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Cyberspace Law Casebook

Eric Goldman



Cyberspace Law Casebook:

Cyberspace Law Raymond S. R. Ku, 2016-09-16 Written by the Director for the newly created Center for Cyberspace Law Policy at Case Western Reserve University the Fourth Edition of Cyberspace Law Cases and Materials reflects the broad knowledge and experience of a pioneer in the teaching of Cyberspace law This was the first casebook devoted exclusively to the study of cyberspace law and is the only one that presents it as the study of the creation dissemination and acquisition of human thought creativity and information in the digital age Of note is the casebook s organization which allows instructors to adapt the materials to their approaches Features The Supreme Court s recent decisions in J McIntyre v Nicastro jurisdiction Brown v Entertainment Merchants video games ABC v Aereo copyright Bilski v Kappos business method patents and Riley v California Smart phone privacy Lower court cases including Authors Guild v Google Google books fair use Lenz v Universal Music DMCA notice Fraley v Facebook Misappropriation and Verizon v FCC net neutrality Presentation of current Internet law as well as related policy concerns that will drive future legal analysis when new issues emerge **Cyberlaw** Patricia L. Bellia, Paul Schiff Berman, David G. Post, 2003 **Cyberlaw** Patricia Bellia, Paul Berman, David Post, Brett Frischmann, 2018-04-04 This law school casebook starts from the premise that cyberlaw is not simply a set of legal rules governing online interaction but a lens through which to re examine general problems of policy jurisprudence and culture The book goes beyond simply plugging Internet related cases into a series of doctrinal categories instead emphasizing conceptual issues that extend across the spectrum of cyberspace legal dilemmas While the book addresses all of the traditional subject matter areas of cyberlaw it asks readers to consider both how traditional legal doctrines can be applied to cyberspace conduct and how the special problems encountered in that application can teach us something about those traditional legal doctrines The fifth edition has been updated shortened and reconceptualized to make the book even more effective as a teaching tool and to illuminate new debates at the heart of this evolving field The book groups the material into units addressing the who how and what of governance regulation fundamental questions that pertain to any legal system in cyberspace or elsewhere The fifth edition also includes updated treatment throughout as well as a more stream lined approach that should make an already effective casebook even more unified and teachable **Computer and Cyber Law** Ralph D. Clifford, 1999 **Cyberspace Law** Raymond S. R. Ku, Jacqueline D. Lipton, 2006 Early adopters of CYBERSPACE LAW Cases and Materials were particularly pleased by how flexible coherent and practical the book is Now strengthened and scrupulously updated for its Second Edition this engaging casebook can help your students understand one of the most dynamic areas of law Written and structured for maximum effectiveness The book can be used successfully in both introductory and advanced courses uses practical classroom tested real world problems to help students apply existing rules to cyberspace law features a flexible logical organization that allows instructors to emphasize selected perspectives is designed for currency with materials organized around competing approaches and theories for any given issue rather than

current leading cases presents current Internet law as well as related policy concerns that will drive future legal analysis when new issues emerge the only casebook to address both areas offers a balanced presentation of competing approaches and theories for each issue provides a sophisticated analysis of cutting edge legal issues through an excellent selection of cases simplifies class preparation with an extremely thorough Teacher s Manual that includes discussions of cases teaching suggestions and analysis of the issues raised by the problems remains up to date with postings of new cases and important developments on the author website Look for these important changes in the Second Edition New co author Jacqueline Lipton who brings significant teaching and writing experience in the areas of international and comparative law New and updated cases including Grokster ACLU v Ashcroft U S v American Library Association Chamberlain v Skylink Lexmark v Static Control Components U S v Elcomsoft 321 Studios v MGM Studios Kremen v Cohen Blizzard v Bnet In re Verizon Bosley v Kremer and People For The Ethical Treatment of Animals v Doughney Treatment of important developments such as political cybersquatting legislation enacted in some states for example California s Political Cyberfraud Abatement Act and changes to privacy laws enacted following the Patriot Act Greatly expanded international coverage including new international cases Sony v Stevens Telstra v Desktop Gutnick v Dow Jones Recent Canadian cases on Internet defamation issues Decisions from the European Court of Justice interpreting the database directive in 2004 including the appeal in British Horseracing Board v William Hill Various developments between French and Californian courts in Yahoo litigation regarding Nazi memorabilia as well as domestic legislation implemented by all E U member states which complies with the requirements of the Copyright Directives New section on the failed effort at private self governance sponsored by ICANN And The scholarship surrounding that effort Jurisdictional materials in the chapter on Regulating Cyberspace are consolidated for easier teaching and learning Updated problems and notes When you consider casebooks for your next course be sure to examine CYBERSPACE LAW Cases and Materials Second Edition The cohesive realistic and accessible alternative Cyberspace Law Raymond S. R. Ku,2002 **Software and Internet Law** Mark A. Lemley,2000 This unique area of the law calls for a comprehensive in depth casebook that can meet the challenge and this is it to keep up with the constantly changing world of Internet Law The authors of SOFTWARE AND INTERNET LAW have designed the Internet materials to serve as the nucleus of an Internet Law class Along with the authors companion website this casebook offers complete coverage of all aspects of computer law including hardware software The Internet and E commerce What makes this casebook such a necessity for your Software or Internet Law course Offers a traditional casebook with a cases and notes pedagogy paired with a website that features important and cutting edge cases and articles Presents an invaluable combination of original text significant cases challenging problems and exemplary questions mixed with the authors insight based on their cumulative scholarship and classroom experience Illuminates the many roles of lawyers servicing the software industry and Internet such as Drafting or negotiating agreements For The custom development of software Knowing how to

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Cybersecurity Law An Evolving Field 2nd Edition is a casebook that covers the duties of a cybersecurity professional state and federal regulation risk assessment and the NIST Risk Assessment Frameworks common law and statutory causes of action concerning data breach laws related to anti hacking problems concerning the Internet of Things and Ransomware and selected international issues This text is for law students and counsel who want to understand the connections between cybersecurity laws and cybersecurity requirements and advise clients concerning cybersecurity related issues In part it seeks to bridge the communication gap between the legal department and the cybersecurity team The casebook includes over 75 questions The notes in the casebook are intended to stimulate discussion and most contain hints to the relevant arguments The second edition includes the following new materials New Chapters on Ransomware and Additional Federal Regulation Numerous new cases and materials including FTC Zoom Communications Complaint Transunion v Rameriz Van Buren v United States NSO v Whatsapp and Hiq Labs v LinkedIn New proposed SEC regulations Updated GLBA chapter on financial regulations Numerous additional NIST documents including Guidelines on Security and Privacy in Public Cloud Computing President Biden's Executive Order on Cybersecurity New materials on state education cybersecurity requirements Numerous new notes and updated discussion throughout the casebook

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codified at 18 U S C 2701 et seq Passed by Congress in 1986 the SCA was enacted because the advent of the Internet presented a host of potential privacy breaches that the Fourth Amendment does not address Quon v Arch Wireless Operating Co 529 F 3d 892 900 9th Cir 2008 rev d on other grounds sub nom Ontario v Quon 560 U S 746 2010 Historically the Fourth Amendment has not protected personal information revealed to third parties See e g United States v Miller 425 U S 435 443 1976 The Fourth Amendment does not prohibit the obtaining of information revealed to a third party even if the information is revealed on the assumption that it will be used only for a limited purpose and the confidence placed in the third party will not be betrayed Providers of electronic communications act as third parties that store and process their users private files meaning the provider maintained files fall outside Fourth Amendment protection Because most electronic communication providers serve the public but are themselves private actors they could potentially search files held under their control and disclose their users information to the government without violating the Fourth Amendment See Orin S Kerr A User s Guide to the Stored Communications Act and a Legislator s Guide to Amending It 72 Geo Wash L Rev 1208 1210 11 2004 To address this vulnerability Congress crafted the SCA to protect information held by centralized communication providers In re Google Inc Cookie Placement Consumer Privacy Litig 806 F 3d 125 147 3d Cir 2015 The SCA creates a set of Fourth Amendment like privacy protections by statute by regulating the relationship between government investigators and service providers in possession of users private information Kerr supra at 1212 It provides this enhanced privacy protection by limiting the government s ability to compel providers to disclose their users information 18 U S C 2703 and by limiting the providers ability to disclose such information to the government 18 U S C 2702 Walker v Coffey 3rd Cir 2020 Internet and Computer Law Peter B. Maggs, John T. Soma, 2013 Survey textbook Maggs and Soma s Internet and Computer Law Cases Comments Questions 4th has been extensively revised with numerous recent Internet and related computer law cases Each chapter of the book is fully independent allowing law professors to design a course suiting their preferences and tailored to the number of available classroom hours The first half of the book is devoted to intellectual property and could be used in a short course on Internet and computer intellectual property Viacom DMCA safe harbors In re NTP prior art and Rosetta Stone likelihood of confusion are included in the Intellectual Property portion of the text The patent chapter provides thorough coverage of the patentability of software computer implemented business methods and Internet techniques The second half of the book focuses on Internet and related emerging technologies The government regulation and privacy sections of the text have been updated to include GoDaddy jurisdiction Nosal CFAA criminal and ATT FOIA privacy *The Handbook of Internet Studies* Mia Consalvo, Charles Ess, 2012-12-17 The Handbook of Internet Studies HANDBOOKS IN COMMUNICATION AND MEDIA Highly recommended CHOICE A state of the art collection that represents and celebrates the diversity of theoretical and disciplinary approaches marking this brave new field A new must have reference book for Internet studies Caroline Haythornthwaite University of Illinois This indispensable volume reflects the complexity of Internet

studies indeed the Internet itself by bringing together a diverse set of voices geographies disciplines and arguments It is not only an important resource for practitioners but will also spark the curiosity of those on the edges of the field including humanists social scientists and engineers alike Michael Zimmer University of Wisconsin A comprehensive and useful volume that will appeal to students teachers and researchers I highly recommend it to those who have been following the field since its emergence in the 1990s as well as to those new to the field Steve Jones University of Illinois at Chicago This handbook is landmark documenting that Internet studies have now come of age Niels Ole Finnemann Aarhus University To fully understand the impact and significance of the Internet it is essential to consider its historical societal and cultural contexts This handbook presents a wide range of original essays by established scholars in the field of Internet studies exploring the role of the Internet in modern societies and the continuing development of its academic study *Cyber Law* Landmark Publications,2020-12-24 THIS CASEBOOK contains a selection of U S Court of Appeals decisions that analyze and discuss issues surrounding cyber law Volume 2 of the casebook covers the Fifth through the Eleventh Court of Appeals Title I of the Electronic Communications Privacy Act includes a private right of action 18 U S C 2520 against anyone who intentionally intercepts endeavors to intercept or procures any other person to intercept or endeavor to intercept any wire oral or electronic communication 18 U S C 2511 1 a The ECPA also prohibits the intentional use of the contents of information knowingly obtained through such interception See id 2511 1 d The California Invasion of Privacy Act CIPA likewise includes a private right of action Cal Penal Code 637 2 a and similarly prohibits the unauthorized reading or attempting to read of any message report or communication while the same is in transit or passing over any wire line or cable as well as the use of any information so obtained Cal Penal Code 631 a The harms protected by these statutes bear a close relationship to ones that have traditionally been regarded as providing a basis for a lawsuit See Spokeo I 136 S Ct at 1549 Violations of the right to privacy have long been actionable at common law Eichenberger 876 F 3d at 983 And one of the several privacy torts historically recognized was unreasonable intrusion upon the seclusion of another which traditionally extends to among other things tapping telephone wires as well as opening private and personal mail Restatement Second of Torts 652B cmt b There is a straightforward analogue between those traditional torts and the statutory protections codified in ECPA and CIPA against viewing or using private communications Moreover under the privacy torts that form the backdrop for these modern statutes t he intrusion itself makes the defendant subject to liability Restatement Second of Torts 652B cmt b In other words privacy torts do not always require additional consequences to be actionable Patel 932 F 3d at 1274 quoting Eichenberger 876 F 3d at 983 Thus historical practice provides support not only for the conclusion that wiretapping is actionable but also for the conclusion that a wiretapping plaintiff need not allege any further harm to have standing See Eichenberger 876 F 3d at 984 Campbell v Facebook Inc 951 F 3d 1106 9th Cir 2020 **Internet Law** James Grimmelman,2023-07-13 **The Public Manager Case Book** Terrel R Rhodes,Patricia M Alt,Cheryl L Brown,Marueen Brown,Robert Gassner,Sherril

Gelmon, Gary R, Rassel, Carole L, Jurkiewicz, Linda E, Swayne, David F, Thompson, 2002-07-19 As academic disciplines public administration and public policy programs have struggled to link theoretical and conceptual grounding with practical application Students often have discrete courses in human resources finance organizational behavior policy analysis and planning but rarely are they offered an opportunity to pursue these through actual cases and problems facing public managers The Public Manager Case Book is a collection of eight public administration cases that allows students to practice the decision making skills they will need in their jobs as public managers Each case focuses on the local administrative issues managers most often face in their day to day responsibilities and each encourages students to collaborate with others in order to gain the necessary cooperation and information The cases are multi dimensional and challenge students and professors to draw from a variety of knowledge areas to develop alternative recommendations decisions or actions An instructor s manual is available for useful background material references theoretical and conceptual framework and teaching tips About the Editor Terrel L Rhodes is Professor of Public Administration and Vice Provost for Curriculum and Undergraduate Studies at Portland State University

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