

## LLAW President's Message

Ted Potter  
 Marquette University Law Library

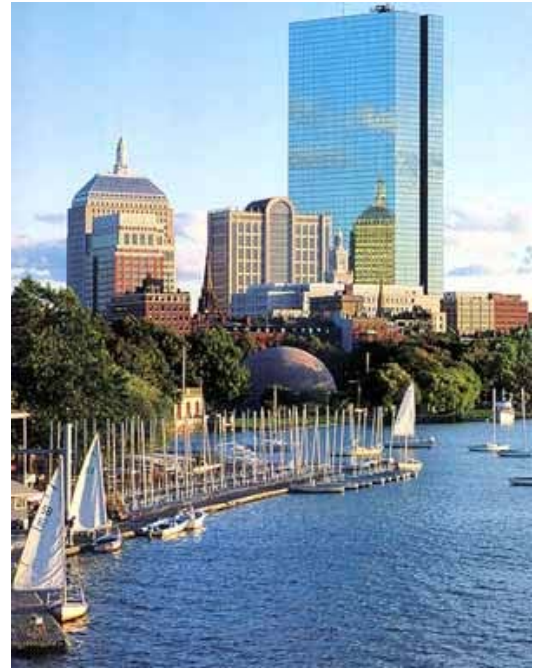


What I did with my summer vacation: I went from Milwaukee to Boston, from Boston to Mumbai, and from Boston back to Milwaukee, all in one week! The 97<sup>th</sup> annual meeting of the American Association of Law Libraries had all the attributes of a long vacation away from home – sleeping and eating in unfamiliar surroundings, excitement and anticipation over what we'll do and see next, lots of walking, good conversations with new people, constant stimuli, eventual exhaustion, and relief that it's finally over and it's time to go home. This description certainly fits my experience this year, but it was quite rewarding, as I got to attend programs that will benefit me locally, and our profession globally. I offer sincere thanks to LLAW for giving me financial support to attend this year's annual meeting, and I hope you'll see this as a possible benefit to your volunteering to become LLAW President some day!

One of the highlights of my stay in Boston was to walk up in front of several hundred people during the Association Luncheon to accept the West / AALL Excellence in Marketing Award for Best Campaign on behalf of Carol Bannen and LLAW. There was hooting and hollering from a table full of LLAW members as I stepped up to shake hands with AALL President, Janis Johnston, and accept the plaque, (*see photograph at page 15*) but what I remember most clearly is the ocean of faces and what an honor it was to be up there representing our wonderful chapter! Thank you, Carol, for making this initiative such a success!

Carol's efforts remind me that our organization is about service, and that any and all of us can make a difference

*(Please see President on page 11)*



## Notes from Boston Begin on Page 8

### INSIDE THIS ISSUE

<i>President's Message</i>	<i>Page 1</i>
<i>LLAW Officers &amp; Committees</i>	<i>Page 2</i>
<i>Committee Reports</i>	<i>Pages 3, 5, 6, 12</i>
<i>Member News</i>	<i>Page 4</i>
<i>Treasurer's Report</i>	<i>Page 7</i>
<i>AALL News</i>	<i>Pages 8, 9, 10, 14</i>
<i>Recommended Readings</i>	<i>Page 18</i>
<i>2004 Events Calendar</i>	<i>Page 25</i>

# LLAW OFFICERS AND COMMITTEES 2004/2005

## OFFICERS

President	Ted Potter	414-288-1696	<a href="mailto:ted.potter@marquette.edu">ted.potter@marquette.edu</a>
Vice President/President Elect	Bev Butula	414-225-1721	<a href="mailto:bbutula@dkattorneys.com">bbutula@dkattorneys.com</a>
Secretary	Diane Duffey	414-271-0900	<a href="mailto:dduffey@habush.com">dduffey@habush.com</a>
Treasurer	Jim Mumm	414-288-5351	<a href="mailto:jim.mumm@marquette.edu">jim.mumm@marquette.edu</a>
Past President	Bonnie Shucha	608-265-5513	<a href="mailto:bjshucha@wisc.edu">bjshucha@wisc.edu</a>

## COMMITTEES AND LIAISONS

### ARCHIVES

Olivia Bradford Jaskolski (Chair)  
414-665-2423  
[oliviabradford@northwesternmutal.com](mailto:oliviabradford@northwesternmutal.com)

### GOVERNMENT RELATIONS

Tony Chan (Chair)  
414-277-5834  
[apc@quarles.com](mailto:apc@quarles.com)

### GRANTS

Amy Thornton (Chair)  
608-259-2629  
[ATHORNTON@staffordlaw.com](mailto:ATHORNTON@staffordlaw.com)

### MEMBERSHIP

Carol Schmitt (Chair)  
608-283-7514  
[cschmitt@boardmanlawfirm.com](mailto:cschmitt@boardmanlawfirm.com)

### NEWSLETTER

Julia Jaet (Lead Editor)  
414-288-5346  
[julia.jaet@marquette.edu](mailto:julia.jaet@marquette.edu)

Bev Butula (Prepublication Editor)  
414-225-1721  
[bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com)

Jim Mumm (Layout Editor)  
414-288-5351  
[jim.mumm@marquette.edu](mailto:jim.mumm@marquette.edu)

### NOMINATING

Amy Bingenheimer (Chair)  
414-277-5849  
[aeb@quarles.com](mailto:aeb@quarles.com)

### PLACEMENT

Melissa Mooney (Chair)  
608-257-5035  
[mmooney@foleylaw.com](mailto:mmooney@foleylaw.com)

### PROGRAM

Bev Butula (Co-Chair)  
414-225-1721  
[bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com)

Diane Medcalf (Co-Chair)

608-266-0325  
[MedcalfDN@DOJ.STATE.WI.US](mailto:MedcalfDN@DOJ.STATE.WI.US)

### PUBLIC ACCESS TO LEGAL INFORMATION

Paula Seeger (Chair)  
608-262-6316  
[paula.seeger@wicourts.gov](mailto:paula.seeger@wicourts.gov)

### PUBLIC RELATIONS

Kellee Selden-Huston (Chair)  
414-225-1410  
[kselden@dkattorneys.com](mailto:kselden@dkattorneys.com)

Carol Bannen  
414-298-8253  
[cbannen@reinhartlaw.com](mailto:cbannen@reinhartlaw.com)

### WEBSITE COMMITTEE

Amy J. Gannaway (Chair)  
608-286-7164  
[agannaway@lathropclark.com](mailto:agannaway@lathropclark.com)

---

### SPECIAL COMMITTEE ON ARTICLES

Carol Bannen (Chair)  
414-298-8253  
[cbannen@reinhartlaw.com](mailto:cbannen@reinhartlaw.com)

### SPECIAL COMMITTEE ON WISCONSIN ADMINISTRATIVE CODE DIGITIZATION

Heidi Yelk (Chair)  
608-261-7555  
[heidi.yelk@wicourts.gov](mailto:heidi.yelk@wicourts.gov)

---

### LIBRARY SCHOOL LIAISONS

#### UW-MADISON

Amy Thornton  
Laura Olsen Dugan

#### UW-MILWAUKEE

Laura LaRose

The LLAW Newsletter, official publication of the Law Librarians Association of Wisconsin, Inc., is published quarterly in Spring, Summer, Fall and Winter and distributed to all LLAW members. Dues renewal falls in June of each year. Subscription rate is \$4.00 to non-members. For membership information contact Carol Schmitt, Chair of the Membership Committee, Boardman Suhr Curry & Field LLP, 1 S. Pinckney St., Ste 410, Madison WI 53701-0927 (608/283-7514) ([cschmitt@boardmanlawfirm.com](mailto:cschmitt@boardmanlawfirm.com)). Address all inquiries or items of interest to the LLAW Newsletter Editor, Julia Jaet, Marquette University Law Library, PO BOX 3137, Milwaukee WI 53201-3137 or by e-mail to [julia.jaet@marquette.edu](mailto:julia.jaet@marquette.edu). Send contributions to Bev Butula, Davis & Kuelthau, S.C., 111 E. Kilbourn Ave, Milwaukee WI 53202 or by email to [bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com). © Law Librarians Association of Wisconsin, Inc., 2004.

## Government Relations Committee Annual Report 2003-04

- In Nov. 2003, LLAW member Heidi Yelk suggested that the Wisconsin State Legislature's new legislation alert service might be a good nomination for AALL's Government Relations Committee 2004 Public Access to Government Information (PAGI) Award.

As approved by Bonnie Shucha, LLAW submitted a letter of nomination (1/4/04) to the AALL Government relations Committee. An email notification was sent to Terry Anderson, System Administrator of the Wisconsin Legislative Notification Services, regarding this nomination.

- Persistent attempts by large database producers to pass legislation providing additional protection to databases have led to the introduction of the *Database and Collections of Information Misappropriation Act* (Popular title: Database Protection bill) (Oct. 8, 2003). The bill establishes conditions under which a person is prohibited from taking a "quantitatively substantial" part of the information in a database and making it commercially available. Libraries and other opponents believe that the bill could allow database producers to maintain perpetual ownership rights in a wide variety of data.

The bill allows nonprofit educational, scientific and research institutions to make substantial parts of databases available as long it is for nonprofit educational purposes but leaves it to the courts to decide if that use is "reasonable under the circumstances." However, even this narrow exemption could be overridden by "click-wrap" licenses. This exemption is wholly inadequate in meeting the needs of those institutions. The bill exempts databases generated and maintained by any government entity but leaves some loopholes which might allow publishers who incorporate government data into their products to lock up that information.

ALA and other opponents of the bill maintain that existing laws are sufficient to protect the interests of database producers and that supporters have not adequately proven that their businesses have suffered as a result. The bill fails to address fair use, to include the "first sale" doctrine, to allow for the transformative use of the information or to provide any safeguards for monopolistic pricing.

Libraries are working with a large and diverse coalition of opponents including consumers, educators, and busi-

nesses (including telecommunications, financial services and technology). Despite years of concerted efforts, no satisfactory compromises have evolved. For further information contact: Miriam Nisbet, ALA Legislative Counsel, at the ALA Washington Office. (202-628-8410/1-800-941-8478)

- On Sept. 25, 2003, the *Museum and Library Services Act* (H.R. 13) became Public Law No. 108-81. The legislation reauthorizes the Museum and Library Services Act to the year 2009; increases the base amount of the formula distribution to states in LSTA, sets the authorization level for library programs for FY 2004 at \$232 million, and creates an evaluation process.

- On August 27, 2003, 75 groups (including ALA, AALL, and LLAW) signed on to a letter sent to the Homeland Security Department seeking public input in writing the procedures for handling "sensitive but unclassified" information.

These procedures are being developed to implement the *Homeland Security Information Sharing Act* (HSISA). The Act was passed into law as Section VIII of the *Homeland Security Act of 2002* with the purpose of fostering the sharing of information among federal, state, and local officials about possible terrorism activities.

The letter stated that the public has an interest in being informed of new procedures for sharing information that may infringe on the public's ability to obtain

*(Please see Government Relations on page 16)*

### LLAW BOARD MEETINGS LLAW MEMBERSHIP MEETING

**There were no Board or Membership meetings to report for this issue of the newsletter.**

## Member News

Two LLAW members have been appointed to a Wisconsin State Bar committee. Both members believe these appointments may not have been possible had it not been for the success of the LLAW's publications project: **Carol Bannen**, Reinhart Boerner, has been reappointed to the Staff-Client Education Committee. This committee provides guidance and direction in marketing of law office staff and client education programs produced by the State Bar. **Kira Zaporski**, Loyola University Law School Library, has been appointed to the Communications Committee for a three-year term. This committee serves as the editorial board for the *Wisconsin Lawyer*, along with overseeing the WisBar website and other ongoing projects.

**Bev Butula**, Davis & Kuelthau, published "Beyond Google - Alternate Search Engines Enhance Research" in the July 21, 2004 issue of the *Wisconsin Law Journal*.

**Jane Colwin**, State Law Librarian, recently put out a request to staff and friends for t-shirts that could be donated to a school for boys on the island of St. Lucia in the Caribbean. Jane's niece is stationed there with the Peace Corps and is working with the Massade Boys Training Centre, a boys' residential detention facility. The t-shirt drive was very successful - and as you can see from this photo of one of the students hand-tilling a field, the t-shirt that the State Bar of Wisconsin gave to many LLAW members years ago is still getting the word out!



Working with the National Association of Legal Secretaries (NALS) Textbook Development Committee, **Laura Olsen Dugan** has volunteered to edit and revise a chapter on "the law library" in NALS' *Basic Manual for the Lawyer's Assistant*. In addition to editing this chapter, Laura added a new section describing the role of law librarians.

**Mary Koshollek**, Godfrey & Kahn, has been elected to the Board of Directors for AALL Private Law Libraries-SIS for a two-year term.

**Ted Potter**, Marquette University Law Library, and **Diane Duffey**, Habush Habush & Rottier S.C., taught a hands-on CLE class, "Using the Internet for Case Preparation," at the Wisconsin State Law Library on July 28, 2004.

**Carol Schmitt**, published "Locating Wisconsin Administrative Decisions Online" in the June 2004 *Wisconsin Lawyer*, <http://www.wisbar.org/wislawmag/2004/06/tech.html>.

**Connie VonDerHeide**, Wisconsin State Law Library, published "Locating Wisconsin Appellate Case Information and Briefs" in the August 4, 2004 issue of the *Wisconsin Law Journal*.

Our chapter is once again recognized for our award in the current issue of *Wisconsin Lawyer*. Eagle-eye Mary Koshollek saw the notice; it's listed in the "In the News" section under "Awards, Degrees, Honors" portion. Here is the text:

The **Law Librarians Association of Wisconsin (LLAW)** received the American Association of Law Libraries/West Excellence in Marketing Award for Best Campaign. The award was presented in honor of the organization's effort to publish articles in the legal press to enhance the image of law librarians and to educate lawyers and the public about legal resources. Over the past two years, the *Wisconsin Lawyer* has published several LLAW-sponsored articles on conducting legal research. The award was presented at the AALL national conference in Boston in July. Congratulations once again to Carol Bannen and her group of talented authors!

Ted Potter  
LLAW President 2004-05  
Associate Director  
Marquette University Law Library

## **WI Administrative Code Digitization Ad-Hoc Committee Report 2003-2004**

Chair: Rebecca Schultz, Quarles & Brady LLP

Committee Members: Heidi Yelk, Wisconsin State Law Library  
Marc Weinberger, Seventh Circuit Court of Appeals  
Julia Jaet, Marquette Law Library  
Steve Nelson, Marquette Law Library

The Wisconsin Administrative Code Digitization Ad-Hoc Committee was formed after Amy Bingenheimer and Rebecca Schultz approached the LLAW Board with a proposal to partner together on digitizing the Quarles & Brady collection of superseded Wisconsin Administrative Code pages (dating back to the 1980s). The ad-hoc committee was tasked with determining the feasibility of such a project and report back to the Board.

Specifically, the ad-hoc committee was to investigate:

- 1) Scope of the project
- 2) Resources – funding, staffing and equipment
- 3) Technology – end-user interface, searching features, digital scanners, etc.
- 4) Execution – implementation plan.

### Background

An initial conversation with Gary Poulson and Buce Hoesly of the State of Wisconsin Revisor of Statutes Bureau at

*(Please see Administrative Code on page 10)*

## **Website Committee Annual Report 2003-2004**

This past year some additional content was added to the LLAW website:

- The PALI Committee's guide, *Introduction to Legal Materials: A Manual for Non-Law Librarians in Wisconsin*, is available in its entirety for download at <http://www.aallnet.org/chapter/llaw/paliguide/index.htm>.
- A bibliography page of articles that have been authored by LLAW members is available at <http://www.aallnet.org/chapter/llaw/articles/index.htm>, and is updated as more articles are written and published. The procedures manual for the Website Committee that was developed in 2002-03 was finalized and published on the LLAW website at <http://www.aallnet.org/chapter/llaw/aboutllaw/proceduresmanual/committees/website.htm>.

In addition, the LLAW Website Committee chair took on the additional duty of administering the LLAW and LLAW-exb listservs.

Respectfully submitted,  
Amy Gannaway

## **Public Access to Legal Information Committee Annual Report 2003-2004**

The PALI Committee began selling its *Introduction to Legal Materials: A Manual for Non Law Librarians in Wisconsin* in June. The guide covers basic legal materials used in federal and Wisconsin research. It is available for purchase at \$10.00 a copy, or for free in electronic format via LLAW's website. To date, we have sold about 65 copies of the guide. Please contact Sunil Rao, [stra0@wisc.edu](mailto:stra0@wisc.edu), to purchase a copy.

The Missouri Bar has asked and been given permission by the executive board to use our manual as a model for a similar guide to legal materials in Missouri.

Paula Seeger, Reference/Outreach Services Librarian at the Dane County Legal Research Center, was awarded with a Community Professional Service Award at the Dane County Bar Association Annual Law Day Pro Bono Breakfast. Congratulations Paula!

*(Please see PALI on page 6)*

## **Newsletter Committee Annual Report**

### **2003-2004**

The Newsletter Team (Bev Butula, Julia Jaet, and Jim Mumm) composed, edited and delivered four electronic issues of the LLAW Newsletter.

LLAW members continue their generous contribution of reports and articles of interest to law librarians. Article highlights included reports on the 2003 AALL Annual Meeting in Seattle and on the 2004 National Library Legislative Day in Washington, D.C., as well as a report on a law librarian exchange between the University of Wisconsin Law Library and the University of Sheffield Law Library in England. Issues also regularly featured membership news, financial reports, meeting minutes and a recommended readings section. An Events Calendar was an added feature this year.

Thanks to everyone who contributed time and talent to the Newsletter.

Respectfully submitted,  
Julia Jaet

## **Nominating Committee**

### **Annual Report**

### **2003-2004**

The LLAW Nominating Committee of Pam Noyd, Julia Jaet and Kellee Selden-Huston obtained three names of people to run, uncontested, for 2004-2005 officer positions. A paper ballot election was conducted and the following people were elected:

Beverly Butula - Vice-President/President Elect  
Diane Duffey - Secretary  
Jim Mumm - Treasurer

Davis & Kuelthau provided the envelopes/paper/color printing to create the election ballot and \$30.34 was spent on postage. Forty-five ballots were received back with an overwhelming vote for the candidates. (there were a few write-ins)

Respectfully submitted,  
Kellee Selden-Huston

## **Grants Committee Annual Report**

### **2003-2004**

There were five applicants for the two \$750 grants and one free registration to AALL's Annual Meeting. Sara Paul (Wisconsin Department of Justice Law Library) and Genevieve Zook (UW Law School Library) were the recipients of the \$750 annual meeting grants. Laura La Rose (Davis & Kuelthau) was awarded a free registration (\$605.00 value) to AALL's Annual Meeting. All three summarize their experiences in this issue of the LLAW Newsletter. LLAW President-Elect Ted Potter was also given a \$750 grant to attend the annual meeting.

One professional development grant (in the amount of \$163.50) was awarded to Connie Von Der Heide to help defray her costs in attending the 2003 Wisconsin Library Association Annual Conference.

Respectfully submitted,  
Amy Thornton

*(PALI continued from page 5)*

Paula also began work this year on a guide to basic legal materials for self-represented litigants and members of the public with little or no legal background. The guide will include a description of recommended strategies for beginning legal research. Paula will be the PALI Committee Chair for the upcoming year.

Respectfully submitted,  
Sunil Rao



## AALL: Rebuilding Law Libraries in Iraq

Jenny Zook  
UW Law Library

The global theme for the 2004 AALL conference, *Boston to Mumbai* may not have emphasized Islamic law had the conference taken place before 9/11/2001. Researching international law usually means Asian or European Union law with an emphasis on venture capital or business opportunities. The international programs at this year's conference included our new, albeit wary, interest in the Islamic legal system. I attended every program on Islamic law, but I was especially interested in the *Hot Topic* called, *The Baghdad Bibliophile: Tales from a Librarian at Large*. This topic was a presentation from a librarian who is using her training to help rebuild Iraq's damaged law libraries. The presenter was Kim Morris, Program Manager for Library and Information-Baghdad of the Information Human Rights Law Institute at the College of Law, DePaul University, and this year's recipient of the Spirit of Law Librarianship Award.

The heavy bombing and aftermath of looting in the beginning of the Iraqi war damaged not only Iraqi's museums but also its law libraries. Law Libraries in Baghdad and Basra were not only damaged, but the doors to Basra's library were stolen and had to be replaced with heavy iron doors. Many books were damaged by fire and by the structural damage to the buildings themselves. Ms. Morris' assignment was to go to Iraq and provide assistance for Iraqi Law Librarians, Deans and Academic staff in their efforts to rebuild the Iraqi law schools.

She traveled to three schools - the University of Baghdad, the University of Sulaimaniya and the University of Basra - each law library unique to its region and its needs. She encountered delays in her project and in her travels due to security checkpoints, and used escorts and translators to move from site to site. She mentioned that being a translator for an American in Iraq is a risky job and she acknowledged the value of the translator assigned to her. Ms. Morris also told the group that she dressed differently when traveling in these three regions, in some areas she was more conservative and wore the traditional headgear for Islamic women, in other regions, such as Basra, she could dispense with the headgear and opted for comfortable clothing.

*(Please see Iraq on page 16)*

## Integrating Resources Cataloging Workshop

Angelina Joseph  
Marquette University Law Library

The Integrating Resources cataloging workshop was held on Friday and Saturday before our annual meeting in Boston. Rhonda Lawrence, Head of Cataloging, UCLA Law Library, and Joseph Hinger, Director of Technical Services, St. John's University School of Law Library, Jamaica, New York, were the trainers.

Rhonda introduced the topic, the goals of the course, basic concepts and definitions that distinguish monographs, serials and integrating resources. She explained the background that led to the 2002 revisions of AACR2 and the new category of integrating resources (IR). Chapter 12 of AACR2, used to be the rules for cataloging serials. It is completely revised and the title of the chapter has been changed from "Serials" to "Continuing resources."

In December 2002, the Library of Congress implemented new AACR2 rules and LC Rule Interpretations. OCLC and RLG implemented most of the 006/008 MARC codes for the new format, but bibliographic level "i" for integrating resources will be implemented after June 2005.

In the past, we had to distinguish a publication as a monograph (bib level "m"), or a serial (bib level "s"). However, the new bibliographic landscape consists of Monographs, and continuing resources. It is an umbrella concept that groups serials and integrating resources (bib level "i"). It refers to resources having no predetermined conclusion. Continuing resources include integrating resources (IR), and Serials. IRs comprises of updating loose-leaves, updating databases, and updating web sites.

The difference between serials and IRs is serials are issued in discrete parts whereas the latter is issued with updates that do not remain discrete. While all IRs are intended to be updated, some are finite in scope. An example will be AALL annual meeting 2004, which had a predetermined conclusion. All direct access resources, e.g., CD-ROMs that are updating are serials. New definitions, and revised rules are in place.

The rule for cataloging serials is based on the first or the earliest available issue of a title, whereas that of an

*(Please see Integrating Resources on page 17)*





















(Continued from page 18)

Bollier, David. "Why We Must Talk About the Information Commons."  
Law Library Journal 96:267-282 (Spring 2004)

This article is a revised version of a speech presented at the 2003 AALL Conference in Seattle. Mr. Bollier defines the information commons and explains why he thinks it is important to our society, why he believes it is at risk, and how it can be protected.

Botluk, Diana. "Search Engine Comparison Chart."  
LLRX (July 26, 2004) <http://www.llrx.com/features/searchenginechart.htm>

Breen, Lauren, et al.  
"An Annotated Bibliography of Affordable Housing and Community Economic Development Law."  
Journal of Affordable Housing & Community Development Law 13:334-363 (Spring 2004)

This bibliography is a sequel to one published in this journal in 1998. Entries are divided into four sections: Affordable housing development, Community development, Community development lawyering, and legal education.

Butula, Bev. "Beyond Google - Alternate Search Engines Enhance Research."  
Wisconsin Law Journal 18(29):12A (July 21, 2004)

LLAW's own Bev Butula discusses the search engines Vivisimo, Teoma, Gigablast, and AllThe Web, as well as other searching tools: FirstGov, American Law Sources Online, and InfoMine.

Butula, Bev. "BLOGS - Another Online Resource."  
Wisconsin Lawyer 77(5):24-25 (May 2004) <http://www.wisbar.org/wislawmag/2004/05/tech.html>

A Weblog, or blog, is a Web page made up of short, frequently updated posts that are arranged chronologically. Bev Butula talks about legal blogs (blawgs) and how they can benefit law practice.

Butula, Bev. "A Sampling of Sites: A Glimpse at Wisconsin's State, Municipal Web Pages."  
Wisconsin Law Journal 18(18):8A (May 5, 2004)

Bev Butula put together this compilation to expose readers to the valuable information available from Wisconsin state and local government Web sites.

Coyle, Anne. "A Modest Reform: The New Rule 32.1 Permitting Citation to Unpublished Opinions in the Federal Courts of Appeals."  
Fordham Law Review 72:2471-2501 (May 2004)

Proposed Federal Rule of Appellate Procedure 32.1 would allow unrestricted citation to unpublished opinions. This note argues that although the new rule won't completely resolve the no-citation controversy, it is the most practical response.

Dingle, Lesley and Miller, Bradley. "UK Constitutional Reform."  
LLRX (June 21, 2004) <http://www.llrx.com/features/ukconstitution.htm>

(Continued on page 20)

(Continued from page 19)

Duhl, Gregory M. "Old Lyrics, Knock-Off Videos, and Copycat Comic Books: The Fourth Fair Use Factor in U.S. Copyright Law."

Syracuse Law Review 54:665-738 (2004)

In this article, the author examines cases in which an unlicensed use benefits a copyright holder's market, and proposes a "public use" v. "private use" distinction rather than the commercial v. noncommercial distinction traditionally applied in fair use cases.

Fox, Susan. "The Role of Executive Director in National Professional Associations."

Legal Information Management 4:115-119 (Summer 2004)

Susan Fox, Executive Director of AALL, outlines essential competencies of a nonprofit executive director, and discusses what is involved in her job of running AALL.

Fuller, Adam D. "Extraterritorial Implications of the Digital Millennium Copyright Act."

Case Western Reserve Journal of International Law 35:89-112 (Winter 2003)

Russian national Dmitry Sklyarov was arrested during a U.S. visit for authoring a computer program, legal in Russia, that uses decryption to allow owners of electronic books to print and make copies of them. This note focuses on the extraterritorial implications of Dmitry's arrest and the ongoing prosecution of his employer.

Garry, Patrick M. "The Flip Side of the First Amendment: A Right to Filter."

Michigan State Law Review 2004:57-82 (Spring 2004)

This article supports the decision in *United States v. American Library Ass'n*, in which the Supreme Court rejected a constitutional challenge to the Children's Internet Protection Act, which requires public libraries receiving federal funding for Internet access to install filtering software.

Geeslin, Will. "Language and the Law: Selected Readings."

Legal Reference Services Quarterly 23:37-46 (2004)

This bibliography includes books and articles on 1) legal semiotics and critical legal theory, 2) plain language for lawyers, and 3) legal dictionaries.

Gerken, Joseph. "Elder Law Sources."

Legal Reference Services Quarterly 23:67-90 (2004)

This bibliography includes entries for general treatises and handbooks, law reviews, Web sites, and specialized sources on Medicare/Medicaid, Social Security, veterans' benefits, ERISA, age discrimination, medical treatment, guardianship, grandparental visitation rights, and legal ethics when dealing with older clients. It concludes with some Westlaw and LexisNexis search tips.

Ghosh, Shubha. "Copyright as Privatization: The Case of Model Codes."

Tulane Law Review 78:653-725 (February 2004)

In this article, the author analyzes the Fifth Circuit's decision in *Veeck v. Southern Building Code Congress International, Inc.*, which questions the copyrightability of model codes and other legal materials.

(Continued on page 21)

(Continued from page 20)

Ghosh, Shubha. "Deprivatizing Copyright."  
Case Western Reserve Law Review 54:387-501 (Winter 2003)

The author argues that copyright law was designed to protect public, regulatory values rather than private property interests.

Hafner, Katie. "Old Search Engine, the Library, Tries to Fit into a Google World."  
New York Times (June 21, 2004)

<http://www.nytimes.com/2004/06/21/technology/21LIBR.html?ex=1088823115&ei=1&en=d41bdb4b07a7bda5>

Librarians have increasingly seen people use online search sites not to supplement research libraries but to replace them. Recently, librarians have started working to close the gap between traditional scholarly research and the incomplete, often random results of a Google search.

Jones, Karen E. "The Effect of the Homeland Security Act on Online Privacy and the Freedom of Information Act."  
University of Cincinnati Law Review 72:787-814 (Winter 2003)

This comment examines Sections 214 and 225 of the Homeland Security Act and how they affect the Freedom of Information Act and broaden government surveillance authority.

Jones, Michael. "*Eldred v. Ashcroft*: The Constitutionality of the Copyright Term Extension Act."  
Berkeley Technology Law Journal 19:85-106 (2004)

This note maintains that the Supreme Court was correct to rule the CTEA constitutional, but that the Court's reasoning was not beyond reproach, and that the petitioners' goal of crafting a copyright regime that will cultivate the public domain in a world of technological innovation was implicitly conceded by the Court.

Keefe, Thomas R. "ResultsPlus: The Perfect Marriage between Technology and Tradition."  
Legal Information Alert 23(3):1-6 (March 2004)

West's ResultsPlus provides links to additional sources of information based on the search the user has entered. Computer services reference librarian Thomas Keefe reviews ResultsPlus and explains why he believes it represents the future of legal research.

Klinefelter, Anne. "The Role of Librarians in Challenges to the USA PATRIOT Act."  
North Carolina Journal of Law & Technology 5:219-226 (Spring 2004)

This article discusses the causes and significance of librarian opposition to the USA PATRIOT Act.

Krause, Jason. "Towering Titans."  
ABA Journal 90:50-54 (May 2004)

LexisNexis and West are still battling for dominance in the world of legal automation. This article provides an update on their strategies.

(Continued on page 22)

(Continued from page 21)

Langvardt, Arlen W. and Langvardt, Kyle T. "Unwise or Unconstitutional? The Copyright Term Extension Act, the *Eldred* Decision, and the Freezing of the Public Domain for Private Benefit." Minnesota Intellectual Property Review 5:193-292 (2004)

This article offers critical analysis of the Copyright Term Extension Act (CTEA), a law that increased copyright duration by twenty years for works created after its 1998 effective date and for preexisting works still under copyright as of 1998. It also examines the *Eldred* decision, in which the Supreme Court held that CTEA is constitutional.

Lee, Thomas R. "*Eldred v. Ashcroft* and the (Hypothetical) Copyright Term Extension Act of 2020." Texas Intellectual Property Law Journal 12:1-22 (Fall 2003)

The hypothetical scenario examined here involves a thirty-year extension of the copyright term enacted by Congress in 1998. The likely fate of such a hypothetical statute is the topic of this satire.

Levitt, Carole A. and Rosch, Mark E. "Web Sites for Competitive Intelligence Research." Law Practice 30(4):56 (May/June 2004)

The authors discuss competitive intelligence sources on the Web, including starting-point sites, press releases, news articles, and sites for government agencies, watchdog groups, and SIC and NAICS codes.

Longstreth, Andrew. "Law Librarians Are Turning into Managers." National Law Journal 26(40):S3-S4 (June 7, 2004)

This article reports on a survey of librarians at the two hundred U.S. law firms with the highest gross revenue. The librarians report continuing challenges in keeping up with new electronic services, juggling the costs of print and electronic resources, and handling licensing agreements.

Loy, Joseph A. "Database and Collections of Information Misappropriation Act of 2003: Unconstitutionally Expanding Copyright Law?" New York University Journal of Legislation and Public Policy 7:449-464 (2003/2004)

The author explores the need for a database protection law and examines whether Congress has authority to enact such legislation in light of the recent Supreme Court ruling in *Dastar Corp. v. Twentieth Century Fox Film Corp.*

Madison, Michael J. "A Pattern-Oriented Approach to Fair Use." William and Mary Law Review 45:1525-1690 (March 2004)

The author addresses when, and under what circumstances, use of file sharing systems to reproduce and distribute copyrighted works should be considered fair use under copyright law.

Manz, William H. "*Brown v. Board of Education*: A Selected, Annotated Bibliography." Law Library Journal 96:245-266 (spring 2004)

This year marks the fiftieth anniversary of the *Brown* decision. This bibliography concentrates on works that deal with the case's history or discuss the legal, social, and political issues the Supreme Court considered when making its decision.

(Continued on page 23)

(Continued from page 22)

McCullagh, Declan. "Search Engines Take the Stand."

CNET News.com (May 13, 2004)

[http://news.com.com/Search+engines+take+the+stand/2100-1032\\_3-5211658.html](http://news.com.com/Search+engines+take+the+stand/2100-1032_3-5211658.html)

Judges are turning to search engines such as Google to check facts, look up company information, challenge statistics, and more. Some judges call Web searching a crucial research tool, but critics warn that such searches are no substitute for the traditional process of evidence and testimony.

McDonald, Barry P. "The First Amendment and the Free Flow of Information: Toward a Realistic Right to Gather Information in the Information Age."

Ohio State Law Journal 65:249-356 (2004)

The author describes the evolution of Supreme Court decisions involving a First Amendment right to gather information, and outlines some proposals for creating a workable model of such a right.

Miccioli, Gloria. "A Selective Guide to Online International Arbitration Resources."

LLRX (June 21, 2004) <http://www.llrx.com/features/intarbitration.htm>

Mongeau, Deborah. "Public Access to the Shore: A Research Guide."

Legal Reference Services Quarterly 23:47-66 (2004)

This guide introduces researchers to both primary and secondary legal resources on public access to the shore, from both the public's and property owners' viewpoints.

Mtima, Lateef.

"*Tasini* and its Progeny: The New Exclusive Right or Fair Use on the Electronic Publishing Frontier?"

Fordham Intellectual Property, Media & Entertainment Law Journal 14:369-461 (Winter 2004)

This article attempts to address some of the principal issues surrounding unauthorized digital re-publication of printed copyrighted works.

Murphy, Sherry Lynn.

"Unlimited Congressional Power under the Copyright Clause in Article I of the Constitution: *Eldred v. Ashcroft*."

University of San Francisco Law Review 38:525-553 (Spring 2004)

In *Eldred v. Ashcroft*, the Supreme Court ruled that the retroactive copyright extensions in the Copyright Term Extension Act of 1998 are constitutional. This note analyzes the Court's holding, both in terms of copyright law and in terms of congressional power to enact legislation under Article I of the Constitution.

Murray, Jennifer S.

"The Zen of Law Librarian Job Interviews: How to Interview for a Job and How to Interview the Job."

Law Library Journal 96:267-282 (spring 2004)

Law librarian Jennifer Murray discusses the decision to apply for a position, the application process, preparing for the interview, the interview itself, and dealing with offers and rejections. An appendix provides sample interview questions.

Pikas, Christina K. "Trends in Blog Searching."

LLRX (May 24, 2004) <http://www.llrx.com/features/trendsblogs.htm>

Platt, Nina. "Change Strategies are the Key to KM."

LLRX (May 24, 2004) <http://www.llrx.com/features/changestrategies.htm>

(Continued on page 24)

(Continued from page 23)

Ryan, Alicia. "Contract, Copyright, and the Future of Digital Preservation."  
Boston University Journal of Science & Technology Law 10:152-176 (Winter 2004)

This note proposes a "rescue right" that will enable libraries and archives to preserve digital resources.

Strickland, Lee S.; Minow, Mary; and Lipinski, Tomas. "PATRIOT in the Library: Management Approaches When Demands for Information Are Received from Law Enforcement and Intelligence Agents."  
Journal of College and University Law 30:363-415 (2004)

This article addresses university libraries in the context of academic freedom, the PATRIOT Act provisions most relevant to libraries, the types of judicial demands, limitations on the authority of such demands, and library management options and policies for responding to them.

Vine, Rita. "Coming Soon – the Death of Search Engines?"  
LLRX (May 24, 2004) <http://www.llrx.com/features/deathsearchengine.htm>

Woodham, Aris. "Issues in Database Presentation for the Law Library."  
Trends in Law Library Management and Technology 15(1):1-5 (2004)

The author discusses four factors that affect the presentation of Web-based digital resources: selection, content and its description, authentication, and access.

Wu, Felix. "*United States v. American Library Ass'n*: The Children's Internet Protection Act, Library Filtering, and Institutional Roles."  
Berkeley Technology Law Journal 19:555-583 (2004)

This article argues that the Supreme Court erred in upholding the filtering provisions of the Children's Internet Protection Act because the Act cannot pass strict scrutiny.

Young, Gary. "Cite, Publish or Perish?"  
National Law Journal 26(35):S1, S4-S6 (May 3, 2004)

Proposed Federal Rule of Appellate Practice 32.1 would remove restrictions on the citation of unpublished opinions in federal courts. This article reviews the debate over the proposed rule and tracks its progress toward adoption.

Young, Jeffrey R. "Libraries Aim to Widen Google's Eyes."  
Chronicle of Higher Education 50(37):A1, A31-A32 (May 21, 2004)

This article reports on search engine efforts to make scholarly work more visible on the Web, and librarians' reactions to those efforts. One section describes Open WorldCat, a project to make library catalog records available as searchable documents that can be indexed by Google.

Yu, Peter K. "The Escalating Copyright Wars."  
Hofstra Law Review 32:907-951 (Spring 2004)

The author examines strategies used by the entertainment industry to fight digital piracy, analyzes the impact of *Eldred v. Ashcroft*, traces recent developments in international copyright, describes "the changing tone of the copyright war," and suggests what the entertainment industry should do.

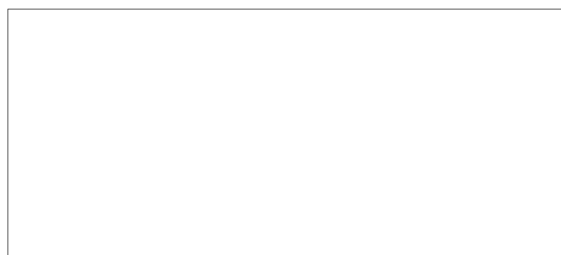
\* Photocopies of articles from periodicals cited herein may be obtained through the regular photocopy services of the UW Law Library (Outlaw: 608-262-3394) or the Wisconsin State Law Library (608-266-1600).

## EVENTS CALENDAR

<b>2004</b>	
September 29	LLAW Membership Meeting - Imperial Gardens – Madison ----- Fundamentals & Opportunities for Info Pros – SLA e-learning <a href="http://www.sla.org/content/learn/learnmore/distance/virtsem2004/sept29virtsem.cfm">http://www.sla.org/content/learn/learnmore/distance/virtsem2004/sept29virtsem.cfm</a>
October 6	Negotiating: Strategies and Techniques – SLA Online Seminar <a href="http://www.sla.org/content/learn/learnmore/careerdevelopment/2004cds/04oct6cds.cfm">http://www.sla.org/content/learn/learnmore/careerdevelopment/2004cds/04oct6cds.cfm</a>
October 19-20	Leveraging Knowledge for Corporate Governance – SLA Innovation Symposium Alexandria, Virginia <a href="http://www.sla.org/content/learn/learnmore/innovation/index.cfm">http://www.sla.org/content/learn/learnmore/innovation/index.cfm</a>
October 27	Getting Ready for the Job Search – SLA Online Seminar <a href="http://www.sla.org/content/learn/learnmore/careerdevelopment/2004cds/04cdsnov.cfm">http://www.sla.org/content/learn/learnmore/careerdevelopment/2004cds/04cdsnov.cfm</a>
<b>2005</b>	
January 3 – 7	Association of American Law Schools (AALS) Annual Meeting, San Francisco
January 14 – 19	ALA Midwinter Meeting, Boston
April 10 – 16	National Library Week
May 2 – 3	ALA Library Legislative Day
June 4 – 9	SLA Conference, Toronto, ON, Canada
June 23 – 29	ALA Annual Conference, Chicago
July 16 – 20	AALL Annual Meeting and Conference, San Antonio



**LLAW Newsletter Committee**  
c/o Julia Jaet  
Marquette University Law Library  
PO BOX 3137  
MILWAUKEE WI 53201-3137



We're on the web  
[www.aallnet.org/chapter/llaw/](http://www.aallnet.org/chapter/llaw/)