Copyright 1995 - 2004 Richmond Journal of Law & Technology. Except as otherwise provided, permission is granted for copies of each article to be made for classroom use, provided that (1) the author and The Journal are identified, (2) proper notice of copyright is attached to each copy, (3) proper notice that the work was originally published in The Richmond Journal of Law & Technology is included with the copies, and (4) The Journal is notified of the use.
**TABLE OF CONTENTS**

**LETTER FROM THE EDITOR**

**MASTHEAD**

**ARTICLES**

24. **UNLEASHING “INSTANT MESSAGING” FROM REGULATORY OVERSIGHT**-
    By- Fernando R. Laguarda

25. **USING ADR TO SOLVE ONLINE DISPUTES**-
    By- Aashit Shah

26. **THE FEDERAL FRAMEWORK FOR INTERNET GAMBLING**-
    By- Jonathan Gottfried
Dear Readers:

On behalf of the 2003-2004 Editorial Board, I would like to welcome you to the third issue of the *Richmond Journal of Law & Technology*’s 2003-2004 publication term! This issue includes three articles covering the AOL Instant Messenger restriction before the FCC, online alternative dispute resolution, and a proposal for regulating Internet gambling.

Our first article comes from Mr. Fernando Laguarda, who, in his article *Unleashing “Instant Messaging” From Regulatory Oversight*, writes on his experience representing AOL Time Warner before the Federal Communications Commission. In 2000, the FCC restricted AOL Time Warner’s ability to offer advanced interactive high-speed Instant Messaging services over its facilities; however, Mr. Laguarda was able to successfully convince the FCC to lift this restriction. His article discusses the history behind the IM condition and the arguments used to convince the FCC to lift the restriction.

Our second article, *Using ADR To Resolve Online Disputes*, discusses online alternative dispute resolution and is authored by Mr. Aashit Shah. In his article, Mr. Shah analyzes ADR in the online world, looking at the effectiveness of ADR and suggesting some of the issues online businesses and online ADR providers should keep in mind to boost consumer confidence and make online ADR more effective. I encourage you to read this article, as ADR stands to become a more common remedy for lawsuits as court dockets continue to grow more and more crowded.

Our last article, *The Federal Framework for Internet Gambling*, comes from Harvard Law School student Jonathan Gottfried. Mr. Gottfried considers Congress’s historical approach towards gambling and discerns a few trends in federal gaming policy. While evaluating a series of reforms that have been presented in Congressional Internet gambling bills, Mr. Gottfried ultimately concludes that Congress should target financial institutions associated with unlawful gambling in order to reinforce state gambling policies.

The *Journal* would also like to announce that in the coming months, we will publish two additional issues: one issue dedicated to the “Do Not Call List” controversy in March 2004 and the first Annual Survey on e-Discovery law in April 2004.

I hope you find these articles relevant and informative. As always, we welcome your comments and suggestions in response to these pieces, as well as to the overall content, features, and appearance of our website. Please contact us for comments, suggestions, inquiries, and submissions at jolt@richmond.edu. Thank you again for your continued readership and support of our endeavors.

Edwin E. Wallis III
Editor-in-Chief
MASTHEAD

2003-2004 EDITORIAL BOARD

EDWIN E. WALLIS III
Editor-in-Chief

VINCENT A. CARUSO, JR.
Executive Editor

ANNE KURIAN
Articles Editor

RACHEL L. TURNER
Manuscripts Editor

NANCY A. KAPLAN
Notes & Comments Editor

JOSHUA N. COOK,
Annual Survey Editor

EDWIN E. WALLIS III

KATHARINA M. KREYE
Managing Editor

YVETTE A. AYALA-RICHARDS
Articles Editor

AUDREY J. BURGES *
Manuscripts Editor

MARSHA M. CISKE
Technical Editor

LAUREN P. MORGAN
Solicitations Editor

ASSOCIATE EDITORS

SEAN S. KUMAR,
Associate Annual Survey Editor

KEVIN R. SNYDER,
Associate Technical Editor

CASSANDRA D. PETERS,
Associate Solicitations Editor

LAUREN BRADY,
Associate Manuscripts Editor

SENIOR STAFF

JULIA C. ALLEN
RYAN E. BURLEIGH
STACIE A. CASS
JOSEPH R. FURTEK
GREGORY D. GRONINGER
REBECCA A. YOUNG
THOMAS J. MORA
R. BRENT RAWLINGS
JEANNE SNYDER
TARA E. WIEDEMAN

JEREMY J. SARNOVSKY,
Associate Technical Editor

MATTHEW C. WEBB,
Associate Technical Editor

SEAN ROCHE
Associate Solicitations Editor

KELLY A. BRYANT,
Associate Manuscripts Editor

ASSOCIATE STAFF

JAY BURKHOLDER
BRIAN G. HARRIS
ALLISON HAYWOOD
EUGENE L. KASTELBERG
HEATHER E. WHEATON

EMILY S. MUNRO *
LEAH NELSON
SARAH G. LEPERE
MATT REINAKER
MATT ROBERTS
JAMES P. SHARP
SUSAN STRATFORD
SHANNON M. TWOHIG
D. CABELL VEST

JAMES M. METCALFE
MEGAN MARTZ
ELIZABETH F. SEWELL
ELIZABETH SIMONTON

FACULTY ADVISOR
TIMOTHY L. COGGS

ANNUAL SURVEY ADVISOR
JAMES GIBSON

* Denotes Publication with The Journal