

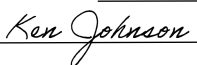
 FLORIDA ATLANTIC UNIVERSITY	COURSE CHANGE REQUEST Graduate Programs		UGPC Approval _____ UFS Approval _____ SCNS Submittal _____ Confirmed _____ Banner _____ Catalog _____
	Department _____ College _____		
Current Course Prefix and Number		Current Course Title	
Syllabus must be attached for ANY changes to current course details. See Template . Please consult and list departments that may be affected by the changes; attach documentation.			
Change title to: Change prefix From: _____ To: _____ Change course number From: _____ To: _____ Change credits* From: _____ To: _____ Change grading From: _____ To: _____ Academic Service Learning (ASL) ** Add _____ Remove _____ * See Definition of a Credit Hour . ** Academic Service Learning statement must be indicated in syllabus and approval attached to this form.		Change description to: Change prerequisites/minimum grades to: Change corequisites to: Change registration controls to: Please list existing and new pre/corequisites, specify AND or OR and include minimum passing grade.	
Effective Term/Year for Changes:		Terminate course? Effective Term/Year for Termination:	
Faculty Contact/Email/Phone			
Approved by Department Chair  College Curriculum Chair  College Dean  UGPC Chair _____ UGC Chair _____ Graduate College Dean _____ UFS President _____ Provost _____		Date 2/2/23 2/13/2023 2/13/2023 _____ _____ _____ _____ _____	

Email this form and syllabus to UGPC@fau.edu 10 days before the UGPC meeting.

ADV ENTERTAINMENT LAW
BUL 6628-001
CRN 10179

3 credits

SPRING 2023

Prof. ROBERT WILLS

Office hours: Boca Mon 5:30-6:30 PM and by appt

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Email: rwills1@fau.edu

Required Text and Materials

1. **Entertainment Law and Practice**, 3rd ED, by Jon M. Garcon. ISBN 978-1-5310-1843-6, Carolina Academic Press, 2020.
2. **Entertainment Law in a Nutshell**, 5th ED, by Shari Burr. ISBN 978-1-63659—083-7 2021 LEG, Inc. d/b/a West Academic Pub, 202132p-.
3. Supplementary/Recommended Readings are included in the assigned readings in canvas.

Course Description

Old: This course will develop familiarity with legal terminology, legal principles, and business organizations common to the entertainment industry. Emphasis on contract and agency law, intellectual property, acquisition, publicity rights, and artistic credits. Examination of contractual elements common to music, film, television, and literary publishing industries.

New: Apply your business degree to opportunities in one of the most dynamic industries in our country today. Since 2004, entertainment has replaced food as our country's greatest export. Entertainment includes a wide range of activities such as sports, theater, film, music, literary works, internet, videos games, gambling, and more. Learn the rules of law that apply to these activities. Discover the great opportunities and careers that are available today in the entertainment industry.

Instructional Method: In-Person w/Live Remote Option

All lectures will originate from our classroom and also be on zoom. Lecture recordings will be posted online.

Students are required to know and study material contained in class lectures. These lectures are an important component of this course.

Prerequisites/Co requisites

Junior standing and completion of the Gordon Rule composition.

Course Objectives/Student Learning Outcomes

1. Develop knowledge of the law that applies music, sports, film, television, cyberspace, and literary publishing industries.
2. Understand legal rules as they apply to business/professional decisions in the entertainment industry.

3. Demonstrate analytical critical thinking by applying legal rules to hypothetical entertainment business scenarios.

Syllabus Amendment-NOTICE

INFORMATION ON THIS SYLLABUS MAY BE AMENDED AT ANY TIME. THE OFFICIAL SYLLABUS IS ALWAYS POSTED ON CANVAS. ANY CHANGES TO THE COURSE OUTLINE IN THIS SYLLABUS WILL BE AMENDED ON CANVAS, ANNOUNCED ON CANVAS, AND EMAILED TO ALL STUDENTS.

Course Evaluation Method

RESEARCH PAPER AND PRESENTATION. In consultation with the instructor, each student will select a research project on a contemporary topic in entertainment law. The results of each graduate student's research will be contained in a 15-page research paper and presented to the class at the end of the semester.

ESSAYS (2). Three essays will be assigned during the semester. The maximum length of each essay is four double spaced typewritten pages. Emphasis will be on students finding and applying the complete rules of law applicable to the problem. Students are encouraged to use the IRAC format. All essays must be submitted in canvass in word or pdf format within one week of the due date. Students who receive 23 points or less (out of a possible 30 points) may rewrite their essay and turn it in with their original graded essay by the date of the last exam. Students who rewrite their essay may raise their essay grade to a 24 (out of a possible 30 points) by submitting a rewrite. All students should always keep an electronic copy of your essay in the event it is lost.

SPECIAL ASSIGNMENTS. Each student shall complete at least ten (10) special assignments during the semester. Special Assignments may take the form of written case briefs, or one page writing assignments. Special Assignments shall be assigned on canvas and worth a maximum of 2 points each.

YOUR COURSE GRADE WILL BE BASED ON THE TOTAL POINTS OBTAINED ON THE FOLLOWING:

RESEARCH PAPER AND CLASS PRESENTATION	120 POINTS
REQUIRED SPECIAL ASSIGNMENTS—10 CASE BRIEFS (2 pts each)	20 POINTS
TWO ESSAYS (30 points each)	60 POINTS

THE MAXIMUM TOTAL POINTS IN THE COURSE ARE 200 POINTS

See course grading scale below. Your final grade will be based on either of the following standards: whichever is best for each student:

1. Total points percentage, or
2. Class curve of total points

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EXAM INFORMATION, ESSAY ASSIGNMENTS, AND CASE BRIEF ASSIGNMENTS WILL BE POSTED IN THE COURSE ASSIGNMENT SECTION ON CANVAS. ANY CHANGES TO THE COURSE OUTLINE WILL BE AMENDED ON THE COURSE SYLLABUS ON CANVAS, ANNOUNCED ON CANVAS, AND EMAILED TO ALL STUDENTS.

Course Grading Scale

At the end of the semester, the total number of points earned on coursework (excluding any extra credit) will be added to obtain your TOTAL POINTS EARNED WITHOUT EXTRA CREDIT. A class curve will be established from this information, with the median total score being a B-. After the curve is established, any extra credit points earned will be added to your previously calculated total number of points earned on coursework.

Your course grade will be based upon either the course curve or percentage of total possible points earned WHICHEVER RESULTS IN THE HIGHER GRADE. Any extra credit points earned will be included in determining your final grade under the course curve or under the percentage of total possible points scale.

The following scale is utilized under the PERCENTAGE OF TOTAL POSSIBLE POINTS SCALE:

A = 93 – 100 (which means 93% of 230 which equals 213.9)

A - = 90 – 92

B+ = 87 – 89

B = 83 – 86

B - = 80 – 82

C+ = 77 – 79

C = 70 – 76

D + = 67 – 69

D = 63 – 66

D- = 60 – 62

F = 59 or below

The percentages above are determined by adding all points earned in the course and dividing it by the total possible points (200). Fractional totals will be rounded up to the next highest whole number.

THE COURSE CURVE will utilize a grading scale with an “A” being the highest and an “F” being the lowest. Possible grades will be from high to low as follows: A, A-, B+, B, B-, C+, C, C-, D+, D, D-, and F. As stated above, a B- will correspond to the median of total points without including extra credit. As a result, extra credit points can raise course grade under THE COURSE CURVE, like it does under the PERCENTAGE OF TOTAL POSSIBLE POINTS SCALE. An incomplete (I) grade may also be given, as defined by the registrar.

Policy on Makeup Tests, Late Work, and Incompletes

Students will have one week to make up any assignment.

Online Etiquette Policy

Lectures are on the zoom platform. All students need to appear presentable, remembering that the lectures are recorded, and audio microphones record class dialogue.

Attendance Policy

Students in all sections are required to know and study material contained in class lectures. These lectures are an important component of this course. You will be tested on them. They also make the material easier to understand. Furthermore, the instructor has the reputation for discussing hypothetical questions in lecture that appear on exams.

Counseling and Psychological Services (CAPS) Center

Life as a university student can be challenging physically, mentally, and emotionally. Students who find stress negatively affecting their ability to achieve academic or personal goals may wish to consider utilizing FAU's Counseling and Psychological Services (CAPS) Center. CAPS provides FAU students a range of services – individual counseling, support meetings, and psychiatric services, to name a few – offered to help improve and maintain emotional well-being. For more information, go to <http://www.fau.edu/counseling/>

Disability Policy

In compliance with the Americans with Disabilities Act Amendments Act (ADAAA), students who require reasonable accommodations due to a disability to properly execute coursework must register with Student Accessibility Services (SAS) and follow all SAS procedures. SAS has offices across three of FAU's campuses – Boca Raton, Davie, and Jupiter – however disability services are available for students on all campuses. For more information, please visit the SAS website at www.fau.edu/sas/.

Code of Academic Integrity

Students at Florida Atlantic University are expected to maintain the highest ethical standards. Academic dishonesty is considered a serious breach of these ethical standards because it interferes with the university mission to provide a high-quality education in which no student enjoys an unfair advantage over any other. Academic dishonesty is also destructive of the university community, which is grounded in a system of mutual trust and places high value on personal integrity and individual responsibility. Harsh penalties are associated with academic dishonesty. For more information, see [University Regulation 4.001](#).

If your college has particular policies relating to cheating and plagiarism, state so here or provide a link to the full policy—but be sure the college policy does not conflict with the University Regulation.

Course Topical Outline

THIS OUTLINE IS SUBJECT TO CHANGE AND AMENDMENT. ALL AMENDMENTS AND CHANGES WILL APPEAR ON THE COURSE SYLLABUS POSTED ON CANVAS AND SENT TO STUDENTS BY EMAIL.

Week 1 January 9 ORIENTATION

January 13, 2023, IS THE LAST DAY TO DROP CLASS WITHOUT CONSEQUENCES. Courses are fee liable after this date.

Week 2 January 16 HOLIDAY

Week 3 January 23 LECTURE: Introduction to Entertainment Law: What is law? Sources of Law; Legal terms; Court Systems; Case process; Arbitration; Mediation, Globalization; Case Briefing. Review 18-page Contracts Outline in Instructional Materials. Read Garon 3-18 and Read Nutshell pp 159-172.

Week 4 Jan 30 LECTURE: CONTRACT LAW; RESEARCH TOPIC SELECTION

Week 5 Feb 6 Contract Law; UCC law; Law of Ideas. Read Garon pp 18-44. RESEARCH TOPIC SELECTION

Week 6 Feb 13 Law of Ideas; ESSAY #1 ASSIGNED; RESEARCH TOPIC SELECTION

Week 7 Feb 20 Contract Law; Law of Ideas and other Contracts in Entertainment; Contracts Regarding Business Organizations (Partnership Agreements, Operating Agreements, Shareholders Agreements); Contracts for Credits; Film Contracts; Partnership Law; Television Contracts; Music Contracts; Publishing Contracts. Read Garon pp. 381-434 ESSAY #1 DUE

Week 8 Feb27 LECTURE: Intellectual Property; Copyright Law: Copyright Formation; Fair Use; Works for Hire; Copyrights in Music. Literary Works; Video Games; Duration; Globalization. TO DO: Read Garon pp 95-138; Read Nutshell 168-228; Read Nutshell pp. 389-418.

March 3, 2023, is the last day to drop with a W.

Week 9 March 6 SPRING BREAK

Week 10 March 13 LECTURE: INTELLECTUAL PROPERTY; COPYRIGHT LAW AND CASES TO DO: Review Cases in Canvas Module on Copyright Law and Intellectual Property; ESSAY 2 ASSIGNED.

Week 11 March 20	LECTURE: TORT LAW AND ENTERTAINMENT: Defamation, Privacy Rights, Emotional Distress, Negligence, Strict Liability, First Amendment Limits; READ MODULE ON TORT LAW AND FIRST AMENDMENT; Read Garon pp. 189-278; Read Nutshell pp. 115-158; Read Nutshell pp. 115-158.
Week 12 March 27	LECTURE: First Amendment v Defamation, Invasion of Privacy, Emotional Distress; Obscenity; ESSAY 2 DUE.
Week 13 April 3	LECTURE: Right of Publicity. Review Module on Right of Publicity; Read Garon pp 279-329; Read Nutshell pp 351-376
Week 14 April 10	LECTURE: RIGHT OF PUBLICITY; Cases and materials on Right of Publicity; ESSAY #3 ASSIGNED; Right of Publicity; Read Garon pp 279-329; Read Nutshell pp 351-376.
Week 15 April 17	LECTURE: Cases on Right of Publicity; Publicity Rights of College Athletes in Florida and California. Study Module on Publicity Rights of College Athletes; Read all Florida legislative material in module. FL LEGISLATION: PRESENTATIONS
Week 16 April 24	LECTURE: AGENTS AND MANAGERS, EMPLOYEES, INDEPENDENT CONTRACTORS, RIDE SHARING, and BUSINESS ORGANIZATION ESSAY #3 DUE; Read Garon p.139-186; Read Nutshell p 229-270. Read Module on AGENTS AND MANAGERS; ENTERTAINMENT AND SPORTS; Power of the League in Professional Sports; Power of NCAA in College Sports; Read <u>Brady v NFL</u> on Canvass; SEE Module on Entertainment and Sports. PRESENTATIONS AND RESEARCH PAPER DUE OR TBA
APRIL 25-26 TBA	READING DAYS

MAY 3 IS THE DEADLINE TO SUBMIT ALL WORK