

**Information**

To: NACUA Board of Directors

From: William Thro, Chair, Editorial Board, Journal of College and University Law  
Karl Brevitz, Staff Liaison

Date: February 23, 2007

Subject: March 2007 Report  
Editorial Board, Journal of College and University Law

**Charge to the Editorial Board**

The Editorial Board has overall responsibility for monitoring the quality and direction of the Journal of College and University Law, with such responsibility to include suggesting topics and authors of Journal articles, reviewing proposed articles and student notes, and reviewing issues of the Journal as they are published. Members of the Editorial Board may be asked from time to time to contribute book reviews or other pieces for publication in the Journal.

**Editorial Board Leaders**

William Thro, Chair  
Derek Langhauser, Vice Chair  
Stephen Dunham, Vice Chair  
William Hoye and John Robinson, Faculty Editors

**Work Plan for 2006 - 2007**

- 1. Suggest possible themes, articles and authors for future Journal issues.**
  - 2. Evaluate and provide feedback on individual Journal issues and articles as they appear.**
  - 3. Assist Faculty Editors by providing advance review of proposed Journal articles.**
- **Articles**  
The most recent issues of the Journal were Volume 32, No. 3 and Volume 33, No. 1, which included the following articles:

Volume 32, No. 3:

Doing the Right Thing: Disability Discrimination and Readmission of Academically Dismissed Law Students, *by Lynn Daggett*

“Is Someone Riding Around a Golf Course from Shot to Shot *Really* a Golfer?” The Supreme Court Determines the Essence of the Game of Golf—And What the Decision Could Mean for Learning Disabled Students in Higher Education, *Suzanne Wilhelm*

Copyright Implications for On-Line Distance Education, *by Audrey W. Latourette*

Who Are You? Fraudulent Credentials and Background Checks in Academe, *by Barbara A. Lee*

*Essay:* The P2P File Sharing War After *Grokster*, *by David Harrison*

*Note:* The Times They Are-A-Changin’: How Current Provisions of the DMCA, Recent Developments in Indirect Copyright Law and the Growing Popularity of P2P File Sharing Could “Chill” Academic Freedom and Technological Innovation in Academia, *by Brian McCormick*

Volume 33, No. 1:

Design Professional Contract Risk Allocation: The Impact of Waivers of Consequential Damages and Other Limitations of Liabilities on Traditional Owner Rights and Remedies, *by Gregory K. Morgan and Albert E. Phillips*

The “Quiet Revolution” in Employment Law and Its Implications for Colleges and Universities, *by D. Frank Vinik, Ellen M. Babbitt, and David M. Friebus*

Research Misconduct and Plagiarism, *by Debra M. Parrish*

A Comprehensive Academic Honor Policy for Students: Ensuring Due Process, Promoting Academic Integrity and Involving Faculty, *by Jennifer N. Buchanan and Joseph C. Beckham*

Title IX, the NCAA and Intercollegiate Athletics, *by Sue Ann Mota*

Justice Scalia’s Equitable Constitution, *by Gregory Bassham*

*Book Review:* Limiting Judges: A Review of Ralph A. Rossum’s *Antonin Scalia’s Jurisprudence*, *by William E. Thro*

*Essay:* Under the ITAR, Fundamental Research Overrides Defense Services, *by Mitchell A. Goodkin*

*Note:* Sex, Drugs and Federalism’s Role: Regulation of the Morning After Pill on Public College and University Campuses, *by Katherine D. Spitz*

- **Editorial Board Subcommittees**

This year, in an effort to provide greater opportunities for involvement in the Journal by members of the Editorial Board, and more effective assistance to the Faculty Editors of the Journal, we are experimenting with a new structure of Editorial Board subcommittees, consisting of an Editorial Board Steering Committee; a subcommittee on Model Policies and Agreements; and subcommittees on Articles Development and Articles Review. During a conference call in January the Steering Committee appointed a task force to explore the creation of an on-line supplement to the Journal. That task force will have its first conference call on February 23. The Steering Committee also appointed a subcommittee to recommend a possible Table of Contents and authors for a special issue of the Journal to commemorate the 50<sup>th</sup> Anniversary of NACUA in 2010.