

# Digital Copyright Notice

## **The facts**

Uploading or downloading copyrighted files may be a violation of the Morrisville State College [Code of Conduct for Computer Use](#) and/or the U.S. Digital Millennium Copyright Act (DMCA) of 1998. Violators of the Digital Millennium Copyright Act who have illegally shared copyrighted files are subject to civil penalties of between \$750 and \$150,000 per item (i.e. song, video, movie, game, software). Previous alleged DMCA violations at Morrisville State College have resulted in Recording Industry pre-litigation lawsuit settlements of **at least \$3,000.00 each** to more than 50 Morrisville students. Additionally, a court may, in its discretion, grant the copyright owner reasonable attorney fees. Although prosecution of students for this type of file sharing is extremely rare, 17 USC § 506 lays out criminal penalties for intentional copyright infringement which can include fines and jail time.

## **At Morrisville**

Morrisville State College has implemented a technology-based deterrent to combat unauthorized peer-to-peer file sharing, namely Audible Magic's CopySense Network Appliance. If the CopySense Network Appliance detects a copyrighted file transfer, the actual transfer is blocked and the individual is redirected to an [educational webpage](#) describing the consequences of unauthorized distribution of copyrighted material.

Additionally, Morrisville State College has a "one-strike and you are out" rule and disables an individual's network access if a copyright infringement notification is received. The alleged infringer must then meet personally with a Technology Services staff member for a one-on-one educational dialogue on copyright prior to regaining access to the network.

The information in this Digital Copyright Notice is reviewed and affirmed by Morrisville State College students annually.

## **Alternatives**

For a list of legal websites for music, please visit the either [MusicUnited](#) or [Educause](#).