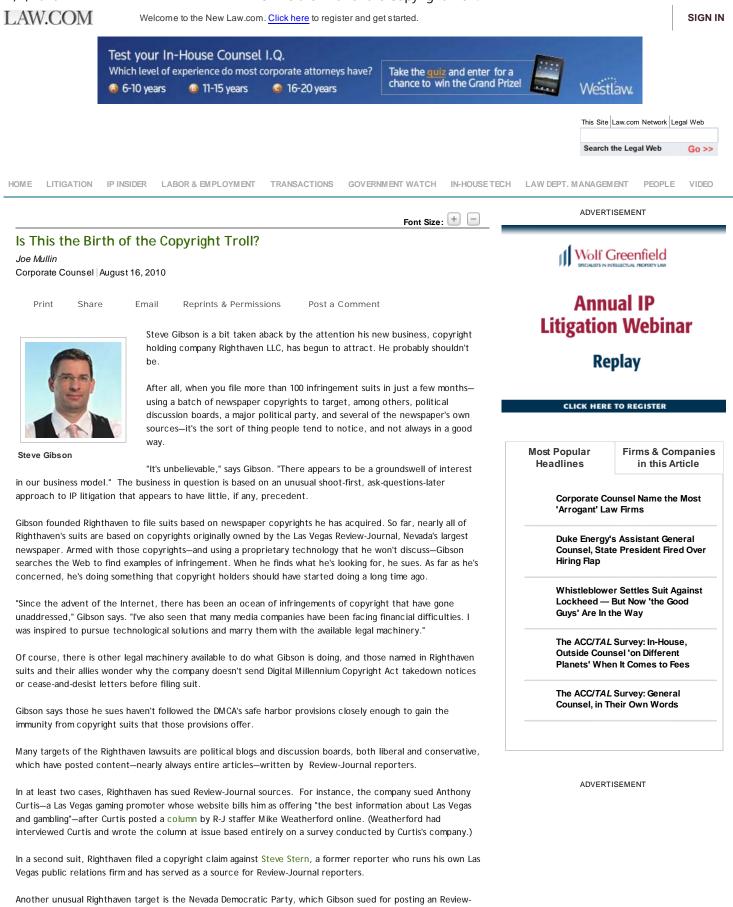
# EXHIBIT H

# 12/7/2010

### Is This the Birth of the Copyright Troll?



Journal story on its website.

Mark Hinueber, general counsel of Review-Journal parent company Stephens Media, acknowledges that Stephens owns a small stake in Righthaven. But Hinueber insists that the prospect of making money is not what motivated the company to do business with Gibson.

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"My hope," says Hinueber, "is we will raise awareness of copyright laws, and have more links back to our site, and have less of our material infringed on the Internet."

Both Gibson and Hinueber agree that Righthaven's copyright enforcement campaign has some kinks to be worked out, especially when it comes to targeting the paper's own sources.

"It was a learning curve experience," Hinueber says of the suit against Curtis, which Righthaven eventually dropped. He notes that many websites ask permission before posting the paper's articles, and that he routinely grants such permissions. "I agree that we shouldn't sue sources. But it also reminds sources that just because we wrote about you, doesn't mean you can post the whole article on your website."

Despite what he sees as an occasional misstep, Gibson says he believes his unique IP enforcement push could help change the culture of the Internet when it comes to matters of copyright: "We've already seen communications to my company saying, 'What can I do to change my behavior, so I'm not disrespecting someone else's copyrights?"

While nearly all the lawsuits filed so far have been based on Review-Journal copyrights, Gibson says he has additional clients and will be filing suits on behalf of those entities soon.

Of the suits he's already filed, Gibson says about 30 percent have settled. While the settlements are all confidential, Las Vegas Sun reporter Steve Green reported this week that the settlement amounts range from \$2,185 to \$5,000. None of the settlements have included a transfer of the defendant's domain name to Righthaven, a demand made in each of the initial Righthaven complaints.

Critics disagree that Righthaven could have any kind of positive effect and refer to the company as a "copyright troll" engaged in shaking down blogs. Stephen Bates, an assistant professor at UNLV's Hank Greenspun School of Journalism, calls the Righthaven suits "lawful but preposterous" and a "waste of judicial resources."

Greenberg Traurig IP partner lan Ballon says Gibson's business model reflects the changing nature of the media landscape—and the efforts by those among the old guard to maintain some measure of control over what becomes of their content once it's published.

"Newspapers face a legitimate problem of infringement online," says Ballon. "The emergence of a copyright holding company likely reflects frustration on the part of some newspapers with online infringement." Ballon warns, however, that judges may not be inclined to award large fees in cases to a plaintiff who sues indiscriminately.

Miami attorney Marc Randazza, who helped the National Organization for the Reform of Marijuana Laws defend itself against a Righthaven suit, put it somewhat more colorfully in an interview with the Las Vegas Sun reporter. "It's like setting a hungry wild pig loose in a china shop to find a piece of bacon," Randazza said. "It'll get the bacon, but it will destroy everything else in the process."

For more on Righthaven, see:

- Coverage by Las Vegas Sun reporter Steve Green here and here.
- This story from Wired News.
- · Los Angeles Times media columnist James Rainey weighs in here.

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