Week 1 – January 10

DAMAGES FOR BREACH OF CONTRACT
The Three Damage Interests

Day 1 (Mon, 1/10/11)	Hawkins v. McGee	p. 63
Day 2 (Tue, 1/11/11)	J.O. Hooker & Sons v. Roberts Cabinet Co.	p. 78
	Tongish v. Thomas	p. 86
	Exercise on p. 69	

Three Limitations on Damages

Day 3 (Thu, 1/13/11)	Hadley v. Baxendale	p. 93
	Hector Martinez v. Southern Pacific Transportation	p. 104

Week 2 – January 17

Day 4 (Mon, 1/17/11)	HOLIDAY	
Day 5 (Tue, 1/18/11)	Morrow v. First National Bank of Hot Springs	p. 109
	Anglia Television Ltd. v. Reed	p. 125
Day 6 (Thu, 1/20/11)	Clark v. Marsiglia	??

Week 3 – January 24

Day 7 (Mon, 1/24/11)	Rockingham County v. Luten Bridge Co.	p. 131
	Mistletoe Express Service v. Locke	p. 128
Day 8 (Tue, 1/25/11)	Shirley Maclaine Parker v. Twentieth Century Fox-Film	p. 149
	Neri v. Retail Marine Corp.	p. 154

Contracting Around the Default Rules of Damages

Day 9 (Thu, 1/27/11)	Kemble v. Farren	p. 163

Week 4 – January 31

Day 10 (Mon, 1/31/11)	Lake River Corp. v. Carborundum Co.	p. 173

OTHER REMEDIES AND CAUSES OF ACTIONS
Specific Performance and Injunctions

	Loveless v. Diehl	p. 198
	Cumbest v. Harris	p. 203
Day 11 (Tue, 2/1/11)	The Case of Mary Clark, a Woman of Colour	p. 212
Day 12 (Thu, 2/3/11)	Lumley v. Wagner	p. 216
	Ford v. Jermon	p. 222

	Duff v. Russell	p. 224

Week 5 – February 7

Day 13 (Mon, 2/7/11)	Scholl v. Hartzell	p. 206

Restitution – Damage Interest and Cause of Action

Day 14 (Tue, 2/8/11)	Bush v. Canfield	p. 250
	Britton v. Turner	p. 256
Day 15 (Thu, 2/10/11)	Vines v. Orchard Hill, Inc.	p. 260
	Cotnam v. Wisdom	p. 265
	Martin v. Little, Brown and Co.	p. 269

Week 6 – February 14

REACHING AN AGREEMENT
The Objective Theory of Assent

Day 16 (Mon, 2/14/11)	Embry v. Hargadine, McKittrick Dry Goods Co.	p. 290
	Texaco v. Pennzoil	p. 295
What is an Offer?		
	Nebraska Seed Co. v. Harsh	p. 305
	Leonard v. Pepsico	p. 308
	ASSIGNMENT 1	
Day 17 (Tue, 2/15/11)	**ASSIGNMENT 2**	
	Empro Manufacturing v. Ball-Co. Manufacturing	p. 319
	Dickinson v. Dodds	p. 328
What is an Acceptance?		
	Ardente v. Horan	p. 336
	Carlill v. Carbolic Smoke Ball Co.	343
Day 18 (Thu, 2/17/11)	**CONTRACT NOTES**	

Week 7 – February 21

Day 19 (Mon, 2/21/11)	Leonard v. Pepsico 2	p. 356
	White v. Corlies & Tifft	p. 358
Day 20 (Tue, 2/22/11)	Petterson v. Pattberg	p. 362
	Hobbs v. Massasoit Whip Co.	p. 368

DISCERNING THE AGREEMENT
Interpreting the Meaning of the Terms

	Raffles v. Wichelhaus	p. 396
Day 21 (Thu, 2/24/11)	Oswald v. Allen	p. 407
	Weinberg v. Edlestein	p. 411
	Frigaliment Importing v. B.N.S. International Sales	p. 415

Week 8 – February 28

Filling Gaps in the Terms

Day 22 (Mon, 2/28/11)	Texaco v. Pennzoil 2	p. 428
	New York Central Iron Works v. United States Radiator	p. 429
	Eastern Air Lines v. Gulf Oil Corp.	p. 431
Day 23 (Tue, 3/1/11)	Wood v. Lucy, Lady Duff-Gordon	p. 434

Identifying the Terms of the Agreement

Day 24 (Thu, 3/3/11)	Carnival Cruise Lines, Inc. v. Shute	p.445
	Step-Saver Data Systems v. Wyse Technologies	p. 457
	ProCD v. Zeidenberg	p. 473

WRITTEN MANIFESTATIONS OF ASSENT
Interpreting a Writing – The Parol Evidence Rule

	Thompson v. Libbey	p. 488

Week 9 – March 27

Day 25 (Mon, 3/7/11)	SPRING BREAK
Day 26 (Tue, 3/8/11)	SPRING BREAK
Day 27 (Thu, 3/10/11)	SPRING BREAK

Week 10 – March 14

Day 28 (Mon, 3/14/11)	Brown v. Oliver	p. 489
	Pacific Gas and Electric v. G.W. Thomas Drayage & Rigging	p. 494
	Trident Center v. Connecticut General Life Insurance	p. 497

Reforming a Writing – Mistakes in Integration

	The Travelers Insurance Company v. Bailey	p. 507

Requiring a Writing – The Statute of Frauds

	Boone v. Coe	p. 511

PRINCIPLES OF ENFORCEABILITY
Applying the Principles of Enforceability to a Case

Day 29 (Tue, 3/15/11)	Marvin v. Marvin		p. 605
	Baby M	p. 22, 33, 45, 995, 1046?	
	Morone v. Morone		p. 611
	Posner v. Posner		p. 613

THE DOCTRINE OF CONSIDERATION
The Bargain Theory of Consideration

	Hamer v. Sidway	p. 622
	Moore v. Elmer	p. 639
	Mills v. Wyman	p. 640
Day 30 (Thu, 3/17/11)	Webb v. McGowin	p. 649

Contract Modification and the Preexisting Duty Rule

	Stilk v. Myrick	p. 656

Week 11 – March 21

Day 31 (Mon, 3/21/11)	Alaska Packers' Assn. v. Domenico	p. 658
	Brian Construction v. Brighenti	p. 666

Adequacy of Consideration

	Newman & Snell's State Bank v. Hunter	p. 674

THE INTENTION TO BE LEGALLY BOUND
Using Formalities to Manifest an Intention to be Legally Bound

	Aller v. Aller	p. 688
	Wagner v. Lectrox Corp.	p. 691
Day 32 (Tue, 3/22/11)	Smith v. Wheeler	p. 698

THE DOCTRINE OF PROMISSORY ESTOPPEL
The Development of Promissory Estoppel as a Substitute for Consideration

	Ricketts v. Scothorn	p. 723
Day 33 (Thu, 3/24/11)	Sanders v. Union Pacific	??
	Feinberg v. Pfeiffer Co.	p. 736

Promissory Estoppel as an Alternative to Breach of Contract

	Goodman v. Vicker	p. 751
	Hoffman v. Red Owl Stores, Inc.	p. 752

Establishing the "Elements" of Promissory Estoppel

	Blatt v. University of Southern California	p. 772
	El Di, Inc. v. Town of Bethany Beach	??

Week 12 – March 28

THE INTENTION TO BE LEGALLY BOUND
Using Formalities to Manifest an Intention to be Legally Bound

Day 34 (Mon, 3/28/11)	Schnell v. Nell	p. 693

THE DOCTRINE OF PROMISSORY ESTOPPEL
Establishing the "Elements" of Promissory Estoppel

	Spooner v. Reserve Life Insurance Co.	p. 775
	Ypsilanti v. General Motors	p. 779

PEFORMANCE
Implied and Expressed Warranties

Day 35 (Tue, 3/29/11)	Step-Saver Data Systems v. Wyse Technology 2	p. 832
	Schneider v. Miller	p. 849

BREACH
Constructive Conditions

	Jacobs & Young v. Kent	p. 883

Perspective Nonperformance

Day 36 (Thu, 3/31/11)	Ramirez v. Autosport	p. 919

Week 13 – April 4

Cost of Completion v. Diminution in Value: the Expectation Interest Revisited

Day 37 (Mon, 4/4/11)	Groves v. John Wunder Co.	p. 929
	Peevyhouse v. Garland Coal Mining	p. 934

OBTAINING ASSENT BY IMPROPER MEANS
Unconscionability

Day 38 (Tue, 4/5/11)	Williams v. Walker-Thomas Furniture	p. 1025
	Willie v. Southwestern Bell Telephone Co.	p. 1033
	In re Realnetworks	p. 1035

FAILURE OF A BASIC ASSUMPTION
Mistakes of Present Existing Facts

Day 39 (Thu, 4/7/11)	Sherwood v. Walker	p. 1051
	Nester v. Michigan Land & Iron Co.	p. 1059
	Wood v. Boynton	p. 1062

Week 14 – April 11

Day 40 (Mon, 4/11/11)	Laidlaw v. Organ	p. 1078

Changed Circumstances

	Paradine v. Jane	p. 1083
	Taylor v. Caldwell	p. 1087
	Krell v. Henry	p. 1099

MULTIPARTY TRANSACTIONS
Transferring Rights or Duties to Third Parties

	Kelly Health Care v. Prudential	p. 541
	Sally Beauty v. Nexxus Products	p. 553

Third Party Beneficiaries of a Contract

	Seaver v. Ransom	p. 571
	Sisters of St. Joseph v. Russell	p. 575

Week 15 – April 15

Day 43 (Mon, 4/18/11)	LAST DAY OF CLASSES