San José State University
CASA/Department of Kinesiology
KIN 281, Legal Aspects of Sport, Spring 2016

Contact Information

Instructor: Dr. Cole Armstrong
Office Location: SPX 113
Telephone: (409) 924-8931
Email: cole.armstrong@sjsu.edu (best way to reach me)
Office Hours: M 11:00am – 12:00pm & by appointment
Class Days/Time: M 4:00pm – 6:45pm
Classroom: SPX 163

MYSJSU Messaging and Canvas

In order to ensure that you receive all pertinent email communication, you must have a current and accurate email address in the MySJSU system. Please check to make sure your email is updated in MySJSU. Copies of course materials such as the syllabus (greensheet) and major assignment handouts may be found on Canvas. For more information on setting up your account go to http://www.sjsu.edu/ecampus/students.

Course Description

The purpose of this course is to provide students with an examination of the legal environment in which professional and amateur sports presently operate. Included will be aspects of contract law, labor law, constitutional law and antitrust law, as they apply to the sport industry. Through knowledge dissemination (lectures), class participation (discussions and presentations), and professional inquiry, a variety of information regarding legal and ethical aspects of sport is introduced.

Kinesiology Department Graduate Degree Program Student Learning Outcomes

Students will be able to:

1. Synthesize information in Kinesiology and communicate it clearly and concisely in a written manner utilizing appropriate APA style.
2. Synthesize information in Kinesiology and communicate it clearly and concisely in an oral manner.
3. Demonstrate the acquisition of knowledge and strength in an area of study within Kinesiology through the graduate culminating experience.
Course Goals and Student Learning Objectives

Upon completion of Kinesiology 281, through well-prepared assignments and presentations, a high level of class participation, and satisfactory completion of examinations, the student will be able to:

- Understand the basics of the U.S. legal system.
- Explain the types of law that impact the management of sport organizations.
- Define and apply key legal terminology and fundamental concepts relevant to various areas of law including tort, contract, constitutional, antitrust, labor, and intellectual property law.
- Evaluate the potential liabilities associated with the management of a sport business and prepare a risk management plan.

Required Texts/Readings

Textbook

The following text is required for this course.

- Sports Law Blog (http://sports-law.blogspot.com/)

Definition of a Credit Hour

Success in this course is based on the expectation that students will spend, for each unit of credit, a minimum of forty-five hours over the length of the course (normally 3 hours per unit per week with 1 of the hours used for lecture) for instruction or preparation/studying or course related activities including but not limited to internships, labs, clinical practica. Other course structures will have equivalent workload expectations as described in the syllabus.

As an example, the expectation of work for a 3-credit course is 150-minutes of direct faculty instruction and *six hours of out-of-class student work each week.*

Library Liaison

Emily Chan: emily.chan@sjsu.edu
(408) 808-2044
(408) 808-2100 Reference Desk
(408) 808-2470 Student Computer Service
Teaching Strategies

The course will be delivered via lecture with PowerPoint slides. Class discussions (both in class and via Canvas) linked to relevant topics may be used to enhance lectures.

Assignments and Grading Policy

Course Evaluation

Quizzes (10 points)

Quizzes will be given periodically throughout the semester either with or without prior warning. Students are expected to be in class on a daily basis as quizzes may be given at any time. If students miss a quiz it may not be made up.

Business Memos (10x2=20 points)

Following each chapter, students will write an informative business memo. The memo should be written as if explaining the law to a supervisor or boss of a hypothetical sport organization. It must demonstrate a clear grasp of the legal concepts discussed in each chapter, including definitions of key terms and elements of the causes of action. The memo must also discuss the legal risks associated with the hypothetical sport organization.

Papers must be typed in Times New Roman 12 pt. font, single-spaced, one-inch margins, and one-two pages in length. Only Microsoft Word documents will be accepted (.docx). Late submissions will not be accepted. Plagiarism will be considered a violation of the University Academic Honor Code. This includes copy/paste from another source and plagiarizing oneself. All papers must be original work for this class. Further information regarding this assignment will be posted on Canvas. See the course calendar for the due dates. The score will be grouped at the end of the semester and each student will receive the same score which requires students to work together in a team. *Note: Students will have the opportunity to re-write the memo that receives the lowest score.

Case Brief (10 points)

Working in groups of two (2), students will select a legal case (and receive approval from the instructor) to research, read and analyze. Following this analysis, one student from the group will submit the group’s written case brief, or summary of the case. Additional information about this assignment, including how to write a case brief and a rubric discussing how the assignment will be graded, will be available on Blackboard.

The case brief must be typed in Times New Roman 12 pt. font, single-spaced, one-inch margins, and two-three pages in length. Only Microsoft Word documents will be accepted (.docx). See the course calendar for the due date. Hard copies will not be accepted. Late submissions will not be accepted.

Presentations (20 points)

Students will work in groups of two (2) and will be required to present an assigned chapter from the textbook to the class. This presentation will serve as the daily lecture and will form the basis from which the week’s class discussion will be drawn. Each group will be responsible for no less than one hour of class time. Each group will be
evaluated on the thoroughness of their presentation, the quality of the material presented, and their ability to engage the students with questions/materials/audio visuals, etc.

**Exams (40 points)**

Three (3) exams will be given, of which the best two scores will be entered into the student’s grade book (20 points each). Each exam will include the material covered in class. A missed exam may be made up only with written documentation of an excusable absence (e.g., doctor’s note) for the date the exam is given. For any planned absence (e.g., university-related event, etc.), a make-up exam will be given only if documentation is provided *prior* to the absence. *NOTE* *The Final Exam time is scheduled by the University and will NOT be re-scheduled.*

**Grading**

<table>
<thead>
<tr>
<th>Grade</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>A+</td>
<td>100-97%</td>
</tr>
<tr>
<td>A</td>
<td>96.9-93%</td>
</tr>
<tr>
<td>A-</td>
<td>92.9-90%</td>
</tr>
<tr>
<td>B+</td>
<td>89.9-87%</td>
</tr>
<tr>
<td>B</td>
<td>86.9-83%</td>
</tr>
<tr>
<td>B-</td>
<td>82.9-80%</td>
</tr>
<tr>
<td>C+</td>
<td>79.9-77%</td>
</tr>
<tr>
<td>C</td>
<td>76.9-73%</td>
</tr>
<tr>
<td>C-</td>
<td>72.9-70%</td>
</tr>
<tr>
<td>D+</td>
<td>69.9-67%</td>
</tr>
<tr>
<td>D</td>
<td>66.9-63%</td>
</tr>
<tr>
<td>D-</td>
<td>62.9-60%</td>
</tr>
<tr>
<td>F</td>
<td>59.9-0%</td>
</tr>
</tbody>
</table>

**University Policies**

**Dropping and Adding**

Students are responsible for understanding the policies and procedures about add/drop, grade forgiveness, etc. Refer to the current semester’s [Catalog Policies](http://info.sjsu.edu/static/catalog/policies.html) section at [http://info.sjsu.edu/static/catalog/policies.html](http://info.sjsu.edu/static/catalog/policies.html). Add/drop deadlines can be found on the current academic year calendars on the [Academic Calendars webpage](http://www.sjsu.edu/provost/services/academic_calendars/). The [Late Drop Policy](http://www.sjsu.edu/aars/policies/latedrops/policy/) is available at [http://www.sjsu.edu/aars/policies/latedrops/policy/](http://www.sjsu.edu/aars/policies/latedrops/policy/). Students should be aware of the current deadlines and penalties for dropping classes.

Information about the latest changes and news is available at the [Advising Hub](http://www.sjsu.edu/advising/).

**Consent for Recording of Class and Public Sharing of Instructor Material**

[University Policy S12-7](http://www.sjsu.edu/senate/docs/S12-7.pdf), requires students to obtain instructor’s permission to record the course.

- “Common courtesy and professional behavior dictate that you notify someone when you are recording him/her. You must obtain the instructor’s permission to make audio or video recordings in this class. Such permission allows the recordings to be used for your private, study purposes only. The recordings are the intellectual property of the instructor; you have not been given any rights to reproduce or distribute the material.”
In classes where active participation of students or guests may be on the recording, permission of those students or guests should be obtained as well.

- “Course material developed by the instructor is the intellectual property of the instructor and cannot be shared publicly without his/her approval. You may not publicly share or upload instructor generated material for this course such as exam questions, lecture notes, or homework solutions without instructor consent.”

**Academic integrity**

Your commitment as a student to learning is evidenced by your enrollment at San Jose State University. The University Academic Integrity Policy S07-2 at http://www.sjsu.edu/senate/docs/S07-2.pdf requires you to be honest in all your academic course work. Faculty members are required to report all infractions to the office of Student Conduct and Ethical Development. The Student Conduct and Ethical Development website is available at http://www.sjsu.edu/studentconduct/.

Instances of academic dishonesty will not be tolerated. Cheating on exams or plagiarism (presenting the work of another as your own, or the use of another person’s ideas without giving proper credit) will result in a failing grade and sanctions by the University. For this class, all assignments are to be completed by the individual student unless otherwise specified. If you would like to include your assignment or any material you have submitted, or plan to submit for another class, please note that SJSU’s Academic Integrity Policy S07-2 requires approval of instructors.

**Campus Policy in Compliance with the Americans with Disabilities Act**

If you need course adaptations or accommodations because of a disability, or if you need to make special arrangements in case the building must be evacuated, please make an appointment with me as soon as possible, or see me during office hours. Presidential Directive 97-03 at http://www.sjsu.edu/president/docs/directives/PD_1997-03.pdf requires that students with disabilities requesting accommodations must register with the Accessible Education Center (AEC) at http://www.sjsu.edu/aec to establish a record of their disability.

In 2013, the Disability Resource Center changed its name to be known as the Accessible Education Center, to incorporate a philosophy of accessible education for students with disabilities. The new name change reflects the broad scope of attention and support to SJSU students with disabilities and the University's continued advocacy and commitment to increasing accessibility and inclusivity on campus.

**Student Technology Resources**

Computer labs for student use are available in the Academic Success Center at http://www.sjsu.edu/at/asc/ located on the 1st floor of Clark Hall and in the Associated Students Lab on the 2nd floor of the Student Union. Additional computer labs may be available in your department/college. Computers are also available in the Martin Luther King Library.
A wide variety of audio-visual equipment is available for student checkout from Media Services located in IRC 112. These items include DV and HD digital camcorders; digital still cameras; video, slide and overhead projectors; DVD, CD, and audiotape players; sound systems, wireless microphones, projection screens and monitors.

**SJSU Peer Connections**

Peer Connections, a campus-wide resource for mentoring and tutoring, strives to inspire students to develop their potential as independent learners while they learn to successfully navigate through their university experience. You are encouraged to take advantage of their services which include course-content based tutoring, enhanced study and time management skills, more effective critical thinking strategies, decision making and problem-solving abilities, and campus resource referrals.

In addition to offering small group, individual, and drop-in tutoring for a number of undergraduate courses, consultation with mentors is available on a drop-in or by appointment basis. Workshops are offered on a wide variety of topics including preparing for the Writing Skills Test (WST), improving your learning and memory, alleviating procrastination, surviving your first semester at SJSU, and other related topics. A computer lab and study space are also available for student use in Room 600 of Student Services Center (SSC).

Peer Connections is located in three locations: SSC, Room 600 (10th Street Garage on the corner of 10th and San Fernando Street), at the 1st floor entrance of Clark Hall, and in the Living Learning Center (LLC) in Campus Village Housing Building B. Visit Peer Connections website at http://peerconnections.sjsu.edu for more information.

**SJSU Writing Center**

The SJSU Writing Center is located in Clark Hall, Suite 126. All Writing Specialists have gone through a rigorous hiring process, and they are well trained to assist all students at all levels within all disciplines to become better writers. In addition to one-on-one tutoring services, the Writing Center also offers workshops every semester on a variety of writing topics. To make an appointment or to refer to the numerous online resources offered through the Writing Center, visit the Writing Center website at http://www.sjsu.edu/writingcenter. For additional resources and updated information, follow the Writing Center on Twitter and become a fan of the SJSU Writing Center on Facebook. (Note: You need to have a QR Reader to scan this code.)
SJSU Counseling Services

The SJSU Counseling Services is located on the corner of 7th Street and San Fernando Street, in Room 201, Administration Building. Professional psychologists, social workers, and counselors are available to provide consultations on issues of student mental health, campus climate or psychological and academic issues on an individual, couple, or group basis. To schedule an appointment or learn more information, visit Counseling Services website at http://www.sjsu.edu/counseling.

The Center is located at MacQuarrie Hall (MH) 533. (tel) 408.924.2910; (email) sjsustudentsuccess@gmail.com

KIN 281 Course Schedule, Spring 2016

This is a tentative schedule and as such is subject to change with fair notice. Advance notice for any changes will be provided by the professor.

<table>
<thead>
<tr>
<th>Wk</th>
<th>Date</th>
<th>Topic</th>
<th>Reading</th>
<th>Assignment/Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>2/1/16</td>
<td>Course Intro/Syllabus Review</td>
<td>Ch. 1</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>2/8/16</td>
<td>Tort Law</td>
<td>Ch. 2</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>2/15/16</td>
<td>Risk Management</td>
<td>Ch. 3</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>2/22/16</td>
<td>Agency Law</td>
<td>Ch. 4</td>
<td>Exam #1</td>
</tr>
<tr>
<td>5</td>
<td>2/29/16</td>
<td>Exam #1</td>
<td>NA</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>3/7/16</td>
<td>Contract Law</td>
<td>Ch. 5</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>3/14/16</td>
<td>Employment Law</td>
<td>Ch. 6</td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>3/21/16</td>
<td>Constitutional Law</td>
<td>Ch. 7</td>
<td></td>
</tr>
<tr>
<td>9</td>
<td>3/28/16</td>
<td>Spring Break</td>
<td>NA</td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>4/4/16</td>
<td>Gender Equity</td>
<td>Ch. 8</td>
<td>Exam #2</td>
</tr>
<tr>
<td>11</td>
<td>4/11/16</td>
<td>Exam #2</td>
<td></td>
<td></td>
</tr>
<tr>
<td>12</td>
<td>4/18/16</td>
<td>Intellectual Property</td>
<td>Ch. 9</td>
<td>Book Discussion/Case Brief Due</td>
</tr>
<tr>
<td>13</td>
<td>4/25/16</td>
<td>Antitrust Law/Book Discussion</td>
<td>Ch. 10</td>
<td>Readings on Canvas</td>
</tr>
<tr>
<td>14</td>
<td>5/2/16</td>
<td>Sport Ethics</td>
<td></td>
<td>Readings on Canvas</td>
</tr>
<tr>
<td>15</td>
<td>5/9/16</td>
<td>Sport Ethics</td>
<td></td>
<td>Readings on Canvas</td>
</tr>
<tr>
<td>16</td>
<td>5/16/16</td>
<td>Course Wrap Up</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TBD</td>
<td>Final Exam</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>