



Controlling Speech IN 2013

MONEY, POLITICS AND POWER

Law Policy Forum Presented by the Pennsylvania Bar Association

Philadelphia • Mon., Apr. 8, 2013

9:00 am to 4:00 pm; check-in begins at 8:30 am

Join the Commonwealth's top constitutional scholars as they discuss First Amendment issues

KEYNOTE PRESENTER



Adam B. Liptak, Esq.
*Supreme Court Correspondent
The New York Times*



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Philadelphia – Mon., Apr. 8, 2013

The CLE Conference Center, Wanamaker Building
10th Fl., Suite 1010, Juniper St. entrance

9:00 am to 4:00 pm; check-in begins at 8:30 am
– PROGRAM INCLUDES LUNCH –

Debate First Amendment topics with professors

Record campaign spending. Non-judicial agencies seeking to compel speech. Public outcries for restrictions on speech. In today's era of constant communication, First Amendment legal issues seem omnipresent. Explore these topics and more with the Commonwealth's top constitutional scholars.

Peruse recent holdings' effects on politics today

- The effect of *Citizens United* on voters of ordinary means
- 2012 elections and record campaign spending
- Are major donors receiving special treatment from elected officials?

Balance judicial integrity and political speech

- Should political parties be permitted to endorse supposedly impartial judicial candidates?
- Does protected speech extend to parties, as well as individuals?
- Will nation-wide record spending on judicial races lead to the politicization of an impartial forum?

Monitor free speech and social media

- Facebook, Twitter, and litigation – protected and discoverable speech
- Regulations of student speech both on and off campus

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Program Schedule

9:00 – 10:45 **The Impact of *Citizens United* on Elections**

- Overview of *Citizens United v. FEC*
- Who wins? Supreme Court cases 2008 to 2012
- Where is “disclosure” going?
- How will *Citizens United* affect candidates?

10:45 – 11:00 **Break**

11:00 – 12:15 **Speech in Non-Presidential Elections**

- Political speech in judicial elections
- Contributions to judicial elections
- Contributions to attorney general elections
- The practical effect of recent decisions on election law

12:15 – 1:45 **Lunch w/Keynote Presenter Adam Liptak** (see below)

1:45 – 2:45 **Social Media and the First Amendment**

2:45 – 3:00 **Break**

3:00 – 4:00 **Other Issues in First Amendment Jurisprudence**

- Open Society International
- School speech
- Q&A

Keynote Presenter



Adam B. Liptak, Esquire

Mr. Liptak is *The New York Times*' Supreme Court correspondent. He also has written for *The New Yorker*, *Vanity Fair*, *Rolling Stone*, *Business Week* and *The American Lawyer*, and published several law review articles on First Amendment topics. Prior to his work as a reporter, Mr. Liptak worked in *The Times*' legal department, where he focused on defamation, privacy, newsgathering and related issues, and frequently litigated media and commercial cases. He spent four years at Cahill Gordon & Reindel, a New York City law firm, as a litigation associate specializing in First Amendment matters. Mr. Liptak's teaching engagements include the Columbia University School of Journalism, UCLA Law School, and Yale Law School. He is a graduate of Yale University, and received his J.D. from that same institution in 1988.

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Duquesne University School of Law, Pittsburgh

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[COURSE PLANNER]

Cozen O'Connor, Philadelphia

The Impact of *Citizens United* on Elections

SPEAKERS

Professor Stanley M. Brand

Penn State University Dickinson School of Law, Carlisle

Professor Michael R. Dimino, Sr.

Widener University School of Law, Harrisburg

Dean Kenneth G. Gormley

Duquesne University School of Law, Pittsburgh

Professor David Kairys

Temple University James E. Beasley School of Law
Philadelphia

Speech in Non-Presidential Elections

SPEAKERS

Professor Michael R. Dimino, Sr.

Widener University School of Law, Harrisburg

Gregory M. Harvey, Esquire

Montgomery McCracken Walker & Rhoads LLP
Philadelphia

Professor Tuan Samahon

Villanova University School of Law, Villanova

AFTERNOON MODERATOR

Professor Seth M. Kreimer

University of Pennsylvania Law School, Philadelphia

Social Media and the First Amendment

SPEAKERS

Professor Richard H. Frankel

Drexel University Earle Mack School of Law
Philadelphia

Amy B. Ginensky, Esquire

Pepper Hamilton LLP, Philadelphia

Patrick Kerkstra

Philadelphia

Other Issues in First Amendment Jurisprudence

SPEAKERS

Professor Seth M. Kreimer

University of Pennsylvania Law School, Philadelphia

Panel

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This program has been approved by the Pennsylvania Continuing Legal Education Board for 6 hours of CLE credit in substantive law.

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Controlling Speech in 2013: Money, Politics and Power

PBA Law Policy Forum

Philadelphia • Mon., Apr. 8, 2013

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Tuition (includes course book and lunch)

- \$199 Members — Pa., or any co. bar assn.
- \$179 Members admitted after 1/1/09
- \$219 Nonmembers
- \$99 Paralegals attending w/attorney
- \$129 Paralegals attending alone
- \$100 Judges and judicial law clerks
- \$90 Judges and judicial law clerks admitted after 1/1/09

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