

Pellissippi State Community College
Master Syllabus

TORTS
LEGL 1350

Class Hours: 3.0

Credit Hours: 3.0

Laboratory Hours: 0.0

Revised: Spring 2017

Catalog Course Description

An introduction to state and federal law applicable to civil injury and property damage.

Prerequisite

LEGL 1300

Textbooks and Other Course Materials

Schaffer, Lisa, *McGraw-Hills Torts for Paralegals*, McGraw-Hill Higher Education, 2009.
ISBN: 978-0-07-337693-6

Week/Assignment

Week	Chapter	Topic
1	1	Introduction and Overview of Torts and Related Causes of Action: distinguish between tort and crime, tort and contract (1.0 hr.); intentional torts (.25 hr.); negligence (.25 hr.); strict liability (.25 hr.); elements (.50 hr.); procedural overview (.25 hr.); legal ethics (.25 hr.); terminology (.25 hr.)
2	2	Intentional torts against the person: elements of battery (.50 hr.); elements of assault (.50 hr.); elements of false imprisonment and false arrest (.50 hr.); elements of infliction of emotional distress (.50 hr.); elements of defamation (.50 hr.); elements of invasion of privacy: intrusion, appropriation, public disclosure of private facts, false light (.25 hr.); transferred intent (.25 hr.)
3	3	Intentional torts against property: elements of trespass to land (1.0 hr.); elements of trespass to chattels (.50 hr.); elements of conversion (.50 hr.); trespass in cyberspace (.25 hr.); fact finding (.25 hr.), assistance with litigation (.25 hr.); terminology (.25 hr.)
4	4	Defenses to intentional torts (3.0 hrs.)
5	5	Negligence: duty and breach of duty (.75 hr.); elements of negligence (.25 hr.); the reasonable person (.50 hr.); objective v. subjective standard (.50 hr.); <i>res ipsa loquitur</i> (.50 hr.); negligence
6	6	Negligence: proximate cause (1.0 hr.); causation in fact (.50 hr.); but-for causation (.50 hr.); intervening causes (1.0 hr.)
7	7	Negligence: defenses: comparative negligence (pure v. restricted) (1.0 hr.); contributory negligence (objective standard) (.5 hr.); last clear chance, elements of assumption of the risk (subjective standard) (1.0 hr.); statutes of limitation (.5 hr.)
8	8	Negligence: Damages: compensatory (1.0 hr.); punitive (.50 hr.); mitigation (.50); joint tortfeasors (1.0 hr.)
9	9	Vicarious liability: employer-employee (1.0 hr.); torts against and within the family: loss of consortium (.50 hr.); family purpose

		doctrine (.50 hr.); respondeat superior (.50 hr.) ; imputed negligence (.50 hr.)
10	10	Premises Liability and Nuisance: duties of landowner (.50 hr.); trespasser, licensee, invitee (1.0 hr.); landlord/tenant (.50 hr.); private nuisance (.25 hr.); public nuisance (.25 hr.); defenses (.50 hr.)
11	11	Strict Liability: categories of harm when fault of defendant is irrelevant (.50 hr.); abnormally dangerous activities (1.0 hr.), wild animals (1.0 hr.); defenses (.50 hr.)
12	12	Product Liability: Negligence: manufacturer, retailer, defenses (1.0 hr.); warranty (express and implied) (1.0 hr.); design defects (1.0 hr.)
13	13	Professional Liability: medical malpractice, informed consent, damage caps (1.0 hr.); legal malpractice, paralegal's liability (1.0 hr.); misrepresentation, other torts (1.0 hr.)
14	14	Workers' Compensation: background; Tennessee's statutes (1.5 hrs.) filing claims, eligibility and determinations (1.5 hrs.)
15	15	Final Examination

Course Goals

NOTE: Roman numerals after course objectives reference goals of the Paralegal Studies program.

The course will

- A. Expand student understanding of legal ethics. I, III, IV
- B. Increase the capacity of students to understand basic principles of tort and compensation law when assisting an attorney with civil litigation. I, II, III, IV, V
- C. Develop an awareness of the paralegal's job in tort and compensation litigation. I, II, III, IV, V
- D. Foster the ability of students to draft basic documents used in tort and compensation cases. I, II, III, IV, V
- E. Enhance student understanding of legal terminology. I, II, III, IV

Expected Student Learning Outcomes

NOTE: Capital letters after Expected Student Learning Outcomes reference the course goals listed above.

The student will

1. Identify and understand the elements of intentional torts, negligence and strict liability. (B,E)
2. Understand defenses to intentional torts, negligence, and product liability. (B,D,E)
3. Understand, identify, and compute general and special damages which may be recovered. (B,C,D,E)
4. Demonstrate a complete and thorough understanding of legal ethics. (A)

Evaluation

Testing Procedures: 60%

Students are evaluated primarily on the basis of tests. The instructor will provide full details the first week of class via a syllabus supplement.

Laboratory Expectations: N/A

Field Work: N/A

Other Evaluation Methods: 40%

1. Class participation, group work, case briefs, and homework will also comprise the final grade for the course. The instructor will provide full details the first week of class via a supplementary syllabus.
2. All tests and papers will be graded for spelling and English usage in addition to content and format.
3. Any student encountering academic difficulty during the term is strongly encouraged to meet with the instructor to discuss options and solutions.

Grading Scale

A	93-100
B+	88-92
B	83-87
C+	78-82
C	73-77
D	65-72
F	64 and below

Policies

Attendance Policy

Pellissippi State expects students to attend all scheduled instructional activities. As a minimum, students in all courses (excluding distance learning courses) must be present for at least 75 percent of their scheduled class and laboratory meetings in order to receive credit for the course. Individual departments/programs/disciplines, with the approval of the vice president of Academic Affairs, may have requirements that are more stringent. In very specific circumstances, an appeal of the policy may be addressed to the head of the department in which the course was taken. If further action is warranted, the appeal may be addressed to the vice president of Academic Affairs.

Academic Dishonesty

Academic misconduct committed either directly or indirectly by an individual or group is subject to disciplinary action. Prohibited activities include but are not limited to the following practices:

- Cheating, including but not limited to unauthorized assistance from material, people, or devices when taking a test, quiz, or examination; writing papers or reports; solving problems; or completing academic assignments.
- Plagiarism, including but not limited to paraphrasing, summarizing, or directly quoting published or unpublished work of another person, including online or computerized services, without proper documentation of the original source.
- Purchasing or otherwise obtaining prewritten essays, research papers, or materials prepared by another person or agency that sells term papers or other academic materials to be presented as one's own work.
- Taking an exam for another student.
- Providing others with information and/or answers regarding exams, quizzes, homework or other classroom assignments unless explicitly authorized by the instructor.

- Any of the above occurring within the Web or distance learning environment.

Please see the Pellissippi State Policies and Procedures Manual, Policy 04:02:00 Academic/Classroom Conduct and Disciplinary Sanctions for the complete policy.

Accommodations for Disabilities

Students that need accommodations because of a disability, have emergency medical information to share, or need special arrangements in case the building must be evacuated should inform the instructor immediately, privately after class or in her or his office. Students must present a current accommodation plan from a staff member in Disability Services (DS) in order to receive accommodations in this course. [Disability Services](http://www.pstcc.edu/sswd/) (<http://www.pstcc.edu/sswd/>) may be contacted via [Disability Services email](#) or by visiting Alexander 130.