

COMPUTER NETWORK SERVICES AND POLICIES

We are pleased to be able to provide you with e-mail network accounts and connections in all residence hall rooms. It is important to understand, however, that these services are privileges. We expect you to use these privileges in an appropriate, professional manner and to respect the rights of others. The Champlain College Code of Conduct applies to electronic communication.

The College audits and logs transactions. If you send inflammatory or harassing e-mail, access inappropriate or illegal materials or interfere with the network in any way that affects others at the College, disciplinary action may be taken, including the following:

- Your e-mail and network accounts can be terminated.
- The connection in your residence hall can be terminated.
- The incident will be referred to the appropriate campus department for disciplinary action.

Students must recognize that the illegal distribution of copyrighted materials (including unauthorized peer-to-peer file sharing) may subject you to criminal and civil penalties. The college will take steps to detect and identify such distribution and will cooperate fully with law enforcement agencies and copyright owners. In addition, internal disciplinary action, including termination of network access, may be taken. A list of legal alternatives for downloading music and other copyrighted material is available on the College's web site.

The following is a summary of civil and criminal penalties for violation of federal copyright laws:

Copyright infringement is the act of exercising, without permission or legal authority, one or more of the exclusive rights granted to the copyright owner under section 106 of the Copyright Act (Title 17 of the United States Code). These rights include the right to reproduce or distribute a copyrighted work. In the file-sharing context, downloading or uploading substantial parts of a copyrighted work without authority constitutes an infringement.

Penalties for copyright infringement include civil and criminal penalties. In general, anyone found liable for civil copyright infringement may be ordered to pay either actual damages or "statutory" damages affixed at not less than \$750 and not more than \$30,000 per work infringed. For "willful" infringement, a court may award up to \$150,000 per work infringed. A court can, in its discretion, also assess costs and attorneys' fees. For details, see Title 17, United States Code, Sections 504, 505.

Willful copyright infringement can also result in criminal penalties, including imprisonment of up to five years and fines of up to \$250,000 per offense.

For more information, please see the Web site of the U.S. Copyright Office at www.copyright.gov, especially their FAQ's at www.copyright.gov/help/faq.