

From: Brad Frazer <bfrazer@hawleytroxell.com>
To: 'Carl Malamud' <carl@media.org>
Subject: DMCA Notice of Copyright Infringement at Public.Resource.Org [IWOV-DMSMSG1.FID616923]
Date: July 15, 2013 at 12:25:17 PM PDT

Thank you, Carl. I appreciate that. I will get off my high horse!

I will watch for your counternotification in a bit, then. I assume you are counternotifying as to all the content, the code and the analysis?

To be clear, our position is that you can use the code. I offered a license--I expect you will say one is not needed. OK, let's talk about how to get you the code files and what to do about the analysis.

Thanks,
Brad

-----Original Message-----

From: Carl Malamud [mailto:carl@media.org]
Sent: Monday, July 15, 2013 1:21 PM
To: Brad Frazer
Subject: Re: DMCA Notice of Copyright Infringement at Public.Resource.Org [IWOV-DMSMSG1.FID616923]

Not making you look like rubes. You're the potato state. Don't take offense because it wasn't meant to give offense.

I'm sending you our response in a few minutes.

On Jul 15, 2013, at 12:15 PM, Brad Frazer <bfrazer@hawleytroxell.com> wrote:

Carl,

"Revenge of the potato people"?

You are not obligated to keep it a secret, no. But using social media to make

us look like rubes when the statute provides a very well defined response mechanism is not helpful to the discussion, no.

When may we speak? I think a call would be helpful here.

Thanks,
Brad

-----Original Message-----

From: Carl Malamud [mailto:carl@media.org]

Sent: Monday, July 15, 2013 1:11 PM

To: Brad Frazer

Subject: Re: DMCA Notice of Copyright Infringement at Public.Resource.Org [IWOV-DMSMSG1.FID616923]

Hey Brad. Good to hear from you.

[Annemarie to bcc. She doesn't represent us, merely made the intro. No need to overload her mailbox.]

Not sure how that isn't helpful. You sent us a DMCA takedown notice. That's a pretty big deal ... all I did was tweet that we received the letter. Was I supposed to keep it a secret?

On Jul 15, 2013, at 11:57 AM, Brad Frazer <bfrazer@hawleytroxell.com> wrote:

Carl,

This Tweet is not helpful.

What gives?

Best,
Brad

-----Original Message-----

From: Brad Frazer
Sent: Sunday, July 14, 2013 5:00 PM
To: 'carl@media.org'
Subject: Re: DMCA Notice of Copyright Infringement at Public.Resource.Org [IWOV-DMSMSG1.FID616923]

Sounds great, thanks Carl! Take care, Brad

Sent via Blackberry

----- Original Message -----

From: Carl Malamud [mailto:carl@media.org]
Sent: Sunday, July 14, 2013 04:55 PM
To: Brad Frazer
Cc: Tina Shull
Subject: Re: DMCA Notice of Copyright Infringement at Public.Resource.Org [IWOV-DMSMSG1.FID616923]

Brad -

Great to hear from you. I'm totally slammed in the morning, let me look at this tomorrow and reach out to you then after I've had a chance to look at this.

Yes, we get a lot of scholars looking at this stuff and talking but I imagine you get the same! We have a pretty standard response letter ... somebody sends a DMCA, we have the tech and legal teams take a look at it and generate the standard response. That's in the works, let me get back to you tomorrow or Tuesday.

Looking forward as well!

Best,

Carl

<image001.png>

<mailto:MessageHeader:07601e81e080 Message-ID: C28781CCD16CB940B7D6A191E9C21DD139DA88@EXCHANGE2.lit.hq.com From: mailcore:Address:0x7601e81-720 Brad Frazer <bfraczer@hawkeyetrossell.com> To: [mailto:Address:0x7601e81ca50 Carl Malamud <carl@media.org>] Subject: RE: DMCA Notice of Copyright Infringement at Public.Resource.Org [IWOV-DMSMSG1.FID616923] X-MIME-Autoconverted: from quoted-printable to 8bit by cyclone.public.resource.org id r6EJPE601734b X-Spam-Checker-Version: SpamAssassin 3.3.2 (2011.06.06) on cyclone.public.resource.org X-MC-Uniqid: 113071515251902601 X-MS-TNEF-Correlator: Content-Type: text/plain; charset=WINDOWS-1252 MIME-Version: 1.0 >=original: IWOV-DMSMSG1.FID616923 Thread-Index: Ac0BbQskZ2IwX0XTCWWTW6DOKA=> <originating-ip: [10.1.18.84] X-MS-Has-Attach: Content-Language: en-US Content-Transfer-Encoding: 8bit Received: from service41-us.mimecast.com (service41-us.mimecast.com [207.211.31.47]) by cyclone.public.resource.org (8.14.5.8.14.4) with ESMTP id r6EJPE601734b for <carl@media.org>; Mon, 15 Jul 2013 12:25:20 -0700 (PDT) (envelope-from bfraczer@hawkeyetrossell.com) Accept-Language: en-US X-Spam-Status: No, score=0.7 required=7.0 tests=RCVD_IN_DNSWL_LOW autolearn=unavailable version=3.3.3.2 >