

New York University
Free Culture & Open Access
Thurs 6:20-9:50 PM, room 102 Cantor, Spring 2014, 4 pts
Instructor: Howard Besser (howard@nyu.edu)
Office Hours: Th 4-6 PM, 665 Broadway, rm 612, *and by appointment*
(latest syllabus version always at <http://besser.tsoa.nyu.edu/howard/Classes/14free-culture-syllabus.pdf>)

Course Description

At the root of "Free Culture" and "Open Access" lies the idea that aesthetic and informational works, once shared with the public, become public resources that should be further shared, built upon, and incorporated into new creative works. This interdisciplinary class examines both ideas from a variety of perspectives: aesthetics, politics, law, and social movements. It pays particular attention to the relationship between these ideas and the rise of new forms of media that allow age-old concepts like "The Commons" to flourish. It also situates these ideas within longstanding practices of scholarship, librarianship, and artistic practice. The course places a focus on contemporary and very recent activities, and will also examine closely related ideas and movements such as "Information Wants to be Free", Illegal Art, Culture Jamming, Appropriation, Remix, Fair Use, Free Software/Open-Source, CopyLeft, and "Access to Knowledge". Prominent public figures will make presentations to the class.

Guests (either in person or online) include: authors Siva Vaidhyanathan and David Bollier, Media Artists Craig Baldwin and Marshall Reese, Copyright attorney (and librarian and policy activist) Laura Quilter, and Renaissance man Rick Prelinger.

Assignments/Grading:

All assignments should be emailed to both [howard\[at\]nyu.edu](mailto:howard@nyu.edu) and [m.debashree\[at\]gmail.com](mailto:m.debashree@gmail.com)

Document class sessions (20%)

Each student will have primary responsibility for documenting one class session, and will also be responsible for adding salient comments to the documentation that other students do on at least two other class sessions. Documentation needs to involve a description of what occurred in class (both in terms of formal presentation, and in discussions), as well as analysis of the meaning and implications of what was said. Other interesting things to add might include links to documents or websites that further understanding of what was said in class, photographic documentation, background on outside speakers or ideas, etc. Each of the primary class session documentations should be sufficiently explicative so that someone not taking the

class could look at this and understand much of what we covered in that class session. (Note: you may not get your first or 2nd choice of class session to document, as we will be dividing up the sessions among all students enrolled in the class.

Due date: the Tuesday 12 days after the class session

Here are the summaries from this semester

<https://drive.google.com/folderview?id=0B9ahsfOLN5DISUttYkZlQkhoX2c&usp=sharing>

Develop and Maintain a Topical Website (Group Project) (20%)

As a group, choose one of the class sub-topics (Illegal Art, Culture Jamming, Appropriation, Remix, Fair Use, Free /Open-Source Software, CopyLeft, and "Access to Knowledge", etc.). Develop a website that includes: definition of the topic, history, examples, prominent people and/or events, citations or links to important written works/websites/organizations/court cases. This website is for the outside world to see, but should also include references to how we have handled this sub-topic within the class. Your group will also need to make a presentation on your topic to the entire class (oral presentation with visual aids). You can find examples of similar group projects for classes that Howard has taught in the past at

- <http://besser.tsoa.nyu.edu/impact/f96/Focus/>
- <http://besser.tsoa.nyu.edu/impact/f94/> (under the names of the Focus Groups)
- <http://besser.tsoa.nyu.edu/impact/w95/HTML/discussmain.html>
- <http://besser.tsoa.nyu.edu/impact/s97/> (the 3 under "Focus Groups")
- <http://besser.tsoa.nyu.edu/impact/w96/> (Student working groups (latest pre-release version))

First Review: Mar 13

Final Due date: April 17

Final Class Project (40%)

A substantive, in-depth, individual research project, or an essay and documentation on something stemming from issues covered in the course. The topic of your final project must be approved by the Instructor.

Topic and Scope must be approved by Instructor before: March 13

Due date: May 8

Class Participation (20%)

Attend all meetings of the course. Participate actively in all discussions

Required & Recommended Readings/Viewings

Several of these books are available for free download under one of the Creative Commons Licenses. In the spirit of support for Free Culture and The Commons, please purchase at least one of the freely available required books either directly from the author/publisher or from a local bookstore. Shakespeare & Company (716 Broadway) will have many of the required and recommended books for sale in their downstairs area

under CINE-UT_611 or CINE-GT_1611, and some of the recommended titles are available at Bluestockings (172 Allen Street) as well.

Absolutely Required:

Bollier, David. (2008) **Viral Spiral: How the Commoners Built a Digital Republic of Their Own**, New York: New Press (<http://www.viralspiral.cc/>)

Lessig, Lawrence. (2005) **Free Culture: The Nature and Future of Creativity**, New York: Penguin (<http://www.free-culture.cc/>)

Suber, Peter. (2012) **Open Access**, Cambridge MA: MIT Press (<http://mitpress.mit.edu/books/open-access>)

Vaidhyanathan, Siva. (2001) **Copyrights and Copywrongs: The Rise of Intellectual Property and How It Threatens Creativity**, New York: NYU Press

Highly Recommended:

McLeod, Kembrew. (2007) **Freedom of Expression: Resistance and Repression in the Age of Intellectual Property**, Minneapolis: Univ of MN Press

Lessig, Lawrence. (2008) **Remix: Making Art and Commerce Thrive in the Hybrid Economy**, New York: Penguin

Aufderheide, Patricia and Peter Jaszi. (2011) **Reclaiming Fair Use: How to Put Balance Back in Copyright**, Chicago: University of Chicago Press

Bollier, David. (2002) **Silent Theft: The Private Plunder of Our Common Wealth**, New York: Routledge

Lessig, Lawrence. (2001) **The Future of Ideas: The Fate of the Commons in a Connected World**, New York: Random House

Boyle, James. (2010) **The Public Domain: Enclosing the Commons of the Mind**, New Haven: Yale

Benkler, Yochai. (2007) **The Wealth of Networks: How Social Production Transforms Markets and Freedom**, New Haven: Yale University Press

Decherney, Peter, (2012) **Hollywood's Copyright Wars: From Edison to the Internet**, New York: Columbia University Press

“NYU Classes” – This online resource will host some of the course documents. Access NYU Classes with a valid NYU Net ID and password through the NYU Classes list at NYUHome (<https://home.nyu.edu>). Click on the “Academics” tab, then click on the course link in the list provided. If the class link does not appear in your list, try clicking the "Update Classes Information" link at the bottom of the channel. Help is at ITS Client Services (212) 998-3333, or through the NYU Classes Help page (<http://www.nyu.edu/its/classes/>). Most of the readings that are not available on the open Web are available in the "Resources" section of our NYU Classes site. **Note:** The list of required readings is always on your syllabus. The syllabus should be your guide to what you need to do, and sometimes the links on the syllabus are to the latest versions of readings (where the NYU Classes site contains older versions). There are many readings on the NYU Classes site that are only recommended (not necessarily required).

Note: Some readings (ie those in the "Restricted" directory on Howard's website) may only be available if you have authenticated through the NYU domain. If you are using another ISP, you must either run a proxy server (<http://www.nyu.edu/its/nyunet/offcampus/proxy/>) or be on campus to access these documents. Please make sure you keep copies for yourself when any electronic versions are required reading. Keep them handy for marking, reviewing.

Viewings

You need to watch a number of Moving Image works as part of your assignments. Many of these are available for free streaming on the web. *Sita Sings the Blues*, *Sonic Outlaws*, *Spectres of the Spectrum*, *We Are Legion*, *Freedom of Expression*, *Copyright Criminals*, and *OutFoxed* are all available on DVD in both the Bobst Library's Avery Fisher Center (AFC) (<http://library.nyu.edu/afc/>) and the Cinema Studies George Amberg Memorial Study Center (<http://www.nyu.edu/projects/cinema.resources/scdescript3.htm>).

Other Interesting and Important Sources of Information which you should be familiar with

- The Internet Archive's Aaron Swartz Collection (<https://archive.org/details/aaronsw>)
- Demand Progress (<http://www.demandprogress.org/>)
- Creative Commons (<http://us.creativecommons.org/>)
- Public Knowledge (<http://publicknowledge.org/>)
- Electronic Frontier Foundation (<https://www.eff.org/>)
- SPARC--Scholarly Publishing and Academic Resources Coalition (<http://www.sparc.arl.org/>)
- Digital Library Of The Commons Repository (<http://dlc.dlib.indiana.edu/dlc/>)
- David Bollier: News and Perspectives on the Commons (<http://www.bollier.org/>)
- Free Software Foundation (<http://www.fsf.org/>) incorporates the GNU Project (<http://www.gnu.org/>), including *What is CopyLeft* (<http://www.gnu.org/copyleft/>) and *Free Software* (<http://www.gnu.org/philosophy/free-sw.html>)
- Question Copyright (<http://questioncopyright.org/>)
- Public.Resource.Org (<https://public.resource.org/>)
- Stay Free Magazine (<http://www.stayfreemagazine.org/archives>)
- Kembrew McLeod's website (<http://kembrew.com/>)
- Boing Boing (<http://boingboing.net/>)
- Negativland, *Fair Use: The Story of the Letter U and the Numeral 2*, 1995 (http://www.negativland.com/news/?page_id=20)

Course Objectives

Objectives: After completing the course you should be able to ...

- understand the importance of Free Culture and Open Access;
- recognize and explain key concepts covered in class, including: The Commons, Information Wants to be Free, Illegal Art, Culture Jamming, Appropriation, Detournement, Remix, Piracy, Fair Use, First Sale, Public Domain, Creative Commons, Free/Open-Source Software, CopyLeft, and Access to Knowledge;
- be aware of the various organizations involved in these issues;
- participate in open discourse and public discussions about these topics; and
- become involved in public policy debates about these topics.

Week by Week

Jan 30 Introduction to class

In class:

- Why are Free Culture and Open Access tied together?
- Aaron Swartz—some of his background & history
 - Trailer for Brian Knappenberger’s “The Internet’s Own Boy”
<http://aaronswartzthedocumentary.com/>
 - Aaron Swartz, *Guerilla Open Access Manifesto* (2008)
http://archive.org/stream/GuerillaOpenAccessManifesto/Goamjuly2008_djvu.txt
 - Cory Doctorow, Boing Boing, *Global Game Jam asks developers to use the public domain, in Aaron Swartz's honor*, Jan 28, 2014
<http://boingboing.net/2014/01/28/global-game-jam-asks-developer.html>
- Examples from film/media creators world
 - American University, Center for Media and Social Impact, Small selection of Remix Videos
<http://www.youtube.com/watch?v=BO1Esrqxvlg>
 - American University, Center for Social Media (2004) *Stories Untold: Creative Costs of Clearance Culture* (8 min)
<http://www.youtube.com/watch?v=aHX5DTjOn4I>
- Understanding Free Content
http://questioncopyright.org/understanding_free_content
- Dumb Ways to Die
 - Original © 2012 Metro Trains Melbourne, *Dumb Ways to Die*TM
<http://www.youtube.com/watch?v=IJNR2EpS0jw>
 - *Dumb Movie Ways to Die*, Movie Maniacs, 2013
<http://www.youtube.com/watch?v=6vqAa95EplE>
 - *Dumb Ways to Die in Rio*, 2013
<http://www.youtube.com/watch?v=OVOQU041u6Q&sns=em>
- Concepts of Open Access

- *White House Announces New Open Access Policy*, Nature, Feb 22, 2013 (<http://blogs.nature.com/news/2013/02/us-white-house-announces-open-access-policy.html>)
- White House Memo from OSTP Director John Holdren on Increasing Access to Federally Funded Research (http://www.whitehouse.gov/sites/default/files/microsites/ostp/ostp_public_access_memo_2013.pdf)
- The Academic Journal publishing model
- Why have © issues become more contentious in the past 2 decades?
- Economics—The “substitution” effect
- Review of the Syllabus (different course numbers, important websites, assignments, where to find readings and films, office hours, etc.)
- *The Internet’s Own Boy: Film on Aaron Swartz Captures Late Activist’s Struggle for Online Freedom*, Democracy Now! segment, Jan 21, 2014 http://www.democracynow.org/2014/1/21/the_internets_own_boy_film_on
- In the news this week
 - NY Times, *Local Businesses See Scant Benefit From the Game That Can’t Be Named*, Jan 27, 2014 (<http://www.nytimes.com/2014/01/28/nyregion/local-businesses-see-scant-benefit-from-the-game-that-cant-be-named.html>)
 - Candy Crush Saga
 - Forbes, *'Candy Crush Saga' Tries To Crush 'The Banner Saga' In Bizarre Trademark Saga*, Jan 23, 2014 (<http://www.forbes.com/sites/erikkain/2014/01/23/candy-crush-saga-tries-to-crush-the-banner-saga-in-bizarre-trademark-saga/>)
 - Forbes, *'Candy Crush Saga' Creator Accused Of Cloning Indie Game*, Jan 24, 2014 (<http://www.forbes.com/sites/erikkain/2014/01/24/candy-crush-saga-creator-accused-of-cloning-indie-game/>)
 - Candy Jam (<http://itch.io/jam/candyjam>)
 - Pussy Riot Barclay’s Center Brooklyn concert for Amnesty Intl Feb 5
 - Decembrists Commemoration action. Voina Group, 2008 (<http://www.youtube.com/watch?v=bDVbyR2G0Nw>)
 - VOINA on Russian TV (<http://vimeo.com/10365363>)
 - Pussy Riot - Punk Prayer "Virgin Mary, Put Putin Away" (<http://www.youtube.com/watch?v=IPDkJbTQRCY>)

Feb 6 Free Culture

Read before class:

- Lessig’s **Free Culture**, Preface, Introduction, & section on Piracy (through p 79)
- Suber’s **Open Access**, Introductory Material and chapter on What is Open Access (through p 27)

- Barlow, John Perry (1993) **The Economy of Ideas: A framework for patents and copyrights in the Digital Age. (Everything you know about intellectual property is wrong.)**, Wired Magazine 2.03
http://www.wired.com/wired/archive/2.03/economy.ideas_pr.html
- Wikipedia article on the Budapest Initiative
http://en.wikipedia.org/wiki/Budapest_Open_Access_Initiative
- Wikipedia article on "Information Wants to be Free"
http://en.wikipedia.org/wiki/Information_wants_to_be_free
- Washington's I.T. Guy: One Man's quest to liberate all government information -- with or without the government's help, American Prospect, June 13, 2010 (<http://prospect.org/article/washingtons-it-guy-0>)

In class:

- Documentation of each class—choose weeks
- More on Aaron Swartz
 - Taryn Simon and Aaron Swartz's *Image Atlas*, New Museum, 2012 (<http://www.newmuseum.org/exhibitions/view/taryn-simon-cultural-differences>)
 - Aaron Swartz, *Who Writes Wikipedia?*, 2006 (<http://www.aaronsw.com/weblog/whowriteswikipedia>)
- Based on the readings and discussions thusfar, What is Free Culture? What is Open Access?
- Introduction to Copyright Issues (<http://besser.tsoa.nyu.edu/howard/Talks/11soima-copyright.pdf>)
- Getty Publications provides open access to their backlist publications (<http://www.getty.edu/publications/virtuallibrary/>), so Howard can finally get a PDF of his 2003 book (<http://www.getty.edu/publications/virtuallibrary/0892367334.html>), but not the 1995 version
- *Don't Copy That Floppy*, Software Publishing Assn, 1992, 10 min (<http://www.youtube.com/watch?v=up863eQKGUI>)
 - *Know Your Meme* (background) (<http://knowyourmeme.com/memes/dont-copy-that-floppy>)
 - Cory Doctorow, *Don't Copy That Floppy sequel promises prison beatings for copying*, Boing Boing, 2009 (<http://boingboing.net/2009/07/06/dont-copy-that-flopp-1.html>)
 - *Don't Copy That War Game*, Barely Dead Productions (<http://www.youtube.com/watch?v=jHSgEAOj4AM>)
- Karl Fogel, New York University Confuses Filesharing with Plagiarism, 2007 (http://questioncopyright.org/nyu_note_on_illegal_downloading)
- Jennifer Granick, Cyber Rights Now: 'Scotty, Beam Down the Lawyers!', Wired Magazine, Oct 1997 (<http://www.wired.com/politics/law/news/1997/10/7564>)
- Carl Malamud's work
 - Tim O'Reilly, What is Gov 2.0 Webcast, 2010 (<http://www.youtube.com/watch?v=evTtxTrzP8U#t=204>) 1st 3 min

- US House of Representatives, Committee on House Administration, Hearing on Smithsonian Institution Business Ventures, Testimony of Carl Malamud (<https://public.resource.org/smithsonian.html>)
- Malamud seeks to unlock Smithsonian archives, Santa Rosa Press Democrat, August 11, 2011 (<http://www.pressdemocrat.com/article/20110811/business/110819897>)
- Digitizing government videos and posting them on Internet Archive, NTIS joint venture (<https://public.resource.org/ntis.gov/index.html>)
- In the News
 - Harlan Krumholz, *Give the Data to the People*, NY Times Op Ed, Feb 3, 2014 (<http://www.nytimes.com/2014/02/03/opinion/give-the-data-to-the-people.html>)
 - David and Goliath on Paper: FiftyThree, Facebook, and Fighting for App Names, Mac Observer, Feb 4, 2014 (<http://www.macobserver.com/tmo/article/dont-plan-on-facebook-changing-the-name-of-its-paper-app>)
 - *Big-Band Lover Has a Second Houseful of Old Songs*, NY Times, Feb 3, 2014 (<http://www.nytimes.com/2014/02/03/nyregion/big-band-lover-has-a-second-houseful-of-old-songs.html>)
 - *IMAX Faces a Threat in China*, NY Times, Feb 3, 2014 (<http://www.nytimes.com/2014/02/03/business/media/imax-faces-a-threat-in-china.html>)
 - Trademark Trumps Charity, So U.S. Will Destroy Bogus N.F.L. Jerseys, NY Times, Jan 31, 2014 (<http://www.nytimes.com/2014/01/31/nyregion/trademark-trumps-charity-so-us-will-destroy-bogus-nfl-jerseys.html>)
 - *some makers of high-priced clothing did not want knockoffs of their clothing being worn by poor people. "After all, these companies did not spend millions of dollars in high-end advertising only to be associated with 'shelter chic,' "*
 -

Feb 13 Intellectual Property: History & Concepts, & Information Commons/sharing

Read before class:

- Howard Besser, **Commodification of Culture Harms Creators**, Chicago: American Library Association, 2002 (<http://www.ala.org/offices/oitp/publications/infocommons0204/besser>)
- Howard Besser, *The Next Digital Divides*, Teaching to Change LA 1:2, 2001 (<http://tcla.gseis.ucla.edu/divide/politics/besser.html>)
- Mike Masnick, *Copyright Week: Our Lost Culture: What We Lose From Having Killed The Public Domain*, TechDirt, Jan 14, 2014

- (<http://www.techdirt.com/articles/20140114/10565225874/copyright-week-our-lost-culture-what-we-lose-having-killed-public-domain.shtml>)
- Laura J. Murray, *Just Another Word for Nothing Left to Lose?: Public Domains and Intellectual Property Law*, American Quarterly, Volume 55, Number 4, December 2003, pp. 739-748
 - Bollier's **Viral Spiral**, Introductory material and Harbingers of the Sharing Economy (through p 89)
 - Lessig's **Free Culture**, section on Property (p 81-173)
 - Peter Decherney's review of Lessig's Free Culture in *The Moving Image* 2.2 (2005) 167-169
(http://muse.jhu.edu/journals/the_moving_image/v005/5.2decherney.html)
 - Silke Helfrich, *Recent Landmarks in the Growing Commons Movement*, Jan 17, 2014 (<http://commonsblog.wordpress.com/2014/01/17/recent-landmarks-in-the-growing-commons-movement/>)
 - Mark Hosler, *Some Thoughts for Congress about Creativity and Copyright* (http://www.negativland.com/news/?page_id=87)
 - Martha Buskirk, *Commodification as Censor: Copyrights and Fair Use*, October, Vol. 60 (Spring, 1992), pp. 82-109, (<http://www.jstor.org/stable/779036>)

In class:

- Fair Use
 - Quick examples of: fair use, limitations, commenting, illustration, incidental use, mash-ups, etc. Best Practices Guides: American University, Center for Social Media, **Remix Culture: Fair Use is Your Friend** (5 min)
<http://www.youtube.com/watch?v=alKh7IMEAoE>
 - American University, Center for Social Media (2006) *Fair Use and Free Speech* (7 min) (particularly about documentary filmmakers)
<http://www.youtube.com/watch?list=PLA405179A4A8ADBA7&v=G Y-2YshuJ8o>
- First Sale
- Public Domain
 - <http://www.publicdomainsherpa.com/public-domain-sound-recordings.html>
- Term Extensions
- View Eric Faden's "A Fair(y) Use Tale" (10 min)
<http://cyberlaw.stanford.edu/blog/2007/03/fairy-use-tale>
- "Fair & Balanced"
 - Fox vs Franken 2003 http://en.wikipedia.org/wiki/Fox_v._Franken
 - Excerpts from Robert Greenwald (2004) **Outfoxed: Rupert Murdoch's War on Journalism**

News

- Comedy Central's Nathan Fielder is behind Dumb Starbucks, gets shut down by Health Dept., LA Times, Feb 10, 2014

(<http://www.latimes.com/food/dailydish/la-dd-nathan-fielder-dumb-starbucks,0,2524213.story#ixzz2szGDq4oJ>)

- People Are Waiting For Hours To Visit A “Dumb Starbucks” Coffee Shop In California, BuzzFeed, Feb 9, 2014 (<http://www.buzzfeed.com/rachelzarrell/a-dumb-starbucks-coffee-shop-is-the-newest-craze-in-californ>)
- Three’s Company Goes to Court, Studio 360, Feb 7, 2014 (<http://www.studio360.org/story/threes-company-goes-to-court/>)

Feb 20 More on Free Culture: Innovation, Creative Commons

Read/Watch before class:

- Sita Sings the Blues, Nina Paley, 82 min
- Sita Sings the Copyright Blues, CBC News, March 17, 2009 (<http://www.cbc.ca/news/business/sita-sings-the-copyright-blues-1.840387>)
- Lessig’s **Free Culture**, sections on Puzzles Balances, Conclusion, Afterward, etc. (pp 175-end)
- Bollier’s **Viral Spiral**, The Rise of Free Culture-partial (pp 91-144)
- Kembrew McLeod, *How Copyright Law Changed Hip Hop: An interview with Public Enemy's Chuck D and Hank Shocklee*, Stay Free Magazine, Issue 20 (http://www.stayfreemagazine.org/archives/20/public_enemy.html)
- Joe Fassler, How Copyright Law Hurts Music, From Chuck D to Girl Talk: A Conversation with Kembrew McLeod, The Atlantic, April 12, 2011 (<http://www.theatlantic.com/entertainment/archive/2011/04/how-copyright-law-hurts-music-from-chuck-d-to-girl-talk/236975/>)
- Wikipedia entries on Creative Commons (http://en.wikipedia.org/wiki/Creative_Commons) and on Creative Commons License (http://en.wikipedia.org/wiki/Creative_Commons_license)
- Negativland, *Two Relationships to a Cultural Public Domain*, 2005 (http://www.negativland.com/news/wp-content/uploads/text/negativland-two_relationships_essay.pdf)
- Ernesto Priego, *The Right to Open Access to Humanities and Social Science Research*, London School of Economics, Impact of Social Sciences initiative, 2013 (<http://blogs.lse.ac.uk/impactofsocialsciences/2013/08/23/right-to-open-access-priego/>) (originally published on **ORG Zine: the Digital Rights magazine** on August 7, 2013)

In class:

- Free Software history, GPL Licenses, Free vs Open Source
- Free Culture’s relationship to innovation
- Nina Paley’s *Sita Sings the Blues*
 - *Sita Sings the Blues FAQ*, section on “Copyright and Distribution” (<http://www.sitasingingtheblues.com/faq.html>)
 - *How Copyright Restrictions Suppress Art: An Interview With Nina Paley About "Sita Sings The Blues"*, Question Copyright, 2008 (http://questioncopyright.org/nina_paley_sita_interview)

- *The Sita Sings the Blues Distribution Project*, Question Copyright, 2009 (http://questioncopyright.org/sita_distribution_project)
- Mike Masnick, *Why Sita Sings The Blues Is Perfectly Legal In Germany, But You Still Can't Watch It On YouTube*, TechDirt, July 14, 2011 (<http://www.techdirt.com/articles/20110714/00141315084/why-sita-sings-blues-is-perfectly-legal-germany-you-still-cant-watch-it-youtube.shtml>)
- Sita Sings the Blues, Wikipedia entry: *Copyright Problems* section, and *Unorthodox Distribution* section (http://en.wikipedia.org/wiki/Sita_Sings_the_Blues#Copyright_problems)
- Playlists
- Creative Commons— why needed, & relation to © laws (& default of restriction)
 - Creative Commons and Copyright Reform (<http://creativecommons.org/about/reform>)
 - Supporting Copyright Reform, Oct 16, 2013 (<http://creativecommons.org/weblog/entry/39639>)
- Innovative and Transformative examples
 - Excerpts from DJ Spooky’s *Rebirth of A Nation* (<http://www.moma.org/visit/calendar/films/967>) and (<http://www.djspooky.com/art/birth.html>)
- Discussion of Topical Website Assignment (topics, groups including a webmaster, etc.)
- News
 - F.C.C. Seeks a New Path on ‘Net Neutrality’ Rules, NY Times, Feb 20, 2014 (<http://www.nytimes.com/2014/02/20/business/fcc-to-propose-new-rules-on-open-internet.html>)
 - Stealthily, Comcast Fortifies Its Arsenal, NY Times, Feb 16, 2014 (<http://www.nytimes.com/2014/02/17/business/media/stealthily-comcast-fortifies-its-arsenal.html>)
 - Paul Krugman, Barons of Broadband, NY Times, Feb 16, 2014 (<http://www.nytimes.com/2014/02/17/opinion/krugman-barons-of-broadband.html>)
 - Toy Company Pulls Beastie Boys Song From Viral Video, NY Times, Nov 27, 2013 (<http://artsbeat.blogs.nytimes.com/2013/11/27/toy-company-pulls-beastie-boys-song-from-viral-video/>)
 - Warner in Deal to Sign Acts Found on Shazam, NY Times, Feb 19, 2014 (<http://www.nytimes.com/2014/02/19/business/media/warner-in-deal-to-sign-acts-found-on-shazam.html>)
 - Pandora Suit May Upend Century-Old Royalty Plan, NY Times, Feb 13, 2014 (<http://www.nytimes.com/2014/02/14/business/media/pandora-suit-may-upend-century-old-royalty-plan.html>)

Feb 27 The Information Commons: Background, and relevance to Creators, Introduction to Open Access (Guest: Rick Prelinger 7PM)

Read before class:

- Katie Hafner, In Challenge to Google, Yahoo Will Scan Books, NY Times, Oct 3, 2005 (<http://www.nytimes.com/2005/10/03/business/03yahoo.html>)
- Open Content Alliance, Wikipedia entry (http://en.wikipedia.org/wiki/Open_Content_Alliance)
- Spend at least 30 minutes looking over the website for the Open Content Alliance (<http://www.opencontentalliance.org/>)
- Felsenstein, Lee (1993) **The Commons of Information**, Dr Dobbs Journal, May <http://opencollector.org/history/homebrew/commons.html>
- Bollier's **Viral Spiral**, The Rise of Free Culture-partial (pp 145-225)
- Suber's **Open Access**, chapter on Motivation (pp 29-49)
- Tasini, Jonathan. (2002) **Creators and the Information Commons**, Chicago: American Library Association (<http://www.ala.org/offices/oitp/publications/infocommons0204/tasini>)
- Bollier, David. (2002) **Why We Must Talk About The Information Commons**, Chicago: American Library Association (<http://www.ala.org/offices/oitp/publications/infocommons0204/brollier>)
- American Library Association Information Commons Working Group. (2001) **To Support the Information Commons: Principles for an Effective Information Commons**, Chicago: American Library Association (<http://www.ala.org/offices/oitp/publications/infocommons0204/icwg>)
- American University, Center for Social Media (2004) Stories Untold: Creative Costs of Clearance Culture <http://www.cmsimpact.org/fair-use/best-practices/documentary/untold-stories-creative-consequences-rights-clearance-culture>
- Peter Decherney, *Copyright dupes: piracy and new media in Edison v. Lubin (1903)*, Film History: An International Journal 19.2 (2007) 109-124 (http://muse.jhu.edu/journals/film_history/v019/19.2decherney.html)

In class:

- Background on Google BookScanning (early days w/only 5 partners; no communication btwn partners)
- Who is Rick P? What is OCA?
- History of the Commons (general Commons; not Info Commons)
 - What is The Commons
 - Why is it important?
 - Enclosure and privatization; decentralization vs centralization
 - Today's physical Commons
- The Info Commons
 - One-way vs 2-way communication
 - History (Felsenstein & HBCC; BBS/Newsgroups, Community Memory 1973-5, 1977, 1984-1994)

- Hackers and hippies: The origins of social networking, BBC, 2011 (<http://www.bbc.co.uk/news/technology-1222458>)
 - Why is it important to Creators?
 - Re-Mix, Sampling, & examples
- Discussion of Group Projects (see [Assignment section](#) and <http://besser.tsoa.nyu.edu/howard/Classes/14free-culture-grp-technology.html>)
- Continuation of Copyright lecture

News

- Photographers Band Together to Protect Work in 'Fair Use' Cases, NY Times, Feb 22, 2014 (<http://www.nytimes.com/2014/02/22/arts/design/photographers-band-together-to-protect-work-in-fair-use-cases.html>)
- Food for thought: is an unauthorised photo of your restaurant meal an IP breach?, LegalWeek.com, Feb 18, 2014 (<http://www.legalweek.com/legal-week/blog-post/2329531/the-food-porn-dilemma-is-the-instagram-pic-of-your-restaurant-meal-an-ip-breach>)
- Winners Take All, but Can't We Still Dream? Digital technology lets more niche players compete in the arts. Yet entertainment's giants still have vast advantages, NY Times, Feb 23, 2014 (<http://www.nytimes.com/2014/02/23/business/winners-take-all-but-cant-we-still-dream.html>)
- Disney Throws Open the Gates to Its Own Digital Movie Service, NY Times, Feb 26, 2014 (<http://www.nytimes.com/2014/02/26/business/media/disney-to-introduce-itunes-tie-in-for-digital-movie-sales.html>)

Mar 6 Culture Jamming & Appropriation Art (Guest Marshall Reese)

Watch before class:

- Ligorano & Reese (1995) Exposed and Debriefed (<https://www.facebook.com/photo.php?v=100410154761>)
- Baldwin, Craig. (1995) **Sonic Outlaws**, 87 min
- Ant Farm. (1976) The Eternal Frame (http://www.ubu.com/film/ant_farm_eternal.html)
 - Plus discussion of Eternal Frame as appropriation (<http://vimeo.com/53734504>)
- Pussy Riot
- Yes Men!
 - Bhopal Disaster - BBC - The Yes Men, Dec 3, 2005 (<http://www.youtube.com/watch?v=LiWlvBro9eI>)
 - World Trade Organization (<http://theyesmen.org/hijinks/wto>)

Read before class:

- Montalvo Art Center biography of Ligorano/Reese (http://montalvoarts.org/artist_groups/ligorano_reese/)

- Familiarize yourself with the 1994 Contract With America through Wikipedia (http://montalvoarts.org/artist_groups/ligorano_reese/), CNN (<http://www.youtube.com/watch?v=fSmVYqCqzkl>), and other sources
- AP News Archive (1995) Contract with American Underwear Rubs Republicans the Wrong Way (<http://www.apnewsarchive.com/1995/Contract-With-America-Underwear-Rubs-Republicans-the-Wrong-Way/id-6ee88bbee2530325df1cb04bb7ee27d5>)
- Dery, Mark (1993), **Culture Jamming: Hacking, Slashing and Sniping in the Empire of Signs**, Open Magazine Pamphlet Series (http://project.cyberpunk.ru/idb/culture_jamming.html)
- Aaron Peters, *The Communication Commons: resisting the recuperation of the internet by capital*, May 25, 2011 (<http://www.opendemocracy.net/ourkingdom/aaron-peters/communication-commons-resisting-recuperation-of-internet-by-capital>)
- Joy Garnett and Susan Meiselas, *On the Rights of Molotov Man, Appropriation and the Art of Context*, Harpers Magazine, Feb 2007

In class:

- Marshall Reese of *Ligorano/Reese* on Contract With America
- Culture Jamming
- Appropriation
 - *Prince v. Cariou* (2d Circuit 2013)
 - Sex Pistols rock posters (District Court)
 - Green Day videos (District Court)
- Situationist concepts of **Recuperation** (http://en.wikipedia.org/wiki/Recuperation_%28politics%29) and **Détournement** (<http://en.wikipedia.org/wiki/D%C3%A9tournement>)
- Exxon Hates Your Children (<http://exxonhatesyourchildren.com/>)

News

- Getty Images makes 35 million images free in fight against copyright infringement, British Journal of Photography, Mar 5, 2014 (<http://www.bjp-online.com/2014/03/getty-images-makes-35-million-images-free-in-fight-against-copyright-infringement/>)
- Congress Introduces Bill Entitling Visual Artists to Copyright Protections, Artslant, Feb 27, 2014 (<http://www.artslant.com/la/articles/show/38588>)
- New Legislation Seeks to Modernize Copyright Act to Benefit Songwriters, Billboard, Feb 25, 2014 (<http://www.billboard.com/biz/articles/news/publishing/5915717/new-legislation-seeks-to-modernize-copyright-act-to-benefit>)

Mar 13 More Culture Jamming & Appropriation Art (Guest: Craig Baldwin 6:30)

Before class read/view:

- Zryd, Michael. "Found Footage Film as Discursive Metahistory: Craig Baldwin's Tribulation 99." *The Moving Image*. Vol. 3 No. 2, (Fall 2003): 40-61
- Cox, David. **Spectres of the Spectrum: A Culture Jammer's Cinematic Call to Action** (<http://www.sniggle.net/Manifesti/notes.php>)
- Baldwin, Craig. (1999) **Spectres of the Spectrum**, 94 min

In class:

- **Gimme the Mermaid** (Negativland) on YouTube

Mar 20 Spring Break; No class

Mar 27 Copyrights & Copywrongs (Guest: Siva Vaidhyathan)

Before class read/view:

- Vaidhyathan's 2001 **Copyrights and Copywrongs: The Rise of Intellectual Property and How I Threatens Creativity**, read entire book (189 pages)
- Cory Doctorow, New American Foundation lecture (2010), **How Copyright Threatens Democracy** (95 min; 43 min without questions) <http://www.youtube.com/watch?v=bwheX8XAztM>

In class:

- Siva's Talk
- More general discussion of © issues
- more Negativland
 - Gimme the Mermaid (http://www.youtube.com/watch?v=a7EqYVPEq_c)
 - No Business (<http://www.youtube.com/watch?v=3nNI5ZsbXgk&index=2&list=PLD4F9763B9639CC6A>)
 - Negativland's Process (http://www.youtube.com/watch?v=T_X8hVNTS-I&list=PLD4F9763B9639CC6A)
- Influence of © Laws on Preservation
 - Migration/Emulation
 - Underlying Rights
- WIPO and international issues and implications

News:

- Deal Between Dish and Disney Seen as a Win for Both, NY Times, Mar 4, 2014 (<http://www.nytimes.com/2014/03/05/business/media/deal-between-dish-and-disney-seen-as-a-win-for-both.html>)
- A New Model for Music: Big Bands, Big Brands, NY Times, Mar 16, 2014 (<http://www.nytimes.com/2014/03/17/business/media/a-new-model-for-music-big-bands-big-brands.html>)

Apr 3 Open Access in the Academic and Library World (1 of 2)

Before class read/view:

- Suber's **Open Access**, remainder of book (p 49 through end)
- Eric Kansa, *It's the Neoliberalism, Stupid: Why instrumentalist arguments for Open Access, Open Data, and Open Science are not enough*, London School of Economics, Impact of Social Sciences initiative, 2014 (<http://blogs.lse.ac.uk/impactofsocialsciences/2014/01/27/its-the-neoliberalism-stupid-kansa/>)
- History of the formation of Public Library of Science (<http://www.plos.org/about/plos/history/>)
- Background and text of the Budapest Open Access Initiative (2001) (<http://www.budapestopenaccessinitiative.org/>)
- Association of Research Libraries, Scholarly Publishing and Academic Resources Coalition (SPARC), *About Us* (<http://sparc.arl.org/about>) and *Issues* (<http://sparc.arl.org/issues>)
- Association of Research Libraries, Scholarly Publishing and Academic Resources Coalition (SPARC), *Open Access* (<http://sparc.arl.org/issues/open-access>) and *Why Open Access* (<http://www.sparc.arl.org/resources/open-access/why-oa>)
- American Library Association, *Fair Use and Electronic Reserves* (<http://www.ala.org/advocacy/copyright/fairuse/fairuseandelectronicreserves>)
- American Library Association, Office of Information Technology Policy E-book Task Force, *Frequently Asked E-book Questions from Public Librarians* (2011) (http://www.ala.org/offices/sites/ala.org/offices/files/content/oitp/e-book_faq.pdf)
- Digital Book World, *Beyond the Headlines: E-books in Libraries of the Future* (2013) (<http://www.digitalbookworld.com/2013/beyond-the-headlines-e-books-in-libraries-of-the-future/>)
- Forbes Magazine, *What's New With Libraries And Ebooks? In Conversation With The American Library* (2013) (<http://www.forbes.com/sites/jeremygreenfield/2013/10/03/whats-new-with-libraries-and-ebooks-in-conversation-with-the-american-library-association/>)
- New California Laws on Open Educational Resources (OER), California SB 1052 and SB 1053
 - *California passes groundbreaking open textbook legislation* (2012) (<http://creativecommons.org/weblog/entry/34288>)
 - The Atlantic, *California Takes a Big Step Forward: Free, Digital, Open-Source Textbooks* (2012) (<http://www.theatlantic.com/technology/archive/2012/09/california-takes-a-big-step-forward-free-digital-open-source-textbooks/263047/>)
- Rob Kitchin, *Four critiques of open data initiatives*, London School of Economics, Impact of Social Sciences initiative, 2013 (<http://blogs.lse.ac.uk/impactofsocialsciences/2013/11/27/four-critiques-of-open-data-initiatives/>)

- Look over these cases
 - The publisher litigations against E-reserves
 - Cambridge UP, Oxford UP, & Sage v. Georgia State University (USA)
 - Access Canada v. York University (Canada); Israel (recently settled); New Zealand
 - Cambridge UP/Oxford UP/T&F v. Delhi University (India).
 - [Note: While they are in some cases publishers, the publishers were recruited as plaintiffs by CCC here in the US; I don't know but imagine something similar in India. Access Canada is Canada's equivalent of CCC.]
 - Publisher litigations against new textbook models
 - Boundless here in the US
 - Zookal textbook rental in Australia
 - *Wiley v. Kirtsaeng* (2013).
 - Publishers against authors: Elsevier takedowns.

In class:

- No Office Hours next week
- Report from Copyright session at yesterday's Orphans Film Symposium (<http://www.nyu.edu/orphanfilm/orphans9/9program.php>) in Amsterdam [including the European Community's FORWARD Project (http://ec.europa.eu/internal_market/copyright/orphan_works/index_en.htm), and yesterday's Congressional Hearings on copyright (<http://www.ala.org/news/press-releases/2014/04/fair-use-advocate-testify-behalf-libraries-house-judiciary-hearing>)] and general background on Orphan Works
- The broken Academic Publishing model & impact on libraries
- Approaches: Repositories (Green) & Open Access Journals (Gold)
- SPARC
- The Budapest Initiative
- PLoS
- Government funding for scientific research and the move first to Open Access then to
 - Mandates from NSF, NIH, Wellcome, etc. lead to Open Data and data preservation, data curation, and knowledge management
 - culminating in Feb 2013 White House mandate (<https://petitions.whitehouse.gov/response/increasing-public-access-results-scientific-research>),
- 2 Critiques of Open Data (Kitchen, Kansa)
- Electronic Reserves
- The Digital Paradox: How Copyright Laws Keep E-Books Locked Up, Spiegel Online, Mar 28, 2014

(<http://www.spiegel.de/international/zeitgeist/how-copyright-laws-prevent-easy-sharing-of-e-books-a-961333.html>)

- E-Books
- Catch-up from previous weeks (Siva's aside on Apps marking end of innovation on Internet, Negativland, articles, etc.)
- Suber's Open Access
- Open Content Alliance (<http://www.opencontentalliance.org/>) vs Google Books

News

- Libraries Test a Model for Setting Monographs Free, Chronicle of Higher Education, April 3, 2014 (<http://chronicle.com/blogs/wiredcampus/libraries-test-a-model-for-setting-monographs-free/51455>)
- Announced March 28: Open Access Maps at NYPL (<http://www.nypl.org/blog/2014/03/28/open-access-maps>)
- Motherboard, Peru's DVD Pirates Have Exquisite Taste, (<https://www.youtube.com/watch?v=NNrGA6UqXS4>)
- Robin Feldman, Slowing the Patent Trolls, NY Times Op-Ed, Mar 28, 2014 (<http://www.nytimes.com/2014/03/29/opinion/slowing-the-patent-trolls.html>)
- TV Series Is Criticized in Handling of Deceased, NY Times, Mar 28, 2014 (<http://www.nytimes.com/2014/03/29/arts/television/tv-series-is-criticized-in-handling-of-deceased.html>)
- Tomorrow—**404 Day: EFF Day of Action Against Censorship in Libraries and Schools** (<https://www.eff.org/deeplinks/2014/03/404-day-day-action-against-censorship-libraries-and-schools>)
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Apr 10 Creating Film & Media Works (Howard via Skype)

Before class read/view:

- Society for Cinema and Media Studies (2008) **Statement of Best Practices in Fair Use in Teaching for Film and Media Educators**, Cinema Studies Journal 47:2, Winter
http://c.ymcdn.com/sites/www.cmstudies.org/resource/resmgr/files/scms_teaching_statement_-_20.pdf
- Society for Cinema and Media Studies' Statement of Fair Use Best Practices for Media Studies Publishing <https://c.ymcdn.com/sites/cmstudies.site-ym.com/resource/resmgr/docs/scmsbestpractices4fairuseinp.pdf>
- **Documentary Filmmakers' Statement of Best Practices in Fair Use** (Nov 2005) <http://www.cmsimpact.org/fair-use/best-practices/documentary-filmmakers-statement-best-practices-fair-use>
- American University (June 2008) **Code of Best Practices in Fair Use for Online Video** <http://www.cmsimpact.org/fair-use/related-materials/codes/code-best-practices-fair-use-online-video>

In class:

- Guest: Jeff Ubois (<http://www.macfound.org/about/people/113/>), MacArthur Foundation Program Officer & co-founder of Personal Digital Archiving Conference. Has written for MIAP about television archiving, and was likely the first American employee of the PrestoCentre (<https://www.prestocentre.org/about-us>) dedicated to audiovisual preservation and digitization
- Personal Digital Archiving Conference
- Copyright and Fair Use issues for filmmakers
- Copyright and Fair Use issues for cinema scholars
 - <https://drive.google.com/?tab=mo&authuser=0#folders/0B3lheS5Z65a4WHJaNWpGWG5IeTA>
 - <http://www.davidbordwell.net/blog/2008/04/23/fair-is-still-fair-and-more-so/>
 - <http://www.davidbordwell.net/blog/2013/10/30/our-new-e-book-on-christopher-nolan/>
 - <https://indiancine.ma/BXG/editor/B>
- Discussion and feedback on group website projects
- Negativland videos
- Viral Spiral

Apr 17 Protecting The Commons (Guest: David Bollier 7:30)

Before class read:

- Bollier's **Viral Spiral**, A Viral Spiral of New Commons, Conclusion (pp 227-end)

In class:

- Radical Archive Conference (<http://www.nyu-apastudies.org/2012/event/radical-archives/>)
- Personal Digital Archiving Conference (<http://visions.indstate.edu/pda2014/conference-program.html>)
- Presentation of Group project websites (approx. 15 minutes each)
- Pad.ma discussions
 - <https://pad.ma/KQ/editor/Y>
 - <https://pad.ma/BWU/editor/01:15:00.240>
- Contract law (like Arbitration) replacing legal rights
 - When 'Liking' a Brand Online Voids the Right to Sue, NY Times, Apr 17, 2014 (<http://www.nytimes.com/2014/04/17/business/when-liking-a-brand-online-voids-the-right-to-sue.html>)
-

Apr 24 Open Access in the Academic and Library World (2 of 2) (Guest: Laura Quilter)

Complete the readings assigned for the April 3 class. In addition,

Before class read/view:

- Yale University, Information Society Project Initiatives, Access to Knowledge (<http://www.yaleisp.org/access-knowledge>)
- Open Knowledge Foundation (<http://okfn.org/>)
- Jeff Lilburn, Commercial Social Media and the Erosion of the Commons: Implications for Academic Libraries, Libraries and the Academy, Volume 12, Number 2, April 2012, pp. 139-153
- Cushla Kapitzke, Rethinking Copyrights for the Library through Creative Commons Licensing, Library Trends, Volume 58, Number 1, Summer 2009, pp. 95-108

In class:

- Global equity issues
 - WIPO Development Agenda
 - A2K--The Access to Knowledge Movement
 - Copy South: Issues of Copyright in the Global South (<http://copysouth.org/portal/node/1>)
 - "An Alternative Primer on National and International Copyright Law in the Global South" (summary at http://questioncopyright.org/copysouth_primer)
 - Balancing Traditional Cultural Expression (TCE)
- WIPO passage of an accessibility exception in copyright law
- Green vs Gold Open Access
- News
 - F.C.C., in a Shift, Backs Fast Lanes for Web Traffic, NY Times, Apr 24, 2014 (<http://www.nytimes.com/2014/04/24/technology/fcc-new-net-neutrality-rules.html>)
 - Demand Progress (http://act.demandprogress.org/sign/fcc_net_neutrality/)
 - Public Knowledge (<http://www.publicknowledge.org/news-blog/press-release/public-knowledge-statement-on-updated-net-neutrality-rules>)
 - A Contradiction at the Heart of the Web: Companies Using Open Sources Software are doing little to support it, NY Times, Apr 19, 2014 (<http://www.nytimes.com/2014/04/19/technology/heartbleed-highlights-a-contradiction-in-the-web.html>)
 - Big Labels Take Aim at Pandora on Royalties, NY Times, Apr 17, 2014 (<http://www.nytimes.com/2014/04/18/business/media/lawsuit-against-pandora-seeks-royalties-for-golden-oldies.html>)
 - Music Industry Pushes Unified Message on Compensation, NY Times, April 2, 2014 (<http://www.nytimes.com/2014/04/02/business/media/a-fractious-music-industry-lobby-looks-to-strike-a-note-of-accord.html>)

- Years After a Bitter Fight, Prince and Warner Bros. Make a New Deal, NY Times, April 18, 2014
(<http://artsbeat.blogs.nytimes.com/2014/04/18/years-after-a-bitter-fight-prince-and-warner-brothers-make-a-new-deal/>)
- Apple and Samsung Reprise Patent Fight (With Google a Shadow Presence), NY Times, April 1, 2014
(<http://www.nytimes.com/2014/04/02/technology/apple-and-samsung-reprise-patent-fight-with-google-a-shadow-presence.html>)
- Joe Nocera, The Apple Chronicles, NY Times Op-Ed, April 11, 2014
(<http://www.nytimes.com/2014/04/12/opinion/nocera-the-apple-chronicles.html>)
- Joe Nocera, Greed and the Wright Brothers, NY Times Op-Ed, April 19, 2004 (<http://www.nytimes.com/2014/04/19/opinion/nocera-greed-and-the-wright-brothers.html>)

May 1 Pushing Back Against Copyright Maximalism: Efforts within the System, Piracy, and Hacktivism

Before class watch:

- Brian Knappenberger (2012) **We Are Legion** (93 min)
- Kembrew McCleod & Jeremy Smith (2007) **Freedom of Expression: Resistance & Repression in the Age of Intellectual Property**, Media Education Foundation (60 min)

Before class read:

- Within the System
 - The Music Industry
 - Courtney Love Does the Math, Salon, 2000
(http://www.salon.com/2000/06/14/love_7/)
 - WNYC's On the Media, *Facing the (Free) Music*, 2009
(<http://www.onthemedial.org/story/132704-facing-the-free-music/>) 13 min audio recording
 - Pr for David Meerman Scott's *Marketing Lessons from the Grateful Dead*
(<http://www.davidmeermanscott.com/books/marketing-lessons-from-the-grateful-dead/>)
 - Future of Music Coalition, *New Business Models ...and how musicians, labels and songwriters are compensated*
(<https://futureofmusic.org/article/article/new-business-models>)
 - Mike Masnick, *The Future Of Music Business Models (And Those Who Are Already There)*, TechDirt, 2009
(<http://www.techdirt.com/articles/20091119/1634117011/future-music-business-models-those-who-are-already-there.shtml>)
 - Joanna Demers . *Steal This Music: How Intellectual Property Law Affects Musical Creativity*. Athens, GA: University of Georgia Press, 2006, *Introduction*

- Fred von Lohmann, Fair Use As Innovation Policy, Berkeley Technology Law Journal 23:1, 2008
- Librarians fight back : ARL Code of Best Practices for Fair Use in Academic and Research Libraries
- Academics in revolt : Something about the Cost of Knowledge boycott against Elsevier; the editorial board of Journal of Library Mgt jumping ship from Taylor & Francis in protest over their author agreements; the math journal from a few years ago ... etc.
- The effort to get authors to protect their own rights
 - Association of Research Libraries, Scholarly Publishing and Academic Resources Coalition *Author Rights: Using the SPARC Author Addendum to secure your rights as the author of a journal article* (<http://www.sparc.arl.org/resources/authors/addendum>) (and review the text of the addendum)
- Through the Courts--new strands in "transformative" works (incl metadata and massive copying)
 - Google Books Case
 - Hathi Trust Case
 - Georgia State Case--electronic course reserves
 - Tools/software with transformative uses
 - -SHAZAM
 - -TurnItIn
 - -N-Gram viewer
 - -IA Television Archive geo-mapping places mentioned in US TV news (http://archive.org/tvgeo/tvgeo_geosearch.html)
- Readings on NSF/NIH Open Access mandates
 - Association of Research Libraries, *Public Access Policies* (<http://www.arl.org/focus-areas/public-access-policies>)
 - SPARC, Complying with the NIH Public Access Policy - Copyright Considerations and Options (<http://www.sparc.arl.org/resources/papers-guides/nih-copyright>)
 - A (Publishing) House Divided: Scholarly Publishers in Support and Opposition to Public Access to Research (<http://www.slaw.ca/2009/03/18/a-publishing-house-divided-scholarly-publishers-in-support-and-opposition-to-public-access-to-research/>)
 - Open Access Mandates: Ensuring Compliance (<http://poynder.blogspot.com/2012/05/open-access-mandates-ensuring.html>)
 - NIH Public Access Policy (Address ©, Determine Applicability) (<http://publicaccess.nih.gov/policy.htm>)
 - National Science Foundation Collaborates with Federal Partners to Plan for Comprehensive Public Access to Research

Results, Feb 22, 2013

(http://www.nsf.gov/news/news_summ.jsp?cntn_id=127043)

- NSF Public Access Initiative
(http://www.nsf.gov/about/budget/fy2014/pdf/45_fy2014.pdf)

- Outside the System
 - Readings on Transgression in Ted Gornelios, David J. Gunkel (eds) (2011) *Transgression 2.0: Media, Culture, and the Politics of a Digital Age*, Bloomsbury Press:
 - 1. Richard Edwards - Flip the Script: Political Mashups as Transgressive Texts
 - 2. David Gunkel - Audible Transgressions: Art and Aesthetics after the Mashup
 - 3. Mark Amerika - Source Material Everywhere [[G.]Lit/ch RemiX]: A Conversation with Mark Amerika
 - 14. Debra Shaw - Monsters in the Metropolis: Pirate Utopias and the New Politics of Space

In class:

- ALA approach: Section 108 vs Fair Use vs WIPO Limitations and Exceptions
- Other group choices
 - Lobbying
 - Court challenges
 - Building grassroots movements
 - Individual/small-group transgressions, hacking
 - Illegal Art Exhibit—Stay Free! (<https://archive.org/details/ill-art>)
 - New Business models
- Groups organized to fight
 - Public Knowledge (<http://www.publicknowledge.org/>)
 - Demand Progress (<http://www.demandprogress.org/>)
 - Electronic Frontier Foundation (<https://www.eff.org/>)
 - Library Copyright Alliance (<http://www.librarycopyrightalliance.org/>)
- News
 - Facebook to Let Users Limit Data Revealed by Log-Ins, NY Times, May 1, 2014
(<http://www.nytimes.com/2014/05/01/technology/facebook-to-let-users-limit-data-revealed-by-log-ins.html>)
 - Stern Talk From Chief of F.C.C. on Open Net, NY Times, May 1, 2014 (<http://www.nytimes.com/2014/05/01/business/media/fcc-chairman-says-broadband-competition-is-lacking.html>)
 - Welcome to the Haiyatt. In China, It's Not the Hotel It Sounds Like, NY Times, April 28, 2014
(<http://www.nytimes.com/2014/04/29/business/international/sound-alike-hotels-in-china-borrow-western-brands-prestige.html>)
 - Two Rulings May Curb Lawsuits Over Patents, NY Times, April 30, 2014 (<http://www.nytimes.com/2014/04/30/business/two-rulings-may-curb-lawsuits-over-patents.html>)

- Europe's Antitrust Chief Censures Google's Motorola Mobility Over Key Patents, NY Times, April 30, 2014
(<http://www.nytimes.com/2014/04/30/business/international/europes-antitrust-chief-censures-google-motorola-mobility-but-stops-short-of-a-fine.html>)
- Author of the Book 'Gravity' Sues Warner Bros. Over Credit, NY Times, April 29, 2014
(<http://www.nytimes.com/2014/04/30/business/media/author-of-the-book-gravity-sues-warner-bros-over-credit.html>)

May 8 no class; work on finishing your final paper/project

Other Information

Course Number/Titles/Departments:

TSOA Cinema Studies, Free Culture and Open Access, Section 001 SP14_CINE-GT_1611_1_001

TSOA Cinema Studies, Free Culture & Open Access, Section 001 SP14_CINE-UT_611_1_001

TSOA Cinema Studies, Free Culture & Open Access, Section 002 SP14_CINE-UT_611_1_002

GSAS Dramatic Art Dept, Topics: Dramatic Lit, Section 001 SP14_DRLIT-UA_971_1_001

GSAS, English Dept, Topics in Digital Humanities, Section 001 SP14_ENGL-GA_1972_1_001

TSOA, Office of Special Programs, Free Culture and Open Access, Section 001 SP14_OART-GT_2300_1_001

TSOA, Office of Special Programs, Free Culture and Open Access, Section 001 SP14_OART- UT_1300_1_001

Tisch Plagiarism Advisory:

Plagiarism is presenting someone else's work as though it were your own. More specifically, plagiarism is to present as your own: A sequence of words quoted without quotation marks from another writer or a paraphrased passage from another writer's work or facts, ideas or images composed by someone else. Much of this class deals with the culture of borrowing or building upon the work of others. Sometimes there is a fine line between building upon the work of others and representing the work of others as your own work. If you have any doubts at all, it is best to acknowledge and give credit to your sources.

The core of the educational experience at the Tisch School of the Arts is the creation of original academic and artistic work by students for the critical review of faculty members. It is therefore of the utmost importance that students at all times provide their instructors with an accurate sense of their current abilities and knowledge in order to receive appropriate constructive criticism and advice. Any attempt to evade that essential, transparent transaction between instructor and student through plagiarism or cheating is educationally self-defeating and a violation of Tisch School of the Arts community standards. For all the details on plagiarism, please refer to page 10 of the Tisch School of the Arts, Policies and Procedures Handbook 2013-2014, which can be found online at: <http://students.tisch.nyu.edu/page/home.html>

You are encouraged to read additional texts and to discuss the issues of this course and your papers with others; but if you use ideas that come from others, you must acknowledge their help. It is always better to err on the side of acknowledging other people than to fail to do so.

Anyone caught plagiarizing will fail the course. In addition, violations of academic integrity, including plagiarism, call for disciplinary action through the University.

Accessibility:

Academic accommodations are available for students with documented disabilities. Please contact the Moses Center for Students with Disabilities at 212-998-4980 for further information.

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