

1986

The Media and the Bicentennial of the Constitution (Program)

Institute of Bill of Rights Law at the William & Mary Law School

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The Media and the Bicentennial of the Constitution

November 20-21, 1986
Williamsburg, Virginia



Sponsored by
THE INSTITUTE OF BILL OF RIGHTS LAW AT
THE COLLEGE OF WILLIAM AND MARY AND THE
VIRGINIA COMMISSION ON THE BICENTENNIAL
OF THE UNITED STATES CONSTITUTION

The Media and the Bicentennial of the Constitution

November 20-21, 1986

Conference materials will be available at registration desks Thursday, November 20 from 4:00 p.m. until 6:30 p.m. in the lobby at the Williamsburg Hospitality House and from 6:15 p.m. at the Campus Center Ballroom.

Thursday, November 20

Sherry and Wine

Campus Center Ballroom, 6:30 p.m.

Dinner

Campus Center Ballroom, 7:00 p.m.

Timothy J. Sullivan, Dean of the Marshall-Wythe School of Law,
John Stewart Bryan Professor of Jurisprudence, and
Director of the Institute of Bill of Rights Law,
College of William and Mary

Paul A. Verkuil, President and Professor of Law
The College of William and Mary

Introductory Remarks

The Honorable Warren E. Burger
Chief Justice of the United States, 1969-86

CONSTITUTIONAL INTERPRETATION AND ORIGINAL INTENT: A DIALOGUE

The Great Hall of the Wren Building, 8:30 p.m.

Laurence H. Tribe

Ralph S. Tyler, Jr. Professor of Constitutional Law
Harvard University Law School

Judge J. Harvie Wilkinson, III
United States Court of Appeals for the Fourth Circuit

Moderator: Gene R. Nichol, Cutler Professor Constitutional Law, and
Deputy Director, Institute of Bill of Rights Law
College of William and Mary

November 21

Coffee, Law School Patio or Lounge, 8:30 a.m.

THE CHALLENGE OF THE CONSTITUTION'S BICENTENNIAL

9:00 a.m. - 9:30 a.m., Law School Room 119

A. E. Dick Howard

White Burkett Miller Professor of Law and Public Affairs, University of Virginia,
and Chairman, Virginia Commission on the Bicentennial
of the United States Constitution

THE UNITED STATES CONSTITUTION: POLITICAL AND HISTORICAL BACKGROUND

9:30 a.m. - 11:45 a.m., Law School

Linda Grant DePauw, Professor of History, George Washington University

Lawrence M. Friedman, Marion Rice Kirkwood Professor of Law
Stanford University

Robert Allen Rutland, Professor of History, University of Virginia

James L. Sundquist, Senior Fellow, Government Studies Program
The Brookings Institution

Moderator: Matthew Holden, Jr., Doherty Professor of Government
and Foreign Affairs, University of Virginia

Luncheon

Campus Center Ballroom, noon

THE PRESS AND JUDICIAL PROTECTION OF CONSTITUTIONAL LIBERTIES

Rodney Smolla, Professor of Law, University of Arkansas

MEDIA COVERAGE OF CONSTITUTIONAL ISSUES

1:30 p.m. - 3:30 p.m., Law School Room 119

Haynes Johnson, Columnist, *The Washington Post*

Anthony Lewis, Syndicated Columnist, *New York Times*

Ronald J. Ostrow, Justice Correspondent, *Los Angeles Times*

Nina Totenberg, Correspondent, National Public Radio

Edwin M. Yoder, Jr., Syndicated Columnist
The Washington Post Writers Group

Moderator: A. E. Dick Howard

DEDICATION

The Institute of Bill of Rights Law and the Virginia Commission on the Bicentennial of the United States Constitution affectionately dedicate this conference to the memory of William F. Swindler (1913-1984). Journalist, teacher, legal scholar and historian, Professor Swindler contributed greatly to the understanding of our Constitutional heritage. We feel his absence even more pointedly during the Bicentennial period.

THE INSTITUTE OF BILL OF RIGHTS LAW

The Institute of Bill of Rights Law is a privately funded organization primarily oriented to the study of constitutional liberties. Its founding in 1982 at the Marshall-Wythe School of Law recognized the prominent role of Williamsburg and the College of William and Mary in the legal education of the early leaders of the United States.

William and Mary, chartered in 1693, is the second oldest institution of higher learning in the United States. It was named after the English monarchs to whom the English Bill of Rights was presented in 1689. The College's School of Law was named for two of Virginia's most prominent legal figures: John Marshall and George Wythe. Marshall was the Chief Justice of the United States Supreme Court most responsible for forging the authority of the constitution and the nation. Wythe, under whose tutelage Thomas Jefferson, John Marshall, James Monroe and Henry Clay studied law, held the first academic chair of law in America at William and Mary from 1779-1790.

The Institute derives its initial funding from the Lee Memorial Trust Fund, created in a bequest from Laura Lee of Washington, D.C. in memory of her parents, Alfred Wilson Lee and Mary I.W. Lee. Mr. Lee was founder and president of Lee Enterprises, Inc., a communications corporation consisting of newspapers, electronic media and related entities, headquartered in Davenport, Iowa.

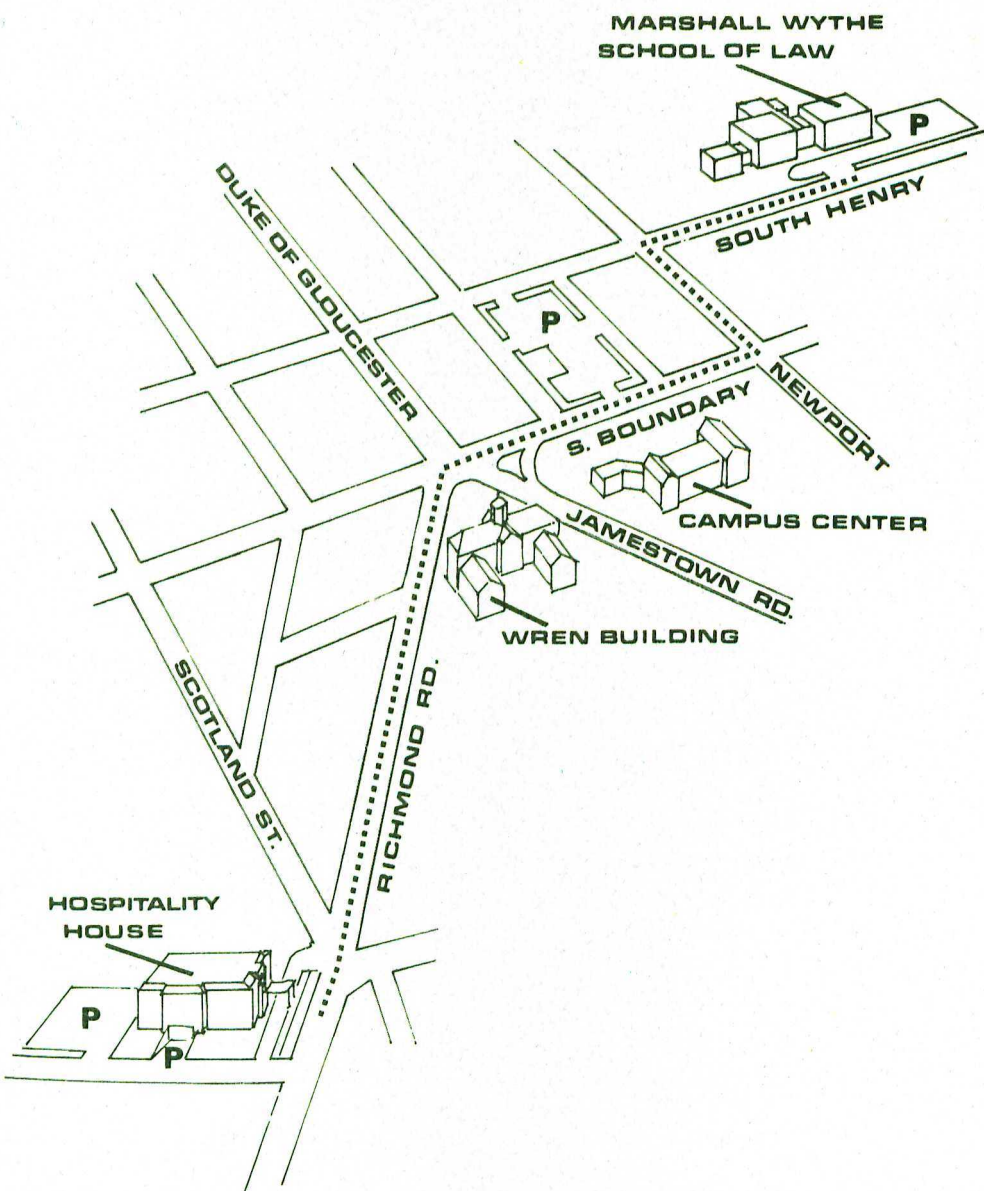
The Institute's central focus is scholarship and education concerning freedom of speech and of the press, with interests also in legal history, legal writing, and professional responsibility. The Institute serves both the legal and journalism professions in manners consistent with its ties to a professional school and an institute of higher education. The Institute is an academic foundation; its undertakes no lobbying and adopts no partisan political stance. Its mission is quality research and public education.

THE VIRGINIA COMMISSION ON THE BICENTENNIAL OF THE UNITED STATES CONSTITUTION

In 1985 Governor Charles S. Robb and the Virginia General Assembly established the Virginia Commission on the Bicentennial of the United States Constitution. The Commission was charged with planning and implementing a statewide celebration of the Constitution's 200th anniversary. To this end, the Commission is developing an array of programs to increase Virginians' awareness and appreciation of the history of the Constitution and Virginia's important role in that history.

The Commission, which receives its funding from the state, is staffed by the Institute of Government at the University of Virginia. Numbered among its programs are the *Virginia Independent*, a bimonthly chronicle of the bicentennial in Virginia; regional conferences to assist local commissions' plan for the bicentennial; a documentary film on the ratification struggle in Virginia; the commissioning of an outdoor drama on the history of the constitution; several conferences on constitutional issues; and a variety of other projects.

For further information on the Virginia Commission on the Bicentennial of the United States Constitution or if you would like to receive the *Virginia Independent*, write to the Virginia Bicentennial Commission/ Institute of Government/ 207 Minor Hall/ Charlottesville, VA 22903/ (804) 924-1053.



Buses are available to provide shuttle transportation to program events. The conference locations, shown above, are within reasonable walking distance.