

LOYOLA UNIVERSITY CHICAGO

MEMORANDUM

Date: January 12, 2012

To: Evening Contracts Students

From: Neil Williams

Re: First Assignments

I am really looking forward to working with you this semester. By this coming Monday, I have set up a TWEN site for the course, and future assignments and supplemental materials will be posted on TWEN.

The first year course in Contracts is about promises. Indeed, promises are at the center of many of the legal relationships that define this society. Each year on the third Monday in January our country commemorates Dr. Martin Luther King's landmark contributions. Interestingly, Dr. King used the language of promise to frame his I Have a Dream Speech. A link to the text of the speech can be found at

<http://www.americanrhetoric.com/speeches/mlkhaveadream.htm>

The casebook for the course is **Studies in Contract Law** (Foundation Press 7th ed.), which is edited by Professors Ayers and Speidel. Our first weeks of classes will focus on the following cases and materials (for our first two-hour class session please read through Item 5 and the related background materials described in the last paragraph of this memorandum):

1. Contract Law Basic Terms (to be posted on TWEN).
2. Introduction on pages **1-13** of the casebook.
3. Embry v. Hargadine and related materials on **pages 226-229** of the casebook.
4. Lucy v. Zehmer (and accompanying notes) on **pages 229-237** of our casebook.
5. Note 3 on **page 266** of the casebook (the "Hooters" case).
6. Bailey v. West on **pages 13-18** of the casebook.
7. Rhode Island Anti-Cruelty Statute (to be posted on TWEN)

8. Restitution and the Scope of Quasi-Contract on **pages 108-111** of our casebook.

9. Dean Wade's Test (to be posted on TWEN)

10. Restitution Hypotheticals (to be posted on TWEN)

You should also read sections of the **Second Restatement of Contracts** when they are referred to in the casebook. These provisions are contained in Contracts Law: Selected Source Materials, a compilation edited by Messrs. Burton and Eisenberg. To start things off, please read **sections 1, 2, 3, 4, 12, 14, 15, 16, 17, 18, 19, 21, 24, 50, and 71** of the **Second Restatement of Contracts**. In some cases, Messrs. Burton and Eisenberg provide excerpts from the comments to various sections of the Second Restatement. You should also read these comments as they appear from time to time in your reading.