

**CLASS NUMBER AND NAME:** LGN351A -- CYBERLAW

**TOTAL CLOCK HOURS/UNITS:** 24 Hours/2 Units

**PREREQUISITES:** Completion or concurrent enrollment in LGN130D Business Law IV

**TEXT AND MATERIALS:** Brian Craig, *Cyberlaw: The Law of the Internet and Information Technology*, 1<sup>st</sup> ed., Prentice Hall, 2013. (ISBN 9780132560870)

**CLASS DESCRIPTION:** The course explores the legal and policy issues associated with the Internet and cyberspace. The course will focus on cases, statutes, regulations, and constitutional provisions that affect people and businesses interacting through computers and the Internet. Topics include intellectual property, e-commerce, online contracts, cybercrimes, torts, and privacy issues.

**CLASS OBJECTIVES:** Upon successful completion of this course, students are expected to:

1. Describe the history and development of the Internet.
2. Discuss jurisdictional issues in cyberspace.
3. Explain the scope of copyright protection for online content and the fair use defense.
4. Describe the purpose and major provisions of the Digital Millennium Copyright Act.
5. Explain the scope of trademark protection for Internet content, software, and other technology related products and services.
6. Explain the scope of patent protection for Internet patents and what is meant by obviousness.
7. Compare and contrast clickwrap agreements and browsewrap agreements
8. Explain the enforceability of e-contracts.
9. Discuss tax-related issues in the online environment.
10. Explain the main federal statutes associated with computer crimes and the penalties associated with cybercrimes.
11. Describe the different tort actions available the online environment, including invasion of privacy.
12. Explain the scope of the First Amendment freedom of speech and the press in the Internet age.
13. Discuss the scope and immunity provision under the Communications Decency Act.
14. Explain the right of privacy in the online environment afforded under the U.S. Constitution, state constitutions, and statutes.
15. Explain the legal and policy issues surrounding privacy with social networking sites, search queries, online advertising, data mining, online privacy policies, and workplace policies.

**REQUIREMENTS:**

This is an approximate schedule and is subject to change at the instructor's discretion. The student is responsible for any missed information and handouts due to absences. Homework includes familiarizing yourself to the Calendar and Syllabus, textbook reading assignments, and study guide homework plus diagrams, flashcards, and practice tests all when appropriate to augment learning. The time spent in preparation for or reflection on course lecture will approximate two hours outside of class for each lecture credit hour utilized by the instructor in delivery of the materials and ¼ hour outside of class for each hour of structured lab time.

**CLASS FORMAT  
OVERVIEW:**

This course combines lecture, class discussion and writing assignments. Guest speakers may lecture from time to time and video/audio materials may also be used.

**CLASSROOM  
ATTENDANCE:**

It is critical to the student's success to attend class every day. The student's presence for the entire hour is an important demonstration of the concept of professional demeanor and shows respect for the class. Therefore, students will only be marked present when they arrive on time and remain for the entire class session. A student must be present for a minimum of 80 percent of the class, or she or he will be asked to leave the class and will receive a failing grade in the class.

**TESTING:**

There are quizzes (25% of the grade) and a final exam (25% of the grade).

**GRADING POLICIES:**

The work submitted to the instructor will be evaluated according to the specified requirements of the assigned work and its accuracy. **No late work will be accepted and no make-up work will be permitted.** Students must work individually and must turn in their own work.

Course grades for each module will be based on the average of the scores received on course assignments, homework, and attendance. No late homework assignments will be accepted by the instructor. The following course outline provides points available and homework policies.

The student's final grade will be determined on a percentage system. Grades are determined as follows:

Written Assignments:	50%
Final Exam:	25%
Quizzes:	25%
Total:	100%

Combined grades from attendance, class participation, quizzes, final exams or written papers, as applicable, will be graded on the following scale:

100-90%	A
89- 80%	B
79- 70%	C
69- 60%	D
Below 60%	F

**FINAL GRADE:** The final grade is a letter grade based upon completing the assignments, total points on assignments, quizzes, and attendance. In order to obtain an A in this class, the student must complete all assignments, have no more than one absence, and receive an average of at least 90 percent on all assignments, quizzes and final.

**ACADEMIC HONESTY:** Students who violate the school's academic honesty policy face severe consequences. Please refer to the college catalog for more information on academic honesty.

#### **ANTICIPATED LEARNING**

**OUTCOMES:** Upon completion of this course, the student will be able to:

1. Describe the history and development of the Internet.
2. Discuss jurisdictional issues in cyberspace.
3. Explain the scope of copyright protection for online content and the fair use defense.
4. Describe the purpose and major provisions of the Digital Millennium Copyright Act.
5. Explain the scope of trademark protection for Internet content, software, and other technology related products and services.
6. Explain the scope of patent protection for Internet patents and what is meant by obviousness.
7. Compare and contrast clickwrap agreements and browsewrap agreements
8. Explain the enforceability of e-contracts.
9. Discuss tax-related issues in the online environment.
10. Explain the main federal statutes associated with computer crimes and the penalties associated with cybercrimes.
11. Describe the different tort actions available the online environment, including invasion of privacy.
12. Explain the scope of the First Amendment freedom of speech and the press in the Internet age.
13. Discuss the scope and immunity provision under the Communications Decency Act.
14. Explain the right of privacy in the online environment afforded under the U.S. Constitution, state constitutions, and statutes.
15. Explain the legal and policy issues surrounding privacy with social networking sites, search queries, online advertising, data mining, online privacy policies, and workplace policies.

**CYBERLAW LGN351A CALENDAR**

<b>WEEK</b>	<b>TOPICS TO BE COVERED</b>	<b>DUE DATES: ASSIGNMENTS</b> <i>All assignments must be in memorandum format unless otherwise noted.</i>
<b>Week 1</b>	<p><b>Topics Covered:</b> Jurisdiction &amp; Venue in Cyberspace Regulating Online Speech</p> <p><b>Reading:</b> Chapter 1 Chapter 9</p> <p><b>Quiz</b> on Lecture and Chapters 1 and 9: One double-sided sheet of notes allowed (no make-up quiz if you are absent for the quiz)</p>	<p><b>Assignment 1:</b> p. 13, Review Questions 3 and 4, Exercise 2</p> <p><b>Assignment 2:</b> p. 179, Review Questions 1-5, Exercise 2</p> <p><b>Due: First Class, Week 2</b></p> <p><b>Quiz: First Class, Week 2</b></p>
<b>Week 2</b>	<p><b>Topics Covered:</b> E-Commerce and Online Contracts</p> <p><b>Reading:</b> Chapter 5</p> <p><b>Quiz</b> on Lecture and Chap. 5: One double-sided sheet of notes allowed (no make-up quiz if you are absent for the quiz)</p>	<p><b>Assignment 3:</b> p. 79, Overstock Case Questions 1-4; pp. 88-89, Exercises 2 and 5</p> <p><b>Due: First Class, Week 3</b></p> <p><b>Quiz: First Class, Week 3</b></p>
<b>Week 3</b>	<p><b>Topics Covered:</b> Tort Law in Cyberspace</p> <p><b>Reading:</b> Chapter 8</p> <p><b>Quiz</b> on Lectures and Chap. 8: One double-sided sheet of notes allowed (no make-up quiz if you are absent for the quiz)</p>	<p><b>Assignment 4:</b> pp. 155-156, Discussion Question 3, Exercises 1, 4</p> <p><b>Due: First Class, Week 4</b></p> <p><b>Quiz: First Class, Week 4</b></p>
<b>Week 4</b>	<p><b>Topics Covered: Cybercrime</b></p> <p><b>Reading:</b> Chapter 7</p> <p><b>Quiz</b> on Lectures and Chap. 7: One double-sided sheet of notes allowed (no make-up quiz if you are absent for the quiz)</p>	<p><b>Assignment 5:</b> p. 118, <i>Warshak</i> Case Questions 1-5; pp. 132-133, Discussion Question 3, Exercise Question 4</p> <p><b>Due: First Class, Week 3</b></p> <p><b>Quiz: First Class, Week 3</b></p>
<b>Week 5</b>	<p><b>Topics Covered: Copyright, Trademark, and Patent Law in the Digital Age</b></p>	<p><b>Assignment 6:</b> p. 26, <i>Grokster</i> Case Question 4; p. 30, <i>iParadims</i></p>

	<p><b>Reading:</b> Chapters 2, 3, and 4</p> <p><b>Quiz</b> on Lectures and Chapters 2, 3, and 4: One double-sided sheet of notes allowed (no make-up quiz if you are absent for the quiz)</p>	<p>Case Question 4; p. 33, Discussion Question 1</p> <p>Assignment 4: p. 41, <i>Hotels.com</i> Case Question 1; p. 68, Exercises 1 and 3</p> <p><b>Due: Last Class, Week 6</b></p>
Week 6	<p>Lecture/Review – Final Exam (open book - open notes)</p> <p>Homework: Review material, prepare notes for final exam</p>	<p><b>Final Exam</b> (25% of grade) <b>Last Class, Week 6</b> <b>Review of Exam: First Class, Week 6</b></p>

**NOTE: Assignments will not be accepted late. In a law office, deadlines are critical and non-negotiable. This class abides by the same rules. Also note that attendance is part of your grade (please see the attendance policy in class syllabus).**

*The instructor reserves the right to reconfigure the above with prior notice to the class.  
The class objectives will be met regardless of deviation from this outline.*

**This is an approximate schedule and is subject to change at the instructor’s discretion. The student is responsible for any missed information and handouts due to absences. Homework includes familiarizing yourself to the Calendar and Syllabus, textbook reading assignments, and study guide homework plus diagrams, flashcards, and practice tests all when appropriate to augment learning. The time spent in preparation for or reflection on course lecture will approximate two hours outside of class for each lecture credit hour utilized by the instructor in delivery of the materials and ¼ hour outside of class for each hour of structured lab time.**