

## LAW 531 Final Exam Answers

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- 1) Which of the following is a distinguishing feature of a common law legal system?
  - A. Requiring guilt be proven beyond a reasonable doubt
  - B. The sole source of law is a comprehensive civil code
  - C. An appeal process
  - D. The making of law by the judges and the following of precedent
- 2) Which best describes the types of agency authority held by officers of a corporation?
  - A. Vicarious authority
  - B. Express and obvious authority
  - C. Implied and apparent authority only
  - D. Express, implied, and apparent authority
- 3) If an LLC fails to follow formalities such as keeping minutes of meetings, which of the following is true?
  - A. Only the managers of a manager-managed LLC will lose limited liability.
  - B. All members will lose their limited liability.
  - C. This failure will not result in imposing personal liability on any member.
  - D. Only the parties responsible for the failure will lose limited liability.
- 4) Martha started a flower shop as a sole proprietor. After 1 year, she was forced to close the shop because business was so bad. At that time, the business assets totaled \$50,000, but the business liabilities totaled \$125,000. Which of the following statements is true?
  - A. Martha is personally liable for the additional \$75,000.
  - B. Martha's business creditors can collect only the \$50,000 of business assets.
  - C. Martha's business creditors can collect only the \$50,000 now, but if Martha ever goes into business again, they can get the assets of the new business.
  - D. Once Martha terminates the sole proprietorship, the business creditors cannot even get the \$50,000.
- 5) Partners of a general partnership:
  - A. are protected from litigation against the partnership by statute
  - B. are liable for the obligations of the partnership only to the extent of their capital contributions
  - C. do not have to pay taxes on the profits of the partnership that are distributed to them
  - D. are liable for all the obligations of their partnership
- 6) Which of the following forms of alternative dispute resolution allows both parties to see the strengths and weaknesses of both sides of the case through the presentation of evidence?
  - A. Negotiated settlement
  - B. Mintrial
  - C. Mediation
  - D. Conciliation
- 7) A \_\_\_\_\_ is a court-appointed party who conducts a private trial and renders a judgment.
  - A. fact-finder
  - B. arbitrator
  - C. judicial referee
  - D. negotiator
- 8) What is a form of alternative dispute resolution that is often used when the parties involved do not want to face one another?
  - A. Arbitration
  - B. Fact-finding
  - C. Mintrial
  - D. Conciliation
- 9) Which of the following is true regarding mediation?
  - A. A mediator often meets with both parties at the same time.
  - B. A settlement agreement is never reached with a mediator.
  - C. A mediator does not make a decision or award.
  - D. If a settlement agreement is not reached in mediation, then the parties hire a new mediator.

# Law 53final Exam With Answers Paper

**Mike Jess**



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