



FOR STUDENTS OF GW LAW

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● ● ● **Essay Prompt**
Scoring Rubric

CONTRACTS · Q. III

Owner entered into a written contract with Builder for the construction of a custom home.

Six months in, Builder encountered unexpected rock formations requiring expensive blasting...

Mutual Mistake Analysis

Issue. Whether Builder has grounds to recover the additional \$50,000.

Rule. Under Restatement (Second) §152, a mutual mistake as to a basic assumption renders the contract|

Band 5

ABOVE AVERAGE

+2

ISSUES

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