

Highlights of the 2025-1 Edition

This year the eight-volume set has been converted into a soft-bound format. This should greatly improve the reader's experience by simplifying the filing process and allowing the work to easily expand as needed.

New features and recent developments in this 2025-1 update (release #35) of Patry on Copyright, include the following:

Copyright Office Report on Artificial Intelligence—A review of Part I the U.S. Copyright Office's report on artificial intelligence. See § 1:122.

Fair Use—Coverage of recent court decisions addressing the copyright infringement affirmative defense of fair use. See §§ 10:1 et seq.

New Section: Libraries and Archives—New section on fair use and libraries/archives, discussing the Second Circuit's opinion in *Hachette Book Group v. Internet Archive*. See § 10:73.60.

Framing, Linking, Embedding, and the Server Test—Discussion of the split among courts over the server test. See § 15:7.

Equitable Defenses: Equitable Estoppel—Review of decisions clarifying the role of equitable estoppel, including the recent decision in *Eight Mile Style, LLC v. Spotify USA Inc.*, from a district court in Tennessee. See § 20:58.

Sovereign Immunity: State Governments—Recent developments in the ongoing saga of *Allen v. Cooper*, and efforts to hold states accountable for damages in infringement cases. See § 21:88.25.

Statutory Interpretation—Extensively updated section on the courts' use of legislative history, including several recent decisions from federal circuit and district courts. See § 2:37.

Litigation Over AI—Updates in *Andersen v. Stability A.I. Ltd.*, a case involving four defendants (Stability A.I., Midjourney, DeviantArt, and Runway AI), that allegedly scraped billions of artistic works into data sets as “training images” for AI to facilitate “infringement by design.” See § 3:60.54.