

**AMERICAN UNIVERSITY OF CENTRAL ASIA
DEPARTMENT OF INTERNATIONAL AND BUSINESS LAW**

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**LAW AND ECONOMICS (LAW/BA 416; 4286) (LLM/MBA 502; 4066)
FALL 2022 – 3 Credits**

- **Instructors:** Dr. Nurgul Tilenbaeva, Ph.D.
Prof. Nicholas Mazik, LL.M., Doctor of Jurisprudence
Class Hours: Saturdays 13:00 – 16:30 [Nov. 12, 19, 26; Dec. 3]
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- **Office Hours:** By appointment

COURSE DESCRIPTION AND OBJECTIVES

The law shapes the economy, and the economy shapes the law. This course will examine how legal decisions and regulations affect the economy. This course will also examine how laws can be economically efficient or inefficient in implementation. During the course students will learn about the history of economics from a Western and Eastern perspective, including such events as the First and Second Industrial Revolutions and globalization. The course will take both a practical and theoretical examination of such topics as property torts and criminal law, and the economic implications thereof. Class will be a mix of lecture, case and topic discussion.

COURSE OBJECTIVES

The objective of this course is to provide students with a basic understanding of economics and its implication to legal systems and legal decisions. Students completing this course will have an understanding of the principal areas of law as applied to economics, including how law and economic decisions converge and diverge around the world.

PROGRAM AND COURSE LEARNING OUTCOMES**PROGRAM LEARNING OUTCOMES**

Graduates of the Law Program should have the following competencies:

1. carry out professional activities in good faith on the basis of developed legal consciousness, legal thinking, and legal culture and with observation of ethical principles of the legal profession;
2. apply professional judgment, perform quality legal analysis, conduct legal research, and solve legal problems;

3. be able to speak and write in an argumentative, logical, and clear way in the legal context, have skills necessary to draft legal documents, be fluent in the English language at the level of professional communication;
4. draft normative legal acts and carry out their legal expertise in the field of professional activity;
5. interpret and apply substantive and procedural norms, provide qualified legal opinions and consultations in concrete types of legal activity;
6. demonstrate leadership qualities, active citizenship, take and develop initiatives aimed at promotion of civil society and welfare state;
7. understand the essence and significance of information in the development of modern society and law, master the basic methods of working with information and information technologies in the professional sphere.

COURSE LEARNING OUTCOMES

Please, list your course learning outcomes and indicate which learning outcomes of the Law Program they help achieve. Each course should have 5-6 learning outcomes.

Upon successful completion of the course students will be able to:	Law Program Learning Outcomes
Comprehend and apply the basic foundations of law to economic theory.	1, 2
Understand how legal decisions operate, not in a vacuum, but in the larger context of society with effects upon people, governments and the economy.	1, 5
Create logical arguments for public policy decisions that will benefit society in an efficient manner.	2, 3
Differentiate between different theories of economic incentives in public policy decisions.	5
Understand the ethical results of legal and public policy decisions.	1, 6

AUCA COVID-19 POLICIES

1. Safety measures during offline classes at AUCA facilities: Masks are always required throughout the entire offline class meetings. Face coverings are required for all students and faculty while in class, no matter the size of the space.

- Instructors have the right to deny a student entry into the classroom if the student is not wearing a mask. Masks must remain in place throughout the class. Any student who removes the mandatory face covering during class will be required to leave the classroom immediately.

2. Attendance Policy

Do not attend your in-person class if you have COVID-19, if you are experiencing symptoms consistent with COVID-19, if you have been in close contact with others who have symptoms, if you need to care for an individual with COVID-19 or have other health concerns related to COVID-19.

- You should be aware of each of your course's attendance policies. In case of illness, you should contact the course instructor immediately to discuss options for completing course work while ill.
- Notify the Instructor in advance of the absence or inability to participate, if possible.
- Participate in class activities online and submit assignments electronically, to the extent possible.
- Reach out to the Instructor if illness will require late submission or other modifications to deadlines.
- If remaining in a class and fulfilling the necessary requirements becomes impossible due to illness, contact the Instructor to discuss other options.

3. Potential for Reversion to Fully Online Instruction

Changing public health circumstances for COVID-19 may cause this course to move to fully online instruction at some point during the semester. Instructor will communicate with students about moving to fully online instruction if the situation develops.

COURSE REQUIREMENTS AND POLICIES

1. Class will meet for five discussions, as detailed above. Class sessions are a mixture of class discussion based on the reading assignments, lecture and interactive student-focused activities (group work, case-study analysis, etc.). Students are expected to come to classes prepared and ready to discuss the assigned materials. Students will be called on at random to discuss the assigned materials, case or hypothetical, or to perform any other tasks in furtherance of the course objectives.

2. Class participation includes participation in class that shows the student's preparation for class through either the use of and/or reference to the materials assignment that the student was assigned to read or to prepare prior to class. Class participation also includes presentations as noted in the syllabus.

3. Class attendance is required, if not excused under AUCA policy. For each unexcused absence exceeding (1) class, students will receive a 5% deduction from the attendance and participation grade (up to -20%). Students who are not in Bishkek may join online.

4. Students will be on time for every class. Students regularly arriving late to any class will be marked as "absent" for that class period. For each student absence exceeding two (1) classes will receive a 5% deduction from the attendance and participation grade (up to -20%).

5. Students will submit all written assignments and homework, if any on the “due date”. The grade for late submissions will be deducted 10% for each day the assignment is late. After ten (10) days, students will be given a grade of “zero” (0) for the assignment.

6. The use of cell phones (talking, texting, etc.) during class is strictly prohibited. Students violating this policy will be given one (1) warning. A second violation of this policy will result in the student being counted absent for the class.

7. The use of any other electronic devices during class for any purpose not related to the furtherance of the class objectives is strictly prohibited. Students violating this policy will be given one (1) warning. A second violation of this policy will result in the student being counted absent for the class.

8. Students are expected to follow the AUCA ACADEMIC HONESTY code. All types of plagiarism, cheating, or unauthorized group work are strictly prohibited. If a student fails to observe this requirement, the instructor may assign an “F” for the work or an “F” for the whole class, depending on the type of assignment and relevant circumstances. Students are expected to read and follow the section on the Student Academic Dishonesty of the AUCA Code of Student Rights, Responsibilities and Conduct.

9. This syllabus is subject to change. Any changes to the syllabus will be announced in class and the updated version of the written syllabus may be found on the “e-course”. It is each student’s responsibility to stay informed of any changes made.

GRADING POLICY

The final course grade will be determined based on the following components:

Class attendance and participation	20%
Quiz	20%
Writing Assignment	20%
Final Exam	40%
<u>TOTAL</u>	<u>100%</u>

GRADING CRITERIA

A 94-100%	B- 80-83%	D+ 67-69%
A- 90-93%	C+ 77-79%	D 64-66%

B+ 87-89%

C 74-76%

D- 60-63%

B 84-86%

C- 70-73%

Failing Grade: below 60%

UNDERSTANDING THE COURSE SYLLABUS

Below is an outline of the course content. Each class session identifies the general topic to be discussed during that meeting. Required readings and homework will be posted on the "e-course" at least one week prior to class. The "e-course" may also identify "supplemental" readings that, while not required to be read, may be helpful in better understanding a particular topic or may provide a different perspective not discussed in class.

Required readings and homework, if any, are to be completed before the beginning of each class meeting (not after). Each session's lecture and discussion will be based on these materials. In order to understand the day's topic and be better prepared for discussion of the same, you will need to have read the assigned materials and completed the homework assignments.

COURSE CONTENT

Class	Course Topics
1	Introduction to Economic Principles <i>Homework:</i> <i>Read Pages 1-10 in Law and Economics;</i> <i>Read Pages 1-15 in Law's Order (Friedman)</i>
2	Introduction to Law and Economics Economic Theory of Torts <i>Homework:</i> <i>Read pages 187-199 in Law and Economics;</i> <i>Optional Reading: 199-227 in Law and Economics</i> Economic Theory of Crime and Punishment <i>Homework:</i> <i>Read pages: 454-467 in Law and Economics;</i> <i>Read Pages: 467-484 in Law and Economics</i>
3	Economic Theory of Property Discuss individual meetings for writing assignment In Class Quiz/Test <i>Homework:</i> <i>Read pages 338-343, in International Business Transactions</i> <i>Read pages: bottom of p 102 to middle of p 106; 139-142, bottom of</i>

	<p><i>p 146 to top of p 150 in Law and Economics</i></p> <p>Study for the quiz in todays class: Topics covered in <i>Economic Principles, Tort and Criminal law</i></p>
4	<p>Review for examination: In-class exercises, class discussion of take-home writing assignment</p> <p><i>Homework</i></p> <p>Come prepared with questions or topics you wish to review</p> <p>Final Exam in the second half of class – Closed book.</p>

IMPORTANT DATES

November 26, 2022: In-Class Quiz

December 3, 2022: Final Examination (In-Class)

COURSE MATERIALS

All class materials will be distributed in class or via the e-course. The primary textbook is: Robert Cooter & Thomas Ulen, *Law & Economics*, 6th Ed. (2012). Additional book readings, articles and videos will also periodically be assigned and will be placed on the e-course at least one week prior to being discussed in class.