

PRODUCTS LIABILITY

Professor Korzec
SPRING 2014

AL 512
(410)837-4506
rkorzec@ubalt.edu

OPEN OFFICE HOURS

Monday and Wednesday
5:00 p.m. - 6:00 p.m.
Other times by appointment

Please feel free to stop by or to call to discuss the class or to schedule an appointment.

REQUIRED TEXT

Tim Kaye: Products Liability Law (Carolina Academic Press 2012)

CLASS PARTICIPATION

Regular and punctual attendance is required. You must observe the requirements in the Law School catalog. It is extremely important to prepare carefully for each class session. If you miss class or fail to prepare adequately for class, the next class may employ terms and concepts which you do not understand, compounding the difficulty of understanding the class. Your careful preparation for class, meaningful class participation, and diligent review of the materials is essential.

You may speak in class only when recognized. You may not talk with one another or interrupt the discussion. Please be courteous and respectful of the importance of using our limited class time effectively. Class participation should be thoughtful and polite. Answer all the hypotheticals (problems) in writing. Taping is not permitted.

EXAMS/GRADING

The final examination will be a three hour closed book exam. I reserve the right to consider the quality of your class work in determining the final grades.

ORDER OF ASSIGNMENTS

I. INTRODUCTION TO PRODUCTS LIABILITY LAW

1/13 3-22
1/15 22-38

1/20 NO CLASS – MLK Holiday

II. CAUSES OF ACTION

A. Warranty
1/22 55-68
1/27 68-84

B. Misrepresentation
1/29 85-100
2/3 100-123

C. Negligence
2/5 125-138

D. Strict Liability in Tort

III. TYPES OF PRODUCT DEFECTS

A. Manufacturing Defects
2/10 141-156
2/12 156-174

B. Design Defects
2/17 175-189
2/19 189-208
2/24 208-222

C. Marketing Defects (Failure to Warn)
2/26 223-241
3/3 241-257

	IV. CAUSATION IN FACT	
3/5		261-280
3/10		280-292
	V. ASBESTOS – RELATED CLAIMS	
3/12		293-319
3/17-21	<i>SPRING BREAK</i>	
	VI. A. DEFENSES – VICTIM CONDUCT	
3/24		323-347
	B. Statutes of Limitation and Repose	
3/26		349-366
	C. Contract – Based Defenses	
3/31		367-382
	VII. EXPERT EVIDENCE	
4/2		385-405
	VIII. MASS TORT LITIGATION	
4/7		407-421
4/9		421-442
4/14	NO CLASS	
	IX. PRE-EMPTION	
4/16		467-483
4/21		483-502
	X. DAMAGES	
4/23		505-522
4/28		522-551