



LET THE GAMES BEGIN!

Gaming the legal system in the context of media, sports, entertainment and the First Amendment

Friday, May 3, 2019
8:00 a.m. – 4:15 p.m.

32nd Annual

MEDIA
and the
LAW

Seminar

law.ku.edu/media-law-seminar

FEATURING

- “We Don’t Need No Stinkin’ Rules!”: *Ethical Restraints on Sources Playing the “Newsmaker” Card*
- Social Media Control: *Is the Fox Guarding the Henhouse?*
- Games of the Boom: *Navigating the Dynamic Legal Landscape of the Video Game Business*
- “Deep Fakes”: *Trust Not What Your Eyes Perceive*
- Full Court Press: *The Best Strategies for Combating Copyright and Other High-volume Claimants*
- Calling Constitutional Balls and Strikes: *Athletes’ Free-Speech Rights in an Era of High-Profile Political Protests*

CLE Bonus Session*

Media Law: Essential Tools of the Trade

Thursday, May 2 | 4-5:45 p.m.

**Free when attending the Friday program (2 CLE hours)*

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PROGRAM OVERVIEW

It's all fun and games until someone gets sued. With increasing frequency, legal issues related to media, sports, entertainment, and the First Amendment are coming from games – real-world football games, virtual reality video games, efforts by creative copyright trolls to game the system and more! At this year's seminar, we will explore the impact of these issues on the media, entertainment, and sports law bars and discuss how lawyers, journalists and the courts should respond. We'll consider the unique challenges presented by video games, including IP and other legal issues in game development and distribution, problems posed by online gaming laws and issues related to virtual reality games. We'll also examine the impact that Deep Fakes can have on media practitioners and the law, and we'll discuss the best ways to combat copyright trolls. We'll also look at how free speech issues have permeated NFL Sundays and athletic contests at all levels since the controversy surrounding protest activities of Colin Kaepernick and other NFL players. We hope you will join us at this year's seminar for all of this and more, including the Bonus CLE Session on the Thursday before the main seminar.

CLE Credit:

A total of 9 CLE credit hours, including one hour of ethics, have been approved by the Kansas CLE Commission, as well as in Missouri, New York and California. The seminar support staff will provide on-site assistance to attendees who plan to apply for CLE credit from other jurisdictions.

LUNCHEON ADDRESS

11:30 a.m. – 12:45 p.m.

Kevin Willmott

2019 Academy Award Winner
for work on "BlackkkKlansman"
Professor, Film and Media Studies
University of Kansas



Photo credit: Meg Kumin

THURSDAY, MAY 2

4-5:45 p.m. **CLE BONUS SESSION*** (2 CLE hours)
Media Law: Essential Tools of the Trade
**Free when attending the Friday program*

Moderator:

Leita Walker, Partner, Ballard Spahr, Minneapolis, MN

Panelists:

Emily Caron, Vice President, Media Liability Claims, OneBeacon, Overland Park, KS

Natalie Harris, Partner, Mandell Menkes, Chicago, IL

Steve Mandell, Partner, Mandell Menkes, Chicago, IL

FRIDAY, MAY 3

7:00 a.m. **Registration & Continental Breakfast**

8:00 a.m. **Welcome:**

Jim Borelli, Co-chair, Media and the Law Committee, Community Collaborator, UMKC School of Law, Overland Park, KS

Bryan Clark, Co-chair, Media and the Law Committee, Associate, Vedder Price, Chicago, IL

Seminar Moderator:

Mike Kautsch, Professor, Media, Law & Technology, University of Kansas School of Law, Lawrence, KS

8:10 a.m.

PANEL 1

**"We Don't Need No Stinkin' Rules!":
Ethical Restraints on Sources Playing the
"Newsmaker" Card**

Moderator:

Michael A Wolff, Senior Policy Advisor for St. Louis County Prosecuting Attorney Wesley Bell, Retired MO Supreme Court Judge and Retired Professor, St. Louis University School of Law

Panelists:

Judge Edwin H. "Eddie" Smith, Shareholder, Polsinelli, St. Joseph, MO; former Appellate Judge, Western District Court of Appeals, MO

Bruce Johnson, Shareholder, Davis Wright Tremaine, Seattle, WA

Dave Helling, Editorial Writer/Columnist, Kansas City Star, Kansas City, MO

9:00 a.m.

PANEL 1 Q&A

9:10 a.m.	<p>PANEL 2 Social Media Control: Is the Fox Guarding the Henhouse?</p> <p>Moderator: David Greene, Senior Staff Attorney and Civil Liberties Director, Electronic Frontier Foundation, San Francisco, CA</p> <p>Panelists: Dave Helling, Reporter, Columnist and Editorial Board Member, Kansas City Star, Kansas City, MO</p> <p>Peter Obstler, Partner, Browne George Ross LLP, San Francisco, CA</p> <p>Tamar Wise, Member, Cozen O'Connor, New York, NY</p>	1:50 p.m.	<p>PANEL 4 Q&A</p>
		2:00 p.m.	<p>Break</p>
		2:15 p.m.	<p>PANEL 5 Full Court Press: The Best Strategies for Combating Copyright and Other High-volume Claimants</p> <p>Moderator: Eleanor Lackman, Partner, Cowan DeBaets Abrahams & Sheppard LLP, New York, NY</p> <p>Panelists: Evyne Grover, AVP, Claims Practice Leader - Media Liability, QBE North America, New York, NY</p> <p>Matthew C. Moschella, Partner, Sherin and Lodgen LLP, Boston, MA</p> <p>Patricia Northrop, General Counsel, New Jersey Public Television, Englewood, NJ</p>
10:00 a.m.	<p>PANEL 2 Q&A</p>		
10:15 a.m.	<p>Break</p>		
10:30 a.m.	<p>PANEL 3 Games of the Boom: Navigating the Dynamic Legal Landscape of the Video Game Business</p> <p>Moderator: Dan D. Nabel, Principal Counsel, Riot Games, Los Angeles, CA</p> <p>Panelists: Carolynn Beck, Partner, Pierce Bainbridge Beck Price & Hecht LLP, Washington, DC</p> <p>Andrew J. Ungberg, Associate, Frankfurt Kurnit Klein & Selz PC, New York, NY</p>	3:05 p.m.	<p>PANEL 5 Q&A</p>
		3:15 p.m.	<p>PANEL 6 Calling Constitutional Balls and Strikes: Athletes' Free-Speech Rights in an Era of High-Profile Political Protests</p> <p>Moderator: Bob Latham, Partner, Jackson Walker, Dallas, TX</p> <p>Panelists: John S. Black, General Counsel, National Federation of State High School Associations, Indianapolis, IN</p> <p>John Collins, Partner, Collins & Collins, Chicago IL</p>
11:20 a.m.	<p>PANEL 3 Q&A</p>		
11:30 a.m.	<p>Luncheon Address</p> <p>Kevin Willmott, Academy Award Winner and Professor, University of Kansas</p>	4:05 p.m.	<p>PANEL 6 Q&A</p>
1:00 p.m.	<p>PANEL 4 "Deep Fakes": Trust Not What Your Eyes Perceive</p> <p>Moderator: Tom Williams, Partner, Haynes & Boone, Fort Worth, TX</p> <p>Panelists: Leita Walker, Partner, Ballard Spahr, Minneapolis, MN</p> <p>Samaruddin Stewart, Media Technologist, Daly City, CA</p>	4:15 p.m.	<p>Adjourn</p>
		4:30 p.m.	<p>Cocktail Reception</p>

CONFERENCE DETAILS

Location and Lodging:

A block of rooms has been reserved at the Sheraton Kansas City Hotel at Crown Center, 2345 McGee Street, Kansas City, MO until 5:00 p.m. April 1, 2019. After that date, room availability and rate cannot be guaranteed. Please make your reservations by calling 866-932-6214, or register online at marriott.com/event-reservations/reservation-link.mi?id=1544647416782&key=GRP&app=resvlink. To receive the special seminar rate of \$182 Double/King, mention that you will be attending the University of Kansas Media and the Law Seminar.

Parking:

The Sheraton Kansas City Hotel at Crown Center offers valet parking for \$26 a day or self-parking for \$18 a day to hotel guests. For those participants commuting to the seminar, the hotel can validate 3 hours of complimentary parking. The parking garage is managed by an independent company, not the Sheraton.

KANSAS CITY ATTRACTIONS

Thinking of enjoying the weekend in Kansas City after the seminar? There are attractions for everyone, including:

- **Crown Center** is the Midwest's premier family destination, thanks in large part to our collection of Attractions & Theaters. A plethora of one-of-a-kind stores and dining choices await you at the Crown Center Shops.

- **Country Club Plaza** is a 15-block district which is one of Kansas City's popular retail, dining and entertainment destinations.
- **Westport:** A fusion of local eateries, fashionable boutiques and hot night spots compounded with remnants of the neighborhood's historic past, this entertainment district boasts a rich history as the oldest established community in Kansas City. More than 150 years ago, Westport marked the passage into the western frontier and set the foundation for what it is today: a thriving shopping center and entertainment district.
- **Crossroads Arts District:** Kansas City's eclectic enclave hosts boutique shops, one-of-a-kind restaurants, creative businesses, studios and art galleries.
- **Kansas City Power & Light District:** Spread over a half-million square feet, the Kansas City Power & Light District is the Midwest's premier entertainment epicenter. With more than 50 unique and captivating shops, restaurants, bars and entertainment venues, the district offers something for everyone.

For additional information on the above attractions and Kansas City events, visit visitkc.com.

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