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Summary of Copyright Law regarding use and limitation on specific types of materials

For more information see: <http://library.coe.edu/Copyright.html>

Copyright Law, Use and Limitations on Specific Types of Materials

Digital Materials

Copyright laws relating to ownership and fair use are in effect regardless of the type of medium used. The Digital Millennium Copyright Act also states that it is unlawful to manufacture or distribute programs that crack anti-piracy codes or attempt to get around these codes.

Posting on the Web: If the works are copyrighted, you must get permission before posting.

Downloading and File Sharing: Copyrighted software, music (either sound recordings or digital performances), videos, movies and images cannot be downloaded unless they were legally purchased or licensed and are for your own personal use. Any type of reproduction, adaptation or distribution of any kind is illegal. To upload these files using P2P file-sharing is also illegal. Federal law mandates that Coe College take action when notified of an unlawful downloading or distribution of a copyrighted work.

Under the Digital Millennium Copyright Act claims of copyright infringement must be sent to the College's designated agent.

Such claims should follow the specific requirements as contained in Title 17, of the United State Code, section 512(c)(3)(A): Elements of notification. —

(A) To be effective under this subsection, a notification of claimed infringement must be a written communication provided to the designated agent of a service provider that includes substantially the following:

(i) A physical or electronic signature of a person authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

(ii) Identification of the copyrighted work claimed to have been infringed, or, if multiple copyrighted works at a single online site are covered by a single notification, a representative list of such works at that site.

(iii) Identification of the material that is claimed to be infringing or to be the subject of infringing activity and that is to be removed or access to which is to be disabled, and information reasonably sufficient to permit the service provider to locate the material.

(iv) Information reasonably sufficient to permit the service provider to contact the complaining party, such as an address, telephone number, and, if available, an electronic mail address at which the complaining party may be contacted.

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(v) A statement that the complaining party has a good faith belief that use of the material in the manner complained of is not authorized by the copyright owner, its agent, or the law.

(vi) A statement that the information in the notification is accurate, and under penalty of perjury, that the complaining party is authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

Coe College Draft Policy on Use and Limitation on Specific Types of Material

The Digital Millennium Copyright Act requires claims of copyright infringement to be sent to the College's designated agent. Coe College's agent is:

Anthony Bata
Chief Information Officer
Coe College
1220 1st Ave. NE
Cedar Rapids, IA 52402
319-399-8877
abata@coe.edu

A violation of the copyright laws summarized in the document may result in disciplinary action by the college, including without limitation immediate suspension of Internet privileges and judicial proceedings.