

Whittier Law School
Remedies, Summer 2018

COURSE INFORMATION
Radha A. Pathak

In this course, we will study the relief that courts can provide, including damages, declaratory judgments, injunctions, reformation, rescission, and restitution.

Course objectives (desired learning outcomes): By the end of this semester, you should be able to demonstrate a competent understanding of the remedial doctrines that we have covered and also demonstrate competence in fundamental legal reasoning skills. This means that you should be able to identify the remedial issues implicated by any fact pattern that I present to you, articulate the legal doctrine(s) that bear on those issues, and analyze how those doctrines apply in the context of the particular facts presented.

Class Meetings: Our class meets on Tuesdays & Thursdays, 12:40 p.m. to 3:10 p.m.

- Our last class meeting will be on July 3. There may be a later review session

Required Text: Remedies, Examples & Explanations, Fourth Edition, Richard L. Hasen. I may also assign additional material. It will be posted on TWEN.

The West Education Network (TWEN): There is a TWEN site for this course, and I expect you to check it regularly. I will use the site to post class announcements and materials. I encourage you all to use TWEN to post your thoughts and questions about the course.

Contact information: The best way to reach me is via email: rpathak@law.whittier.edu. If you wish to submit substantive questions about the course in writing, please post them on the TWEN site. You may of course e-mail me regarding personal, confidential, or private matters, or about any other matter that you are uncomfortable posting on TWEN.

Grading Policy: Your grade for this course will reflect your performance on the final exam, as well as your attendance, preparation, and class participation.

- The final examination will be three hours long, and it will include short answer and/or essay questions. It will be a closed-book examination.
- I may reduce your final grade by .1 to reflect inadequate participation. I may also reduce your grade by up to .5 to reflect repeated instances of inadequate preparation or as a penalty for disrupting class.

Participation Policy: You are expected to fully and meaningfully participate in all classroom discussions and activities.

- Meaningful participation means that you should put forth your best effort when called on. You are not required to answer every question correctly. You are required to come to class prepared and willing to engage in discussion.

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- Meaningful participation also means that you should make a good-faith effort to complete any ungraded written exercises that I may assign.
- As stated above, I may reduce your final grade by .1 to reflect inadequate participation. I may also reduce your grade by up to .5 to reflect repeated instances of inadequate preparation or as a penalty for disrupting class.
- “Passing” policy: If you are unprepared to participate in class, you may obtain a “free pass” by giving me a written note before the beginning of the class session. You may do so once without any penalty whatsoever. If you need more than one free pass, please contact me in advance and explain your circumstances. Your participation grade will suffer if you fail to advise me in writing before class that you are unprepared to participate or if you seek an unreasonable number of additional free passes.

Attendance Policy: Whittier Law School has a mandatory attendance policy. You are expected to attend every class, but if you miss more than 20% of the class hours, you will be disqualified from taking the examination administered at the end of the semester. Please note: You are more than welcome (and, indeed, encouraged) to inform me if you must miss class and why, but I do not have the power to “excuse” your absences.

Classroom Conduct: It is important that the classroom environment be conducive to learning. For that reason, please conduct yourself in a professional manner that helps to create a classroom environment where everyone can learn: do not use your computer for any purpose other than taking notes, do not use cellular phones, do not arrive late to class, and do not leave class until it is over. Please also note that recording is not permitted unless you have obtained written permission from me.

Reading Assignments:

- Please read one assignment per day, unless I give you instructions to the contrary.
- The dates listed next to the assignments are subject to change. If we are unable to cover all the material from an assignment, you should be prepared to discuss that material in the next class, as well as the material from the next assignment.
- Additional reading assignments will be posted on TWEN.

#	Topic(s)	Date
#1	Introduction to the Course. Course Information document and Chapter 1 of the required text.	5/17 (Th)
	Compensatory Damages. Chapter 2.	