Franklin Pierce Law Center
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Copyright Law

Anno Octavo

Annæ Reginæ.

An Act for the Encouragement of Learning, by Veſting the Copies of Printed Books in the Authors or Purchaſers of ſuch Copies, during the Times therein mentioned.

What follows is the simple final examination. I regret that there are 11 rather than 10 questions, but I hope you will not find this too burdensome.

The Examination is open materials. I think you should look at the code to some degree, otherwise you may not need any other materials. Be brief! Write legibly and in moderation. Attach your essay questions to this examination sheet.

1. The portion of 17 U.S.C. § 10 that exempts processes from being protected by copyright is legislatively discretionary. Processes could be covered by copyright law if Congress so chose.

   True False

2. Originality is measured by the degree of novelty of the work in question in relation to pre-existing works.

   True False

3. In order to receive statutory damages the copyright claimant must affix copyright notice to her published works.

   True False

4. Absent a contractual duty, attendees at dance recitals are free to photograph the performance.

   True False

5. Identify the controlling statutory language to support your answer to question 4.

6. In what year was the oldest work still with effective U.S. copyright published? You need not identify any specific work.

7. Is the design hull protection act in keeping with traditional U.S. copyright law or is it more like industrial design protection? (Answer in less than 100 words).

8. The United States Government cannot own a copyright.

   True False

9. An author of a visual work made in 1988 has a "right of attribution" that is perceptual under existing United States Copyright Law.

True False

10. The exclusive right to performance of a pantomime is with only one limitation, which is defined in 17 U.S.C. § 110 (1).

True False

11. A photograph of an architectural work covered by the copyright law is an infringement of the copyright.

True False