



UNITED STATES COPYRIGHT OFFICE Section 1201 Roundtable

James Madison Memorial Building, Mumford Room
Washington, DC

The schedule below represents the Copyright Office's best estimate of the times required for each panel. Daily schedules may be adjusted slightly if necessitated during the course of hearings, but panels will not begin earlier than scheduled. To ensure that panels start close to the scheduled times, participants should arrive at least thirty minutes before their scheduled panel. Please note that space is limited. Observers are welcome but will be seated on a first come, first served basis.

Tuesday, April 10, 2018

9:00 – 11:00 AM

PROPOSED CLASS 7

Computer Programs — Repair

This proposed class seeks expansion of the existing exemption relating to diagnosis, repair, and modification of motorized land vehicles, except for computer programs primarily designed for the control of telematics or entertainment systems.

IN SUPPORT

Aaron Lowe
Andrew Shore

Jonathan Band
Mike Kealey

Auto Care Association
Association of Service and Computer Dealers
International
Owners' Rights Initiative
Dorman Products, Inc.

IN OPPOSITION

Bruce Turnbull
David J. Taylor
J. Matthew Williams

AACS LA
DVD CCA
Association of American Publishers,
Entertainment Software Association, Motion
Picture Association of America, Inc., and
Recording Industry Association of America
("Joint Creators II")

11:00 – 11:30 AM BREAK

11:30 AM – 1:30 PM

PROPOSED CLASS 10

**Computer Programs —
Security Research**

This proposed class seeks expansion of the existing exemption relating to good-faith security research of computer programs that operate devices and machines primarily designed for use by individual consumers (including voting machines), motorized land vehicles, or medical devices designed for implantation in patients and corresponding personal monitoring systems (codified at 37 CFR 201.40(b)(7)).

IN SUPPORT

Blake Reid, Alex Kimata,
and Brett Hildebrand
Harley Geiger
J. Alex Halderman

Jay Freeman
Joseph Lorenzo Hall
Kit Walsh

IN OPPOSITION

Bruce Turnbull
Chris Mohr
Christian Troncoso
David J. Taylor
J. Matthew Williams
Jonathan Zuck
Steve Englund

Samuelson-Glushko Technology Law and
Policy Clinic

Rapid7

University of Michigan Center for Computer
Security and Society

SaurikIT

Center for Democracy & Technology
Electronic Frontier Foundation

AACS LA

Software & Information Industry Association

BSA | The Software Alliance

DVD CCA

Joint Creators II

ACT | The App Association

Dominion Election Systems, Election Systems
& Software, and Hart InterCivic (“Election
System Providers”)

Wednesday, April 11, 2018

9:00 – 10:30 AM

PROPOSED CLASS 3

Audiovisual Works — Space-Shifting

This proposed class would allow circumvention of access controls on lawfully made and acquired audiovisual works for the purpose of noncommercial space-shifting or format-shifting.

IN SUPPORT

John Mitchell
Keith Chatfield

OmniQ
SolaByte

IN OPPOSITION

Bruce Turnbull
David J. Taylor
J. Matthew Williams

AACS LA
DVD CCA
Joint Creators II

10:30 – 11:00 AM **BREAK**

11:00 AM – 1:00 PM

PROPOSED CLASS 1

Audiovisual Works — Criticism and Comment — E-Books and Filmmaking

For Class 1, because multiple proposals seek expansion of existing exemptions for circumvention of access controls protecting excerpts of motion pictures on DVDs, Blu-Ray discs, and digitally transmitted video for purposes of criticism and comment by various users—which raise some shared concerns — the Office grouped them into one class. This panel will primarily focus on issues pertaining to the petitions seeking to expand the current exemption for multimedia e-books offering film analysis (codified at 37 CFR 201.40(b)(1)(iii)) and the current exemption for uses in documentary films (codified at 37 CFR 201.40(b)(1)(i)) by removing the “documentary” limitation.

IN SUPPORT

Blake Reid, Angel Antkers,
and Susan Miller

Brianna Schofield
Heidi Tandy

Jack Lerner, Brian Tamsut,
Cristen Fletcher,
Jovan C. Ardy,
Lauren Wertheimer, and
Shaia Araghi

Jim Morrisette
Josh Welsh

Michael C. Donaldson

Patricia Aufderheide
Peter Midgley

Samuelson-Glushko Technology Law and
Policy Clinic

Authors Alliance

Organization for Transformative Works

UCI Intellectual Property, Arts, and
Technology Clinic

Kartemquin Educational Films, Inc.

Film Independent

Film Independent, International Documentary
Association, Kartemquin Educational Films, Inc.,
Independent Filmmaker Project, University of
Film and Video Association, The Alliance for
Media Arts + Culture (“Joint Filmmakers”)

American University

Brigham Young University

IN OPPOSITION

Bruce Turnbull
David J. Taylor
J. Matthew Williams

AACS LA
DVD CCA
Joint Creators II

1:00 – 2:30 PM BREAK

2:30 – 4:30 PM

PROPOSED CLASS 1

**Audiovisual Works — Criticism
and Comment — Educational and
Cross-Category**

For Class 1, because multiple proposals seek expansion of existing exemptions for circumvention of access controls protecting excerpts of motion pictures on DVDs, Blu-Ray discs, and digitally transmitted video for purposes of criticism and comment by various users — which raise some shared concerns — the Office grouped them into one class. This panel will primarily focus on issues relating to the elimination of limitations on the types of user or use, and the proposed expansion of the existing exemptions relating to education uses.

IN SUPPORT

Jonathan Band
Peter Decherney
Peter Midgley
Renee Hobbs

Library Copyright Alliance
Joint Educators
Brigham Young University
Media Education Lab

IN OPPOSITION

Bruce Turnbull
David J. Taylor
J. Matthew Williams

AACS LA
DVD CCA
Joint Creators II

Thursday, April 12, 2018

9:00 – 11:00 AM

PROPOSED CLASS 2

Audiovisual Works — Accessibility

This proposed class would permit circumvention of TPMs for motion pictures by “disability services offices, organizations that support people with disabilities, libraries, and other units at educational institutions that are responsible for fulfilling those institutions’ legal and ethical obligations to make works accessible to people with disabilities,” “where circumvention is undertaken for the purpose of making a motion picture accessible to people with disabilities, including through the provision of closed and open captions and audio description.”

IN SUPPORT

Blake Reid, John Schoppert,
and Sophia Galleher
Jonathan Band
Shannon Cowling

Samuelson-Glushko Technology Law
and Policy Clinic
Library Copyright Alliance
Association of Transcribers & Speech-to-text
Providers and Kent State University

IN OPPOSITION

None

11:00 – 11:30 AM BREAK

11:30 AM – 1:00 PM

PROPOSED CLASS 6

Computer Programs — Jailbreaking

This proposed class would allow circumvention of TPMs protecting “general-purpose portable computing devices” to allow the devices to interoperate with or to remove software applications (“jailbreaking”).

IN SUPPORT

Jay Freeman
Mitchell Stoltz

SaurikIT
Electronic Frontier Foundation

IN OPPOSITION

David Hughes
J. Matthew Williams
Jonathan Zuck

Recording Industry Association of America
Joint Creators II
ACT | The App Association

1:00 – 2:00 PM BREAK

2:00 – 4:00 PM

PROPOSED CLASS 9

**Computer Programs —
Software Preservation**

This proposed class would allow circumvention of TPMs “on lawfully acquired software” by “libraries, archives, museums, and other cultural heritage institutions” “for the purposes of preserving software and software-dependent materials.”

IN SUPPORT

Henry Lowood
Jay Freeman
Jessica Meyerson and
Kendra Albert
Jonathan Band
Jonathan Zuck
Lyndsey Jane Moulds

SaurikIT
Software Preservation Network

Library Copyright Alliance
ACT | The App Association
Rhizome at the New Museum

IN OPPOSITION

Bruce Turnbull
Chris Mohr
Christian Troncoso
David J. Taylor
J. Matthew Williams

AACS LA
Software & Information Industry Association
BSA | The Software Alliance
DVD CCA
Joint Creators II

4:00 – 4:30 PM **BREAK**

4:30 – 5:00 PM

**Washington, DC
Audience Participation**

Panelists from previous sessions and observers may sign up at the hearing to comment on topics discussed during earlier panels or raise and discuss other pertinent issues (limited availability). This panel will also allow witnesses to testify for a class where the public hearing is being held in Los Angeles.

IN SUPPORT

Class 5:
Jonathan Band

Owners’ Rights Initiative

Friday, April 13, 2018

9:00 – 10:30 AM

PROPOSED CLASS 12

Computer Programs — 3D Printing

This proposed class would expand the current exemption for computer programs that operate 3D printers (codified at 37 CFR 201.40(b)(9)) to allow use of non-manufacturer-approved feedstock in the printers, regardless of whether the 3D printers produce goods or materials for use in commerce the physical production of which is subject to legal or regulatory oversight, or where the circumvention is otherwise unlawful.

IN SUPPORT
Michael Weinberg

IN OPPOSITION
Gena Chapman Stratasys

10:30 – 11:00 AM BREAK

11:00 AM – 12:00 PM

Washington, DC

Audience Participation

Panelists from previous sessions and observers may sign up at the hearing to comment on topics discussed during earlier panels or raise and discuss other pertinent issues (limited availability). This panel will also allow witnesses to testify for a class where the public hearing is being held in Los Angeles.

IN SUPPORT
Class 8:
Ed Fries Public Knowledge
Meredith Rose
Class 11:
Meredith Rose Public Knowledge



UNITED STATES COPYRIGHT OFFICE Section 1201 Roundtable

UCLA School of Law, Room 1314
Los Angeles, CA

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Monday, April 23, 2018

10:00 AM – 12:00 PM

PROPOSED CLASS 8

Computer Programs — Video Game Preservation

This proposed class would expand upon the current exemption (codified at 37 CFR 201.40(b)(8)) permitting circumvention “by an eligible library, archives, or museum,” of TPMs protecting video games, for which outside server support has been discontinued. Specifically, this proposed class would expand the existing exemption “to further include multiplayer online games, video games with online multiplayer features, and massively multiplayer online games (MMOs), whether stored physically or in downloadable formats, and [to] add preservationists affiliated with archival institutions as users.”

IN SUPPORT

Alex Handy

Museum of Art and Digital Entertainment
("MADE")

David Petchy

James Clarendon

Parham Gholami

Robert Walker,
Brookes Degen, and
Michael Deamer

International Game Developers Association
Samuelson Law, Technology & Public Policy Clinic

IN OPPOSITION

J. Matthew Williams

Association of American Publishers,
Entertainment Software Association,
Motion Picture Association of America, Inc.,
and Recording Industry Association of America
("Joint Creators II")

Steve Englund

Entertainment Software Association

12:00 – 1:30 PM BREAK

1:30 – 2:30 PM

PROPOSED CLASS 5

Computer Programs — Unlocking

This proposed class would permit the circumvention of TPMs for computer programs that operate new and used “wireless devices” to allow connection to an alternative wireless network (a process commonly known as “unlocking”).

IN SUPPORT

Chris Connelly and
Dylan Scher
Kyle Wiens

Juelsgaard IP & Innovation Clinic

iFixit

IN OPPOSITION

None

Tuesday, April 24, 2018

9:00 – 11:00 AM

PROPOSED CLASS 1

**Audiovisual Works —
Criticism and Comment —
Educational and Cross-category**

For Class 1, because multiple proposals seek expansion of existing exemptions for circumvention of access controls protecting excerpts of motion pictures on DVDs, Blu-Ray discs, and digitally transmitted video for purposes of criticism and comment by various users — which raise some shared concerns — the Office grouped them into one class. This panel will focus on issues relating to the elimination of limitations on the types of user or use, and the proposed expansion of the existing exemptions relating to education uses.

IN SUPPORT

Art Neill
Elizabeth Rosenblatt
Jack Lerner, Brian Tamsut,
and Jovan C. Ardy
Tisha Turk

New Media Rights
Organization for Transformative Works
UCI Intellectual Property, Arts, and
Technology Clinic (optional)
University of Minnesota, Morris

IN OPPOSITION

Ben Sheffner
David J. Taylor
J. Matthew Williams

Motion Picture Association of America, Inc.
DVD CCA and AACCS LA (optional)
Joint Creators II (optional)

11:00 AM – 1:00 PM BREAK

1:00 – 2:30 PM

PROPOSED CLASS 4

**Audiovisual Works —
HDCP/HDMI**

This proposed class would allow circumvention of TPMs “to make noninfringing uses of audiovisual works that are subject to High-bandwidth Digital Content Protection (HDCP),” which restricts access to audiovisual works passing over High-Definition Multimedia Interface (“HDMI”) connections, such as through an HDMI cable.

IN SUPPORT

Kit Walsh

Electronic Frontier Foundation

IN OPPOSITION

David J. Taylor
J. Matthew Williams
James M. Burger

DVD CCA and AACCS LA
Joint Creators II
Digital Content Protection, L.L.C.

Wednesday, April 25, 2018

9:00 – 11:00 AM

PROPOSED CLASS 7

Computer Programs — Repair

This proposed class would expand the existing exemption relating to diagnosis, repair, and modification of motorized land vehicles, except for computer programs primarily designed for the control of telematics or entertainment systems.

IN SUPPORT

Kit Walsh
Kyle Wiens
Matthew Zieminski
Robert Miranda

Electronic Frontier Foundation
iFixit
Puls
SmarTeks

IN OPPOSITION

J. Matthew Williams
Thomas Mooney

Joint Creators II
Harman International

11:00 – 11:30 AM BREAK

11:30 AM – 12:30 PM

PROPOSED CLASS 11

Computer Programs — Avionics

This proposed class would allow circumvention of TPMs to access data output by electronic systems used on aircraft, artificial satellites, and spacecraft; such systems are referred to as “avionics.”

IN SUPPORT

Bruce Jackson

Air Informatics LLC

IN OPPOSITION

None

12:30 – 2:00 PM BREAK

2:00 – 3:30 PM*

Los Angeles Audience Participation

Panelists from previous sessions and observers may sign up at the hearing to comment on topics discussed during earlier panels or raise and discuss other pertinent issues (limited availability). This panel will also allow witnesses to testify for a class where the public hearing is being held in Washington, DC.

IN OPPOSITION

Class 3

Jamie Voris
Johann George
Karin Gilford

The Walt Disney Studios
OmniQ
Movies Anywhere

** Depending on the number of requests to participate in the Los Angeles audience participation panel, the panel may be held before lunch instead of after lunch.*