

Digital Ephemera and (Re)Formalizing ©

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digital ephemera

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dark matter of copyright

digital ephemera

is © an obstacle to unlocking the economic value
of the dark matter of digital ephemera?

dark matter of copyright

what does copyright have to say?

what does copyright have to say?
protected

what does copyright have to say?
protected
for how long?

what does copyright have to say?
protected
(effectively) forever

what does copyright have to say?
protected
(effectively) forever
orphaned at birth

who cares?

who cares?

what is it good for?

who cares?

registration

statutory damages

attorneys' fees

who cares?

registration

eBay v. MercExchange

injunctions

who cares?

registration

eBay v. MercExchange

fair use

transformative purpose

intermediate copying

who cares?

registration

eBay v. MercExchange

fair use

de minimis

who cares?

registration

eBay v. MercExchange

fair use

de minimis

um...

registration

eBay v. MercExchange

fair use

de minimis

are these tools intended for this problem?

who cares?

actual damages

class actions

1201

1202

takedown notices

204

...



this is embarrassing

this is embarrassing

The Next Great Copyright Act

formalities?

formalities?

subject matter?

remedies?

exceptions?

formalities