



BLAW 309: The Legal Environment of International Business

Fall 2021 Syllabus

COURSE INFORMATION

Credit Hours: 3

Course Overview: The Legal Environment of International Business course explores the regulatory framework governing international business transactions. Topics include the law governing the international sale of goods, trade finance, multimodal transportation, import/ export procedures, international dispute resolution, and the role of international organizations in commercial regulation.

Course Catalog: For more information on the business law curriculum at the College of Charleston School of Business, see the course catalogue here: <http://catalog.cofc.edu/>

Program Objectives: For information on the School of Business mission and learning goals, click here: <http://sb.cofc.edu/officeofthedeans/facultyresources/mission.php>

Course Prerequisites: BLAW 205: The Legal Environment of Business or its equivalent.

Course Location and Time: Beatty Center 214; T/R 5:30 pm - 6:45 pm

FACULTY INFORMATION

Professor: Richard L. Kilpatrick, Jr.

Office Location: JC Long Building 311

Office Hours: T/R 4:00 pm - 5:15 pm or by appointment

Phone: (843) 953-3374

Email: kilpatrickrl@cofc.edu

COURSE MATERIALS

Schaffer, Agusti, and Dhooge, INTERNATIONAL BUSINESS LAW AND ITS ENVIRONMENT, Cengage 10th edition

Lecture notes, cases, activities, and other materials posted on Oaks.

INSTRUCTIONAL METHODS/ GRADE CRITERIA

This course will be delivered in person, with some activities conducted online via the Oaks platform. It will utilize lectures, textbook and case readings, activities, and discussion board posts. Live Zoom meetings may also be utilized.

Student grades for the course are determined by performance on 3 online quizzes, 3 case summary presentations with online discussion board posts, and 3 online exams (including the final exam).

Case Summary Discussion Board Posts

The 3 case summary presentations and discussion board posts are cumulatively worth 20% of the final grade. Instructions will be posted on Oaks.

Quizzes

The 3 quizzes are cumulatively worth 20% of the final grade. Quizzes use a combination of multiple choice, matching, or other objective assessment formats.

Exams

The 3 exams are cumulatively worth 60% of the final grade. Exams use a combination of multiple-choice and discussion formats. The final exam is not cumulative—it covers the material from Part III of the course.

Letter Grade Table

A	94% - 100%
A-	90% - 93%
B+	87% - 89%
B	84% - 86%
B-	80% - 83%
C+	77% - 79%
C	74% - 76%
C-	70% - 73%
D	60% - 69%
F	0% - 59%

COURSE POLICIES

Exam Dates

Exams for this course will be administered online on the Oaks platform. Exam dates are listed below in the course outline. Students must take exams on the scheduled date and time. A student who does not take an exam on the scheduled date and time will receive a “zero” for that exam.

Make up exams are not available. The sole exception is an extraordinary and legitimate emergency as determined by the Professor’s sole discretion. In such circumstances, the emergency must be properly documented and the student must inform the Professor immediately and prior to the exam. The circumstances are analyzed on a case-by-case basis by the Professor with possible consultation of the Department Chair or other administrator. Legitimate emergencies **do not** include employment obligations, schedule conflicts, minor illnesses, or other similar circumstances.

Computer and Internet Access

Consistent computer and internet access is required to complete this course. Exams, quizzes, and other assessments will be conducted via the Oaks platform.

Attendance

There is no attendance grade or record for this course.

Extra Credit

There is no extra credit for this course.

CofC Honor Code and Academic Integrity Statement

Lying, cheating, attempted cheating, and plagiarism are violations of our Honor Code that, when identified, are investigated. Each incident will be examined to determine the degree of deception involved.

Incidents where the instructor determines the student's actions are related more to a misunderstanding will be handled by the instructor. A written intervention designed to help prevent the student from repeating the error will be given to the student. The intervention, submitted by form and signed both by the instructor and the student, will be forwarded to the Dean of Students and placed in the student's file.

Cases of suspected academic dishonesty will be reported directly by the instructor and/or others having knowledge of the incident to the Dean of Students. A student found responsible by the Honor Board for academic dishonesty will receive a XF in the course, indicating failure of the course due to academic dishonesty. This grade will appear on the student's transcript for two years after which the student may petition for the X to be expunged. The student may also be placed on disciplinary probation, suspended (temporary removal) or expelled (permanent removal) from the College by the Honor Board.

Students should be aware that unauthorized collaboration--working together without permission-- is a form of cheating. Unless the instructor specifies that students can work together on an assignment, quiz and/or test, no collaboration during the completion of the assignment is permitted. Other forms of cheating include possessing or using an unauthorized study aid (which could include accessing information via a cell phone or computer), copying from others' exams, fabricating data, and giving unauthorized assistance.

Research conducted and/or papers written for other classes cannot be used in whole or in part for any assignment in this class without obtaining prior permission from the instructor.

Students can find the complete Honor Code and all related processes in the Student Handbook at: <http://studentaffairs.cofc.edu/honorsystem/studenthandbook/index.php>

Reasonable Accommodation Statement:

The College of Charleston abides by section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act. If you have a documented disability that may have some impact on your work in this class and for which you may require accommodations, please see an administrator at the Center of Disability Services/SNAP (843) 953-1431.

Syllabus Amendments

The policies and information contained in this syllabus are subject to amendment at the sole discretion of the Professor. Any amendments will be communicated to students during class and/or on Oaks.

TENTATIVE COURSE OUTLINE

Part I: The Legal Environment of International Business

Week 1: August 23 – August 27

Risk in International Business (2-24)

Dayan (9)

In Re Union Carbide Corporation Gas Plant Disaster at Bhopal (13)

Transatlantic Financing Corporation (16)

Gaskin (17)

Bernina Distributors (19)

Week 2: August 30 – September 3

Sources of International Law and the World's Legal Systems (29-41)

The Paquette Habana (33)

Sosa (34)

Campbell (40)

Week 3: September 6 – September 10

Sources of International Law and the World's Legal Systems (41-52)

M. Aslam Khaki (51)

***Quiz 1 (Open September 9-10)**

Week 4: September 13 – September 17

International Dispute Resolution (57-73)

Scherk (61)

Asahi Metal (63)

Elayyan (66)

Fallhove (71)

Week 5: September 20 – September 24

International Dispute Resolution (73-80)

Bremen (73)

Finnish Furs (76)

***Exam 1 (Open September 23 Only)**

Part II: International Sales, Trade Finance, and Transportation

Week 6: September 27 – October 1

International Sales of Goods (86-114)

It's Intoxicating (91)

Solae (99)

Chicago Prime Packers (106)

Tandrin Aviation Holdings (113)

Week 7: October 4 – October 8

International Sales of Goods (120-144)

Banque de Depots (125)

Ample Bright Development (126)

Biddell Brothers (130)

Basse and Selve (132)

Cedar Petrochemicals (140)

Kumar Corp (143)

Week 8: October 11 – October 15

Maritime and Multimodal Transport Law (149-168)

El Al Israel Airlines (151)

Olympic Airways (153)

J. Gerber & Co. (163)

Z.K. Marine (165)

Prima U.S. (167)

Week 9: October 18- October 22 (fall break – no class October 19)

Maritime and Multimodal Transport Law (168-174)

Shaver Transportation Co. (172)

Norfolk Southern v. Kirby (Oaks only)

COSCO Bulk Carrier v Team-Up Owning (M/V Saldanha) (Oaks only)

Osmium Shipping v. Cargill International (Captain Stefanos) (Oaks only)

Eleni Shipping (Oaks only)

Fishman (Oaks only)

Roachbank (Oaks only)

Sky Reefer (Oaks only)

***Quiz 2 (Open October 21-22)**

Week 10: October 25 – October 29

Trade Finance (179-203)

Maurice O'Meara Co. (189)
Courtaulds North America (194)
Sztejn (198)
Semetex Corp. (199)

Week 11: November 1 – November 5

Trade Finance

United Bank (Oaks only)
Banque Paribas (Oaks only)

***Exam 2 (Open November 4 Only)**

Part III: International Trade Law

Week 12: November 8 – November 12

The World Trade Organization (233-254)

Corus Staal (oaks only)
DOT v Public Citizen (oaks only)
Public Citizen v. USTR (oaks only)
International Labor Rights (oaks only)

Week 13: November 15– November 19

Imports, Customs, and Tariffs (308-337)

Otter Products (313)
Carl Zeiss (314)
Better Home Plastics (316)
Ferrostaall Metals (321)
Nissan Motor Mfg Corp (326)
Golden Ship Trading (331)
Kmart (oaks only)

***Quiz 3 (Open November 18-19)**

Week 14: November 22 – November 26 (Thanksgiving – no class November 25)

Trade Remedies (284-303)

Pesquera Mares Australes (292)
Federal Mogual (Oaks only)
Avesta AB (Oaks only)
Suramericana (Oaks only)

Week 15: November 29 – December 3

Export Controls and Trade Sanctions (341-360)

US. v. Mandel (345)

Briggs & Stratton. Corp (352)

US v. Zhi Yong Guo (Oaks only)

US v. Mousavi (357)

Lemesa Investments v. Cynergy Bank Ltd (Oaks only)

Mamancochet Mining Ltd v. Aegis Managing Agency Ltd (Oaks only)

US v. Brodie (Oaks only)

Final Exam Period: December 8 – December 13

The dates for final exams are assigned by CofC. See the following link for the exam schedule:
<https://registrar.cofc.edu/pdf/exam-schedule-fall2021.pdf>

***Final Exam (Open December 10 only)**