

[Proposed class or classes of copyrighted work(s) to be exempted]= individual "fair use" copying as allowed prior to the DMCA, allowing an individual the right to make copies of material legally obtained for their own use and not for commercial re-distribution. This materials or class of works include Music CD-ROMS, Cinematic DVDs, computer software and all other forms of digital media in disk, card, drive or other mechanical configuration obtained for personal use.

[Brief summary of the argument(s) in support of the exemption proposed above]= The fair use doctrine worked for many, many years without a problem, including the early years of digital copying technologies. The DCMA was poorly written to try and cover all contingencies as put forth by the motion picture and recording industries at the expense of the consumer, without adequate protection for the established rights under previous understandings of fair use. This continued attack on the individual's right to make back-up copies of legally obtained material goes against all that is fair in the free market of ideas, and in its proposed form, this latest revisioning of the DCMA is egregious in it's further crippling of consumer rights.