

Questions for the Record from Chairman Darrell Issa for Mr. Matt Schruers
“Digital Copyright Piracy: Protecting American Consumers, Workers, and Creators”
December 13, 2023

1. What is the correct understanding of the term “expeditiously” in the takedown provision of Section 512 of the Digital Millennium Copyright Act?
2. What technical, economic, or other limitations, if any, would prevent instantaneous or near instantaneous takedowns of pirated copies of works, particularly live sporting events?
3. In your testimony, you seemed to indicate that a distinction could (and should) be drawn between websites dedicated to piracy and websites, including websites that host user generated content, which at times have infringing material posted along with non-infringing materials. Would site blocking be an effective and reasonable tool against piracy if it were clearly limited to the former, and if so, what standard or criteria should be applied to distinguish them from the other types of sites?
4. In your testimony, you referenced occasions where site blocking has resulted in blocking more than the intended target of the notice. Are you aware of any instances where site blocking was undertaken in another country to address piracy (not other illicit activity) and blocking of unrelated sites occurred? And if so, what was the cause of the overbreadth in each of those instances (e.g., technical limitations, errors or ambiguities in orders, human error)?