

Court ..CA..-9.....
 Argued1/17....., 19.83
 Submitted, 19...

Voted on...1/21....., 19.83
 Assigned, 19...
 Announced, 19...
 No. 81-1687

SONY CORPORATION OF AMERICA, ET AL., Petitioners

vs.

UNIVERSAL CITY STUDIOS, INC., ETC., ET AL.

03/12/82 - Cert.

5/27/82 - Relist

6/3/82 - Relist - soc

6/14/82 - Cert. granted

To be reargued October 1983 Term.

| | HOLD FOR | CERT. | | JURISDICTIONAL STATEMENT | | | | MERITS | | MOTION | | ABSENT | NOT VOTING |
|----------------|-------------|-------|---|-----------------------------|------|-----|-----|--------|-----|--------|---|--------|------------|
| | | G | D | N | POST | DIS | AFF | REV | AFF | G | D | | |
| Burger, Ch. J. | ✓ | ✓ | | | | | | ✓ | ✓ | | | | |
| Brennan, J. | | | ✓ | | | | | ✓ | ✓ | | | | |
| White, J. | | | ✓ | | | | | ✓ | ✓ | | | | |
| Marshall, J. | | | ✓ | | | | | ✓ | ✓ | | | | |
| Blackmun, J. | | | ✓ | | | | | | ✓ | | | | |
| Powell, J. | | | ✓ | | | | | | ✓ | | | | |
| Rehnquist, J. | | | ✓ | | | | | | ✓ | | | | |
| Stevens, J. | | | ✓ | | | | | | ✓ | | | | |
| O'Connor, J. | | | ✓ | | | | | | ✓ | | | | |

- ① DCA - staple author of common - [Fry of facts - not sure its right]
- ② TIMBER SHIRT + LIBRARY
CHIEF JUSTICE
Propeller Fair Use copyright in white note
- ③ In any copying an automatic infringement - [Copying is controlled by copyright]
- ④ HISTORY of BOARD CASE REVENUE in app - [CAMP 11/12]
- ⑤ A minor or free - [No Books in Timber-Shift]
- Tim-SHIRT in not in INF, but LIBRARY -

① New - Volume = 4.4

POWELL, J.
Largest of home use right +
Largest of export
[Court date - T-45 & L-4]

② SONY has substantial responsibility

BRENNAN, J. ① HOME copy = Refer to 106, not my to Fair Use not 107

Tim-SHIRT in Fair Use - But Library - RUC, in not Fair Use -

② LIBRARY BOD = Rights to be reported
DIP IMPACT ON MKT [Brennan's not holding in inf, not over of copying - ?]

③ COMPASSIONATE LIBRARIANS PLEASE PLEASE

REHNQUIST, J. TORTING PRIMA CASE LAW + SURVEYOR

STAPLE of commoned - PARENT LAW

③ WHITE, J. ① Tim-SHIRT in Non-1 after U. RUC vs SHIRT GRS

② Copying in Library is not Fair Use - [But not fair to make Sony = Court 1/1]

STEVENS, J. If Tim-SHIRT OK, Making new Court. Inf.

MARSHALL, J. WITH BRW

[A] [B] [C] [D] [E] [F] [G] [H] [I] [J] [K] [L] [M] [N] [O] [P] [Q] [R] [S] [T] [U] [V] [W] [X] [Y] [Z]

O'CONNOR, J. ① Copy that not copy +
② Copy not in - P
③ DOT dis not fair use - STAPLE

Don't make remedy good -
No punishment of inf to the Best of my mind

BLACKMUN, J. 3 ISS ① IMPRIM - 10012 app -
② Court 1/1 [RUC] -
③ Remedy - STATUTE ORIGIN

DCA my in [copy] in [example] not '71 & '72 RUC
in [copy] in [example] not '71 & '72 RUC
TIMBER-SHIRT in

MEMO:

① NO CHANGE - ULTIMATELY COME BACK -

② EVEN IF NOT, NO RVS
CHIEF JUSTICE

① START WITH HAB - 50 USC

② THERE WAS INFRINGEMENT -
POWELL, J.

Ⓐ UNUSUAL ABOUT CONT INF

Ⓑ LET D. CT RECONSIDER

∴ A on info
B on info

③ BRENNAN, J. SAME -

ON THIS RECORD + POPS -
SUBSTANTIAL NON-INFRINGEMENT VS
TIMESHIFTING - NO BE HARM. AT

NO CONT INF - NEED NOT
DO M.

REHNQUIST, J. WITH HAB LAST YR

① IF HOLD SOME, MUST COVER ALL
ISSUES

→ ② IF RVS - JUST ADDRESS
CONT INF

③ DON'T THINK THERE WAS
FOIA USE

WHITE, J. ① STRIKE OUT THE

PATENT LAW + APPLY HERE

QUID ERAT WITH INFRINGEMENT -

USCS - Ⓐ SOME OTHER LIMITS

Ⓑ TIME SHIFTING
FAIR USE - NO

IVS LIBRARY INTEREST?

STEVENS, J.

MARSHALL, J. WITH HAB UNLESS

UNUSUAL

O'CONNOR, J. ① JOIN JPS 1/2 LIMIT
TO CONT INF - LEGAL

② SOME APPLIC. OF PATENT LAW
CONCEPTS IS USABLE

BLACKMUN, J. SAME AS LAST YR -

① '71 Amendment - ONLY SOME

② FROM USE - LIMITED TO PUBLIC
BENEFIT -

Ⓐ BELIEVES PREDICTABLE HARM -

Ⓑ CONT INF - DURING NOT MORE
DEFINITE - @ INFRINGEMENT
BY SOME

MEMO:
V. KURTZ + R

IF SIGNIFICANT PORTION
NON-INFRINGEMENT -
[ESAY AWAY FROM
"STABLE APPT" - JUSTICE
MADE LAW