

## **ALLEGED COPYRIGHT INFRINGEMENT**

### D. Professor Anggoro

86. Professor Anggoro is not currently employed as a professor at Georgia State University.

#### 1) **EPY8960 – Fall 2009**

87. Professor Anggoro taught EPY8960 during Fall 2009.

88. Nine students enrolled in Professor Anggoro's section of EPY8960.

##### i. **Language Acquisition and Conceptual Development**

89. Professor Anggoro used an excerpt from the work Language Acquisition and Conceptual Development while teaching EPY8960 during Fall 2009.

90. Language Acquisition and Conceptual Development is published by Cambridge.

91. Language Acquisition and Conceptual Development is 614 pages long.

92. Language Acquisition and Conceptual Development is a collective work made up of works from several different contributors.

93. Language Acquisition and Conceptual Development was first published on January 11, 2001.

94. An application to register Language Acquisition and Conceptual Development was filed with the U.S. Copyright Office on January 7, 2011, approximately ten years after the date of Language Acquisition and Conceptual Development's first publication.

95. The excerpt of Language Acquisition and Conceptual Development that was placed on Georgia State University's ERes system was 23 pages long, and constituted approximately 3.9% of the work.

96. The excerpt of Language Acquisition and Conceptual Development that was placed on Georgia State University's ERes system was used for a nonprofit, educational purpose. Namely, the excerpt was used as part of Professor Anggoro's course materials for the purpose of teaching her class, and neither Professor Anggoro, Georgia State University, nor the named defendants profited from the use of the excerpt of Language Acquisition and Conceptual Development.

97. The excerpt of Language Acquisition and Conceptual Development that was placed on Georgia State University's ERes system was not used for commercial purposes.

98. Neither Georgia State University, Professor Anggoro, nor the named Defendants profited from the use of the excerpt of Language Acquisition

and Conceptual Development that was placed on Georgia State University's ERes system.

99. Language Acquisition and Conceptual Development is a published work.

100. Language Acquisition and Conceptual Development is a factual work of nonfiction.

101. The excerpt of Language Acquisition and Conceptual Development that Professor Anggoro used in her course amounts to 3.9% of the work, and as such, was a small portion of Language Acquisition and Conceptual Development.

102. Professor Anggoro's use of the excerpt of Language Acquisition and Conceptual Development did not have a significant effect on the market or potential market for the copyrighted work because the ERes excerpt was restricted to her class.

103. Professor Anggoro's use of the excerpt of Language Acquisition and Conceptual Development stimulated the market for the original work.

104. A small number of copies of the excerpt of Language Acquisition and Conceptual Development were distributed—specifically, the ERes records indicate that the work was accessed 14 times.

105. Access to the excerpt of Language Acquisition and Conceptual Development was limited to the students in the class by a password protected website.

106. The excerpt of Language Acquisition and Conceptual Development was removed from the ERes system after the semester ended.

107. GSU lawfully owns a copy of Language Acquisition and Conceptual Development.