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SPORTS LAW IN LAW REVIEWS AND JOURNALS

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1. Gordon E. Gouveia, *Making A Mountain Out of A Mogul: Jeremy Bloom v. NCAA and Unjustified Denial of Compensation Under NCAA Amateurism Rules*, 6 VAND. J. ENT. L. & PRAC. 22 (2003).
2. J. Trevor Johnston, *How Them the Money: The Threat of NCAA Athlete Unionization In Response to the Commercialization of College Sports*, 13 SETON HALL J. SPORTS L. 203 (2003).
3. Sarah M. Konsky, Comment, *An Antitrust Challenge to the NCAA Transfer Rules*, 70 U. CHI. L. REV. 1581 (2003).
4. Christopher B. Norris, Comment, *Trick Play: Are the NCAA's New Division I-A Requirements An Illegal Boycott?*, 56 SMU L. REV. 2355 (2003).
5. Lindsay J. Rosenthal, Comment, *From Regulating Organization to Multi-Billion Dollar Business: The NCAA Is Commercializing the Amateur Competition It Has Taken Almost A Century to Create*, 13 SETON HALL J. SPORT L. 321 (2003).
6. Stephanie Ross, Comment, *Interscholastic Sports: Why Exculpatory Agreements Signed By Parents Should Be Upheld*, 76 TEMP. L. REV. 619 (2003).
7. John Herbert Roth, *Education Funding and the Alabama Example: Another Player On A Crowded Field*, 2003 BYU EDUC. & L.J. 739 (2003).
8. Greg Skidmore, *Payment for College Football Players In Nebraska*, 41 HARV. J. ON LEGIS. 319 (2004).
9. Rodney K. Smith, *Increasing Presidential Accountability In Big-Time Intercollegiate Athletics*, 10 VILL. SPORTS & ENT. L. F. 297 (2003).
10. David Warta, Comment, *Personal Foul: Unnecessary Restriction of Endorsement and Employment Opportunities for NCAA Student-Athletes*, 39 TULSA L. REV. 419 (2003).
11. Matthew R. Salzwedel & Jon Ericson, *Cleaning Up Buckley: How the Family Educational Rights and Privacy Act Shields Academic Corruption In College Athletics*, 2003 WIS. L. REV. 1053 (2003).

Antitrust

1. Jasen R. Corns, Comment, *Pigskin Paydirt: The Thriving of College Football's Bowl Championship Series In the Face of Antitrust Law*, 39 TULSA L. REV. 167 (2003).
- 2.

Constitutional Law Issues

1. Emily Crockett, Note and Comment, *Attention All Students: Please Deposit Your Constitutional Rights At the Door*, 10 TEX. WESLEYAN L. REV. 229 (2003).
2. J. Wesley Earnhardt, *Nike, Inc. v. Kasky: A Golden Opportunity To Define Commercial Speech – Why Wouldn't the Supreme Court Finally "Just Do It <tm>"?*, 82 N.C. L. REV. 797 (2004).
3. Lisa Jarvis, Comment, *Should the International Olympic Committee Be Policing Motherhood? Constitutional Implications of Regulating Pregnancy and the Abortion-Doping Scheme Under Domestic Law*, 13 SETON HALL J. SPORT L. 297 (2003).
4. M. Casey Kucharson, Note, *Please Report To the Principal's Office, Urine Trouble: The Effect of Board of Education v. Earls On America's Schoolchildren*, 37 AKRON L. REV. 131 (2004).

5. Karyl Roberts Martin, Note, *Demoted to High School: Are College Students' Free Speech Rights the Same As Those of High School Students?*, 45 B.C. L. REV. 173 (2003).
6. Courtney E. Schafer, Note, *Following the Law, Not the Crowd: The Constitutionality of Nontraditional High School Athletic Seasons*, 53 DUKE L.J. 223 (2003).

Criminal Law

1. Symposium, *General Aspects of Recreation Law: Liability of Recreation and Competitive Sport Organizations for Sexual Assaults On Children By Administrators, Coaches and Volunteers*, 13 J. LEGAL ASPECTS SPORT 185 (2003).

Disability Issues

1. Symposium, *General Aspects of Recreation Law: Legal Implications of the Americans With Disabilities Act On Recreation Services: Changing Guidelines, Structures, and Attitudes In Accommodating Guests With Disabilities*, 13 J. LEGAL ASPECTS SPORT 231 (2003).

Drug Testing

- 1.
2. Jacob L. Brooks, Case Note, *Suspicionless Drug Testing of Students Participating In Non-Athletic Competitive School Activities: Are All Students Next?*, 4 WYO. L. REV. 365 (2004).
3. Althea Izawa-Hayden, *Board of Education of Independent School District No. 92 of Pottawatomie County v. Earls*, 11 AM. U. J. GENDER SOC. POL'Y & L. 1067 (2003).
4. Kenneth J. Heisele, *Board of Education of Independent School District No. 92 of Pottawatomie County v. Earls*, 29 OHIO N.U. L. REV. 459 (2003).
5. M. Casey Kucharson, Note, *Please Report to the Principal's Office, Urine Trouble: The Effect of Board of Education v. Earls On America's Schoolchildren*, 37 AKRON L. REV. 131 (2004).
6. Joseph R. McKinney, *The Effectiveness and Legality of Random Student Drug Testing Policies*, 184 WEST'S EDUC. L. REP. 669 (2004).
7. Ingrid E. Melnichuk, Comment, *Tiny Glimmer of Hope for Student Athletes Affected By Suspicionless Drug Testing Policies Rests In the States*, 13 SETON HALL J. SPORTS L. 261 (2003).
8. Jason Miller, *Court Says Mandatory Random Drug Testing of Students Is Unconstitutional*, 5 NO. 26 LAW. J. 2 (2003).

Equine Law Issues

1. Wynter Reneau Collins, *The Nature of the Beast; Equestrian Holdings*, 25 FAM. ADVOC. 40 (2003).

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1. Scott R. Rosner, *Reflections On Augusta: Judicial, Legislative and Economic Approaches to Private Race and Gender Consciousness*, 37 U. MICH. J.L. REFORM 135 (2003).

Intellectual Property Issues

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2. Rice Ferrelle, *Combating the Lure of Impropriety In Professional Sports Industries: The Desirability of Treating A Playbook As A Legally Enforceable Trade Secret*, 11 J. INTELL. PROP. L. 149 (2003).

3. Pollyanna Kwok, Comment, *The Use of A Celebrity's Name and Likeness In News Stories In Conjunction With Advertisements – Celebrities Seeking Broader Protections*, 32 SW. U. L. REV. 761 (2003).

4. Melodia R. Palacio, *Anna Kournakova v. General Media Communications, Inc.*, 13 DEPAUL-LCA J. ART & ENT. L. & POL'Y 453 (2003).

5. Daniel E. Wanat, *Entertainment Law: An Analysis of Judicial Decision-Making In Cases Where A Celebrity's Publicity Right Is In Conflict With A User's First Amendment Right*, 67 ALB. L. REV. 251 (2003).

International Law Issues

1. Casey Duncan, Note, *Stealing Signs: Is Professional Baseball's United States-Japanese Player Contract Agreement Enough to Avoid Another "Baseball War"?*, 13 MINN. J. GLOBAL TRADE 87 (2003).

2. Dustin C. Lane, Comment, *From Mao to Yao: A New Game Plan for China In the Era of Basketball Globalization*, 13 PAC. RIM L. & POL'Y J. 127 (2004).

3. Monroe Price, *Public Diplomacy and the Transformation of International Broadcasting*, 21 CARDOZO ARTS & ENT L.J. 51 (2003).

4. Neil Longley & Terry Wu, *The Applicability of NAFTA To the Subsidization of U.S.-Based NHL Teams: Legal and Economic Perspectives*, 9 LAW & BUS. REV. AM. 571 (2003).

Labor Law Issues

1. Rodney L. Caughron & Justin Fargher, *Independent Contractor and Employee Status: What Every Employer In Sport and Recreation Should Know*, 14 J. LEGAL ASPECTS SPORT 47 (2004).

2. Brien M. Wassner, *Major League Baseball's Answer To Salary Disputes and the Strike: Final Four Arbitration: A Negotiation Tool Facilitating Adversary Agreement*, 6 VAND. J. ENT. L. & PRAC. 5 (2003).

Medical Issues

1. Margaret E. Ciccolella & Sharon A. West, *Issues In the Standard Care for Certified Athletic Trainers*, 14 J. LEGAL ASPECTS SPORT 63 (2004).

Motor Sport Issues

1. Robert E. Draba, Student Article, *Motorsports Merchandise: A Cy Pres Distribution Not Quite "As Near As Possible"*, 16 LOY. CONSUMER L. REV. 121 (2004).

Privacy

1. Kimberly L. Johnson, *Elementary and Secondary Education: Provide A Cause of Action for Improper Solicitation of High School Athletics and Require High Schools to Disclose the Names of All Student Athletes*, 20 GA. ST. U. L. REV. 134 (2003).

Professional Sports

1. Marc Edelman, *Has Collusion Returned To Baseball? Analyzing Whether A Concerted Increase In Free Agent Player Supply Would Violate Baseball's "Collusion Clause"*, 24 LOY. L.A. ENT. L. REV. 159 (2004).

2. Jeffrey S. Fried, Essay, *The Sweet Science, Legally Speaking (Professional Boxing)*, 14 J. LEGAL ASPECTS SPORT 75 (2004).

3. Jason Gershwin, Comment, *Will Professional Athletes Continue to Choose Their Representation Freely? An Examination of the Enforceability of Non-Compete Agreements Against Sport Agents*, 5 U. PA. J. LAB. & EMP. L. 585 (2003).

4. Stephen M. McKelvey, *U.S. Professional Sport Organization Policies Shift to Embrace Legalized Gambling Entities: A Roll of the Dice?*, 14 J. LEGAL ASPECTS SPORT 23 (2004).

5.

6. J. Benjamin Staherski, Comment, *Contraction In Major League Baseball: Do Owners Have A Duty to Bargain In Good Faith With the Union Before Shutting Down or Relocating A Team?*, 108 PENN ST. L. REV. 881 (2004).

Property

1. Steven Semeraro, *An Essay On Property Rights In Milestone Home Run Baseballs*, 56 SMU L. REV. 2281 (2003).

Stadium and Venues

1. Christopher Gregory, *The House that Joe Taxpayer Built: Preserving the Role of Baseball Stadiums Without Providing Distorted Public Subsidies*, 1 WILLAMETTE SPORTS L.J. 1 (2004), at http://www.willamette.edu/org/sls/journal/feb_04/gregorystadiums.pdf.

2. Robert M. Jarvis & Phyllis Coleman, *Fireworks, Fan Cams, and Lawsuits: A Guide to Stadium Scoreboards*, 13 SETON HALL J. SPORT L. 177 (2003).

3. Symposium, *General Aspects of Recreation Law: Security Issues In Public Recreation Centers*, 13 J. LEGAL ASPECTS SPORT 265 (2003).

Title IX

1. Symposium, *Title IX At Thirty*, 14 MARQ. SPORTS L. REV. 1 (2003).

2. C. Peter Goplerud III, *Title IX: Part Three Could Be the Key*, 14 MARQ. SPORTS L. REV. 123 (2003).

3. Clark C. Griffith, *Comments On Title IX*, 14 MARQ. SPORTS L. REV. 57 (2003).

4. Diane Heckman, *Is Notice Required In A Title IX Athletics Action Not Involving Sexual Harassment?*, 14 MARQ. SPORTS L. REV. 175 (2003).

5. Barbara Osborne, *Title IX In the 21st Century*, 14 MARQ. SPORTS L. REV. 141 (2003).

6.

7. Cynthia Lee A. Pemberton, *Wrestling With Title IX*, 14 MARQ. SPORTS L. REV. 163 (2003).

8.

9. Ellen J. Staurowsky, *Title IX and College Sport: The Long Painful Path to Compliance and Reform*, 14 MARQ. SPORTS L. REV. 95 (2003).

10.

11. Erika Tripp, Comment, *Sexual Harassment In Sports: How "Adequate" Is Title IX?*, 14 MARQ. SPORTS L. REV. 233 (2003).

12.

13. Martha Burk & Natasha Plumly, *Who Owns Sports? The Politics of Title IX*, 14 MARQ. SPORTS L. REV. 49 (2003)

14.

15. Nancy Hogshead-Makar & Daniel Marburger, *Is Title IX Really to Blame for the Decline In Intercollegiate Men's Nonrevenue Sports?*, 14 MARQ. SPORTS L. REV. 65 (2003).

16.

17. Ted Leland & Karen Peters, *Title IX: Unresolved Public Policy Issues*, 14 MARQ. SPORTS L. REV. 1 (2003).
- 18.
19. Jocelyn Samuels & Kristen Galles, *In Defense of Title IX: Why Current Policies Are Required to Ensure Equality of Opportunity*, 14 MARQ. SPORTS L. REV. 11 (2003).
20. Andrew J. Boyd, Comment, *Righting the Canoe: Title IX And the Decline of Men's Intercollegiate Athletics*, 37 J. MARSHALL L. REV. 257 (2003).
21. Meghan E. Cherner-Ranft, Comment, *The Empty Promise of Title IX: Why Girls Need Courts to Reconsider Liability Standards and Preemption In School Sexual Harassment Cases*, 97 NW. U. L. REV. 1891 (2003).
22. William C. Duncan, *Title IX at Thirty: Unanswered Questions*, 3 MARGINS 211 (2003).
23. Suzanne Eckes, *Another Pin for Women: The National Wrestling Coaches Associations' Title IX Case Is Dismissed*, 182 WEST'S EDUC. L. REP. 683 (2004).
24. Suzanne Eckes, *The Thirtieth Anniversary of Title IX: Women Have Not Reached the Finish Line*, 13 S. CAL. REV. L. & WOMEN'S STUD. 3 (2003).
25. Richard A. Epstein, Foreword "Just Do It!" *Title IX As A Threat To University Autonomy*, 101 MICH. L. REV. 1365 (2003).
26. Diane Heckman, *Tracing the History of Peer Sexual Harassment In Title IX Cases*, 183 WEST'S EDUC. L. REP. 1 (2004).
27. Julie A. Klusas, Note, *Providing Students With the Protection They Deserve: Amending the Office of Civil Rights' Guidance or Title IX to Protect Students From Peer Sexual Harassment In Schools*, 8 TEX. F. ON C.L. & C.R. 91 (2003).
28. Andrew Murr, Note, *Title IX: Is It Time for A Change?*, 32 J.L. & EDUC. 557 (2003).
29. Catherine Pieronek, *Title IX Beyond Thirty: A Review of Recent Developments*, 30 J.C. & U.L. 75 (2003).
30. Jennifer E. Powell, *Title IX: Straining Toward An Elusive Goal*, 1 WILLAMETTE SPORTS L.J. 1 (2004), at http://www.willamette.edu/org/sls/journal/feb_04/powelltitleix.pdf.
31. Brad Reich, *All the [Athletes] Are Equal, But Some Are More Equal Than Others: An Objective Evaluation of Title IX's Past, Present, and Recommendations for Its Future*, 108 PENN ST. L. REV. 525 (2003).
32. Jocelyn Samuels, *Reviewing the Play: How Faulty Premises Affected the Work of the Commission On Opportunity In Athletics and Why Title IX Protections Are Still Needed to Ensure Equal Opportunity In Athletics*, 3 MARGINS 233 (2003).
33. Suzanne Sangree, *The Secretary's Commission On Opportunity In Athletics Squandered Its Opportunity to Understand Commercial Collegiate Sports: Why They Eliminate Minor Men's Sports and Prevent Title IX From Achieving Full Gender Equality*, 3 MARGINS 257 (2003).
34. Jeffrey H. Smith, Note, *Wrestling With the Effects of Title IX: Is It Time to Adopt New Measures of Compliance for University Athletic Programs?*, 68 MO. L. REV. 719 (2003).
35. Nicole Stern, Student Article, *Preserving and Protecting Title IX: An Analysis and History of Advocacy and Backlash*, 10 SPORTS LAW. J. 155 (2003).

Tort Law

1. Robert Heidt, *The Avid Sportsman and the Scope for Self-Protection When Exculpatory Clauses Should Be Enforced*, 38 U. RICH. L. REV. 381 (2004).
2. David Horton, Comment, *Rethinking Assumption of Risk and Sports Spectators*, 51 UCLA L. REV. 339 (2003).
3. Michael Pastrick, Note, *When A Day at the Ballpark Turns A "Can of Corn" Into A Can of Worms*, 51 BUFF. L. REV. 905 (2003).

4. Lincoln Scoffield, *Avoiding Legal Sandtraps On the Golf Course – How Liability Is Apportioned for Golfer's Bad Shots*, 1 WILLAMETTE SPORTS L.J. 1 (2004), at http://www.willamette.edu/org/sls/journal/feb_04/Scoffieldgolfcourse.pdf.
5. Betty Van der Smissen, *General Aspects of Recreation Law: Legal Concepts Related To Youth Responsibility* 13 J. LEGAL ASPECTS SPORT 323 (2003).
6. Symposium, *General Aspects of Recreation Law: The Little Act That Could: The Volunteer Protection Act of 1997*, 13 J. LEGAL ASPECTS SPORT 289 (2003).
7. Symposium, *General Aspects of Recreation Law: Legal Issues Related To Adventure Racing*, 13 J. LEGAL ASPECTS SPORT 253 (2003).

Miscellaneous

1. Tamara L. Barner, *Show me . . .the Ethics?: The Implications of the Model Rules of Ethics On Attorneys In the Sports Industry*, 16 GEO. J. LEGAL ETHICS 519 (2003).
2. John Warren Kindt, *"The Insiders" for Gambling Lawsuits: Are the Games "Fair" and Will Casinos and Gambling Facilities Be Easy Targets for Blueprints for RICO and Other Causes of Action?*, 55 MERCER L. REV. 529 (2004).
3. Vincent Michael Roche, Comment, *Road Hunting Shot Down: Reflecting On the South Dakota Supreme Court's Decision In State v. Rumpca*, 7 GREAT PLAINS NAT. RESOURCES J. 31 (2003).
4. Shannon M. Ryan, Comment, *Fees for Extracurricular Activities Alienate Students Who Would Otherwise Participate and Should Be Replaced With Alternate Means of Fundraising*, 13 SETON HALL J. SPORT L. 239 (2003).
5. Stephen D. Sugarman, *"Lifestyle" Discrimination In Employment*, 24 BERKELEY J. EMP. & LAB. L. 377 (2003).
6. Sarah J. Young, Andrew T. Pittman & J.O. Spengler, *Best Case Scenario: The Development of A Teaching Tool for Sport Law*, 2004, 14 J. LEGAL ASPECTS SPORT 1 (2004).
7. James A. Swan, *Peaceful Arms: Hunting and Sport Shooting*, 8 TEX. REV. L. & POL. 189 (2003).
8. This Index was authored by Henry M. Abromson, Lead Articles Editor for the *Marquette Sports Law Review*.