Hotel Restaurant and Travel Law 7th Edition Morris Test Bank

Chapter 1—Introduction to Contemporary Hospitality Law

MULTIPLE CHOICE

1.	The process by which a. Precedents b. Constitutional law		deral government a	_	ts laws is called: Legislative process Delegated powers
	ANS: C	PTS:	1		
2.	The type of law that l a. Constitutional b. Statute	egislatı	ires make is:	c. d.	Case law Administrative law
	ANS: B	PTS:	1		
3.	Based on <i>stare decisi</i> . a. Statutes	s, a jud	ge will decide a ca	se by c.	
	b. Case decisions			d.	Legislators
	ANS: B	PTS:	1		
4.	Laws adopted by an administrative agency are called:				
	a. Statutesb. Ordinances			c. d.	Regulations Constitutions
	ANS: C	PTS:	1		
5.	Which of the following	ng is no	ot a tort?		
	a. Negligence	-		c.	Breach of contract
	b. Trademark infrin	gement		d.	Fraud
	ANS: C	PTS:	1		
6.	In a criminal case, wh		for the plaintiff's a	attor	•
	a. The victim of theb. The police	crime		c. d.	The government The defendant
	ANS: C	PTS:	1		
7.	Which of the following is not a penalty for committing a crime?				
	a. Jailb. Punitive damages			c. d.	Fine Community service
	ANS: B	PTS:	1	u .	
8.	Which of the following is the party who initiates an appeal?				
0.	a. Appellant	1g 15 th	c party who initiate	c. d.	Plaintiff Defendant
	b. Appelle			u.	Defendant
	ANS: A	PTS:	1		
9.	•			-	the case to the judge e a lawsuit is ongoing

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- c. A request for a relief break to use the restroom while court is in session
- d. The walkway the judge uses from his or her office to the courtroom

ANS: B PTS: 1

- 10. What is the resolution of a dispute without a trial?
 - a. Pleadingb. Discoveryc. Settlementd. Motion

ANS: C PTS: 1

- 11. What is *voir dire*?
 - a. A bacteria that comes from eating moldy cheese
 - b. The traditional (formal) title for a judge
 - c. The examination of prospective jurors
 - d. A judge's instructions to the jury

ANS: C PTS: 1

TRUE/FALSE

1. Law consists of rules enforceable in court that require people to meet certain standards of conduct.

ANS: T PTS: 1

2. One of the influences on hospitality law was the poor reputation attributed to innkeepers in fourteenthand fifteenth-century England.

ANS: T PTS: 1

3. Common law can be modified by statute.

ANS: T PTS: 1

4. The people who govern administrative agencies are elected to office.

ANS: F PTS: 1

5. Rebecca was attacked at gunpoint while walking home from work late one night. Her pocketbook was stolen and her arm broken. She wants compensation for the money that was stolen and her medical bills. True or false: To secure compensation, she should pursue a criminal case.

ANS: F PTS: 1

6. A case titled Boris Napow v. Jerry Cribo is a civil case.

ANS: T PTS: 1

7. Punitive damages are awarded to a plaintiff to compensate for a loss caused by the defendant.

ANS: F PTS: 1

8. An injunction is a court order forbidding a party to a lawsuit from engaging in specified acts.

ANS: T PTS: 1

9. A judge can never deviate from precedents.

ANS: F PTS: 1

10. The actions of hospitality managers can influence the possibility of a business or the manager becoming the subject of litigation.

ANS: T PTS: 1

11. Compensation for an injury case is the objective of a criminal case.

ANS: F PTS: 1

12. The federal government includes the executive, legislative, and judicial branches.

ANS: T PTS: 1

COMPLETION

1. The four main sources of our law are the ______, and

ANS: constitution, statutes, common law, administrative law

PTS: 1

- 2. ______ is business affecting more than one state.
 - ANS: Interstate commerce

PTS: 1

3. A _______ is a lawmaking body whose members are elected to office by the citizenry.

ANS: legislature

PTS: 1

4. The name of the plaintiff in a criminal case is ______

ANS: the people of the State the people of the Commonwealth

PTS: 1

5. ______ are agreements between two or more parties that are enforceable in court.

ANS: Contracts

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PTS: 1 6. Charlotte opened a hotel called Days Inn. She had not received permission to use the name from the company that operates hotels nationwide with the same name. Charlotte's use of the name constitutes ANS: trademark infringement PTS: 1 7. Two types of damages a plaintiff can seek in a civil case are ______ and _____. ANS: compensatory, punitive PTS: 1 8. Barry stayed overnight at a motel and left without paying the bill. Barry has committed the crime of . ANS: theft of services PTS: 1 9. The four elements to look for when reading a case are _____, _____, ____, and _____ ANS: facts, issue, decision, reasoning PTS: 1 _____ and _____ are the two major systems of law 10. in the Western world. ANS: Common law, civil law Civil law, common law PTS: 1 11. The system that allows criminal offenders to remain out of jail while supervised by a probation officer is _____. ANS: probation PTS: 1 12. A business that affects more than one state is ______ commerce. ANS: interstate PTS: 1