

AMERICAN COLLEGE OF HEALTHCARE

Copyright Infringement Policy

Introduction

American College of Healthcare (ACH) provides that all copyrighted materials “must be used in conformance with applicable United States copyright and other laws”. Downloading or distributing copyrighted materials, such as third-party software, without the express written permission of the owner of the proper license is illegal, unless use of the material is qualified as “fair use” according to the definition in 17 USC section 107.

P2P Blocking

Consequently, the ACH Wi-Fi network is configured through Cisco firewalls and routers to block the use of Peer to Peer (“P2P”) file sharing networks that are used to share copyrighted materials, including but not limited to, music, software, movies, and television programs, in violation of the Federal Digital Millennium Copyright Act (DMCA) and other Federal Copyright laws. Students are prohibited from using these file sharing networks on any ACH provided network, including Wi-Fi network. ACH also uses Websense software to limit student internet access to educational and program-program relevant material.

Legal Alternatives to P2P

While not exhaustive below is a list of legal alternatives to the unauthorized download of copyrighted materials. Ach does not endorse any of the below-listed alternative download sites.

ABC TV – <http://abc.go.com/watch>

Amazon MP3 Downloads – <http://www.amazon.com/mp3-Music-Download/b?node=163856011>

Amazon Video on Demand – <http://www.amazon.com/gp/feature.html?ie=UTF8&docId=1000739191>

AOL Music - <http://music.aol.com/>

Apple iTunes - <http://www.apple.com/itunes/>

Artist Direct Network - <http://www.artistdirect.com/>

AudioCandy - <http://www.audiocandy.com/>

BearShare - <http://www.bearshare.com/>

BET - <http://www.bet.com/music>

Blip.fm - <http://blip.fm/>

Blockbuster Online - <http://www.blockbuster.com/>

Bravo Videos - <http://video.bravotv.com/videos>

Buy.com - http://www.buy.com/dept/Music_CDs_/109.html

Cartoon Network Video – <http://www.cartoonnetwork.com/video/>
CBS Video - <http://www.cbs.com/video/>
CD Baby - <http://www.cdbaby.com/> CinemaNow - <http://www.cinemanow.com/>
Clicker - <http://www.clicker.com/login.html>
The Criterion Collection - <http://www.criterion.com/>
The CW Video - <http://www.cwtv.com/cw-video> Dimple Records - <http://www.dimple.com/>
Discovery Channel Videos - <http://dsc.discovery.com/videos/>
Disney Videos - <http://home.disney.go.com/lite/index>
Download Fundraiser - <http://www.downloadfundraiser.com/>
The Electric Fetus - <http://www.electricfetus.com/>
eMusic - <http://www.emusic.com/>
ESPN360 - <http://espn.go.com/espn3/index>
EZ Takes - <http://www.eztakes.com/>
Fancast - <http://www.fancast.com/>
FOX on Demand - <http://www.fox.com/fod/index.htm>
FX Networks Video - <http://www.fxnetworks.com/>
For Your Entertainment (FYE) - <http://www.fye.com/>
Gallery of Sound - <http://www.galleryofsound.com/>
Hulu Movies & TV - <http://www.hulu.com/>
iLike - <http://www.ilike.com/>
iMDb Video - <http://www.imdb.com/features/video/>
imeem - <http://www.myspace.com/music?user=imeem>
iMesh - <http://www.imesh.com/>
Independent Records & Videos - <http://www.beindependent.com/>
Jaman - <http://www.jaman.com/>
Jamendo - <http://www.jamendo.com/en/>
Joost Movies & TV - <http://www.joost.com/>
Last.fm - <http://www.last.fm/>
Latinoise - <http://www.latinoise.com/>
LifeWay Christian Music - <http://www.lifewaystores.com/lwstore/dept.asp?dept=MUSLiquid Digital Media> - <http://www.liquid.com/>
Listen.com - <http://blog.listen.com/>
Magnatune - <http://magnatune.com/>
MediaNet - <http://www.mndigital.com/>
Mindawn - <http://www.mindawn.com/>
MOG All Access - <http://mog.com/>
MovieFlix - <http://www.movieflix.com/>
MP3.com - <http://www.mp3.com/>
MTV Video - <http://www.mtv.com/videos/home.jhtml>
Music Millennium - <http://www.musicmillennium.com/>

Music Rebellion - <http://podcast.musicrebellion.com/>
Lifetime Video - <http://www.mylifetime.com/video>
MySpace Music - <http://www.myspace.com/music>
Napster – www.napster.com NBC Video - <http://www.nbc.com/video/>
Netflix Movies & TV - <http://www.netflix.com/>
Neurotic Media - <http://www.neuroticmedia.com/>
Nick Jr. Video - <http://www.nickjr.com/video/>
Pandora - <http://www.pandora.com/#/stations/create/>
PBS Kids Go! Video - <http://www.pandora.com/#/stations/create/>
Pro-Music - <http://www.pro-music.org/>
Qtrax - <http://v2test.qtrax.com/>
Rhapsody - <http://www.rhapsody.com/home.html>
Slacker - <http://www.slacker.com/>
South Park Studios - <http://www.southparkstudios.com/episodes/>
Spinner - <http://www.spinner.com/>
Spotify - <http://www.spotify.com/int/new-user/>
Superpass Online Entertainment - <http://www.real.com/superpass>
TBS Videos - <http://www.tbs.com/videos/index.jsp>
The WB - <http://www.thewb.com/>
TidalTV - <http://www.tidaltv.com/>
TNT Videos - <http://www.tnt.tv/dramavision/>
USA Network Videos - <http://www.usanetwork.com/fullepisodes/>
VH1 Videos - <http://www.vh1.com/video/full>
Superpass Online Entertainment - <http://www.real.com/superpass>
TBS Videos - <http://www.tbs.com/videos/index.jsp>
The WB - <http://www.thewb.com/>
TidalTV - <http://www.tidaltv.com/>
TNT Videos - <http://www.tnt.tv/dramavision/>
USA Network Videos - <http://www.usanetwork.com/fullepisodes/>
H1 Videos - http://www.vh1.com/video/full_episodes.jhtml
Walmart MP3 Music Downloads - <http://mp3.walmart.com/store/home>
Xbox Live Marketplace - <http://marketplace.xbox.com/en-US/videos/>
Yahoo! Music - <http://new.music.yahoo.com/> • Zune - <http://www.zune.net/en-US/>

Infringement of Copyright Laws

Federal law provides severe civil and criminal penalties for the unauthorized reproduction, distribution, or exhibition of copyrighted materials. Criminal copyright infringement is investigated by the Federal Bureau of Investigation. The penalties may depend upon the amount and the willfulness of the infringing activity and can range from civil liability, criminal liability, money damages, including reimbursement of attorneys' fees and costs. In a civil lawsuit, the penalty for copyright infringement can range from \$100 to \$30,000 per copyrighted

work infringed. This penalty can be increased to \$150,000 per infringed work in cases of particularly flagrant infringement. Willful copyright infringement can also result in criminal penalties, including imprisonment up to five years and fines up to \$250,000 per offense.

For details, please review Title 17 of United States code, sections 504 and 505. More information may also be obtained from the U.S. Copyright office at www.copyright.gov and their FAQ at www.copyright.gov/help/faq.

Investigation of Infringement Complaints

Allegations of copyright infringement by ACH students who violate DCMA will be investigated. The infringement will be reported to the Campus Director for appropriate action. If ACH determines that any users have violated any copyright laws, the offending user's access to online services may be determined or the student may be dismissed. ACH reserves the right to choose how to address or respond to any received allegation of copyright infringement.

Annual Assessment and Amendment

On an annual basis, ACH shall assess this policy and its program to detect and prevent copyright violations and unauthorized P2P downloads. This policy may be amended from time to time as ACH deems it necessary or desirable to applicable statutory and contractual constraints.