

**INTRODUCTION TO LEGAL STUDIES: 2<sup>ND</sup> MIDTERM TAKE-HOME TEST**

This make-up test is meant to help you improve the grade you got in the midterm. If you missed the midterm, you need to do this test. **This is a test to do at home (or computer lab, or library) on March 22. We will not meet in class that day. Submission:** You need to hand in this evaluation personally on March 27, 2018 at 1 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. Laura purchases a painting by Marisa, a local artist. She displays it at home. She also takes take a digital photograph of her bedroom wall where the picture is hanging. She uploads the picture to her Facebook profile for her friends to see. She posts the following next to the picture "Look at this awesome painting I just bought!". Analyze if there is any copyright infringement.
2. Alex dictates a theatre play to his brother, Flavio, who as a favor to Alex takes the play down in shorthand and writes it on a word processor. Flavio corrects obvious grammatical errors and eliminates all the "Ah"s and "Um"s but otherwise transcribes Alex's spoken words verbatim. Flavio sends the play to a theater company alleging he is the author. The company pays Flavio \$1,000,000 for the rights to the play. Alex files a copyright infringement. Evaluate the legal issues in this case
3. Joey and Pacey are both Algoma University students. Joey persists in asking Pacey out to dinner, even though she turns him down each and every time he requests a date. She has told him several times to stop asking. Analyze whether there is sexual harassment and if so what type/s.

Name:

Course number: JURI 1107 A Prof.: Dr. Julian Hermida

Format: You must use the following format for all cases:

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