

Selected Bibliography for:

***The University of Pennsylvania Law School  
Fifth Annual Sports Law Symposium  
The Changing Landscape of Professional Sports***

February 9, 2018

**Panel 1. Major League Litigation: Effect of *Christie v. NCAA* and *Miranda v. Selig* on Professional Leagues' Legal Invincibility**

Charlotte S. Alexander & Nathaniel Grow, *Gaming the System: The Exemption of Professional Sports Teams from the Fair Labor Standards Act*, 49 U.C. Davis L. Rev. 123 (2015), available [here](#) (PennKey required).

Andrew Brandt, *Professional Sports Leagues' Big Bet: Evolving Attitudes on Gambling*, 28 Stan. L. & Pol'y Rev. 273 (2017), available [here](#) (PennKey required).

Nicholas Burkhardt & Dylan Welsh, *The Legalization of Sports Gambling: An Irreparable Harm or the Beginning of Unprecedented Growth?*, 21 Sports Law. J. 145 (2014), available [here](#) (PennKey required).

Christie Cho, *Protecting Johnny Football: Trademark Registration for College Athletes*, 13 Nw. J. Tech. & Intell. Prop. 65 (2015), freely available [here](#).

Marc Edelman, *In Defense of Sports Antitrust Law: A Response to Law Review Articles Calling for the Administrative Regulation of Commercial Sports*, 72 Wash. & Lee L. Rev. Online 213 (2015), available [here](#) (PennKey required).

———, *Navigating the Legal Risks of Daily Fantasy Sports: A Detailed Primer in Federal and State Gambling Law*, 2016 U. Ill. L. Rev. 117 (2016), available [here](#) (PennKey required).

James C. W. Goodall, *Bringing Down the House: An Examination of the Law and Policy Underpinning the Professional and Amateur Sports Protection Act of 1992*, 67 Rutgers U. L. Rev. 1097 (2015), available [here](#) (PennKey required).

Scott J. Gregory, *Don't Bet on It?: Economic and Legal Implications of Legalized Sports Betting and Daily Fantasy Sports in the United States*, 10 Ohio St. Bus. L.J. 217 (2016), available [here](#) (PennKey required).

Dylan Oliver Malagrino, *Off the Board: NCAA v. Christie Challenges Congress to "Move the Line" on the Professional and Amateur Sports Protection Act*, 118 Penn St. L. Rev. 375 (2013), available [here](#) (PennKey required).

Richard McGowan, *The Dilemma that is Sports Gambling*, 18 Gaming L. Rev. & Econ. 670 (2014), freely available [here](#).

Matthew D. Mills, *The Failure of the Professional and Amateur Sports Protection Act*, 16 U. Denv. Sports & Ent. L.J. 215 (2014), available [here](#) (PennKey required).

Bradley V. Murphy, *Protecting America's Pastime: The Necessity of Major League Baseball's Antitrust Exemption for the Survival of Minor League Baseball*, 49 Ind. L. Rev. 793 (2016), available [here](#) (PennKey required).

Ryan M. Rodenberg & Anastasios Kaburakis, *Legal and Corruption Issues in Sports Gambling*, 23 J. Legal Aspects Sport 8 (2013), available [here](#) (PennKey required).

Kimberly Saginario, *Regulation Is Crucial for Daily Fantasy Sports: Why Illinois's Proposed Bill Is One the States Should Follow*, 69 Rutgers U. L. Rev. 843 (2017), available [here](#) (PennKey required).

Kristin Spallanzani, *Major Theft in the Major Leagues: Application of the FLSA Seasonal Employer Exemption to Professional Sports*, 46 Seton Hall L. Rev. 281 (2015), freely available [here](#).

Mark Stanton, *Juuuusst a Bit outside: A Look at Whether MLB Owners Can Justify Paying Minor Leaguers below Minimum Wage without Violating the Fair Labor Standards Act*, 22 Jeffrey S. Moorad Sports L.J. 727 (2015), freely available [here](#).

Gregg Steinman, *Social Injustice in Minor League Baseball: How Major League Baseball Makes Use of an Antitrust Exemption to Exploit Its Employees*, 5 U. Miami Race & Soc. Just. L. Rev. 139 (2015), available [here](#) (PennKey required).

## **Panel 2. Taking a Knee: On Players and Leagues Using Sports to Promote Social Justice**

Bobby Bramhall, *An Employment Stance on Taking a Knee*, 27 J. Legal Aspects Sport 109 (2017), available [here](#) (PennKey required).

Garry A. Gabison, *The Gray Problem: Should Athletes Be Punished for Their Social Media Posts?*, 13 DePaul J. Sports L. & Contemp. Probs. 31 (2017), available [here](#) (PennKey required).

Roger M. Groves, *Memorandum from Student-Athletes to Schools: My Social Media Posts regarding My Coaches or My Causes Are Protected Speech—How the NLRB Is Restructuring Rights of Student-Athletes in Private Institutions*, 78 LA L. Rev. 69 (2017), freely available [here](#).

Jonathan Intravia, Alex R. Piquero & Nicole Leeper Piquero, *The Racial Divide Surrounding United States of America National Anthem Protests in the National Football League*, \_\_\_\_\_ Deviant Behavior \_\_\_\_\_ (published online 14 Nov. 2017), available [here](#) (PennKey may be required).

Caroline McDonald, *Can Employees Be Fired for Political Action?*, Risk Mgmt, Dec. 2017, at 4, available [here](#) (PennKey required).

Ryan J. McGinty, *Fourth & Inches: Marking the Line of Athletes' Free Speech (A Colin Kaepernick Inspired Discussion)*, 8 Pace Intell. Prop. Sports & Ent. L. F. 39 (2017), freely available [here](#).

Laura Rene McNeal, *From Hoodies to Kneeling during the National Anthem: The Colin Kaepernick Effect and Its Implications for K-12 Sports*, 78 LA L. Rev. 145 (2017), freely available [here](#).

Timothy O'Brien, *Understand Legal Aspects of Game Day Protests Involving the National Anthem*, Campus Legal Advisor, Dec. 2016, at 1, available [here](#) (PennKey required).

Katheryn Russell-Brown, *Critical Black Protectionism, Black Lives Matter, and Social Media: Building a Bridge to Social Justice*. 60 How. L.J. 367 (2017), available [here](#) (PennKey required).

## **Panel 3. The eSports Revolution: Driving Investment by Pro Teams While Changing the Very Definition of Sports**

Hunter Amadeus Bayliss, *Not Just a Game: The Employment Status and Collective Bargaining Rights of Professional ESports Players*, 22 Wash. & Lee J. C.R. & Soc. Just. 359 (2016), available [here](#) (PennKey required).

A. J. Bridget Whan Tong, *A New Player Has Entered the Game: Immigration Reform for Esports Players*, 24 Jeffrey S. Moorad Sports L.J. 351 (2017), freely available [here](#).

Elizabeth Brusa, *Professional Video Gaming: Piracy That Pays*, 49 J. Marshall L. Rev. 217 (2015), freely available [here](#).

Laura L. Chao, *"You Must Construct Additional Pylons": Building a Better Framework for Esports Governance*, 86 Fordham L. Rev. 737 (2017), freely available [here](#).

Drew S. Dean, *Hitting Reset: Devising a New Video Game Copyright Regime*, 164 U. Pa. L. Rev. 1239 (2016), freely available [here](#).

Matthew Dobill, *Leveling (up) the Playing Field: A Policy-Based Case for Legalizing and Regulating Esports Gambling*, 37 Loy. L.A. Ent. L. Rev. 139 (2017), available [here](#) (PennKey required).

Taylor Stanton Hardenstein, *"Skins" in the Game: Counter-Strike, Esports, and the Shady World of Online Gambling*, 7 UNLV Gaming L.J. 117 (2017), freely available [here](#).

John T. Holden, Anastasios Kaburakis & Ryan Rodenberg, *The Future Is Now: Esports Policy Considerations and Potential Litigation*, 27 J. Legal Aspects Sport 46 (2017), available [here](#) (PennKey required).

John T. Holden, Ryan M. Rodenberg & Anastasios Kaburakis, *Esports Corruption: Gambling, Doping, and Global Governance*, 32 Md. J. Int'l L. 236 (2017), freely available [here](#).

Katherine E. Hollist, *Time to Be Grown-Ups about Video Gaming: The Rising eSports Industry and the Need for Regulation*, 57 Ariz. L. Rev. 823 (2015), available [here](#) (PennKey required).

Michael Larkey, *Cooperative Play: Anticipating the Problem of Copyright Infringement in the New Business of Live Video Game Webcasts*, 13 Rutgers J. L. & Pub. Pol'y 52 (2015), available [here](#) (PennKey required).

Colby Stivers, *The First Competitive Video Gaming Anti-Doping Policy and Its Deficiencies under European Union Law*, 18 San Diego Int'l L.J. 263 (2017), available [here](#) (PennKey required).

Matthew R. Tsai, *Fantasy (e)Sports: The Future Prospect of Fantasy Sports Betting amongst Organized Multiplayer Video Game Competitions*, 6 UNLV Gaming L.J. 393 (2016), freely available [here](#).