

WILLIAM EYRE LEE

PRESENT POSITION

Professor Emeritus
Grady College of Journalism and Mass Communication
University of Georgia
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EDUCATION

Ph.D. (Mass Communications), University of Wisconsin-Madison, 1977.
M.A. (Telecommunications), Michigan State University, 1974.
B.A. (Broadcasting), San Jose State University, 1972.

TEACHING AND RESEARCH APPOINTMENTS

Professor Emeritus, Grady College of Journalism and Mass Communication, University of Georgia, 2021. Professor, 1989-2020. Associate Professor, 1983-1989; Assistant Professor, 1978-1983. Awarded tenure in 1983.

Graduate Seminars: Mass Communication Law; Telecommunications Policy; The Press and National Security.

Undergraduate Courses: Law of Mass Communication; Law of Mass Communication (Honors); Emerging Media Technologies; Telecommunications Regulation; The Press and National Security; The First Amendment and Political Campaigns.

Granted research release time each year, 1978-2020.

Senior Faculty Fellow, Foundation Fellows Program, 2001-2009.
Served as a mentor for recipients of UGA's most prestigious fellowship.

Graduate Faculty, 1981-2020. Reappointed in 1984, 1991, 1998, 2005 and 2015. Major professor of numerous Ph.D. and M.A. students.

RESEARCH PUBLICATIONS

Law Review Articles

- Lee, William E. *Inside the Bellotti Court*. 39 **Cardozo Arts & Entertainment Law Journal** 55 (2021).
- Lee, William E. *The Conscience of Corporations and the Right Not to Speak*. 43 **Harvard Journal of Law and Public Policy** 155 (2020).
- Lee, William E. *A Revisionist View of Journalist's Privilege: Justice Powell, Branzburg and the "Proper Balance."* 34 **Cardozo Arts & Entertainment Law Journal** 113 (2016).
- Lee, William E. *Citizen-Critics, Citizen Journalists, and the Perils of Defining the Press*. 48 **Georgia Law Review** 757 (2014) (symposium).
- Lee, William E. *Books, Video Games, and Foul-Mouthed Hollywood Glitteratae: The Supreme Court and the Technology-Neutral Interpretation of the First Amendment*. 14 **Columbia Science and Technology Law Review** 295 (2013).
- Lee, William E. *The Demise of the Federal Shield Law*. 30 **Cardozo Arts & Entertainment Law Journal** 27 (2012) (symposium).
- Lee, William E. *Probing Secrets: The Press and Inchoate Liability for Newsgathering Crimes*. 37 **American Journal of Criminal Law** 129 (2009).
- Lee, William E. *Deep Background: Journalists, Sources, and the Perils of Leaking*. 57 **American University Law Review** 1453 (2008) (symposium).
- Lee, William E. *The Priestly Class: Reflections on a Journalist's Privilege*. 23 **Cardozo Arts & Entertainment Law Journal** 635 (2006).
- Lee, William E. *Modernizing the Law of Open-Air Speech: The Hughes Court and the Birth of Content-Neutral Balancing*. 13 **William & Mary Bill of Rights Journal** 1219 (2005).
- Lee, William E. *Cable Modem Service and the First Amendment: Adventures in a "Doctrinal Wasteland."* 16 **Harvard Journal of Law and Technology** 125 (2002).
- Lee, William E. *"Security Review" and the First Amendment*. 25 **Harvard Journal of Law and Public Policy** 743 (2002) (symposium).

RESEARCH PUBLICATIONS (continued)
Law Review Articles (continued)

- Lee, William E. *The Unwilling Listener*. 35 **University of California at Davis Law Review** 387 (2002).
- Lee, William E. *Facts, Assumptions and American Pie*. 2000 **Law Review of Michigan State University** 239 (symposium).
- Lee, William E. *The Unusual Suspects: Journalists as Thieves*. 8 **William & Mary Bill of Rights Journal** 53 (1999).
- Lee, William E. *Manipulating Legislative Facts: The Supreme Court and the First Amendment*. 72 **Tulane Law Review** 1261 (1998).
- Lee, William E. *The First Amendment Doctrine of Underbreadth*. 71 **Washington University Law Quarterly** 637 (1993).
- Lee, William E. *Speaking Without Words: The First Amendment Doctrine of Symbolic Speech and the Supreme Court*. 15 **Columbia Journal of Law & the Arts** 495 (1991).
- Lee, William E. *The Futile Search for Alternative Media in Symbolic Speech Cases*. 8 **Constitutional Commentary** 451 (1991).
- Lee, William E. *The Irrelevance of San Francisco Arts & Athletics, Inc. v. United States Olympic Committee to the Flag Controversy*. 8 **Constitutional Commentary** 109 (1991).
- Lee, William E. *The Supreme Court and the Right to Receive Expression*. 1987 **Supreme Court Review** 303.
- Lee, William E. *Lonely Pamphleteers, Little People and the Supreme Court: The Doctrine of Time, Place and Manner Regulations of Expression*. 54 **George Washington Law Review** 757 (1986).
- Lee, William E. *Cable Leased Access and the Conflict Among First Amendment Rights and First Amendment Values*. 35 **Emory Law Journal** 563 (1986) (symposium).
- Lee, William E. *Cable Franchising and the First Amendment*. 36 **Vanderbilt Law Review** 867 (1983) (symposium).

RESEARCH PUBLICATIONS (continued)Law Review Articles (continued)

Lee, William E. *The Problems of “Reasonable Access” to Broadcasting for Noncommercial Expression: Content Discrimination, Appellate Review, and Separation of Commercial and Noncommercial Expression*. 34 **University of Florida Law Review** 348 (1982).

Lee, William E. *Antitrust Enforcement, Freedom of the Press, and the “Open Market”*: *The Supreme Court on the Structure and Conduct of Mass Media*. 32 **Vanderbilt Law Review** 1249 (1979).

Lee, William E. *Privacy Intrusions while Gathering News: An Accommodation of Competing Interests*. 64 **Iowa Law Review** 1243 (1979) (symposium).

Lee, William E. *The Supreme Court on Privacy and the Press*. 12 **Georgia Law Review** 215 (1978).

Monographs

Lee, William E. *Open Access, Private Interests, and the Emerging Broadband Market*. **Policy Analysis** (Washington, DC: Cato Institute, 2000).

Lee, William E. *The First Amendment Versus Municipal Regulation of Cable Television*. **Policy Analysis** (Washington, DC: Cato Institute, 1984).

BOOKS

William E. Lee, Daxton R. Stewart and Jonathan Peters, **The Law of Public Communication**. 11th edition. New York: Routledge (2020).

Coauthor of prior editions of **The Law of Public Communication** published annually from 2002-2013 and 2015-2019.

BOOK CHAPTERS

William E. Lee, “Journalist’s Privilege” in **Media Freedom and Contempt of Court**. Eric Barendt editor. Surrey, England: Ashgate, 2009.

William E. Lee, “The Priestly Class,” in **Entertainment, Publishing & the Arts Handbook, 2007-2008**. Karen Tripp editor. Eagan, MN: Thomson/West, 2007.

William E. Lee, “Modernizing the Law of Open-Air Speech,” in **First Amendment Law Handbook, 2005-2006**. Rodney Smolla editor. Eagan, MN: Thomson/West, 2006.

ENCYCLOPEDIAS

William E. Lee, "Media Access to Military Operations," and "Cohen v. Cowles Media Company" in **Encyclopedia of American Civil Liberties**. New York: Routledge, 2006.

CONFERENCE PAPERS AND PRESENTATIONS

Delivered 30 papers or presentations at conferences sponsored by groups including the Association for Education in Journalism and Mass Communication, Telecommunications Policy Research Conference, University of Southern California Law Center & Annenberg School of Communication.

CONSULTING

Media

Consultant to media corporations, including Viacom, Dow Jones, Telecommunications Inc. (TCI), Knight-Ridder Newspapers, Harte-Hanks Newspapers, Whittle Communications, Group W Cable, Jones Digital.

Law Firms

Consultant to law firms, including Rosenman & Colin (New York, New York), Robinson, Silverman, Pearce, Aronsohn & Berman (New York, New York), Foran & Schultz (Chicago, Illinois), Mayer, Brown & Platt (Chicago, Illinois), Steel Hector & Davis (Miami, Florida), Powell, Goldstein, Frazer & Murphy (Atlanta, Georgia), and Cole Scott & Kissane (Tampa, Florida).

Editorial

Served as an editorial consultant for textbook publishers, including Addison-Wesley, McGraw-Hill, MacMillan, Allyn & Bacon, West, and Pitman.

Communication Policy

Consultant on communication policy issues for the National Association of Broadcasters (Washington, DC), Center for Individual Rights (Washington, DC), Institute for Justice (Washington, DC), Mountain States Legal Foundation (Denver, Colorado), Pacific Research Institute for Public Policy (San Francisco, California), and Gwinnett County (Georgia).

EXPERT TESTIMONY

Served as an expert witness in 30 cases. Key cases include the following:

Internet

Swedenberg v. Kelly (U.S. District Court for the Southern District of New York, 2001).

Mass Media Practices

Kelley v. Sun Publishing Co. (Horry County Circuit Court, South Carolina, 2014).
Odell v. Cumulus Media (State Court of Chatham County, Savannah, Georgia, 2006).

Hinnant v. Associated Press (U.S. District Court for the District of South Carolina, 2000).

Tyus v. Silverman (U.S. District Court for the Northern District of Illinois, 1997).

Blend v. Limbaugh (U.S. District Court for the Northern District of California, 1994).

Ragin v. Macklowe (U.S. District Court for the Southern District of New York, 1992).

Government Restrictions on Video Markets

Ameritech Corp. v. United States (U.S. District Court for the Northern District of Illinois, 1994).

Nynex v. United States (U.S. District Court for the District of Maine, 1994).

U S West, Inc. v. United States (U.S. District Court for the Western District of Washington, 1994).

BellSouth Corp. v. United States (U. S. District Court for the Northern District of Alabama, 1994).

Pacific Telesis Group v. United States (U.S. District Court for the Northern District of California, 1994).

Chesapeake & Potomac Telephone Co. v. United States (U.S. District Court for the Eastern District of Virginia, 1993).

Telesat v. City of Riviera Beach (U.S. District Court for the Southern District of Florida, 1990).

Preferred Communications v. City of Los Angeles (U.S. District Court for the Central District of California, 1988).

Nor-West Cable Communications v. City of St. Paul (U.S. District Court for the District of Minnesota, 1988)

Pacific West Cable v. City of Sacramento (U.S. District Court for the Eastern District of California, 1987).

SERVICE TO PROFESSIONAL AND PUBLIC ORGANIZATIONS

Member of the First Amendment Task Force, Pacific Research Institute for Public Policy, San Francisco, California, 1988-1990.

Member of the Advisory Board, The First Amendment Center for the New Media, Washington, DC, 1986-1987.

Manuscript Reviewer for *Journalism Monographs*, *Journal of Broadcasting and Electronic Media*, *Communication Law and Policy*, and AEJMC Law Division National Convention papers.

Symposia

Member, Planning Committee, *Media and the Law Roundtable*, sponsored by the American Bar Association and the University of Georgia, Atlanta, Georgia, March 16, 1995 (cablecast on Court TV, C-SPAN and C-SPAN 2).

Directed *The Cable Industry After Preferred*, sponsored by the Media Institute and the American Cable Publishers Institute, Washington, DC, July 1, 1986 (cablecast on C-SPAN).

Co-directed *Perspectives on the First Amendment*, sponsored by the School of Journalism and Mass Communication and the School of Law, University of Georgia, Athens, Georgia, April 9-11, 1981.

Addresses

Delivered addresses to professional associations, including the First Amendment Congress, International Association of Business Communicators, Public Relations Society of America, Southern Cable Television Association, Colorado Cable Television Association, Georgia Association of Broadcasters, Georgia Press Association, Georgia Association of Newscasters.

Federal Government

Reviewed *Technology and Democratic Governance* at the invitation of the Office of Technology Assessment, United States Congress, 1988.

Reviewed proposed libel legislation at the invitation of Congressman Charles Schumer (D-N.Y.), 1985.

Developed a policy statement on the international rights of journalists for the United States Commission for UNESCO, 1979.

UNIVERSITY GOVERNANCE

Served as chair or member of 50 committees including the following:

Faculty Recruitment, Promotion and Evaluation

University-wide

Member, Grady Dean Search Committee, 2012-2013.

Member, University Appeals Committee, 1999-2004, 1993-1996. Advised the Vice President for Academic Affairs on appeals of promotion and tenure decisions.

Member, Graduate Faculty Appointment and Reappointment Review Committee, 2000-2003. Advised the Dean of the Graduate School on graduate faculty appointments.

Grady College

Chair, Promotion and Tenure Review Committee, 2006, 1996; member, 2016, 2015, 2011, 2010, 2009, 2008, 2007, 2005, 1998, 1997, 1991, 1990.

Responsible for review of College applicants for promotion and tenure.

Chair, Post-Tenure Review Committee, 2012, 2002, 2000, 1998, 1997.

Responsible for the evaluation of senior faculty.

Chair, Three-Year Review Committee, 1999, 1996, 1992; member, 2016, 1991.

Responsible for pre-tenure evaluation of junior faculty.

Chair, Faculty Search Committees, 2016, 2005, 1994, 1982.

Policy Development and Implementation

University-wide

Member, Statutes and Bylaws Revision Committee, 1987. Assisted in rewriting the statutes and bylaws governing the University.

Member, Executive Committee, University Council, 1982-1985. Responsibilities included policy decisions concerning the University.

Member, Educational Affairs Committee, University Council, 1982-1985.

Responsibilities included evaluating student appeals concerning admissions, dismissals, and graduation requirements.

Grady College

Member, Executive Committee, 1989-2001. Responsibilities included policy and management decisions concerning the College.

Member, Ph.D. Program Council, 1996-1999. Responsible for policy and admission decisions.

Member, Graduate Committee, 1988-1992; 1978-1983. Responsibilities included curriculum management and admissions for the M.A./M.M.C. programs.

UNIVERSITY GOVERNANCE (continued)
Curriculum Design and Review

University-wide

Member, Program Review and Assessment Committee, 2006-2008. Participated in evaluations of University departments and colleges.

Member, University Curriculum Committee, 2003-2004. Evaluated proposed changes in University curriculum.

Grady College

Co-chair, Graduate Programs Review Committee, 2002-2003. Reviewed the curriculum and management of all graduate programs.

Member, Ad Hoc Curriculum Committee, 2001-2003. Developed a statement of core competencies for the undergraduate curriculum.

Member, Ph.D. Program Development Committee, 1982-1983. Developed curriculum for the doctoral program.

GRANTS, FELLOWSHIPS & HONORS

Grants and Fellowships

External

Magness Institute, The National Cable Television Center: Grant, 2001-2002.

\$8,000 for research on cable modem service and the First Amendment.

American Cable Publishers Institute: Grant, 1985-1986. \$20,000 for research on cable and the First Amendment.

Los Angeles Times: Grant, 1980. \$5,000 to support a symposium and research on the First Amendment.

Gannett Newspaper Foundation: Grant, 1980. \$5,000 to support a symposium and research on the First Amendment.

University of Georgia

Grady Fellowship, 2018. \$63,000 for research on corporate expression.

Grady Fellowship, 2012. \$52,500 for research on the Supreme Court and the First Amendment.

University of Georgia Research Foundation, Senior Faculty Research Grant,

2005. \$3,500 for research on the Supreme Court and the First Amendment.

Grady Fellowship, 2005. \$42,400 for research on the Supreme Court and the First Amendment.

GRANTS, FELLOWSHIPS & HONORS (continued)

Grants and Fellowships (continued)

University of Georgia (continued)

- Summer Research Grant, 1993. \$1,000 for research on the regulation of multichannel video.
- Summer Research Grant, 1981. \$1,000 for research on access to broadcasting for noncommercial expression.
- Summer Research Grant, 1979. \$1,000 for research on media mergers.
- Post-Doctoral Research Fellowship, 1977-1978. \$12,000 for research on antitrust law and the mass media.

Honors and Awards

University of Georgia

- Lothar Tresp Outstanding Honors Professor, 2018.
- Outstanding Faculty Award for Excellence in Teaching, 2016.
- Outstanding Faculty Award for Excellence in Teaching, 2009.
- Outstanding Faculty Award for Excellence in Graduate Teaching, 1997.
- Outstanding Faculty Award for Excellence in Graduate Teaching, 1990.
- John Huland Carmical Honors Fellow, 2008-2019.
- Mentoring Award, 2003, 2005, 2006, 2014, 2015, 2016, 2017, 2018, 2020.

Practising Law Institute, New York City, New York: Faculty member for the 1993 & 1986 *Communications Law* programs.

California Senate: Honored for academic achievements by Senate Rules Committee Resolution No. 905, adopted June 7, 1983.

Association for Education in Journalism and Mass Communication
First Prize, James Markham Paper Competition, 1977.
Second Prize, James Markham Paper Competition, 1976.

University of Wisconsin

- Dissertation Fellowship, 1977.
- Research Assistantship, 1976.
- Teaching Assistantship, 1974-1977.

Michigan State University

- Graduate Assistantship, 1973-1974.
- Graduate Office Scholarship, 1973.

San Jose State University

- Graduation with Distinction, 1972.
- Graduation with Departmental Honors, 1972.
- President's Scholar, 1972.
- Dean's Scholar, 1970-1971.

GRANTS, FELLOWSHIPS & HONORS (continued)

Accepted Writing Invitations

Georgia Law Review: Invited to contribute to a 2014 symposium celebrating the 50th anniversary of *New York Times v. Sullivan*.

Cardozo Arts & Entertainment Law Journal: Invited to contribute to a 2012 symposium of the journal's most influential authors.

American University Law Review: Invited to contribute to a 2008 symposium on post-9/11 restrictions on free expression.

Encyclopedia of American Civil Liberties: Invited to contribute multiple entries on the First Amendment, 2003.

Harvard Journal of Law and Public Policy: Invited to contribute to a 2002 symposium on the war on terrorism.

Law Review of Michigan State University: Invited to contribute to a 2000 symposium on telecommunications regulation.

Cato Institute: Invited to prepare a monograph on cable-Internet open access issues, 1999.

Emory Law Journal: Invited to contribute to a 1986 symposium on the regulation of cable.

Cato Institute: Invited to prepare a monograph on municipal regulation of cable, 1984.

Vanderbilt Law Review: Invited to contribute to a 1983 symposium on the legal problems of new communications technologies.

Iowa Law Review: Invited to contribute to a 1979 symposium on privacy and the press.

MEDIA INTERVIEWS AND COMMENTARY

Op-Ed Articles

Wall Street Journal, Newsweek, Atlanta Journal-Constitution, Just Security, Red & Black

Interviews

Print: *Wall Street Journal, Entertainment Weekly, Congressional Quarterly, Broadcasting & Cable, Communications Daily, Electronic Media, Multichannel News, Cable Regulation Monitor, Cable TV Business, Wired, Cable FAX, Newsday (Long Island), Oregonian (Portland), Video Age Daily, Asahi Shimbun (Japan), Roll Call, Tampa Bay Times, Miami Herald, Chattanooga Times Free Press, Atlanta Journal-Constitution, Washington Examiner, Louisville Courier-Journal*
Television: C-SPAN, Court TV, MSNBC, WSB-TV (Atlanta), WXIA-TV (Atlanta)

Radio: NPR's *All Things Considered*, KING-AM (Seattle), WSB-AM (Atlanta), WGST-AM (Atlanta), Georgia Public Broadcasting's *On Second Thought*

Internet: Politifact, Politico, HuffPost Live, InternetNewsRadio.com, Poynter.org