

**From:** Carl Malamud [carl@media.org](mailto:carl@media.org)  
**Subject:** Re: Brief interview this week about the mission of Public.Resource.Org, for podcast created by librarians and archivists?  
**Date:** September 18, 2015 at 3:08 PM  
**To:** Hagenmaier, Wendy L [wendy.hagenmaier@library.gatech.edu](mailto:wendy.hagenmaier@library.gatech.edu)

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One more suggestion on archiving.

I had suggested you chop out the talk parts, intersperse it with other sound (perhaps just short things), or maybe even just do straight talk (which would work fine). I think it's important that you have your shows always available. I'm still spinning my 1993 Geek of the Week and press club luncheons.

The other suggestion is this ... you can have this up on itunes, right? You just have to charge for it and pay a royalty on the music, isn't that correct? You should totally put them up on itunes and you charge a reasonable amount for them (I don't know ... \$5?). You're a good cause, you probably won't make much money, but maybe a little bit to help on your production costs or a part for the staff or whatever. Nothing wrong with charging, you just want to make sure there is at least one version that is available long-term.

On Sep 18, 2015, at 2:39 PM, Hagenmaier, Wendy L <[wendy.hagenmaier@library.gatech.edu](mailto:wendy.hagenmaier@library.gatech.edu)> wrote:

Yes, I think that would be a great plan for our podcast distribution. I'll bring that up with the team.

I've asked the president of SGA, Sarah Quigley, if SGA would be open to submitting an amicus brief and will let you know when I hear back from her. Would you be interested in seeing if SAA could submit one, as well? I could ask the Committee on Public Policy, the group that works on efforts like that.

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From: Carl Malamud <[carl@media.org](mailto:carl@media.org)>  
Sent: Friday, September 18, 2015 5:18 PM  
To: Hagenmaier, Wendy L  
Subject: Re: Brief interview this week about the mission of Public.Resource.Org, for podcast created by librarians and archivists?

Here's something you might consider .... do the full-fledged show for a while, e.g., a week. But, then, cut out the music and just save the talk stuff as your permalink. Maybe throw in a couple public domain zingers or other sound to stitch the pieces together (lots of public domain or royalty free audio clips that you could use).

Would the society of Ga archivists have any interest in submitting an amicus brief in our case when it gets to that point? We could team you up with a lawyer who'd do the writing for them.

On Sep 18, 2015, at 1:37 PM, Hagenmaier, Wendy L <[wendy.hagenmaier@library.gatech.edu](mailto:wendy.hagenmaier@library.gatech.edu)> wrote:

Thanks so much, Carl--this list is great! We will share these as the week goes on.

The entire show (music included) will be available at this URL for as long as we continue to pay for Libsyn (which should be a good long while): [http://traffic.libsyn.com/lostinthestacks/LITS\\_Episode\\_272.mp3](http://traffic.libsyn.com/lostinthestacks/LITS_Episode_272.mp3) The file can't be uploaded the Internet Archive, but we are comfortable with that link being shared online, even though the file contains music.

Thank you for bringing up the rights and permalink questions. You inspired us to have a good conversation about clarifying the rights situation surrounding our shows and our plans for preservation. We need to practice what we preach.

Thanks again for taking the time to talk with us. If you ever want to get the word out about anything related to the situation in Georgia, I'm always happy to help share information with the Society of GA Archivists and the Society of American Archivists.

Wendy

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From: Carl Malamud <[carl@media.org](mailto:carl@media.org)>  
Sent: Friday, September 18, 2015 11:30 AM  
To: Hagenmaier, Wendy L  
Subject: Re: Brief interview this week about the mission of Public.Resource.Org, for podcast created by librarians and archivists?

Here's a few links for you. Don't feel you have to use all or even any of them. They're just here for your reference. You already have links to my speeches I think

You already have links to my speeches I think.

The docket for our court case (including our answer and the exhibits A–G) lives here:

<https://archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.docket.html>  
<http://www.archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.6.0.pdf>

The exhibits include:

A

<http://www.archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.6.1.pdf>  
A letter from the Judicial Conference thanking me.

B

<http://www.archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.6.2.pdf>  
A letter from Speaker Boehner thanking me.

C

<http://www.archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.6.3.pdf>  
The code (scan of the paper)

D

<http://www.archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.6.4.pdf>  
The code, online.

E

<http://www.archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.6.5.pdf>  
Lexis terms and conditions, which requires jurisdiction in the State of New York for anybody who accesses the site.

F

<http://www.archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.6.6.pdf>  
The banner page that said the free site is not official.

G

<http://www.archive.org/download/gov.uscourts.gand.218354/gov.uscourts.gand.218354.6.7.pdf>  
The lexis marketing literature

Our paper trail and bulk access the the scans and the XML are here:

<https://law.resource.org/pub/us/code/ga/>

Access to the scans on the Internet Archive (including the July 2015 releases) is here:

[https://archive.org/details/govlaw?and\[\]=Georgia&sort=-publicdate](https://archive.org/details/govlaw?and[]=Georgia&sort=-publicdate)

Finally, here's the press roll on the case:

ABA Journal:

[http://www.abajournal.com/mobile/article/State\\_of\\_Georgia\\_sues\\_Carl\\_Malamud\\_says\\_he\\_published\\_its\\_annotated\\_code\\_of](http://www.abajournal.com/mobile/article/State_of_Georgia_sues_Carl_Malamud_says_he_published_its_annotated_code_of)

Ars Technica: <http://arstechnica.com/tech-policy/2015/07/georgia-sues-legal-rebel-for-posting-states-copyrighted-law-online/>

Associated Press: <http://www.timesunion.com/news/article/Georgia-sues-over-distribution-of-state-law-6410857.php>

Atlanta Journal Constitution: <http://www.myajc.com/news/news/state-regional-govt-politics/georgia-accuses-transparency-activist-of-using-str/nm724/>

Boing Boing: <http://boingboing.net/2015/07/24/georgia-suing-carl-malamud-ca.html>

Courthouse News Service: <http://www.courthousenews.com/2015/08/04/georgia-seeks-to-block-laws-publication.htm>

Daily Report: <http://www.dailyreportonline.com/id=1202733331717/State-Says-Annotated-Official-Code-Is-Copyrighted?slreturn=20150629181615>

Engadget: <http://www.engadget.com/2015/07/26/georgia-sues-over-state-law-posts/>

Georgia Public Radio: <https://soundcloud.com/onsecondthought/full-show-july-31-2015>

Georgia Assembly: <http://www.house-press.com/?p=5088>

LA Times: <http://www.latimes.com/business/hiltzik/la-fi-mh-state-of-georgia-copyright-wall-20150727-column.html#page=1>

National Law Review: <http://www.natlawreview.com/article/georgia-becomes-first-state-to-mount-direct->

challenge-against-unauthorized-publishin

Liberty Upward: [http://libertyupward.com/editorial-legal-review-the-state-of-georgia-vs-carl-malamud-and-your-right-to-access-government-documents/?utm\\_source=feedburner&utm\\_medium=twitter&utm\\_campaign=Feed%3A+LibertyCrier+%28Liberty+Crier%29](http://libertyupward.com/editorial-legal-review-the-state-of-georgia-vs-carl-malamud-and-your-right-to-access-government-documents/?utm_source=feedburner&utm_medium=twitter&utm_campaign=Feed%3A+LibertyCrier+%28Liberty+Crier%29)

New American: <http://www.thenewamerican.com/usnews/item/21349-georgia-sues-website-for-publishing-the-laws-of-georgia>

Slashdot: <http://yro.slashdot.org/story/15/07/25/0258257/georgia-lawmakers-sue-carl-malamud-for-publishing-georgia-law>

TechDirt: <https://www.techdirt.com/articles/20150723/17125231743/state-georgia-sues-carl-malamud-copyright-infringement-publishing-states-own-laws.shtml>

TechDirt: <https://www.techdirt.com/articles/20150726/23080731763/even-if-state-georgia-can-copyright-legal-annotations-should-it.shtml>

The Register: [http://www.theregister.co.uk/2015/07/25/georgia\\_sues\\_terrorist\\_for\\_publishing\\_its\\_own\\_laws/](http://www.theregister.co.uk/2015/07/25/georgia_sues_terrorist_for_publishing_its_own_laws/)

US Glass Magazine: <http://www.usglassmag.com/2015/07/who-owns-legally-binding-construction-codes/>

WABE NPR Station: <http://wabe.org/post/georgia-sues-website-publishing-states-annotated-laws>

Young Turks: <https://www.youtube.com/watch?v=Myw7DeOB3Fc>

Atlanta Journal Constitution: <http://politics.blog.ajc.com/2015/09/15/georgia-faces-legal-battle-with-advocate-seeking-to-publish-version-of-state-law/>

Associated Press: <http://www.wsbtv.com/ap/ap/georgia/georgia-countersued-over-distribution-of-law-annot/nnfQ4/>

