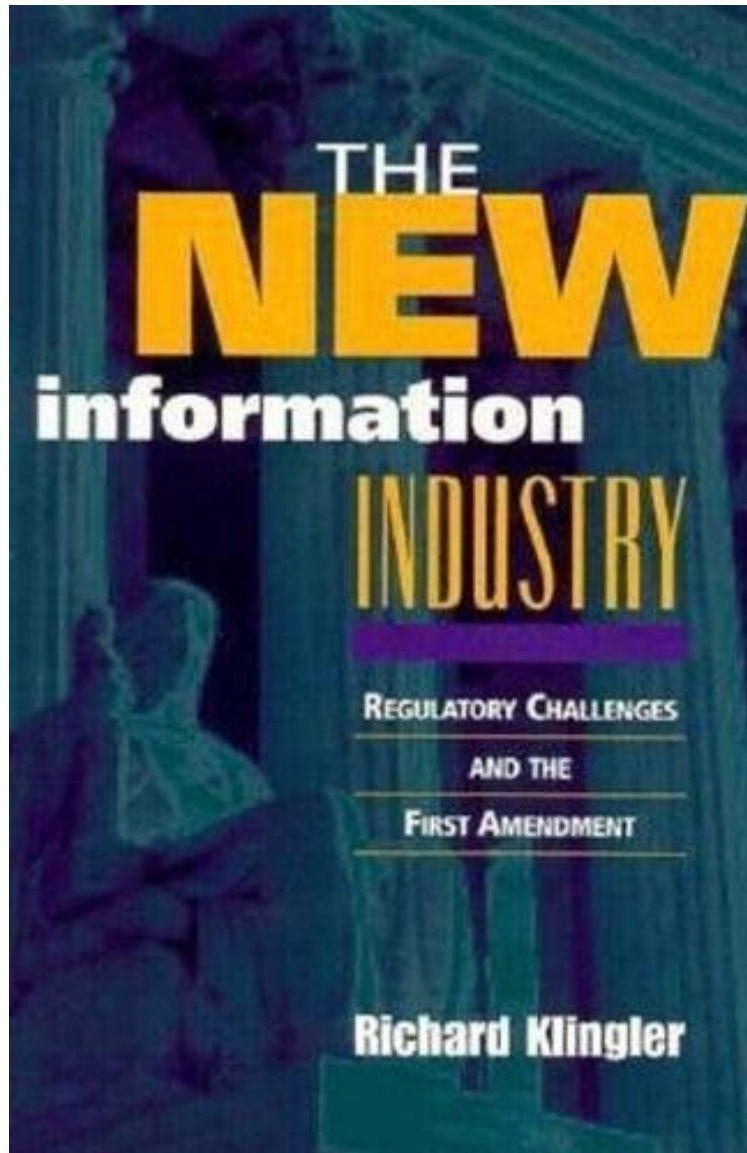


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# The New Information Industry: Regulatory Challenges and the First Amendment

*Richard Klingler*

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**Richard Klingler : The New Information Industry: Regulatory Challenges and the First Amendment** before purchasing it in order to gauge whether or not it would be worth my time, and all praised The New Information Industry: Regulatory Challenges and the First Amendment:

Rapid developments in technology are reshaping how citizens receive and use information electronically. At the same time, government regulation limits the services that may be offered by the industries that transmit information, and will determine how interactive and other advanced video services are able to develop. In this book, Richard Klingler traces the evolution of regulatory regimes that constrain the broadcasting, telephone, and cable television industries, as well as emerging information services. He also examines new information delivery systems and the integration of electronic carriage with provision of content and information services, including services that resemble printed products. Klingler describes two basic challenges to current regulation of these industries. First, established regulatory regimes often harm competition and the development of services in industries that are increasingly interrelated and rapidly changing. He outlines how recent developments contradict basic assumptions underlying the structure of current regulation and how regulation might better respond to those developments. Second, the Constitution limits regulation of these industries as they increasingly engage in activities protected by the First Amendment. Klingler shows how the First Amendment, as recently elaborated, applies to electronic transmission of information and likely precludes certain forms of regulation, including established regulation of the content of communications. The book also examines how regulation designed to limit market power in these industries can be reconciled with the First Amendment.

From the Back Cover Rapid developments in technology are enormously restructuring the industries that control and use electronic communications. How government regulates this emerging information industry will have far-reaching effects on how citizens are able to send, receive, and use information. In this book, Richard Klingler surveys these developments and traces the evolution of regulation that affects these new information and video services, including the Telecommunications Act of 1996. He analyzes how the varied regulatory regimes that developed over the past decades have often failed to respond to recent developments, and he suggests broad structural changes to current regulatory strategies. About the Author Richard Klingler is a partner at Sidley Austin LLP. He served from 2006-2007 as the General Counsel and Legal Adviser on the National Security Council staff.