

THE COPYRIGHT SOCIETY OF THE U.S.A.

New York Chapter

Rose Auslander and Jonathan Purow, Co-Chairs

August 5th, 2009

Dear Members of the New York Chapter of the Copyright Society:

We are excited to invite you to our first event of the 2009-2010 season -- our Wednesday, **August 12th, 2009, luncheon program**, at noon, at the Princeton Club, 15 West 43rd Street, New York, NY.

“Google Books: Stay in Class or Check Out of the Library?”

The September 4 opt-out deadline for the proposed Google Books Settlement is fast approaching. Should affected parties silently join in, file objections, or opt out? If you or your clients are still on the fence, mark August 12 on your calendar, and decide after hearing from our panel of experts.

Some believe the proposed settlement may offer substantial public benefits by opening up access to orphaned works and providing a new, clean channel for book distribution -- and that they themselves will benefit from that distribution. Others worry that the proposal could grant Google unwelcome control over the distribution of their works -- that it could place Google in a position to exercise monopoly power over substantial segments of the book market, able to impose unfair terms on consumers, libraries, and potentially even copyright owners. Others wonder about the settlement's international reach.

Finally, there are those who have raised concerns about the process, and whether what would historically have been implemented by legislation should be effected through a class-action settlement.

Are these concerns well grounded? If so, can they be remedied without rejecting the settlement out of hand?

Please join us for a stimulating panel discussion with experts **Allan Adler** (The Association of American Publishers), **Paul Aiken** (The Author's Guild), **Andrew DeVore** (DeVore & DeMarco LLP) and **Professor James Grimmelmann** (New York Law School).

To attend this exciting panel discussion, please complete the attached form, and mail or fax it to The Copyright Society of the U.S.A., 352 7th Ave., Suite 739, NY, NY 10001, fax # (212) 354-2847, **by August 7, 2009**. We look forward to seeing you on **August 12, 2009**.

Date: Wednesday, August 12, 2009

Time: 12:00 p.m.-12:30 p.m.: Cocktails (cash bar)
12:30 p.m.-1:00 p.m.: Lunch
1:00 p.m.-2:00 p.m.: Program
(Please note: event will end promptly)

Place: **The Princeton Club, 15 West 43rd Street, New York, NY**

Cost: \$60.00 (members) \$70.00 (non-members)

CLE: ***The Copyright Society of the U.S.A. is a NY CLE Approved Provider. This course is Transitional and Nontransitional, and provides 1.0 Credit (based on 50 minutes).***

SPEAKERS:

ALLAN ADLER IS Vice President for Legal and Governmental Affairs in the Washington, D.C. office of the Association of American Publishers (AAP), the national trade organization which represents our nation's book and journal publishing industries. From 1989 until joining the AAP in 1996, Mr. Adler practiced law as a member of Cohn and Marks, the Washington D.C. communications law firm. Prior to joining Cohn and Marks, Mr. Adler served as Legislative Counsel to the American Civil Liberties Union. Before representing the ACLE, Mr. Adler was a staff attorney with Center for National Security Studies and Staff Director for the Reporters Committee for Freedom of the Press.

PAUL AIKEN a 1985 graduate of Cornell Law School, has been the executive director of the Authors Guild since 1996. The Authors Guild is the largest society of published book authors in the U.S. The Guild, founded as the Authors League of America in 1912, advocates on behalf of writers' business interests in the areas of effective copyright, fair contracts and free expression. The Authors Guild also maintains a legal staff to review members' contracts and assist in disputes.

ANDREW DEVORE is a founding partner of DeVore & DeMarco LLP, a boutique firm specializing in emerging issues in e-commerce, protecting intellectual property assets, and litigating complex intellectual property disputes. Among the firm's clients are authors and their heirs and assigns, such as Arlo Guthrie, and The Pallid Group for John Steinbeck and Thomas Myles Steinbeck. Mr. DeVore's practice focuses on effectively managing the risks associated with e-commerce, including the protection of intellectual property, information privacy and security, anti-piracy investigations and enforcement, electronic marketing, adware, spyware, and other on-line threats. Mr. DeVore is a seasoned litigator who has successfully handled numerous media and new technology disputes, jury trials, appeals, and internal and governmental investigations. Mr. DeVore co-founded the Computer Hacking and Intellectual Property unit in the U.S. Attorney's Office for the Southern District of New York, where as an Assistant U.S. Attorney he conducted and oversaw the investigation and prosecution of sophisticated Internet and computer crimes such as hacking, theft of trade secrets, digital piracy, and various forms of on-line fraud. Mr. DeVore is an Adjunct Professor at Columbia Law School, where he teaches the *Internet and Computer Crimes* seminar.

PROFESSOR JAMES GRIMMELMANN is Associate Professor at New York Law School and a member of its Institute for Information Law and Policy. He has written extensively on the proposed Google Book Search settlement, including the essays "How to Fix the Google Book Search Settlement" and "The Google Book Search Settlement: Ends, Means, and the Future of Books." He is also the head of New York Law School's Public-Interest Book Search Initiative, which has created the Public Index, a web site to study and discuss the settlement, available at <http://thepublicindex.org>.

MODERATOR

ROSE AUSLANDER is a partner in the Intellectual Property Department at Carter Ledyard & Milburn, LLP, and is Vice Chair of the INTA Publications Committee, and Co-Chair of the Copyright Society of the U.S.A.

Very truly yours,

Rose Auslander
Jonathan Purow
Chapter Co-Chairs

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Scholarship / Financial Hardship Policy

A limited number of scholarships are available to judges, law clerks, law professors, law students, attorneys, pro bono attorneys and paralegals who work for nonprofit organizations, legal service organizations or government agencies, recent graduates not yet employed, and unemployed attorneys who must take CLE courses in order to meet their state requirements.

All requests must be made in writing accompanied by a completed registration form. No more than three requests per person will be considered in any one year. Requests should describe the applicant's interest in the topic and justification for a waiver of fees.

Requests should be accompanied by a recommendation from an instructor in the case of students, or supervisors in the case of law clerks or paralegals.

Requests and scholarships are not transferable. Approval will be based on need and funds available on a first come first served basis. If approved, the scholarship will result in a waiver of the course fees for the specific program application. To apply, please send your request, in writing, prior to the reservation form deadline. Students must submit a copy of their student identification cards.

All requests for scholarships should be sent to: The Copyright Society of the U.S.A, 352 Seventh Avenue, Suite 739, New York, NY 10001. Please call (212) 354-6401 or e-mail amy@csusa.org for further information.