Subject: Another DRM Issue Brewing
Posted by elektratig on Tue, 03 Jan 2006 13:10:58 GMT
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Sony was raked over the coals. Now here's a new one. Virgin has issued a Coldplay CD that may not play CD's on computers or anything other than a "standard" CD player. The only notice you receive becomes available only after you purchase and open the CD. Lawsuit anyone?I've linked to a legal blog rather than the underlying boingboing entry because the comments may shed more light on the viability of a suit.By the way, MB, any suits will almost certainly be based on good ol' state contract and consumer protection laws.
Coldplay CD DRM Issue

Subject: Re: Another DRM Issue Brewing
Posted by Manualblock on Wed, 04 Jan 2006 12:18:28 GMT
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Yes; too bad. What they need to do is overhaul the whole copyright system. In this modern age why should the laws be more strict than they were in our day? It certainly is not helping the music industry sales.Goes back to feeding only the most lucrative outlets while stifling creativity.And I believe that extends right on down the line. Some one has to take a stand against protectionist legalities that transcend logic.Thanks for the link E-Man; I appreciate that.

Subject: Re: Another DRM Issue Brewing
Posted by lon on Sat, 07 Jan 2006 14:54:38 GMT
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A couple years ago I started to read the books by Lawrence Lessig.He lays out the reasoning for changing all the copyrightprotectionism and puts to rest the issues of personal useas defined by the original intent of the law.To the point of stifling creativity, start out with hislatest book called Free Culture first.

Subject: Re: Another DRM Issue Brewing
Posted by Manualblock on Mon, 09 Jan 2006 01:52:44 GMT
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Thanks Lon; I am going to request that book from the library; I am due for something new to read. Just finished re-reading From Here To Eternity.

Subject: Re: Another DRM Issue Brewing
Posted by lon on Mon, 09 Jan 2006 02:41:06 GMT
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For a subject that sounds _this_ boring, I found I couldn't putdown Lessig's books. Well all except the first one in this seriesin which the type is really tiny. That one was released only inpaperback. I'm hoping for a reprint in Large Type edition.Lessig has argued cases on the subject before the Supreme Court.Interestingly he was a clerk for Supreme Court Justice Antonin "Fat Tony" Scalia before assuming a professorship in California.I know this is more than you want to know. But what the 3 books comprise is the discussion of the three layers of information which the advent of the internethas created and for which most previous case law does notaccount. There is the Code Layer, the Bandwidth layer--which is the transfer medium and the Content layer. Free Culture is about the content layer.

Subject: Re: Another DRM Issue Brewing
Posted by Manualblock on Mon, 09 Jan 2006 16:16:40 GMT
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Au Contrair'; thats exactly what I want to know and I appreciate the lead. Since this forum seems headed for a continous re-play of past greivances culminating in some kind of legal action then the best thing I can see to do is become informed regarding exactly what is at issue."Fat Tony"; thats a good one. I watched on C-Span an interview/talk segment involving Souder and Scalia. It lasted about an hour and was truely interesting. This was a freewheeling style of conversational interview and both personalities really came across. Frustrating to see a personality that cannot give an inch or even acknowledge the other side has any validity in their arguments. Scalia is bright but stuck on certain beliefes that he can't seem to adjust or tweak even when his position is weak and the opposing arguments are completely overwhelming.He is a clever guy though.

Subject: Re: Another DRM Issue Brewing
Posted by lon on Mon, 09 Jan 2006 21:02:14 GMT
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Lessig is a clever guy too.What the books do is challenge the assumption of 'what is right'or legal.I truly believe this has to do with things we are are taught frompaternalistic households. And so the questions such as "Isn't copying stealing?" and "Well doesn't the author deserve to control all aspectsof his product forever (96 years currently under the Sonny Bonocopyright law)?" The answers here Lessig carefully deconstructs to show how creativity in the commons of human discourse and the foundingprinciples in the Constitution based on English Common Law providefor sharing information in ways that have been legislated out of existence by our toadies in Congress.The central concept is Fair Use.If the heirs of Stan Getz refuse to release the musician's worksfor reprint simply because the royalties are enough to live off of indefinately then

those works stay out of the public domain--you and I can't hear them. Limiting copyright and the renewal of copyright (93 percent of which is _lost_ to time) means thatarchivists have Fair Use of the remaining original works andduplication for non resale purposes such as the internet makespossible at the expiration of copyright is not illegal.Lessig has a webite called Creative Commons in which newcopyright schemes allow for greater freedom of the creative artist.You will see (cc) turn up on various documents on the net.Lessig's point in doing this work is that a great amount of created material (that 93 percent up there) is willfully heldout of the public domain which is not in the spirit of the law.He also tells how Walt Disney built the character of Mickey Mouseon the filmwork from Buster Keaton. Needless to say Buster Keatonwho played Steamboat Bill never got a dime from Disney's interpretation called Steamboat Willie with a mouse as the steamboatcaptain.

Subject: Re: Another DRM Issue Brewing
Posted by Manualblock on Mon, 09 Jan 2006 22:22:24 GMT
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Now you got me. This is what I have felt all along to be true. Let me do some reading; I knew someone out there had to be making some sense around this issue. Sir Issaac Newton should have held the royalties for the Calculus and passed it down to his heirs; we would still be using the Abacus to calculate and quantify.

Subject: Re: Another DRM Issue Brewing
Posted by lon on Mon, 09 Jan 2006 23:16:23 GMT
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The titles are "Code and Other laws of Cyberspace"and "The Future of Ideas: The fate of the commons in a connected world."I believe that Lessig's case involved the concept of online bookswhich the guy made from public domain works such as Shakespeareand Coleridge.

Subject: Re: Another DRM Issue Brewing
Posted by Manualblock on Mon, 09 Jan 2006 23:20:26 GMT
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There is a article listed concerning his speech on the possibility of Scalia becoming chief justice but it won't load. I get an error message.Looks like interesting stuff.

Subject: Re: Another DRM Issue Brewing
Posted by lon on Tue, 10 Jan 2006 04:07:05 GMT
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Are you at Creative Commons or where?I have not heard Lessig speak. I'd give a shot at trying to loadit.

Subject: Re: Another DRM Issue Brewing
Posted by Manualblock on Tue, 10 Jan 2006 14:26:52 GMT
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The Scalia article is on Lessig.org; scroll down about 6or8 articles and it's there.Thanks BTW; I am finding this very absorbing.

Subject: Re: Another DRM Issue Brewing
Posted by lon on Thu, 12 Jan 2006 04:17:58 GMT
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It's absorbing as hell. Trouble is you can't do anything about it

Subject: Re: Another DRM Issue Brewing
Posted by Manualblock on Thu, 12 Jan 2006 15:34:24 GMT
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Ya gotta be a rebel. And contribute to the cause when you can.

Subject: Re: Another DRM Issue Brewing
Posted by lon on Thu, 12 Jan 2006 18:23:54 GMT
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That's what the p2p file sharing stuff is all about.It's important to archive those recordings that are no longerin production and have virtually no hope and will likley belost to time.My singular project for learning to digitize audio was a recordingi first heard in the 70's on radio. I had airchecked

severaltracks off the radio from a program on which I knew the dj.It was a late night jazz show, so he let an extended number oftracks run.time passes and in the early 90's I learn how to use Usenetnewsgroups and discuss music there. The subject of that rarerecording comes up and a fellow in englanf offers to sendme a full cassette of the album.Years after that I managed to get that 3rd generation audiocassette onto computer files and use some of the earlyp2p progs. to get it online.Other people should be doing the same, but frankly the p2pworld is a bust-- mostly leechers who will grab your files andleave an empty directory for you to download. I got away from the p2p programs not out of fear but out of frustration.Bittorrents are much better but I don't really know how to build my own bittorrent files yet. Bittorrent is distributedcomputing meaning that many computers are accessing elementsof files at the same time. This is called a 'swarm'. What itmeans is that leechers only don't get much.That album by the way is called "Double Impact". It'sa suite of works written by the German Bandleader Vic Schoenefor two bigbands. Les Brown's band is the other orchestraplaying on the album. I still think it's one of the bestsets of big band arrangements I've ever heard which areall originals.This is part of my 'oral history'. It's only because I keep thesememories that the work survives, so far as I know.