

## Events

**January 21, 2011**

[Brand and Trade-mark Protection in Canada: The oddities of Section 7](#)

10:30am (Room 206, Osgoode Hall Law School)

Justice Hughes will give an overview of statutory protection of brands and trade-marks in Canada, with observations about the oddities of Section 7 (the codification of the common law of unfair competition through "passing off").

**January 25, 2011**

**ALAI - Toronto Luncheon Meeting**

12:00 - 1:45 (Suite 800, One Yonge Street, Toronto)

Professor Giuseppina D'Agostino will deliver a lecture:

[Fiction for Authors? Creating an Author-friendly Copyright Act](#)

RSVP to [alai@hebbsheffer.ca](mailto:alai@hebbsheffer.ca) by January 21.

**January 31, 2011**

[Osgoode IP/IT Club Presents: Career Panel](#)

12:30 - 2:30 (Room 204, Osgoode Hall Law School)

RSVP to [osgoodeipitclub@gmail.com](mailto:osgoodeipitclub@gmail.com)

**April 1, 2011**

*IP/Gender: Mapping the Connections*  
American University  
Washington College of Law

## The IPIGRAM (19 January 2011)

### Feature Posts



#### Book Review - Copyright, Contracts, Creators: New Media, New Rules

January 15, 2011 by Nathan Fan (IPilogue Editor)

*Nathan Fan is a JD candidate at Osgoode Hall Law School.*

In this digital era where authors and creators are scrambling to regain a hold on the copyright in their works, Professor [Giuseppina D'Agostino](#)'s new book, [Copyright, Contracts, Creators: New Media, New Rules](#), is a timely and compelling contribution to the world of copyright literature. Although creators in the music or film industries and the like have often taken the limelight when it comes to copyright discourse, D'Agostino's book focuses on the oft-forgotten but equally important freelance writer. Her book carefully documents the history of copyright laws in relation to freelance writers and assesses the efficiency of those laws to address copyright contracting in the digital era. Ultimately, she argues that the copyright laws in the UK and other countries such as Canada and the US do not sufficiently address copyright contract issues, a central concern to freelancers, and are inadequate to resolve the ambiguity of new uses provided by advances in technology .

[Read more](#)

#### User-Generated Content Sites and Section 512 of the US Copyright Act

January 16, 2011 by Matt Lonsdale (IPilogue Editor)

*Matt Lonsdale is a JD candidate at Dalhousie University.*

Jane Ginsburg, Morton L. Janklow Professor of Literary and Artistic Property Law at Columbia University and IP Osgoode [International Advisory Council](#) member, has released a paper on the liability faced by operators of sites which host user-generated content under US copyright law. The Digital Millennium Copyright Act contains provisions which protect operators from liability for the infringing acts of their users, provided they meet specified criteria. The paper argues that a recent District Court decision could be seen to expand these "safe harbour" provisions and loosen



[See Call for Papers and Symposium details](#)

## IP in the News

### [Freelance authors reach \\$5M tentative settlement](#)

A tentative settlement worth more than \$5 million has been reached in a lawsuit between freelance authors and some of Canada's biggest publishers.

### [Canadian buys Marilyn Monroe rights](#)

A Canadian dealmaker has bought the rights to the image of Marilyn Monroe.

### [Target may have to use different name in Canada because of trademark dispute](#)

U.S. discount retailer Target might have to choose between using a different name in Canada, buying the Canadian rights to the Target trademark, or face a lawsuit.

### [Telstra pursues copyright fight](#)

Telstra has filed an application for special leave to appeal to the High Court of Australia in its copyright fight over the Yellow Pages and White Pages.

### [Book-scanning device adds fuel to copyright debate](#)

The music industry's digital fight moves to the publishing world.

### [Ontario wing joint operator not chicken about trademark fight with U.S. giant](#)

Aurora-based Wild Wings, plans to file against Buffalo Wild Wings, a U.S. chain that recently announced plans to expand into Canada.

### [Microsoft seeks to block Apple 'App Store' trademark](#)

Microsoft has said that it has

the statutory criteria, with the effect of providing protection even to those operators who turn a blind eye to infringement.

[Read more](#)

## Recent Posts

### **Sony Sues over Playstation 3 Security Hack**

January 12, 2011 by Stuart Freen (IPilogue Editor)

*Stuart Freen is a JD candidate at Osgoode Hall Law School.*

Sony Computer Entertainment America has [launched a legal action](#) against a number of computer hackers in an attempt to halt the proliferation of a Playstation 3 security breach. Last month two hacking groups [cracked](#) the PS3's technological protection measures, potentially allowing users to play pirated software on the video game console. The Japanese tech giant responded on Tuesday by asking a California court for an *ex parte* injunction preventing those hackers from distributing the information.

[Read more](#)

### **Public Opinions Brewing Over Starbucks Logo Change**


January 10, 2011 by Leslie Chong (IPilogue Editor)

*Leslie Chong is a JD candidate at Osgoode Hall Law School.*

Starbucks has recently proposed a [newly revamped logo](#) to represent their company – a seemingly simple change that has prompted much furor among their loyal customers and business commentators alike. This coming March, the company's logo will cease to include the words "Starbucks Coffee" that have enveloped their famous siren since the company first started in 1971. This reformulation has left many wondering whether their pared down logo will have [adverse effects on the company's branding](#).

[Read more](#)

asked US officials to block Apple's attempt to trademark the words "App Store".

 pick of the week

[Digital Media Law](#) is a blog featuring up-to-date news centering around digital media, entertainment and technology.

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