



UCC 2-207's Answer to the Common Law

Does the offer and acceptance for the sale of goods contain the same terms or additional or different terms?

If Same Terms than a contract is created and no 2-207 issue

If Additional/Different Terms we have 2-207 problem

No.
Acceptance not expressly conditional, contract is on terms set by 207(2)

Definite and seasonable expression of acceptance is given. Is acceptance expressly conditioned on assent to additional/different terms?

No definite and seasonable expression of acceptance but maybe 207(3) K?

Either party is not a merchant? Additional terms are not included unless party separately assented

Both parties are merchants. additional terms are in contract unless:

- (a) Offer expressly limits acceptance to terms of the offer
- (b) Additional terms materially alter the contract
- (c) Object given within reasonable time

Different Terms, majority knockout and fill gaps

Yes.
Acceptance is a counteroffer

Conduct does not indicate a K exist then no contract

Conduct does indicate that a contract exists then terms set by 207(3)

Use terms that are mirror images, knock out others, add in gap fillers

If express/unequivocal assent contract is formed on counter-offer terms

No express/unequivocal assent? no 207(1) contract but see (207)(3)

Washburn Bar Flowcharts Contracts



NEC Contracts

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Contract Law Frank J. Doti,2009 This book is a combination of schematic flowcharts that visually plot basic rules of contract law and selected cases that apply such rules The flowchart approach helps students sort out the various contracts rules in an organized way **Business Periodicals Index** ,1980 **Index to Federal Tax Articles** ,1975 **Industrial Arts Index** ,1940 *Contract Law Factually Illustrated!* Value Bar Prep,Duru law books,CaliforniaBarHelp Website,2015-10-06 Contracts Law School Book In Paperback Contract Law Factually Illustrated authored by Value Bar Prep Duru Law books CaliforniaBarHelp Website For Law Students Value Bar Prep,Californiabarhelp Site,2015-09-29 Law school students book For Law Students Contracts Law Factually Illustrated Everything You Need To Know To Understand UCC and Common law Contracts _____ Law school books search Contracts Torts Criminal law Civil procedure Criminal procedure Evidence Constitutional law Community property law school books Law school outlines Bar Prep Baby bar exam prep tutors **Contract Law, Flowcharts and Cases** Frank Doti,2016-05 This book contains schematic flowcharts that visually plot the rules of contract law Also included are selected cutting edge recent cases applying the rules The flowchart approach helps students sort out in a visual manner the trickier contract rules of law in a unique and organized fashion Contracts BarCharts, Inc.,2006-09-27 This 6 page guide gives a general overview of this popular topic Its ideal for any law student or anyone looking to increase their knowledge in this subject area

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