Contracts
Sections **D-1** and **D-2**
Richard Neumann

Assignments for —	***1st class***	**D-1:**	Monday, Aug. 25, 4:10 pm
		D-2:	Monday, Aug. 25, 10:10 am
	2d class	**D-1:**	Friday, Aug. 28, 12:40 pm
		D-2:	Wednesday, Aug. 26, 4:10 pm

On the school's assignment webpage, print out and read (1) the syllabus and (2) the notice about which rules supplement to buy. After August 17, go to the copy room in the law school basement and get a copy of the photocopy supplement, which is explained on page 2 of the syllabus. (The syllabus is reprinted inside the supplement, but you can get it faster from the assignment webpage.)

For the ***first class***, read pages 1–22 in the photocopy supplement. Page 1 has the heading "Chapter 1: Deals, Lawyers, and Basic Contract Concepts." (Page 1 isn't the first page. Preceding it are a table of contents and a reprint of the syllabus.) In class, we'll work out how to interpret the contract provisions on pages 13–16. For each *sentence* in those contracts, decide whether it contains —

- a *covenant* — a promise to do or not do something
- *discretionary authority* — the power to do something
- a *declaration* — a statement of fact by both parties
- a *condition* attached to a covenant, discretionary authority, or a declaration
- a *warranty* — a promise by one party to the other that a statement of fact is true
- a *representation* — a statement by one party, relied on by the other party

This is difficult material. Try to understand as best you can before class, but if you find yourself not understanding all of it, don't panic. Class will help, and you'll go over the material again afterward (see the next paragraph).

After the August 25 class, *reread* pages 1–12. When you read them again *after* class, that material will become more understandable. Law school generally works this way. You read before class and don't understand everything. *But things become clearer if you're actively engaged during class — and if you go over the material again afterward.* Learning the material usually takes three efforts — read, then class, then reread.

For the ***second class***, prepare the following —

1. photocopy supplement — pp. 23–32 — in class, we'll do the case on pp. 26–29
2. rules supplement — pp. 1–4(middle), 105–107(top), 131–133(top), 179–181(top)
3. casebook — pp. xxix–xxxiii
4. casebook — p. 1 — do Problem 1 but ignore the *Lucy* case