

## CONTRACTS II

Professor Michelle Boardman  
Spring 2023  
Law 103 004: Wednesday, 6:05-9:00

### Assignments

January 18: Parol Evidence Rule, 537-568. Re-read the introduction after reading to page 552.

January 25: Interpretation, 568-584. Read note 2 closely. We will be discussing *Soper's Estate* at some length.

February 1: Interpretation, 585-608.

February 8: Conditions: Implied and Express Conditions, 613-615 (review *Steas v. Leonard* p74), 619-632.

February 15: Conditions: Modification and more, 632-649.

February 22: Mistake, 691-727 and Frustration of Purpose, 759-771.

March 1: Impossibility and Impracticability, 727-759.

March 8: Breach: Anticipatory Breach, 775-797, and Seeking Assurances, 811-829.

March 15: Spring Break

March 22: Expectation Damages, 94-108, 841-856, and Specific Performance, 857-865, 108-115.

March 29: Reliance Damages, 865-877, Restitution, 877-887, and Punitive Damages, 891-895.

April 5: Prior class continued, plus: Limits on Compensation: Certainty, Foreseeability, and the Duty to Mitigate, 115-121, 914-940.

April 12: Special problems in UCC Damages for Seller and Buyers, 895-914. Review of compensation examples.

April 19: Excuse Doctrines in the Time of Covid.

[Independent Video: Statute of Frauds, 514-533.]

April 27, 6:00 p.m.: Open book/open document/open computer/closed internet: 3-hour exam

### Learning Outcomes

This course is about continuing adventures in contract law. Among other skills, at the end of Contracts II, students will understand and be able to apply:

- Rules of interpretation and parol evidence, in order to determine the applied meaning of a contract.
- Mistake and the excuse doctrines, including impossibility, impracticability, and frustration of purpose.
- Conditions and warranties.
- Breach and the extensive universe of damages and compensation.

This course will continue to refine your ability to read and apply cases in a common law system. At the end of Contracts II, students will have an advanced understanding of:

- How and when to apply the common law, the Second Restatement of Contracts, and the U.C.C.
- How to read and analyze a legal opinion in the context of other sources of law.
- How to use analogical reasoning to predict, or advocate for, a legal outcome in a novel factual circumstance.