



CALWEST UNIVERSITY

Course Type: **Elective**

Course Code: **MBA 713**

Course Name: **Entrepreneurial Law**

Faculty Name: **Prof. Ray Slaughter; JD, LL.M, MBA**

Contact information: via **'My Courses'** link on TubeClasses

COURSE SYLLABUS

Students please note that this is Elective course. Recognized Prior Learning (RPL) for this course will be recognized. Students may do this course by (a) studying the course via TubeClasses and using the (free) MOOC courses from leading universities as supplementary delivery vehicles of the course content (\$250 per course); OR (b) undertaking similar courses elsewhere (including accredited MOOC Courses) and having the assessments suitably externally proctored (via organizations such as ProctorU); and then applying to Calwest for credit towards their degree program (\$25 per course); OR undertaking similar courses elsewhere (including accredited MOOC Courses) and undertaking 'challenge exams' at Calwest university (\$250 per course). Students may also undertake similar courses in other accredited universities for credit (\$25 per course). Please note there are limits to the maximum credits allowed in graduate programs.

1. Course Description

This course will highlight the critical legal and business issues entrepreneurs face as they build and launch a new venture. In this course, students will explore real world scenarios, and address the legal and business issues that entrepreneurs face, from the moment they conceive of the "million-dollar idea" to all of the important junctures along the path to success. This course addresses the legal aspects of entrepreneurship, and is appropriate both for entrepreneurs and lawyers who hope to represent entrepreneurs. Entrepreneurs face many challenges as they pursue a new business idea. With the right legal tools, they can take steps that provide significant legal protections and avoid future liability. Among other subjects, the course will cover American law on choice of entity (corporation, limited liability company, partnership, sole proprietorship), selection of a company name and trademark, protecting intellectual property of the business with patent, trade secret, trademark and copyright law, structuring agreements among owners, venture capital and other equity and debt financing arrangements, risk management, and the relationship between attorneys and entrepreneurs. In addition to discussing applicable legal rules, the course will focus on practical steps entrepreneurs and their lawyers can take to build and protect a new venture. The goal of the course will be for students to have a better understanding of practical ways they can protect a new venture and spot potential issues from a business-legal perspective.

3. Learning Objectives

1. Students will explore real world scenarios, and address the legal and business issues that entrepreneurs face.
2. Students will address the legal aspects of entrepreneurship.
3. Student will learn to use the right legal tools, so that entrepreneurs can take steps that provide significant legal protections and avoid future liability.

4. Students will cover American law on choice of entity (corporation, limited liability company, partnership, sole proprietorship).
5. Students will consider the relationship between attorneys and entrepreneurs.

4. Learning Outcomes:

To successfully complete this subject, a student should be able to:

1. Understand the basic principles of copyright and intellectual property as applied to new business ventures.
2. Understand the legal requirements relating to trades descriptions, sales of goods and distance selling.
3. Understand the basic legal regulations applied to data protection and privacy; understand the concept and application of standard term contracting in business, the key contractual terms and terms deemed unfair at law.
4. Understand the methods by which a business may pursue payment of debts and the potential penalties for late payment of commercial debts; understand the regulation of health and safety in the workplace.
5. Understand the legal requirements involved in lawfully hiring, managing and dismissing workers or employees.
6. Demonstrate legal research skills, the ability to analyze legal problems and to apply problem-solving techniques to hypothetical problems.
7. Demonstrate the ability critically to evaluate legal principles and law in practice.

5. Prescribed Reading (Compulsory)

Henry R. Cheeseman, *Business Law: Legal Environment, Online Commerce, Business Ethics, and International Issues*, Latest Edition, Prentice Hall, <http://www.pearsoned.com/>

6. Student Resource Requirements

- PC: A reliable computer running Windows XP or higher with 500 MB of RAM or higher
- Mac: A reliable computer running Mac OS 10 or higher
- Reliable high speed Internet connection (minimum 768 Kbps/128 Kbps)
- Web browser with Adobe Flash Player installed (Flash Player 10 or higher recommended)

7. Topic Outline

Topic No.	Topic	Text Book Chapter	Lecture Power Point
1	Corporate Formation and Financing	27	27
2	Corporate Governance and Sarbanes-Oxley Act	28	28
3	Corporate Acquisitions and Multinational Corporations	29	29
4	Limited Liability Company and Limited Liability Partnership	30	30
5	Franchise and Special Forms of Business	31	31
6	Investor Protection, E-Securities Transactions, and Wall Street Reform	32	32
7	Antitrust Law and Unfair Trade Practices	33	33
8	Consumer Safety, Consumer Financial Protection, and Environmental Protection	34	34
9	Labor, Worker Protection, Employment, and Immigration Law	35	35

10	Equal Opportunity in Employment	36	36
11	Personal Property, Bailment, and Insurance	37	37
12	Real Property, Landlord–Tenant Law, and Land Use Regulation	38	38
13	Family Law, Wills, and Trusts	39	39
14	Accountant’s Liability	40	40
15	International and World Trade Law	41	41

8. Assessment

There will be **Continuous Assessments** done throughout this course. All topics will have a **Topic Quiz** that needs to be satisfactorily answered prior to being allowed to access the next topic in the course. You are allowed unlimited attempts in each Topic Quiz, so that you can master the topic before proceeding to the next. After completing all Topics (and Quizzes) your **Final Assessment** will be available for you to undertake online. There will be a time limit of *90 minutes* for the final assessment in which you will need to answer *80 multiple-choice questions* that will be randomly selected from the questions asked in the topic quizzes.

Please ensure that you have an undisturbed 90-minute time frame to undertake your Final Assessment; as after 90 minutes your work will be automatically submitted and graded.

There will be only one attempt provided for the Final Assessment.

The Final Assessment will form the over 80% of the weight given to your final course grade. The Balance 20% is obtained as an average of the scores you achieve in the Topic Quizzes.

9. Grading Criteria

Calwest University applies the following grading system in all courses:

A pass mark of 60% (grade of D which is a bare minimum pass) or above is required to satisfy the educational requirements of the university for completing the course. The grade assessments are as follows:

Below 60%: Fail	73-75% : C	85-88% : B+
60-64% : D	76-78% : C+	89-91% : A-
65-69% : D+	79-81% : B-	92-95% : A
70-72% : C-	82-84% : B	Over 95% : A+