



**United States Copyright Office**

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Patricia Aufderheide  
American University  
c/o Jack Lerner  
UCI Intellectual Property, Arts, and  
Technology Clinic  
UCI School of Law  
401 East Peltason Drive  
Room 4800-P  
Irvine, CA 92697  
[dmcaebooks@law.uci.edu](mailto:dmcaebooks@law.uci.edu)

Renee Hobbs  
Media Education Lab  
108 Davis Hall  
University of Rhode Island  
Kingston, RI 02881  
[hobbs@uri.edu](mailto:hobbs@uri.edu)

Peter Midgley  
Brigham Young University  
BYU Copyright Licensing Office  
3760 Harold B. Lee Library  
Provo, UT 84602  
[copyright@byu.edu](mailto:copyright@byu.edu)

Brianna Schofield  
Authors Alliance  
c/o Blake Reid  
Colorado Law  
Robert & Laura Hill Clinical Suite  
404 UCB  
Boulder, CO 80309  
[blake.reid@colorado.edu](mailto:blake.reid@colorado.edu)

Kit Walsh  
Electronic Frontier Foundation  
815 Eddy Street  
San Francisco, CA 94109  
[kit@eff.org](mailto:kit@eff.org)

Heidi Tandy  
Organization for Transformative  
Works  
c/o Jack Lerner  
UCI Intellectual Property, Arts, and  
Technology Clinic  
UCI School of Law  
401 East Peltason Drive  
Room 4800-P  
Irvine, CA 92697  
[dmcaebooks@law.uci.edu](mailto:dmcaebooks@law.uci.edu)

Josh Welsh  
Film Independent  
c/o Jack Lerner  
UCI Intellectual Property, Arts, and  
Technology Clinic  
UCI School of Law  
401 East Peltason Drive  
Room 4800-P  
Irvine, CA 92697  
[dmcaebooks@law.uci.edu](mailto:dmcaebooks@law.uci.edu)

Elizabeth Rosenblatt  
c/o Jack Lerner  
UCI Intellectual Property, Arts, and  
Technology Clinic  
UCI School of Law  
401 East Peltason Drive  
Room 4800-P  
Irvine, CA 92697  
[dmcaebooks@law.uci.edu](mailto:dmcaebooks@law.uci.edu)

Ben Sheffner  
c/o J. Matthew Williams  
Mitchell Silberberg & Knupp LLP  
1818 N Street NW  
8th Floor  
Washington, DC 20036  
mxw@msk.com

Jim Morrissette  
Kartemquin Educational Films  
c/o Jack Lerner  
UCI Intellectual Property, Arts, and  
Technology Clinic  
401 E. Peltason Drive  
Room 4800-P  
Irvine, CA 92697  
dmcaebbooks@law.uci.edu

Michael C. Donaldson  
Joint Filmmakers  
Donaldson & Callif LLP  
400 South Beverly Drive  
Suite 400  
Beverly Hills, CA 90212  
dmcafilm@law.uci.edu

Jack Lerner  
Shaia Araghi  
Jovan C. Ardy  
Cristen Fletcher  
Brian Tamsut  
Lauren Wertheimer  
UCI Intellectual Property, Arts, and  
Technology Clinic  
401 E. Peltason Drive  
Room 4800-P  
Irvine, CA 92697  
dmcaebbooks@law.uci.edu

Peter Decherney  
Joint Educators  
University of Pennsylvania  
3340 Walnut Street  
Fisher-Bennett Hall 211  
Philadelphia, PA 19104  
decherney@sas.upenn.edu

J. Matthew Williams  
Joint Creators II  
Mitchell Silberberg & Knupp LLP  
1818 N Street NW  
8th Floor  
Washington, DC 20036  
mxw@msk.com

Tisha Turk  
University of Minnesota Morris  
102 East 4th Street  
Morris, MN 56267  
tisha.turk@gmail.com

Bruce Turnbull  
AACCS LA  
Turnbull Law Firm PLLC  
5335 Wisconsin Avenue NW  
Suite 440  
Washington, DC 20015  
turnbull@bhtlawfirm.com

David Jonathan Taylor  
DVD CCA  
Right Size Law PLLC  
621 G Street SE  
Washington, DC 20003  
david.taylor@rightsize.com

Blake Reid  
Angel Antkers  
Susan Miller  
Samuelson-Glushko Technology  
Law & Policy Clinic  
Colorado Law  
Robert & Laura Hill Clinical Suite  
404 UCB  
Boulder, CO 80309  
blake.reid@colorado.edu

Art Neill  
New Media Rights  
1855 1st Avenue  
Suite 102  
San Diego, CA 92101  
art@newmediaright.org

Jonathan Band  
Library Copyright Alliance  
21 Dupont Circle NW, Suite 800  
Washington, DC 20036  
jband@policybandwidth.com

Re: Docket No. 2017-10  
Exemptions to Prohibition Against Circumvention of Technological  
Measures Protecting Copyrighted Works

Dear Witnesses:

Thank you for your participation in the recent hearings related to Proposed Class 1 (audiovisual works – criticism and comment) as part of the Copyright Office’s Section 1201 rulemaking proceeding. As a follow up to certain matters discussed at the hearing, we would like to provide you with an opportunity to provide written responses to the following question:

1. At the hearings, participants gave multiple presentations on whether screen capture is or is not a sufficient alternative to circumvention. Based on these presentations, the Office is interested in understanding whether screen capture is a sufficient alternative to circumvention for educational uses of “short portions of the motion pictures” beyond film studies or other courses requiring close analysis of film and media excerpts. Please provide illustrative examples of whether screen capture is or is not a sufficient alternative to circumvention for use of “short portions of the motion pictures,” for educational purposes. In responding, please consider or reference any specific needs of current exemption beneficiaries, such as

university faculty and students; faculty of massive open online courses; kindergarten through twelfth-grade educators, including of accredited general educational development (GED) programs; and/or educators and participants in nonprofit digital and media literacy programs offered by libraries, museums and other nonprofit entities with an educational mission, in the course of face-to-face instructional activities

Please provide your responses **no later than the close of business Monday, June 11, 2018**. Such responses should identify the responding party and the proposed class at issue, and should be no more than fifteen pages in length. Please note that no further exhibits will be accepted. Please submit your responses to me at [resm@loc.gov](mailto:resm@loc.gov) and Anna Chauvet at [achau@loc.gov](mailto:achau@loc.gov).

Sincerely,

A handwritten signature in blue ink that reads "Regan A. Smith". The signature is written in a cursive style with a large, stylized "S" at the end.

Regan A. Smith  
Deputy General Counsel