

Contracts I
Professor Meyerson
Fall 2013

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FIRST ASSIGNMENT

Assignment 1 UCC or Common Law?; Determining Intent

Read the background to both the UCC & Restatement [pp 373 and 390] in the back of the Packet], UCC §§2-102, 2-105 (1), *BMC Industries, Inc. v. Barth Industries, Inc.*, [p10] and *Lucy v Zehmer* [p 14] and answer the following questions:

After *BMC*,

1) Some contracts fall under the UCC and others are governed by the Common Law. What determines under which set of rules a contract falls?

2) What is a “movable good”?

In *Lucy v Zehmer*

3) Why does the Court find that there is a contract even if the seller was joking?

4) What do you think is meant by the phrase “the Objective Theory of Contracts”?