

### dmca\_copyright\_jailbreak\_dev

As a user and developer of cell phones, tablets, and other mobile devices, I find jailbreaking of these devices helpful in their everyday use and in creating new business opportunities.

As a consumer and technology enthusiast, I would like to be able to extend the way my mobile device can operate beyond what a manufacturer has decided to include in their operating software. There are many creative people who provide upgrades and new features for these devices and offer them to consumers like me. This not only helps me be in control of the hardware device that I have purchased, own, and use on a daily basis, but allows me to gain new ways to further improve my device. As an example, Cydia on the iPhone, a jailbreaking software store offers many alternative software products that are not available in the current Apple software store that I can purchase and download. These are useful while allowing me to still access Apple's iTunes store.

As a creator of products and technology, jailbreaking opens up new avenues for business by allowing innovation and new ideas to reach consumers with non-traditional means. The mobile, wireless and device manufacturer industries have done well in giving consumers access to exciting new devices. However these industries also unfairly control the system for publishing new ideas and features to consumers in ways that dampen innovation and creativity. Having the ability to create new products, distribute and sell them alternatively via jailbreaking opens up a path for me and other product creators that never existed before. This is great for economic opportunity in this country and continued motivation to innovate.

I've worked with several entrepreneurs and other product creators who wished to create and sell their products within the Apple iTunes store, but were rejected by Apple Inc. not on an objective measure of the product and its quality, but simply on a subjective rating and other unstated factors. Also, Apple iPhones prevent certain types of applications to even compete against the equivalent application installed by the manufacturer. Alternatively, these products were released to the public at large using jailbreaking or by publicly displaying them on privately owned devices and they received great acclaim from the consumer market. With Apple not allowing these products to reach the market, they significantly affected the ability for new entrepreneurs to sell their products and disallowed consumers access to products that they would buy.

As another example, I've worked in building an application that can help consumers schedule mobile text messages. Unfortunately Apple restricts this by preventing access to the simple text messaging features that they have access to their pre-installed application. This type of application is available freely on Google Android phones, but cannot be implemented on iPhones. Jailbreaking would allow application creators get access to these type of features to

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build innovative applications and allow consumers to purchase products that they find useful.

I would like to see jailbreaking remain legal, and expanded to all electronic devices. The large industries creating these products will remain very profitable regardless as they maintain the mainstream sales channels for these software products. But keeping jailbreaking legal and expanding it to new devices will allow the free market to level the playing field for new software publishers and give consumers different choices and access to new features and product ideas that the mainstream industries will not support, dream of creating, or find unfavorable for their profitability at the sake of the consumer and fair trade practices.

Please keep jailbreaking legal!