

To Whom it may concern:

I would strongly encourage the Library of Congress to put DVD's into a class where bypassing the digital encryption is legal.

The current enforcement by the courts of the Digital Millennium Copyright Act have effectively terminated any real "fair use" activities.

With the extremely rapid rate at which technology is changing I find it extremely likely that the Library of Congress, along with others, will find themselves with large quantities of materials(DVDs and such) that they will no longer be able to access due to the fact that the public and the manufacturers will have moved onto newer and better technologies. The DVD players you own will wear out and since you cannot legally copy the materials to a newer medium they will effectively disappear from your shelves.

The argument that the materials are available on other formats is misleading. DVD is seen by many as a replacement of VHS tapes. The release of movies on VHS tapes will almost certainly diminish as time passes. How many movies are currently released on Beta? In addition there are already clips and interactive materials on DVD that are not included in the VHS releases. Even if we were to grant that VHS tapes will exist for some time, it is apoling that the Library of Congress should be restricted to the use of inferior technology.

The Library of Congress should be allowed to enter the digital revolution. The digital revolution holds the promise of

allowing the Library of the future to maintain perfect copies of historical videos, speeches and music.

There are almost an infinite number of examples of "fair use" that are simply no longer possible. I have listed a few here.

It appears that the Digital Millennium Act prohibits even the copy right holder from circumventing the encryption. For instance if my hard drive crashed and the only copies of my work that I had left were on a DVD(done with CSS), I would never be able to edit/change them since to do that would require me to use an illegal tool to break the encryption.

Also it appears to me that a parody like Tie-tanic, which combines clips from both Star Wars and the Titanic movies in a very funny way, simply could not be made legally if these movies had been released only on DVD.

Sincerely

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