




Class 7: Criminal Copyright

Administrative

- Next Time: 159-78 and Excerpt from Citron (on website)
- Warning: Some graphic content.
- Lefkowitz TM Moot Court
 - Taking applications
 - Due 10/9
 - For more info, visit silicon-flatirons.org
- News Wednesdays
 - AT&T Dumps Kevin Mitnick as customer 
 - E-mail passwords are easy prey for hackers 
 - Woman fired for using all caps in her email messages 

Terms

FTP File transfer protocol

Last Time


Identity Theft Crimes Cabrera: "Document-Making Implement"

Cabrera's Computer

Scanner

Printer

Microsoft Picture It! is a discontinued photo editing application created by Microsoft. Version 1.0 was released in September 1996. Borrowing from the wizard user interface concepts of Microsoft Publisher, Picture It! was geared to make digital imaging easy for consumers.

"Picture It!" 

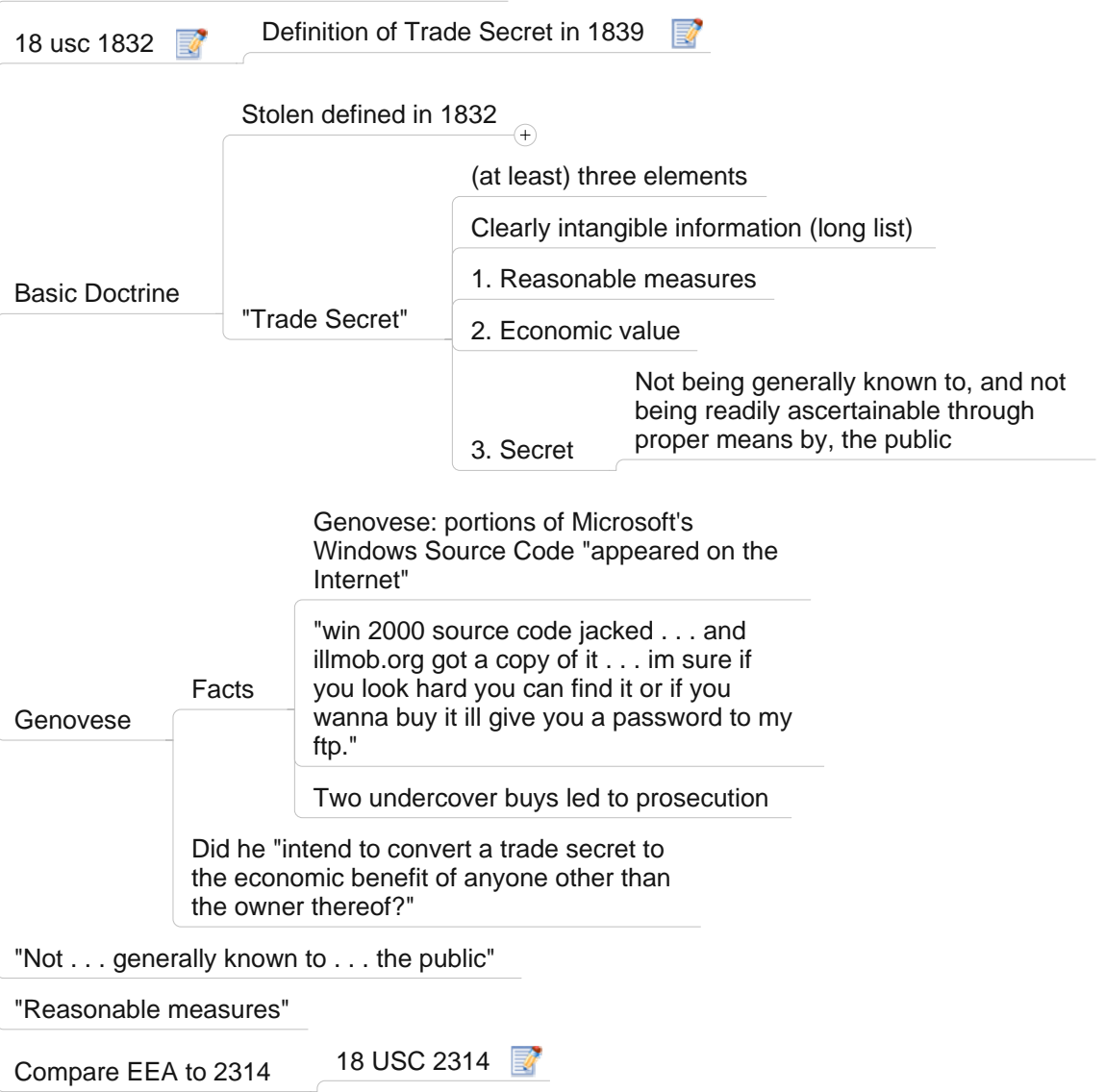
Held

Court's Reasoning

Specially Designed

Primarily Used

Today, basic doctrine and comparison to 2314; Next time, whether it should be criminal or civil.



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Last Time

EEA

Basic Doctrine

18 usc 1832

Definition of Trade Secret in 1839

Stolen defined in 1832

(at least) three elements

Clearly intangible information (long list)

1. Reasonable measures

2. Economic value

3. Secret

Not being generally known to, and not being readily ascertainable through proper means by, the public

"Trade Secret"

Genovese: portions of Microsoft's Windows Source Code "appeared on the Internet"

Facts

"win 2000 source code jacked . . . and illmob.org got a copy of it . . . im sure if you look hard you can find it or if you wanna buy it ill give you a password to my ftp."

Two undercover buys led to prosecution

Did he "intend to convert a trade secret to the economic benefit of anyone other than the owner thereof?"

"Not . . . generally known to . . . the public"

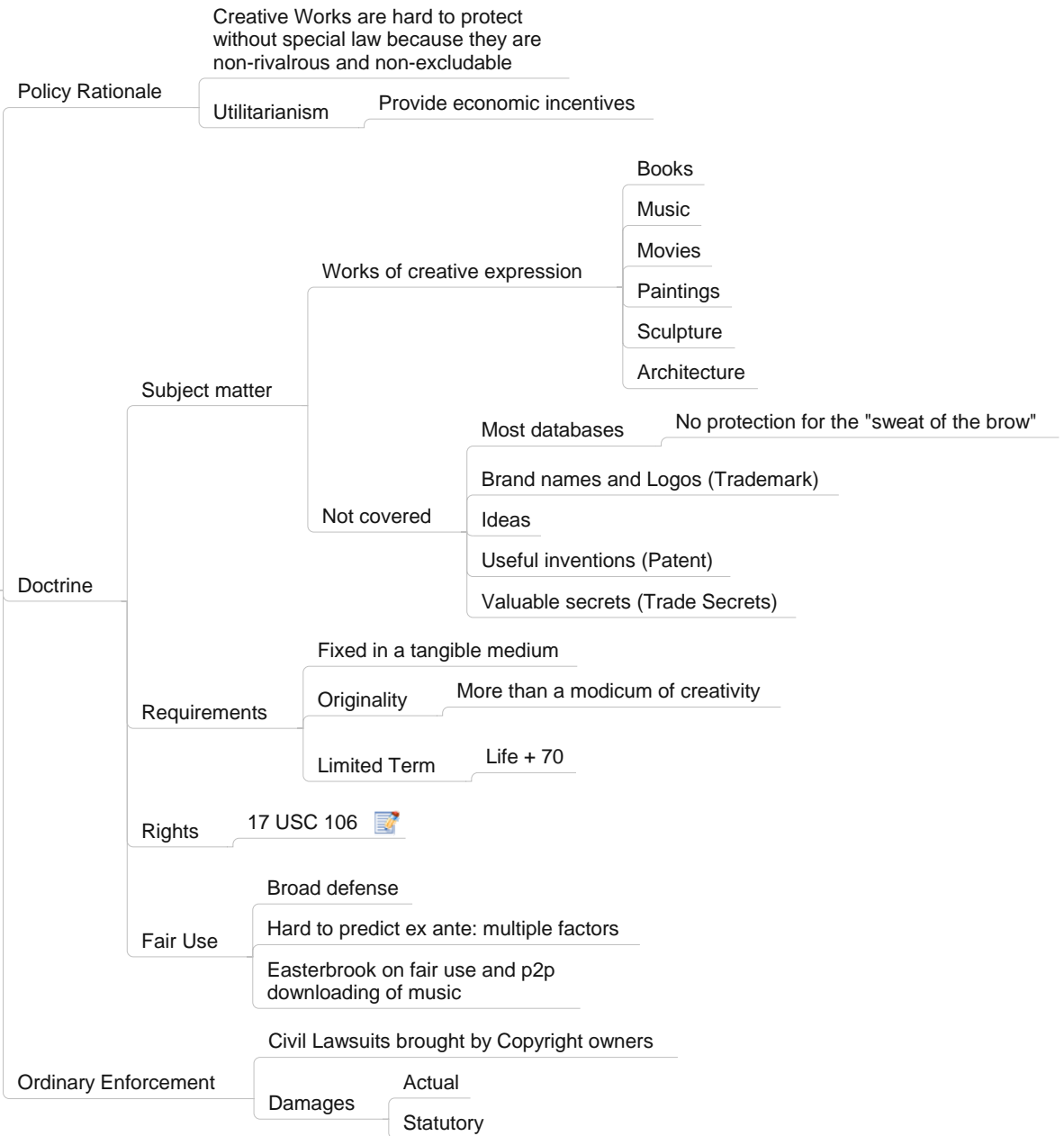
"Reasonable measures"

Compare EEA to 2314

18 USC 2314

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Quick Copyright Primer



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Criminal Copyright

