

**INTRODUCTION TO LEGAL STUDIES: MAKE-UP TAKE-HOME TEST (First
midterm)**

This make-up test is meant to help you improve the grade you got in the first midterm. If you missed the midterm, you need to do this test. **This test is a take-home test for you to do on March 22 (at home, or computer lab, or library). We will not meet in class that day.** **Submission:** You need to hand in this evaluation personally on March 29, 2018 at 7 pm IN CLASS. There are no other submission dates or places. That day we will analyze the cases in class.

Follow the format that appears at the end of this test. Make sure that you don't make up or infer facts from the case. If there is not enough information about a fact in the case, say so. You are not permitted to consult with anyone about the case or its analysis. You should be able to do very well on this test without doing any outside research.

1. Criminal Law

Julian wanted to kill Alejandro, because he owes him money. So, Julian put a bomb in Alejandro's house, which would explode at night. He knew that Angeles, his wife, would be home with him. Julian also knew that Alejandro's next-door neighbour might or might not be home. If he were, the bomb would also kill the neighbour. Julian only wanted to kill Alejandro. He prayed the bomb would not kill Angeles and the neighbour. When the bomb went off, it killed Alejandro, his wife, and his neighbour. Homicide is defined as "intentionally or knowingly causing death to another human being."

2. Torts law

Lightning struck a Sudbury firearms warehouse (owned, managed, and operated by John Smith), causing an explosion. A family of three who lived nearby was killed. The warehouse complied with all regulations. An investigation found no negligence on the part of the warehouse owner

3. Torts Law

Laura heard that the Sheraton Hotel was hosting a convention. She didn't want to pay the entrance fee but still wanted to attend. So, she dressed up as a hotel employee and snuck into the convention. While she was walking around the convention room she fell when she tripped on an orange extension cord that was lying on the floor. A hotel employee had carelessly forgotten to tape the cord; which is the custom at all conventions. This caused Laura to fall, resulting in a broken knee. She suffered incurred significant medical expenses and loss of income.

Format: You must use the following format for the Criminal Law case:

- a. Relevant facts
- b. Rule (state the rule)
- c. Analysis of the rule
 - a. Voluntary act
 - b. Causation
 - c. Social harm
 - d. Mens rea
- b. Fact pattern
 - a. Voluntary act
 - b. Causation
 - c. Social harm
 - d. Mens rea
- d. Conclusion (concurrence between elements in the rule and the fact pattern)

Name:

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Format: You must use the following format for the torts case:

- Relevant facts:
- Rule (state the rule):
- Analysis of the rule
 - Mental state
 - Conduct (act)
 - Damages
- Fact pattern
 - Mental state
 - Conduct (act)
 - Damages
- Conclusion (concurrence between elements in the rule and the fact pattern)