**Hess v. Indiana**

*(Please Distribute/Post)*

**What: Panel Discussion**
**When: November 19, 3:00-5:00 P.M.**
**Where: Indiana University School of Law, Moot Court Room (Rm. 123)**

On Friday, Nov. 19th, the Law School will host a panel discussion on Hess v. Indiana, a 1973 Supreme Court decision that helped clarify when incitement to illegal action is protected by the 1st amendment. Participants on the panel will include Mr. Hess, as well as attorneys who acted as judges, prosecutors, and defense counsel in the case as it progressed towards the Supreme Court. The panel discussion will take place from 3:00p.m. to 5:00p.m. in the Moot Court Room of the Law School, and will be followed by a reception in the faculty lounge on the third floor.

Hess v. Indiana arose out of a May, 1970 anti-war protest in front of Bryan Hall. Mr. Hess was arrested for disorderly conduct when he made a statement exhorting the crowd to violate the law. Convicted in Bloomington City and Superior Courts, Mr. Hess appealed to the Indiana Supreme Court, which affirmed the trial court ruling, and ultimately to the U.S. Supreme Court, which reversed, holding that the Indiana disorderly statute violated the 1st amendment, as applied to Hess.

Attorneys for Mr. Hess included Law School professors Tom Schornhorst and Pat Baude. Prosecutors included present Circuit Court Judge Randy Bridges and local attorney Tom Berry. The City Court judge was Dave McCrea, also a local attorney. All will be on the panel to discuss the case, together with Mr. Hess himself.

The Hess case arose at a time when campuses across the country were inflamed by anti-war protests, and is therefore emblematic of the political climate that prevailed during the Viet Nam War. The Panel discussion will focus on this historical context, as well as the history and legal significance of the case.

In addition to the panel discussion, there will be a display on Hess v. Indiana in the Law School lobby. Please come in advance, and enjoy viewing historical documentation and photographs from the University Archives and the archives of the Herald-Times.

**Additional Information:** Ralph Gaebler (gaebler@indiana.edu) or Richard Vaughan (rvaughan@indiana.edu) of the IU Law Library (855-9666)