

COMMERCIAL TRANSACTIONS

SALES, LEASES AND LICENSES

Second Edition

Richard E. Speidel
Linda J. Rusch

American Casebook Series®

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COMMERCIAL TRANSACTIONS

SALES, LEASES AND LICENSES

Second Edition

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*To Liz with thanks for the present and to Reeve, Connor and Nancy Jean
with hope for the future.*

RES

To Doug, Kari, and Anna.

LJR

PREFACE TO THE SECOND EDITION

This book revises Commercial Transactions, Sales, Leases and Licenses (West 2001) which was based upon the sales materials in Speidel, Summers, & White, Sales and Secured Transactions (West 1993). We thank Bob Summers and Jim White for their contribution to those earlier materials.

The materials draw on, among other things, our experience as reporter and associate reporter (until July, 1999) to the Article 2 revision process. We learned much from our friends and colleagues in that process. The amendments to Articles 2 and 2A are noted and discussed throughout the book.

The materials consist of original text, problems, cases, and limited reprinted material. The focus is on the problems, which require students to work with UCC Articles 2 and 2A and the United Nations Convention on Contracts for the International Sale of Goods. In addition, the Uniform Electronic Transactions Act (UETA) and the Uniform Computer Information Transactions Act (UCITA) are also discussed. Given the lack of action in state legislatures on UCITA, coverage of that act has been reduced in this edition.

It is unwise to teach the law of sales in isolation from other Articles of the UCC and changes in the commercial world around the UCC. We have tried, however, to be selective in the integration of other materials and to provide options for the teacher.

There is more than enough material here for a three hour course.

ACKNOWLEDGMENTS

Professor Speidel acknowledges the help of his long time assistant at Northwestern, Shirley Scott, and the suggestions of students in classes over a five year period at the University of San Diego School of Law for ways to clarify and sharpen the materials..

Professor Rusch acknowledges the help and suggestions of students concerning improvements in the book. Of course responsibility for any mistakes remains with the authors.

The authors thank Joan Vogel and the Arizona State Law Journal for granting permission to reprint portions of their material in this book.

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