

COMMENT: For "orphan works" created before 1960, reclassify these works as "conditional public domain" material, with no copyright in force. Legislation on "orphan works" that defines when these works become "conditional public domain" material should include a legal liability shield for any user of the "orphan work" if a person later files a claim to be the copyright holder, after the reclassification. The number of challenges to a reclassification to "conditional public domain" status should be small, since almost all "orphan works" have no commercial value.

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