AGRICULTURAL LAW
ARE 306-601 Fall 2004

INSTRUCTOR: Ted Feitshans 919-515-5195 (3340 Nelson Hall)
e-mail: ted_feitshans@ncsu.edu
CLASS: Internet through Distance Education
OFFICE HOURS: Students are encouraged to contact the instructor by e-mail.
Appointments are available upon request.
WEB SITE: http://www.ncsu.edu/project/are306/

WHAT THE COURSE COVERS:

We will study current federal, North Carolina, and other law and regulation as well as the
common law foundations of the legal system as related to agriculture. The course covers basic
legal issues that students are likely to face in a wide variety of careers including agribusiness,
farming and horticulture, agricultural science, forestry and others. The course emphasizes the
economic environment that has given rise to current laws and regulations. Substantive legal
emphasis will be on laws having the greatest relevance in North Carolina, including torts,
nuisance, contracts, real property, estate planning and insurance.

COURSE OBJECTIVES:

1. Students will learn to recognize legal issues in their professional and personal lives that
   may require the attention of legal counsel.

2. Students will learn the fundamental concepts of key substantive areas of agricultural law.

3. Students will recognize the spectrum of regulatory techniques applied to agriculture and
   understand the limitations that are inherent in the various approaches.

4. Students will gain some familiarity with the legal system of the United States.

TEXTS, ASSIGNMENTS, TESTS AND GRADES

Highly recommended: Coursepack (Available through the Sir Speedy on Hillsborough Street.
(Contact and order information at: <http://www.sirspeedy.com/Center/ZipSearchResults.asp>.)
Most of the required class readings are included in the coursepack (except for copyrighted
material that may be found on electronic reserve).

Required readings are listed in the course schedule. You are expected to complete
readings prior to the date for which the reading is listed. Statutes may be found through free
sources on the web. Cases (edited for the class) may be found on the web site. Other readings
are available through electronic reserve at the library web site.
Assignments:

1. Case analyses: Students will write a brief case analysis for all cases assigned for analysis, except for the first. (Some cases are assigned for reading only, as indicated in the schedule.) An example analysis for the first case will be provided. Case analyses are due on the day the case analysis is listed as due in the schedule. Case analyses will be graded based upon the understanding and effort reflected in the analysis. Each analysis counts 5 points. There are 100 points available from case analyses. All case analyses must be submitted through WebCT.

2. Final project: Each student shall identify an individual employed in a field in which he/she would like to seek employment after graduation. The student shall interview this person about their work. The interview shall focus on how the areas of law that we have studied (as well as other areas of law) affect the interviewee's work. To facilitate preparation of the paper, the student should take written notes during the interview. Project papers must be typed. The paper shall be no less than 10 typed, double-spaced pages, in type neither larger than 12 point nor smaller than 10 point. The name, business address, telephone number, and e-mail address (if it exists) shall be included in the paper so that the instructor may contact the interviewee. Interviews with close relatives are unacceptable (any doubts about the acceptability of the potential interviewee shall be resolved by consulting the instructor). Choice of interviewee is due on Thursday, September 30. Project papers are due on Tuesday, November 30. Students are encouraged to submit rough drafts for my review sufficiently (at least two weeks) in advance of the due date to give me the opportunity to review them. The final project is worth 80 points. Final projects may be submitted electronically. Pdf format is recommended; however, any format that the instructor can read is acceptable.

3. Quizzes: There will be 8 quizzes given through WebCT. (10 points each, 80 total points available.) Quizzes are to be completed independently and are not to be discussed with other students.

4. Class Discussion/Participation: Students are expected to participate in class discussions through the web forum and through the listserv. Student participation is expected to advance the discussion of each unit in a meaningful way.

Students are free to discuss written assignments, but each student must write the assignments individually. I reserve the right to add homework assignments.

5. Examinations

There will be two 75-minute exams and a comprehensive final exam. Each exam has a value of 80 points. The final exam is worth 155 points. One 3x5 card of notes may be used on exams; no other materials may be used. The first exam is scheduled for Thursday, September 23 at 3:00 p.m. The second exam is scheduled for Thursday, October 28 at 3:00 p.m. The final exam will be given on Monday, December 6 at 1:00 p.m. Students will have 75 minute for each exam, and 3 hours for the final exam. Examinations are given at the McKimmon Center in Raleigh. Students are expected to call Karen Potter at (919) 515-2265 (fax: (919) 515-4690; e-mail: karen_potter@ncsu.edu) to determine the exact location and obtain any instructions. Students located outside of driving distance to the McKimmon Center are expected to make arrangements.
for exam proctoring with the instructor. These arrangements must be made at the beginning of the semester. **No final exams will be given early, except in the event of a conflict as defined in university regulations.**

**Grading Summary**

**Points assigned**

**Assignments:**
- Case analyses: 100
- Quizzes: 80
- Final project: 80
- Exams: 160
- Final Exam: 155

**TOTAL** 575

Final grades: Feedback on student performance will be given after each of the two scheduled exams. Plus/minus course grades will be given on the following basis, (where $x$ is the percentage of total points earned):

<table>
<thead>
<tr>
<th>Letter Grade</th>
<th>Percentage of total points</th>
</tr>
</thead>
<tbody>
<tr>
<td>A+</td>
<td>$x \geq 97%$, plus exceptional class and/or online participation, awarded at the sole discretion of the instructor.</td>
</tr>
<tr>
<td>A</td>
<td>$93% \leq x &lt; 97%$</td>
</tr>
<tr>
<td>A-</td>
<td>$90% \leq x &lt; 93%$</td>
</tr>
<tr>
<td>B+</td>
<td>$87% \leq x &lt; 90%$</td>
</tr>
<tr>
<td>B</td>
<td>$83% \leq x &lt; 87%$</td>
</tr>
<tr>
<td>B-</td>
<td>$80% \leq x &lt; 83%$</td>
</tr>
<tr>
<td>C+</td>
<td>$77% \leq x &lt; 80%$</td>
</tr>
<tr>
<td>C</td>
<td>$73% \leq x &lt; 77%$</td>
</tr>
<tr>
<td>C-</td>
<td>$70% \leq x &lt; 73%$</td>
</tr>
<tr>
<td>D+</td>
<td>$67% \leq x &lt; 70%$</td>
</tr>
<tr>
<td>D</td>
<td>$63% \leq x &lt; 67%$</td>
</tr>
<tr>
<td>D-</td>
<td>$60% \leq x &lt; 63%$</td>
</tr>
<tr>
<td>F</td>
<td>$x &lt; 60%$</td>
</tr>
</tbody>
</table>

Preparation time: 6 - 10 hours per week.

**Late and make up policy:** Case analyses are due for online students by midnight of the date assigned. No case analyses or quizzes will be accepted after the WebCT submission window closes.
The Final Project is due on the date assigned. No Final Project will be accepted late (except for verified emergencies). Make-ups for examinations will be given only in the event of verified emergencies. Students who need flexibility on scheduled exam dates must discuss this with Karen Potter and the instructor at the beginning of the semester.

Students who add the class after the first day of classes are responsible for all missed work (to be completed within 72 hours of adding the class).

See http://www.ncsu.edu/policies/academic_affairs/pols_regs/REG205.00.4.php for the university policy on excused absences. Since this is an internet course, students are expected to complete assignments in advance of anticipated absences. Students who experience serious disruptions in their ability to complete assigned work are encouraged to discuss their options with the instructor at the earliest possible time.

A STUDENT’S DUTY:

1. To read and understand the schedule, this policy statement, and all other administrative materials relevant to this class.
2. To read assignments before due and participate in all forum discussions.
3. To notify the instructor promptly of any situations likely to affect the student’s performance in the class.
4. To assist in keeping the classroom neat and orderly by placing all trash in waste cans and following all posted room regulations. If permitted under posted room regulations, consumption of beverages and food are permitted. Any spills are to be promptly and fully cleaned up.
5. To understand the responsibilities placed upon students under the Code of Student Conduct. See: http://www2.ncsu.edu/prr/student_services/student_conduct/POL445.00.1.htm In particular, students are on their honor to avoid discussion of tests and test content prior to the return of the tests to the class.

Students with Disabilities
Students with disabilities should provide the instructor with their accommodation letter as soon as possible. Students with disabilities who do not have an accommodation letter should contact the office of Disability Services for Students (DSS) at 919.515.7653 (voice) or 919.515.8830 (tty). DSS is located at 1900 Student Health Center on the corner of Cates Avenue and Dan Allen Drive. Their web site is at: http://www.ncsu.edu/equal_op/dss/. Reasonable accommodations will be provided to students with disabilities based upon the accommodation letters provided.

Adverse Weather Policy
In the event that the University determines to operate under the adverse weather or other emergency policy, assignments, including examinations, shall be shifted to the next day upon which such conditions are not applicable. See: http://www.ncsu.edu/policies/campus_environ/health_safety_welfare/POL04.20.1.php

Academic integrity: Students are expected to read, understand, and follow the North Carolina State University Code of Student Conduct (Honor Code). Students are encouraged to discuss assignments with other members of the class; however, each student
must write his/her own assignments. All work shall be one's own. Any student who becomes aware of a violation of the Honor Code is bound by duty and honor to report the violation to the instructor.

© 2004 Theodore A. Feitshans