

COPYRIGHT TOWN MEETINGS 2002

Media Issues in the Digital Age: Copyright Strategies for Culture & Education



Hosted by the
Georgia Institute of Technology, The Ivan Allen
College
and its School of Literature, Communication, and
Culture

Student Center Ballroom
Monday September 30, 9am-5pm

The 20th NINCH Copyright Town Meeting will be hosted in Atlanta by the [Georgia Institute of Technology](#), The Ivan Allen College and its School of Literature, Communication, and Culture. It will be held at the Institute's Student Center Ballroom on Monday September 30, 9am-5pm. The meeting is open to all and is free of charge, but registration is required.

Although copyright law was originally written with text documents in mind, the Internet and its increasingly wide bandwidth capabilities are demanding changes. Napster dramatized the issues and as a result commercial companies are scrambling to adjust their business models. Recent decisions about license fees for radio webcasting, and concerns about movie piracy and the arrival of the TEACH Act have brought into focus many of the media issues that have to be solved.

What are the implications of these issues for the educational and cultural communities in the management, use and re-use of media online? Are film studios so concerned about piracy that they will not give permission for classroom use? Is licensing the only answer for digital access to media and will it be prohibitively expensive for teachers and researchers? How feasible are automated permissions? Is Fair Use still a viable option for online use of media? What other issues are preventing the online distribution of our rich heritage in dance?

Building on a 2001 Copyright Town Meeting held at the New York Public Library, the Atlanta Town Meeting will examine the challenges and consider practical strategies for taking advantage of the digital promise using media online.

Program

The local organizing committee has assembled a first-rate team of speakers taking advantage of the rich legal and media talent available in the Atlanta region, together with national experts in the fields of copyright and media law.

The meeting will open with two internationally known copyright experts, L. Ray Patterson and Joseph Beck, giving their views on the key digital issues for the deployment and use of sound and moving images online. These will include the TEACH Act and the recent webcasting licensing fee decision, among others. Patterson is universally known for his classic work, *Copyright in Historical Perspective* and Joseph Beck is now probably best known as the lead counsel for the defendant in "The Wind Done Gone" case (SunTrust Bank vs. Houghton Mifflin).

The major part of the meeting will be divided between consideration of the issues for Film, Television, the Performing Arts and Sound, each panel taking a different perspective on the issues of access to material, getting permission to use and re-use material, and what is permissible and fair use in research, in the classroom and online.

As with all NINCH Copyright Town Meetings there will be plenty of time for questions and discussions throughout the program and the session will end with a FORUM session for all participants.

The NINCH Copyright Town Meetings are made possible by a grant from the Samuel H. Kress Foundation. This program has received additional support from the Graduate School of the Georgia Institute of Technology and from the [Intellectual Property Law Section of the State Bar of Georgia](#).

AGENDA

INTRODUCTIONS

Welcome and Introductions

Sue Rosser, *Dean of the Ivan Allen College, the Humanities and Social Sciences, Georgia Institute of Technology*

Robert Kolker, *Chair, School of Literature, Communication and Culture, Georgia Institute of Technology*

Jeffrey Kuester, *Chair, Intellectual Property Law Section of the State Bar of Georgia*

David Green, *Executive Director, NINCH*

AN OVERVIEW: DIGITAL COPYRIGHT ISSUES TODAY AND TOMORROW

The Transformative Use Defense to Copyright Infringement: From "Pretty Woman " and Scarlett O'Hara to the World Wide Web

Joseph Beck, *Partner, Kilpatrick Stockton, LLP; Adjunct Professor of Copyright Law and of the First Amendment, Emory University*

The Unconstitutionality of the DMCA

L. Ray Patterson, *Pope Brock Professor of Law, University of Georgia*

Questions & comment

FILM: GETTING PERMISSION

Rights & Permissions: Difficult But Possible

Robert Kolker, *Chair, School of Literature, Communication, and Cultures, Georgia Institute of Technology*

Information Structure and Access to Motion Pictures: The AFI Classic Collection Digital Edition of Casablanca

Janet H. Murray, *Director, Information Design and Technology Graduate Program, Georgia Institute of Technology*

Too Much to Think About: Rights and Responsibilities from the Archivist's Perspective

Matthew White, *Vice President, National Geographic Television and Film Library*

RightsLine: Automated (and affordable) Permissions

Russ Reeder, *President & CEO, RightsLine, Inc*

Questions & comment

Break

TV: ACCESS AND USE OF THE ARCHIVES

"Vanderbilt University Television News Archive: Online Access?"

Paul Gherman, *University Librarian, Vanderbilt University*

The Peabody Awards: Building A Collection of Electronic Media Based on Definitions of Excellence

Horace Newcomb, *Lambdin Kay Distinguished Professor for the Peabody Awards at the Grady College of Journalism and Mass Communication, University of Georgia*

The Joys and Pitfalls of Putting a University Based Media Collection on the Web

Ruta Abolins, *Director, Walter J. Brown Media Archives and Peabody Awards Collection, University of Georgia*

CNN: Granting Permission for Educational Use of Material

Kathy Christensen, *Vice President, News Archives and Research, CNN*

Questions & comment

LUNCH

AFTERNOON KEYNOTE:

Copyright for Academics

TyAnna K. Herrington, *Associate Professor, School of Literature Communication, and Culture, Georgia Institute of Technology*

PRESERVATION AND ACCESS IN THE PERFORMING ARTS: THE LEADING RIGHTS ISSUES

Dance and the Digital Promise – from Theory to Practice: Challenges for Accessing Performance Online

Madeleine Nichols, *Curator of the Dance Collection, The New York Public Library for the Performing Arts at Lincoln Center*

"You Don't Own Me:" Intellectual Property and Performance

Philip Auslander, *Professor, School of Literature, Communication, and Culture, Georgia Institute of Technology*

Questions & comment

SOUND: COPYRIGHT & PERMISSIONS

Teaching with Sound: a Practical Proposal for Using Sound Resources
Jerry Goldman, *Professor of Political Science, Northwestern University*

Sound Issues

Peter Jaszi, *Professor of Law, Washington College of Law*

Questions & comment

OPEN FORUM

A hallmark of all NINCH Town Meetings, the open forum will give all attendees the opportunity to participate in an examination of the issues through prepared queries and informal discussion with all speakers.