

Notre Dame Journal of Law, Ethics & Public Policy

Volume XXV Issue No. 1 2011

SYMPOSIUM ON CENSORSHIP & THE MEDIA

CONTENTS

FOREWORD

- Censorship & the Media: A Foreword . . . *Barry P. McDonald* 1

MEDIA SELF-CENSORSHIP

- Self-Censorship and the First Amendment . *Robert A. Sedler* 13

- Postmodern Censorship of Pacifist
Content on Television and the Internet . . . *Hannibal Travis* 47

- Staring Death in the Face During Times
of War: When Ethics, Law, and Self-Censorship
in the News Media Hide the Morbidity
of Authenticity *Clay Calvert* 87
& Mirelis Torres

INDIVIDUAL SELF-CENSORSHIP AS TO MEDIA SOURCES

- Self-Censorship and the Constriction of
Thought and Discussion Under Modern
Communications Technologies *R. George Wright* 123

GOVERNMENT CENSORSHIP OF MEDIA

- Media Censorship and Access to
Terrorism Trials: A Social
Architecture Analysis *Derigan Silver* 143

Copyright © 2011

The Framers, Children, and Free Expression.....	<i>Kevin W. Saunders</i>	187
Towards Zero Net Presence.....	<i>Terence J. Lau</i>	237

NOTES

Hate Speech in Cyberspace: Bitterness without Boundaries	<i>LaShel Shaw</i>	279
Substantive Media Regulation in the Twenty-First Century: A Fair Look at the Fairness Doctrine	<i>Justin Fisher</i>	305

The *Notre Dame Journal of Law, Ethics & Public Policy* is published twice annually, Notre Dame Law School, Notre Dame, Indiana 46556. Telephone: (574) 631-4888. Website: <http://www.nd.edu/~ndjlepp/>.

Subscriptions in the U.S. are \$35.00 per year in advance and \$20.00 for single issues. Canada subscriptions are \$40.00 per year and other international subscriptions are \$42.00 per year. Address all correspondence concerning subscriptions to the Development Editor. Subscriptions will be automatically renewed unless a subscriber requests that the Development Editor discontinue the subscription. Unless a claim for nonreceipt of an issue is made within six months after the mailing date, the issue will not be supplied free of charge. All notifications of change of address should include the old and new addresses with zip codes. Please mail change at least one month before the date of the issue for which it is to take effect. Back issues in paperback and microfiche form are available through William S. Hein & Co., Inc.; 1285 Main St.; Buffalo, N.Y. 14209; telephone: (800) 828-7571.

Except where otherwise expressly provided, the *Notre Dame Journal of Law, Ethics & Public Policy* and the author of each article, note, and comment in this issue of the *Notre Dame Journal of Law, Ethics & Public Policy* grant permission to duplicate for that article, note, or comment for educational use, provided that (i) copies are distributed at or below cost, (ii) the author and the *Notre Dame Journal of Law, Ethics & Public Policy* are identified, and (iii) proper notice of copyright is affixed to each copy.

The views herein are those of the authors and do not necessarily reflect the policies or opinions of the *Notre Dame Journal of Law, Ethics & Public Policy*, its editors and staff, Notre Dame Law School, or the University of Notre Dame.

Text and footnotes conform to *The Bluebook: A Uniform System of Citation* (19th ed. 2010). The Journal is published utilizing *The Chicago Manual of Style* (15th ed. 2003).

The forthcoming volume of the Journal will include an issue addressing the "Legal, Moral, and Ethical Policy Considerations for Regulating Corporate Governance" and a general topic issue exploring the legal, moral, and ethical considerations of current public policy debates. The editors welcome unsolicited manuscripts that examine specific topics within these general categories from an ethical perspective. Articles should be directed to the Solicitation Editor; regretfully, manuscripts cannot be returned unless postage is provided.