



The State Bar *of California*

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FIRST-YEAR LAW STUDENTS' EXAMINATION CONTENT MAP – CONTRACTS

The following subject matter outline indicates the scope for contracts in the First-Year Law Students' Examination (FYLSX). The outline is not intended to list every aspect of a topic mentioned. Although the test items for each FYLSX are developed from these categories, each topic is not necessarily tested on each examination.

100 – Formation of Contracts

110 – Mutual assent

- 111 – Offer
 - Including termination of offer
 - Including irrevocable offers
- 112 – Acceptance
 - Including mailbox rule and exceptions
 - Including mirror image rule
- 113 – Effect of mistake, fraud, duress or misrepresentation
- 114 – Communication problems
- 115 – Capacity to contract
- 116 – Effect of illegality

120 – Consideration

- 121 – Bargain
- 122 – Adequacy
- 123 – Past
- 124 – Moral

130 – Informal contracts without assent or consideration (implied contracts)

- 131 – Promissory estoppel
- 132 – Implied-in-fact
- 133 – Implied-in-law
- 134 – Implied covenant of good faith and fair dealing
- 135 – Indefinite terms

140 – Preliminary negotiations

150 – Modifications

160 – UCC Article 1

170 – UCC Article 2

200 – Third-Party Beneficiary Contracts

300 – Assignment of Contracts

- 310 – Assignment of rights
- 320 – Delegation of duties

400 – Statute of Frauds

- 410 – Sufficiency of the memorandum
- 420 – Contracts within the statute
- 430 – Where the statute does not apply
- 440 – Exceptions

500 – Parol Evidence Rule and Interpretation; Exceptions**600 – Performance**

- 610 – Nature of conditions
- 620 – Express performance
- 630 – Constructive performance
- 640 – Failure of consideration
- 650 – Excuse of conditions
- 660 – Rights of defaulting plaintiff
- 670 – Substantial performance
- 680 – Excuse and defenses

700 – Breach of Contract and Remedies

- 710 – What constitutes breach?
- 720 – Total or partial
- 730 – Anticipatory repudiation
- 740 – Remedies
- 750 – Damages

800 – Impossibility of Performance, Impracticability, and Frustration of Purpose**900 – Discharge of Contracts**

- 910 – Termination and cancellation
- 920 – Rescission
- 930 – Novation
- 940 – Accord and satisfaction

999 – Miscellaneous