



Wikimedia Legal & Community Advocacy Department

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July 2012



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Trademarks of the Wikimedia Movement

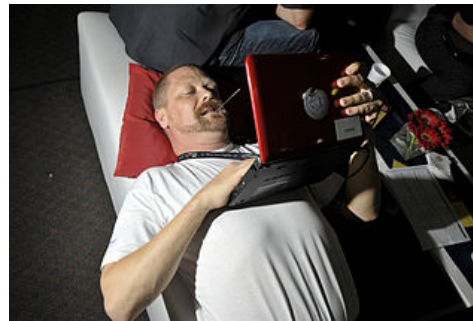


Why are Trademarks Important?



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- A lot of hard community work went into building the goodwill and quality they represent

Why Do They Need To Be Protected?




WIKIPEDIA
The Free Encyclopedia

- Top Gear Tv Series
- Main page
- Lamborghini Replica
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Wikipedia Top Gear




Top Gear

Making dreams come true for over thirty years now, the team of Top Gear has taken great pride in selling identical exotic sports car replicas and luxury car reproductions to those fans of super cars that could never pay for an expensive price tag on the original exotic super sports cars.

Top Gear has made any person's dream to become a reality because the prices of these wonderful replica super cars are much cheaper than the original car prices.

The team of Top Gear are inspired by the cars presented by Jeremy Clarkson and Stig (the race car driver on the Top Gear Series, who is also known as the formula one champion Michael Schumacher) and the Top Gear team manufacturer custom built sports cars such as the Ferrari replicas and other world famous exotic sports cars including the Lambo replicas and the fastest cars on the earth such as the Veyron replicas.



Manufacturer	Lamborghini
Production	2008-2009 20 Produced
Assembly	Sant'Agata Bolognese, Italy
Body style(s)	2-door coupé
Layout	Mid-engine, four-wheel drive
Engine(s)	6.5 L (400 cu in) V12
Transmission(s)	6-speed e-gear 6-speed manual transmission
Wheelbase	2,665 mm (104.9 in)
Length	4,700 mm (190 in)
Width	2,058 mm (81.0 in)
Height	1,135 mm (44.7 in)
Related	Murciélago LP640

The Top Gear's team is qualified mechanical engineers who specialize in building custom replica cars on tube chassis's or transforming normal everyday user cars into super sports cars.

Top Gear specializes in quality and performance of the interiors of the exotic sports cars and luxury cars such as the Rolls Royce Phantom replicas and the Bentley replicas.

Top Gear engineers build the super cars with the same horse power and high performance and handling as the original cars for only a fraction of the price.

Top Gear wants to make dreams come true to those who would not be able to afford an original exotic super sports car.

Top Gear assembles the cars with the quality and performance that is expected of specialists like Jeremy Clarkson and Michael Schumacher whose judgment of cars is accredited by the world as accurate.

Top Gear builds custom built designs and concept cars as well.

Top Gear makes cars to your specifications and the cars are built with precise engineering quality and identical finish as the original super cars



(Wikipedia: Encyclopedia of Excitement)

How Do You Protect Them?



- Registration
- Licenses and rules governing use
- Work with people who want to use them legitimately
- MarkMonitor, WIPO complaints, contacting infringers



"Massimo Busacca, Referee, Switzerland" By Steindy (talk) 11:44, 19 June 2011 (UTC) (Own work) CC-BY-SA-3.0(<http://creativecommons.org/licenses/by-sa/3.0>)), via Wikimedia Commons

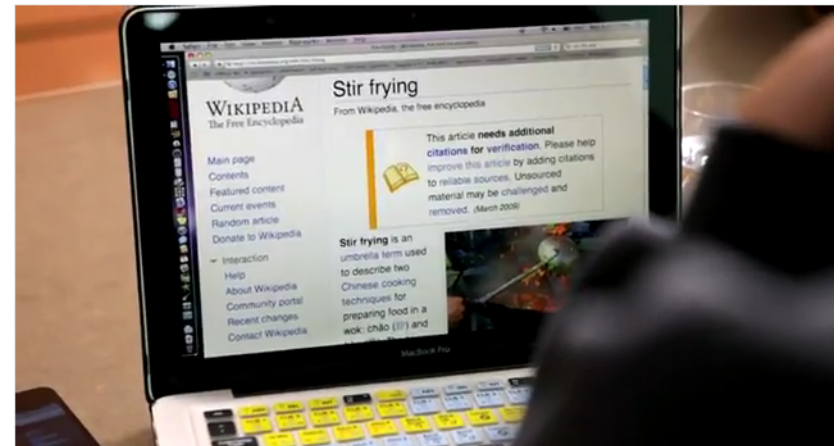
Trademark Licensing



Screenshot of Berkeley Meetup Group website

MONMOUTHEDIA

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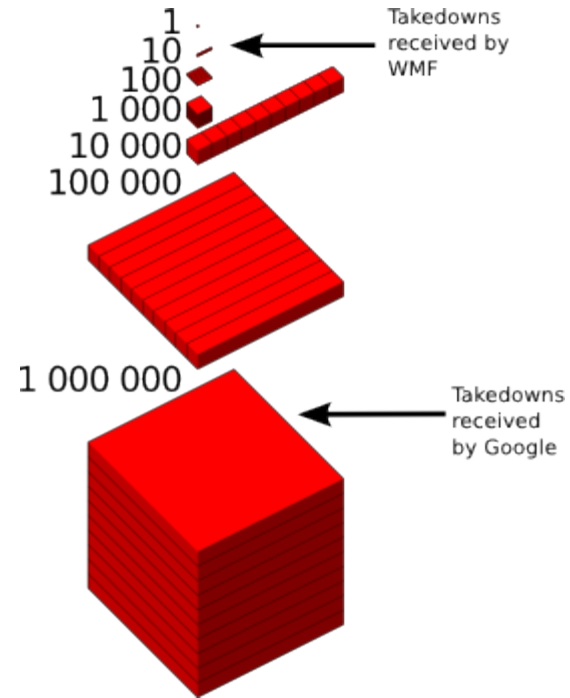


Screenshot of Sonos Commercial

Copyright



- Our Community & Copyright : Practical Expertise



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Biographies of Living Persons



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New Terms of Use

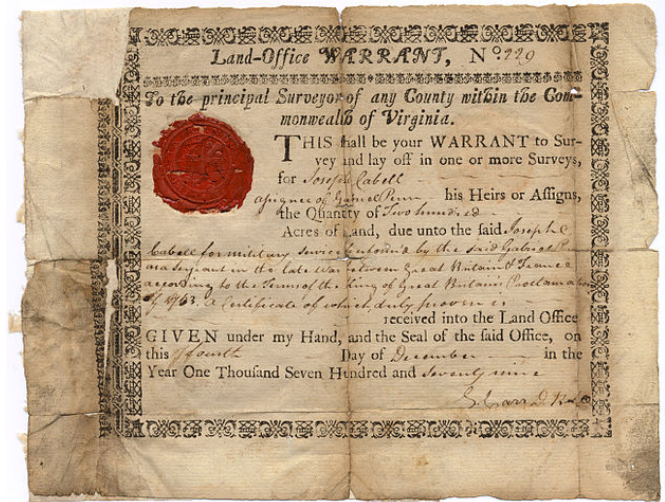


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Unique collaborative approach



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"Virginia Land Office Warrant Number 229 to Joseph Cabell for Gabriel Penn" by Virginia Land Office and G. Carr (Library of Congress American Memory [4]) [Public domain], via Wikimedia Commons

Publicly negotiated with community

- Community raised, discussed, and resolved over 120 issues
- Discussion was as many words as the Grapes of Wrath.

Privacy: The World is Changing



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Post-Blackout: What to do now ...



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Imagine a World Without Free Knowledge

For over a decade, we have spent millions of hours building the largest encyclopedia in human history. Right now, the U.S. Congress is considering legislation that could fatally damage the free and open internet. For 24 hours, to raise awareness, we are blacking out Wikipedia. [Learn more.](#)

Make your voice heard



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Jurisdiction: Why Does it Matter?

- Affects what law applies...for WMF, it is U.S. law
- Strong protections under U.S. law
 - First Amendment
 - DMCA Safe Harbor, CDA 230, and SPEECH Act of 2010
- Affects ability to provide content without wrongful government censorship, lawsuits, and fines.
 - For example: lese-majeste laws in Thailand
- Some unfortunate restrictions under U.S. law
 - E.g., Golan decision



[1]

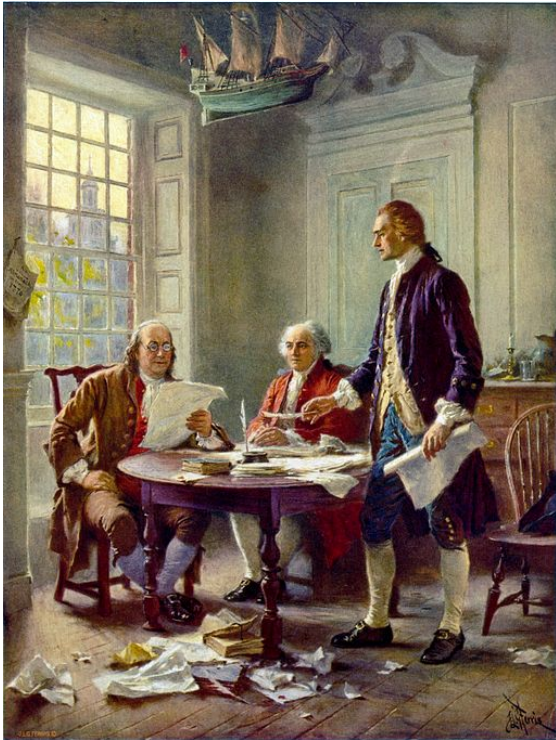


[2]

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- Protect our Trademarks and integrity of the brand and mission.
- Document obligations of Foundation and its service providers in a fair and sound manner.
- Protect the assets of the foundation.



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Wikilegal/MIDI Files

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Note: This page includes preliminary ideas on an issue that may be relevant to the Wikimedia community's mission to share free knowledge. This page is a stub to encourage community input and improvement.

If you have additional information, please [improve this page](#).



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- This page is **not** intended to address a specific factual situation.

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 - Requirements for Copyright
 - Requirements for Copyright of Derivative Works
 - Application to MIDI Audio Files
- Can I upload my video to the Wikimedia Commons if I derived the soundtrack from someone else's MIDI performance of public domain music?
- What about fair use?
- References

Legal notes - [Index](#) [+/-](#)

Recent notes

- [Section 2257 Record-keeping Requirements](#)
- [MIDI Files and Derivative Works on Wikimedia Commons](#)
- [Content licenses from minors](#)

Are MIDI files protected by copyright?

[\[edit\]](#)

May a user post a video containing audio derived from an unlicensed MIDI [?](#)^[1] Short for Musical Instrument Digital Interface, a MIDI file contains instructions (such as musical notation, pitch, volume, instrument type, etc.) that are utilized by a synthesizer to generate sound.

Requirements for Copyright

[\[edit\]](#)

Possible Defense Fund



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Thank you!