

CURSO	:	CORPORATE SCANDAL CASES AND THEIR IMPACT ON REGULATION AND ECONOMICS. BETTER CORPORATE GOVERNANCE PRACTICES AND ETHICS.
TRADUCCIÓN	:	ESCÁNDALOS CORPORATIVOS/FINANCIEROS Y SU IMPACTO EN LA LEGISLACIÓN Y LA ECONOMÍA.HACIA MEJORES PRÁCTICAS DE GOBIERNO CORPORATIVO Y ÉTICA.
SIGLA	:	DMD3146
CRÉDITOS	:	10
MÓDULOS	:	01
REQUISITOS	:	-
CARÁCTER	:	OPTATIVO
TIPO	:	CATEDRA
CALIFICACIÓN	:	ESTÁNDAR
DISCIPLINA	:	DERECHO, ECONOMÍA.
PALABRAS CLAVE	:	GOBIERNO CORPORATIVO, BUENAS PRÁCTICAS, ÉTICA.

I. DESCRIPTION OF THE COURSE

The aim of this course is that the students acquire the ability to draw general conclusions of law and ethics based on cases; to learn to approach cases from a legal, economic and accounting perspective; to learn where to look for when analyzing “best practices” of governance and ethics; and to develop their confidence in the use of English both written and oral.

II. PURPOSES

1. Identify best practices of corporate governance through an empirical approach.
2. Determine the impact of corporate sandal over different legal systems and economic settings.
3. Identify “red flags” that could lead to avoid a scandal related to Corporate Governance.
4. Discuss the legal ethics that may stem from each case.
5. Have students reinforce their English speaking abilities.

III. CONTENTS

1. Introduction: Theory behind corporate scandals?
2. Case studies: Usually one case per class with the method described in Section V.
 - 2.1 Enron
 - 2.2 WorldCom
 - 2.3 Madoff and Ponzi Schemes
 - 2.4 Lysine Case
 - 2.5 Subprime
 - 2.6 Mannesmann
 - 2.7 Liverdoor Bid in Japan
 - 2.8 The case of South Korea
 - 2.9 China Aviation Oil
 - 2.10 Natural Resources in Russia
 - 2.11 Refco
 - 2.12 Bear Sterns
 - 2.13 Northern Rock

- 2.14 Chispas
- 2.15 Inverlink
- 2.16 La Polar
- 2.17 FIFA

V. METHODOLOGY OF LEARNING

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- Students will be expected to get to class prepared.
- Two students will be on call for each class to explain each case and answer questions regarding each case.
- Remember that the law is not horseshoes and precision is essential to answer questions. It is expected that students give precise, detailed and clear answers.
- The methodology of each class will be mostly class discussion about the classes and brief lectures.
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VI. EVALUATIONS

- Class preparation and participation: 40%
- Written assignment in the form of a memo sent to a client: 40%
- Outlines of the memo: 20%

VII. BIBLIOGRAPHY

Mandatory (all bibliography is complementary unless it is expressly stated that it is complementary:

Basic: Milhaupt J., Curtis and Pistor, Katharina "Law & Capitalism". What corporate crises reveal about legal and economic development around the world (Chicago University Press, 2008)

Audiovisual contents

Web content:

Enron:

<http://www.economist.com/node/940091>

<http://content.time.com/time/specials/packages/0,28757,2021097,00.html>

<http://www.journalofaccountancy.com/issues/2002/apr/theriseandfallofenron.html>

<http://www.ccsenet.org/journal/index.php/ijbm/article/viewFile/7627/5855.&ei>

Enron and the SOX act:

<http://www.soxlaw.com/>

https://dealbook.nytimes.com/2011/11/25/another-view-sarbanes-oxley-and-the-legacy-of-enron/?_r=0

<http://search.proquest.com/openview/84cf998625fbf90fc438452c0b70653b/1?pq-origsite=gscholar&cbl=34671>

Enron movies and documentaries (complementary):
The Smartest Guys in The Room

Worldcom:

<https://www.theguardian.com/business/2002/aug/09/corporatefraud.worldcom2>

<http://www.ecommercetimes.com/story/45542.html>

https://papers.ssrn.com/sol3/papers.cfm?abstract_id=447100

Madoff:

<http://heinonline.org/HOL/LandingPage?handle=hein.journals/ubl40&div=12&id=&page=>

<https://www.forbes.com/sites/jordanmaglich/2013/12/09/madoff-ponzi-scheme-five-years-later/#fe3bc951b76a>

Madoff documentaries (youtube):
The scamming of America (complementary)

The man who knew (complementary)

Ashley Madison (complementary):

<https://www.theguardian.com/technology/2016/feb/28/what-happened-after-ashley-madison-was-hacked>

<https://www.wired.com/2015/08/happened-hackers-posted-stolen-ashley-madison-data/>

<http://money.cnn.com/2015/08/19/technology/ashley-madison-search/index.html>

Lysine:

<https://www.youtube.com/watch?v=E21YYoxRs5g>

<https://www.justice.gov/atr/speech/caught-act-inside-international-cartel>

Subprime:

Movies: The Big Short / Too Big to Fail (complementary)

Documents:

<https://www.oecd.org/finance/financial-markets/42229620.pdf>

<http://www.aaajournals.org/doi/abs/10.2308/accr.2008.83.6.1605?code=aaan-site>

Mannesmann, Liverdoor Bid in Japan, The case of South Korea, China Aviation Oil, Natural Resources in Russia: Book (no other material available in English or Spanish)

Chispas:

http://tere.r-t.cl/ei/2007_08/Paper_6.pdf

FIFA:

https://www.acfe.com/uploadedFiles/ACFE_Website/Content/asiapac/2015/presentations/cpp/Jarrold-Baker.pdf

<https://www.lfhe.ac.uk/en/governance-new/resource-bank/previous-news-alerts/fifa-and-corporate-governance.cfm>

<http://www.sciencedirect.com/science/article/pii/S1441352312001416>