

Resources about Selected First Amendment Issues

Books by Journalists and Media Lawyers

Floyd Abrams, *Speaking Freely*

Jim Acosta, *The Enemy of the People*

Thomas Emerson, *A System of Freedom of Expression*

Anthony Lewis, *Make No Law*

David McCraw, *Truth in Our Times*

Scott Pelley, *Truth Worth Telling*

Dan Rather, *What Unites Us*

Websites with Robust Resources

The Brechner Center, www.brechner.org

Committee to Protect Journalists, www.cpj.org

Foundation for Individual Rights in Education, www.thefire.org

Freedom of Information Foundation of Texas, www.foift.org

Knight First Amendment Institute at Columbia University, www.knightcolumbia.org

Media Law Resource Center, www.medialaw.org

National Press Photographers Association, www.nppa.org

Reporters Committee for Freedom of the Press, www.rcfp.org

Silha Center for the Study of Media Ethics and Law at the Hubbard School of Journalism at the University of Minnesota, www.hsjmc.umn.edu

Student Press Law Center, www.splc.org

Podcasts

Make No Law: The First Amendment Podcast – Ken White (@Popehat.com)

Unprecedented – WAMU

Clear and Present Danger: A History of Free Speech

So to Speak – Foundation for Individual Rights in Education

Amicus With Dahlia Lithwick/Law, Justice, and the Courts

The First Five – Freedom Forum Institute

Twitter Accounts

@SMULawClinics

@MFIAClinic (Yale Law School)

@CWRU1stAmClinic

@adamliptak

@MatthewSchafer

@rcfp

@brechnercenter

@knightcolumbia

@firstamendwatch

In addition to the discussion in the books, websites, podcasts, and twitter accounts above, the following additional materials shed light on these First Amendment topics:

Incitement

Brandenburg v. Ohio, 395 U.S. 444 (1969)

Nwanguma v. Trump, 903 F.3d 604 (6th Cir. 2018)

Clay Calvert, College Campuses as First Amendment Combat Zones and Free-Speech Theatres of the Absurd: The High Price of Protecting Extremist Speakers for Shouting Matches and Insults, 16 First Amendment Law Review 454 (2018)

Clay Calvert, Reconsidering Incitement, Tinker and the Heckler's Veto on College Campuses: Richard Spencer and the Charlottesville Factor, 112 Northwestern Law Review Online 109 (2018)

Section 230 of the Communications Decency Act of 1996 (47 United States Code section 230)

Zeran v. AmericaOnline, Inc., 129 F.3d 327 (4th Cir. 1997)

Doe v. MySpace, Inc., 528 F.3d 413 (5th Cir. 2008)

Klayman v. Zuckerberg, 753 F.3d 1354 (D.C. Cir. 2014)

Prager University v. Google, LLC, 951 F.3d 991 (9th Cir. 2020)

Disruptive Competition Project, www.project-disco.org/section-230/#230proposals

Eric Goldman, Why Section 230 is Better Than the First Amendment, 95 Notre Dame Law Review Reflections 33 (2019)

Danielle K. Citron and Mary Anne Franks, The Internet as a Speech Machine and Other Myths Confounding Section 230 Reform, Boston University School of Law/Scholarly Commons at Boston University School of Law (https://scholarship.law.bu.edu/faculty_scholarship)

The Right to Photograph in Public

Turner v. Driver, 848 F.3d 678 (5th Cir. 2017)

Glik v. Cunniffe, 655 F.3d 78 (1st Cir. 2011)

Campus Speech/Public Officials' speech

Speech First, Inc. v. Fenves, 979 F.3d 319 (5th Cir. 2020)

Wilson v. Houston Community College System, 955 F.3d 319 (5th Cir.), cert. filed, (No. 20-804) (Dec. 11, 2020)

Defamation

New York Times Co. v. Sullivan, 376 U.S. 254 (1964)

The Dallas Morning News, Inc. v. Hall, 579 S.W.3d 370 (Tex. 2019)