

[Proposed class or classes of copyrighted work(s) to be exempted]= 1) Computer programs and video games distributed in formats that have become obsolete and that require the original media or hardware as a condition of access.

2) Computer programs and video games distributed in formats that require obsolete operating systems or obsolete hardware as a condition of access.

[Brief summary of the argument(s) in support of the exemption proposed above]= The Internet Archive is a 501(c)(3) nonprofit archive that preserves digital works in order to provide a historical record for future generations. We are requesting exemptions for two classes of works. Specifically, we are requesting renewal of a previously granted exemption for computer programs and video games distributed in formats that have become obsolete and that require the original media or hardware as a condition of access, because circumvention of such access controls is necessary to verify the accuracy, completeness, and functionality of archived materials. We also are requesting an exemption for computer programs and video games distributed in formats that require obsolete operating systems or hardware as a condition of access \* to the extent that such systems or hardware constitute technological measures subject to Section 1201(a) \* because circumvention also is needed to verify the accuracy, completeness, and functionality of archived materials.