Record Nr. UNINA9910495874503321 Autore Powe L. A. Scot Titolo The fourth estate and the constitution: freedom of the press in America // Lucas A. Powe, Jr [[electronic resource]] Berkeley, : University of California Press, c1991 Pubbl/distr/stampa **ISBN** 0-520-91316-7 0-585-29963-3 Descrizione fisica 1 online resource (xii, 357 p.) Disciplina 342.73/0853 347.302853 Soggetti Freedom of the press - United States Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references (p. 299-343) and index. Nota di contenuto Frontmatter -- Contents -- Preface -- Introduction -- Part One: Traditions -- Overview -- 1. The Framers and the First -- 2. Freedom of the Press in Times of Crisis -- 3. Freedom of the Press from Times to Times -- Part Two: Issues -- Overview -- 4. Libel -- 5. Prior Restraints -- 6. Access to Sources and Information -- 7. Antitrust -- Part Three: Models -- Overview -- 8. The Right to Know -- 9. The Fourth Estate --Conclusion -- Notes -- Index In 1964 the Supreme Court handed down a landmark decision in New Sommario/riassunto York Times v. Sullivan guaranteeing constitutional protection for caustic criticism of public officials, thus forging the modern law of freedom of the press. Since then, the Court has decided case after case affecting the rights and restrictions of the press, yet little has ben written about these developments as they pertain to the Fourth Estate. Lucas Powe's essential book now fills this gap. Lucas A. Powe, Jr., a legal scholar specializing in media and the law, goes back to the framing of the First Amendment and chronicles the two main traditions

of interpreting freedom of the press to illuminate the issues that today

convincing a jury that publication was a criminal offense? • What rights

reputation, uninhibited discussion, and media power? • Under what circumstance can the government seek to protect national security by

ignite controversy: • How can a balance be achieved among

enjoining the press rather than attempting the difficult task of

can the press properly claim to protect confidential sources or to demand access to information otherwise barred to the public? • And, as the media grow larger and larger, can the government attempt to limit their power by limiting their size? Writing for the concerned layperson and student of both journalism and jurisprudence, Powe synthesizes law, history, and theory to explain and justify full protection of the editorial choices of the press. The Fourth Estate and the Constitution not only captures the sweep of history of Supreme Court decisions on the press, but also provides a timely restatement of the traditional view of freedom of the press at a time when liberty is increasingly called into question.