Extra Credit; Written Extra Credit/Participation –**

**I STRONGLY URGE YOU TO CONSIDER ANOTHER SECTION OF BUSINESS LAW 241 IF YOU ARE UNWILLING TO VOCALLY PARTICIPATE DURING THE CLASS.**

**Any study of the law requires that students be willing to discuss how and why certain rules that we call the law should or should not be applied to a given set of facts. This means that during class discussions, students responses should provide evidence that they have read the material and understand it, or if not they should be cogently able to pose a question relevant to the material being covered in class regarding matters which they feel they have failed to grasp.**

**IN MANY WAYS, CLASS PARTICIPATION IS PERHAPS THE MOST IMPORTANT PART OF THE CLASS.**

**The** instructor evaluates your preparation for class based upon the quality of your in class participation. **Ten percent (10%)** of your grade will be based upon your class participation. PARTICIPATION means useful participation that evidences you have read the material assigned for the class, and have tried to understand the legal concepts as they are covered.

The participation grade is entirely subjective and within the discretion of your instructor. **THIS MEANS THAT VOLUNTARY PARTICIPATION WHICH EVIDENCES A LACK OF PREPARATION WILL EARN NO CREDIT.** In order to facilitate this participation, you will be called on randomly. **DAILY POINT CAP:** You may earn up to five participation points on any single day. **YOU ARE ULTIMATELY RESPONSIBLE FOR**

**PARTICIPATING SUFFICIENTLY TO EARN AN ACCEPTABLE GRADE FOR THIS PORTION OF THE CLASS. IT IS NOT THE INSTRUCTOR'S RESPONSIBILITY TO CALL ON EACH STUDENT ANY MINIMUM NUMBER OF TIMES DURING THE QUARTER.**

Generally, you would need to make six meaningful or useful comments during a quarter to earn a 70% for this portion of the class. That means you should probably try to make at least ten comments during the quarter to earn credit for five. A minimum of 13 acceptable comments/answers are necessary to earn a low A for this portion of the class, 18 acceptable comments would earn 100%.

You will not benefit from the subsequent discussion in class if you have not read the material before class. It is strongly recommended that students consider forming study groups, or maintain a notebook when reading the course material. Useful questions during the quarter are also a basis for earning points for class participation.

### **Case Analysis and Preparation**

Reading the case excerpts contained in the textbook is an essential part of the learning process in this class, and the cases blurbs will serve throughout the term as illustrations for discussing the material contained in the Chapter. YOU MUST READ THE CASE EXCERPTS BEFORE CLASS. IF CALLED UPON, YOU WILL BE EXPECTED TO BE ABLE RECITE THE FACT PATTERN i.e., know who are the parties to the litigation, what are the significant facts that may be material to resolving the dispute; and rules applied by the trial court and/or appellate court in resolving the dispute.

### **EXTRA CREDIT –**

**ANY EXTRA CREDIT AWARDED IN THIS CLASS IS BASED UPON CLASS PARTICIPATION. IN THE EVENT THAT YOUR PARTICIPATION EXCEEDS THE AMOUNT REQUIRED TO EARN FULL CREDIT FOR CLASS PARTICIPATION (18 ACCEPTABLE COMMENTS); YOU MAY EARN ADDITIONAL CREDIT FOR YOU EXCELLENT AND EXCEPTIONAL CLASS PARTICIPATION. A MINIMUM OF 8 ADDITIONAL ACCEPTABLE COMMENTS WOULD BE WORTH 1 ADDITIONAL POINT TO YOUR FINAL GRADE. YOU MAY EARN A MAXIMUM OF 3 “EXTRA CREDIT” POINTS THROUGH EXCEPTIONAL CLASS PARTICIPATION. THE CRITERIA FOR AWARDED EXTRA CREDIT FOR CLASS PARTICIPATION IS THE SAME AS FOR DETERMINING YOUR GRADE FOR CLASS PARTICIPATION. THE ULTIMATE DECISION TO AWARD EXTRA CREDIT IS WITHIN THE DISCRETION OF THE INSTRUCTOR**

## WRITTEN EXTRA CREDIT/PARTICIPATION –

DURING THE QUARTER, STUDENTS MAY SATISFY PART OF THE PARTICIPATION REQUIREMENT OF THE CLASS OR ADDITIONALLY EARN EXTRA CREDIT BY TURNING IN WRITTEN HOMEWORK ASSIGNMENTS. WRITTEN HOMEWORK AVAILABLE FOR PARTICIPATION AND EXTRA CREDIT ARE LISTED ON THE **COURSE CALENDAR**. THE REFERENCE NUMBERS ON THE COURSE CALENDAR ARE TO THE PROBLEMS AT THE END OF THE CHAPTERS IN YOUR BOOK.

ANY WRITTEN WORK SUBMITTED FOR PARTICIPATION/EXTRA CREDIT MUST BE SUBMITTED AT THE SAME TIME THAT THE NORMAL HOMEWORK ASSIGNMENTS ARE DUE AND MUST BE SUBMITTED ELECTRONICALLY VIA E-MAIL TO [KIMELM@CWU.EDU](mailto:KIMELM@CWU.EDU). WRITTEN WORK SUBMITTED LATE SHALL NOT BE SCORED, AND SHALL NOT BE INCLUDED IN YOUR FINAL GRADE. THE DUE DATES FOR WRITTEN EXTRA CREDIT/PARTICIPATION SHALL BE STRICTLY ENFORCED.

**IT IS HARDER TO EARN CREDIT FOR WRITTEN EXTRA CREDIT AS OPPOSED TO CLASS PARTICIPATION. THERE ARE GENERALLY CASE REFERENCES TO THE ACTUAL CASE FOR EACH OF THE EXTRA CREDIT ASSIGNMENTS. YOU ARE EXPECTED TO GO BEYOND THE QUESTION IN THE BOOK AND LOOK AT THE ACTUAL CASE AND INCORPORATE ADDITIONAL INFORMATION/ANALYSIS BASED ON THE ACTUAL CASE AS NECESSARY. YOU MUST FOLLOW THE IRAC FORMAT FOR WRITTEN EXTRA CREDIT. YOU MAY EARN A MAXIMUM OF 5 POINTS FOR ANY EXTRA CREDIT PROBLEM.** WHERE AVAILABLE, THE CASES RELATED TO THE EXTRA CREDIT PROBLEMS ARE POSTED ON CANVAS UNDER THE TAB MARKED “EXTRA CREDIT CASES”.

GENERALLY, THERE WILL BE SIX OR SEVEN OPPORTUNITIES DURING THE QUARTER TO SUBMIT EXTRA CREDIT. FOR THOSE DAYS WHEN YOU MAY SUBMIT EXTRA CREDIT, THERE ARE USUALLY 2 OR 3 POSSIBLE QUESTIONS AVAILABLE TO ANSWER.

### **DON'T SUBMIT MORE THAN ONE WRITTEN EXTRA CREDIT FOR A DUE DATE!!!**

ON THE COURSE CALENDAR, THERE WILL OFTEN BE MORE THAN ONE EXTRA-CREDIT ASSIGNMENT LISTED FOR A DUE DATE. YOU SHOULD PICK AND **ONLY SUBMIT ONE EXTRA CREDIT ASSIGNMENT ON ANY GIVEN DUE DATE**. IF YOU SUBMIT MORE THAN ONE, THE FIRST ONE IN THE GROUP WILL BE THE ONLY ONE GRADED AND ANY ADDITIONAL EXTRA CREDIT WILL NOT BE GRADED.

## **2. TIMELY COMPLETION AND SUBMISSION OF HOMEWORK ASSIGNMENTS**

**MINDTAP REGISTRATION: HOMEWORK IS DONE ON-LINE.** You will need to register on MINDTAP at Cengage. **THE Mindtap course key is *MTPP-HBSP-XBFM*.** Instructions for registering for MINDTAP ARE ATTACHED.

**YOU ARE RESPONSIBLE FOR TIMELY COMPLETION OF ON-LINE HOMEWORK: ALL HOMEWORKS, BOTH MINDTAP AND WRITTEN PARTICIPATION/EXTRA CREDIT MUST HAVE BEEN TURNED IN/E-MAILED BY NO LATER THAN 4:00 P.M. OF THE LISTED DUE DATE.**

IT IS ABSOLUTELY ESSENTIAL THAT YOU GET PROPERLY REGISTERED ON MINDTAP DURING THE FIRST TWO WEEKS OF THE CLASS TO MAKE SURE THAT YOU CAN TIMELY COMPLETE HOMEWORK. FAILURE TO GET PROPERLY REGISTERED MAY RESULT IN YOU NOT BEING ABLE TO DO ASSIGNMENTS WHEN THEY ARE DUE DURING THE QUARTER. **FAILURE TO BE PROPERLY REGISTERED WILL NOT BE A BASIS TO RETAKE THESE ASSIGNMENTS AT A LATER TIME.**

ADDITIONALLY, THE FACT THAT AN ASSIGNMENT IS DUE BY A CERTAIN DATE AND TIME DOES NOT MEAN THAT YOU SHOULD LEAVE THIS WORK TILL THE LAST MINUTE.

**TECHNICAL PROBLEMS THAT ARISE WITHIN 24 HOURS OF THE DUE DATE FOR AN ASSIGNMENT WILL NOT BE A BASIS FOR THE INSTRUCTOR TO REOPEN THE ASSIGNMENT.**

**Everyone will need the following course key to log into the course: *MTPP-HBSP-XBFM*.**

**THERE ARE TWO COURSE KEYS REQUIRED, THE ONE PROVIDED HERE, AND THE ACCESS CODE PROVIDED WHEN YOU PURCHASE YOUR TEXT MATERIALS.**

**CONNECTIVITY AND REGISTRATION ISSUES:** If you have problems registering, you should contact either, Sam Rainey at [Samuel.Rainey@Cengage.com](mailto:Samuel.Rainey@Cengage.com) or contact technical support at Cengage. Sam will be able to provide you with the contact information for technical support.

As a matter of general common sense, you should try and do assignments from a computer that is hard wired into the internet, as opposed to a wireless connection. **Additionally, you are advised to add Mozilla Firefox as a browser, as Cengage apparently works better with this browser than other internet browsers.**

**IT IS YOUR RESPONSIBILITY TO RESOLVE ANY CONNECTIVITY OR REGISTRATION ISSUE YOU MAY ENCOUNTER WITH CENGAGE.**

**YOU NEED TO KEEP YOUR INSTRUCTOR ADVISED –VIA E-MAIL -- OF ANY SUCH PROBLEMS AS DISCUSSED BELOW UNDER HOMEWORK AND ASSIGNMENTS**

**IT IS NOT THE INSTRUCTOR’S RESPONSIBILITY TO FIX SOFTWARE PROBLEMS FOR YOU.**

### **MINDTAP Homework Assignments**

You will need to register on MINDTAP. Everyone will need to use the course key provided above to log into the course.

Once you have created your account, you will find homework assignments on MINDTAP under the tabs named “worksheets”, “hypothetical scenario”, and “case problem blueprints”.

**There are multiple homework assignment for each Chapter that we will be covering this quarter.** The homework assignments are generally available to you about a week before the due date, and you may do them at any time prior to their due date. Once you start a homework assignment, you have an unlimited amount of time to complete the homework assignment prior to the due date. Expect homework assignments to take between 30 minutes to an hour to complete.

**NO RETAKING A HOMEWORK ASSIGNMENT:** Once you have submitted a completed homework assignment, you have NO FURTHER opportunities to may retake the assignment.

You must make sure to actually submit you homework prior to the due date. **Because there may be problems with your connectivity to MINDTAP, that means you should try and submit the homework at least a day before the actual due date and time.** Failure to submit the homework by the time and date that it is due will result in zero score for that homework assignment.

## **PROCEDURAL REQUIREMENTS FOR PRESERVING THE RIGHT TO COMPLETE HOMEWORK IN THE EVENT OF A TECHNICAL PROBLEM WITH CENGAGE:**

If you encounter problems with your internet connection to Cengage, it is important that you e-mail me immediately at the [kimelm@cwu.edu](mailto:kimelm@cwu.edu) address and advise me about the problem. You must include the following information: 1) the date and time at which you encountered the technical problem in trying to complete your homework; 2) the particular homework assignment on which you have encountered problems. **YOU MUST REFERENCE THE HOMEWORK CHAPTER, THE PARTICULAR HOMEWORK, AND WHICH QUESTION IN THE HOMEWORK ASSIGNMENT.** I need to be able to confirm the time of your login with Cengage, and won't be able to do that if you don't tell me. If you have timely started a homework, I will reopen it if I can confirm the connectivity problem.

Homework assignments will account for approximately 30.0% of your grade, so it is very important that you do not neglect doing this work in a timely manner.

### **3) CHECKING REGULARLY FOR ANNOUNCEMENTS ON CANVAS**

During the quarter the instructor will post changes to the syllabus or syllabus calendar, status of your class participation score and results of exams under the syllabus module page on Canvas. The power point slides and significant cases that are assigned for the writing assignments are also available on Canvas, along with all old exams utilized by the instructor in earlier quarters of Bus 241, as well as study guides specific to the current text.

You should check Canvas regularly for information about the course during the quarter.

### **4) COMPLETION OF THE WRITING ASSIGNMENT;**

By the third class, each student will be assigned a specific case for which they will be required to provide a case analysis, preferably using the IRAC (Issue, Rule, Analysis, Conclusion) format. Due dates for case assignments will be staggered through the quarter. The assignment must be in a WORD document FORMAT. It should be attached to your e-mail as a separate document and must be submitted electronically via e-mail to [Kimelm@cwu.edu](mailto:Kimelm@cwu.edu) by no later than 4:00 p.m. of the Due Date.

The case summary/analysis should be no longer than 2-3 pages.

PLEASE BE SURE TO CHECK THE WRITING ASSIGNMENT INSTRUCTIONS FOR MORE SPECIFIC INSTRUCTIONS ON PARTICULAR CASES.

### **5) TAKING SCHEDULED IN CLASS MID-TERM AND FINAL EXAMS.**

**Course Grading:**

BUSINESS 241 – SPRING  
2016 SYLLABUS

You grade in the course will be based upon the following elements

Task	Weighting for Final Grade
Homework	28.0%
Written Assignment	4.0%
Class Participation	10.0%
Exams	58.0%

Final Grades are tabulated on the following scale: 94 and above :A; 90-93 A-; 87-89 B+ 84-86: B: 80-83 B-; C+: 79 – 77; C: 76 – 73; C-: 72 - 70 and so forth...Below 60 F

## EXAMS:

Examinations will be a combination of multiple choice and short essays.

Missed exams may receive a failing grade of “0” for that examination. No make-up exams will be given. The exams will be weighed as follows:

1<sup>st</sup> Midterm exam 19% 2<sup>nd</sup> Midterm Exam 20% Final exam = 19%;

ALL EXAMS WILL BE CLOSED BOOK. THE FINAL EXAM IS NOT CUMULATIVE.

**Exam Instructions:** Students must be sure to read the exam instructions. Failure to properly follow exam instructions will result in a deduction of points from your exam score as indicated on the exam.

**Attendance Policy; Minimum Attendance:** Attendance is monitored, and regular attendance is required. If you are late for the class, you must check in at the end of class to make sure that you are marked as having attended that day. If you fail to respond to the roll call or show up late for class, you may not be marked in as having been in class that day.

**YOU ARE RESPONSIBLE FOR MAKING SURE THAT YOUR ATTENDANCE HAS BEEN ACCOUNTED FOR, OR THAT, IF YOU ARE GOING TO MISS A CLASS, CLEARING WITH THE INSTRUCTOR THAT THE ABSENCE HAS BEEN EXCUSED.**

**FAILING GRADE IF UNEXCUSED ABSENCES EXCEED 50% OF THE SCHEDULED CLASSES:**

**There is a minimum mandatory attendance requirement for the class. If you miss more than 50% of the scheduled classes without being excused by the instructor, you will automatically receive a failing grade for the class.**

**WHAT CONSTITUTES AND “EXCUSED” ABSENCE -- IF YOU KNOW IN ADVANCE THAT YOU WILL BE MISSING A CLASS, THEN YOU SHOULD E-MAIL ME AT [kimelm@cwu.edu](mailto:kimelm@cwu.edu) to advise me as soon as you know you will not be attending a class. Excused absences in advance would cover travel for other school activities, including job interviews and sporting events.**



**In the event of an unexpected absence, such as illness or travel/road issues, or other family issues – again, as soon as you are aware that you will be missing a class, you should immediately e-mail me at [kimelm@cwu.edu](mailto:kimelm@cwu.edu). FOR ILLNESS, I MAY REQUEST CORROBORATING DOCUMENTATION LIKE A NOTE FROM A DOCTOR**

**IF YOU FAIL TO TIMELY COMMUNICATE TO ME AS TO WHY YOU ARE MISSING A CLASS EITHER PRIOR TO YOUR ABSENCE OR WITHIN 48 HOURS OF THE CLASS YOU MISSED, THEN YOUR ABSENCE WILL BE PRESUMED TO BE UNEXCUSED.**

Unless prior permission is requested and granted, cell phones must be turned off when class is in session. History has indicated that those individuals who do not come to class and who have not read in advance of class, do not do well in this class.

Students may use computers in class only for purposes of taking notes, or for following along with the overhead slides during class.

### **CELL PHONES; COMPUTERS –**

**CELL PHONES AND PDA DEVICES ARE NOT ALLOWED TO BE IN RECEPTION MODE IN CLASS AND MUST BE TURNED OFF. THE FIRST TIME YOU ARE FOUND TEXTING DURING CLASS YOU WILL BE WARNED. A SECOND VIOLATION OF THIS RULE WILL RESULT IN A FAILING GRADE FOR THE CLASS. THE ONLY CONDITIONS FOR MY ALLOWING SOMEONE TO HAVE AN ACTIVE PHONE DURING CLASS IS IF SOMEONE IS BEING BORN OR SOMEONE IS DYING.**

Students may use computers in class only for purposes of taking notes, or for following along with the overhead slides during class. **AGAIN YOU ARE FOUND SURFING DURING CLASS, YOU WILL RECEIVE ONE WARNING. A SECOND TIME WILL RESULT IN A FAILING GRADE.**

**Academic Honesty:** Any form of cheating or plagiarism will result in a failing grade for the assignment, and may result in a failing grade for the course. More than one incident will result in a failing grade for the course.

**Course Adaptations:** If you need course adaptations or accommodations because of a disability, if you have emergency medical information to share with me, or if you need special arrangements in case the building must be evacuated, please contact me as soon as possible. Students who need course adaptations or accommodations because of a disability must provide documentation to the instructor during the first week of each quarter so the student and the instructor may work together to achieve the best possible learning environment.

**Any students requiring additional time to take an exam must make those arrangements prior to the date on the schedule set for the examination. Failure to do so may result in you receiving a zero for the exam.**

**THE ABOVE SCHEDULE, PROCESSES, AND WEIGHTING OF TESTS AND QUIZZES ARE  
SUBJECT TO CHANGE**