

Seeing It Both Ways page 36

# 1 Censoring Science

# 5 LETTERS A culture of snitches?

#### SCENES

6 Alimentary School
JOEL TOPCIK
New York's summer associates are out to lunch.

### 9 A Seat at the Table MICHAEL GERBER The ABA sidles up to the GOP.

# 11 Tour's Over DAMIEN CAVE The Cuban travel crisis.

# 14 A Modest Proposal JESSICA ABEL

Paying drug addicts not to have children.

#### ARGUMENT

### 16 Good Kills?

DAVID BOSCO

The law of war says the lives of civilians are worth more than the lives of soldiers.

#### TERMS OF ART

### 18 A to Zzz

**EUGENE KONTOROVICH & DAVID LISITZA** *Black's Law Dictionary* is at risk of becoming another *Webster's*.

# Law & Technology

## 20 To Kill an Avatar

### By Dan Hunter & F. Gregory Lastowka

Norrath, the online world created by Sony, has more residents than Miami and a bigger GNP than Bulgaria. Who will make its laws?

PLUS: MAY THE BEST WOOKIEE WIN

# **26 The Copyright Cage**

### By Jonathan Zittrain

Teddy bears can't include tape decks. Girl Scouts who sing "Puff, the Magic Dragon" owe royalties. Copyright law needs to change.

# 30 Your Cellphone Is a Homing Device

### By Brendan I. Koerner

Don't want the government to know where you are? Throw away your cell, stop taking the subway, and pay the toll in cash.

PLUS: CAMERA SHY BY PATRICK KEEFE

## 36 Seeing It Both Ways

### By Orin S. Kerr

Matthew Kammersell ended up in prison because he didn't know the difference between the physical and virtual realities of the Internet. Do the courts?

PLUS: SMALL SCIENCE BY GLENN HARLAN REYNOLDS

Cover and Law & Technology illustrations by JUSTIN WOOD

#### REVIEWS

### ACADEMY

### 41 Suing Henry Ford

The libel suit that forced the automaker to apologize for his anti-Semitism.

BY VICTORIA SAKER WOESTE &

SUSAN RADOMSKY

#### PRACTICE

### 45 Testing Testing

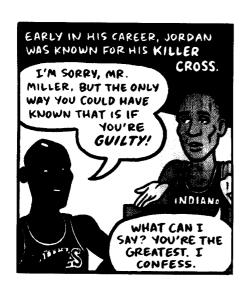
The sweat patch solved the problems of urinalysis and created a host of its own.

BY LARA A. BAZELON

### ACADEMY

#### 50 Elsewhere

Remorseless children, the castle doctrine, and other ideas from the nation's law reviews.



Michael Jordan, Attorney-at-Law page 44



Second-Class Citizens page 51

#### STORIES

### 51 Second-Class Citizens

The separate and unequal treatment of our far-flung territories.

BY CHRIS MOONEY

### 56 Ideology Matters

The Estrada filibuster and the politics of confirmation.

BY KATHERINE MARSH

### 62 For the Record

Kojo Bentsi-Enchill believes the best check on Ghana's judiciary is information. **BY NICHOLAS THOMPSON** 

### 65 Is Everything Sacred?

A respected art dealer is busted for selling a Cheyenne war bonnet.

BY JORI FINKEL



**EXHIBIT**68 The Blindfold of Justice

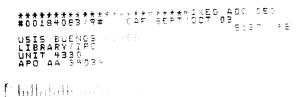
KATHERINE MARSH Miguel Estrada, Man of Mystery

> CHRIS MOONEY America's Colonies

DAVID BOSCO Casualties of a Just War

INFORMATION RESOURCE

CENTER





# Presenting iLaw

Patrolling the Virtual Landscape Dan Hunter & F. Gregory Lastowka The Copyright Cage Jonathan Zittrain Your Cellphone is a Homing Device Brendan I. Koerner The Internet Has Two Faces Orin S. Kerr