

## **Drawing the Line Between “News” and Commercial Speech Written Materials**

### **Cases**

*Daniels v. FanDuel, Inc.*, 109 N.E.3d 390 (Ind. Sup. Ct. 2018)

*Serova v. Sony Music Entertainment*, 26 Cal. App. 5th 759 (2018)

*C.B.C. Distrib. & Mktg. v. Major League Baseball Advanced, L.P.*, 505 F.3d 818 (8th Cir. 2007)

### **NAD Case Reports**

*Advanced Purification Engineering Corporation Water Filter Systems*, NAD Case Report No. 6238 (Jan. 11, 2019)

*BuzzFeed, Inc.*, NAD Case Report No. 6210 (Sept. 18, 2018)

*Unilever United States, Inc.*, NAD Case Report No. 6209 (Sept. 18, 2018)

*Beauty Science Group, Inc.*, NAD Case Report No. 6055 (Feb. 21, 2017)

*American Media, Inc.*, NAD Case Report No. 6039 (Dec. 21, 2016)

*Goop, Inc.*, NAD Case Report No. 5977 (July 26, 2016)

*JumpSport, Inc.*, NAD Case Report No. 5970 (July 11, 2016)

*Joyus, Inc.*, NAD Case Report No. 5956 (May 19, 2016)

*eSalon*, NAD Case Report No. 5645 (Oct. 17, 2013)

*American Media, Inc.*, NAD Case Report No. 5665 (Dec. 18, 2013)

### **Other Materials**

Brief of 31 Constitutional Law and Intellectual Property Law Professors as *Amici Curiae* in Support of Petitioner in *Electronic Arts, Inc. v. Davis*, No. 15-424 (U.S. Supreme Court)

Brief of *Amici Curiae* Intellectual Property Law Professors, in *Daniels v. FanDuel*, No. 18S-CQ-00134 (Ind. Supreme Court)

Eugene Volokh, The First Amendment, the right of publicity, video games, and the Supreme Court, *The Washington Post*, Jan. 4, 2016