SYLLABUS

COURSE DESCRIPTION:
This course focuses on the areas of association, contract, constitutional, labor, antitrust, and agency law as they apply to the sports industry. This course exposes the student to many of the legal issues facing those in sport organizations. Special attention is given to the regulation of professional and amateur athletics, agency law, antitrust law, the organizational structure of sports leagues and associations, labor-management relations, and Title IX. The development of effective communication skills will be emphasized through class presentations and written assignments, leadership and interpersonal communications will be developed through small group projects and meetings, and critical thinking and problem solving skills will be fostered through the careful study of numerous cases.

COURSE OBJECTIVES:
Through classroom presentations, discussions, readings, and the completion of course assignments, the student will be acquainted with a varied but limited number of important concepts in the study of law as it relates to the sports industry. Thus, the course provides the student with an overview of the law as it pertains to intercollegiate and professional sports enterprises.

REQUIRED MATERIALS:

Course Materials distributed via class handouts and/or electronically.

SUPPLEMENTAL MATERIALS:

COURSE METHOD OF INSTRUCTION:
Class sessions will follow a lecture/discussion format. The Socratic Method will also be used, as will experiential exercises, videos, and case studies.

**GRADING BASIS:**

<table>
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<tbody>
<tr>
<td>PARTICIPATION</td>
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<tr>
<td>LEGAL MEMORANDUM</td>
<td>200 points</td>
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<tr>
<td>MIDTERM EXAMINATION</td>
<td>250 points</td>
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<tr>
<td>FINAL EXAMINATION</td>
<td>250 points</td>
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**PARTICIPATION:**

Class participation can result in a half grade upward or downward departure (i.e. an A- to an A, or a B+ to a B). Students are expected to be prepared for every class. Attendance is not participation! The quality of participation, as reflected in careful reading and thorough analysis of the assigned materials, is important. It is also important to build upon other students’ comments. This requires attentive listening. Class participation will be judged on the basis of quality and consistency upon a weekly basis. Students are encouraged to discuss the adequacy of their participation with the professor.

**EXAM AND ASSIGNMENT POLICIES:**

All examinations must be taken during the scheduled examination time. No make-ups will be given. All examinations will be closed texts and notes. Assignments are expected to be submitted or presented on the assigned due date. Late work will receive a zero.

**COURSE OUTLINE/CALENDAR:**

The schedule below is a tentative one and is subject to change. Any changes will be announced to class members.

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<thead>
<tr>
<th>DATE</th>
<th>READING ASSIGNMENTS</th>
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<tbody>
<tr>
<td>Th 9/6</td>
<td>Course Introduction and Requirements</td>
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<tr>
<td></td>
<td>What is Sports Law?</td>
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<tr>
<td>T 9/11</td>
<td>Commissioner Powers</td>
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<td>WR 1-100</td>
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<td>Cases Assigned:</td>
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<td>Milwaukee v Landis (15)</td>
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<td>Finley v Kuhn (18)</td>
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<td></td>
<td>Turner v. Kuhn (25)</td>
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<tr>
<td>Th 9/13</td>
<td>No Class</td>
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<tr>
<td>T 9/18</td>
<td>Commissioner Powers</td>
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<td>WR 1-100</td>
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<td>Cases Assigned:</td>
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<tr>
<td></td>
<td>Sprewell v. NBA (handout)</td>
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<td></td>
<td>Molinas v NBA (41)</td>
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<td></td>
<td>Steve Howe (51)</td>
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<td></td>
<td>Ludtke v Kuhn (94)</td>
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<td>Artest, O’Neal &amp; Jackson (handout)</td>
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</table>
• Terrell Owens v. Philadelphia Eagles (handout)

Th 9/20 Contract Law WR 101-174
Cases Assigned:
• Danny Ainge (103)
• Lajoie (105)
• Barnett (109)
• Brian Shaw (115)
• Neely (121)

T 9/25 Contract Law WR 101-174
Cases Assigned:
• Bergey (127)
• Chase (138)
• Federal Baseball (handout)
• Gardella v. Chandler (handout)

Th 9/27 Contract Law WR 101-174
Cases Assigned:
• Toolson v. Yankess (handout)
• Flood v Kuhn (148)
• Piazza & Tirendi v MLB (160)

T 10/2 Antitrust Law WR 175-274
Cases Assigned:
• Brown v. Pro Football (179)
• Smith v. Pro Football (186)
• Clarett v. NFL (handout)
• Mackey v. NFL (Part I) (207)
• Fraser v. MLS (216)

Th 10/4 Antitrust Law WR 175-274
Cases Assigned:
• Mackey v. NFL (Part II) (227)
• McCourt v. California Sports (232)
• Wood v. NBA (234)

T 10/9 Antitrust Law WR 175-274
Cases Assigned:
• Powell/McNeil/White v. NFL (237-42)
• Brown v. Pro Football (244)
• Baseball collusion cases (263-68)

Th 10/11 Labor Law and Collective Bargaining WR 275 - 361
Cases Assigned:
- Messersmith & McNally (278)
- Umpires (287)
- Seattle v Sam McCullum (294)
- NASL v. NLRB (300)
- Morio v. NASL (305)

T 10/16 No Class

Th 10/18 Labor Law and Collective Bargaining WR 275 - 361
Cases Assigned:
- NFLMC & NFLPA (328)
- KC Royals v MLBPA (337)
- Peterson v. Kennedy and NFLPA (345)

T 10/23 Agent Representation of the Athlete WR 362 - 430
Cases Assigned:
- Moore & Atlanta Braves (366)
- Zinn v Parrish (385)
- Brown v. Woolf (388)

Th 10/25 Midterm Examination (in class)

T 10/30 Agent Representation of the Athlete WR 362 - 430
Cases Assigned:
- Sims v Argovitz (391)
- Walters & Bloom (397)
- Collins v NBPA (405)
- Rona (417)

Th 11/1 Sports Broadcasting, Merchandising and Intellectual Property WR 431-534
- Pittsburgh Athletic Co. v. KQV Broadcasting (435)
- NBA v. Motorola (440)
- Morris Communications (447)
- ETW Corp. v. Jireh Publishing (481)
- CDM Sports v. MLB (handout)
- Topps v. MLBPA (529)

T 11/6 Franchise, League, and Community WR 535-683
Cases Assigned:
- NASL v. NFL (541)
- Sullivan (548)
- Fraser v MLS (568)
- Raiders I (577)
Th 11/8  Franchise, League, and Community  WR 535-683
Cases Assigned:
• NBA v. Clippers (597)
• Mid-South Grizzlies (603)
• City of Oakland I (616)

T 11/13  Franchise, League, and Community  WR 535-683
Cases Assigned:
• City of Oakland II (622)
• U.S. v. NFL (636)
• Chicago Professional Sports & WGN (648, 660)

Th 11/15  Monopoly in Professional Sports  WR 684-738
Cases Assigned:
• AFL vs. NFL (689)
• Philadelphia WHA v. Philadelphia Hockey Club (702)
• USFL v. NFL (722)

T 11/20  College Sports - Due Process and Academic Integrity  WR 739-821
Cases Assigned:
• NCAA v Tarkanian (743)
• Brentwood Academy v. Tennessee SSAA (handout)
• NCAA v. Miller (758)
• Parish v NCAA (772)

Th 11/22  No Class – Thanksgiving

T 11/27  College Sports - Due Process and Academic Integrity  WR 739-821
LEGAL MEMORANDUM DUE IN CLASS
Cases Assigned:
• Ganden v. NCAA (789)
• Hall v. Univ. of Minnesota (797)
• Pottgen v. MSHSAA (804)
• Ross v Creighton I (813)
• Ross v Creighton II (816)

Th 11/29  College Sports: Commercialism and Amateurism  WR 822 – 903
Cases Assigned:
• NCAA Manual - Excerpts (handout)
• Denver v NCAA (825)
• Bloom v. NCAA (handout)

T 12/2  College Sports: Commercialism and Amateurism  WR 822-903
Cases Assigned:
• Shelton v NCAA (839)
FINAL EXAMINATION GIVEN ON XXX

WRITTEN ASSIGNMENT

LEGAL MEMORANDUM

Students will be assigned a packet of cases and documents that shall be read and synthesized into a major legal writing assignment. All relevant cases and documents will be assigned to the students in the assignment packet to be distributed later in the semester. Students will not need to perform any additional legal research beyond what is given in the packet. Though that is the situation, cases and documents that support opposite legal views will be provided. The student will analyze these materials and organize them into a cogent legal writing sample that supports their conclusion as to the likely disposition of the case. Additional information will be provided to the student during the course of the semester as to the nature of this assignment, but it will be a major portion of the course.

Below are links to some of the more useful URL's related to the sports industry. Note that the individual teams in professional sports and colleges and universities have their own, The sports sections of individual newspapers are obviously valuable resources as well. Similarly, information regarding individual athletes tends to be available via their personal websites.

- **College Sports**
  - [www.ncaa.org](http://www.ncaa.org)
  - [www.sportsuniversity.com](http://www.sportsuniversity.com)
- **Sports Business**
  - [www.sportbusiness.com](http://www.sportbusiness.com)
  - [www.sportsbusinessnews.com](http://www.sportsbusinessnews.com)
  - [www.ft.com/sport/bos/bos.htm](http://www.ft.com/sport/bos/bos.htm) (Financial Times "Business of Sport" page)
- **Sports Law**
  - [www.sportslawnews.com](http://www.sportslawnews.com)
- **Sports News**
  - [www.cnnsi.com](http://www.cnnsi.com)
  - [www.espn.com](http://www.espn.com)
  - [www.foxsports.com](http://www.foxsports.com)
www.golf.com
www.soccernet.com
www.sports.com
www.sportserver.com
www.sportsline.com
www.sportingnews.com

Stadiums and Arenas
www.arenamedia.com
www.ballparks.com

- Leagues and Entities
  www.majorleaguebaseball.com
  www.mlsnet.com
  www.nascar.com
  www.nfl.com
  www.nhl.com
  www.wnba.com
  www.nba.com
  www.pgatour.com
  www.wtatour.com