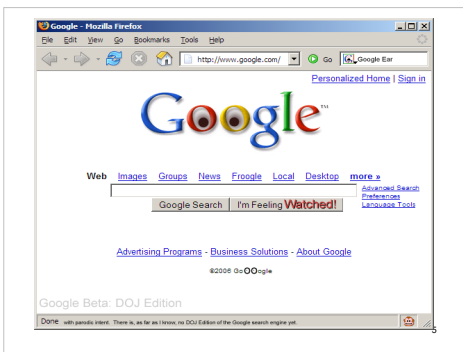
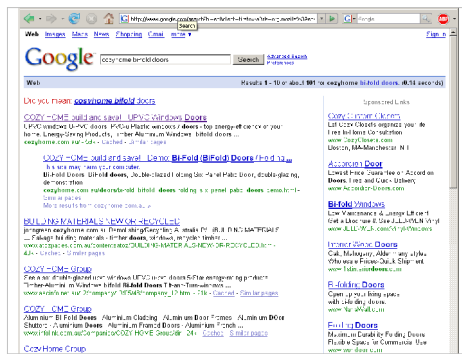
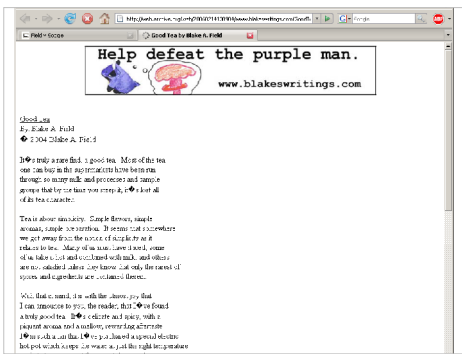
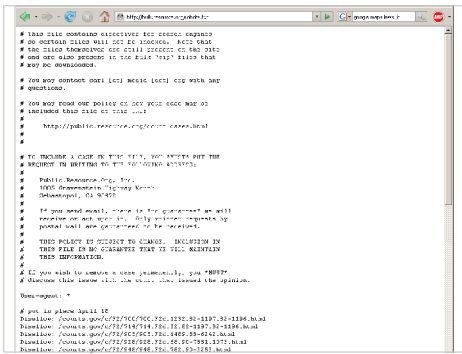


**United States Patent 6,285,999,  
Method for node ranking in a linked database**

- What is claimed is:
  - A computer implemented method of scoring a plurality of linked documents, comprising:
    - obtaining a plurality of documents, at least some of the documents being linked documents, at least some of the documents being both linking documents and linking documents, each of the linked documents being pointed to by a link in one or more of the linking documents;
    - assigning a score to each of the linked documents based on scores of the one or more linking documents and
    - processing the linked documents according to their scores.







- Science fiction author sends Gaggle a notice claiming a user has posted one of his copyrighted stories to Gaggle bulletin board.
  - Fails to sign the notice or allege that he is the copyright owner.
  - Corrects that, and sends the URL to the allegedly infringing story, as well as a pointer to the authorized copy available for download on his website.

19

- After the copies of his fiction are removed, Author claims that bulletin board users have replaced them with false “news stories” calling him a thief, scoundrel, and spouse-abuser, and specifically identifies the URLs of those stories.

20

- Adult-oriented website claims that “somewhere on Usenet”, and in the archives Gaggle maintains, its images have been copied and posted
  - identifies the “alt.binaries.perfect11” newsgroup as the location of most of these images

21

- Church of Deontology complains that Gaggle’s search engine returns links to websites hosting infringing copies of Church scriptures and infringing DEONTOLOGY trademarks.
  - critic is in the Netherlands and does not want to agree to U.S. jurisdiction

22

- Web hosting company demands that Gaggle remove links to litigation papers (complaint for copyright infringement) that reproduce its copyrighted homepage as an exhibit.
- Plaintiff who had posted the papers files a counter-notification alleging that the exhibit is fair use.

23

- You, the newly burnt-out General Counsel, demand that Gaggle, Inc. hire several additional lawyers and paralegals to handle the slew of DMCA notices.

Gag ... gle

24

## CDA § 230

(c)(1) Treatment of publisher or speaker. No provider or user of an interactive computer service shall be treated as the publisher or speaker of any information provided by another information content provider.

25

## DMCA 512(d)

- (d) **Information Location Tools**— A service provider shall not be liable for monetary relief, or, except as provided in subsection (j), for injunctive or other equitable relief, for infringement of copyright by reason of the provider referring or linking users to an online location containing infringing material or infringing activity, by using information location tools, including a directory, index, reference, pointer, or hypertext link, if the service provider—
  - (1) (A) does not have actual knowledge that the material or activity is infringing;
    - (B) in the absence of such actual knowledge, is not aware of facts or circumstances from which infringing activity is apparent; or
    - (C) upon obtaining such knowledge or awareness, acts expeditiously to remove, or disable access to, the material;
  - (2) does not receive a financial benefit directly attributable to the infringing activity, in a case in which the service provider has the right and ability to control such activity; and
  - (3) upon notification of claimed infringement as described in subsection (c)(3), responds expeditiously to remove, or disable access to, the material that is claimed to be infringing or to be the subject of infringing activity, except that, for purposes of this paragraph, the information described in subsection (c)(3)(A)(iii) shall be identification of the reference or link, to material or activity claimed to be infringing, that is to be removed or access to which is to be disabled, and information reasonably sufficient to permit the service provider to locate that reference or link.

26

- <http://gdata.youtube.com/feeds/api/videos/3Roy0BFaUtc>

27