Wednesday, May 18, 2016

9:00 – 10:00 AM

SESSION 1

The Proper Role of Copyright in Protecting Software-Enabled Consumer Products

This session will explore the role of copyright law as it relates to software, including whether and how software in “everyday products” can be distinguished from other types of software, the rationale and proper scope of copyright protection for embedded software, and the need for interoperability with software-embedded devices.

Jonathan Band
John Bergmayer
Shaun J. Bockert
Steve Tepp
Ben Golant
Keith Kupferschmid
Aaron Lowe
Chris Mohr
Christian Troncoso
Jonathan Zuck

Owners’ Rights Initiative
Public Knowledge
Blank Rome LLP
Global Intellectual Property Center, U.S. Chamber of Commerce
Entertainment Software Association
Copyright Alliance
Auto Care Association
Software & Information Industry Association
BSA | The Software Alliance
ACT | The App Association

10:00 – 10:15 AM    BREAK

10:15 – 11:15 AM

SESSION 2

Ownership and Contractual Issues

This session will explore the state of contract law vis-à-vis software embedded in everyday products, and how contracts such as end user license agreements impact investment in and the dissemination and use of everyday products, including whether any legislative action in this area is needed.

Jonathan Band
John Bergmayer
Shaun J. Bockert
Eric Harbeson
Keith Kupferschmid
Aaron Lowe
Chris Mohr
Aaron Perzanowski
Jonathan Zuck

Owners’ Rights Initiative
Public Knowledge
Blank Rome LLP
Music Library Association
Copyright Alliance
Auto Care Association
Software & Information Industry Association
Professor of Law, Case Western Reserve University School of Law
ACT | The App Association
SESSION 3

Fair Use
This session will explore how courts have applied the fair use doctrine to permit uses of software that ensure reverse engineering and/or interoperability of software with new products and devices.

Jonathan Band  Owners’ Rights Initiative
John Bergmayer  Public Knowledge
Shaun J. Bockert  Blank Rome LLP
Eric Harbeson  Music Library Association
Keith Kupferschmid  Copyright Alliance
Aaron Lowe  Auto Care Association
Aaron Perzanowski  Professor of Law, Case Western Reserve University School of Law
Sara Thomas  Director of Research & Information Services, Miles & Stockbridge PC
Jonathan Zuck  ACT | The App Association

12:30 – 1:30 PM  LUNCH (ON YOUR OWN)

SESSION 4

The First Sale Doctrine, Section 117, and Other Limitations and Exceptions
This session will explore whether current limitations on and exceptions to copyright protection adequately address issues concerning software embedded in everyday products, or whether amendments or clarifications would be useful.

Jonathan Band  Owners’ Rights Initiative
John Bergmayer  Public Knowledge
Shaun J. Bockert  Blank Rome LLP
Eric Harbeson  Music Library Association
Keith Kupferschmid  Copyright Alliance
Aaron Lowe  Auto Care Association
Chris Mohr  Software & Information Industry Association
Aaron Perzanowski  Professor of Law, Case Western Reserve University School of Law
Sara Thomas  Director of Research & Information Services, Miles & Stockbridge PC
Jonathan Zuck  ACT | The App Association

Observer Comments
Structured opportunity for roundtable observers to provide additional comments on panel topics.