

GOING TO COURT

The following exercises are about a dispute. This dispute is about a breach of contract.

Exercise 1

Read the facts and decide if the statements that follow are true or false.

John Oliver is the owner of a car business called Oliver's Auto. John Oliver sells second-hand (used) cars in Chatsworth. Many of the cars that John Oliver sells previously belonged to a taxi company. Two months ago, John Oliver sold a car to a woman named Susan Hicks. Susan Hicks paid for the car by cheque. The cost was £1000. The car was not a good one. It stopped working twice in the first week that Susan bought it. Susan was angry and went to John Oliver's office. Susan asked John Oliver to give her a different car. He refused. Susan telephoned her bank and cancelled the cheque. John Oliver did not receive any money. The car is at Susan's house. The car will not start. Susan telephoned John Oliver last week and said he can collect his broken car any time he wants to. John Oliver refused. He decided to sue Susan Hicks for breach of contract on the grounds that she did not pay him.

Yesterday Susan received a claim from Chatsworth County Court, which is the local civil court. John Oliver is claiming £1000 from her for the car, plus a court fee of £60. His total claim is £1060.

a	John Oliver owns a taxi business in Chatsworth.	<input checked="" type="checkbox"/> True	<input type="checkbox"/> False
b	Susan Hicks did not pay in cash for the car she bought from John Oliver.	<input checked="" type="checkbox"/> True	<input type="checkbox"/> False
c	Susan Hicks telephoned John Oliver to ask him for a different car.	<input checked="" type="checkbox"/> True	<input type="checkbox"/> False
d	John Oliver collected the car from Susan's house last week.	<input checked="" type="checkbox"/> True	<input type="checkbox"/> False
e	John Oliver is not claiming any interest on the £1000 he says Susan owes to him.	<input type="checkbox"/> True	<input checked="" type="checkbox"/> False

Exercise 2

Susan now receives a claim from Chatsworth County Court. There are some words in the claim form that she does not understand. Her questions are below. Match her questions with the correct answer.

a	What is a claimant ?	It means to start an action against someone in the civil court. (1)
b	What is a defendant ?	It is something that you suffer as a direct result of the breach of contract. (2)
c	What does sue mean?	It is something that you suffer as an indirect result of the breach of contract. (3)
d	What does defective mean?	It is the person who starts the legal action. (4)
e	What is direct loss?	It is the person who the claimant is making a claim against. (5)
f	What is consequential loss?	It means faulty – not working correctly. (6)