

Texas A&M University - Commerce

Part 1: The Plan to Effectively Combat Copyright Infringement

1-1. Links to relevant web pages

Texas A&M University - Commerce: [Student Guidebook](#)
 [Residence Hall Handbook](#)
 [Copyright Infringement website](#)

1-2. What technology-based deterrent(s) have you decided to use?

Texas A&M University - Commerce uses a combination of technological and procedural deterrents. Traffic-shaping devices (e.g. Packeteer) are used on the core Academic network, wireless networks, and the Residence Life networks to limit the amount of bandwidth that can be used by certain protocols, programs, and users. Texas A&M University - Commerce has a program of responding to Digital Millennium Copyright Act (DMCA) Notices.

1-3. What mechanisms are you using to educate your community?

Texas A&M University - Commerce has the following educational programs regarding combating copyright infringement.

- A. Our copyright information website, web.tamu-commerce.edu/aboutUs/policiesProceduresStandardsStatements/copyrightLaw
- B. Links to external websites with information about copyright infringement and legal content sources.
- C. A brochure is made available at orientation and as a part of the residence hall check-in procedure.

Additional programs and changes to these programs will be considered as part of the review process.

1-4. What procedures are you using for handling unauthorized distribution of copyrighted material (e.g. monitoring, sanctions, etc.)?

Students are notified when the university receives a DMCA notice that can be traced back to the student's connection. This notice comes via email from Technology Services. A will also be placed in the student's myLeo account. The notice informs the student that a copyright holder or authorized agent has sent the university a notice of alleged infringement. The notice will identify the student's public ip address and internal ip address at the time of the alleged infringement. The student is requested to respond to the notice and agree to take all appropriate actions to ensure that copyright infringement of the specified work does not occur. If the student ignores the notice or receives subsequent notices, then other actions may occur, including disabling of that student's network access, or a referral to the Dean of Students, who may take additional actions regarding the status of that student at the University.

In the event that a DMCA notice is traced to an employee, then the employee's supervisor(s) will be notified, and the employee's assigned computer(s) will be examined by Technology Services staff. If infringing material is found, it will be removed, and the employee's computer access may be restricted to only those programs and websites that are necessary to do his or her job.

1-5. How are you periodically reviewing the plan? What criteria are you using to determine if it is effectively combating copyright infringement?

The plan is reviewed at least annually. Metrics used for evaluating effectiveness will include measuring the number of infringement notices received, the number of pre-litigation settlement offers received, and the number of repeat offenders. Other metrics will include the change in bandwidth usage for user groups and any other technical measures.

Part 2: Offering Alternatives

2-1. Links to relevant web pages

A list of sites with legal sources for online music and videos will be maintained at the university's website, web.tamu-commerce.edu/aboutUs/policiesProceduresStandardsStatements/copyrightLaw/legalDownloads.aspx

2-2. Are you carrying out your own survey of alternatives or linking to one or more lists maintained by others? If the latter, which list(s)?

Our list of legal download sites includes links to Cornell, www.cit.cornell.edu/policies/copyright/music.cfm and Educause, www.educause.edu/legalcontent

2-3. Have you made any special arrangements with one or more content providers to obtain content through legal methods?

We have no arrangements at the present time.

Part 3: Informing the Community

3-1. Links to relevant web pages

web.tamu-commerce.edu/aboutUs/policiesProceduresStandardsStatements/copyrightLaw/dmca.aspx
www.chillingeffects.org/piracy/faq.cgi
www.educause.edu/Resources/Browse/DMCA/31236

3-2. Have you developed your own statement regarding copyright and copyright law in general or are you linking to such statements maintained by others? If the latter, which statements?

We have developed our own statement regarding copyright, copyright law, fair use, and the DMCA, at web.tamu-commerce.edu/aboutUs/policiesProceduresStandardsStatements/copyrightLaw. This statement is based on information from Educause, the Copyright Office, and other sources.