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Nielsen, L.; License to Harass: Law, Hierarchy, and ... The law works to normalize and justify offensive public interactions, she concludes, offering, in essence, a "license to harass." Nielsen relates the results of her interviews to statistical surveys that measure the impact of offensive speech on the public. Rather than arguing whether law is the appropriate remedy for offensive speech, she allows that the benefits to democracy, to community  
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"Transparency" should not equal a license to harass ...

The license to harass comes from weak enforcement of existing criminal statutes, and the deeply undemocratic nature of civil law that favors the party with the most money to hire lawyers. I'll play devil's advocate and say Folta's retreat was a GOOD day for science advocacy.