

Re: Cheap XP , OR, XP for multiple computers?

Source:

http://www.tech-archive.net/Archive/WinXP/microsoft.public.windowsxp.setup_deployment/2004-08/1964.html

From: Bruce Chambers (bruce_a_chambers_at_h0tmail.com)

Date: 08/19/04

Date: Wed, 18 Aug 2004 19:25:53 -0600

Greetings --

That web site has absolutely nothing to do with "fair use." In fact, it deliberately assigns a completely invalid definition to the term, in a lame, transparent attempt by the author to rationalize his own position in support of software piracy. (Or would be, if each and every page at that site weren't labeled as a parody – meaning that no one is intended to take anything said there seriously.)

Specifically:

"Fair use is a copyright principle based on the belief that the public is entitled to freely use **portions** of copyrighted materials for purposes of **commentary and criticism**. For example, if you wish to criticize a novelist, you should have the freedom to quote a portion of the novelist's work without asking permission. Absent this freedom, copyright owners could stifle any negative comments about their work."

(http://fairuse.stanford.edu/Copyright_and_Fair_Use_Overview/chapter9/index.html)

(Emphasis mine.)

"Judges use four factors in resolving fair use disputes, which are discussed in detail below. It's important to understand that these factors are only guidelines and the courts are free to adapt them to particular situations on a case-by-case basis. In other words, a judge has a great deal of freedom when making a fair use determination and the outcome in any given case can be hard to predict.

"The four factors judges consider are:

- 1.. the purpose and character of your use
- 2.. the nature of the copyrighted work
- 3.. the amount and substantiality of the portion taken, and
- 4.. the effect of the use upon the potential market. "

(http://fairuse.stanford.edu/Copyright_and_Fair_Use_Overview/chapter9/9-b.html)

microsoft.public.windowsxp.setup_deployment: Re: Cheap XP , OR, XP for multiple computers?

Feel free to peruse the entire article, which will make it abundantly clear that there is no way that anyone could successfully argue that installing a second copy of an operation system onto a second computer, without the copyright holder's express permission, for the sole purpose of not having to buy a second license, could possibly meet the criteria of "Fair Use."

To read the actual law that defines "fair use:"

TITLE 17 , CHAPTER 1 , Sec. 107.

<http://www4.law.cornell.edu/uscode/17/107.html>

Bruce Chambers

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Help us help you:
http://dts-l.org/goodpost.htm
http://www.catb.org/~esr/faqs/smart-questions.html
You can have peace. Or you can have freedom. Don't ever count on
having both at once. - RAH
<anonymous@discussions.microsoft.com> wrote in message
news:871001c4853e$f6a43640$a401280a@phx.gbl...
>
>>-----Original Message-----
>>Greetings --
>>
>> Help how? Are you suggesting that the OP needs to
> learn to lie
>>and steal?
>>
>>Bruce Chambers
>>--
>>Help us help you:
>>http://dts-l.org/goodpost.htm
>>http://www.catb.org/~esr/faqs/smart-questions.html
>>
>>You can have peace. Or you can have freedom. Don't ever
> count on
>>having both at once. - RAH
>>
>>
>><anonymous@discussions.microsoft.com> wrote in message
>>news:097301c48489$43527580$a301280a@phx.gbl...
>>> Read the following webpage. It will be helpful for you.
>>>
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>
> I guess that depends what you read into the website,
> Bruce. I see it as learning your fair use rights.
>
> http://microscum.com/mmpafaq/
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