FRAMED!!
How Law Constructs and Constrains Culture
Friday April 2, 2004, 10am-5:30pm
Duke Law School, Room 3043, Durham, NC 27708
http://www.law.duke.edu/cspd

Supported by the Rockefeller Foundation and Duke's Center for the Study of the Public Domain.
This conference, held during Full Frame, the premier documentary film festival in the United States, examines the impact of intellectual property law on documentary filmmaking and music. It brings together artists — documentary filmmakers and directors, classical composers, jazz musicians and audio collage artists — with a distinguished roster of legal experts to explore the complex interplay between law and art.

The conference is free but space is limited. Register by sending an email to wojciech@law.duke.edu

First Panel: CULTURE ON THE LEGAL CUTTING ROOM FLOOR
"You’re totally free to make a movie in an empty room, with your two friends."
—Davis Guggenheim, filmmaker

Documentary films are records of our culture. But our culture is full of legally protected objects — songs, films, signs, even logos or buildings. Sometimes filmmakers need to use pre-existing copyrighted material to tell a story. Sometimes they accidentally capture copyrighted work in their documentary footage. However, in order to distribute their documentaries, filmmakers must often clear the rights to every protected fragment of film or song — whether it is a focal point of the scene or merely an incidental or fleeting detail. This first panel will bring to light the intellectual property hurdles faced by documentary filmmakers, and the conflict between their need to access protected material, and their desire to protect their own works and maintain the integrity of those works after production.

Filmmakers
Orlando Bagwell has made numerous documentaries including the new "Citizen King," and "Africans in America." Bagwell has received four Emmy awards and three Peabody Awards for his work. He is currently a Program Officer with the Ford Foundation’s Media, Arts & Culture unit.

Davis Guggenheim is the director and producer of numerous films, including "The First Year," for which he won a Peabody Award. Guggenheim is also on the Board of Directors of Creative Commons.

Chris Hegedus is a documentary filmmaker whose works include the acclaimed "Startup.com," which premiered at the 2001 Sundance Film Festival. Hegedus is a Lecturer with Yale University's Film Studies Program.

Marco Williams is the filmmaker, with Whitney Dow, of the award-winning "Two Towns of Jasper." Williams is a Master Teacher at New York University's Tisch School of the Arts.

Legal experts
James Boyle is Professor of Law at Duke Law School, author of “The Second Enclosure Movement,” a board member of Creative Commons and winner of the 2003 World Technology Award in Law.

David Lange is Professor of Law at Duke Law School, coauthor of Lange, LaFrance and Myers, Cases and Materials on Intellectual Property, author of the seminal article "Recognizing the Public Domain." He is also coproducer of "Nuestra Hernandez," a fictional documentary addressing copyright and appropriation.

John Sloss is an attorney representing clients in all aspects of motion picture financing, production, and distribution, including motion picture producers, directors, and writers.
Second Panel: MUSIC, BOUND BY LAW?
"Culture...grows by accretion, each new creator building on the works of those who came before." – Judge Kozinski, Ninth Circuit Court of Appeals
From folk to jazz to blues to rock and roll, music has a long tradition of borrowing, recombining, and building upon existing musical elements. How has this history of borrowing, from jazz and the blues of the Delta, to digital sampling, mash-ups and hip hop been seen by the law? What lines do artists themselves see between borrowing and theft? This panel will examine the treatment of creative practices across musical genres, and consider the musical forms that would be enabled by different ways of doing business within the music industry.

Musicians
John Brown is a jazz bassist who received a Grammy Nomination for his performance and co-writing on Nnenna Freelon's "Shaking Free." Brown serves on the music faculties of Duke University, University of North Carolina at Chapel Hill, and North Carolina Central University.
Mark Hosler is a member of the appropriationist group Negativland and one of the authors of a recent article on fair use entitled "Two Relationships to a Cultural Public Domain."
Anthony Kelley is a composer whose music has been performed by the Atlanta, Baltimore, Detroit, Marin (CA), Oakland East Bay, Richmond, and San Antonio symphony orchestras. Kelley is an Assistant Professor of music at Duke University.

Legal experts
Keith Aoki is a Professor of Law at the University of Oregon School of Law and has written numerous articles in the intellectual property area. Aoki is also a cartoonist and former performance artist who plays bass and electric violin in a band called the Garden Weasels.
Glenn Brown is Executive Director of Creative Commons and lecturer at Stanford Law School.
Bertis Downs is general counsel for the band R.E.M. and adjunct professor at the University of Georgia School of Law.
Jennifer Jenkins is Director of Duke's Center for the Study of the Public Domain and coproducer of "Nuestra Hernandez," a fictional documentary addressing copyright and appropriation.

About Full Frame
The Full Frame Documentary Film Festival [http://www.fullframefest.org/] has been recognized as the premier documentary film festival in the United States by both The New York Times and indieWIRE. The Festival will take place from April 1-4, 2004 in Durham, NC.

About the Arts Project
The Arts Project of the Center for the Study of the Public Domain [http://www.law.duke.edu/cspd] analyzes the effects of intellectual property on cultural production. The Project is run by Jennifer Jenkins, Director of the Center, and is supported by the Center and a grant from the Rockefeller Foundation.

For further information go to [http://www.law.duke.edu/cspd]
To register contact Eileen Wojciechowski [wojciech@law.duke.edu]
Duke Law School, Durham NC 27708 Tel: 919-613-7137 Fax: 919-613-7231