

By far the most detrimental provision in current law is the requirement for pre-registration in order to obtain the benefit of the attorney fee recovery and statutory damages provisions. When these remedies are available, small claims that are legitimate are generally easily settled without resort to litigation. When such remedies are not available, there is actually a chilling effect on all copyright claims, because a successful defendant is eligible for attorney fee recovery even when the claimant is not.

This is my personal view based on 30+ years of practice.

Sincerely,

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