



**DEPARTMENT OF COMMERCE PUBLIC MEETING:
COPYRIGHT POLICY, CREATIVITY, AND INNOVATION IN THE DIGITAL ECONOMY**

December 12, 2013, 8:00 a.m. – 5:00 p.m.

United States Patent and Trademark Office – Madison Auditorium

Live webcast available at: <https://new.livestream.com/uspto/copyright>

AGENDA AS OF DEC. 11, 2013

[TIMES AND SPEAKERS SUBJECT TO CHANGE]

8:00 a.m. Registration

8:30 a.m. – 8:45 a.m.

Opening Remarks

Andrew Byrnes, Chief of Staff, USPTO

Lawrence E. Strickling, Assistant Secretary of Commerce for
Communications and Information, Administrator of the National
Telecommunications and Information Administration (NTIA)

8:45 a.m. – 9:45 a.m.

*The Appropriate Calibration of Statutory Damages: Individual File
Sharers and Secondary Liability*

Moderator: Darren Pogoda, Attorney-Advisor for Copyright, Office of
Policy and International Affairs, USPTO

Panelists:

- David Sohn, Center for Democracy & Technology
- Steven Tepp, Sentinel Worldwide
- Sandra Aistars, Copyright Alliance
- Prof. Peter Menell, University of California at Berkeley School of Law
- Markham Erickson, Internet Association

9:45 a.m. – 10:45 a.m.

The First Sale Doctrine in the Digital Age

Moderator: Karyn Temple Claggett, Associate Register of Copyrights and
Director of Policy & International Affairs, United States Copyright
Office

Panelists:

- Emery Simon, BSA, The Software Alliance
- John Ossenmacher, ReDigi
- Allan Adler, Association of American Publishers

- Sherwin Siy, Public Knowledge
- Prof. John Villasenor, University of California, Los Angeles

10:45 a.m. – 11:00 a.m.

Break

11:00 a.m. – 12:00 p.m.

Legal Framework for Remixes

Moderator: Michael Shapiro, Senior Counsel for Copyright, USPTO

Panelists:

- David Carson, International Federation of the Phonographic Industry
- Prof. Peter DiCola, Northwestern University Law School
- Jay Rosenthal, National Music Publishers' Association
- Josh Schiller, Boies, Schiller & Flexner LLP
- Prof. Rebecca Tushnet, Organization for Transformative Works

12:00 p.m. – 1:00 p.m.

Lunch Break (food not provided)

1:00 p.m. – 1:15 p.m.

Current Copyright Office Initiatives on Digital Issues

Introduction: Shira Perlmutter, Chief Policy Officer and Director for International Affairs, USPTO

Speaker:

- Maria Pallante, Register of Copyrights and Director of the United States Copyright Office

1:15 p.m. – 2:45 p.m.

Improving the Operation of the Notice and Takedown System

Moderator: John Morris, Associate Administrator and Director of Internet Policy, NTIA

Panelists:

- Victoria Sheckler, Recording Industry Association of America
- Fred von Lohmann, Google
- Corynne McSherry, Electronic Frontier Foundation
- Susan Cleary, Independent Film & Television Alliance
- Troy Dow, The Walt Disney Company
- Christian Genetski, Entertainment Software Association
- David Snead, Internet Infrastructure Coalition

2:45 p.m. – 3:00 p.m.

Break

- 3:00 p.m. – 4:45 p.m. *The Government’s Role in a More Efficient Online Marketplace*
- 3:00 p.m. – 4:00 p.m. *Panel #1: Access to Rights Information*
Moderator: Garrett Levin, Attorney-Advisor for Copyright, Office of Policy and International Affairs, USPTO
- Panelists:
- Colin Rushing, SoundExchange
 - Prof. Pamela Samuelson, University of California at Berkeley School of Law
 - Matt Schruers, Computer & Communications Industry Association
 - Jim Griffin, OneHouse
 - Jeff Sedlik, PLUS Coalition
 - Lee Knife, Digital Media Association
- 4:00 p.m. – 4:45 p.m. *Panel #2: Online Transactions*
Moderator: Ann Chaitovitz, Attorney-Advisor for Copyright, Office of Policy and International Affairs, USPTO
- Panelists:
- Roy Kaufman, Copyright Clearance Center
 - Meredith Jacob, Creative Commons
 - John Lapham, Getty Images
 - Prof. Brandon Butler, American University, Washington College of Law
- 4:45 p.m. – 5:00 p.m. *Closing Remarks*
 Shira Perlmutter, Chief Policy Officer and Director for International Affairs, USPTO
 John Morris, Associate Administrator and Director of Internet Policy, NTIA