
ASSIGNMENT 2

License Agreement & Case Studies

QUESTION 1:

Read a license agreement for a software product. It could be a game, operating system, video editor, tax preparation program, and so on.

- (a) What does the license agreement say about the number of copies you can make?
- (b) Does it specify penalties for making unauthorized copies?
- (c) Do you consider the license agreement to be clearly stated? Reasonable?

ANSWER

- a) The game Need For Speed License Agreement States that I am prohibited from making a copy unless authorized by Electronic Arts(EA)
- b) The License Agreement did not clearly state the penalties. But violation to the license agreement would result in EA terminating without notice your Rights under the License
- c) The license agreement lacked proper explanation of the penalties of any violation to the license agreement. Though lacking that explanation the rest of the License Agreement was clearly stated and reasonable

QUESTION 2:

Sony Vs Universal

Discussion:

In Sony vs Universal case study court declared Sony not guilty. Because after selling the Betamax device to its customers Sony don't have link with them. People use this Betamax device to copy the movies to watch them later. Court said that copy the movies to watch later is not the infringement of copyright because Sony is not involved in this they have no relation with customers after they sell their product. So the court declared Sony not guilty in that case and set them free.

Result:

The Court set Sony free as they don't have links with customers so they are not guilty and not infringing the copyrights.

Napster

Discussion

Where as in Napster case the court found Napster guilty because the people are copying the songs and passing them further is the infringement of copyrights because it involves the direct involvement of Napster. It means Napster is providing the platform to the customers by using the Napster platform people is infringing the copyright, so the court ordered to close the Napster.

Result

The court ordered to close the company because they are infringing the copyrights. As they are providing the platform to its customers.