

Exhibit G - Palmour Deposition

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

CAMBRIDGE UNIVERSITY)
PRESS, et al.,)
)
 Plaintiffs,)
)
 vs.) Civil Action File
) No. 1:08-CV-1425-ODE
MARK P. BECKER, in his)
official capacity as)
Georgia State University)
President, et al.,)
)
 Defendants.)

- - -

Videotaped deposition of JAMES DANIEL PALMOUR,
taken on behalf of the plaintiffs, pursuant to the
stipulations contained herein, before Teresa Bishop,
RPR, RMR, CCR No. B-307, at 104 Marietta Street, 6th
floor, Room 3, Atlanta, Georgia, on Thursday, April 23,
2009, commencing at the hour of 8:54 a.m.

Shugart & Bishop
Certified Court Reporters
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13 Corporate Square
Atlanta, Georgia 30329
(770) 955-5252

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I N D E X

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E X H I B I T S

No.	Description	Page
24	complaint	162
29	Document titled library support & technology initiatives information system & technology administrative support unit review self-study	29
30	E-mail from mailgroup to employees dated 1/11/06 subject coursepacks	37
31	ERes request form	43
32	ERes request form	54
33	Power point document Bates number GASstate0000693 through 705	55

1 Q. But the EReserves, it's correct that the
2 EReserves are free apart from --
3 A. That's correct. That's correct.
4 Q. Apart from the nickel a page printing cost?
5 A. That's correct.
6 Q. So they compete with coursepacks because they
7 are free as opposed to something you have to pay for,
8 right?
9 A. That's correct.
10 Q. Okay. Put that aside.
11 Mark as Plaintiffs' 48 a document that has the
12 Bates number Georgia State 0004844.
13 (Plaintiffs' Exhibit No. 48
14 was marked for identification
15 by the reporter.)
16 BY MR. LARSON:
17 Q. Mr. Palmour, do you recognize this e-mail?
18 A. Yes, I do.
19 Q. And just tell me what it is.
20 A. It's an e-mail exchange with a Professor Nancy
21 Kript.
22 Q. And who is Ms. Kript?
23 A. It says here she's a professor in the school
24 of social work.
25 Q. Okay. You see at the bottom the e-mail from

1 A. Yes.

2 Q. Even though the excerpt is the same exact
3 excerpt?

4 A. Yes.

5 Q. And is that going to change under the new
6 policy, do you know?

7 A. Well, under the new policy -- well, in this
8 case if someone wanted more than the library reserves
9 thought was meeting the fair use guideline, I assume
10 that they would also try to get permission from the
11 publisher. That would be one option.

12 Q. But going forward for work under -- well, for
13 the work that the professor believes is fair use --

14 A. Right.

15 Q. -- it will be posted on EReserves without a
16 permission fee, correct?

17 A. Right.

18 Q. And if the same excerpt is put in a coursepack
19 you'll continue to pay a permissions fee, correct?

20 A. Right.

21 Q. If you were to pay permissions fees for
22 EReserves listings, do you have a budget for that?

23 A. No.

24 Q. Any way to recoup that fee from students?

25 A. There's no structure in place right now.