



United States Copyright Office

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Re: Docket No. 2020–11
Exemptions to Prohibition Against Circumvention of Technological Measures Protecting
Copyrighted Works

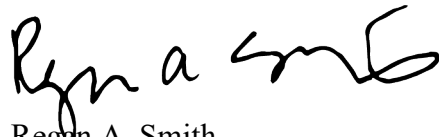
Dear Participants:

Thank you for your participation in the recent hearing related to Proposed Class 3 (Audiovisual Works – Accessibility) as part of the Copyright Office’s Section 1201 rulemaking proceeding. At the hearing, the Office was pleased to see general agreement regarding most of the requested modifications to the existing temporary exemption. The participants did not appear to agree, however, on specific regulatory language with respect to two issues: (1) when proactive remediation may be reasonable and (2) when ostensibly accessible works are not of “sufficient quality.”

Accordingly, the Office requests that the participating parties confer to determine whether they can reach agreement on these issues. After conferring, the parties are invited to submit a joint letter proposing regulatory language that could be adopted in full if the proposed exemption were to be granted. If the parties are unable to reach agreement, they should submit separate letters setting out (1) any remaining points of disagreement, and (2) proposed regulatory language that attempts to bridge those areas of disagreement.

Please provide your response(s) **no later than the close of business Friday, May 7, 2021**. Such responses should identify the responding party and the proposed class at issue, and should be no longer than ten pages. Please note that no further exhibits will be accepted. Please submit your responses to me at regans@copyright.gov and Anna Chauvet at achau@copyright.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Regan A. Smith". The signature is written in a cursive, flowing style.

Regan A. Smith
General Counsel and Associate Register of Copyrights