

COURSE OUTLINE		
TERM: Fall 2023	COURSE NO: LAW 110	
INSTRUCTOR:	COURSE TITLE: Legal Analysis	
OFFICE: LOCAL: E-MAIL: @capilanou.ca	SECTION NO(S):	CREDITS: 3.0
OFFICE HOURS:		
COURSE WEBSITE:		

Capilano University acknowledges with respect the Líl'wat7úl (Lil'wat), xʷməθkʷəy̓əm (Musqueam), shíshálh (Sechelt), Sḵw̓x̓wú7mesh (Squamish), and Səlílwətaʔ/Selilwitulh (Tsleil-Waututh) people on whose territories our campuses are located.

COURSE FORMAT

Three hours of class time, plus an additional hour delivered through on-line or other activities for a 15-week semester, which includes two weeks for final exams.

COURSE PREREQUISITES/CO-REQUISITES

None

CALENDAR DESCRIPTION

This course introduces students to basic legal analysis through the study of case law and legislation. Students will learn to identify legal issues and rules, write case briefs, and prepare legal memoranda in which they apply rules to specific fact situations.

REQUIRED TEXTS AND/OR RESOURCES

- Course Pack
- Instructor's supplementary materials

COURSE STUDENT LEARNING OUTCOMES

On successful completion of this course, students will be able to do the following:

- Prepare and produce case briefs to summarize case precedents;
- Communicate legal ideas effectively through writing;
- Distil legal issue(s) from case precedents;
- Recognize legal issue(s) in novel client cases or fact patterns;
- Distil legal rules from case precedents and legislation and apply them to novel client cases or fact patterns;
- Compare and reconcile different case precedents and legislation to understand the current state of the law in a given area;

- Properly cite authorities in-text;
- Prepare and produce IRACs to analyze issue(s);
- Prepare and produce legal memoranda to deliver legal analyses;
- Prepare and produce tables of authorities;
- Discuss a legal problem effectively with others in various group settings.

COURSE CONTENT

WEEKLY COURSE CONTENT	
WEEK	CONTENT
1	Introduction to Legal Analysis - what is legal analysis, branches of government, sources of law, stare decisis, court structure, Constitution, study skill activity (checklists)
2	Case Brief – what is a case brief, parts of a case brief, how to prepare a case brief, short forms
3	Case Brief – process of preparing a case brief, cases on appeal, reverse onus
4	Case Brief – writing tips, formatting, citations
5	Legislation and Statutory Interpretation – relationship between legislation and judge-made case law, statutory interpretation and legislative intent, parts of a statute, jurisdictional differences, common sections or provisions, common legislative “formulas”, lists, amendments
6	Legislation and Statutory Interpretation – central principle for statutory interpretation, entire context, ordinary meaning, technical meaning
7	MIDTERM WEEK – no midterm exam
	IRAC – how case briefing flows into the IRAC, thread of connectivity, parts of the IRAC, importance of the IRAC, multiple IRACs
8	IRAC – parts of the IRAC
9	IRAC – how to prepare an IRAC, formatting, process of preparing an IRAC
10	IRAC and Table of Authorities – making attributions, inserting pinpoints, “cited to” rule, creating a Table of Authorities

WEEKLY COURSE CONTENT	
WEEK	CONTENT
11	Legal Memo – legal analysis process, parts of the legal memo, how the IRAC fits in, how to prepare a legal memo, formatting, process of preparing a legal memo
12	Legal Memo – recurring case precedents, exposure to other styles
13	Legal Memo and Wrap Up – importance and purpose of the case brief, IRAC, legal memo, resources/reference materials covered throughout the course, development beyond the course
14-15	FINAL EXAM PERIOD – no final exam

EVALUATION PROFILE

Assignments	40-50%*
Quizzes	40-50%*
Participation/Professionalism	<u>0-10%**</u>
TOTAL	100%

*No individual assignment or quiz will be worth more than 35% without the approval of the dean.

**The Participation/Professionalism Grade is comprised of a combination of the following:

- Participation in exercises posted online and/or participation in class (it does not count attendance). For any open questions, the participation is expected to be of quality and substance; not a mere yes/no answer, agreement/disagreement without thoughtful and relevant input; and
- Professional behaviour – points may be deducted for a lack of professionalism. Students must demonstrate a professional attitude and behaviour toward work, fellow students, and their instructors. Each student should demonstrate reliability, respect for and co-operation with colleagues. A willingness to work calmly and courteously under difficult conditions as well as a determination to achieve first-class work while meeting deadlines is necessary in the Faculty of Business & Professional Studies. Students should have respect for equipment and systems. Students should display a constructive response to criticism.

GRADING PROFILE

A+ = 90-100	B+ = 77-79	C+ = 67-69	D = 50-59
A = 85-89	B = 73-76	C = 63-66	F = 0-49
A- = 80-84	B- = 70-72	C- = 60-62	

Incomplete Grades

Grades of Incomplete "I" are assigned only in exceptional circumstances when a student requests extra time to complete their coursework. Such agreements are made only at the request of the student, who is responsible to determine from the instructor the outstanding requirements of the course.

Late Assignments

Assignments are due at the beginning of the class on the due date listed. If you anticipate handing in an assignment late, please consult with your instructor beforehand.

Missed Exams/Quizzes/Labs etc.

Make-up exams, quizzes and/or tests are given at the discretion of the instructor. They are generally given only in medical emergencies or severe personal crises. Some missed activities may not be able to be accommodated. Please consult with your instructor.

Attendance

Students are expected to attend all classes and associated activities.

English Usage

Students are expected to proofread all written work for any grammatical, spelling and stylistic errors. Instructors may deduct marks for incorrect grammar and spelling in written assignments.

Electronic Devices

Students may use electronic devices during class for note taking only.

On-line Communication

Outside of the classroom, instructors will (if necessary) communicate with students using either their official Capilano University email or eLearn; please check both regularly. Official communication between Capilano University and students is delivered to students' Capilano University email addresses only.

UNIVERSITY OPERATIONAL DETAILS**Tools for Success**

Many services are available to support student success for Capilano University students. A central navigation point for all services can be found at: <https://www.capilanou.ca/student-services/>

Capilano University Security: download the [CapU Mobile Safety App](#)

Policy Statement (S2009-06)

Capilano University has policies on Academic Appeals (including appeal of final grade), Student Conduct, Academic Integrity, Academic Probation and other educational issues. These and other policies are available on the University website.

Academic Integrity (S2017-05)

Any instance of academic dishonesty or breach of the standards of academic integrity is serious and students will be held accountable for their actions, whether acting alone or in a group. See policy and procedures S2017-05 Academic Integrity for more information: <https://www.capilanou.ca/about-capu/governance/policies/>

Violations of academic integrity, including dishonesty in assignments, examinations, or other academic performances, are prohibited and will be handled in accordance with the Student Academic Integrity Procedures.

Academic dishonesty is any act that breaches one or more of the principles of academic integrity. Acts of academic dishonesty may include but are not limited to the following types:

Cheating: Using or providing unauthorized aids, assistance or materials while preparing or completing assessments, or when completing practical work (in clinical, practicum, or lab settings), including but not limited to the following:

- Copying or attempting to copy the work of another during an assessment;
- Communicating work to another student during an examination;
- Using unauthorized aids, notes, or electronic devices or means during an examination;
- Unauthorized possession of an assessment or answer key; and/or,
- Submitting of a substantially similar assessment by two or more students, except in the case where such submission is specifically authorized by the instructor.

Fraud: Creation or use of falsified documents.

Misuse or misrepresentation of sources: Presenting source material in such a way as to distort its original purpose or implication(s); misattributing words, ideas, etc. to someone other than the original source; misrepresenting or manipulating research findings or data; and/or suppressing aspects of findings or data in order to present conclusions in a light other than the research, taken as a whole, would support.

Plagiarism: Presenting or submitting, as one's own work, the research, words, ideas, artistic imagery, arguments, calculations, illustrations, or diagrams of another person or persons without explicit or accurate citation or credit.

Self-Plagiarism: Submitting one's own work for credit in more than one course without the permission of the instructors, or re-submitting work, in whole or in part, for which credit has already been granted without permission of the instructors.

Prohibited Conduct: The following are examples of other conduct specifically prohibited:

- Taking unauthorized possession of the work of another student (for example, intercepting and removing such work from a photocopier or printer, or collecting the graded work of another student from a stack of papers);
- Falsifying one's own and/or other students' attendance in a course;
- Impersonating or allowing the impersonation of an individual;

- Modifying a graded assessment then submitting it for re-grading; or
- Assisting or attempting to assist another person to commit any breach of academic integrity.

Sexual Violence and Misconduct

All Members of the University Community have the right to work, teach and study in an environment that is free from all forms of sexual violence and misconduct. Policy B401 defines sexual assault as follows:

Sexual assault is any form of sexual contact that occurs without ongoing and freely given consent, including the threat of sexual contact without consent. Sexual assault can be committed by a stranger, someone known to the survivor or an intimate partner.

Safety and security at the University are a priority and any form of sexual violence and misconduct will not be tolerated or condoned. The University expects all Students and Members of the University Community to abide by all laws and University policies, including B.401 Sexual Violence and Misconduct Policy and B.401.1 Sexual Violence and Misconduct Procedure (found on Policy page <https://www.capilanou.ca/about-capu/governance/policies/>)

Emergencies: Students are expected to familiarise themselves with the emergency policies where appropriate and the emergency procedures posted on the wall of the classroom.