

**TORTS B – FORELL**  
**cforell@uoregon.edu**  
**FALL 2007**  
**SYLLABUS**

Required Materials:

Schwartz, Kelly & Partlett, Prosser, Wade & Schwartz's Torts (11th Ed. 2005)  
 Glannon, The Law of Torts (3d Ed. 2005)  
 Supplementary Cases & Materials (Fall 2007)  
 Stern, The Buffalo Creek Disaster (to be read over semester break)

Other texts on tort law, available in the law library, may be helpful in the areas covered in this course. They include:

Prosser & Keeton, The Law of Torts (5th ed. 1984)  
 Dobbs, The Law of Torts (2000)  
 Harper, James & Gray, The Law of Torts (2d ed. 1986 - 6 volumes)  
 Restatement (Second) of Torts, Volume 1, §§1-280 (1965)  
 Oregon State Bar CLE on Torts (2006)

Office Hours: Wednesdays and Thursdays 4 -5pm. Room 354.

ACE Tutor: Maggie Walter: [mwalter1@uoregon.edu](mailto:mwalter1@uoregon.edu)

Midterm and Final Exam

There will be a midterm essay exam from 10:30 until 11:30am on Friday, October 26th, counting for 20 percent of your final grade. Because I will be out of town that day there will be a make-up class on Monday, November 26<sup>th</sup> at 10:30am in Room 142 (Those of you who usually have LRW at that time will meet with LRW later that day instead). There will also be a final comprehensive exam counting for 80 percent of your grade. Both the midterm and final exams will be closed book. They must be written on your computer.

Date & Topic	Prosser Text Pages	Supplement Pages	Glannon Pages
8/22 Introduction	1-4		
8/24 Policy & History	5-6		
8/29 Intent and Children	17-20	1-7	Ch1, pp 3-21
8/31 Intent v. Negligence; Offensive Battery	20-23	9-16	
9/5 Intent & Insanity; Transferred Intent	25-29	17-30	
9/7 Battery	29-37	31	

Date & Topic	Prosser Text Pages	Supplement Pages	Glannon Pages
9/12 Battery; Respondeat Superior		33-51	Ch21, pp 477-85
9/14 Assault; Loss of Consortium	37-40	53-64	Ch2, pp 23-41 Ch11, pp 245-46
9/18 False Imprisonment	40-42	65-68	
9/20 False Imprisonment	42-44; 46 (notes only); 48-50	65-74	
9/26 Intentional Infliction of Emotional Distress (IIED)	50-57; 58(Restatement 2d §46 only); 60-64(notes only)	75-84	
9/28 IIED		77-98	
10/3 Trespass to Land; Trespass to Chattels	75-81	99-114	
10/5 <b>Read Dobbs on Conversion, pp.125-154 (on reserve under Forell – Torts B – Conversion)</b>			
Conversion;	85-86	115-122	
Mistake	23 (Ranson)	123-130	
10/10 Mistake; Consent	91-92; 94-99	131-146	Ch3, pp 43-66
10/12 Consent	99-103	147-178	
10/17 Self-Defense; Defense of Property	103-113; 113-115 (read only)	179-200	
10/19 Shopkeepers' Privilege; Public Necessity	115-121	201-212	
10/24 Private Necessity; Discretionary Immunity; History of Negligence	121-124; 124-128 (read only); 648-57 (read only); 131-133; 6-10	213-223	

**MIDTERM (sixty minutes) (Friday, October 26, 10:30-11:30am, Rm 142)**

10/31 Duty		224-238	Ch10, pp 211-14
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Date & Topic	Prosser Text Pages	Supplement Pages	Glannon Pages
11/2 Negligence Formula; Breach	133-141	239-240	Ch4, pp 69-92
11/7 Risk v. Utility; Reasonable Person	141-148	241-252	
11/8 Custom; Emergency	148-150; 153-157	253-256	
11/9 Physical & Mental Disability; Child Standard of Care	157-168 (focus on <u>Robinson</u> )	257-266	
11/14 Professional Standard of Care; Atty Malpractice	168-177	267-274	
11/21 Medical Malpractice; Loss of a Chance	177-181; 270-274; 181-191 (read only)	275-294	Ch8, pp170-72
11/26 <b>Makeup</b> <b>10:30am</b> Medical Malpractice; Negligent Infliction of Emotional Distress (NIED); Rules of Law	195 (Note 4 etc) -197; 197-200 (read only); 200-204 (read only)	295-354	Ch11, pp 237-45
11/28 Negligence Per Se	204-210; 215-229	355-359	Ch5, pp 93-112

If you have a documented disability and anticipate needing accommodations in this course, please make arrangements to meet with me soon. Please request that the Counselor for Students with Disabilities send a letter verifying your disability.