

ASSIGNMENTS AND ACTIVITIES

Week, Day	Subjects	Student Class Preparation Activities	Classroom Learning Activities
Aug. 22	Foundational Principles <ul style="list-style-type: none"> • Policy • Common Law versus Article II of the U.C.C. 	<ul style="list-style-type: none"> • Read pages xxv-xxix of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK • Read pages 3-11 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein 	<ul style="list-style-type: none"> • Discuss answers to exercises
Aug. 24 and 29	Mutual assent <ul style="list-style-type: none"> • The Manifestation Requirement • Certainty 	<ul style="list-style-type: none"> • Study Rest. 2d Contracts, §§ 17, 22, 24, 50, 59, 61, 33 • Study UCC, Article 2, §§ 2-204(3), 2-305, 2-308 to 2-310 • Read pages 18-39 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (cases are <i>Lucy v. Zehmer</i> and <i>Harvey v. Facey</i>) 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement and U.C.C. sections • Discuss analysis of hypos and answers to questions (some of these problems will be discussed in pairs)
Aug. 31	Mutual assent <ul style="list-style-type: none"> • Special offer rules 	<ul style="list-style-type: none"> • Study Rest. 2d Contracts, §§ 26-27 • Read pages 39-52 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (cases are <i>Lefkowitz</i>, <i>Fairmont Glass Works</i>, and <i>Neal</i>) 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement sections • Discuss analysis of hypos and answers to questions
Sept. 7	Mutual assent <ul style="list-style-type: none"> • Special offer rules (finish up) • Manner of acceptance 	<ul style="list-style-type: none"> • Study Rest. 2d Contracts, §§ 50, 30, 32, 45, 51, 60, 62, 65, 69 • Read pages 52-63 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (cases are <i>Kuzmeskus</i> and <i>Davis</i>) (skip Exercises 2-21 and 2-22) 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement sections • Discuss analysis of hypos and answers to questions\ • Take online multiple-choice quiz regarding: mutual assent in general, certainty, and special offer rules (Must complete by September 19)

Week, Day	Subjects	Student Class Preparation Activities	Classroom Learning Activities
Sept. 9 and 12 Note: There will be no class on Sept. 14 so we are making the class up in advance (on the 9th in Room 114) Section B: 8:00 am Section A: 10:30 am	Mutual assent <ul style="list-style-type: none"> • Manner of Acceptance (finish up) • Termination of the power to accept 	<ul style="list-style-type: none"> • Study Rest. 2d Contracts, §§ 36-43; 48, 63, 66-68 • Read pages 63-79 [except SKIP Exercise 2-33] of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (cases are <i>Petterson, Dickinson, Akers,</i> and <i>Livingstone</i>) 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement sections • Discuss analysis of hypos and answers to questions • Take online multiple-choice quiz regarding: manner of acceptance and termination of the power to accept (Must complete by September 19)
Sept. 14	No Class	No Class	No Class
Sept. 19	Mutual assent <ul style="list-style-type: none"> • Mutual assent under Article 2 of the U.C.C. • Review for Essay Quiz 	<ul style="list-style-type: none"> • Study U.C.C. §§ 2-204, 2-205, 2-206 and 2-207 • Read pages 80-86 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (skip the <i>Wachter</i> case, only answer Question 1 in Exercise 2-38, and skip Exercise 2-39) • Prepare arguments on both sides regarding the Hypo in Exercise 2-34 	<ul style="list-style-type: none"> • Discuss assigned U.C.C. sections and answers to questions • Compare mutual assent under common law principles and under Article 2 of the U.C.C. • You will receive an essay quiz today at the end of class. Your answer is due to me in class on September 21 before class starts in typed, hard copy format.

Sept 21	Mutual Assent	<ul style="list-style-type: none"> Bring a printed version of your answer to the Essay Quiz to class 	<ul style="list-style-type: none"> Synthesis and review exercise
Week, Day	Subjects	Student Class Preparation Activities	Classroom Learning Activities
Sept. 26 and 28	Consideration <ul style="list-style-type: none"> Consideration in general Adequacy Past and moral consideration 	<ul style="list-style-type: none"> Study Rest. 2d Contracts, §§ 71, 79, 82-83, 86 Read pages 99-108, 111-115 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (cases are <i>Hamer</i>, <i>Schnell</i>, and <i>Mills</i>; you are skipping the <i>Batsakis</i> case) (only answer questions 3-4 in Exercise 3-8; only answer questions 2-3 in Exercise 3-10) 	<ul style="list-style-type: none"> Discuss assigned cases and restatement sections Discuss analysis of hypos and answers to questions Note: Because the material is relatively easy, we will not be discussing the <i>Mills</i> case and past and moral consideration in class (but I will answer in class any questions posted to the course webpage regarding the case and the doctrines)
Oct. 3	Consideration <ul style="list-style-type: none"> Invalid claims as consideration Pre-existing duties as consideration 	<ul style="list-style-type: none"> Study Rest. 2d Contracts, §§ 71, 73, 74 and U.C.C. §2-209(1) Read pages 124-141 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (cases are <i>Fiege</i> and <i>Alaska Packers' Association</i>; skip the <i>AFC Interiors</i> case and the related exercises) 	<ul style="list-style-type: none"> Discuss assigned cases and restatement and U.C.C. sections Discuss analysis of hypos and answers to questions (some of these problems will be discussed in pairs)

Oct. 5	Consideration: • Illusory promise	<ul style="list-style-type: none"> • Study Rest. 2d Contracts, § 77 • Read pages 131-145 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (cases are <i>Strong</i>, <i>Omni Group, Inc.</i>, and <i>Wood</i>; skip Exercise 3-24) 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement section • Discuss analysis of hypos and answers to questions • Small group discussion of answers (if time permits) • You will receive an essay quiz today at the end of class. Your answer is due to me in class on October 12 before class starts in typed, hard copy format.)
Oct. 10	Promissory estoppel	<ul style="list-style-type: none"> • Study Rest. 2d Contracts, § 90 • Read pages 151-169 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and respond to all the questions therein (cases are <i>Kirksey</i>, <i>Ricketts</i>, and <i>East Providence Credit Union, Drennan</i>, and <i>Hoffman</i>) (Note: We will not spend a lot of class time discussing <i>Drennan</i> and <i>Hoffman</i>.) 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement section • Discuss analysis of hypos and answers to questions
Week, Day	Subjects	Student Class Preparation Activities	Classroom Learning Activities
Oct. 12	Finish promissory estoppel Review for Midterm	<ul style="list-style-type: none"> • Finish promissory estoppel assignment (if any) • Finish Essay Quiz Answer 	<ul style="list-style-type: none"> • Discuss analysis of hypo • Review/ synthesis exercise re essay quiz • Your midterm will be e-mailed to you after class • Your answer (typed and printed with your temporary exam number) must be handed in Oct. 17 before 5:00 pm to my secretary, Shirley Jacobson.
Oct. 17 and 19	Contract Defenses • Deception	<ul style="list-style-type: none"> • Read pages 177-199 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and answer the questions therein (case is <i>Cousineau</i>) 	<ul style="list-style-type: none"> • Discuss assigned cases • Discuss analysis of hypos and answers to questions

Oct. 24	Contract Defenses <ul style="list-style-type: none"> • Unconscionability 	<ul style="list-style-type: none"> • Study Rest. 2d §§ 12, 14-16, 208 • Read pages 240-244 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and answer the questions therein (only case is <i>Williams</i>) • 	<ul style="list-style-type: none"> • Discuss assigned case and restatement sections • Discuss analysis of hypos and answers to questions • Take online multiple-choice quiz regarding: contract defenses (Must complete by October 31)
Oct. 26 and 31, Nov. 2	Remedies for Breach of Contract <ul style="list-style-type: none"> • Damages <ul style="list-style-type: none"> ◦ Measure of damages 	<ul style="list-style-type: none"> • Read the Chapter Problem, page 255 • Study Rest. 2d of Contracts, §§ 344-349 • Read pages 255-283 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and answer the questions therein (cases are <i>Donovan, Neri, Wilson, Groves, and Peevyhouse</i>) 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement sections • Discuss analysis of hypos and answers to questions
Nov. 7, 9, and 14	Remedies for Breach of Contract <ul style="list-style-type: none"> • Damages <ul style="list-style-type: none"> ◦ Limitations on damages 	<ul style="list-style-type: none"> • Study Rest. 2d Contracts, §§ 350-355 • Read pages 283-289, 291-324 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and answer the questions therein (cases are <i>Rockingham County, Parker, Hadley, Victoria Laundry, Prutch, and Freund</i>; skip the <i>Hussey</i> cases) (only answer Question 2 in Exercise 6-12) 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement sections • Discuss analysis of hypos and answers to questions • You will receive an essay quiz today at the end of class. Your answer is due to me in class on November 30 before class starts in typed, hard copy format.)
Week, Day	Subjects	Student Class Preparation Activities	Classroom Learning Activities
Nov. 16 and 21	Remedies for Breach of Contract <ul style="list-style-type: none"> • Damages <ul style="list-style-type: none"> ◦ Synthesis ◦ Reliance damages • Restitution 	<ul style="list-style-type: none"> • Study Rest. 2d Contracts, § 349 • Read pages 324-336, 342-344, 345-348, 352-357 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and answer the questions therein (cases are <i>Reimer, Sullivan, Hoffman, United States v. Algernon Blair, and Kutzin</i>) • Discuss/review essay quiz 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement sections • Discuss analysis of hypos and answers to questions

Nov. 28 and 30	Remedies for Breach of Contract <ul style="list-style-type: none"> • Coercive equitable relief <ul style="list-style-type: none"> ○ Specific performance 	<ul style="list-style-type: none"> • Read the Chapter Problem, pages 373-374 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK • Study Rest. 2d Contracts, §§359-360, 362, 364, and 366, and U.C.C. §2-716 • Read pages 374-377, 380-388 and 406-407 of CONTRACTS: A CONTEXT AND PRACTICE CASEBOOK and answer the questions therein (cases are <i>Laclede Gas</i> and <i>Van Wagner</i>) (answer question 4 in Exercise 9-12) • 	<ul style="list-style-type: none"> • Discuss assigned cases and restatement sections • Discuss analysis of hypos and answers to questions
Extra Class Session (date TBD)	Contracts Problem-Solving <ul style="list-style-type: none"> • Contract Law-Specific Problem 	<ul style="list-style-type: none"> • Prepare outlines of answers to assigned problems 	<ul style="list-style-type: none"> • Discuss problems