

# DALE A. HERBECK

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## EDUCATION

**Graduate** Ph.D. (May 1988), M.A. (May 1982), Department of Communication Studies, University of Iowa, Iowa City, IA, 52242

**Undergraduate** B.A. with honors (Spring 1980), Augustana College, Rock Island, IL, 61201

## Honors and Awards

- Franklyn S. Haiman Award (National Communication Association) for Distinguished Scholarship on Freedom of Expression, 2006
- American Forensic Association Distinguished Service Award, 2004
- William Holmes McGuffey Award for Excellence and Longevity (Textbook and Academic Author Association), 2002
- James Madison Award (Southern Communication Association), 2001
- Phi Beta Kappa Teaching Award (Omicron of Massachusetts), 2000
- Past President's Award (Eastern Communication Association), 1995
- American Debate Association Service Award, 1994
- Robert M. O'Neil Award for Excellence in Research on Freedom of Expression (National Communication Association), 1993
- Rev. John A. Trzaska, S.J., Award for Student Development (Boston College), 1989
- Midwest Forensic Association Research Award, 1987
- Phi Beta Kappa (Zeta of Illinois)
- Omicron Delta Kappa
- Mortar Board
- Delta Sigma Rho-Tau Kappa Alpha

## EXPERIENCE

Assistant Professor to Professor, September 1985 - present  
Department of Communication, Boston College, Chestnut Hill, MA 02467

Department Chair, July 1998 to June 2007  
Director of Forensics, September 1985 to August 1994

## ACADEMIC EXPERIENCE

**Courses** Argumentation Theory, Business and Professional Speaking, Communication and Public Affairs, Communication Criticism, Communication Law, Cyberlaw, Elements of Debate, Organizational Leadership, Principles of Speech Communication, Public Speaking, Rhetorical Theory, Seminar on Freedom of

Expression, Seminar on Political Debate, and World Wide Web Practicum

**Forensics**

Fourteen years intercollegiate coaching experience including: policy debate, value debate, and individual speech events. Achievements include three National Debate Tournament (NDT) Rankings Championships (1989-90, 1991-92, 1992-93), qualifying sixteen teams for the NDT, and coaching the American National Debate Team on a six-week exchange tour of Japan in 1993

**PUBLICATIONS**

**BOOKS**

Freedom of Speech in the United States (with Thomas L. Tedford), 6th ed. (State College, PA: Strata, 2009).

Freedom of Speech in the United States (with Thomas L. Tedford), 5th ed. (State College, PA: Strata, 2005).

Freedom of Speech in the United States (with Thomas L. Tedford), 4th ed. (State College, PA: Strata, 2001).

**EDITED VOLUMES**

Free Speech Yearbook, volume 32 (Carbondale: Southern Illinois University Press, 1995).

Free Speech Yearbook, volume 31 (Carbondale: Southern Illinois University Press, 1994).

Free Speech Yearbook, volume 30 (Carbondale: Southern Illinois University Press, 1993).

**BOOK CHAPTERS**

“Freedom of Speech,” in Governing America: Major Policies and Decisions of Federal, State, and Local Government, edited by Paul Quirk and William Cunion (New York: Facts on File, scheduled for publication in 2009).

“Freedom of Expression,” in 21st Century Communication: A Reference Handbook, edited by William Eadie (Thousand Oaks, CA: Sage), 415-423.

“Bad Words and Good Samaritans: Defamatory Speech in Cyberspace,” in Real Law @ Virtual Space: Communication Regulation in Cyberspace, 2<sup>nd</sup> ed., edited by Susan Drucker and Gary Gumpert (Cresskill, NJ: Hampton, 2005), 239-258.

“Sports Metaphors and Public Policy: The Football Theme in Desert Storm Discourse,” in Metaphorical World Politics, edited by Francis Beer (East Lansing, MI: Michigan State University Press, 2004), 121-139.

“Football,” in Columbia Companion to American History on Film, edited by Peter Rollins (New York: Columbia University Press, 2003), 263-373.

“Chaplinsky v. New Hampshire,” in Free Speech on Trial: Communication Perspectives on Landmark Supreme Court Decisions, edited by Richard Parker (Tuscaloosa: University of Alabama Press, 2003), 85-99.

“The Death of the Fan: Strikes, Consumers, and the Business of Baseball” (with Edward M. Panetta), in Take Me Out to the Ball Game: Communicating Baseball, edited by Susan Drucker and Gary Gumpert (Cresskill, NJ: Hampton, 2001), 133-148.

- “Three Strikes and You’re Out: The Role of Sports Metaphors in Political Discourse,” in Baseball and American Culture, edited by Peter M. Rutkoff (Jefferson, NC: McFarland, 2000), 133-146.
- “Cubby or Stratton Oakmont?: Defamatory Speech on Computer Bulletin Boards,” in Real Law @ Virtual Space: Communication Regulation in Cyberspace, edited by Susan Drucker and Gary Gumpert (Cresskill, NJ: Hampton, 1999), 305-323.
- “Democratic Delusions: The Town Meeting in an Electronic Age,” in The Death of Discourse in a Wired World, edited by Rita Whillock and David Slayden (Thousand Oaks, CA: Sage, 1998), 43-63. Reprinted in Taking Sides: Clashing Views on Controversial Issues in Mass Media and Society, 6th ed., edited by Alison Alexander and Jarice Hanson (Guilford, CT: McGraw-Hill/Dushkin, 2001), 188-201.
- “Presidential Debates as Political Rituals: Clinton vs. Bush vs. Perot,” in Clinton on Stump, State, and Stage: The Rhetorical Road to the White House, edited by Stephen A. Smith (Fayetteville, AR: University of Arkansas Press, 1994), 249-272.

### ACADEMIC JOURNALS

- “Index to the Free Speech Yearbook, Volumes 1 (1962) to 40 (2003),” Free Speech Yearbook 40 (2002-03): 120-145.
- “The No Electronic Theft Act: Criminal Copyright Infringement and the Freedom of Expression” (with Christopher Hunter), Free Speech Yearbook 39 (2001), 112-128.
- “The First Amendment in Popular Culture: ‘The People vs. Larry Flynt,’” Free Speech Yearbook 37 (1999), 107-119.
- “Intellectual Property in Cyberspace: The Use of Protected Images on the World Wide Web” (with Christopher D. Hunter), Communication Research Reports 14 (Summer 1998), 57-73.
- “Heralding Freedom’s Expression: Nathaniel Rogers and the Limits of Radical Abolitionism” (with Charles E. Morris III), Free Speech Yearbook 35 (1997), 1-12.
- “Lincoln Douglas Debate as an Educational Exercise” (with Charles E. Morris III), National Forensic Journal 14 (Fall 1996), 1-17. Reprinted in The Forensic Educator 12 (1998), 13-22.
- “Papers, Polls, and Politics: The 1994 Massachusetts Senatorial Campaign,” Journal of Communication Studies 14 (Spring 1996), 95-106.
- “Critical Legal Studies and Argumentation Theory,” Argumentation 9 (1995), 719-29.
- “Justice Brennan’s Beautiful Lie: New York Times v. Sullivan,” Free Speech Yearbook 28 (1990), 37-57.
- “Debate Scholarship: A Needs Assessment,” National Forensic Journal 8 (Spring 1990), 1-15.
- “The Locus of Debate Controversy Re-Examined: Implications for Counterplan Theory” (with John Katsulas and Karla Leeper), Argumentation and Advocacy 25 (Winter 1989), 150-64.
- “Fair Play Did Not Permit Excess: A Critique of the Histories of the Espionage Act of 1917,” The Free Speech Yearbook 26 (1987), 11-27.
- “Rules on the Substance of Debate: A Critique of the Charter of the National Debate Tournament” (with John Katsulas), Journal of the American Forensic Association 24 (Spring 1987), 233-45.
- “Fiating Utopia, Part Two: A Response to Edwards and Snider” (with John Katsulas and Edward Panetta), Journal of the American Forensic Association 24 (Fall 1987), 130-36.

- “Fiatting Utopia: A Negative View of the Emergence of World Order Counterplans and Futures Gaming in Policy Debate” (with John Katsulas and Edward Panetta), Journal of the American Forensic Association 24 (Fall 1987), 95-111.
- “Limits to Political Expression: The Rise and Fall of the Smith Act,” Free Speech Yearbook 25 (1986), 67-89.
- “In Response to Rowland on Realism and Debatability in Policy Advocacy” (with John Katsulas), Journal of the American Forensic Association 22 (Fall 1986), 102-107.
- “The Indivisibility of Value Claims from Policy Positions: An Argument for Policy Claims in Value Debate” (with Kimball Wong), 1986 Cross Examination Debate Association Yearbook, 1986, 14-28. Reprinted in Advanced Debate, 4th ed., edited by David A. Thomas and Jack Hart (Lincolnwood, IL: National Textbook Company, 1992), 517-27.
- “In the Matter of Snyder: Do Attorneys Have First Amendment Rights?” (with Karla Leeper), Free Speech Yearbook 24 (1985), 105-13.
- “A Permutation Standard of Competitiveness,” Journal of the American Forensic Association 22 (Summer 1985), 12-19. Reprinted in Advanced Debate, 3rd ed., edited by David A. Thomas and Jack Hart (Skokie: National Textbook Company, 1987), 254-63, and Advanced Debate, 4th ed., edited by David A. Thomas and Jack Hart (Lincolnwood, IL: National Textbook Company, 1992), 377-98.
- “A Response to Pfau and Rhodes” (with John Katsulas), Journal of the American Forensic Association 21 (Spring 1985), 237-40.
- “The Regulation of Pornography in the New Media,” Free Speech Yearbook 23 (1984), 92-108.
- “The Affirmative Topicality Burden: Any Reasonable Example of the Resolution” (with John Katsulas), Journal of the American Forensic Association 21 (Winter 1985), 133-45. Reprinted in Advanced Debate, 3rd ed., edited by David A. Thomas and Jack Hart (Skokie: National Textbook Company, 1987), 144-55, and Advanced Debate, 4th ed., edited by David A. Thomas and Jack Hart (Lincolnwood, IL: National Textbook Company, 1992), 156-68.
- “The 1982 Iowa Gubernatorial Debates: A Study of Direct and Indirect Effects,” Iowa Journal of Speech Communication 16 (Fall 1984), 25-39.

## BOOK REVIEWS

- Review of Free Speech in Its Forgotten Years, by David M. Rabban, Journal of Communication 48 (Spring 1998), 182-83.
- Review of Logic and Contemporary Rhetoric: The Use of Reason in Everyday Life, 6th ed., by Howard Kahane, Argumentation and Advocacy 29 (Winter 1993), 139-40.
- Review of Make No Law: The Sullivan Case and the First Amendment, by Anthony Lewis, Free Speech Yearbook 30 (1992), 240-42.
- Review of Debate and Argument: A Systems Approach to Advocacy, by Michael Pfau, David A. Thomas, and Walter Ulrich, The Forensic Educator 3 (1988/1989), 27-28.
- Review of Zechariah Chafee, by Donald Smith, Free Speech Yearbook 26 (1987), 223-24.
- Review of A Question of Sedition, by Patrick S. Washburn, Free Speech Yearbook 25 (1986), 178-80.
- Review of Emergence of a Free Press, by Leonard W. Levy, Free Speech Yearbook 24 (1985), 148-49.

## OTHER PUBLICATIONS

“A Jesuit Approach to Campus Speakers,” Academe, September-October 2007, 37-39,

## CONFERENCE PAPERS

- “From a Revolutionary Spark to a Roasted Pig: Fire Metaphors and the First Amendment,” paper presented at the 2008 Meeting of the National Communication Association, San Diego, CA.
- “Speech and Space: Freedom of Expression in the Digital City,” paper presented at the 2007 Meeting of the Association for Education in Journalism and Mass Communication, Washington, DC.
- “‘Looks Count’: Newspaper Accounts of the First Kennedy-Nixon Debate during the 2004 Presidential Campaign” (with Sara Mehlretter), paper presented at the Fifteenth (2007) Biennial Argumentation Conference, Alta, UT. Forthcoming in the proceedings of the Alta Argument Conference, 2008.
- “Debating the Great Debates: Presidential Libraries as Sites of Political Argumentation” (with Sara Mehlretter), paper presented at the 2006 National Communication Association Convention, San Antonio, TX.
- “From PETA to Lamparello: The Chilling Effect of Trademark Law on Political Parody” (with Kellie Cairns), paper presented at the 2006 Association for Education in Journalism and Mass Communication Convention, San Francisco, CA.
- “Libraries and the Patriot Act: Reconciling Patron Privacy and National Security,” paper presented at the 2006 International Communication Association Convention, Dresden, Germany.
- “Rereading New York Times v. Sullivan: The Importance of Process in Defamation Cases,” paper presented at the 2005 National Communication Association Convention, Boston, MA.
- “The First Amendment and Internet Filters: A Study of Boston Public Libraries after Implementation of the Children’s Internet Protection Act” (with Anne Trevethick), paper presented at the 2005 Association for Education in Journalism and Mass Communication Convention, San Antonio, TX.
- “‘A Beard and a Pasty Forehead’: Collective Memory of the First Kennedy-Nixon Debate” (with Sara Mehlretter), paper presented at the 2005 International Communication Association Convention, New York, NY.
- “The Importance of Process in Defamation Cases: Consumer Union v. Suzuki Motor Corp.,” paper presented at the 2005 Broadcast Education Association Convention, Las Vegas, NE.
- “Bad Words and Good Samaritans: Defamatory Speech in Cyberspace,” paper presented at the 2003 International Communication Association Convention, San Diego, CA.
- “The Portrayal of First Amendment Issues in Film: The People v. Larry Flynt,” paper presented at the 2002 National Communication Association Convention, New Orleans, LA.
- “September 11 and Academic Freedom in the Classroom,” paper presented 2002 National Communication Association Convention, New Orleans, LA.
- “Treason and Traitors: Freedom of Speech in the 21<sup>st</sup> Century,” paper presented at the 2002 National Communication Association Convention, New Orleans, LA.
- “The Athleticization of the Political Process: Sports Metaphors and Public Argument,” paper presented at the Fourth ISSA (International Society for the Study of Argumentation) Conference on Argumentation, Amsterdam, The Netherlands, June

2002. Published in Proceedings of the Fifth International Conference of the International Society for the Study of Argumentation, edited by Frans H. van Eemeren, J. Anthony Blair, Charles A. Willard and A. Francisca Snoeck Henkemans (Amsterdam: SIC SAT, 2003), 459-465.
- “September 11<sup>th</sup> and the Freedom of Speech,” paper presented at the 2002 Central States Communication Association Convention, Milwaukee, WI.
- “Lyndon Johnson and the Level Playing Field: Sports Metaphors in the Affirmative Action Debate,” paper presented at the Twelfth (2001) Biennial Argumentation Conference, Alta, UT. Published in Arguing Communication and Culture, edited by G. Thomas Goodnight (Washington: National Communication Association, 2002), 183-191.
- “E-Mail and the Right to Privacy,” paper presented at the 2001 Central States Communication Association Convention, Cincinnati, OH.
- “The First Amendment and Popular Culture,” paper presented at the 2001 Central States Communication Association Convention, Cincinnati, OH.
- “From the Sonny Bono Copyright Term Extension Act to the No Electronic Theft Act: Copyright in a Digital Age,” paper presented at the 2000 National Communication Association Convention, Seattle, WA.
- “Reno v. ACLU Revisited: Filters and the First Amendment,” paper presented at the 2000 International Communication Association Convention, Acapulco, Mexico.
- “From Rocker to Robinson: Baseball and Race” (with Edward M. Panetta), paper presented at the 2000 Eastern Communication Association Convention, Pittsburgh, PA.
- “Brandenburg v. Ohio Revisited: Freedom of Speech in Cyberspace,” paper presented at the 2000 Central States Communication Association Convention, Detroit, MI.
- “The Legacy of Reno v. ACLU: O’Connor, Stevens, and the Freedom of Expression,” paper presented at the 1999 National Communication Association Convention, Chicago, IL.
- “Sports Metaphors and Public Policy: The Football Theme in Desert Storm Discourse,” paper presented at the 1999 Meeting of the International Society for Political Psychology, Amsterdam, The Netherlands.
- “Passes, Punches and Strikes: The Role of Sports Metaphors in Political Discourse,” paper presented at the Eleventh Cooperstown Symposium on Baseball and American Culture.
- “From LaMacchia to the No Electronic Theft Act: Criminal Copyright Infringement and the Freedom of Expression” (with Christopher D. Hunter), paper presented at the 1999 Convention of the International Communication Association, San Francisco, CA.
- “Cubby, Stratton Oakmont or Zeran: Defamation in Cyberspace, “ paper presented at the 1999 Eastern Communication Association Convention, Charleston, WV.
- “AETC v. Forbes: Judge Richard Arnold and the Right to Participate in Political Debate,” paper presented at the 1999 Central States Communication Association/Southern States Communication Association Joint Convention, St. Louis, MO.
- “Larry Flynt as Freedom Fighter: The Film vs. the Facts,” paper presented at the 1999 Western Communication Association, Vancouver, British Columbia.
- “The No Electronic Theft Act: Copyright Law and the New Electronic Media,” paper presented at the 1998 National Communication Association Convention, New York, NY.

- “The Freedom of Expression and Space: Transnational Media and International Law,” paper presented at the 1998 National Communication Association Convention, New York, NY.
- “Professional Football and the Law: Football Metaphors in Legal Discourse,” a paper presented at the 1998 Symposium on Football and American Life, Canton, OH.
- “‘Three Strikes’ and ‘Hail Mary Passes’: Sports Metaphors and Public Discourse,” paper presented at the Fourth ISSA (International Society for the Study of Argumentation) International Conference on Argumentation, Amsterdam, The Netherlands, June 1998. Published in Proceedings of the Fourth International Conference of the International Society for the Study of Argumentation, edited by Frans H. van Eemeren, Rob Grootendorst, J. Anthony Blair, and Charles A. Willard (Amsterdam: SIC SAT, 1999), 334-339.
- “Right or Responsibility? Competing Perspectives on Freedom of Speech,” a paper presented at the 1997 National Communication Association Convention, Chicago, IL.
- “‘Iraq Has Elected to Receive’: Football Metaphors and the Gulf War,” a paper presented at the 1997 Symposium on Football and American Life, Canton, OH.
- “Panelists, Citizens and Moderators: A Quantitative Assessment of Questions Asked During Presidential Debates” (with Indra de Silva), paper presented at the Tenth (1997) Biennial Argumentation Conference, Alta, UT. Published in Argument in a Time of Change: Definitions, Frameworks, and Critiques, edited by James F. Klumpp (Annandale, VA: Speech Communication Association, 1998), 232-37.
- “Cubby or Stratton Oakmont?: Defamatory Speech on Computer Bulletin Boards,” a paper presented at the 1997 Eastern Communication Association Convention, Baltimore, MD.
- “From Fan to Consumer: The Commodification of Baseball” (with Edward E. Panetta), a paper presented at the 1997 Eastern Communication Association Convention, Baltimore, MD.
- “Virtual History and the Web: The Perils of Cyber-Constructed Reality” (with Charles E. Morris III), a paper presented at the 1997 Eastern Communication Association Convention, Baltimore, MD.
- “Freedom of Expression in the High School Classroom,” a paper presented at the 1996 Speech Communication Association Convention, San Diego, CA.
- “The ‘Hard Bargains of Freedom’: Rogers, Garrison and the Freedom of Expression,” a paper presented at the Symposium on the Antebellum Press, the Civil War, and the Freedom of Expression, Chattanooga, TN.
- “‘Three Strikes and You’re Out’: Justice in the Public Debate Over Penal Reform,” a paper presented at the And Justice for All Conference, Omaha, NE.
- “Popular Culture and Public Discourse: Sports Metaphors in Political Communication” (with Edward Panetta), a paper presented at the 1996 International Communication Association Convention, Chicago, IL.
- “Violence, V-Chips and the First Amendment,” a paper presented at the 1996 Eastern Communication Association Convention, New York, NY.
- “Debate and Communication Studies,” a paper presented at the 1996 Eastern Communication Association Convention, New York, NY.
- “The Case Against Plan Inclusive Counterplans” (with John Katsulas), a paper presented at the 1996 Eastern Communication Association Convention, New York, NY.
- “The First Amendment in Cyberspace,” a paper presented at the 1996 Central States Communication Association Convention, St. Paul, MN.

- “Social Science and the First Amendment,” a paper presented at the Ninth (1995) Biennial Argumentation Conference, Alta, UT. Published in Argumentation and Values, edited by Sally Jackson (Annandale, VA: Speech Communication Association, 1995), 63-70.
- “Three Strikes and You’re Out: Baseball Metaphors and Criminal Justice” (with Edward Panetta), a paper presented at the Seventh Cooperstown Symposium on Baseball and American Culture,” Cooperstown, NY.
- “Miracle in Massachusetts: The Political Resurrection of Senator Edward M. Kennedy,” a paper presented at the 1995 Eastern Communication Association Convention, Pittsburgh, PA.
- “Midnight Madness: George McGovern and the Counterculture at the 1972 Democratic National Convention,” a paper presented at the 1995 Eastern Communication Association Convention, Pittsburgh, PA.
- “Detour on the Information Superhighway: Defamatory Speech and Computer Bulletin Boards,” a paper presented at the 1995 Eastern Communication Association Convention, Pittsburgh, PA.
- “Where is Argument? Reflections on the 1993 United States-Japan Exchange Debates,” a paper presented at the 1995 Central States Communication Association, Indianapolis, IN.
- “The Power of Communication, Entertainment Violence, and the First Amendment,” paper presented at the 1995 Western Speech Communication Association Convention, Portland, OR.
- “Wisconsin v. Mitchell: Speech, Conduct and the First Amendment,” paper presented at the 1994 Speech Communication Association Convention, New Orleans, LA.
- “Political Correctness and Freedom of Expression,” paper presented at the 1994 Speech Communication Association Convention, New Orleans, LA.
- “Entertainment Violence and the First Amendment,” paper presented at the International Conference on Violence in the Media, New York City, NY, October 1994.
- “The Problems of Jurisprudence and Argumentation Theory,” paper presented at the Third ISSA (International Society for the Study of Argumentation) International Conference on Argumentation, Amsterdam, The Netherlands, June 1994. Published in Special Fields and Cases: The Proceedings of the Third International Conference on Argumentation, eds. Frans H. van Eemeren, Rob Grootendorst, J. Anthony Blair, and Charles A. Willard (Amsterdam: SIC SAT, 1995), 3-13.
- “Balancing Competing Interests: Mr. Justice Marshall and the Freedom of Expression,” paper presented at the 1994 Eastern Communication Association Convention, Washington, DC.
- “Computer Bulletin Boards and the First Amendment” (with Jennifer R. Dowd), paper presented at the 1993 Speech Communication Association Convention, Miami Beach, FL.
- “Argument in a Technical Sphere: Incommensurate Rhetorical Visions” (with Edward Panetta), paper presented at the Eighth (1993) Biennial Argumentation Conference, Alta, UT. Published in Argument and the Postmodern Challenge, edited by Raymie E. McKerrow (Annandale, VA: Speech Communication Association, 1993), 25-30.
- “Public Responsibility for Private Acts: The Strategic Manipulation of the ‘Public’ in Political Discourse,” paper presented at the Eighth (1993) Biennial Argumentation Conference, Alta, UT. Published in Argument and the Postmodern Challenge,

- edited by Raymie E. McKerrow (Annandale, VA: Speech Communication Association, 1993), 374-79.
- “Computer Bulletin Boards and the First Amendment: The Common Carrier Alternative” (with Jennifer R. Dowd), paper presented at the 1993 Association for Education in Journalism and Mass Communication, Kansas City, MO.
- “Presidential Debates as Political Rituals: Clinton vs. Bush vs. Perot,” paper presented at the 1993 Communication Association of Japan Convention in Kitykushu, Japan.
- “The Effect of the 1988 Presidential Debates on Political Participation” (with Robert Boucher), paper presented at the 1993 Central States Communication Association/Southern Communication Association Convention in Lexington, KY.
- “Working on the Margin: The Impact of Presidential Debates on Voters’ Presidential Preference” (with Robert Boucher), paper presented at the 1993 Eastern Communication Association Convention in New Haven, CT.
- “The Use and Abuse of Risk Analysis in Policy Debate,” paper presented at the 1992 Speech Communication Association Convention, Chicago, IL.
- “The Nomination of Clarence Thomas to the United States Supreme Court: Questions of Integrity,” paper presented at the 1992 Eastern Communication Association Convention, Portland, ME.
- “Law and Literature: The Sordid Tale of Justice Clarence Thomas,” paper presented at the 1992 Southern Communication Association Convention, San Antonio, TX.
- “Seeking a Clear Definition for ‘Respectful Speech’: A Critical Assessment of Gentile v. State Bar of Nevada,” paper presented at the 1991 Speech Communication Association Convention, Atlanta, GA.
- “Teaching the Tyrants: Perspectives on Freedom of Speech and Undergraduates,” paper presented at the 1991 Speech Communication Association Convention, Atlanta, GA.
- “Law as Argument: Perelman’s Theory of Judicial Reasoning” (with Charles Morris), paper presented at the 1991 Eastern Communication Association Convention, Pittsburgh, PA.
- “Speech vs. Action: An Alternative Approach to Flag Burning” (with Donald Fishman), paper presented at the 1991 Western Communication Association Convention, Phoenix, AZ.
- “Regulating ‘Disrespectful’ Speech: A Critical Appraisal of Recent Court Decisions Regulating Expression by Attorneys,” paper presented at the 1990 Speech Communication Association Convention, Chicago, IL.
- “Meanings vs. Means: Recent Court Decisions Concerning Civil Disobedience,” paper presented at the 1990 Speech Communication Association Convention, Chicago, IL.
- “The Case Against Resolutional Focus Revisited,” paper presented at the 1990 Speech Communication Association Convention, Chicago, IL.
- “Competition vs. Education in Intercollegiate Forensics: Restoring the Fragile Balance,” paper presented at the Second Developmental Conference on Individual Events, Denver, CO.
- “Legislative Arguments Regarding Nominees to the United States Supreme Court: Competing Conceptions of Law as a Field of Argument,” paper presented at the Second ISSA (International Society for the Study of Argumentation) International Conference on Argumentation, Amsterdam, The Netherlands. Published in The Proceedings of the Second International Conference on Argumentation, eds. Frans H. van Eemeren, Rob Grootendorst, J. Anthony Blair, and Charles A. Willard (Amsterdam: SICSAT, 1991), 813-19.

- “Justifying Suppression: The Sedition Act of 1798 as Evidence of Framers Intent,” paper presented at the 1990 Eastern Communication Association Convention, Philadelphia, PA.
- “The Case Against Conditional Argumentation,” paper presented at the 1990 Eastern Communication Association Convention, Philadelphia, PA.
- “A Kind, Compassionate and Benevolent People: The Public of Representative Barney Frank,” paper presented at the 1990 Southern States Communication Association Convention, Birmingham, AL.
- “The Dream in Court: The Most Significant Free Speech Decision Affecting the Civil Rights Movement,” paper presented at the 1990 Southern States Communication Association Convention, Birmingham, AL.
- “New York Times v. Sullivan: A Reassessment of the Court’s Analysis of the Seditious Libel Doctrine” (with Donald Fishman), paper presented at the 1990 Western Communication Association Convention, Sacramento, CA.
- “Is it too Late to Save Policy Debate?” paper presented at the 1989 Speech Communication Association Convention, San Francisco, CA.
- “Changing Conceptions of the Law: Public Arguments Regarding Nominees to the United States Supreme Court” (with John Katsulas), paper presented at the 1989 Speech Communication Association Convention, San Francisco, CA.
- “Freedom of Speech as Protected by the States: A Review of State Court Decisions from 1916 to 1940,” paper presented at the 1989 Speech Communication Association Convention, San Francisco, CA.
- “The Benevolent Technocrat: Michael Dukakis’ Strategy in the 1988 Presidential Debates,” paper presented at the 1989 Eastern Communication Association Convention, Ocean City, MD.
- “Historical Perspectives on New York Times v. Sullivan,” paper presented at the 1989 Eastern Communication Association Convention, Ocean City, MD.
- “Roast Chicken with Cranberry Sauce: The Rhetoric of the Pork Barrel,” paper presented at the 1989 Central States Communication Association Convention, Kansas City, MO.
- “Debate as a Model of Real World Policy Making Processes: An Unsuitable Forum?” (with Karla Leeper), paper presented at the 1989 Central States Communication Association Convention, Kansas City, MO.
- “The Non-Debates of 1988,” paper presented at the 1988 Symposium on Presidential Debates at the University of Massachusetts, Amherst, MA.
- “Justice Brennan’s Beautiful Lie: A Critique of New York Times v. Sullivan,” paper presented at the 1988 Speech Communication Association Convention, New Orleans, LA.
- “The Oligarchy of Expertise: An Argument for a Limited Preference System of Judge Assignment,” paper presented at the 1988 Speech Communication Association Convention, New Orleans, LA.
- “In Search of a Supreme Court Seat: William Rehnquist and Antonin Scalia,” paper presented at the 1988 Speech Communication Association Convention, New Orleans, LA.
- “What a Rhetorician May Learn from the Study of Law: Critical Responses to Perelman’s Theory of Legal Reasoning,” paper presented at the 1988 Central States Communication Association Convention, Schaumburg, IL.
- “Debate as an Academic Game: A Proposal to Revitalize Policy Debate” (with John Katsulas), paper presented at the 1988 Eastern Communication Association Convention, Baltimore, MD.

- “Debate Scholarship: A Needs Assessment,” paper presented at the 1988 Eastern Communication Association Convention, Baltimore, Maryland, and at the 1988 Speech Communication Association Convention, New Orleans, LA.
- “Reagan at Reykjavik: In Defense of Arms Racing” (with Karla Leeper), paper presented at the 1987 Speech Communication Association Convention, Boston, MA.
- “John Caldwell Calhoun and Freedom of Speech: The Man Against the Myth,” paper presented at the 1987 Speech Communication Association Convention, Boston, MA.
- “Counterplans and the Locus of Debate: An Argument Against Resolutorial Competition” (with Karla Leeper), paper presented at the 1987 Speech Communication Association Convention, Boston, MA.
- “Political Commercials: Study and Uses for the Teaching of Speech,” paper presented at the 1987 Speech Communication Association Convention, Boston, MA.
- “In Defense of Policy Debate: An Argument Against Utopian Fiat” (with John Katsulas), paper presented at the 1987 Eastern Communication Association Convention, Syracuse, NY.
- “A Permutation Standard of Competitiveness, Part II” (with Karla Leeper), paper presented at the 1986 Speech Communication Association Convention, Chicago, IL.
- “The Espionage Act of 1917: A Critique of Historical Interpretations,” paper presented at the 1986 Speech Communication Association Convention, Chicago, IL.
- “Argument Through Transcendent Vision: Ronald Reagan’s Star Wars Speech” (with Karla Leeper), paper presented at the 1986 Speech Communication Association Convention, Chicago, IL.
- “Limits to Political Expression: The Rise and Fall of the Smith Act,” paper presented at the 1985 Speech Communication Association Convention, Denver, CO.
- “The Regulation of Pornography in the New Media,” paper presented at the 1984 Speech Communication Association Convention, Chicago, IL.
- “Paradigms of Legal Thought: The Rise and Fall of the Substantive Due Process Doctrine,” paper presented at the 1984 Speech Communication Association Convention, Chicago, IL.
- “Turnarounds as Voting Issues,” paper presented at the 1984 Speech Communication Association Convention, Chicago, IL.
- “A Rationale for Forensics,” paper presented at the 1984 National Developmental Conference on Forensics, Evanston, IL.
- “The 1982 Iowa Gubernatorial Debates: A Study of Direct and Indirect Effects,” paper presented at the 1984 Central States Speech Association Convention, Chicago, IL.
- “The Nature and Scope of Evaluative Criteria: An Argument for Nonintervention,” paper presented at the 1984 Central States Speech Association Convention, Chicago, IL.
- “Free Speech and the Founding Fathers: The Sedition Act Debates,” paper presented at the 1983 Speech Communication Association Convention, Washington, DC.
- “A Permutation Standard of Competitiveness,” paper presented at the 1983 Speech Communication Association Convention, Washington, DC.
- “The Failure of a Movement: The Anti-Abolitionists and Freedom of the Press,” paper presented at the 1983 Central States Speech Association Convention, Lincoln, NE.
- “In Defense of Reasonability,” paper presented at the 1983 Central States Speech Association Convention, Lincoln, NE.

## FORENSICS PEDAGOGY

### BOOKLETS AND PAMPHLETS

Forensic Quarterly, author of Summer 1981, Summer 1982-1991 (with John Katsulas), Fall 1988-1991 (with John Katsulas).

Answering Generic Plan Attacks (with John Katsulas) (Kansas City: National Federation of State High School Associations, 1988, updated and reprinted in 2002).

Paradigms of Debate (with John Katsulas) (Kansas City: National Federation of State High School Associations, 1988, updated and reprinted in 2001).

Tests of Evidence (Indianapolis: National Federation of State High School Associations, 2000).

Writing the Affirmative Case (with John Katsulas) (Kansas City: National Federation of State High School Associations, 1987, updated and reprinted in 2000).

Effective Use of Evidence in Debate (Kansas City: National Federation of State High School Associations, 1992).

### ARTICLES AND BOOK CHAPTERS

“Reflections on the Death of Value Resolutions” (with John P. Katsulas), Contemporary Argumentation and Debate 23 (2003), 91-94.

“The Internet and the Forensic Community,” The Forensic Educator 11 (1997), 30-33.

“Policy Debate as a Laboratory for Teaching Argumentation Skills” (with Karla Leeper), Forensic Educator 6 (1991/1992), 23-28.

“The Case Against the Problem Area: In Response to Ulrich,” Forensic Educator 4 (1989/1990), 8-11.

“The Case Against Conditional Argumentation,” in Debate Theory and Practice 1989-90, edited by David Baker (Dallas: St. Mark’s Press, 1989), 72-76. Reprinted in Crosscurrents, edited by Greg Phelps (St. Louis: Alan Company, 1990), 3-7.

“In Defense of Forensics: A Response to Tillman,” Forensic Educator 2 (1987/1988), 8-9.

“Affirmative Approaches to Latin American Policy,” in Springboards, edited by Walter Ulrich (St. Louis: Alan Company, 1987), 1-15.

“Negative Approaches to Latin American Policy,” in Debating Latin America Policy, edited by Dick Fawcett (Kansas City: National Federation of State High School Associations, 1987), 36-58.

“Paradigms in Debate” (with John Katsulas), in Debating Latin America Policy, edited by Dick Fawcett (Kansas City: National Federation of State High School Associations, 1987), 93-104.

“Answering Generic Plan Attacks” (with John Katsulas), in Debating Latin America Policy, edited by Dick Fawcett (Kansas City: National Federation of State High School Associations, 1987), 105-17.

“The ‘More the Merrier’: Using Lay Persons as Forensic Coaches” (with Gerald Dyer), Forensic Educator 1 (1986-1987), 17-19.

- “Affirmative Approaches to Agricultural Policy,” in Debating Agricultural Policy, edited by Dick Fawcett (Kansas City: National Federation of State High School Associations, 1986), 15-38.
- “What Must the Affirmative Do to Be Topical?” (with John Katsulas), Cross Currents Debate Handbook: Arms Sales, 1983, 6-15.
- “Counter-Warrants as a Negative Strategy,” Cross Currents Debate Handbook: Criminal Reform, 1981, 1-6.

## SERVICE

### EDITORIAL

- Editor, Argumentation and Advocacy, 2001-2004
- Editor, Free Speech Yearbook, 1992-94
- Associate Editor, Communication Monographs, 2007-
- Associate Editor, Free Speech Yearbook, 1985-1992, 1996-2005, 2007-
- Associate Editor, Argumentation and Advocacy, 1986-1995, 2004-
- Associate Editor, Qualitative Research Reports, 1999-2005
- Associate Editor, American Communication Journal, 1996-2000
- Associate Editor, Communication Quarterly, 1994-97, 2000-2006
- Associate Editor, The Forensic Educator, 1987-2005
- Associate Editor, Cross Examination Debate Association Yearbook, 1986-88
- Associate Editor, Iowa Journal of Speech Communication, 1982-83
- Reader, Communication Law and Policy, Communication Studies, Critical Studies in Mass Communication, Journal of Communication, Qualitative Research Reports, Quarterly Journal of Speech, Rhetoric and Public Affairs, Southern Journal of Communication, and Western Journal of Communication

### PROFESSIONAL AFFILIATIONS AND ACTIVITIES

- American Communication Association, 1994-
- President, 1997-98
- Vice President, 1996-97
- Executive Board, 1994-99
- American Forensic Association, 1982-
- Immediate Past President, 1994-96
- President, 1992-94
- Vice President and Convention Planner, 1990-92
- Chair, Nominating Committee, 1999-00, and 2002-03
- Chair, Finance Committee, 1996-97
- Chair, Public Relations Committee, 1990-92
- Chair, Topic Advisory Committee, 1987-89
- Member, National Council, 1990-96
- Member, Finance Committee, 1995-97
- Member, Committee on Constitutional Revision, 1992
- Member, Council on Forensic Organizations, 1990-94
- Member, Topic Advisory Committee, 1986-88
- Association for Education in Journalism and Mass Communication, 1988-

Central States Speech Association, 1982-  
Eastern Communication Association, 1987-  
Legislative Council, 1997-99, 2008-10  
Chair, Communication and Law Interest Group, 1990-91  
Chair, Forensics Interest Group, 1988-89  
International Communication Association, 1996-  
National Communication Association, 1982-  
Commission on Freedom of Expression  
Chair, 1997-00  
Vice Chair and Convention Planner, 1994-97  
Chair, Nominating Committee, 1987-88  
Chair, NCA Self-Study Committee, 1994-95  
Member, Haiman Award Committee, 2001-04  
Member, Amicus Brief Committee for ACLU v. Reno, 1997-98  
Member, Task Force on Undergraduate Research in Communication Studies,  
1988-89  
Symposium on the 19th Century Press, Freedom of Speech and the Civil War  
Steering Committee, 1999-

#### BOSTON COLLEGE

Chair, Department of Communication, 1998-2007  
Board of Chairs, 1998-2007  
College of Arts and Sciences Committees  
Executive Committee, 2006-2007  
Promotion and Tenure Committee, 2003-2007  
Academic Technology Advisory Board, 2001-2007  
WZBC Advisory Board, 2001-2006  
Honorary Degrees Committee, 1997-1999

#### DEPARTMENT OF COMMUNICATION

Departmental Committees Chaired  
Chair, Graduate Working Group, 2004-  
Chair, Promotion Policy Committee, 2002-2003  
Chair, Special Committee on Standards and Student Athletes, 2000-2001  
Chair, Strategic Planning Committee, 1990-2000  
Co-Chair, Curriculum Committee, 1992-1993  
Search Committees  
Chair, Intercultural Search Committee, 2003  
Chair, Research Methods Search, 2002  
Chair, Intercultural Search, 2002  
Chair, Intercultural Search, 2001  
Chair, Interpersonal Search, 2000  
Chair, Computer-Mediated Communication Search, 1999  
Chair, Mass Communication Search, 1999  
Chair, Rhetoric Search, 1998  
Chair, Mass Communication Search, 1997

Other Committee Service: Awards Committee, Computer Committee, Curriculum Committee, Promotion and Tenure Committee, and Rhetoric Search Committee

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