## Contract Drafting: (The Essentials)

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## CAROL BAVOUSETT MATTICK, PLLC



- University of Texas at Austin, JD, MBA
- After a stint with a large law firm in San Antonio, a solo law practice dedicated solely to providing corporate and securities law advice to growing companies
- <u>Clients & Transactions</u>: companies seeking private equity capital; representation of "angel" investors; formation and ongoing representation of private funds and their registered or exempt investment advisers; representation of senior executives with respect to employment and incentive compensation packages; representation of private companies up to \$50 million in annual revenues in acquisitions; and all kinds of contract drafting and review.
- <u>Teaching</u>: MSSTC program at UT Austin; UT Law CLE, Texas Bar CLE and ABA programs
- Chair, Securities Law Committee, Business Law Section, State Bar of Texas 2005-2014

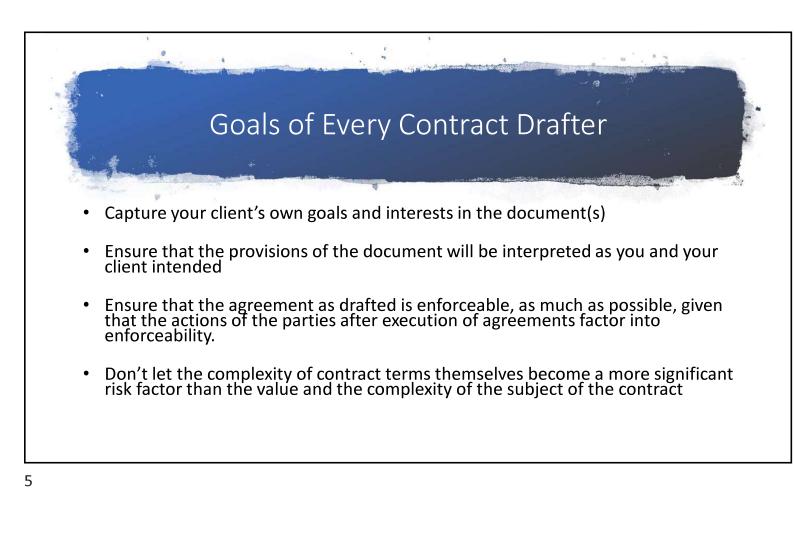
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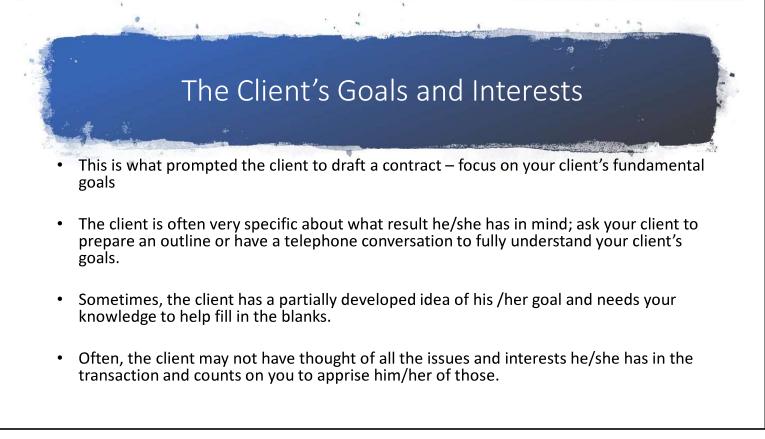
## Setting the Stage

- In the 18<sup>th</sup> and 19<sup>th</sup> centuries, legal philosophers began trying to systematically explain legal decisions
- From that effort came the concepts in the Restatement of the Law of Contracts, the elements of a binding contract
- BUT, Industrialization led to stresses on that framework

- One business contracting with many customers vs negotiated contracts
- The advent of the UCC in U.S. law for sales of goods and tangible personal property
- Some kinds of contracts are modified / the terms of which are dictated by statute or rule.







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## Title search: Fundamental Concepts in Contract Drafting

Also available as part of the eCourse <u>Hooked on CLE: March 2021</u>

First appeared as part of the conference materials for the 2020 Contract Drafting Essentials: A Practical Guide to Fundamental Concepts, Approaches, and Key Considerations session "Fundamental Concepts in Contract Drafting"