# TABLE OF CONTENTS

## THE NEW FIRST AMENDMENT

**Curing the First Amendment Scrutiny Muddle Through a Breyer-Based Blend Up? Toward a Less Categorical, More Values-Oriented Approach for Selecting Standards of Judicial Review,**
Clay Calvert .......................................................... 1

**No Exit: Ten Years of “Privacy vs. Speech” Post-Sorrell,**
G.S. Hans ...................................................................... 19

**Kent State and the Failure of First Amendment Law,**
Gregory P. Magarian...................................................... 41

**The “Exceptionalist Trap”: Why the Future First Amendment Must Take Fundamental Human Rights into Account,**
Amy Kristin Sanders ..................................................... 61

**Censorship Makes the School Look Bad: Why Courts and Educators Must Embrace the “Passionate Conversation”,**
Frank D. LoMonte.......................................................... 91

**Reimagining Access Rights,**
Jonathan Peters............................................................. 135

**A Press Clause Right to Cover Protests,**
Tyler Valeska ............................................................... 151
NOTES

“Stairway to Heaven” or Stairway to the Public Domain: Copyright Infringement of Musical Works Under the 1909 Copyright Act,
Ellen Komlos .............................................................................. 185

Pay to Play: Looking Beyond Direct Compensation and Towards Paying College Athletes for Themselves,
Luke Tepen ................................................................................. 213

Disability Services in Dual Enrollment,
Benjamin A. Schoenkin ............................................................. 247

Do Not Resuscitate: The Fight to Revive Inquest Proceedings in the United States,
Maryl Evans ................................................................. 279