

**Short Comment Regarding a Proposed Exemption
Under 17 U.S.C. 1201**

Item 1. Commenter Information

John Cleave

Email address: john@cleave.org

City: Evanston

State: CO

Zip code: 60201

Item 2. Proposed Class Addressed

Proposed Class 8: *Audiovisual works – space-shifting and format-shifting*

Item 3. Statement Regarding Proposed Exemption

I am strongly in favor of granting an exemption so that a legal purchaser of a DVD may make a copy of it. As an owner of the content, I should be able to make a copy for my own use, as I do with a magazine article. DVDs are relatively fragile and I, personally, have had at least a dozen movies that I legally purchased become unusable due to defect or machine incompatibility: I ought to be allowed to make a backup to cover such an event. And, in time DVDs will be replaced by other technologies, and I ought to be allowed to migrate to them without having to pay for content I already own. I am a buyer of movies and songs, and I have not nor intend to make fraudulent copies, because that's stealing. But if I own something, I ought to be able to continue using it, even in the event of hardware problems or obsolescence.