

**Contracts I**  
**Fall 2009**  
**Professor Zywicki**

**Administrative Matters**

Each student will be expected to be prepared for each and every class, including being prepared to answer any questions regarding the assigned reading material. My office is on the 4<sup>th</sup> Floor. My office phone number is 703-993-9484. Unless a matter is urgent or otherwise requires immediate personal attention, I encourage you to contact me by email at [tzywick2@gmu.edu](mailto:tzywick2@gmu.edu). I especially encourage you to contact me by email if you have a discrete question about classroom or reading material. I will post office hours, but occasionally circumstances will require me to rearrange my office hours schedule. Thus, if you anticipate that you will be stopping by, please drop me an email, note, or let me know after class that you will be coming. If my door is open, feel free to drop in.

**Grading and Exam**

The Final Exam will be December 5 at Noon. The final exam will be open Code, meaning that you will be permitted to bring into the exam your statutory supplement (RESTATEMENT 2D CONTRACTS & UCC ARTICLE 2 (3d ed., James E. Byrne, ed.)). You will be permitted to annotate your statutory supplement with any notes that you make therein, but you will not be permitted to add any pages to it. You will not be permitted to bring in any other materials unless specifically authorized by the professor. Your grade in the class will be based on the final exam.

The professor reserves the right to increase a student's grade on the basis of exemplary class participation.

**Course Materials**

***Required:***

Robert E. Scott and Jody S. Kraus, *Contract Law and Theory* (4<sup>th</sup> ed. 2007)

James E. Byrne, *Restatement 2<sup>nd</sup> Contracts, US UCC Article 2 & the CISG: The Texts, The Comments, & The Illustrations* (4<sup>th</sup> ed., James E. Byrne ed., 2008).

***Optional:***

Marvin A. Chirelstein, *Concepts and Case Analysis in the Law of Contracts*. Any recent edition is fine.

## **Reading Assignments—Contracts I (Fall 2009)**

**August 24:**           **1-29, Handout *Leonard v. PepsiCo, Inc.***

Rest. (2d) §§ 1, 2, 4, 16, 17, 20, 22, 24, 26, 30

**August 31:**           **201-244**

Rest. (2d) §§ 30, 32, 36, 38, 39, 42, 45, 50, 54, 56, 60, 62, 63, 66, 69, UCC § 2-206

**September 7:**       **NO CLASS (Labor Day)**

**September 14:**      **245-276**

Rest. (2d) §§ 59, 61, UCC §§ 2-104, 2-207

UCC §§ 2-104, 2-207

**September 21:**      **127-146**

Rest. (2d) §§ 17, 71, 72, 74, 81, 95

Rest. (2d) §§ 73, 74 79

**September 28:**      **147-162; 172-175; 191-200**

Rest. (2d) § 90

Rest. (2d) Introduction to Chapter 4, Topic 2: Contracts Without Consideration

**October 5:**           **162-190 (TBA); 191-200**

**October 12:**         **NO CLASS (Fall Break)**

**October 13 (Tues.):** **279-312**

UCC §§ 2-204, 2-305, Rest. (2d) §§ 33, 34

**October 19:**         **313-352**

UCC §§ 1-209(19), 2-206, 2-311

UCC §2-306(2)

**October 26:**         **352-374 (TBA)**

**November 2:**        **375-389**

Rest. (2d) §§ 72, 73, 84, 89, UCC § 2-209

**November 9:**        **709-746, 730-747, Handout *Atlas Corp. v. U.S.***

Rest. (2d) §§ 20, 151, 152, 153, 154

Rest. (2d) §§ 155, 156, 157, 158

**November 16: 747-760, 760-781**

Rest. (2d) §§ 237, 238, 261, 262, 263, 264, 267, 272, 377; UCC § 2-501, 2-613, 2-615  
UCC § 2-614

**November 23: 781-794**

Rest. (2d) §265

**November 30: Review and Catch-Up**

**Final Exam: DECEMBER 5<sup>th</sup> 12:00 noon**