



Music Publishers' Association of the United States

Minutes of the Officers & Board of Directors Meeting
April 22, 2004 at BMI

Fred Anton, 1st Vice-President	Present
Jennifer Bilfield	Absent
Beebe Bourne, President	Present
Arnold Broido	Present
Tom Broido, 2nd Vice-President	Present
Gene Caprioglio	Present
Susan Feder	Present
Aida Gurwicz	Present
Christopher Johnson	Present
Lauren Keiser	Absent
James Kendrick Esq., Counsel	Present
Janna Mattson, Administrator	Present
Larry Morton	Present
David Murray	Absent
Lee Paynter	Present
Lynn Sengstack	Present
John Shorney	Present
Charles Slater, Treasurer	Present
Robert Thompson, Secretary	Present

Call to Order: The meeting was called to order at 10:00am.

Approval of Minutes: The minutes of the February 26, 2004 meeting were approved as circulated.

Treasurer's Report: The Treasurer's report presented by Charles Slater was approved as circulated.

Old Business

Annual Meeting: President Bourne thanked Aida Gurwicz for organizing speakers and Lauren Keiser for organizing the afternoon session for the annual meeting. The meeting of the Board will take place at 4pm after the annual meeting on June 4th. Nominees for open Board positions were announced.

Archives/University of Maryland Update: Charles Slater spoke with Bruce Wilson who stated there was still response from the attorneys at the Univ. of Maryland. If there is still no progress in two weeks, President Bourne will draft a letter giving a deadline for executing the agreement, after which the MPA will seek an alternative depository for the MPA archives.

Paul Revere Awards: Fred Anton reported that the certificates will be presented to the winners at the annual meeting. Award applications

appear to be on track. The question was raised whether more than one set of the winning publications could be toured simultaneously.

Website Update: Bob Thompson presented a plan and proposal from Nancy Clarke for the redesign and implementation of the new MPA website. The cost will be \$8000.00. A motion to approve Nancy Clarke's proposal was passed.

Arnold Broido felt it important to emphasize not just the covers of the Paul Revere Awards on the new website, but the musical content which exemplifies the standards set by winning publications. Aida Gurwicz asked whether the website could include 30-second sound files of winning entries, where appropriate. Discussion ensued whether the website could contain photos, streaming audio and/or video from the annual convention. Jim Kendrick will ask the American Music Center concerning use of a camera and crew to record speakers at the Annual Meeting.

President Bourne raised the issue of whether the MPA should embark on the development of a CDROM or DVD to promote copyright awareness. The format might be a school environment in which copyright issues are discussed. There are numerous issues to consider, including costs, format, market, and distribution. President Bourne asked Lynn Sengstack to take up the issue and examine its feasibility.

New Business

Legal and Legislative Update: Jim Kendrick reported on recent bills introduced in the House and Senate. A bi-partisan bill was introduced in the Senate by Senators Patrick Leahy and Orin Hatch which would allow the justice department to have not just criminal but civil authority to apprehend copyright infringers. A Bill introduced in the house, by way of the House full committee on courts, internet and intellectual property would change the law such that one illegal download of copyrighted material would constitute a felony. Under current law, one thousand downloads constitutes a felony. Peer-to-Peer file sharing networks would be required to post warning notices to its users concerning copyright infringement and additional money for copyright enforcement and training would be provided through the House bill. In the Courts, the summary judgment motion in the Golan case was considered by the Court. The illegality of the copyright extension act was dismissed, however the other counts, including the GATT treaty which included restoration of copyrights will move forward through the Court. There has been no decision yet in the Groxster case in the Ninth circuit. In the Australian courts, litigation is proceeding against Groxster. In Canada, the Federal Court in Toronto rejected a request to hand over the names of twenty nine persons accused of illegal file sharing, as the court claimed there was no evidence that the persons named were directly responsible for copyright infringement, although their computers were used for such purpose.

DVD Project-Bourne: (covered above)

Committee Chairmen's Reports: (attached)

Committee Reports

ACDA - Christopher Johnson. Chris reported no further progress in obtaining review guidelines and the Board thanked him for his efforts.

Annual Meeting-Local Arrangements-Thomas Broido. No Report

Annual Meeting - Program - Vacant.

Archive - Lynn Sengstack - No Report.

Copyright/Licensing- Arnold Broido mentioned that the MENC's new "Creativity in the Classroom" page is now up at www.menc.org. The direct link is:

<http://www.menc.org/information/copyright/creativity/contents.html>

Education Contacts & Trade Relations - Lauren Keiser. No Report

Engraving - Arnold Broido. A meeting is scheduled for May 27th.

Finance/Audit- Fred Anton. No Report

International Contact- Arnold Broido. Reported that there may be a settlement in the works between BIEM and IFPI. Arnold will be in attendance at the June 7-8 ICMP meeting in London.

MLA/MOLA/MPA - Tom Broido. There is a meeting scheduled for April 23 (Bob Thompson will attend for Tom Broido).

Membership - Brian Hill. No Report

Paul Revere Awards - Fred Anton. Covered.

Performance - Jennie Bilfield. No Report

Press/Publicity/Public Relations- Lynn Sengstack & Jennie Bilfield. No Report.

Research/Development/New Technology - Larry Morton distributed a report and mentioned that the committee is developing a resource list for the MPA of current technologies and the companies behind them (see attached report for further information).

Susan Feder raised the point that, after Linda Golding's meeting with the MPA, an agenda and purpose for the use of current MPA assets, specifically the Kopinor income, has not been decided. Discussion ensued whether the MPA should consider potential receipts (non-profit organizations like the American Music Center, where the MPA has made donations) for some of these funds. Arnold Broido suggested that the Kopinor assets be used to further the MPA's agenda. The issue was tabled until the September meeting.

The meeting was adjourned at 11:50am. The next meeting will take place on June 4th at 4pm at the Helmsley Hotel.