

DISCIPLINA: FREE SPEECH ONLINE: CHALLENGES	CÓDIGO: GRDDIRATCE0433
PROFESSOR: IVAR A. HARTMANN	CARGA HORÁRIA: 30h
EMENTA a) New types of speech; b) Litigated online speech themes (defamation, revenge porn, hate speech, terrorism); c) The gatekeepers (intermediaries, editors and algorithms); d) New legal standards; e) Alternatives to litigation	
OBJETIVOS GERAIS The exercise of freedom of expression was completely reshaped by the internet and new platforms, audiences and technologies keep on changing it consistently. As a result, the restriction of speech – whether or not by courts – also evolves constantly and requires new legal standards and enforcement techniques in order to keep up. This course does not focus on existing law about speech. The goal is rather to understand the evolution of speech practices and contexts in order to anticipate legally-relevant impacts on the exercise of this human right as well as on the standards and means to enable its reasonable restriction.	
OBJETIVOS ESPECÍFICOS 1) Observe current and new phenomena related to the exercise of freedom of expression in different platforms and by means of evolving technologies online; 2) Call on students to actively question the current legal treatment given to different themes of free speech online in different countries as they analyze case studies through in-class discussions and response papers; 3) Stimulate students to proactively develop new answers to critical problems involving free speech online and its necessary restrictions.	
METODOLOGIA Class debates based on assigned readings (approximately 30 pages per week) and recent and ongoing events related to the course topics. No prior technical knowledge is required. The instructor will make every reasonable effort to help with the language. The course will include two one-page response papers (which can be written in Portuguese), and a final take home exam (which must be in English).	
PROGRAMA Class 1: Introduction Class 2: New types of speech Class 3: Litigated online speech themes I – Defamation Class 4: Litigated online speech themes II – Defamation II Class 5: Litigated online speech themes III – Revenge Porn Class 6: Litigated online speech themes IV – Hate Speech Class 7: Litigated online speech themes V – Terrorism Class 8: The Gatekeepers I – Editors Class 9: The Gatekeepers II – Intermediaries Class 10: The Gatekeepers III – Algorithms Class 11: New legal standard Class 12: Alternatives to litigation Take home exam: Nov. 30 th Final: Dec. 13 th	

CRITÉRIOS DE AVALIAÇÃO

Two short response papers (15% each), one take home final exam (45%) and class participation (25%). Exceptionally, the response papers can be written in Portuguese.

Take home exam will be made available to the students on November 24th. Deadline to submit answers is November 30th. Because the exam is take home, there will not be the option of a substitution exam. The take home final exam (if necessary) will be made available on December 8th. Deadline to submit the final exam is December 13th.

For both the exam and the final exam, a penalty for failing to submit by the deadline will be applied. If the answers are submitted after 11:59 and before 0:59 (of the following day), the grade will be deducted 0.5 (out of the total of 10). Submission after 0:59 and before 1:59 will cause a deduction of 1.0 and so on.

All take home exams have to be submitted to both ivarhartmann@gmail.com and ivar.hartmann@fgv.br by 11:59pm of the day of the deadline.

Response papers should be submitted to the same emails on the week of their respective class, by 11:59pm on Tuesday. By August 4th, all students must sign up for 2 different classes of their choice for their response papers. Not more than 3 students can sign up for the same class. Sign up for each class will work on a first-come, first-serve basis. The sign up document is available at:

https://docs.google.com/spreadsheets/d/1rmx4lBmN2Q_wldgNVVcS6YnwiXNHX5hTJUgylqhhPv4/edit?usp=sharing

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