Course Policies

1. **Assignments.**

   The readings will be from *Cases and Problems on Remedies* by Shoben, Tabb, and Janutis, Foundation Press (4th ed. 2007). Additional handouts may be distributed during the semester. The daily assignments will vary according to the topic but generally will involve reading three cases per class session, which will be approximately 15 pages in the textbook.

2. **Class Participation.**

   Students are required to read the assignment and to participate in class discussion. A student who has made a significant contribution to class discussion, which indicates superior knowledge, ability and effort in the course may receive a final grade point higher than the examination grade (12 point scale; e.g. from A- to A). Conversely, a student who has not read the assignment and/or failed to participate in class discussion may be subject to having their final grade reduced by one grade point. Since the learning environment will be enhanced through class discussion by all students, I expect a good faith effort and the respect for the participation of others.

3. **Class Attendance.**

   The attendance policy for this course will follow the standards adopted by the College of Law and the American Bar Association. Accordingly, students are required to attend class on a regular basis. Attendance usually will be recorded by students initialing a daily roll sheet. Please be advised that signing on behalf of another student constitutes a violation of the College of Law Honor Code and may result in significant sanctions.

   Students are permitted six (6) absences during the semester. Any student who misses more than six (6) class sessions during the semester will be subject to having their final grade reduced by one grade point (12 point scale); an additional grade point will be subtracted for each further absence. A student who is tardy to or unprepared for class may be counted as absent for that class period. I reserve the right to withdraw a student from the course prior to the final examination if their absences are unreasonably excessive. Students should keep track of their own absences because comprehensive attendance records may not be updated and accurate until the conclusion of the semester. Please note that this policy with respect to the total number of allowable absences is intended to take into account all factors and ordinary circumstances and does not generally distinguish between excused and unexcused absences. If something significant and unanticipated develops, however, such as a serious illness or family emergency, it is the student’s responsibility to notify me in a timely manner so that an appropriate resolution with respect to the attendance policy may be reached.
4. **Final Examination.**

The final examination will cover all of the material covered in class and all assigned readings. The format of the examination will be closed book (no materials, outlines, or study aids are allowed) and may include both essay and objective questions. Examinations may be typed or handwritten. The Law School Information Technology Department will provide instructions to students during the semester which will explain the procedures and policies regarding registration and the software necessary to take an examination by laptop. In the event that a student selects the option of taking an examination by laptop, they are solely responsible for complying with the registration requirements established by the College of Law and also for the reliability of their computer and the performance of the software program. Please refer to Section 6 of this syllabus for University requirements and procedures regarding special accommodations pertaining to the final examination.

5. **Course Grade.**

The final examination grade will be the primary basis for the course grade. Class attendance and participation may be considered, in my discretion, in raising or lowering the final course grade in accordance with the terms indicated on this syllabus.

6. **Disability.**

If any student has a disability that may prevent you from fully demonstrating your abilities, please contact Ms. Suzette Dyer, Director, Disability Resource Center, Goddard Health Center, 620 Elm Avenue, Suite 166; phone (405) 325-3852. University personnel will apprise you of any medical documentation required to evaluate your situation and will discuss reasonable accommodations necessary to ensure your full participation in class and to facilitate your educational opportunity. Please note that any requests regarding the final examination must be made in a timely manner in order to ensure that proper accommodations may be provided.

7. **Other Information.**

My office (#3023) is located on the northwest corner of the third floor of the Law Center; telephone number is (405) 325-4820 and e-mail address is mtabb@OU.edu. I look forward to having each of you in my course this semester and am glad to help you in any way necessary to ensure that you have a positive and rewarding experience at the University of Oklahoma College of Law.
Readings from *Cases and Problems on Remedies* by Shoben, Tabb and Janutis, Foundation Press (4th ed 2007)

**Part II. Injunctions and Specific Performance**

- Chapter 3 Preventive Injunctions pages 44-71
- Chapter 4 Specific Performance pages 90-142
- Chapter 5 Equitable Defenses pages 143-201
- Chapter 6 Interlocutory Injunctions pages 202-246
- Chapter 7 Contempt pages 247-292
- Chapter 9 Special issues in equity pages 327-363

**Part III. Damages**

- Chapter 10 Contract Damages pages 372-401; 409-453
- Chapter 11 Tort Damages pages 469-565
- Chapter 12 Adjustments to Damages pages 589-601; 606-607; 620-628
- Chapter 13 Limitations on Damages pages 629-636; 646-652; 658-687
- Chapter 15 Punitive Damages pages 731-777

**Part IV. Restitution**

- Chapter 16 Unjust Enrichment pages 780-798; 829-856
- Chapter 17 Limitations on Restitution pages 857-894

**Part V. Completing the Remedial Picture**

- Chapter 19 Attorney Fees pages 930-972
- Chapter 20 Declaratory Judgments pages 982-1015