

## **Integrating Law and Business**

The Joint Juris Doctorate/Master of Business Administration program offers students the opportunity to pursue both degrees at Valparaiso University. Students can expect to be enrolled for four total years, attending the MBA Program in year one and Law School in years two through four. In order to pursue a dual degree students must be admitted into both the School of Law and the MBA Program.

Students with an undergraduate major or minor in business will qualify for the 38 credit MBA Program, which is reduced to 32 credits when students take advantage of credit sharing.

Students without an undergraduate major or minor in business will qualify for anywhere from 38 to 50 credits (depending on transcripts), which will be reduced by 6 total credits when students take advantage of credit sharing.

### **MBA Courses that will count as electives for the JD:**

MBA 610 Accounting Information for Decision Analysis

MBA 620 Financial Analysis

MBA 710 Taxes and Decision Making

### **MBA Courses that will be waived for JD/MBA students:**

MBA 504 Business Law

MBA 604 Contemporary Legal Issues

### **JD Courses that will count as electives for the MBA:**

A maximum of six credit hours will be accepted from the following courses:

404. Corporate Finance. Cr. 3

The objective of this course is to consider financial aspects of the modern corporation as those aspects are raised in various contexts as legal issues. The course integrates theoretical finance materials and juxtaposes these materials with case law and legislation in an effort both to provide a basis for evaluating judicial and legislative responses to issues of finance and to provide basic information about concepts and terminology likely to be encountered by the corporate lawyer. The course assumes the familiarity with corporate law provided by a basic business organizations course; it does not assume prior training in or familiarity with economics or business finance.

409. Labor Arbitration. Cr. 2

An examination of the basics of labor contract enforcement through the method of arbitration. Determining arbitrability, standards for interpreting contract language, strikes, discipline and discharge, drug testing, pre-and post contract grievances as well as U.S. Supreme Court cases affecting arbitration, are among the many subjects the students will explore. Each class session will include a review of a fact

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pattern taken from an actual labor contract with students asked to comment on the potential arbitration issues raised by same. In addition, students will participate in a mock arbitration hearing either as corporate or union counsel. Labor Law and/or Civil Rights are recommended, though not required, prerequisites. Enrollment is limited. Instructor highly recommends having taken or currently taking Law 652 Trial Practice.

#### 410. International Business Transactions. Cr. 3

As the world's economy becomes more and more interdependent, business transactions across national boundaries and the law regulating that business is growing and becoming more important. International Business Transactions explores the practical aspects of conducting international business transactions as well as the workings of international systems such as the General Agreement of Tariff and Trade. Areas which will be covered include unfair foreign competition; anti-dumping duties; subsidies and countervailing duties; regulating international investment; technology transfer; and regulating the multinational corporation.

#### 416. Non-profit Organizations. Cr. 2

This course focuses upon the legal issues related to nonprofit organizations with an emphasis upon charitable organizations and the federal and state law governing such entities. Topics will include qualifications for non-profit tax-exempt status and the special duties and rights of non-profits.<sup>428</sup> Introduction to Qualified Retirement Plans. Cr. 2 This course will survey provisions of ERISA and the Internal Revenue Code concerning the qualification of employee pension and profit sharing plans. By providing an overview of the framework of rules governing such plans, students will learn the basic tax, legal, business and other issues that specifically affect retirement plans and participants' rights under such plans.

#### 440. Regulation of Industry. Cr. 2

This course will analyze the regulatory process, including the justifications for regulation, methods of regulation, the legal constraints on regulation and political concerns inherent in regulation. It will focus on environmental, health and economic regulatory schemes. In the environmental and health regulation portion of the course, students will consider such topics as the Coase theorem, the relationship between tort rules and regulation, market-based incentives and such attempts at regulatory control as cost-benefit analysis and risk regulation. The section on economic regulation will consider such issues as natural monopoly, deregulation and public choice.

#### 443. Antitrust Law. Cr. 3

The historical evolution of judicial and administrative attempts to preserve competition through interpretations of the Sherman, Clayton and Federal Trade Commission Acts. The types of conduct constituting restraints of trade (price fixing, customer and territorial allocation, boycotts, tying and exclusive dealing); monopolization; prohibitions on mergers arising from market conditions; the private antitrust plaintiff and the treble damage suit; the use and misuse of economics in legal analysis.

#### 444. Workers' Compensation Law. Cr. 2.

This course will examine the historical development of worker's compensation laws while focusing on the criteria for establishing compensability of work-related

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injuries and the exclusivity of the worker's compensation remedy. The course will examine the type, nature and extent of benefits provided by worker's compensation laws including medical care, disability and/or impairment awards. The course will also examine the inter-relationship between worker's compensation law and other work place injury remedies including third party claims and social security disability benefits.

445. Labor Law. Cr. 3

A survey course covering selection of bargaining representatives, union organization of employees, economic pressure for benefits, collective bargaining, enforcement of collective bargaining agreements, and statutory limitations on collective bargaining agreements.

446. Employment Law. Cr. 3

An examination of existing and evolving legal rules governing the workplace in the non-union setting. The course provides an introduction to the rights and duties of employers and employees that are unrelated to the law on employee organization. Topics covered will include: the erosion of the employment-at-will doctrine; the hiring of employees; the use of lie detectors; drug testing and HIV testing in hiring and discharge decisions; employer liability for negligent hiring; and the terms and conditions of employment.

448. Environmental Law and Policy. Cr. 3

A study of the responses of the legal system to resource scarcity, technological change, and environmental pollution. The course will examine basic federal regulatory statutes as well as the role of the courts in controlling environmental decision-making under federal laws. The following subjects are explored: environmental policy perspectives (including the usefulness of environmental knowledge, economic considerations, and the philosophical framework for preservation of the natural environments); control of government decision-making affecting the environment (with focus on the National Environmental Policy Act and state environmental policy acts); land, waste and toxic substances (with special emphasis on solid waste and hazardous substance management); water pollution (effluent standards; receiving water considerations, enforcement and remedies); and air quality and noise emission control (with special emphasis on state implementation plans, prevention of significant deterioration and enforcement problems).

489. Employee Health Plans: ERISA & HIPAA. Cr. 2

This course will look at health benefit issues, disability benefit issues, ERISA requirements, tax issues, cafeteria plans, HRAs and HSAs, HIPAA issues, and funding issues.

495-R. The Law of eCommerce. Cr. 3

Use of computers and the Internet is radically transforming business practices, and with their transformation has also come the reformation of American commercial law. The purpose of this class is to understand the impact of computer technology on the law governing private transactions in goods, services, and information. Students will learn to become competent to give legal advice to participants in the digital economy. The course includes a business planning component, because students assist a hypothetical small business to go from commerce

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to "eCommerce," by engaging in the business planning and legal analyses needed to establish the company's web site and online trading activities. Students enrolling in the Law of eCommerce should have taken at least one class in Business Associations, Business Planning, Intellectual Property, Taxation, UCC, or the equivalent and should have access to a computer and the Internet.

#### 504. Mergers & Acquisitions. Cr. 2 or 3

This course will examine the law pertaining to corporate mergers and acquisitions. It will provide a general background on the relevant corporate law and analyze the major components of the documents used in these types of corporate transactions. As time permits, specific issues that arise in connection with hostile takeovers will be studied. Prerequisite - Law 203 Business Associations.

#### 505. Income Taxation of Corporations & Partnerships. Cr. 3

A study of the fundamental principles of federal income taxation of corporations and partnerships. The emphasis is on taxation of corporations. Prerequisite: Law 421, Prerequisite to: Law 525.519. Securities Regulation. Cr. 2 or 3 (depending on the instructor). Federal regulation of the issuance and subsequent sale of securities. The course begins with an examination of the Securities Act of 1933 and the exemptions there from. This act defines "securities" and governs the registration process through which issuers offer for sale and sell new securities. The remainder of the course is devoted to selected topics governed by the Securities Exchange Act of 1934. A principal subject is Rule 10b-5, a general "antifraud" provision which has become a pervasive branch of corporate law. Other topics may include civil liabilities, regulation of takeover bids, regulation of broker-dealers, and regulation of securities exchanges. Little or no time is spent in the study of state regulation of takeover bids, regulation of broker-dealers, and regulation of securities exchanges. Pre-requisite: 203 Business Associations.

#### 530. Business Planning. Cr 3

Integration of the principles of Business Associations, Corporate Finance, and Corporate and Individual Taxation; the study of the principles of advanced corporate law; the introduction of students to the planning part of a business practice; considering an interdisciplinary set of rules and weighing the competing goals of the client and the alternative solutions so that an informed judgment as to the best overall structure of the plan can be made. Prerequisites: Law 203 and Law 421. Recommended: Law 505.