



1. Campus Name
School of Education

2. Wayland Baptist University Mission Statement:

Wayland Baptist University exists to educate students in an academically challenging, learning-focused and distinctively Christian environment for professional success, and service to God and humankind.

3. Course Prefix, Number, & Name:

EXSS 5303-VC01 Sports Law and Issues

4. Term and Year:

Winter 2019-20

5. Full Name of Instructor:

Dr. J. Paul Fikes

6. Office Phone and WBU Email Address:

Office phone: 806.291.3790

Email: fikesp@wbu.edu

Cell phone: 806.729.8017

EXSS Front Office phone: 806.291.1056

7. Office Hours, Building, and Location:

Laney Center, Room 203, by appointment

8. Class Meeting Time and Location:

Virtual Campus

9. Catalog Description:

Legal factors affecting physical education, recreation, amateur athletics and professional sport.
Analysis of case law.

10. Prerequisite:

Admission to graduate school

11. Required Textbook and Resources:

- Textbook: Sharp, L. A., Moorman, A. M, & Claussen, C. L. (2014). Sport Law: A Managerial Approach (3rd ed.). Scottsdale, AZ: Holcomb Hathaway. ISBN: 978-1-62159-0003-3

- Available from the publisher as a paperback, hardback, or eBook here: [link](#)

- Marquette Sports Law Review. Free digital editions available here: [link](#)

- Nexis Uni Academic search engine (formerly LexisNexis). Available through WBU LRC online here: [link](#)

12. Optional Materials:

- Resources available through WBU and Online libraries
- Access to WBU Learning Resources at [link](#)

13. Course Outcome Competencies:

At the completion of the course, the student will:

1. Understand the nature of the American legal system.
2. Be cognizant of the potential liability for injuries in the supervision, management, and conduct of sport, and of strategies for limiting liability.
3. Understand the rights and responsibilities of management, employees, participants, and clientele with respect to negligence law, and the potential for management liability.
4. Know the basic components of preventive law planning and to be able to apply them in sport settings.
5. Understand legal issues relevant to sport in the areas of contract, intentional tort, intellectual property, and criminal law.
6. Be able to apply selected legal principles to cases involving civil rights and civil liberties of personnel, participants, and clientele. Particular application is made to civil rights of women, minorities, and persons with disabilities.
7. Increase awareness of current legal issues in sport.
8. Learn to think critically and analytically about the mutual interaction between the law and society.

14. Attendance Requirements:

As stated in the Wayland Catalog, students enrolled at one of the University's external campuses should make every effort to attend all class meetings. All absences must be explained to the instructor, who will then determine whether the omitted work may be made up. When a student reaches that number of absences considered by the instructor to be excessive, the instructor will so advise the student and file an unsatisfactory progress report with the campus executive director. Any student who misses 25 percent or more of the regularly scheduled class meetings may receive a grade of F in the course. Additional attendance policies for each course, as defined by the instructor in the course syllabus, are considered a part of the University's attendance policy.

- As a Virtual Campus course, any student who misses twenty-five (25%) percent or more of the regularly scheduled class meetings will receive a grade of F for that course. Participation and attendance will be defined as logging into the Blackboard course module and participating in the discussion board each week. Simply logging into the Blackboard course module will not be sufficient.

15. Statement on Plagiarism and Academic Dishonesty:

Wayland Baptist University observes a zero tolerance policy regarding academic dishonesty. Per university policy as described in the academic catalog, all cases of academic dishonesty will be reported and second offenses will result in suspension from the university.

16. Disability Statement:

"In compliance with the Americans with Disabilities Act of 1990 (ADA), it is the policy of Wayland Baptist University that no otherwise qualified person with a disability be excluded from participation in, be denied the benefits of, or be subject to discrimination under any educational program or activity in the university. The Coordinator of Counseling Services serves as the coordinator of students with a disability and should be contacted concerning accommodation requests at (806) 291- 3765. Documentation of a disability must accompany any request for accommodations."

17. Course Requirements and Grading Criteria:

- A. Syllabus Quiz
 - a. Read the full syllabus. If you have any questions or concerns, please contact me ASAP.
 - b. A one-question (True/False) quiz is available on Blackboard. Once you are confident that you are familiar with the course objectives and expectations, complete the syllabus quiz.
 - c. This is not graded, but is mandatory to be considered a participant in class.
 - d. Due by 9:00 PM (CST – Plainview time) on the first Friday of the course (see calendar).

- B. Discussion Board Questions – will assess attendance and competencies 1, 2, 3, 4, 5, 6, 7, & 8
 - a. Develop a thorough response to each prompt or question
 - i. Will require consideration of each of the assigned readings
 - ii. Although it will not be graded formally, you are expected to read other student responses after you submit your own. I would encourage you to post a thoughtful and constructive reply to your classmates to encourage an exchange of ideas. This will enhance your learning and that of your classmates.
 - b. Text should follow APA formatting standards, including any references cited
 - c. Post to Blackboard under “Discussion Boards” tab
 - d. 5 worth 10 points each
 - e. Due by 9:00 PM (CST – Plainview time) Monday night following assigned readings

- C. Case Briefs – will assess competencies 1, 2, 4, 5, 6, 7, & 8
 - a. Write a case brief for a recent legal decision that is:
 - i. Not fully outlined in the text (may be mentioned or cited)
 - ii. Related to the course and your field of expertise
 - iii. Of interest to you
 - b. Format should follow the description presented in the Sharp text, on pp. 41-43, and further described here: [link](#)
 - i. Note that there should be 5 sections in each case brief:
 1. Citation information (should resemble Blue Book legal format)
 2. The key facts of the case
 3. The issues presented to the court
 4. The holding (ruling) of the court
 5. The rationale for the court’s decisions
 - c. Uploaded to Blackboard under “Assignment Uploads” tab
 - d. 5 worth 10 points each
 - e. Due by 9:00 PM (CST – Plainview time) Monday night following assigned readings

- D. Research Paper – will assess competencies 1, 2, 3, 4, 5, 6, 7, & 8
 - a. Write 10-12 page paper analyzing the legal standing of a current issue. Although the actual questions will vary by topic, consider at a minimum these issues: What are the facts of the issue? Who are the stakeholders in the legal decision? Who holds jurisdiction? What legal standards (laws and statutes) and cases should be applied? Is there legal precedence? Are there contrary legal points of view that must be considered? What will the expected and potential unintended consequences of either side winning the case? Is a compromise or collaboration possible or preferable to both sides? How can we prevent (or reduce the rate of occurrence of) this issue from occurring in the future?

- i. Use the Marquette Sports Law Review and LexisNexis to start your research. However, don't simply restate the findings of the authors. This should be your analysis. Remember to cite any sources you obtain information from.
 - ii. Topic should be pre-approved by instructor – an email is sufficient.
 - b. As a rule of thumb, paper should include approximately 1 primary reference resource per page of text.
 - c. All papers should be formatted using the latest edition of APA.
 - i. Any submission that appears to be a rough draft as defined as "several (more than 2-3 unique) grammatical or APA errors per page, including the references" will be returned with a grade of 1 point.
 - 1. If you have any questions, concerns, or problems with APA formatting, please feel free to contact me or seek help through the WBU Writing Center.
 - ii. Legal citation is complex and typically requires resources not available to students outside of a law firm. The APA Publication Manual has several suggestions and examples.
 - d. Uploaded to Blackboard under "Assignment Uploads" tab
 - e. Worth 100 points
 - f. Due by 9:00 PM (CST – Plainview time) on Friday during Week 9
- E. Organizational Review – will assess competencies 1, 2, 3, 4, 5, 6, 7, & 8
 - a. Prepare a PowerPoint (or similar) presentation on a sports or physical activity organization that you are intimately familiar with. If you do not have an organization, become familiar with it – including website review and interviewing with administrative staff. Presentation should include any formal policies and procedures that are written and published for the open public. Private or secret information should not be divulged. Presentation should include an outline of the corporate policies and procedures intended to mitigate liability and prevent negligence and other torts. Additionally, presentation should include any required personnel standards that are designed to mitigate risk (i.e., require all coaches to have current CPR and AED certification). Note that the purpose of this assignment is to become familiar with the breadth and depth of the interactions between legal requirements and daily practice and procedures of an organization – NOT to just look for places where an organization is failing.
 - i. Use APA format for all text and citations.
 - 1. The same "rough draft" standard from the research paper instructions is expected here.
 - ii. Length will be determined by content.
 - b. Uploaded to Blackboard under "Assignment Uploads" tab
 - c. Worth 100 points
 - d. Due by 9:00 PM (CST – Plainview time) on Friday during week 11.
- F. 300 Total Points Possible
 - A: At least 370 points
 - B: At least 340 points
 - C: At least 310 points
 - D: At least 280 points
 - F: Fewer than 280 points
- G. Grade of Incomplete – The university catalog, [link](#), states that "an incomplete may be given within the last two weeks of a long term . . . to a student who is passing, but has not completed a term paper, examination, or other required work for reasons beyond the student's control." For this course, I will approve any request that includes a statement of

need due to “reasons beyond the student’s control” and that is requested in the last two weeks of the term. However, I can only approve the request if you are both requesting an extension for *one assignment* and are otherwise *passing* (defined as at least 60% of the points expected based on the position within the course, excluding the assignment within the request). More extensive requests may be possible through working with WBU academic administration.

17.1 Students shall have protection through orderly procedures against prejudices or capricious academic evaluation. A student who believes that he or she has not been held to realistic academic standards, just evaluation procedures, or appropriate grading, may appeal the final grade given in the course by using the student grade appeal process described in the Academic Catalog. Appeals may not be made for advanced placement examinations or course bypass examinations. Appeals are limited to the final course grade, which may be upheld, raised, or *lowered* at any stage of the appeal process. Any recommendation to lower a course grade must be submitted through the Vice President of Academic Affairs/Faculty Assembly Grade Appeals Committee for review and approval. The Faculty Assembly Grade Appeals Committee may instruct that the course grade be upheld, raised, or lowered to a more proper evaluation.

18. Tentative Schedule:

A tentative schedule is provided (see calendar below) to help you keep on pace. You are welcome to work ahead. However, you may not submit assignments after the due date without communicating with me first. In case of emergency, I will work with you, but you must contact me as soon as is reasonably possible.

19. Faculty May Add Additional Information as Desired:

EXSS 5303 - VC01
Sports Law and Issues

Week #	Dates	Special	Topic	Sharp Chapters to Read	Assignments Due
1	Nov 11 – 16		Basic Legal Concepts	Chapter 1	Syllabus quiz (Nov 15), obtain text, and gather supplies needed
2	Nov 18 – 23			Chapters 2-3	Discussion 1 (Nov 18)
	Nov 25 – 30	Thanksgiving			
3	Dec 2 – 6		Human Resource Management	Chapters 4-6	Discussion 2 (Dec 2);
4	Dec 9 – 13			Chapters 7-8	Research Paper Topic Approval; Case Brief 1 (Dec 9)
5	Dec 16 – 21			Chapters 9-10	Case Brief 2 (Dec 16)
	Dec 23 – Jan 4	Christmas and holidays break	Close your book, catch your breath, and enjoy your family and friends		
6	Jan 6 – 11		Governance & Strategic Management	Chapters 11-12	Discussion 3 (Jan 6)
7	Jan 13 – 18			Chapters 13-14	Case Brief 3 (Jan 13)
8	Jan 21 – 25	Monday: MLK Day	Operations Management	Chapters 15-16	Discussion 4 (Jan 21)
9	Jan 27 – Feb 1			Chapters 17-18	Case Brief 4 (Jan 27); Research Paper (Due Jan 31 st at 9:00 PM)
10	Feb 3 – 8		Marketing Management	Chapters 19-20	Discussion 5 (Feb 3)
11	Feb 10 – 15				Case Brief 5 (Feb 10); Organizational Review (Due Feb 14 th at 9:00 PM)