

LAW R112: TORTS

Originator

ehess

College

Oxnard College

Attach Support Documentation (as needed)

PLS Advisory Committee Minutes - 10-6-21.pdf

Discipline (CB01A)

LAW - Paralegal Studies

Course Number (CB01B)

R112

Course Title (CB02)

Torts

Banner/Short Title

Torts

Credit Type

Credit

Start Term

Fall 2022

Formerly

PLS R102 - Torts

Catalog Course Description

This course studies the legal concepts of duty, breach, causation, and damages. Students will explore traditional torts, such as negligence and fraud, and newer torts, such as "wrongful life." Students will be drafting "complaints" and instructed on investigative techniques.

Taxonomy of Programs (TOP) Code (CB03)

1402.00 - *Paralegal

Course Credit Status (CB04)

D (Credit - Degree Applicable)

Course Transfer Status (CB05) (select one only)

B (Transferable to CSU only)

Course Basic Skills Status (CB08)

N - The Course is Not a Basic Skills Course

SAM Priority Code (CB09)

C - Clearly Occupational

Course Cooperative Work Experience Education Status (CB10)

N - Is Not Part of a Cooperative Work Experience Education Program

Course Classification Status (CB11)

Y - Credit Course

Educational Assistance Class Instruction (Approved Special Class) (CB13)

N - The Course is Not an Approved Special Class

Course Prior to Transfer Level (CB21)

Y - Not Applicable

Course Noncredit Category (CB22)

Y - Credit Course

Funding Agency Category (CB23)

Y - Not Applicable (Funding Not Used)

Course Program Status (CB24)

1 - Program Applicable

General Education Status (CB25)

Y - Not Applicable

Support Course Status (CB26)

N - Course is not a support course

Field trips

May be required

Grading method

(L) Letter Graded

Does this course require an instructional materials fee?

No

Repeatable for Credit

No

Is this course part of a family?

No

Units and Hours

Carnegie Unit Override

No

In-Class

Lecture

Minimum Contact/In-Class Lecture Hours

52.5

Maximum Contact/In-Class Lecture Hours

52.5

Activity

Laboratory

Total in-Class

Total in-Class

Total Minimum Contact/In-Class Hours

52.5

Total Maximum Contact/In-Class Hours

52.5

Outside-of-Class

Internship/Cooperative Work Experience

Paid

Unpaid

Total Outside-of-Class

Total Outside-of-Class

Minimum Outside-of-Class Hours

105

Maximum Outside-of-Class Hours

105

Total Student Learning

Total Student Learning

Total Minimum Student Learning Hours

157.5

Total Maximum Student Learning Hours

157.5

Minimum Units (CB07)

3

Maximum Units (CB06)

3

Prerequisites

LAW R104

Entrance Skills

Entrance Skills

Analysis of legal resources

Prerequisite Course Objectives

LAW R104-Locate and utilize statutes and statutes annotated

LAW R104-Cite cases and other legal publications as set forth in the legal citation manuals which may include the Indigo Book, Blue Book, White Book, ALWD, and other commonly accepted legal style manuals.

LAW R104-Summarize facts of a lengthy legal opinion

Entrance Skills

Ability to spot and articulate legal issues.

Prerequisite Course Objectives

LAW R104-Demonstrate the use of legal encyclopedia in researching legal issues

LAW R104-Locate and utilize statutes and statutes annotated

LAW R104-Locate points and authorities in digests and have general understanding of the use of the digest system

LAW R104-Locate local ordinances

LAW R104-Summarize facts of a lengthy legal opinion

LAW R104-Research and write basic case briefs, legal office memorandums, and associated legal support tasks.

Entrance Skills

Ability to locate necessary resources to dispose of legal resources

Prerequisite Course Objectives

LAW R104-Demonstrate the use of legal encyclopedia in researching legal issues

LAW R104-Locate and utilize statutes and statutes annotated

LAW R104-Cite cases and other legal publications as set forth in the legal citation manuals which may include the Indigo Book, Blue Book, White Book, ALWD, and other commonly accepted legal style manuals.
LAW R104-Locate points and authorities in digests and have general understanding of the use of the digest system
LAW R104-Utilize the Shepard's Citator to determine if a specific case has been subsequently cited, revised or distinguished
LAW R104-Locate local ordinances
LAW R104-Summarize facts of a lengthy legal opinion

Entrance Skills

Assessment of legal issues by incorporating information from performed legal research

Prerequisite Course Objectives

LAW R104-Demonstrate the use of legal encyclopedia in researching legal issues
LAW R104-Locate and utilize statutes and statutes annotated
LAW R104-Cite cases and other legal publications as set forth in the legal citation manuals which may include the Indigo Book, Blue Book, White Book, ALWD, and other commonly accepted legal style manuals.
LAW R104-Locate points and authorities in digests and have general understanding of the use of the digest system
LAW R104-Utilize the Shepard's Citator to determine if a specific case has been subsequently cited, revised or distinguished
LAW R104-Locate local ordinances
LAW R104-Summarize facts of a lengthy legal opinion
LAW R104-Research and write basic case briefs, legal office memorandums, and associated legal support tasks.

Entrance Skills

Ability to identify and locate legal resources in traditional and online libraries.

Prerequisite Course Objectives

LAW R104-Demonstrate the use of legal encyclopedia in researching legal issues
LAW R104-Locate and utilize statutes and statutes annotated
LAW R104-Cite cases and other legal publications as set forth in the legal citation manuals which may include the Indigo Book, Blue Book, White Book, ALWD, and other commonly accepted legal style manuals.
LAW R104-Locate points and authorities in digests and have general understanding of the use of the digest system
LAW R104-Utilize the Shepard's Citator to determine if a specific case has been subsequently cited, revised or distinguished
LAW R104-Locate local ordinances

Requisite Justification

Requisite Type

Prerequisite

Requisite

LAW R104

Requisite Description

Course in a sequence

Level of Scrutiny/Justification

Required communication/computation skill

Student Learning Outcomes (CSLOs)

Upon satisfactory completion of the course, students will be able to:

- | | |
|---|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | demonstrate knowledge of fundamental tort law, processes, remedies and court structures in a litigation setting. |
| 2 | demonstrate knowledge of the elements of negligence and apply the elements to a given fact situation and result in a conclusion using correct legal analysis. |
| 3 | review, analyze, or prepare pleadings/memoranda or legal documents as they relate to a civil tort case. |
| 4 | demonstrate knowledge of tort rules and legal theories related to intentional wrongs, inadvertent wrongs, and strict liability in order to provide direct assistance to attorneys in pursuing and defending tort claims, such as research, client and witness interviews, problem resolution, discovery analysis, and implementation of ethics in the workplace. |

Course Objectives

Upon satisfactory completion of the course, students will be able to:

- | | |
|----|-------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | Apply knowledge in fundamental tort litigation, remedies, and court structures. |
| 2 | Define the basic types of torts and their prima facie components. |
| 3 | Distinguish intentional torts against the person, including assault, battery, false imprisonment, and infliction of emotional distress. |
| 4 | Formulate intentional torts regarding property such as fraud, conversion, and trespass to chattel. |
| 5 | Analyze and clearly describe legal theories arising from different fact patterns. |
| 6 | Identify negligence liability and its components as it is applied in various contexts, such as personal injury, medical malpractice, etc. |
| 7 | Explain strict liability theory applied regarding animals, certain activities, and as a product liability theory. |
| 8 | Categorize various tort defenses and relate them to different factual situations. |
| 9 | Describe and apply joint and vicarious liability. |
| 10 | Explain how insurance coverage relates to tort claims. |
| 11 | Distinguish other tort causes of action, including defamation, sexual harassment, invasion of privacy, discrimination, fraud, etc. |

Course Content**Lecture/Course Content**

1. Fundamentals in Tort Litigation
 - a. Procedures and remedies
 - b. Court structures
2. Basic Three Types of Torts
 - a. Intentional, negligence, and strict
 - b. Prima facie components
3. Intentional Torts Against the Person
 - a. Assault
 - b. Battery
 - c. False imprisonment
 - d. Infliction of emotional distress
4. Intentional Torts Regarding Property
 - a. Fraud
 - b. Conversion
 - c. Trespass to chattel
5. Developing Legal Theory from Factual Scenarios
6. Negligence
 - a. Components
 - b. Causation analysis
 - c. Evidentiary issues
 - d. Particular contexts, such as personal injury, medical malpractice, claims against public entities
7. Strict Liability Theory
 - a. Animals
 - b. Ultra-hazardous activities
 - c. As one theory of product liability
8. Tort Defenses
9. Joint and Vicarious Liabilities
10. Insurance Coverage Relating to Tort Claims
11. Miscellaneous Torts
 - a. Defamation
 - b. Invasion of privacy
 - c. Sexual harassment
 - d. Wrongful termination
 - e. Discrimination-type claims
 - f. Workers compensation overview

12. Communications
 - a. Oral presentations
 - b. Language skills in legal writing
 - c. Organization and critical thinking

Laboratory or Activity Content

None.

Methods of Evaluation

Which of these methods will students use to demonstrate proficiency in the subject matter of this course? (Check all that apply):

Written expression
Problem solving exercises

Methods of Evaluation may include, but are not limited to, the following typical classroom assessment techniques/required assignments (check as many as are deemed appropriate):

Essay exams
Problem-solving exams
Quizzes
Reports/papers
Research papers
Essays
Problem-Solving Assignments

Instructional Methodology

Specify the methods of instruction that may be employed in this course

Audio-visual presentations
Case studies
Class activities
Class discussions
Distance Education
Group discussions
Guest speakers
Internet research

Describe specific examples of the methods the instructor will use:

Typical graded assignments (methods of evaluation):

1. The class is tested at every session so that the teacher has continuous feedback and misconceptions are corrected immediately. Lecture includes question and answer discussion of factual situations demonstrating tort elements and causes of action.
2. Class participation in role-playing and exercises in tort analysis helps students to practice and memorize tort principles they will need when working in a law office preparing documents and memorandums, interviewing clients and witnesses, or organizing evidence for litigation.
3. Oral presentations are designed to build student confidence in verbal communication. Preparation for these presentations, sometimes accompanied by term papers, involves use of legal research materials. These skills are essential to a paralegal.
4. Writing assignments similarly are designed to improve student communication skills using legal language and analysis.

Representative Course Assignments

Writing Assignments

1. Written analysis of cases and legal argument will be required.

Critical Thinking Assignments

1. Written analysis of cases and legal argument will be required.

Reading Assignments

1. Students are required to study the information relating to the fundamentals of tort.
2. Students are required to study material or authorities with research at a law library, online or with other computer resources.

Problem-Solving and Other Assignments (if applicable)**Outside Assignments****Representative Outside Assignments**

Typical outside of classroom assignments:

1. Reading
 - a. Reading of assignments from text and preparation of assignments in text.
 - b. Reading of assigned court cases dealing with disputes regarding paralegals, ethics, criminal, civil and other matters and written analysis of same.
2. Writing
 - a. Writing briefs of assigned cases, which include identification of the problem, the law that applies to the situation, how the decision was analyzed and evaluated by the court and the final decision of the court. This includes the ability to state the general legal issue at hand.

District General Education

A. Natural Sciences

B. Social and Behavioral Sciences

C. Humanities

D. Language and Rationality

E. Health and Physical Education/Kinesiology

F. Ethnic Studies/Gender Studies

CSU GE-Breadth

Area A: English Language Communication and Critical Thinking

Area B: Scientific Inquiry and Quantitative Reasoning

Area C: Arts and Humanities

Area D: Social Sciences

Area E: Lifelong Learning and Self-Development

Area F: Ethnic Studies

CSU Graduation Requirement in U.S. History, Constitution and American Ideals:

IGETC

Area 1: English Communication

Area 2A: Mathematical Concepts & Quantitative Reasoning

Area 3: Arts and Humanities

Area 4: Social and Behavioral Sciences

Area 5: Physical and Biological Sciences

Area 6: Languages Other than English (LOTE)

Textbooks and Lab Manuals

Resource Type

Textbook

Classic Textbook

No

Description

Edwards, J.D., J. Stanley, **Tort Law**, Independence, KY, Cengage Inc., 2016, 6th Edition (or latest edition)

ISBN-10: 1285448049 | ISBN-13: 9781285448046

Resource Type

Other Instructional Materials

Description

Required Instructor selected supplementary materials, including cases, writing examples, outlines and hypotheticals..

Distance Education Addendum**Definitions****Distance Education Modalities**

Hybrid (1%–50% online)
Hybrid (51%–99% online)
100% online

Faculty Certifications

Faculty assigned to teach Hybrid or Fully Online sections of this course will receive training in how to satisfy the Federal and state regulations governing regular effective/substantive contact for distance education. The training will include common elements in the district-supported learning management system (LMS), online teaching methods, regular effective/substantive contact, and best practices.

Yes

Faculty assigned to teach Hybrid or Fully Online sections of this course will meet with the EAC Alternate Media Specialist to ensure that the course content meets the required Federal and state accessibility standards for access by students with disabilities. Common areas for discussion include accessibility of PDF files, images, captioning of videos, Power Point presentations, math and scientific notation, and ensuring the use of style mark-up in Word documents.

Yes

Regular Effective/Substantive Contact**Hybrid (1%–50% online) Modality:**

Method of Instruction	Document typical activities or assignments for each method of instruction
Video Conferencing	Video conferencing will involve professor lecture, professor demonstrations, class discussions/student questions, and case study analysis by students (either as a class or in groups) with follow-up discussions.
Telephone	The telephone media of communication will be used between the professor and students needing additional help on either a scheduled or unscheduled basis.
Synchronous Dialog (e.g., online chat)	The students will be involved in synchronous dialogue during webinar presentations by the professor in which they use the chat feature of the webinar to discuss issues brought up in the professor's lecture and ask questions of the professor and other students.
Other DE (e.g., recorded lectures)	Prerecorded lectures on the learning for a given week will be made and placed in the modules to be replayed by the students for additional assistance in learning the concepts involved for a given week.
Face to Face (by student request; cannot be required)	This media of communication will be used between the professor and students needing additional help by meeting at a specific location during normal office hours.
E-mail	The professor will be involved in email communication with students needing additional help via this communication media.
Asynchronous Dialog (e.g., discussion board)	Students will be involved in a discussion forum each week in which they will be debating the pros and cons of the learning concepts from each week and share their thoughts and viewpoints with the class.

Hybrid (51%–99% online) Modality:

Method of Instruction	Document typical activities or assignments for each method of instruction
Video Conferencing	Video conferencing will involve professor lecture, professor demonstrations, class discussions/student questions, and case study analysis by students (either as a class or in groups) with follow-up discussions.
Telephone	The telephone media of communication will be used between the professor and students needing additional help on either a scheduled or unscheduled basis.
Synchronous Dialog (e.g., online chat)	The students will be involved in synchronous dialogue during webinar presentations by the professor in which they use the chat feature of the webinar to discuss issues brought up in the professor's lecture and ask questions of the professor and other students.
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Asynchronous Dialog (e.g., discussion board)	Students will be involved in a discussion forum each week in which they will be debating the pros and cons of the learning concepts from each week and share their thoughts and viewpoints with the class.

100% online Modality:

Method of Instruction	Document typical activities or assignments for each method of instruction
Video Conferencing	Video conferencing will involve professor lecture, professor demonstrations, class discussions/student questions, and case study analysis by students (either as a class or in groups) with follow-up discussions.
Telephone	The telephone media of communication will be used between the professor and students needing additional help on either a scheduled or unscheduled basis.
Synchronous Dialog (e.g., online chat)	The students will be involved in synchronous dialogue during webinar presentations by the professor in which they use the chat feature of the webinar to discuss issues brought up in the professor's lecture and ask questions of the professor and other students.
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Asynchronous Dialog (e.g., discussion board)	Students will be involved in a discussion forum each week in which they will be debating the pros and cons of the learning concepts from each week and share their thoughts and viewpoints with the class.

Examinations**Hybrid (1%–50% online) Modality**

On campus
Online

Hybrid (51%–99% online) Modality

On campus
Online

Primary Minimum Qualification

LEGAL ASSISTING

Review and Approval Dates**Department Chair**

10/18/2021

Dean

10/19/2021

Technical Review

MM/DD/YYYY

Curriculum Committee

10/27/2021

DTRW-I

MM/DD/YYYY

Curriculum Committee

11/10/2021

Board

MM/DD/YYYY

CCCCO

11/29/2021

Control Number

CCC000542121

DOE/accreditation approval date

MM/DD/YYYY