COURSE INFORMATION FORM

DISCIPLINE: Paralegal Practice
COURSE TITLE: Torts
CR.HR: 3.0  LECT HR: 3.0  LAB HR: 0.0  CLIN/INTERN HR: 0.0  CLOCK HR: 0.0

CATALOG DESCRIPTION
Introduction to the civil law of torts including negligence, strict liability, intentional torts, battery, false imprisonment, rights to privacy and privilege. Techniques of interviewing witnesses and parties to an action.

PREREQUISITES
PARA 100

EXPECTED STUDENT OUTCOMES IN THE COURSE
Upon completion of this course, the student will be able to:
1. Analyze client fact situations and propose application appropriate tort law.
2. Discuss the concepts of burdens of proof and presumption in law.
3. Explain appropriate remedies for a given wrong to persons or their property.
4. Discuss and understand the ideas of comparative and contributory negligence, as well as joint and several liability.
5. Formulate definitive legal positions to focus the direction of legal research in a specific tort action.

GENERAL EDUCATION OUTCOMES (ESO)
Specify which general education outcomes, if any, are substantially addressed by the course. Numbers in parentheses identify the Expected Student Outcomes linked to the specific General Education Outcome.

Outcomes (ESO)
1. Communication
   B. Reading Skills
      2. Recognize patterns of organization, transitions and relationships among ideas (1,2,4,5)
2. Critical Thinking
   B. Define, analyze, and evaluate information, materials and data
      3. Unambiguously define problems and issues (1,3,5)
3. Lifelong Learning
   C. Attributes of an Awareness of the Convergence of Knowledge
      3. Synthesize information to facilitate application (1,3,4,5)

Revised 8/4/10
PROGRAM-LEVEL OUTCOMES

CAREER AND TECHNICAL EDUCATION PROGRAM OUTCOMES
Specify which Career and Technical program outcomes, if any, are substantially addressed by the course by completing the “Career and Technical Education template” to show the relationship between course and program outcomes to assessment measures.

The student will demonstrate:
1. Knowledge of the role of the paralegal in personal injury or other cases involving tortious activity
2. Possession of a broad knowledge of substantive and procedural law.
3. Knowledge of the basic requirements of a negligence action
4. Knowledge of the difference between a civil and criminal matter and the elements of particular torts, e.g. intentional torts, products liability and premises liability

CLASS-LEVEL ASSESSMENT MEASURES
Student accomplishment of expected student outcomes will be assessed using the following measures. (Identify which measures are used to assess which outcomes.)

1. Quizzes and final exams (1-5)
2. Case studies (1,4)
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Individual instructors may order this outline as fits the needs of their individual courses. In addition, they may place more emphasis on some areas than on others. What is assured is that this particular list is covered in the course. Other topics may be added to a course as the instructor sees fit, and as time and interest allow. An *asterisk can be used to mark an item as optional.

I. Introduction/Overview to Tort Law
   A. What is a Tort?
   B. Purpose of the law of Torts: policy objectives
   C. Historical perspective
   D. Categories of Torts

II. Negligence – defined
   A. Reasonable Person Standard
   B. Unavoidable accidents
   C. Prima Facie Case
   D. Gross negligence

III. Four Elements of Negligence
   A. Reasonable Care
   B. Breach of Duty
   C. Source of Duty
   D. Proximate Cause

IV. Defenses in Negligence
   A. Contributory negligence
   B. Comparative negligence
   C. Last clear change
   D. Assumption of risk
   E. Statutory defense

V. Intentional Torts
   A. What constitutes intent?
   B. Assault and battery
   C. False imprisonment and false arrest
   D. Infliction of emotional distress

VI. Defenses to Intentional Torts
   A. Consent or unavoidable accident
   B. Privilege and immunity
C. Defense of self
D. Necessity

VII. Immunities
A. Defense to tort based on public policy
B. Privilege
C. Intra-family
D. Charitable immunity

VIII. Premises Liability
A. Invitee
B. Licensee
C. Trespasser

IX. Vicarious Liability
A. Imputed negligence
B. Special relationship

X. Strict Liability
A. Elements of Prima Facie case
B. Public Policy
C. Specific applications

XI. Product Liability
A. Origin
B. Essential Elements to Establish Case
C. Theories of Recovery
D. Consumer Product Safety Act

XII. Nuisance
A. Conduct which interferes with use and enjoyment of land
B. Types of nuisances
C. Remedies