



SYLLABUS

LAW 12 – Tort Law and Claims Investigation – SECTION #28677 – Room 610

San Fernando High School, Dual Enrollment

August 26, 2019 – December 15, 2019

Monday and Wednesday 8:00 a.m. – 9:05 a.m./and Internet

Assistant Professor of Law, Sylvia Macias, Esq.

[Contact me through Canvas or my email: maciass2@lamission.edu

Emails responded to within 24 hours Monday through Friday.

Office Hours before and after class and by appointment arranged through San Fernando counseling staff.]

Course Description: Law 12 is the study of the law of torts (civil wrongs and injuries), including investigation, intentional torts, privileges, negligence, product liability, strict liability, nuisance, trespass, economic torts, misuse of legal process, defamation, invasion of privacy, insurance, and worker's compensation.

Required Text: *Tort Law* by Linda L. Edwards, J. Stanley Edwards, and Patricia Kirtley Wells. ISBN-13: 978142318496

Student Learning Outcomes:

1. Analyze the fundamentals principles of law as they apply to the law of torts, including intentional torts.
2. Prepare a Complaint for Medical Malpractice.

Attendance, Participation and Punctuality: Attendance, participation and punctuality equates to academic success and contributes to classroom dynamics.

Class Participation – Discussions: Class participation is measured through weekly discussions and/or individual and team presentations.

Grading Criteria: Quizzes and On-line Assignments= 25%; Class Discussion and Presentations: 25%; Mid-Term = 25% and Final = 25% A= 90% or above; B= 80% or above; C = 70% or above; D= 60% or above; F = below 60%.

(Note, Participation is extremely important in a law class and will be evaluated through in-class contribution and presentations. Extra credit may be offered at the instructor's discretion. Your semester grade will be based on what percentage of total points you earned as compared to the total points that were offered. The instructor will "scale", at instructor's discretion, once all grades have been entered.)

Academic Integrity and Standards of Student Conduct: Violation of Academic Integrity includes, but is not limited to, cheating on an exam and plagiarism. Obstruction or disruption of classes, administration violates the Standards of Student Conduct will not be tolerated and will be reported to San Fernando High School counselors/administration for appropriate action. Thank you for respecting me and your fellow classmates.

Accommodations: All students who have registered with San Fernando High School office of disabilities will be fully accommodated as per the policy of the high school.

Class Schedule (Week Ending Due Dates. For quizzes and assignments follow due dates stated on CANVAS.):

9/1/19 Instructor and class introductions; Review of syllabus and course requirements. Find a news article (online) that discusses an injury case and write three paragraphs about the article including what happened, what damages or remedies are being sought; discuss how the case was decided; and, whether you think the case was decided in the right or wrong way and why. (Follow dates for online assignments/quizzes as posted on CANVAS.)

9/8/19 Case briefs and in class presentations on Injury cases and related class discussion; Chapter 1: Introduction to Torts and Negligence; Definitions and Categories

9/15/19 Case briefs and class presentations on injury cases and related class discussions; Chapter 2: First Element of Negligence; Scope of Duty/Failure to Act

- 9/22/19 Chapter 3: Second Element of Negligence; Reasonableness/Good Samaritan Law**
- 9/29/19 Chapter 4: Third Element of Negligence – Causation of Injury; Proximate Cause/Res Ipsa Loquitur**
- 10/6/19 Chapter 5: Fourth Element of Negligence – Damages; Compensatory and Punitive Damages/Wrongful Death Issues**
- 10/13/19 Chapter 6: Special Issues Related to Negligence; Premises Liability and Vicarious Liability, Negligent Infliction of Emotional Distress**
- 10/20/19 Chapter 7: The Defenses to Negligence – Contributory, Comparative Negligence, Assumption of Risk**
- 10/27/19 Preparation for Mid-term on 10/23/18; Mid-term 10/25/18**
- 11/3/19 Chapter 8: Medical Malpractice; Arbitration, Informed Consent Issues**
- 11/10/19 Chapter 9: Intentional Torts to Persons; Assault, Battery, False Imprisonment, Invasion of Privacy, Defamation, Malicious Prosecution; Chapter 10: Intentional Torts to Property and Defenses; Discussion on Nuisance**
- 11/17/19 Chapter 12: Strict Liability and Products Liability; Chapter 14: Worker’s Compensation**
- 11/24/19 – 12/1/19: No Classes – Thanksgiving Holiday (Assignments due online: Defenses to Negligence due November 19th and Negligence Tort Problems due November 25th)**
- 12/8/19-12/15/19: Preparation for final project and final: Medical Malpractice Complaint**