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## The IPIGRAM (November 3, 2008)

**Important notice regarding upcoming IP Osgoode events. We have relocated the Women and IP Roundtable event to a downtown location, due to a possible strike and suspension of classes at York University.**

The new location of the Women and IP roundtable (regardless of whether or not a strike occurs) is:

**Gowlings**  
**Suite 1600**  
**1 First Canadian Place**  
**100 King Street West (at King/Bay)**

Please RSVP for this event by contacting [iposgoode@osgoode.yorku.ca](mailto:iposgoode@osgoode.yorku.ca) by Wednesday, November 5. Please ask for the Lafleur/Henderson rooms, when you arrive at reception.

## Featured Blog Post

### [“A Decisive Movement for the Future of a Civilized Internet”: French Senate Votes Overwhelmingly in Favour of Enacting Three Strikes Law](#)

November 3, 2008 by Sundeep Chauhan and Kate Leslie

In a move that is sure to make legislators around the world stand up and take notice, the French Senate recently sent a clear message to those engaged in illegal downloading that their behaviour will not be tolerated. [Read more](#)

## IPilogue – Recent Posts

### [Fighting Organized Crime with the Help of IP Law](#)

November 3, 2008 by George Nathanael (IPilogue Editor)

In a recent [crackdown](#) against a notorious motorcycle gang, the Mongols, a California district court judge has [decided](#) to strip away the gang’s right to use its registered trademark name. [Read more](#)

### [Facebook Photos and Media Freeloading: An Unfair Deal](#)

November 2, 2008 by Justin Lim

The user-oriented approach to copyright law expressed in *CCH Canadian Ltd. v. Law Society of Upper Canada* cannot be used to justify media freeloading under the guise of fair dealing. [Read more](#)

### [Patent Grid Lock: Clearing Traffic](#)

November 2, 2008 by Liliana Ferreira

Trying to get from point A to B can be frustrating, particularly when stuck in gridlock. [Read more](#)

### [Social Networking and Profile Ownership in Hays](#)

November 2, 2008 by Daniel Kennedy

In a recent blog post, Judith Kirkpatrick discusses two British cases dealing with profile ownership on the social networking websites LinkedIn and Facebook. [Read more](#)

## IP Osgoode Speaks: Upcoming Events

**Tues, Nov 4** (12:40pm-1:40pm, Room 204)

**Lord Justice Jacob**, The Court of Appeal (UK)

Title: *“The Scope of a Patent: Claim Construction and Equivalent*

**Thurs, Nov 6** (12:40pm-1:40pm, Room 204)

**Professor Ann Bartow**, University of South Carolina School of Law

Title: *“The Intersection of Copyright and Pornography”*

**Fri, Nov 7** (10:00am-2:00pm, **NEW LOCATION:** Gowlings, Suite 1600, 1 First Canadian Place, 100 King Street West — Lafleur/Henderson rooms)

**Women and IP Roundtable: *Is everything rosy in here or is the glass ceiling tinted pink?***

CHAIR:

Professor Giuseppina D’Agostino (Osgoode Hall Law School)

PANELISTS:

Susan Abramovitch (Gowling Lafleur Henderson LLP)

Professor Ann Bartow (University of South Carolina)

Darlene H. Carreau (Trade-marks Opposition Board)

May Cheng (Fasken Martineau DuMoulin LLP)

Professor Carys Craig (Osgoode Hall Law School)

Virginia H.L. Jones (Canadian Motion Picture Distributors Association)

Sangeetha Punniyamoorthy (Dimock Stratton LLP)

COMMENTATOR:

Pascale Chapdelaine (PhD candidate, Osgoode Hall Law School)

Please RSVP by Wednesday, November 5 at [iposgoode@osgoode.yorku.ca](mailto:iposgoode@osgoode.yorku.ca)

## IP in the News

### [French internet law clashes with EU position](#)

The French Senate has overwhelmingly voted (297 to 15) in favour of a law that requires ISPs to cut off internet service to those who repeatedly infringe copyright law.

### [Your Business Method Patent Has Just Been Invalidated](#)

The long anticipated decision in the *In Re Bilski* case has been released by the U.S. Court of Appeals for the Federal circuit.

### [Google, Microsoft and Yahoo! join human rights initiative](#)

The three technology companies have announced the creation of the Global Network Initiative, an organization whose mission is to protect and advance freedom of expression and privacy.

### [Thailand plans to block websites insulting royals](#)

The Thai government is looking into investing in technology that will block websites that are deemed to be insulting to the royal family.

### [Linking to defamatory material is not the same as publishing it, says Canadian court](#)

The Supreme Court of British Columbia holds that a claim for defamation does not exist against a person who is merely providing a link to a third party website.

### [Authors, publishers settle suit against Google](#)

The Authors Guild and the Association of American Publishers have reached an agreement with Google,

settling lawsuits over Google Book Search.

### [10 Years Later, Misunderstood DMCA is the Law That Saved the Web](#)

The Digital Millennium Copyright Act has been in existence for a decade now and Wired's Threat Level blog takes a look back at it.

## IP Pick of the Week

The [Canadian Writers Group](#) is a new literary agency for freelance writers. The web site contains information about how the agency works.

## IP Poll of the Week

In [last week's poll](#), 65% of voters did not think that items existing within online virtual gaming worlds are "goods" which if "stolen" may be the subject matter of theft under the law.

This week we ask:

Are you in favour of a law that requires ISPs to terminate internet service to those who repeatedly infringe copyright law?

Visit our [website](#) to vote on our IP Poll of the Week.

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