



Petition for New Exemption Under 17 U.S.C. § 1201

Tenth Triennial Rulemaking

Please download this form before filling out any form fields.
Please submit a separate petition for each proposed exemption.

New Exemptions, Expansions, or Modifications

Use this form if you want to petition for a new exemption; modify a current exemption, such as altering the language in a current exemption; or are seeking to engage in activities not currently permitted by an existing exemption.

Renewals of Exemptions

Use the **Petition to Renew a Current Exemption form** to renew a current exemption with no changes. You must also file a renewal petition if you are filing a new petition for expanding or modifying a current exemption.

Item A. Petitioners and Contact Information

Please identify the petitioners and provide a means to contact the petitioners and/or their representatives, if any. The petitioner is the individual or entity proposing the exemption.

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Privacy Act Advisory Statement: Required by the Privacy Act of 1974 (P.L. 93-579)

The authority for requesting this information is 17 U.S.C. §§ 1201(a)(1) and 705. Furnishing the requested information is voluntary. The principal use of the requested information is publication on the Copyright Office website and use by Copyright Office staff for purposes of the rulemaking proceeding conducted pursuant to 17 U.S.C. § 1201(a)(1). NOTE: No other advisory statement will be given in connection with this application. Please keep this statement and refer to it if we communicate with you regarding this petition.

Item B. Description of Proposed New Exemption

Provide a brief statement explaining the nature of the proposed new exemption. The information that would be most helpful to the Office includes the following, to the extent relevant: (1) the types of copyrighted works that need to be accessed; (2) the physical media or devices on which the works are stored or the services through which the works are accessed; (3) the purposes for which the works need to be accessed; (4) the types of users who want access; and (5) the barriers that currently exist or which are likely to exist in the near future preventing these users from obtaining access to the relevant copyrighted works.

Petitioners need not propose precise regulatory language or fully define the contours of an exemption class. Rather, a short, plain statement describing the nature of the activities the petitioners wish to engage in will be sufficient, as proponents will have the opportunity to further refine or expound upon their initial petitions during later phases of the rulemaking. A complete legal and evidentiary showing supporting this new exemption petition should accompany the comments in support of requested exemptions during the round 1 comment period. Those seeking to submit comments in response to a petition depend on proponents fulfilling the appropriate evidentiary requirements, so providing a complete legal and evidentiary show in support of this new exemption is critical.

NOTE: Examples of new petitions proposed last rulemaking cycle can be found at copyright.gov/1201/2024/petitions/proposed. Informational guides explaining the 1201 rulemaking process and the petition phase can be found at copyright.gov/1201.

Ultra HD Blu-ray PC Playback

1. Types of copyrighted works

Motion pictures, including television programs, videos, and supplementary motion-picture works, distributed on Ultra HD Blu-ray Disc and protected by AACS2.

2. Physical media and devices

The works are stored on lawfully made and lawfully acquired Ultra HD Blu-ray Discs. The requested activity is playback directly from the disc in a compatible optical drive on an owner-controlled general-purpose personal computer. The disc would remain the source throughout playback.

3. Purpose of access

The purpose is contemporaneous, private, local, noncommercial playback. Playback would use only transitory technical data and would leave no complete or substantially complete decrypted motion picture reasonably reconstructable after the session. The requested activity does not include making or retaining a movie file, later playback from a copy, distribution, remote access, transmission, public performance, or a commercial service.

4. Users seeking access

The users are individual owners in continuous lawful possession of the disc who, after reasonable configuration efforts, cannot complete the claimed playback through a licensed, operational, reasonably available U.S. consumer pathway. A pathway must be currently obtainable and usable by an ordinary U.S. consumer on the computer used for the claimed playback; an obsolete listing, unavailable legacy product, or theoretical license is not sufficient.

5. Existing and likely barriers

Ultra HD Blu-ray Discs in the proposed class use AACS2, which AACS LA identifies as the content-protection technology licensed for Ultra HD Blu-ray. Identified vendor-supported PC pathways have contracted through changes that took effect after the August 25, 2023 deadline for petitions in the prior proceeding:

Corel stated that the Ultra HD Blu-ray playback function in its OEM WinDVD UHD BD product, supplied with certain PCs and Blu-ray Disc drives, was expected to become unavailable beginning October 1, 2023.

CyberLink states that, as of November 2023, Ultra HD Blu-ray playback is no longer supported in PowerDVD 20, 21, 22, and 365; CyberLink says it ceased both the playback feature and corresponding online authentication after October 2023, making Ultra HD Blu-ray Discs unplayable in those products.

Intel announced that all active API versions of its SGX Attestation Service using EPID would reach end of life on April 2, 2025.

CyberLink states that, as of April 2025, the resulting termination left Ultra HD Blu-ray playback unavailable on Windows PC platforms, including older SGX-capable systems and previously supporting PowerDVD versions.

These vendor statements document announced or completed withdrawals of identified pathways; the current U.S. product census and claimant-specific testing will be supplied in Round 1. On each qualifying configuration, the disc, drive, and every element of the playback path other than AACS2 must otherwise function, leaving AACS2 as the remaining source-disc access barrier.

Circumventing AACS2 would supply the decryption needed for direct playback, but owners refrain because § 1201(a)(1)(A) prohibits that act. But for the prohibition, they could make the bounded private performance described above without retaining a copy or adding an audience.

Primary sources: AACS LA's AACS2 licensing page; Corel's WinDVD UHD BD notice; CyberLink's November 2023 PowerDVD notice; Intel's IAS/EPID end-of-life announcement; and CyberLink's April 2025 Windows-PC notice.

Item B. Description of Proposed New Exemption *(continued)*