

Class 4: "Authorization" by Norms, and Lori Drew

Administrative

Next Time: (after Labor Day) 83-107 and USC 1030(a)(5)

Plus provisions of 1030(c) that refer to (a)(5)
 Read (a)(5) from the supplement.
 Skim the first part of the assignment (83-86, before Middleton) and note how statute has changed.

News Wednesdays

Ben Bernanke's Identity Stolen! 🌐

Jodie: Are stoves protected computers? 🇪🇺

Last Time

"Authorization" Generally

In the text

Two forms

"without authorization"

"exceeds authorized access" 📄

- (1) Both
- (2) Both
- (3) Without
- (a) (4) Both
- (5) Without
- (6) Without
- (7) Mixed

Three ways

- By Code Passwords
- By Contract Terms of Service
- By Norms

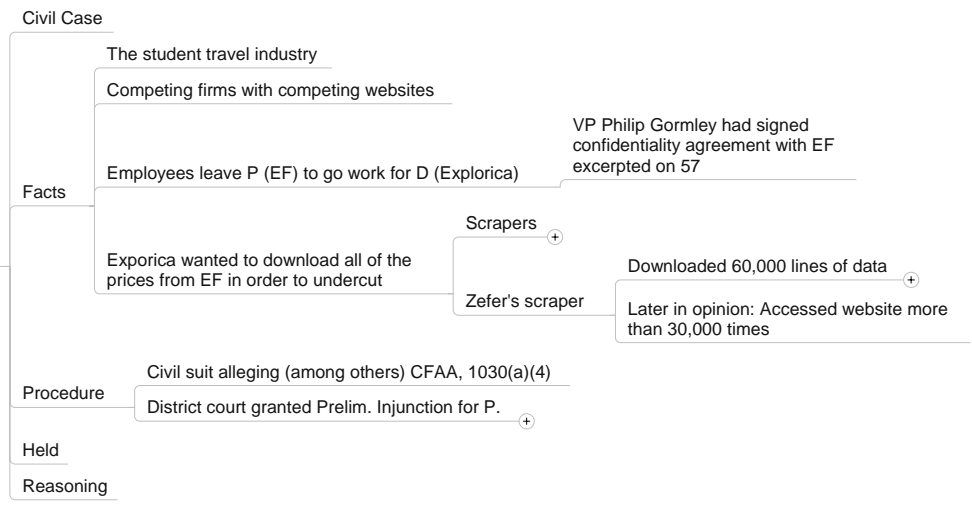
Try not to confuse

Normative
 Descriptive What did Congress intend?
 The void for vagueness discussion might blur these two together a bit.

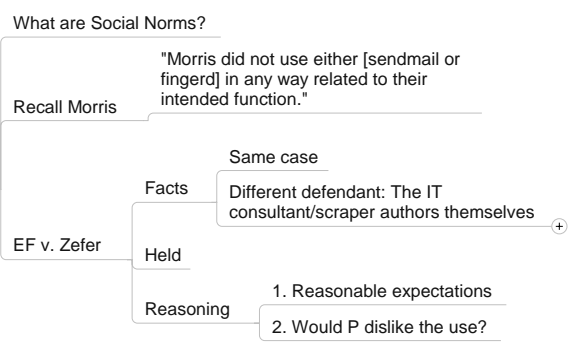
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Last Time

"Authorization" by Contract EF Cultural Travel v. Zefer

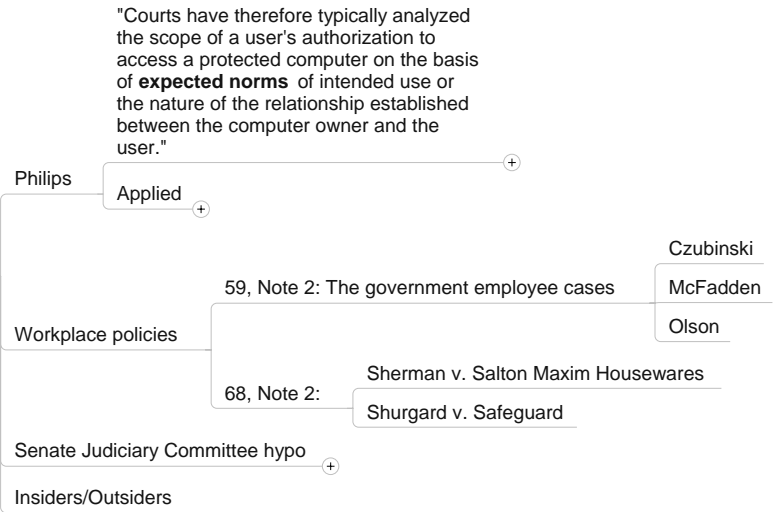


Norms-Based

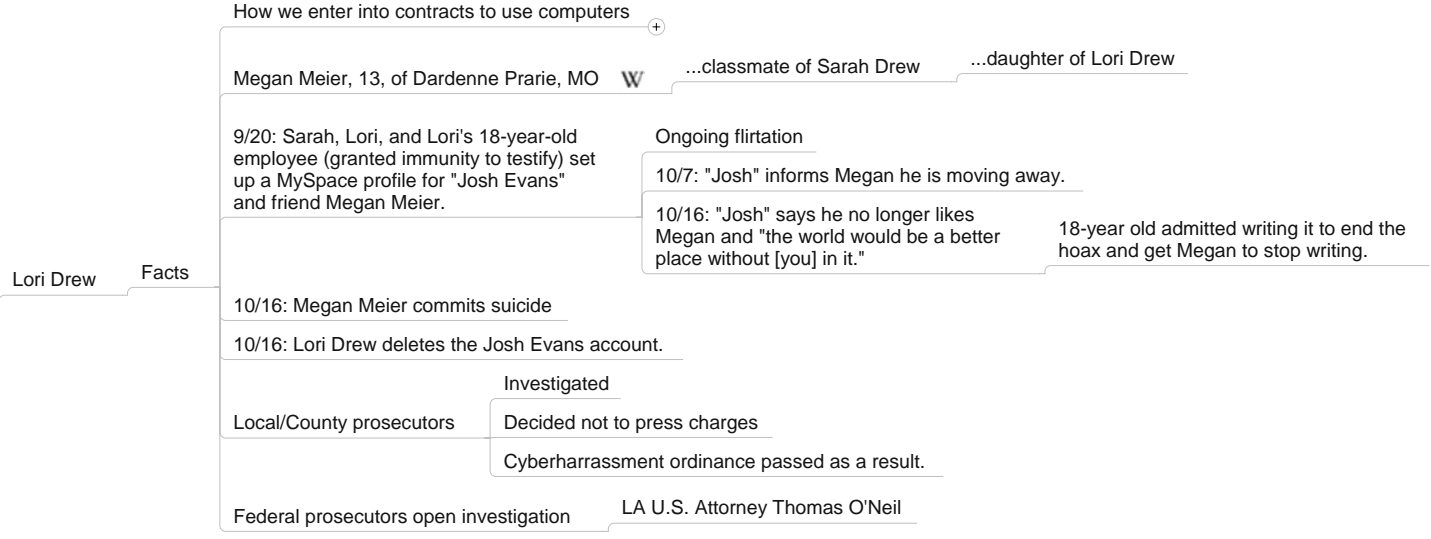


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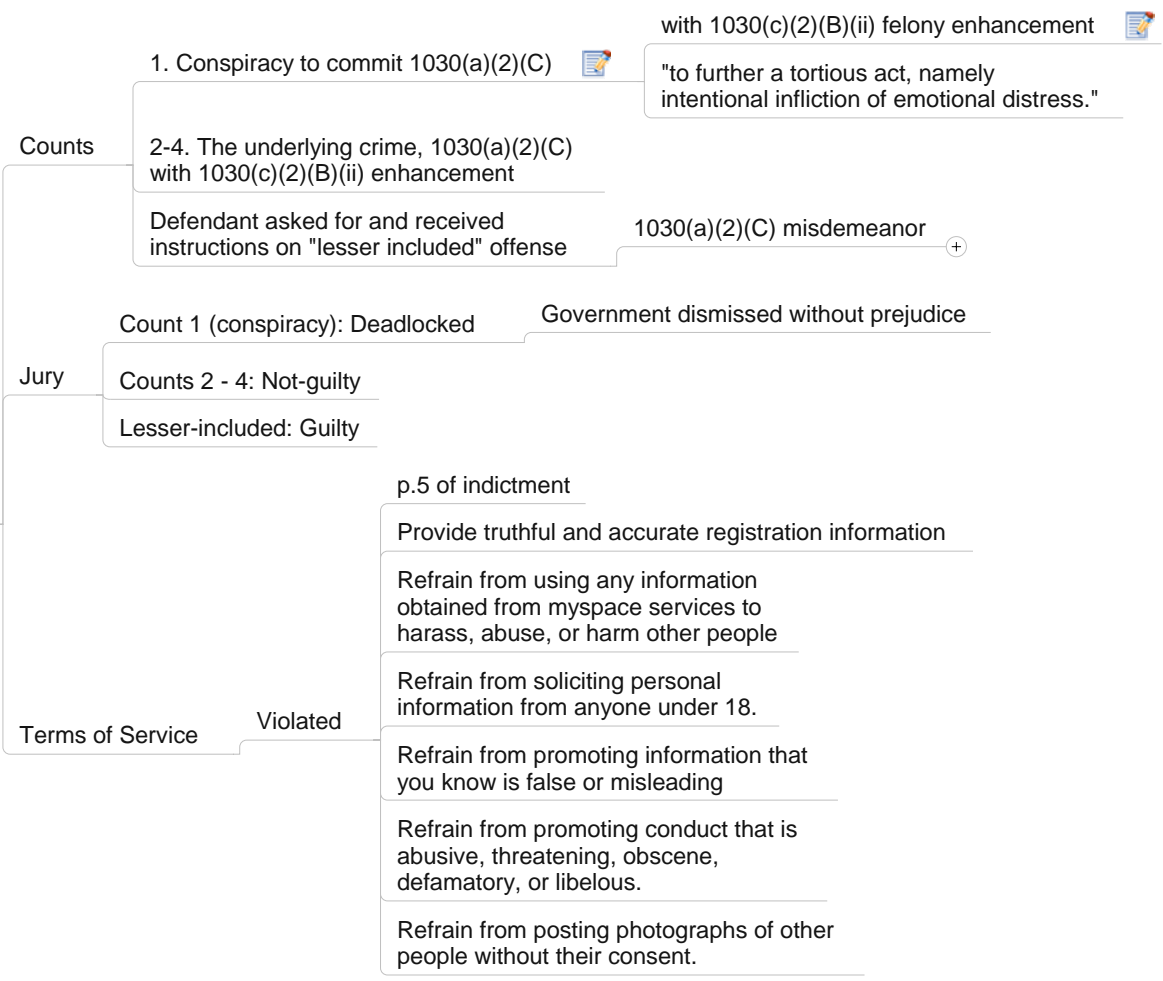
Lori Drew



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Terms of Service

Violated

p.5 of indictment

Provide truthful and accurate registration information

Refrain from using any information obtained from Myspace services to harass, abuse, or harm other people

Refrain from soliciting personal information from anyone under 18.

Refrain from promoting information that you know is false or misleading

Refrain from promoting conduct that is abusive, threatening, obscene, defamatory, or libelous.

Refrain from posting photographs of other people without their consent.

"Myspace.com reserves the right, in its sole discretion . . . to restrict, suspend, or terminate your access to all or part of the services at any time, for any or no reason, with or without prior notice, and without liability."

You must be 14 years or older.

No criminal or tortious activity

No gambling

No advertising to any member to buy or sell any products

26: Do these result in termination?

No transmitting chain letters

No covering or obscuring banner ads on your personal profile page

No disclosing your password to any third party.

Others cited by Judge as important

27: What do these mean?

Band and filmmaker profiles cannot use "sexually suggestive imagery or any other unfair content to draw traffic to the profile."

"prohibited content" is in sole discretion of Myspace.com