

[Proposed class or classes of copyrighted work(s) to be exempted]= New classes precluded by this scope of the term "class of works" in this rulemaking, and defined in relation to how a given the technological measure is being deployed.

[Brief summary of the argument(s) in support of the exemption proposed above]= The strict rules set forth in the NOI have the effect of stifling legitimate comment and debate over possible misuse and abuse of the anti-circumvention provisions of the Digital Millennium Copyright Act, 17 U.S.C. § 1201(a). Members of the public with important observations to offer concerning how Congress's objectives in enacting the DMCA are thwarted by misuse of access control technology, but who are unable to explain their concerns without running afoul of one of the many technically, legally and semantically complex requirements placed upon them, find their contributions summarily dismissed. For these reasons, VSDA respectfully requests that you relax the rules applicable to the Notice of Inquiry and receive, unfettered, any comments that the writer believes might inform you and your staff in carrying out the Copyright Office's statutory obligation.