



# BRIEFS

[Law Librarians Association of Wisconsin](#)

A Chapter of the [American Association of Law Libraries](#)

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## President's Message

[Jamie Kroening, Godfrey & Kahn S.C.](#)



*All my life's a circle;  
But I can't tell you why;  
Season's spinning round again;  
The years keep rolling by.*

*Circle* by Harry Chapin

Everything is cyclical. The world, life, love, karma, work...and oh yeah, the economy. These are trying times and they need to start "a-changin'." We know that public libraries become havens in down economic times, when they themselves are dealing with budget and staff issues, and the legal community is not immune to the downturn. However, I hope that law librarians will emerge as key players in helping the government, firms and universities to ride out the storm. We are a resourceful bunch that know how to cut costs, share resources and get the job done—and in a timely manner, of course. I am guessing that the universities will see an increase in the number of law students, the public and government libraries will see more pro se litigants, and the firm librarians will see a rise in attorneys trying to bill more hours. The future looks to be quite hectic, but we must forge ahead. There has to be a light at the end of this tunnel.

Don't forget about the LLAW list-serv. That seems an ideal forum for exchanging ideas about cutting costs,

locating resources or seeking advice about subscription cancellations. It is also a great place to garner some moral support from fellow librarians.

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See pages [3](#) and [7](#) for grants opportunities to attend the 2009 AALL Annual Meeting and Conference.

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The LLAW Newsletter, official publication of the Law Librarians Association of Wisconsin, Inc., is published quarterly in Spring, Summer, Fall and Winter and distributed to all LLAW members. Dues renewal falls in June of each year. Subscription rate is \$4.00 to non-members. For membership information contact Diane Duffey, Co-Chair of the Membership Committee, 414-271-0900. ([dduffey@habush.com](mailto:dduffey@habush.com)). Address all inquiries or items of interest to the LLAW Newsletter Co-Editor, Julia Jaet, Marquette University Law Library, PO BOX 3137, Milwaukee WI 53201-3137 or by e-mail to [julia.jaet@marquette.edu](mailto:julia.jaet@marquette.edu). Send contributions to Bev Butula, Davis & Kuelthau, S.C., 111 E. Kilbourn Ave, Milwaukee WI 53202 or by email to [bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com).

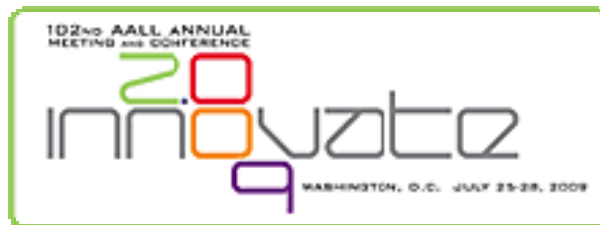
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*(President's Message - Continued from page 1)*

On a lighter note, I cannot believe that I am writing my last column already. This LLAW “year” is flying by! I have really enjoyed my time as president and encourage everyone to seriously consider holding this position. This has been a rewarding experience personally and professionally. This position provides the opportunity to interact with fellow members a bit more, which is great for networking and to be involved in decisions that affect the entire LLAW membership—Wisconsin’s law librarian community—is inspiring. Many, many thanks to everyone on the Executive Board. They all helped tremendously to keep LLAW running smoothly. Many more thanks to everyone else for allowing me this opportunity.

I have really enjoyed being President and I hope that you feel I did a good job. Thank you again and good luck to everyone, personally and professionally, as the seasons continue to roll by.

## LLAW 2009 Stimulus Program



Just a reminder that LLAW has a stimulus program of our own, in the form of grants.

Looking to keep your skills up to date with an upcoming continuing education class?  
How about a chance to network with colleagues from across the country, learning the latest best practices at the AALL annual meeting in Washington, D.C. this July?  
LLAW offers grants in support of these and other ongoing educational activities.

For more information, including easy application instructions,  
visit [www.aallnet.org/chapter/llaw/grants/index.htm](http://www.aallnet.org/chapter/llaw/grants/index.htm)

Deadline for AALL annual meeting grant applications is Friday, April 17, 2009.

## Watch your Mail for your LLAW Election Ballot!

Carol Schmitt, Boardman Law Firm

Candidates for 2009-2010 are:

- Vice President/President Elect: Jenny Zook, UW-Madison Law Library, Madison, WI
- Secretary: Katie Nelson, von Briesen & Roper, Milwaukee, WI
- Treasurer: Susan O'Toole, Foley & Lardner, Milwaukee, WI

Ballots will be forthcoming in the mail to all LLAW members eligible to vote.

Deadline for ballot return is **March 31, 2009.**



## Member News

**Maureen Burns**, Godfrey & Kahn, **Diane Duffey**, Habush Habush & Rottier, **Katie Nelson**, von Briesen & Roper, and **Laura Olsen Dugan**, Quarles & Brady, will participate in AMPLL 2009 - the seventh Conference on Advanced Management for Private Law Librarians in Dallas, TX, April 24 - 26, 2009.

**Bev Butula**, Davis & Kuelthau,

- recently presented "50 sites in 60 minutes" to both the Nonprofit Center of Milwaukee, and the Metro North Chapter of the International Association of Administrative Professionals.
- was quoted in "hakia Helps Librarians with Credible Search Results," *Information Today*, Vol. 26(1), p. 52-54 (January 2009). The article can be obtained via Badgerlink.
- was a featured speaker at the Wisconsin Association of Legal Professionals Annual Conference held on February 28th. Her topic was "Google is Great, but Verticals may be the Way to Go!"
- was presented with the NALS Scales of Justice Award (see [p. 5](#)) Congratulations Bev!

**Laura Olsen Dugan**, Quarles & Brady, published:

- "Stay on top of state's legislative activity with e-mail notification" in the January 26, 2009 issue of the *Wisconsin Law Journal*, page 14.
- "Springboard state, federal and international statutory research" in the February 9, 2009 issue of the *Wisconsin Law Journal*, page 13.

**Bonnie Shucha**, University of Wisconsin Law Library,

- will be contributing a regular monthly article to the new State Bar e-newsletter called [WisBar Inside-Track](#). Bonnie will be writing on legal research - her first article, [The many faces of Google: Specialized search tools](#), appears in the Feb. 4 issue, and [Bluebook helpers: Tools for creating legal citations](#) appears in the March 4 issue.
- has submitted an article for the April edition of AALL Spectrum entitled *I Want My Web 2.0: Reflections on the Web 2.0 Challenge*. The article is co-authored by Debbie Ginsberg and Meg Kribble.
- has been invited to be the keynote speaker at the Minnesota Association of Law Libraries (MALL) Spring Conference in St. Paul on May 29th

**The deadline for submitting  
articles for the next**

*LLAW BRIEFS*

is

**June 1, 2009**

**Submit articles to Bev Butula**

[bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com)



**GREATER MILWAUKEE ASSOCIATION  
OF LEGAL PROFESSIONALS**

*An affiliate of the Wisconsin Association for Legal Professionals  
and NALS . . . the association for legal professionals*

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**NEWS RELEASE DATED March 4, 2009**

**Beverly G. Butula  
Presented NALS Foundation  
Scales of Justice Award**

On Saturday, February 28, 2009, the Greater Milwaukee Association of Legal Professionals ("GMALP") presented Beverly G. Butula, Assistant Director of Library Services of the law firm of Davis & Kuelthau with the coveted NALS Foundation Scales of Justice Award. The Scales of Justice Award is an honor bestowed by the NALS Foundation to recognize persons or entities who exemplify the following qualities in their local community and legal field (e.g., speaking engagements, presentations, authoring articles and handouts, etc.):

- Improve access to justice
  - Improve the quality of legal services
  - Promote the legal profession
- Support the community where they work and live

Ms. Butula has been the librarian at Davis & Kuelthau since 2001. She is responsible for all aspects of library service and administration. She assists members of staff with research, reference, competitive intelligence, and cite checking. Prior to becoming a librarian, Ms. Butula was a litigation paralegal.

\* \* \* \* \*

GMALP is a non-profit organization dedicated to the professional growth of legal support personnel through educational programs and the promotion of high standards and ethics.

The NALS Foundation strives to ensure top-notch legal services are the norm. It funds quality education programs for legal professionals working with attorneys and the public to enhance their skills and provide them with the latest information on their profession. The NALS Foundation also keeps the good of the legal profession in the public eye, emphasizing a positive image of the profession and the importance of qualified, competent legal professionals. The NALS Foundation is the charitable arm of NALS ... the association for legal professionals.

For further information concerning the Greater Milwaukee Association of Legal Professionals, the Wisconsin Association for Legal Professionals, NALS ... the association for legal professionals, or the NALS Foundation, please contact Mary Burns, Certified PP, PLS at 414-225-3527 or [mary.burns@mlb.com](mailto:mary.burns@mlb.com).

**NALS . . . the association for legal professionals**

*"Dedicated to enhancing the contributions and  
Competencies of members of the legal profession"*



## Westlaw on the Go: Legal Research via Handheld Devices

Nancy Scibelli, Quarles & Brady

How many times have you been asked for legal research assistance while you are out of the office and away from a computer? How often do attorneys find themselves in a courtroom, deposition, hotel room or airport when they need to pull a legal document, KeyCite a case, verify company information, or conduct a case law or news search? As we know, the need for information is not limited to the confines of the office or the hours of each workday. Westlaw has developed a wireless solution to provide access to Westlaw.com on the go.

Thomson Reuters released Westlaw Wireless to provide limited access to Westlaw.com via handheld devices. Westlaw Wireless limits users to simple research tasks such as document retrieval by citation, KeyCite and basic searching. The documents and search results retrieved can be delivered via e-mail.

To access Westlaw Wireless, users should point their PDA browser to <http://wl-w.com> and log in using their Westlaw.com password. Users do not need to download an application to access Westlaw Wireless. Additionally, individuals who do not use handheld devices can preview Westlaw Wireless by visiting <http://wl-w.com> on their PC.

Westlaw Wireless is billed transactionally. Users are charged per document retrieved or KeyCited or by search. There is no additional cost to use Westlaw

Wireless, so users will be billed in accordance with their Westlaw agreement. Additionally, users will be prompted for client matters numbers per institutional policy and usage will appear in Westlaw QuickView.

In testing Westlaw Wireless, I noticed a few drawbacks. First, there is no LOCATE functionality to refine a search. Consequently, if users need to modify a query they must create a new search and incur an additional transactional charge. Second, when you search by party name Westlaw Wireless defaults to ALLCASES. You cannot select a smaller, less costly database. Third, smart database text entry is not available, so you must use database identifiers (e.g. WICS or WINEWS).

Westlaw Wireless is accessible via any handheld device with Internet access. This includes BlackBerry, Palm and iPhone products.

Additional reading and resources:

- "Legal Research To Go: Westlaw Wireless," Sarah Reneker Andeen. LLRX; May 14, 2002. <http://www.llrx.com/extras/westlawwireless.htm>
- "Technically speaking: delivering content to a moving target," Andrew K. Pace. *American Libraries*, Vol. 36, Issue 6; June 1, 2006.
- The Handheld Librarian Blog, <http://www.handheldlib.blogspot.com/>

## AALL Announcements

### Take the Lead: Apply for the 2009 AALL Leadership Academy



Law librarians in the early stages of their careers can get ahead in the profession by attending the 2009 AALL Leadership Academy, October 16-17, at the Hyatt Lodge in Oak Brook, Illinois.

Train for leadership roles by acquiring both the self-awareness and strategies you need to emerge as a leader within your organization and the profession. Academy participants will use self assessment tools, group exercises, case studies, and skill practice to develop key

signatures of leadership. Selected fellows will participate in pre-engagement exercises, be matched with a mentor, and receive ongoing leadership development opportunities.

**Applications will be accepted May 1-June 30.**

For more information, visit [www.aallnet.org/prodev/event\\_leadershipacademy.asp](http://www.aallnet.org/prodev/event_leadershipacademy.asp)

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## \$50.00 Member Appreciation Discount for 2009 Annual Meeting & Conference



AALL wants to help during these tough economic times. Members who register by **March 31** will receive an additional \$50 Member Appreciation Discount off the early registration date.

Register online at [http://www.aallnet.org/events/09\\_registration.asp](http://www.aallnet.org/events/09_registration.asp)

## Attend the Annual Meeting with an AALL Grant

Registration grants are available to attend the 2009 Annual Meeting or a workshop in Washington, D.C. Two categories of registration grants are available:

- **Experienced Members** (five or more years), who have a proven record of professional accomplishment and service to AALL; or
- **Students/New Members** (less than five years of professional experience), who hold promise of future involvement in AALL and the law library profession.

**The application deadline is April 1.** Visit the Grants Committee website for more information:

[http://www.aallnet.org/committee/grants/grant\\_application.asp](http://www.aallnet.org/committee/grants/grant_application.asp)

## Tools for Success in Today's Economy

In response to the U.S. recession and its impact on law libraries, AALL has created a wiki of Tools for Success in Today's Economy, <http://aallnet.pbwiki.com>

On the wiki you will find:

- Tips for operating your law library with a tight budget
- Advice on negotiating contracts with vendors
- How to interview effectively for your next job
- Resources for professional development
- And much more



Any AALL member can add material to the wiki, so we encourage you to use the tools and share more resources that will help our friends and colleagues in AALL.

## Super Size Your AALL Annual Meeting & Conference Registration



This year when you register for the AALL Conference, you can pre-order the complete set of all 66 educational program recordings and the keynote speaker address in downloadable MP3 format for just \$99 (members) or \$149 (non-members). MP3 CDs will also be available for \$199 (members) or \$299 (non-members). This collection of educational content is valued at nearly \$800!

*The special discounted price will not be available after the Annual Meeting*, so be sure to [pre-order with your registration](#)

*(AALL Announcements - Continued from page 7)*

## AALL Dues Help for Unemployed Members

AALL dues invoices for the 2009-2010 membership year mail out in mid-March. To help in these tough times, **AALL is offering a discounted membership rate for AALL members who are recently unemployed.** The discounted membership appears online and in all public records simply as an “Active” membership, but is billed at the student/retired rate (**\$55 instead of \$218**). The discounted rate is good through May 31, 2010.

Unemployed AALL members should fill out the [online form](#) or contact AALL Membership Services Coordinator Hannah Phelps (hphelps@aall.org or 312-205-8022) to sign up.



## Free CALI Lessons

AALL now provides members free access to the full set of online lessons hosted by the [Center for Computer-Assisted Legal Instruction \(CALI\)](#). With more than 600 lessons covering 32 legal subject areas, these online learning opportunities feature a variety of interactive formats that make for an engaging, effective user experience. They are particularly helpful for new law librarians with little or no exposure to legal research. [Obtain the access code through the Members Only Section of AALLNET.](#)

## Ready, Set...TWEET!

AALL is now on Twitter. Get up-to-the-minute AALL news by joining the [AALLNET Twitter Feed](#). A separate [2009 Annual Meeting Twitter Feed](#) is dedicated to updates on this summer's [Annual Meeting](#) in Washington, D.C.

Sign up and stay connected!



## Coming Soon: Ed2Go@AALLNET

AALL is proud to announce it is adopting a new, powerful, state-of-the-art learning technology, which will provide a new learning gateway to all AALL members.

The new Ed2Go@AALLNET site will provide members with:

- Online access to the AALL Annual Meeting program recordings, as well as archived Webinars, audio recordings, and video recordings
- Continuing educational program handouts distributed electronically, adding convenience in an environmentally-friendly way
- Advanced search capabilities, which will allow you to focus on your key areas of interest with maximum flexibility to find the materials where and when you need them
- Online profiles so you can keep track of the continuing education programs in which you participate and determine areas where you need more education

Stay tuned for more news about when the Ed2Go@AALLNET site will be available.



## Recommended Readings

Cindy May, University Of Wisconsin Law Library

Afori, Orit Fischman. "Implied License: An Emerging New Standard in Copyright Law."  
Santa Clare Computer & High Technology Journal 25:275-325 (January 2009)

The author proposes an implied license as an open standard adapted to digital content, and illustrates its application to three areas of conflict in copyright law: linking and framing, the operation of search engines, and the sale of works by transmission of digital copies.

Alexander, Ross. "Legislative Reform of the Copyright Act's Fair Use Clause: Failure to *Vault* conflict and Express Preemption of the Copyright Act Requires Legislative Attentions."  
Syracuse Law Review 59:331-358 (2008)

This note analyzes the balance between a software developer's individual rights in his work and the public good that results from access to the software developer's source code, with emphasis on the importance of reverse engineering as a kind of fair use.

Ambrogi, Robert J. "Good News, Bad News: The ABA Creates a Great Portal but a Lousy Social Networking Site."  
Law Technology News 16(2):51-52 (February 2009)

LegallyMinded <<http://legallyminded.com>>, the American Bar Association's new social networking site, falls short in a number of ways, according to this review.

Ambrogi, Robert J. "Tweet Sixteen: Sixteen Ways to Use Twitter to Enhance Your Law Practice and Profile."  
Law Technology News 15(12):72, 77 (December 2008)

The author explains how Twitter works, then describes sixteen ways it can be useful to law practice. Law librarians will find these tips equally useful. The article ends with a reminder to always consider the privacy and ethical consequences of a message before posting it to Twitter.

Armstrong, Timothy K. "Fair Circumvention." Brooklyn Law Review 74:1-50 (Fall 2008)

The Digital Millennium Copyright Act forbids circumventing technological measures that protect copyrighted works. However, courts have occasionally permitted "fair" circumvention. The author analyzes the principles used by those courts to support their fair circumvention decisions.

"Annotated Legal Bibliography on Gender." Cardozo Journal of Law & Gender 15:169-227 (Fall 2008)

Annotated citations to law review articles published 2006-2007 are arranged by topic, including abortion, children, discrimination, domestic violence, education, family, feminism, gender bias, LGBT rights, marriage, race and gender, same sex marriage, and sexual abuse, and more.

Band, Jonathan. "A Guide for the Perplexed: Libraries and the Google Library Project Settlement."  
LLRX (December 14, 2008) <http://www.llrx.com/features/googleprojectsettlement.htm>

Butula, Bev and Duffey, Diane. "The Evolving Web: Challenges for Legal Professionals."  
The Verdict 31(4):14-16 (Fall 2008)

This article is the first of two in which various Web 2.0 applications (e.g. blogs, RSS feeds, and Readers) are discussed, along with their potential usefulness in the practice of law.

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Calandrillo, Steve P. and Davison, Ewa M. "The Dangers of the Digital Millennium Copyright Act: Much Ado about Nothing?" William and Mary Law Review 50:349-415 (November 2008)

This article argues that, since enactment of the Digital Millennium Copyright Act, the courts have successfully balanced the interests of creators and the public. However, fair use protection is likely to be most successful through further federal legislation.

Colman, Heather. "Collaboration Through Wikis at Hicks Morley." LLRX (January 29, 2009) <http://www.llrx.com/features/lawfirmwikis.htm>

Daly, Gail M. "There's No Law Library on the Starship Enterprise." Journal of Legal Education 58:455-462 (September 2008)

Prof. Daly argues that today's law library is still doing everything it always has, just differently, and that it is handling an ever-changing and ever-growing mass of information.

Darnton, Robert. "Google & the Future of Books." New York Review of Books 56(2):9-11 (February 12, 2009) <http://www.nybooks.com/articles/22281>

Google has been digitizing millions of books, including many covered by copyright, from the collections of major research libraries, and making the texts searchable online. The authors and publishers argued that digitizing was copyright violation, but eventually a settlement was reached. Mr. Darnton discusses how these developments might affect the future of books and readers.

Dugan, Laura Olsen. "Springboard State, Federal and International Statutory Research." Wisconsin Law Journal 23(6):13 (February 9, 2009)

LLAW member Laura Olsen Dugan (Quarles & Brady) offers search tips for *Martindale-Hubbell Law Digest*. To use the free web-based version, users must first register for a free Martindale.com account at [www.martindale.com](http://www.martindale.com).

Dykes, Christopher C. "The Wide World of Laws: A Quick-Start Guide to International Legal Research." AALL Spectrum 13(3):14-17 (December 2008)

A University of Houston law librarian suggests international legal research strategies and resources for law librarians without special training in the field.

El Samad, Firas. "The Lebanese Legal System and Research." GlobaLex (November/December 2008) <http://www.nyulawglobal.org/Globalex/Lebanon.htm>

Fagundes, David. "Crystals in the Public Domain." Boston College Law Review 50:139-195 (January 2009)

This article argues that treating copyright as a form of property would reduce private ownership entitlements and more clearly mark those entitlements with "crystalline" borders, benefitting users by allowing them to better exploit common resources without fear of lawsuits.

Gallacher, Ian. "Aux Armes, Citoyens!" Time for Law Schools to Lead the Movement for Free and Open Access to the Law." University of Toledo Law Review 40:1-51 (Fall 2008)

This article considers current alternatives to commercial databases of legal information, discusses the

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shortcomings of those alternatives, and argues that law schools have both the opportunity and the obligation to provide alternatives to commercial legal information services.

Gallacher, Ian. "Mapping the Social Life of the Law: An Alternative Approach to Legal Research." International Journal of Legal Information 36:1-50 (Spring 2008)

The author discusses open access to the law and some of the problems associated with freeing the law from commercial publishing. He explores how case information might be used to develop a map of a case's "social" network that would allow open access sites to offer both pre- and self-indexed research strategies.

Gavin, Peggy. "The Government Domain: Wrapping Up 2008." LLRX (December 20, 2008) <http://www.llrx.com/columns/govdomain40.htm>

Grossman, Wendy M. "Why You Can't Find a Library Book in Your Search Engine." Guardian (January 22, 2009)

In November 2008, OCLC announced controversial new rules covering the use of Worldcat data. In response to widespread protest, OCLC has convened a review board and delayed the original February 19 implementation. This English newspaper article argues that the proposed rules are unduly restrictive.

Heels, Erik J. "Taste-Testing Some Lesser-Known Google Offerings." Law Practice 34(8):24-25 (December 2008)

The author describes six new Google products: Google AdSense for Feeds, Google Book Search, Google Scholar, Google Chrome, Google News Archive, and Google Image Labeler.

Hersi, Mohamed Farah. "Research Guide to the Somaliland Legal System." GlobaLex (February 2009) <http://www.nyulawglobal.org/Globalex/Somaliland.htm>

Jianxiong, Zhai. "A Bibliographic Guide to the Criminal Law Literature of the People's Republic of China, 1949-2000." International Journal of Legal Information 36:118-155 (Spring 2008)

This guide lists the major sources of criminal law literature in the People's Republic of China during 1949-2000. The compiler divides those fifty years into three periods, each containing a selective bibliography representative of that period's scholarship.

Jones, Julie M. "Not Just Key Numbers and Keywords Anymore: How User Interface Design Affects Legal Research." Law Library Journal 101:7-30 (Winter 2009)

This article analyzes whether and how the web interfaces of Westlaw and LexisNexis may be affecting the legal research skills and behaviors of law students and new attorneys.

Kapindu, Redson Edward. "Malawi: Legal System and Research Resources." GlobaLex (January 2009) <http://www.nyulawglobal.org/Globalex/Malawi.htm>

Kleve, Pieter and De Mulder, Richard. "Privacy Protection and the Right to Information: In Search of a New Balance." Computer Law & Security Report 24:223-232 (2008)

The authors argue that, in this age of advanced information technology, privacy protection is no longer an unconditional good. Citizens today weight the importance of protecting privacy against the advantages of free access to information, based on which option provides them with the most benefit. Both overzealous protection and the abuse of information need to be prevented.

(Continued on page 12)

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Krishnaswami, Julie Graves. "Justice Sandra Day O'Connor: A Selected, Annotated Bibliography." Catholic University Law Review 57:1099-1150 (Summer 2008)

This selected, annotated bibliography focuses on works written by Justice O'Connor, as well as materials written about her and her jurisprudence. Entries are categorized based on either topic or format, such as Equality and Feminism, Tributes, Biographical Works, etc.

Kuh, Katrina Fischer. "Electronically Manufactured Law." Harvard Journal of Law & Technology 22:223-271 (Fall 2008)

According to the author, cognitive psychology predicts that electronic legal research will lead to increased diversity in "framing," the selection of a legal theory through which to conceptualize facts, arguments, and cases. It will also lead to more "tilting at windmills." In these ways, the shift to electronic research is shaping the law in little-noticed but significant ways.

Lang, Isa. "Wrestling with an Elephant: A Selected Bibliography and Resource Guide on Global Climate Change." Law Library Journal 100:675-712 (Fall 2008)

This bibliography begins with a section on resources, including websites, that offer good overviews of global climate change. It continues with sections on nonlegal publications, legislation and regulation, litigation, and current legal scholarship.

Leeds, Joe. "Introduction to the Legal System and Legal Research of the Kingdom of Thailand." GlobaLex (November/December 2008) <http://www.nyulawglobal.org/Globalex/Thailand.htm>

McGinty, William. "First Amendment Rights to Protected Expression: What Are the Traditional Contours of Copyright Law?" Berkeley Technology Law Journal 23:1099-1140 (Summer 2008)

This comment argues that amendments to copyright law made pursuant to the Uruguay Round Agreements Act, although affirmed by the courts as allowable under the Copyright and Commerce Clauses, may nevertheless be unconstitutional under the First Amendment.

Meyers, Brette G. "Filtering Systems or Fair Use? A Comparative Analysis of Proposed Regulations for User-Generated Content." Cardozo Arts & Entertainment Law Journal 26:935-956 (2009)

By speculating about the merits and potential pitfalls of three proposed regulatory models, the author discusses how to proceed with the battle over user-generated content in the future.

Miller, J. Matthew. "The Trouble with Traditions: The Split over *Eldred*'s Traditional Contours Guidelines, How They Might be Applied, and Why They Ultimately Fail." Tulane Journal of Technology and Intellectual Property 11:91-113 (Fall 2008)

There have been a number of challenges to the Sonny Bono Copyright Term Extension Act, beginning with *Eldred v. Ashcroft*. This comment discusses the application of *Eldred*'s guidelines for First Amendment review, and argues that the guidelines have proved unworkable.

Molvig, Dianne. "Fastcase and State Bar Partnership: Filling a Legal Research Void." Wisconsin Lawyer 81(12):8-11, 58 (December 2008)

Fastcase is a low-cost, web-based legal research service with over 320,000 subscribers. It provides access to state cases, statutes, codes, constitutions, etc., as well as federal cases. State Bar of Wisconsin members have free access to Fastcase through a partnership arrangement.

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Montagnani, Maria Lilla. "A New Interface between Copyright Law and Technology: How User-Generated Content Will Shape the Future of Online Distribution."

Cardozo Arts & Entertainment Law Journal 26:719-773 (2009)

This article illustrates how the relationship between technology and copyright law has been altered by the Internet and Web 2.0.

Morais, Yasmin. "Scottish Legal History: A Research Guide."

GlobaLex (November/December 2008) <http://www.nyulawglobal.org/Globalex/Scottish%5FLegal%5FHistory.htm>

Overy, Patrick. "European Union: A Guide to Tracing Working Documents."

GlobaLex (November/December 2008)

<http://www.nyulawglobal.org/Globalex/European%5FUnion%5FTravaux%5FPreparatoires.htm>

Palfrey, John. "The Public and the Private at the United States Border with Cyberspace."

Mississippi Law Journal 78:241-294 (Winter 2008)

Today governments can know more about their citizens via surveillance than ever before, by searching data held in a combination of public and private hands. Prof. Palfrey argues that there are essentially no constitutional protections for U.S. citizens whose data is collected by a private third-party and turned over to the state, and endorses legal reform to change that.

Payne, Donna. "GaGa for Google." Law Technology News 16(1):50-51 (January 2009)

The author describes various types of special content in Google, including a calculator, currency converters, images, patents, and phone numbers, and offers tips for searching for them efficiently.

Pinard, J. Blake. "Defending the Public Domain—The First Amendment, the Copyright Power, and the Potential of *Golan v. Gonzales*." Oklahoma Law Review 61:395-424 (Summer 2008)

This note argues that *Golan v. Gonzales*, expanding on the 2003 *Eldred v. Ashcroft* decision, signifies increased judicial recognition of the first amendment as a restraint on copyright.

Plotin, Stephanie L. "Legal Scholarship, Electronic Publishing, and Open Access: Transformation or Steadfast Stagnation?" Law Library Journal 101:31-57 (Winter 2009)

The author analyzes why law reviews have persisted relatively unchanged in the digital age, while the real change has occurred in the growth of informal communication systems, notably legal blogs.

Popa, Radu D. and Roznovschi, Mirela. "Comparative Civil Procedure: A Guide to Primary and Secondary Sources."

GlobaLex (January 2009) <http://www.nyulawglobal.org/Globalex/Comparative%5FCivil%5FProcedure.htm>

Prasad, Akhil and Agarwala, Aditi. "Armageddon on the Digital Highway: Will Google's E-Library Project Weather the Storm?" Computer Law & Security Report 24:253-260 (2008)

This paper examines the court battle between Google and the Authors Guild. The authors conclude that the Google Books Library Project is legitimate fair use, because it fulfills the primary aims of copyright law, the encouragement of learning and the dissemination of knowledge.

Richards, Neil M. "Intellectual Privacy." Texas Law Review 87:387-445 (December 2008)

(Continued on page 14)



(Continued from page 13)

Prof. Richards argues that intellectual privacy (including freedom of thought, protection of spatial privacy, the right to read, and the confidentiality of communications) is central to free speech rights. He examines four recent intellectual records cases in light of the idea of intellectual privacy.

Rusanow, Gretta. "Ahead of the Curve: In 2009, Your Lawyers Are Your Best Knowledge Management Resource." LLRX (February 1, 2009) <http://www.llrx.com/columns/curve1.htm>

Schwartz, John. "An Effort to Upgrade a Court Archive System to Free and Easy." New York Times (February 13, 2009)

This article reports on the efforts of Carl Malamud of Public.Resource.org to improve on Pacer, the clunky government-run system for public access to electronic court records.  
[http://www.nytimes.com/2009/02/13/us/13records.html?\\_r=1](http://www.nytimes.com/2009/02/13/us/13records.html?_r=1)

Scott, Jeremy. "'Leave Them Kids Alone.' A Proposed Fair Use Defense for Noncommercial P2P Sharing of Copyrighted Music Files." FIU Law Review 3:235-288 (Fall 2007)

The author argues that fair use should be expanded to examine, in noncommercial use, whether a given copyright restriction advances or curtails the public interest, and can be shown to be a disincentive to creation. In his view, infringement should be approached permissively where there is no direct commercial benefit conferred upon those doing the copying, as in P2P music sharing.

Selden-Huston, Kellee. "Law Libraries and the Great Wall of China." PLL Perspectives 20(2):1, 7 (Winter 2009). <http://www.aallnet.org/sis/pllsis/newslett/Winter09.pdf>

Semple, Heather. "Researching the Law of Northern Ireland." Legal Information Management 8:283-287 (Winter 2008)

This paper is based on a presentation at the 2008 BIALL Conference. It covers sources of legislation and case law, and provides helpful tips on how to research within Northern Ireland's complicated system of legal publishing.

Snow, Ned. "Copytraps." Indiana Law Journal 84:285-329 (Winter 2009)

This article examines copyright's strict liability regime as it applies to Internet downloading, and proposes that the Copyright Act be either amended or interpreted to excuse innocent downloaders from the statutory-damages punishment, and only require them to delete infringing material.

Spurlin, Candice J. and Garry, Patrick M. "Does Filtering Stop the Flow of Valuable Information? A Case Study of the Children's Internet Protection Act (CIPA) in South Dakota." South Dakota Law Review 54:89-96 (2009)

Under CIPA, public libraries receiving federal aid for Internet access under the E-rate program must implement filters to block pornography. This study found that the only complaints about filters made to North Dakota public libraries in the E-rate program concerned slow response time, and there were no requests to disable or remove filters. The authors conclude that, although filters are accepted by the public, they are not effective pornography blockers.

Strutin, Ken. "Criminal Law Resources: Social Networking Online and Criminal Justice." LLRX (February 28, 2009) <http://www.llrx.com/features/criminaljustice/socialnetworking.htm>

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Strutin, Ken. "Neurolaw and Criminal Justice."

LLRX (December 28, 2008) <http://www.llrx.com/features/neurolaw.htm>

Tambimuttu, Aquinas V. "Sri Lanka: Legal Research and Legal System."

GlobaLex (January 2009) [http://www.nyulawglobal.org/Globalex/Sri\\_Lanka.htm](http://www.nyulawglobal.org/Globalex/Sri_Lanka.htm)

Travis, Hannibal. "Opting Out of the Internet in the United States and the European Union: Copyright, Safe Harbors, and International Law." Notre Dame Law Review 84:331-407 (November 2008)

Several lawsuits are pending that could remove suppressed or under-reported stories from YouTube and other Internet services. This article analyzes the legal and human rights implications of efforts by copyright owners to opt out of sites such as YouTube.

Wang, I-Wei. "Schoolhouse Rock Is No Longer Enough: The Presidential Signing Statements Controversy and Its Implications for Library Professionals."

Law Library Journal 100:619-637 (Fall 2008)

Wang examines changing perceptions of presidential signing statements, discusses the role of librarians in ensuring that information about signing statements is readily available to the public, and offers suggestions for effective use of legal resources for researching signing statements.

Weisgerber, Erica S. "Unpublished Opinions: A Convenient Means to an Unconstitutional End."

Georgetown Law Journal 97:621-655 (January 2009)

This note explores the use and constitutionality of unpublished opinions. It argues that unpublished opinions should have the same precedential effect as published opinions, and explores ways of achieving this.

Will, Linda and Pancero, Jim. "Defending the Realm: Buying Skills for Law Librarians."

Legal Information Alert 27(7):1, 4-6, 14 (July/August 2008)

Communicating and negotiating with vendors is more important than ever, given the increasing importance of the business model in law firms and the state of the economy. The authors offer advice on improving skills for dealing with vendors.

Wong, Mary W. S. "Toward an Alternative Normative Framework for Copyright: From Private Property to Human Rights." Cardozo Arts & Entertainment Law Journal 26:775-843 (2009)

The author proposes that the international copyright system should place greater emphasis on human rights objectives and norms than it has to date, in order to create a flexible, workable framework for future copyright policy.

Zegelman, Julian. "Researching Intellectual Property Law In The Russian Federation."

LLRX (February 14, 2009) <http://www.llrx.com/features/russiaiplaw.htm>

Zillman, Marcus P. "Deep Web Research 2009."

LLRX (December 28, 2008) <http://www.llrx.com/features/deepweb2009.htm>

\* Photocopies of articles from periodicals cited herein may be obtained through the regular photocopy services of the UW Law Library (608-262-3394) or the Wisconsin State Law Library (608-266-1600).

## Events Calendar

<b>2009</b>	
April 15	Deadline for the Morris L. Cohen Student Essay Competition <a href="http://www.aallnet.org/sis/lhrb/">http://www.aallnet.org/sis/lhrb/</a>
April 17	Deadline to apply for LLAW educational grants <a href="http://www.aallnet.org/chapter/llaw/grants/index.htm">www.aallnet.org/chapter/llaw/grants/index.htm</a>
April 21 – 24	Wisconsin Association of Academic Librarians Conference, Green Lake, WI <a href="http://www.wla.lib.wi.us/conferences/">http://www.wla.lib.wi.us/conferences/</a>
June 14 – 17	SLA Annual Conference, Washington, D.C. <a href="http://www.sla.org/content/Events/conference/ac2009/index.cfm">http://www.sla.org/content/Events/conference/ac2009/index.cfm</a>
July 9 – 15	ALA Annual Conference, Chicago, IL <a href="http://www.ala.org/ala/conferencesevents/upcoming/annual/index.cfm">http://www.ala.org/ala/conferencesevents/upcoming/annual/index.cfm</a>
July 25 – 28	AALL Annual Meeting, Washington, D.C. <a href="http://www.aallnet.org/events/">http://www.aallnet.org/events/</a>
October 26 – 28	2009 Internet Librarian, Monterey, CA <a href="http://www.infoday.com/il2009/">http://www.infoday.com/il2009/</a>
AALL Calendar of events, <a href="http://www.aall.org/calendar/default.asp?page=1&amp;sort=1&amp;arc=no">http://www.aall.org/calendar/default.asp?page=1&amp;sort=1&amp;arc=no</a>	
<u>Future AALL Annual Meetings:</u> July 10-13, 2010 Denver, CO July 23-26, 2011 Philadelphia, PA July 21-24, 2012 Boston, MA	
<u>Future SLA Meetings:</u> June 13-16, 2010 New Orleans, LA June 12-15, 2011 Philadelphia, PA July 15-18, 2012 Chicago, IL	

**Law Librarians Association of Wisconsin  
2008-2009 Second Quarterly Business Meeting  
Tuesday, December 2, 2008  
Waukesha, Wisconsin**

MINUTES

I. The meeting was called to order at 7:09 p.m. by President Jamie Kroening.

II. Treasurer's Report – Given by Jamie Kroening.

Treasurer's Report:

Currently (as of 12/02/2008)	
Ending Balance – checking account:	\$2,987.28
Ending Balance – savings account:	<u>\$3,709.59</u>
Balance Total	\$6,696.87

III. President's Report – Jamie Kroening

- Wisconsin Eye contacted LLAW regarding being Beta Testers for a new legislative tracking product they are developing. Jill Bradshaw has coordinated the testers.
- Jamie attended the *Wisconsin Law Journal's* Unsung Heroes Award luncheon. Congratulations to nominees Diane Duffey and Jane Moberg and to the winner of the Library Staff category, Bonnie Shucha.
- Two new members joined.

IV. Committee Reports

A. Archives (Candace Hall Slaminski):

Candace reported that she and Bev had met at Bev's house to start going through the archives. They are about 1/3 of the way through. They have found many duplicate copies and have started eliminating these. Candace and Bev are scheduled to meet again in Jan. 2009.

B. Government Relations (Tony Chan): No report.

C. Grants (Maureen Burns): Money available, so apply for grants.

D. Membership (Marc Weinberger/Diane Duffey):

Currently there are:	Active members: 77	Associate members: 7
	Student members: 4	Sustaining members: 3
	Total members: 91	

The committee reported in addition there are 2 newsletter only subscribers. They also noted that we have 7 new members this year. Diane confirmed that only members now have access to the listserv and those not current with their membership have been removed.

E. Newsletter (Julia Jaet/Bev Butula):

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The newsletter has a new name: *LLAW Briefs*. Thanks to Carol Bannen. The committee will collect articles for the next issues of the newsletter until Dec. 5th and hopes to have it out by Christmas.

F.. Nominating (Carol Schmitt): No report.

G. Placement (Barbara Fritschel): No report.

H. Program (Jill Bradshaw/Jim Mumm):

Jim Mumm reported that tonight's program featuring Kellee Selden-Huston had 30 attendees signed up. The committee is still in the planning stages for the upcoming programs.

I. Public Relations/Articles (Laura La Rose/Nancy Scibelli):

Nancy Scibelli reported that Mary Koshollek was interviewed for the *Wisconsin Law Journal* article, "Four legal research companies offer mid-priced options," by Jane Pribek.. Bev Butula & Diane Duffey co-authored "The evolving web: challenges for legal professions," in the Wisconsin Association for Justice's *The Verdict*, Fall 2008 issue. Wisconsin Lawyer would like to potentially have LLAW members provide bibliographic information to attach "for more information" at the end of articles. They are still figuring out how to connect authors with librarians.

J. Web (Carol Hassler): No report.

## V. Old Business

A. Calendar Project. Bev Butula reported that 70 calendars were ordered and that 60 some were sold, 2 were given to sponsor GSI and four will be submitted (as required) for the AALL Marketing Award nomination. The project resulted in a profit of at least a few hundred dollars.

B. Letter to State Bar regarding lack of price discounts for libraries. Carol Schmitt has spoken with George Brown, Executive Director of the State Bar. He said this issue will be discussed at the next Bar Meeting, so Carol is going to wait to send a letter until she hears back. Bev Butula mentioned a new issue of outrageous shipping costs for a small item ordered. Kellee Selden-Huston told everyone about her conversation with David Jones at CCH. He said they are taking over the contracts for the state bar books online. (This is only for firms with more than 15 attorneys.) Mary Koshollek said she has spoken to Judi Knight at the state bar and Judi said she can still offer contracts to buy individual subscriptions. As Kellee finds out more, she will email the group.

## VI. New Business

A. Jim Mumm reported that Wisconsin Statutes are coming. The paperbacks are out and he is still waiting on the hardbound editions. The price for the hardbound copies have not yet been announced.

## VII. Adjournment

Bev Butula moved to adjourn the meeting at 7:35 p.m., and Amy Bingenheimer seconded the motion. The members unanimously agreed. No one opposed, and no one abstained.

The business meeting was followed by a presentation by Kellee Selden-Huston on her October trip to China with the SLA delegation. See photos on following page.

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*(Continued from page 18)*

Kellee Selden-Huston  
prepares for her slide show  
and presentation.



Kellee demonstrates  
the exchange of  
business cards in  
China.

*Photos by Connie Von Der Heide*

## LLAW Statement of Accounts - Summary

### 2008/2009

As of 03/09/09

<b>Checking Account</b>		<b>Revenue</b>	<b>Expenses</b>	<b>Totals</b>
Beginning Balance	Budgeted Amt	\$ 811.66		\$ 811.66
Transfer from / to Savings		\$ -	\$ -	\$ -
Board of Directors	\$100.00	\$ -	\$ -	\$ -
Archives	\$0.00	\$ -	\$ -	\$ -
Government Relations	\$25.00	\$ -	\$ -	\$ -
Grants	\$2,400.00	\$ -	\$ -	\$ -
Membership	\$50.00	\$ 2,287.50	\$ -	\$ 2,287.50
Newsletter	\$25.00	\$ -	\$ -	\$ -
Nominating	\$75.00	\$ -	\$ -	\$ -
Placement	\$0.00	\$ -	\$ -	\$ -
Program	\$2,750.00	\$ 1,100.00	\$ 877.12	\$ 222.88
Public Access to Legal Infor-				
	\$25.00	\$ -	\$ -	\$ -
Public Relations / Articles	\$150.00	\$ 1,651.75	\$ 975.86	\$ 675.89
Website Committee	\$0.00	\$ -	\$ -	\$ -
	\$0.00	\$ -	\$ -	\$ -
Digitization - Special Com-				
	\$0.00	\$ -	\$ -	\$ -
Operating	\$50.00	\$ -	\$ 21.00	\$ (21.00)
<b>Checking Totals</b>	<b>\$5,650.00</b>	<b>\$ 5,850.91</b>	<b>\$ 1,873.98</b>	<b>\$ 3,976.93</b>

### Savings Account

Beginning Balance	\$ 3,705.72	\$ 3,705.72
Interest	\$ 5.74	\$ 5.74
From Checking	\$ -	\$ -
Transfer from / to Checking	\$ -	\$ -
Miscellaneous	\$ -	\$ -
<b>Savings Total</b>	<b>\$ 3,711.46</b>	<b>\$ 3,711.46</b>

**Checking and Savings Totals to date**      \$ 9,562.37      \$ 1,873.98      **\$ 7,688.39**

## Bob Oakley Memorial Symposium: The Future of Today's Scholarship

The Georgetown Law Library will be holding a symposium on the topic of preserving the research value of blogs on July 25, 2009.

We believe that blogs have become part of the canon of legal scholarship and that future legal researchers will turn to blogs as sources for their scholarship. This conclusion, however, presents great challenges for future researchers of material currently populating the blogosphere. How will these future researchers of today's blog scholarship find valuable, historic blogs? How will they be assured of perpetual access to this scholarship? How can any researcher be confident that documents posted to blogs are reliable?

This symposium will bring together academic bloggers, librarians, and experts in preservation to brainstorm and debate these topics and to develop best practices to ensure that the value of blog scholarship is not easily lost.

Our first panel will lay the groundwork for these discussions by presenting librarians' and legal scholars' views on the future research value of today's blogs. Will future legal scholars turn to legal blogs as reputable and reliable sources of information? In this panel, experts on legal research will analyze the much-debated issue of whether future legal scholars will be interested in the analysis found in blogs or the documents posted to blogs. In addition, the panel will also address the rise of legal blogs and blogging as a phenomenon.

Our second panel will assemble a group of national experts and leaders from a variety of backgrounds to share their perspectives, experiences and visions with respect to the problem of blog preservation. Specifically, this panel will

discuss who is responsible for blog preservation; how will we begin the process of prioritizing and collecting legal blogs; and what are the current standards, as well as the technological, economic, and social considerations that must be addressed, in Web harvesting and digital preservation.

Our third panel will be devoted to examining the issue of the reliability of legal documents uploaded to blogs. From *Newsweek's* posting of the "Torture Memos" to ScotusBlog's postings of Supreme Court briefs, news agencies and bloggers regularly upload legal documents to support their stories. Although these web sites and blogs are often the only sources for these documents, few electronic documents have any verifiable proof of reliability. Future researchers wanting to rely on these documents must be aware of this issue and must be able to confirm that the posted document is complete and unaltered from the version authorized for publication by the author. This panel will discuss this issue and the current standards for proving the authenticity of a document in order to foster a system for preserving the value of blogs and documents found on blogs for future researchers.

The symposium will conclude with a working group break out session to create a uniform standard for preservation of blogs for bloggers and librarians.

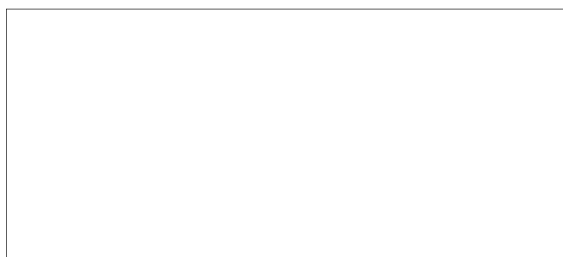
Our late director, Bob Oakley, firmly believed that librarians have an obligation to ensure access to information and was committed to meeting the challenges posed by information in a digital form. In this spirit, we dedicate this symposium to him.

Details about the symposium can be found at:  
<http://www.ll.georgetown.edu/ftls/>





**LLAW Newsletter Committee**  
c/o Julia Jaet  
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We're on the web  
[www.aallnet.org/chapter/llaw/](http://www.aallnet.org/chapter/llaw/)