

EXAMPLE ON HOW TO ANSWER CASE STUDY?

Sample case :

Farid was a director of Lotos Mall. He instructed his manager to sell some items at the higher price than they advertised. Thus, the company had been sued for misdescription offences. Farid has been blamed for the offence. However, Farid claimed that the company that was to be blame for the offence, not him. Was the offence committed by Lotos Mall or by Farid?

1. Issue :

- a. Whether the company can be blamed solely for the offences or not
- b. Whether farid can be held responsible for that offences of misdescription of price or the Lotos Mall?

2. Formulation : In Farid situation, Farid should be held responsible for the offence. It is because he had given instruction his manager to sell some of the items at a higher price. When a company commit wrong action, the company cannot think or act by himself to commit such wrong action. Thus we have to look behind the veil of the company to determine the person who shall be responsible for the wrong doing.

3. Legal Principle and supporting case :

Section 20 CA provides that a company incorporated under this Act is a body corporate and shall :

- (a) have legal personality separate from that of its members; and
- (b) continue in existence until it is removed from the register.

Further, **Section 21** states that the companies will have unlimited capacity and will be capable of exercising all the functions of a body corporate and have the full capacity to carry on or undertake any business or activity including:

- (a) to sue and be sued;
- (b) to acquire, own, hold, develop or dispose of any property;
- (c) to do any act which it may do or to enter into transactions.

A company shall have the full rights, powers and privileges for the above purposes.

Supporting case :

In the case of **SALOMON v SALOMON & CO. LTD**

Salomon, a sole trader as a leather and boot merchant sold his business to Salomon & Co. Ltd, a company he formed with his wife and children. Payment for the purchase was partially effected debentures issued by the company to Salomon. The company later went into liquidation and its assets were not enough to satisfy its creditors. Mr. Salomon however claim priority over the other debtors as he was a secured creditor.

Held: Mr. Salomon the creditor is a person separate and distinct from Salomon & Co. Ltd even though Mr. Salomon was the majority shareholder of the company.

LEE v. LEE'S AIR FARMING (1961) AC 12

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Gapenski's Cases in Healthcare Finance, Sixth Edition George H. Pink, Paula H. Song, 2018-01-05 Student Resources click here for access Instructor Resources PowerPoint slides spreadsheets and case discussion questions and solutions Sound financial analysis and decision making require a thorough comprehension of theory plus the insight and judgment that come from experience Gapenski's Cases in Healthcare Finance gives students an opportunity to bridge the gap between learning theoretical concepts in the classroom and applying those concepts in the real world By working the cases in this book students who have a basic understanding of healthcare finance can better prepare for the multitude of problems they will face in practice The book's 32 case studies feature a variety of healthcare settings from hospitals and clinics to medical practices home health organizations integrated delivery systems and more Each case focuses on a single issue related to a specific area of financial management including Cost behavior and profit analysis Cost allocation Pricing planning and budgeting Capital acquisition and allocation Financial condition analysis and forecasting Current asset management Business valuation The cases are supported by an extensive array of ancillary resources including spreadsheet models for both instructors and students case questions and solutions and PowerPoint slides all substantially updated and reorganized for this edition Since 2000 this highly regarded book has been used in healthcare finance courses throughout the United States Original author Louis C Gapenski was recognized both nationally and internationally as an expert in healthcare finance In the sixth edition authors George H Pink and Paula H Song carry forward Dr Gapenski's legacy to the field of healthcare administration As the provision of healthcare continues to evolve and advance this book will help students develop the insight and judgment they need as future leaders

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