FIRST ASSIGNMENT

<table>
<thead>
<tr>
<th>Week</th>
<th>Date</th>
<th>Class</th>
<th>Reading Assignment</th>
<th>Topics</th>
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<tr>
<td>1</td>
<td>1/23</td>
<td>1a</td>
<td>pp. 1-24 - Parts A and B of Chapter One, “Introductions”</td>
<td>Introduction and Exploration of Rationale for Copyright</td>
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<tr>
<td></td>
<td></td>
<td>1b</td>
<td>pp. 33-36, 39 – 48, 55 –65</td>
<td>Fixation, Originality</td>
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We will likely spend more time on the second half of the reading (1b).

SYLLABUS

1. Communication

Office Hours: Tuesday 2:00 – 4:00. I am available at other times by appointment, but I make a special effort to keep my schedule open and to be present for walk-ins during office hours. If my scheduled office hours do not work for you, then please call or e-mail to set up a mutually convenient appointment.

You can reach me by email at mschultz@siu.edu. Please put the words “COPYRIGHT CLASS” in the subject of your e-mail. It will be guaranteed to filter into one of my priority email folders. You can also reach me on my mobile at 618-713-7056 (text preferred in most circumstances).

2. Required Text, Reading Assignments, and Web Pages

Brauneis & Schecter, Copyright: A Contemporary Approach (1st ed. 2012)

I will supplement the readings from time to time with additional required material that will be available as a handout or (most likely) via D2L.

We will be using D2L in this class rather than TWEN.

3. Course Objectives

I have two general goals for this course: The first is to teach you both the broad scope and some of the fine points of US copyright law. The second is to work on legal analysis skills.

With respect to subject matter, note that I said some of the fine points of US copyright law. It is neither practical nor useful to try to cover the entirety of this often specialized body of law. Instead, we will (1) master the basic principles; (2) delve into laws covering certain specific industries; and (3) explore current controversies that illuminate the nature of copyright law (e.g., the ongoing controversies over file sharing, remote delivery of content, and other changes to existing business models).
Copyright law is a good subject for honing legal analysis skills. The rules are simple, but it takes real understanding to apply them. For example, I can easily tell you the “test” for copyright infringement: When a new work is substantially similar to an earlier work. The real question is how does a court determine substantial similarity? This is where a lawyer’s judgment and skills as an advocate come into play. These are skills that any lawyer needs; in this context copyright law is just a tool for practicing them.

Therefore, we will emphasize legal analysis in this class. While you absolutely need to know the rules, we will not spend our time teasing the rules out of cases. That is an important skill every lawyer must learn, but it is only a starting point. The good news is that I will not hide the ball.

4. Assessment

a. Participation. 10% of final grade. There will be an in-class exercise to fulfill the WAC requirement. This will count toward participation.

b. Midterm & Final. 45% of final grade each. Short essay & multiple choice questions.
   Midterm to be held during class period on 3/20
   Final, Saturday, May 6, 2017 at 8:15

5. Absences & Class Preparation

You are all familiar with the school’s attendance policy. Since this class meets twice a week, you are permitted 6 absences.

If you have not prepared for class, do not sign the attendance sheet. Doing so if not prepared would constitute academic dishonesty. If you are unprepared, you may “note out” by leaving a slip of paper at the front. I will not call on you – but you should not sign the attendance sheet and it will count as an absence, with all the resulting consequences.

Excessive absences without excuse will result in withdrawal from the class.

In consultation with the Associate Dean, I may at my discretion and/or as required by law and school policy make exceptions to the foregoing on a case-by-case basis to accommodate disabilities or other extraordinary circumstances, including, but not limited to illness or death in the family.


I grant you limited, non-transferable permission to record the class on your own or a fellow student’s behalf for the sole purpose of preparing for this class and the assignments associated with it, but you must inform me beforehand. You may distribute any such recording solely to your classmates currently enrolled in the present semester of this class. You may not perform,
distribute, or make available such recording publicly. It is an infringement of both copyright law and the SIU Law Honor Code to create or distribute such recordings in violation of the limited license granted to you in this paragraph. [Honor Code I.E.1.g]. Reviewing a recording does not excuse an absence.

7. **Workload Expectations.** The American Bar Association standards for accrediting law schools contain a formula for calculating the amount of work that constitutes one credit hour. According to ABA Standard 310(b)(1), “a “credit hour” is an amount of work that reasonably approximates: (1) not less than one hour of classroom or direct faculty instruction and two hours of out-of-class student work per week for fourteen weeks, or the equivalent amount of work over a different amount of time.” This is a 3-credit hour class. The amount of assigned reading and out of class preparation should take you about 6 hours for the week. All told, applying the ABA standard to the number of credits offered for this class, you should plan on spending an average of 9 hours per week (3 in class and 6 preparing for class) on course-related work.

8. **Standard Notices.**

**Emergency Procedures.** Southern Illinois University Carbondale is committed to providing a safe and healthy environment for study and work. Because some health and safety circumstances are beyond our control, we ask that you become familiar with the SIUC Emergency Response Plan and Building Emergency Response Team (BERT) program. Emergency response information is available on posters in buildings on campus, available on BERT’s website at www.bert.siu.edu, Department of Safety’s website www.dps.siu.edu (disaster drop down) and in Emergency Response Guideline pamphlet. Know how to respond to each type of emergency.

Instructors will provide guidance and direction to students in the classroom in the event of an emergency affecting your location. It is important that you follow these instructions and stay with your instructor during an evacuation or sheltering emergency. The Building Emergency Response Team will provide assistance to your instructor in evacuating the building or sheltering within the facility. If you have any questions about emergency procedures, please contact Judi Ray (judiray@siu.edu).

**Disability Policy.** Disability Support Services provides the required academic and programmatic support services to students with permanent and temporary disabilities. DSS provides centralized coordination and referral services. To utilize DSS services, students must come to the DSS to open cases. The process involves interviews, reviews of student-supplied documentation, and completion of Disability Accommodation Agreements. http://disabilityservices.siu.edu/. Upon completion of a Disability Accommodation Agreement with DSS, students should bring the agreement to the School of Law Registrar’s Office to ensure the School of Law provides the proper classroom and examination accommodations.

**Saluki Cares.** The purpose of Saluki Cares is to develop, facilitate and coordinate a university-wide program of care and support for students in any type of distress—physical, emotional, financial, or personal. By working closely with faculty, staff, students and their families, SIU will continue to display a culture of care and demonstrate to our students and their families that they are an important part of the community. For Information on Saluki Cares: (618) 453-5714, or siucares@siu.edu, http://salukicares.siu.edu/index.html. At the School of Law, Assistant Dean Judi Ray is also available to help students access university resources. Her email is judiray@siu.edu, and her phone number is 618-453-3135.