

NORTH CAROLINA

December 1, 2009

Dear UNC Press Author:

This is the fifth in a series of messages about the Google settlement. You can find the earlier letters at <http://www.uncpress.unc.edu/browse/page/618#submitting>

On November 19 Judge Chin accepted the filing by Google, the Authors' Guild, and the Association of American Publishers of an amendment to their original settlement and set some new dates for the process going forward. There are 20 amended items—best summarized in a Supplemental Notice issued by Judge Chin—and a revised timeline. None of the changes affect the financial terms of the settlement, nor have the changes caused UNC Press to revisit the decision to stay in the settlement (see my earlier letters).

Among the changes is a new commitment to locate the rightsholders of so-called “orphan” works (this provision in no way limits Congress from passing orphan works legislation). The “Most Favored Nations” clause has been eliminated. And Google will be required to provide more public access terminals at public libraries.

The deadline for filing objections (which are limited to the amended items only) is January 28, 2010, and the fairness hearing will be held on February 18, 2010. At this point, many expect that Judge Chin will issue a decision rather promptly after the hearing. Here are links to some additional information.

The Supplemental Notice, outlining all amended items, can be found at:

<http://www.googlebooksettlement.com/Supplemental-Notice.pdf>

The AAP site includes an overview and an FAQ on the revised agreement:

http://www.publishers.org/main/PressCenter/Archicves/2009_November/RevisedGoogleBooksSettlementFiled.htm

You may also want to read the coverage of the amended settlement in the *Wall St. Journal* and the *New York Times*.

As always, if you have questions and cannot find the answers in the FAQs, links, news articles, and/or summaries, please contact us at uncpress.googlesettlement@unc.edu. We will make every attempt to answer in a timely fashion.

Best wishes for the holiday season,



Kate Douglas Torrey
Director, UNC Press