Perspectives on Freedom of Speech, Bill Kahn, High School Social Studies, Brooklyn, NY

http://classpop.ccnmtl.columbia.edu/content/perspectives-freedom-speech

Day 1 May 13th

1. 00:00 Getting organized

2. 10:40 Using hypothetical situations to engage students in content: “Is there a protection for the minority in the Constitution?”
Using hypothetical situations to engage students, introduce background information, and develop common understanding of concepts and terms

   11:21 Hypothetical A: What if all the men in the class voted to require the women to do their homework for them? (Separation of powers, branches of government, federal and state government, Bill of Rights)

   20:20 Hypothetical B: Teacher’s right to swing his arm…. (Conflicting nature of rights)

   22:50 Hypothetical C: Does Nina have freedom of speech if she can’t be heard by anyone? (Elements of freedom of speech)

   27:35 Hypothetical D: Can Bill Kahn say anything he wants? (Protected speech, inflammatory speech)

   33:35 Hypothetical E: “Take care of Neil” What can mobsters and Bill Kahn say? (Dangerous speech)

3. 38:05 Homework/wrap-up

Day 2 May 14th

1. 00:00 Getting organized

2. 3:45 Modeling analysis of hypothetical and real legal cases
   Reviewing previous days discussion & homework to model analysis of key elements of cases

   5:10 Hypothetical F: “Take care of Neil”

   8:00 Hypothetical G: Threatening the Vice-President
9:40 Hypothetical H: (From Schenk v U.S.) Shouting “fire” in a crowded theatre

2:40 Real Case A: Schenk v. U.S. – Resist the WW1 draft


19:00 Hypothetical I: Publishing an article w/ a “chalk bomb” recipe

3. 23:45 Moot court simulation, applying understanding of freedom of speech
   Is an email threatening Mr. Kahn protected speech?

25:40 Straw vote

26:40 Roles, instructions, & groupwork: Prosecution, Defense, Supreme Court

32:10 Moot court arguments: Prosecution, Defense, Questions from the Court

39:50 Moot court decision.