

Includes the reply commenter's name:

Bruce Leban

Includes an identification of a particular class of works to which the reply comment is responsive:

All software that enforces so-called "Access Control Technologies", including software embodied in hardware.

Numbers each particular class of works being addressed in the reply comment:

1, 2, 3, 4, 5, 6ABC, 7ABCDEFG, 8, 9ABCD, 10AB

Provides a summary of the argument for each class addressed; and

Provides particular factual support or legal argument for each class of works opposed or supported in the reply comment.

So-called "Access Control Technologies" (ACT) are a method that copyright holders use to impose restrictions above and beyond that to which they are entitled to under copyright law. They use these technologies to block 'fair use,' to revoke the 'first sale doctrine', and to exert monopoly power over their customers.

All of these ACTs are designed to create rights that don't exist and use the bludgeon of copyright law to enforce them.

Under fair use, DVD owners have the right to make backup copies of their DVDs but the ACT embedded in DVDs is engineered to prevent that. DVD owners should have the legal right to circumvent the ACT in order to make backup copies or to take still photos for various fair use rights, such as including in reviews or education. Some DVD manufacturers force DVD owners to watch commercials in order to view the content they have paid for. Others disable functionality of the DVD owners DVD player, such as fast forward and rewind.

Equipment manufacturers have engineered their devices so that purchasers must purchase all accessories (including software) for the device from them or from people paying the manufacturer a license fee. This includes video game consoles, and devices such as the iPhone, iPad and Kindle. These devices are engineered to prevent their being an open and free market for accessories. Copyright law is intended to protect the owner of the copyright law from having their property copied. They don't have the right to control how their products are used once they are sold. This would be analogous to a car manufacturer requiring you to buy all accessories, including gas, from them.