

PROGRAM



INTERNATIONAL COPYRIGHT INSTITUTE



JUNE 4-8, 2018 | WASHINGTON, DC

Copyright and Cross-Border Issues for Developing Countries and Countries with Economies in Transition

The International Copyright Institute (ICI) is a program designed to provide representatives from developing countries and countries in transition with a deeper understanding of copyright law in the digital age. A cross-section of government, private industry, civil society, and academic experts will educate participants about, among other things, international copyright harmonization and emerging challenges posed by new technologies. The program also provides foreign officials with the opportunity to develop lasting contacts with their counterparts in other countries so as to facilitate dialogue and share experiences.

Overview and Basics

Montpelier, LM619

8:00 am – 8:30 am

Per Diem Disbursement

Please gather in the lobby of the Capitol Hill Hotel at 8 am. U.S. Copyright Office staff will meet participants to walk to the Library of Congress Madison Building, where per diem funds will be disbursed. The next opportunity to receive per diem funds will be Friday, June 8.

8:30 am – 9:00 am

Breakfast Reception

Please join us in the Montpelier Room for a breakfast reception before the day's sessions begin.

9:00 am – 9:30 am

Welcoming Remarks, Overview of Program, and Group Introductions

Speakers

Karyn A. Temple, Acting Register of Copyrights and Director of the U.S. Copyright Office
Michele Woods, Director, Copyright Law Division, Copyright and Creative Industries Sector, World Intellectual Property Organization (WIPO)

9:30 am – 10:30 am

Overview of Key Cross-Border Issues

Participants will learn about the key cross-border issues facing copyright systems throughout the globe. This will set the tone for the Institute and help identify questions that may be addressed throughout the week.

Speaker

Maria Strong, Deputy Director of Policy & International Affairs, U.S. Copyright Office

10:30 am – 11:45 am

Berne, the WIPO Internet Treaties, and the Beijing Treaty on Audiovisual Performances: The International Copyright Framework

Participants will explore the standards (rights as well as exceptions and limitations) provided in the Berne Convention, the WIPO Copyright Treaty, the WIPO Performances and Phonograms Treaty, and the Beijing Treaty on Audiovisual Performances. Participants will also discuss different ways member states have implemented the treaties into national laws. Certain issues and challenges in implementation will be identified in order to provide a framework for discussion of those issues in later panels.

Speakers

Michele Woods, Director, Copyright Law Division, Copyright and Creative Industries Sector, World Intellectual Property Organization (WIPO)

Ola Zahran, Senior Counsellor, Copyright Development Division, Copyright and Creative Industries Sector, World Intellectual Property Organization (WIPO)

11:45 am – 1:15 pm

LUNCH

Participants will have time to get lunch on their own. A list of local food options will be provided. **Please return by 1:15 pm in order to pass through security and be seated in the Montpelier Room before the 1:30 pm session begins.**

1:30 pm – 2:45 pm

The U.S. Experience: Overview of U.S. Copyright Law

Participants will gain an understanding of copyright in the United States through a general overview of key aspects of U.S. copyright law, including how legal, policy, and judicial developments in the U.S. contribute to the economy, culture, and public discourse. This session will feature a discussion of select judicial decisions of interest to participants and recent legislative developments.

Speakers

Katie Alvarez, Counsel, Policy & International Affairs, U.S. Copyright Office

John Riley, Attorney-Advisor, Office of the General Counsel, U.S. Copyright Office

Julie Saltman, Assistant General Counsel, Office of the General Counsel, U.S. Copyright Office

2:45 pm – 3:00 pm

BREAK

3:00 pm – 4:30 pm

Moderated Discussion with Country Participants

Participants will have the opportunity to discuss key issues in their countries and compare experiences.

Moderators

Sarah Gersten, Barbara A. Ringer Fellow, U.S. Copyright Office

Ola Zahran, Senior Counsellor, Copyright Development Division, Copyright and Creative Industries Sector, World Intellectual Property Organization (WIPO)

Copyright Within and Across Borders

Montpelier, LM619

8:45 am

Meet in Lobby of Madison Building

Participants are requested to meet in the lobby of the Madison Building, past the security screening, at 8:45 am. The group will travel together to the Jefferson Building through the Library's underground tunnels.

9:00 am – 10:30 am

Group Photo & Jefferson Building Tour

The tour will begin with a professional group photo, a copy of which participants will receive at the closing ceremony. Participants will then enjoy an exclusive guided tour of the historic Jefferson Building of the Library of Congress.

Depart together for
Madison building at 10:30 am

10:45 am – 11:45 am

The Marrakesh Treaty to Facilitate Access to Published Works for Persons Who Are Blind, Visually Impaired or Otherwise Print Disabled: Legal Overview

Participants will learn about the legal aspects of the Marrakesh Treaty to Facilitate Access to Published Works for Persons Who Are Blind, Visually Impaired or Otherwise Print Disabled (2013).

Speakers

Greg Cram, Associate Director of Copyright and Information Policy,
The New York Public Library

Cheryl Davis, General Counsel, The Authors Guild

Scott LaBarre, President, National Association of Blind Lawyers

Ruth Okediji, Jeremiah Smith, Jr. Professor of Law at Harvard Law School;
Co-Director of the Berkman Klein Center for Internet and Society

Moderator

Chris Weston, Counsel, Policy & International Affairs, U.S. Copyright Office

11:45 am – 12:10 pm

**National Library Service for the Blind and Physically Handicapped:
Technology Demonstration**

Participants will view a demonstration of accessible formats and other technologies that are used by the National Library Service.

Speaker

Karen Keninger, Director, National Library Service for the Blind and Physically Handicapped, Library of Congress

12:10 pm – 12:30 pm

Accessible Books Consortium

This presentation will focus on the Accessible Books Consortium (ABC), a WIPO public-private partnership to contribute to the practical implementation of the Marrakesh Treaty at the operational level through capacity building, accessible publishing, and the ABC Global Book Service.

Speaker

Scott LaBarre, Vice Chair, WIPO's Accessible Book Consortium Board

12:30 pm – 1:45 pm

LUNCH

Participants will have time to get lunch on their own. A list of local food options will be provided. **Please return by 1:45 pm in order to pass through security and be seated in the Montpelier Room before the 2:00 pm session begins.**

2:00 pm – 3:15 pm

Addressing Online Piracy and Service Provider Liability

Participants will learn about different measures to address online piracy and how online service providers implement these measures to qualify for protection from infringement liability. Speakers will discuss the changes in the marketplace and how the dual role held by some technology companies as both service provider and content owner may affect these measures.

Speakers

Probir Mehta, Global Lead for Intellectual Property and Trade Policy, Facebook

Jennifer Pariser, Vice President, Copyright & Legal Affairs, Motion Picture Association of America (MPAA)

Ali Sternburg, Senior Policy Counsel, Computer & Communications Industry Association (CCIA)

George York, Senior Vice President, International Policy, Recording Industry Association of America (RIAA)

Moderator

Sarah Gersten, Barbara A. Ringer Fellow, U.S. Copyright Office

3:15 pm – 3:30 pm

BREAK

3:30 pm – 4:45 pm

Domestic and Multi-Territorial Licensing Models

Participants will gain a deeper knowledge of how new technologies are shaping business models and uses of copyrighted works, with a focus on the consumer shift from bundled goods to *à la carte* services and on content owners' movement from distributing physical copies to licensing digital uses.

Speakers

Jonathan Band, Counsel, Owners' Rights Initiative

Troy Dow, Vice President and Counsel, Government Relations and IP Legal Policy and Strategy, The Walt Disney Company

Victoria Sheckler, Vice President, Deputy General Counsel, Recording Industry Association of America (RIAA)

Moderator

Kimberley Isbell, Senior Counsel, Policy & International Affairs, U.S. Copyright Office

National and Intergovernmental Copyright Systems

Montpelier, LM619

8:30 am – 9:00 am

BREAKFAST RECEPTION

Please join us in the Montpelier Room for a breakfast reception before the day's sessions begin.

9:00 am – 10:30 am

Intergovernmental Coordination on Criminal Enforcement Across Borders

Participants will explore ways in which different government agencies can coordinate to build an effective enforcement strategy, including opportunities for governments from different countries to work together.

Speakers

Lamar Jackson, Section Chief, Homeland Security Investigations (HSI), U.S. National Intellectual Property Rights Coordination Center (IPR Center)

Nathan Loehr, Intelligence Analyst, Criminal Investigation Division, Federal Bureau of Investigation (FBI)

Christopher Merriam, Deputy Chief for Intellectual Property, Computer Crime and Intellectual Property Section (CCIPS), U.S. Department of Justice (DOJ)

Moderator

Emma Kleiner, Barbara A. Ringer Fellow, U.S. Copyright Office

10:30 am – 11:30 am

Executive Branch Initiatives on Copyright and Trade: Panel with Executive Branch Officials

Participants will hear from senior officials in the executive branch of the U.S. government about recent initiatives on copyright and trade.

Speakers

Elizabeth Kendall, Acting Assistant U.S. Trade Representative for Innovation and Intellectual Property, Office of the United States Trade Representative

Stevan Mitchell, Director, Office of Intellectual Property Rights, International Trade Administration, U.S. Department of Commerce

Shira Perlmutter, Chief Policy Officer and Director for International Affairs, U.S. Patent & Trademark Office (USPTO)

Moderator

Aurelia J. Schultz, Counsel, Policy & International Affairs, U.S. Copyright Office

12:00 pm – 1:45 pm
Jefferson Building
Room 119

KEYNOTE LUNCHEON PRESENTATION
Copyright and Congress

U.S. Representative Jerrold Nadler

10th District, New York, Ranking Member of the House Committee on the Judiciary

Depart together for
Madison building at 1:45 pm

2:00 pm – 3:00 pm

Executive Branch Initiatives on Copyright and Trade:
The Intellectual Property Enforcement Coordinator

Participants will hear from the U.S. Intellectual Property Enforcement Coordinator (IPEC) and staff who are responsible for coordinating and developing the United States' overall intellectual property policy and strategy in order to promote innovation and creativity and to ensure effective intellectual property protection and enforcement, domestically and abroad.

Speaker

Vishal Amin, U.S. Intellectual Property Enforcement Coordinator

3:00 pm – 3:15 pm

BREAK

Depart together for
Law Library at 3:15 pm

3:30 pm – 5:00 pm

Tour of the Law Library

Participants will tour the Library of Congress's Law Library and enjoy presentations by regional experts on unique finds from the Library of Congress's collections.

Fostering an Effective Copyright System in the Digital Age

Montpelier, LM619

9:00 am – 10:15 am

Collective Rights Management in the Digital Age

Participants will learn about the importance and challenges of collective rights management in the digital age. Speakers will discuss the operations of collective management organizations, the services provided to members, and foreseeable changes in this structure prompted by developing technologies.

- Speakers
- Michael Healy**, Executive Director, International Relations, Copyright Clearance Center (CCC)
 - Ryan Lehning**, Senior Director, International, SoundExchange
 - Sam Mosenkis**, Vice President of Legal Affairs, American Society of Composers, Authors, and Publishers (ASCAP)
 - Jane Saunders**, Managing Director & Senior Vice President, Rights Management Policy, Motion Picture Association of America (MPAA)
- Moderator
- Brad A. Greenberg**, Counsel, Policy & International Affairs, U.S. Copyright Office

10:15 am – 10:30 am

BREAK

10:30 am – 12:00 pm

Uses of Copyrighted Works by Libraries, Archives, and Museums

Participants will learn about cross-border issues concerning the preservation and use of works by libraries, archives, and museums.

- Speakers
- Jonathan Band**, Counsel, Library Copyright Alliance (LCA)
 - Sofia Castillo**, Staff Attorney, Association of American Publishers (AAP)
 - Michael Healy**, Executive Director, International Relations, Copyright Clearance Center (CCC)
 - Peter Hirtle**, Fellow and Past President, Society of American Archivists (SAA)
 - Nancy Weiss**, General Counsel, Institute of Museum and Library Services (IMLS)
- Moderator
- Emily Lanza**, Counsel, Policy & International Affairs, U.S. Copyright Office

12:00 pm – 1:15 pm

LUNCH

Participants will have time to get lunch on their own. A list of local food options will be provided. **Please return by 1:15 pm in order to pass through security and be seated in the Montpelier Room before the 1:30 pm session begins.**

1:30 pm – 2:30 pm

Role of the Legislative Branch

Participants will hear from senior staff in the legislative branch of the U.S. government on ways in which laws can be kept updated to address copyright issues in the digital age.

Speakers

Chris Bates, Chief Counsel to Senator Orrin G. Hatch, Senate Committee on the Judiciary

Jason Everett, Democratic Deputy Chief Counsel, House Committee on the Judiciary

Joe Keeley, Chief Counsel, Subcommittee on Courts, Intellectual Property and the Internet, House Committee on the Judiciary

Lartease Tiffith, Senior Counsel, Office of Senator Kamala D. Harris

Moderator

Kevin Amer, Senior Counsel, Policy & International Affairs, U.S. Copyright Office

2:30 pm – 2:45 pm

BREAK

2:45 pm – 3:45 pm

Building an Effective Copyright System: Opportunities and Challenges

Participants will consider the building blocks of an effective copyright system, including the role of WIPO at the multilateral level. Information will also be provided on the capacity-building services offered by WIPO in the copyright and related rights area.

Speaker

Ola Zahran, Senior Counsellor, Copyright Development Division, Copyright and Creative Industries Sector, World Intellectual Property Organization (WIPO)

Advancing Copyright in the 21st Century

Montpelier, LM619

8:00 am – 8:30 am

Per Diem Disbursement

Please check-in at the Montpelier Room to be directed to the Travel Office for the final per diem disbursements. This will be the last opportunity to collect per diems.

8:30 am – 9:30 am

Breakfast Reception

Please join us in the Montpelier Room for a breakfast reception before the day's sessions begin.

9:30 am – 10:30 am

U.S. Copyright Office Modernization; Copyright Registration Systems in the 21st Century

Participants will hear about operational issues affecting a modern copyright office and will learn about the U.S. Copyright Office's recent modernization efforts, including the establishment of the Copyright Modernization Office and current plans to update the Office's recordation and registration systems.

Speakers

Shawn Gallagher, Management and Program Analyst, Public Records & Repositories, U.S. Copyright Office

Robert J. Kasunic, Associate Register of Copyrights and Director of Registration Policy & Practice, U.S. Copyright Office

Craig Lowenstein, Program Manager, U.S. Copyright Modernization Office, U.S. Copyright Office

Participant Perspective

Doreen Anthony Sinare, CEO and Copyright Administrator, Copyright Society of Tanzania

Moderator

Katie Alvarez, Counsel, Policy & International Affairs, U.S. Copyright Office

10:30 am – 11:30 am

A View from the Copyright Office: Registering Works of Visual Art

Participants will view a demonstration on the registration of works of visual art.

Speaker

John Ashley, Chief, Visual Arts, Office of Registration Policy & Practice, U.S. Copyright Office

11:30 am – 11:45 am

LUNCH (PROVIDED)

The Copyright Office will provide an informal lunch of sandwiches and salad.

11:45 am – 1:30 pm

Moderated Discussion with Country Participants

Participants will have the opportunity to review key issues discussed and consider opportunities for future coordination and information sharing.

Moderator

Emily Lanza, Counsel, Policy & International Affairs, U.S. Copyright Office

1:30 pm – 2:00 pm

Closing Ceremony

Participants will receive certificates of attendance and hear final remarks from the organizers.

3:00 pm

Optional Registration Division Tour

Interested participants should sign up for the Registration Division Tour by Tuesday, June 5.

NOTES

