

AEB 4085
Section: 5233

**AGRICULTURAL RISK MANAGEMENT
AND
THE LAW**

Instructor:

Professor Michael T. Olexa

Semester:

Fall 2016





Course Syllabus

FALL 2016

TUESDAY	2 ND AND 3 RD PERIODS	8:30AM - 10:25AM
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THURSDAY	3 RD PERIOD	9:35AM - 10:25AM
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ROOM G108 McCARTY HALL B

TUESDAY

2ND AND 3RD PERIODS

8:30AM - 10:25AM

THURSDAY

3RD PERIOD

9:35AM - 10:25AM

ROOM G108 McCARTY HALL B

Instructor: Office	Dr. Michael T. Olexa McCarty Hall B, Room 2126	Note:	Office hours also scheduled at the UF Levin College of Law on Tuesdays from 3:30 PM - 4:30 PM Room: TBA
Phone: Office Hours: email:	352-294-7693 Tuesdays from 2:00 PM - 3:00 PM olexa@ufl.edu		

Text Professor Olexa's text available at Target Copy: [1412 West University Avenue: 376-3826 and 3422 SW Archer Road: 372-1171]. *Handout materials will also be made available at the beginning of each class period.*

Course Objectives

1. Develop an understanding of the basic concepts of common and statutory law.
2. Identify and address current legal issues of importance at the personal and professional level.
3. Develop an understanding of risk.
4. Develop solutions for managing risk.
5. Interrelate the concepts of risk management and law in limiting exposure to legal liability.

Attendance

Attendance is important. The student's success in this class will be dependent upon their participation and the amount and quality of effort expended. Students will be held responsible for material covered in class. Absences can be costly. **Roll will be taken.** As a courtesy to fellow students and the instructor, students are expected to arrive on time. If the student cannot arrive on time because of extenuating circumstance, the student is strongly encouraged to notify the instructor during the first week of class. Accommodations will be made for the student. Students engaged in officially sanctioned University of Florida activities are encouraged to provide this information to the instructor during the first week of classes.

Students are allowed two unexcused class absences. This policy does not apply when guest lecturers are scheduled. Students with more than two unexcused class absences will be penalized 5% of the final grade. Students with more than one late arrival will be penalized 2% of the final grade. Attendance and on-time arrival will account for 5% of the final grade.

Lids Down/Text Messaging and Cell Phone Policy

Laptops are not permitted to be used in class. Text messaging, cell phones and other forms of cyber communication are not to be used in class and must be turned off prior to class and during exams. **TEXT MESSAGING WILL NOT BE ALLOWED IN CLASS! TEXT MESSAGING IN CLASS WILL COUNT AS AN UNEXCUSED ABSENCE.**

Exams

There are no make-up exams.

Make-up exams may be allowed if documentation regarding the missed exam is provided to the instructor. Students are encouraged to inform the instructor of an absence before the exam. Documentation may be provided later. A make-up date and location will be scheduled as soon as possible.

Exam 1 September 22
Exam 2 October 27
Exam 3 December 6

Assignments

There are five (5) written assignments each worth 1.5% of the student's grade. Assignments are graded as Pass/Fail. Assignments are to be turned in following class discussions on the date they are due. Assignments are to consist of a full page of typed text - **double-spaced/12point font with 1-inch margins**. If a full page is not submitted, the student will be penalized 1% of the assignment. Late assignments will be penalized 1%.

Final Grade

The final grade will be calculated as follows:

Grading

Exam 1	29.1%
Exam 2	29.1%
Exam 3	29.3%
Assignments	7.5%
Attendance, On Time Arrival	5.0%

To assist you in maintaining your own records, a record-keeping form has been included at the end of this course material packet.

Grading Scale

92 - 100	A
88 - 91.99	A-
85 - 87.99	B+
82 - 84.99	B
78 - 81.99	B-
75 - 77.99	C+
72 - 74.99	C
68 - 71.99	C-
65 - 67.99	D+
62 - 64.99	D
60 - 61.99	D-
Less than 60	E

Extra Credit No individual student will be given the opportunity to earn extra credit or bonus points unless the opportunity is extended to all students.

Academic Honesty

Each of you signed an agreement to adhere to the academic honesty guidelines when you were admitted to the University of Florida. To refresh your recollection, a copy of UF guidelines is attached with an accompanying form for your signature.

Disability Clause

Students requesting classroom accommodations must first register with the UF Disability Resource Center (www.DSO.UFL.EDU/DRC/) 352-392-8565. The DRC will provide documentation to the student who must then provide the DRC documentation to the instructor requesting special accommodations.

Online Course Evaluation: <https://evaluations.ufl.edu> are open during the last two or three weeks of the semester. Times are provided. Results are available: <https://evaluations.ufl.edu/results/> Students are encouraged to provide feedback on the quality of instruction.

The Commitment to Academic Honesty

"On my honor, I have neither given nor received unauthorized aid in doing this assignment."

Acts of Academic Dishonesty

I. **Cheating:**

The improper taking or tendering of any information or material which shall be used to determine academic credit. Taking of information includes, but is not limited to, copying graded homework assignments from another student; working together with another individual(s) on a take-home test or homework when not specifically permitted by the teacher; looking or attempting to look at another student's paper during an examination; looking or attempting to look at text or notes during an examination when not permitted. Tendering of information includes, but is not limited to, giving your homework to another student to be used or copied; giving someone answers to exam questions either when the exam is being given or after taking an exam; giving or selling a term paper or other written materials to another student; sharing information on a graded assignment.

II. **Plagiarism:**

The attempt to represent the work of another as the product of one's own thought, whether the other's work is published or unpublished, or simply the work of a fellow student. Plagiarism includes, but is not limited to, quoting oral or written materials without citation on an exam, term paper, homework, other written materials or oral presentations for an academic requirement; submitting a paper which was purchased from a term paper service as your own work; submitting anyone else's paper as your own work.

III. **Bribery:**

The offering, giving, receiving or soliciting of any materials, items or services of value to gain academic advantage for yourself or another.

IV. **Misrepresentation:**

Any act or omission with intent to deceive a teacher for academic advantage. Misrepresentation includes using computer programs generated by another and handing it in as your own work unless expressly allowed by the teacher; lying to a teacher to increase your grade; lying or misrepresenting facts when confronted with an allegation of academic dishonesty.

V. **Conspiracy:**

The planning or acting with one or more persons to commit any form of academic dishonesty to gain academic advantage for yourself or another.

VI. **Fabrication:**

The use of invented or fabricated information, or the falsification of research or other findings with the intent to deceive for academic or professional advantage.

Counseling Related to Personal Issues

The University and Gainesville Community offer a number of personal counseling services for students at the University of Florida. Contact the appropriate agency listed below.

- **Alachua County Crisis Center** 264-6789
www.alachuacounty.us/depts/css/crisis/
 Crisis Line phone counseling is available 24/7
 218 SE 24th Street, Gainesville, FL 32641

National Suicide Hotline & Veterans Crisis Line 1-800-273-8255

- **Career Resource Center** 392-1601
www.crc.ufl.edu
 1st Floor, Reitz Union, Box 118507

- **Corner Drug Store**
www.cdsfl.org
 1300 NW 6th Street, Gainesville FL 32601

(Gainesville) Counseling/Prevention 244-0628
 (Gainesville) Youth Talk Counseling/Prevention 244-0666

- **International Center** 392-5323
www.ufic.ufl.edu
 Assistance is provided for International students at the University.
 HUB, Room 170

- **The Dean of Students Office, formerly Office for Student Services** 392-1261
www.dso.ufl.edu
 A staff member is available to assist students.
 Peabody Hall, Room 202 Box 114075

- **Student Health Care Center**
EMERGENCY HEALTH/CRISIS INFORMATION 392- 1161
 Alcohol & other drug problems. A counselor is available to assist students to work through personal problems.
<http://shcc.ufl.edu>

Locations:

Main Clinic: Infirmary Building (located on Fletcher Drive next to the Florida Gym 392-1161
SHCC@Shands: Dental Towers/ 2nd Floor, Room D2-49 392-0627
SHCC@CorryVillage: Corry Village Housing Complex, Building 278, Apartment12 392-6081

- **UF Counseling Center** 392-1575
 Counseling & Wellness Center
www.counsel.ufl.edu/cwc
 A counselor is available to assist students to work through personal issues.
 3190 Radio Road/Campus / Monday - Thursday: 8:00 AM - 7:00 PM, Friday: 8:00 AM - 5:00 PM

- **The Disability Resource Center** 392-8565
www.dso.ufl.edu/drc/
 Reid Hall, Room 0002
 Monday - Friday: 8:00 AM - 5:00 PM

- **Malcolm Randall VA Medical Center** 376-1611
 1601 SW Archer Road, Gainesville, FL 32608

Updated Summer 2016

SECTION 5233

Name: _____

Local Address: _____

City	State	Zip
_____	_____	_____

email: () _____

Major: _____

Career Objectives: _____

Hometown/Country: _____

I have read and understand the provisions of the course syllabus and agree to abide by those provisions, including the University of Florida's honor code.

Academic Honesty

As a result of completing the registration form at the University of Florida, every student has signed the following statement: "On my honor, I have neither given nor received unauthorized aid in doing this assignment."

Software Use

All faculty, staff and students of the University are required and expected to obey the laws and legal agreements governing software use. Failure to do so can lead to monetary damages and/or criminal penalties for the individual violator. Because such violations are also against University policies and rules, disciplinary action will be taken as appropriate.

We, the members of the University of Florida, pledge to hold ourselves and our peers to the highest standards of honesty and integrity.

Name printed

Name signed

Date

Michael T. Olexa, Ph.D., J.D.
olexa@ufl.edu
352-294-7693

TUESDAY

2ND AND 3RD PERIODS

8:30 AM - 10:25 AM

THURSDAY

3RD PERIOD

9:35 AM - 10:25 AM

Date	Topic
August 23	Orientation
August 25	Law & The Legal System
August 30	Law & The Legal System continued
September 1	Assignment #1 Due: Case Study - Law & The Legal System Tort Law
September 6	Tort Law continued
September 8	Tort Law continued
September 13	Assignment #2 Due: Case Study - Torts
September 15	Negligence
September 20	Negligence continued
September 22	Exam 1
September 27	Negligence/Strict Liability
September 29	Negligence Case Studies
October 4	Assignment #3 Due: Case Study - Negligence Criminal Law
October 6	Class Cancelled: Tentative. More information to follow
October 11	Criminal Law continued
October 13	Assignment #4 Due: Case Study - Criminal Law Product Liability

Date	Topic
October 18	Product Liability continued
October 20	Product Liability continued
October 25	Vicarious Liability & Sovereign Immunity
October 27	Exam 2
November 1	Vicarious Liability & Sovereign Immunity continued Guest Lecture: Workers Compensation
November 3	Assignment #5 Due: Case Study - Vicarious Liability & Sovereign Immunity Damages, Statute of Limitations & Attorney Fees continue
November 8	Damages, Statute of Limitations & Attorney Fees continued
November 10	Damages, Statute of Limitations & Attorney Fees continued
November 15	Introduction to Risk Management
November 17	Risk Management continued: Case Studies
November 22	Risk Management continued: Insurance & Complaint Handling
November 24	Holiday: Thanksgiving
November 29	Risk Management continued: Dealing with the Press & Managing Risks Case Study Video: Part 1
December 1	Risk Management continued: Case Study Video: Part 2
December 6	Exam 3