

Questions for Business Associations Week 3

1. Alannah is a doctor who works in a school. Ben, a salesman for a medical supplies company, visits the school and Alannah agrees to buy a large number of fast Covid-19 tests from him. The school's financial controller discovers that the same tests are available from other suppliers for a lower price and informs Ben that the school will not buy the tests after all.
2. Carey hires Don, an architect, to design an extension for her office premises. Don agrees to hire Ella as general contractor for the construction work, but Carey hires Farah as her general contractor instead (Farah has done construction work for Carey in the past). Ella wants to argue that her agreement with Don should bind Carey. What arguments can you make to help Ella?
3. Farah is working as Carey's general contractor for the office extension construction project. Carey says to Farah: "I want to have the right to approve any sub-contractors you choose for the project. Don't hire anyone without checking with me first." Farah always hires the same flooring sub-contractor, Gary, for all her projects. Gary has worked on projects for Carey with Farah before. Without checking with Carey, Farah hires Gary as the flooring sub-contractor. When Carey visits the construction site she sees work being done on the floors and she comments favorably on the quality of the work. After this visit Carey pays Farah the next payment for the construction work (which includes a portion for Gary's work).
4. Harvey and Izzie have been working together on developing a game app and are very hopeful that it will be very popular. They agree with Juno, a very successful influencer, that she will promote the app on her social media. They are not in a position to pay her for helping them with marketing the app in this way but they say that if the marketing is successful they will find a way to share any profits they make with her. The app has a vulnerability that allows a hacker to obtain personal information about the people who use it and some of these people lose money as a result and would like to sue Harvey and Izzie, but they have nothing like enough money to satisfy the claims. Can you think of a way they could bring a claim against Juno, who does have money?
5. Kara and Lili are attorneys who have been working as sole practitioners and have decided to share an office suite and a receptionist who will work for both of them. Kara is primarily a family lawyer and Lili has a more general practice. A dissatisfied client who wants to sue Kara would like to know whether there is any basis to sue Lili as well.