

To Whom It May Concern:

I am writing with respect to your request for comments on the Digital Millenium Copyright Act. Specifically, I am concerned about two items.

First, the creation of an exception in Section 1201(a)(1)(B) and then the preclusion of using the exception as a defense in Section 1201(a)(1)(E) seems to be a contradiction.

Second, subparagraphs 1201(a)(2)(B) and 1201(b)(1)(B) use the perplexing phrase limited commercially significant purpose. This seems to be a very dangerous concept, implying that institutions like the Free Software Foundation and the various programmers around the world who allow their software to be used for free are discriminated against in comparison to programmers who charge for their software. I am in agreement that breaking copyright protection is a bad thing, I fail to see why a phrase should imply that breaking it for money somehow makes that better than breaking it for no compensation.

Very truly yours,

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