

NEW JERSEY INSTITUTE OF TECHNOLOGY

Martin Tuchman School of Management

Syllabus: Mgmt 290-002

Course Title: Business Law I
Course Number: Mgmt 290-002
Room: Kupf 202

Semester: Spring 2019
Class Timing: M&W: 1:00/2:20 p.m.
Webpage: <http://web.njit.edu/~walshd/>

Professor: Diana Walsh, M.A., J.D., (NJ Bar)
Office Hrs: T: 4:30/5:30 – W: 3:00/5:30 & by appointment
WebEx: meeting room (if necessary)

Office: Central Avenue Bldg. 3rd Floor
Tel. No: (973) 596-6418
E-mail: diana.walsh@njit.edu

Required Textbook

Miller, *Business Law Today The Essentials, Text & Summarized Cases*, 11th Ed., Cengage Learning (2017);

Student Copy ISBN: 978-1-305-57479-3

Loose leaf- copy of the text, MindTap access code with full **e-book**: ISBN:9781337061858

MindTap access code with full **e-book**: ISBN:978130644250

* **Copy** of the Hard copy of 11th Ed. textbook is on **reserve** at the library front desk.

Course Description/Learning Outcomes:

The course will introduce legal concepts that will enrich the understanding of business principles and concepts critical to the success of managers in finance, marketing, communications, accounting or pure economics, including principles and concepts critical to success on the CPA Examination, and an appreciation of the importance of ethics in business.

Current cases will be used to illustrate helpful legal principles and how the court system decides relevant disputes. The Internet and intellectual property will be emphasized including cybercrimes such as credit card fraud, hacking, and identity theft, as well as the difficulty of prosecuting such criminals, especially when they reside overseas. Employment issues and discrimination law such as immigration status, or constructive discharge, and the many forms of possible discrimination will be addressed, by means of current cases. International law will be discussed as it relates to management and comparisons with USA laws will explore and highlight the basic concepts that guide commerce. The method will be use of thought provoking queries that will apply the concepts found, and provide an understanding and the ethical context in which business decisions must be made, in order to succeed in the legal environment.

Course Requirements: (See Moodle Postings for Detailed Information)

- **ALL** students are required to participate in class. **Participation** will not simply be based on quantity but **also on quality** (preparedness, insightfulness, analysis). Students are free to raise their hands and be acknowledged. Prof. Walsh may pose general or specific questions to the class and will also **frequently** and **randomly** pose questions to specific students. Students will get credit for answers that are thoughtful and made in good faith. **All** cases in the textbook must be studied in preparation for class participation.
- Regular attendance at **ALL class sessions** is required. Experience has shown that you will definitely not do well in this course when you do not attend the class sessions. Attendance will be taken during each class by way of a sign-in sheet and/or called during class session to discuss cases. Students are cautioned that signing in for a fellow student shall be deemed academic dishonesty, and shall be dealt with as would any other type of cheating. **Absences without Dean of students or notification will affect your final grade.**
- The **due dates** for assignments, quizzes, and projects are **non-negotiable**.
- **Late Submission of work:** All work, tests, and projects must be submitted prior to the deadline posted on Moodle. No late work will be permitted unless the Dean of Students has approved a legitimate reason for the late submission.
- **No make-up take-home Group Midterm Exam Project.**
- **No make-up Individual Online Final Hypothetical Questions or Critical Thinking Assignments is given without physician's note or other Dean of students approval.**
- **Final Grading** is done on a curve. No extra credit work, nor grades negotiation. Do **not** e-mail requests for additional grade points. **If there is an error in the grading calculations, come during semester office hours. Grades are not 'given out' by the professor; they are 'earned' by the student.**
- **Academic integrity**-Forms of academic dishonesty include plagiarism, fabrication, cheating, and academic misconduct. Students are responsible for the authenticity of material submitted both for individual and group work. Cheating and plagiarism are serious misconduct issues that result in negative consequences for all involved in the learning environment. Any serious misconduct of this nature will be addressed directly and expeditiously by the School of Management and NJIT. In order to protect and maintain a superior learning environment at the School of Management. **All**

students must review and adhere to the University's Academic Honesty Policy

at <http://www.njit.edu/academics/pdf/academic-integrity-code.pdf>.

- **Note** that any **email** that does not contain **course, class and section number** information will be discarded without being read or considered.
- **An email after** the fact will **not** be accepted. Students must email me **prior** to the date(s) on which you will or plan to be absent, religious observance or University sanctioned athletic participation. No written excuse of any kind or email will be considered or accepted after the last class of the semester. No exceptions. Neither NJIT nor the instructor can be held responsible for the content of any personal messages, which are sent from one student directly to another student using the online email delivery system. It is expected that all students will adhere to accepted codes of ethical, personal, and civil conduct when conversing online using email or engaging in any real time online chat sessions. Failure to abide by such codes of conduct and etiquette may result in expulsion from the course with a failing grade. Consult the official university code of student conduct for further information.
- **Respect** the professor and classmates: Do Not Use Laptops or Texting during Class for Personal use. Turn Off or Mute Cell Phones, Pagers, iPhones, Smart Phones, and Etc. Thank you
- Students with **special needs** requesting accommodations and services at NJIT need to present a current accommodation verification letter to faculty before accommodations can be made. Letters are issued by the Student Disability Services. For additional information, go to the SDS website at <http://www.njit.edu/counseling/services/disabilities.php>. Following is SDS contact information:

Contact	Dr. Phyllis Bolling
Physical Address	Room 205 Campbell Hall (Main Level)
Phone	973-596-3420
Fax	973-596-3419

- **Critical Thinking: Topic Assignment Instructions:** Based on the topic assignment, students are required to identify, analyze and justify their analytic understanding of the issues in question. Assignments are due according to the course schedule dates. No late assignments are accepted. **Each** assignment issue in question must have **a paragraph of no less than 50 word and no more than 100 words**. Assignments will be rated on a rubric scale reflecting from 1 to 3, a minimum effort, to a complete understanding of the issue, and an exemplary effort to critically analyze the topic (see Moodle for detailed information)
- **Course Grading:**
 - **In Class:** Attendance, Participation & Discussions (10%)
 - **On Moodle:** Topic Assignments (20%)
 - **On Moodle:** Online Quizzes (15%)
 - **Group:** Take-Home Group Midterm Problem-Solving Exam (35%)
 - **On Moodle:** Final Online Test - Hypothetical Questions (20%)

COURSE CONTENT: (Subject to change at Instructor's discretion)

All students must read and be prepared to discuss the week material before class.

Date	Required Reading & Handout	Application & Learning Outcomes
W. 1/23/19 & M. 1/28/19	<u>Read Power Point</u> lecture – Introduction & the Video on Moodle Handout - <i>Business and Its Legal Environment & Overview of the Government of the United States</i> Groups formation	<u>In class</u> - Participation & Discussion – Due (<u>See</u> Moodle Postings for Detailed Information) Handout - The Dudley case - Application of the different sciences of law Handout – The Jackson case – Application of the law
W. 1/30/19 & M. 2/4/19	<u>Read Chapter 1 & Power Point</u> lecture: Legal and Constitutional Foundations of Business	<u>Moodle</u> - Writing Assignment 1 – due 2/4/19 before class, 1:00 p.m. (<u>See</u> Moodle Postings for Detailed Information) Textbook - Reviewing...Legal and Constitutional Foundations of Business - p.24 No late assignment accepted without Dean of Students' approval
W. 2/6/19	<u>Read Chapter 2 & Power Point</u> lecture: Courts and Alternative Dispute Resolution	<u>In class</u> - Participation & Discussion -

& M. 2/11/19	Handout: <i>New Jersey Court System Chart</i> ;	Handout - The <i>Bento Cuisine</i> case
W. 2/13/19 & M. 2/18/19	<u>Read Chapter 7 & Power Point</u> lecture: Business Ethics and Decision Making	<u>Moodle</u> - Writing Assignment 2 – due by 2/18/19, before class 1:00 p.m. (See Moodle Postings for Detailed Information) Case Problem – 7-1 Business Ethics – p.203 No late assignment accepted without Dean of Students' approval
W. 2/20/19 & M. 2/25/19	<u>Read Chapter 3 & Power Point</u> lecture; Tort Law and Product Liability <u>Handout</u> : <i>When do we have a legal duty? What is meant by strict liability?</i>	<u>In class</u> - Participation & Discussion Handout – The <i>Bret D'Auguste</i> case
W. 2/27/19	<u>Read Chapter 5 & Power Point</u> lecture & the Video on Moodle; Internet Law, Social Media, and Privacy	<u>Moodle</u> - Online Quiz 1: due between Feb. 2/28/19, 12:01 a.m., and 3/1/19, 11:55 p.m. (See Moodle Postings for Detailed Information) Ch. 1, Ch. 2, Ch. 3, Ch. 5 & Ch. 7 Any Two and Half-hours between 12:01 a.m. 2/28/19 and 3/1/19 11:55 p.m.
M. 3/4/19 & W. 3/6/19	<u>Read Chapter 6 & Power Point</u> lecture : Criminal Law and Cyber Crime Handout: <i>Civil and Criminal Law Differences Charts</i> & the <i>Ray</i> case discussion	<u>In class</u> - Participation & Discussion Textbook – Case Problem 6-1, p. 182/11 th /ed. & Handout – the <i>Ray</i> case *Team Take Home Mid-Term Problem Solving Exam , will be distributed in class and posted on Moodle.
M. 3/11/19 & W. 3/13/19	In Class – Questions Re: Team Midterm Problem-Solving Exam Team's Attendance is required in class on 3/11/19	<u>Upload on Moodle:</u> Due no later than 3/15/19, 11:55 p.m. (See Moodle Postings for Detailed Information) No late Team Midterm Problem-solving Exam accepted. Must be uploaded on Moodle by due date. NO excuses. No Individual Midterm Exam accepted without Dean of Students' approval.
M. 3/18/19 & W. 3/20/19	<u>Read Chapter 8 & Power Point</u> lecture and all the Videos on Moodle; Contracts: Agreement and Consideration Handout: <i>Flowchart of Contract law Choice of Law: Goods vs. Services</i> ;	<u>In class</u> - Participation & Discussion Learning Objectives Check – p.235
3/27/19	Spring Recess	Spring Recess
M. 4/1/19 & W. 4/3/19	<u>Read Chapters 9 & Power Point</u> lectures; Contracts: Capacity, Legality, and Enforceability	<u>On Moodle:</u> Writing Assignment 3 due between 4/1/19, 3:00 p.m. and 4/3/19, before class, 1:00 p.m. (See Moodle Postings for Detailed Information) Handout – the <i>Novell Associates</i> case No late assignment accepted without Dean of Students' approval
M. 4/8/19 & W. 4/10/19	<u>Read Chapter 10 & Power Point</u> lecture; Contracts: Performance, Breach, and Remedies	<u>In class</u> - Participation & Discussion – Handout – The <i>Frances Morelli</i> case

M. 4/15/19 & W. 4/17/19	Read Chapter 25 & Power Point lecture: International Law in a Global Economy	<u>On Moodle Online Quiz 2</u> –due between 4/16/19, 12:01 a.m. and 4/18/19, 11:55 p.m. (See Moodle Postings for Detailed Information) Ch. 6, Ch. 8, Ch. 9, Ch. 10 and Ch. 25. Any Two and Half-hours between 4/16/19, 12:01 a.m., and 4/18/19 to 11:55 p.m.
4/22/19 & 4/24/19	<u>Read Chapter 17 & Power Point</u> lecture: Agency Relationships in Business	<u>In class</u> - Participation & Discussion – Issue Spotters – p. 487 (11 th Ed.) & Learning Objectives Check – p. 487 (11 th Ed.)
4/29/19 & 5/1/19	<u>Chapter 18 & Power Point</u> lecture; Employment Law Handout: <i>Employment-at-will Doctrine and its exceptions;</i>	<u>In class</u> - Participation & Discussion Textbook – Reviewing... Employment Law p. 518 (11 th Ed.)
5/2/19 To 5/6/19 Final Online Test	Final Online Test - Hypothetical Questions <u>No</u> Late and/or make-up online final exam project is given without physician's note or Dean of Students' approval ,	<u>On Moodle</u> – Final Online Test (See Moodle Postings for Detailed Information) Any Two and Half Hours Due between 12:01 a.m., 5/2/19 an. and 5/ 6/19 to 11:55 p.m. Ch. 1, Ch. 2, Ch. 3, Ch. 5, Ch. 6, Ch. 7, Ch. 8, Ch. 9, Ch. 10, Ch. 17, Ch. 18, and Ch. 25. Moodle may not reflect your Course Final grade. Course-Final grade posted on the Web on the date as required by NJIT University policy.