



ARTICLE 8 IS GR8!

- ***TRYING OUT***
- ***DON'T LISTEN TO ANYONE***
- ***WINNING IS EVERYTHING***



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How Copyright Keeps Works Disappeared

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[Paul J. Heald](#)

University of Illinois College of Law

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Abstract

A random sample of new books for sale on Amazon.com shows more books for sale from the 1880's than the 1980's. Why? This paper presents new data on how copyright stifles the reappearance of works. First, a random sample of more than 2000 new books for sale on Amazon.com is analyzed along with a random sample of almost 2000 songs available on new DVD's. Copyright status correlates highly with absence from the Amazon shelf. Together with publishing business models, copyright law seems to deter distribution and diminish access. Further analysis of eBook markets, used books on Abebooks.com, and the Chicago Public library collection suggests that no alternative marketplace for out-of-print books has yet developed. Data from iTunes and YouTube, however, tell a different story for older hit songs. The much wider availability of old music in digital form may be explained by the differing holdings in two important cases Boosey & Hawkes v. Disney (music) and Random House v. Rosetta Stone (books).

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**WHAT IS “OUT OF
COMMERCE” FOR NON-
LITERARY AND AUDIO-
VISUAL WORKS?
(THINK: ARTWORKS)**

INTERNAL AUDITING + DATA OUTPUTS

5. A work or other subject matter shall be deemed to be out of commerce when it can be presumed in good faith that the whole work or other subject matter is not available to the public through customary channels of commerce, after a reasonable effort has been made to determine whether it is available to the public.

WHO

PROFITS?

- *WHICH RIGHTS HOLDERS?*
- *HOW (BIG DATA?)*

GET THAT DATA

- *NEGOTIATE AT OUTSET*
- *AUDIT IP FOR VALUE and
OPENLY-LICENSE*

EXTRA EU EFFECTS

- *NEGOTIATE AT OUTSET*
- *AUDIT IP FOR VALUE and OPENLY-LICENSE*



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The Politics of Mass Digitization

By Nanna Bonde Thylstrup

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The Politics of Mass Digitization**Nanna Bonde Thylstrup**

ITS GONNA

KEEP

GETTING

CREEPIER

CASE STUDY

Why Do We Digitize? The Case for Slow Digitization

By Andrew Prescott, Lorna Hughes

September 2018

“Paradoxically, there is a risk that an emphasis on digitizing cultural treasures will undermine the claim that digitization opens up and democratizes access to cultural heritage. If digital libraries merely reiterate and reinforce long-standing cultural narratives and stereotypes, rather than enabling the exploration of forgotten and neglected collections, then they can become agents of cultural exclusion.”