

Contents

Illustrations	xii
Preface	xiv
Introduction: To the Student	xviii

Part 1 The Foundations of Legal Systems 2

Part 2 Contracts 70

Part 3 Agency and Employment 202

1. The Nature of Legal Systems and Law 4
2. Organization of the United States Legal System 18
3. Criminal Law 39
4. The Law of Torts 51
5. Concept of Contractual Agreement 72
6. Formation of a Contract 86
7. Relief from Contractual Obligations 106
8. Consideration/Value Given for a Promise 118
9. Capacity/Ability to Create a Contract 131
10. Public Policy and Contractual Purpose 142
11. Contractual Form: Requirement of a Writing for Enforceability, Statute of Frauds 154
12. Contractual Duties of Performance, Nonperformance, and Discharge 169
13. Contractual Rights, Third Parties, and Remedies for Breach of Contract 182
14. Nature and Creation of Agency 204
15. Duties of Principal and Agent to Each Other 226
16. Agency and the Law of Contracts and Torts 242
17. Termination of Agency 255
18. Employment 268

Part **4**
**Personal Property
and Bailments**
288

- 19. Personal Property 290
- 20. Bailments 304
- 21. Carriers, Documents of Title, and
Innkeepers 318

Part **5**
Sales
334

- 22. Introduction to the Uniform Commercial
Code 336
- 23. Formation and Interpretation of the Sales
Contract 353
- 24. Performance of the Sales Contract 380
- 25. Breach of the Sales Contract, Courses of
Action, and Remedies 404
- 26. Consumer Law: A. A Seller's Warranties,
Their Waiver, Modification, and
Breach 434
- 27. Consumer Law: B. A Manufacturer's
Liability for Defective and Unreasonably
Dangerous Products, and Recent
Consumer Protection Legislation 457

Part **6**
Commercial Paper
484

- 28. Introduction to Commercial Paper and
Banking Operations 486
- 29. Transfer and Negotiation 516
- 30. Holder, Holder in Due Course, and
Defenses 541
- 31. Banks, Checks, and Customer
Relations 560
- 32. Deadlines and Discharge 574

Part **7**
**Government Regulation
of Business**
588

- 33. Antitrust Law 590
- 34. Administrative Law 603
- 35. Labor Law 614
- 36. Environmental Law 628

Part **8**
Business Organizations
A. General Partnerships and
Special Ventures
652

Part **8**
Business Organizations
B. Corporations
714

Part **9**
Real Property
796

Part **10**
Secured Transactions, Bankruptcy,
and Insurance
852

- 37. Creation and Termination of General Partnerships 654
- 38. Partnership Management and the Authority of Partners 675
- 39. Rights, Duties, and Remedies of Partners among Themselves 684
- 40. Special Ventures 696

- 41. Nature and Classes 716
- 42. Creation and Termination 731
- 43. Corporate Powers 747
- 44. Corporate Stock and Shareholders 758
- 45. Corporate Management 785

- 46. Real Property and Its Ownership 798
- 47. Transferring Ownership of Realty 814
- 48. Renting Realty 833

- 49. Creation of Security Interests in Personal Property 854
- 50. Enforcement of Personal Property Security Interests; and Suretyship 869
- 51. Bankruptcy under the Bankruptcy Reform Act of 1978 884
- 52. General Principles of Insurance Law 895
- 53. Life, Fire, and Automobile Insurance Law 908

Part **11**
Wills and Decedents'
Estates, and Trusts
922

- 54. Wills and Decedents' Estates 924
- 55. Trusts 948

Part **12**
Business Law in the
International Marketplace
974

- 56. Business Law in the International
Marketplace 976

Appendices

- A. An Explanation of the Civil Trial
Process A1
- B. Uniform Partnership Act (1914) A9
- C. Uniform Limited Partnership Act
(1916) A17
- D. (Revised) Uniform Limited Partnership
Act (1976) A23
- E. Uniform Commercial Code (1978
Text) A31
- F. Excerpts from the United States
Constitution, As Amended A115

Table of Cases T1
Glossary of Legal Terms and
Definitions G1
Index I1