

# The MLRC Digital Review

*Reporting on developments in digital media law and policy*

by Jeff Hermes

\* \* \*

So, here's the issue (so to speak): I had to postpone the *Digital Review* issue covering developments in March due to the demands of our annual *Entertainment & Media Law Conference* last month. Normally, I'd just roll March into April and give you a double-header, but with the MLRC's compressed conference schedule this Spring I'm already looking at our *Legal Frontiers in Digital Media* conference coming up next week ([for which there's still time to register](#)).

On top of that, March and April have been extraordinarily busy months in the world of digital media law. My rough cut of the developments I'd want to cover runs to almost a hundred pages of single-spaced text, and under the circumstances I just don't see a way to get you a normal issue before I'd be looking at writing up May as well.

The last time I faced a situation like this, I resorted to [doggerel](#), but the settlement agreement says that I can't [inflict my poetry](#) on people anymore. So, I'm open to ideas. [Jazz odyssey?](#) [Direct brain download?](#) [Link roundup?](#) Did someone say "[link roundup](#)"?

Well, okay then – a link roundup it is!

(By the way, with so much of importance going on, I'm adding a "Top Stories" section this month, covering developments at the Supreme Court, Elon Musk's incipient purchase of Twitter, and the war in Ukraine.)

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## I. Top Stories

### A. Supreme Court

- [Jackson sketches out her views on the First Amendment and press freedom.](#)
- [Justices Ease Speech Regulations in Texas Billboard Case](#)
  - [Opinion: \*City of Austin v. Reagan National Advertising\*](#)
  - [Supreme Court on What Counts as a Content-Based Speech Restriction](#)
  - Ed. notes: (1) Yes, it's a billboard case, but it involves *digitizing* billboards, so there; (2) it's Supreme Court messing around with the definition of "content-based," so it's going to make the Top Stories no matter what.

### B. Elon Musk & Twitter

- [Elon Musk is buying Twitter. Now what?](#)
  - [Eight questions about Twitter's future now that Elon Musk is taking over](#)
  - [Here's what Elon Musk has tweeted over the years ... about Twitter](#)
- [Elon Musk says he would bring free speech and transparency to Twitter.](#)
  - [Elon Musk and the Gray of 'Free Speech'](#)
  - [Even Elon Musk doesn't know what he means by free speech](#)
  - [Elon Musk, Twitter's next owner, provides his definition of "free speech"](#)
- [If Elon Musk gets his way, Twitter will lose years of progress](#)
  - [It's not rocket science: Why Elon Musk's Twitter takeover could be bad for privacy](#)
  - [Reality Check: Twitter Actually Was Already Doing Most Of The Things Musk Claims He Wants The Company To Do \(But Better\)](#)
- [How Elon Musk Can Liberate Twitter](#)
  - [Here's a simple way Elon Musk could make Twitter better](#)
  - [An Easy Way For Musk To Restore Free Speech on Twitter](#)
  - [Ways In Which Elon Musk's Twitter Takeover Could Be Good](#)
  - [Elon Musk Is Right That Twitter Should Follow the First Amendment](#)
- [Musk, Twitter Must Comply With EU Rules, Official Says](#)

- [Will Elon Musk put Twitter on a collision course with global speech regulators?](#)
- [Twitter's top lawyer reassures staff, cries during meeting about Musk takeover](#)
  - [Jack Dorsey Endorses Elon Musk's Twitter Takeover: "This Is the Right Path"](#)
  - [Elon Musk boosts criticism of Twitter executives, prompting online attacks](#)
  - [Twitter's Legal Team Has Been An Aggressive Defender Of Free Speech; Will That Continue Under Musk?](#)
- [FCC commissioner shoots down 'absurd' claim that the federal government can block Musk's Twitter purchase](#)
  - [Former FCC chairman Ajit Pai weighs in on Musk Twitter buy](#)

## C. Ukraine & Russia

### 1. Content Moderation

- [Social media goes to war](#)
  - [It took a war for Big Tech to take a side](#)
  - [Russia's War in Ukraine Is a Watershed Moment for Internet Platforms](#)
  - [Social media wasn't ready for this war. It needs a plan for the next one.](#)
- [Why Ukraine war misinformation is so hard to police](#)
  - [Fact check: Phony images masquerading as CNN coverage go viral amid war in Ukraine.](#)
  - [Verifying Images of the War in Ukraine](#)
  - [How Open-Source Intelligence Is Helping Clear The Fog Of War In Ukraine](#)
  - [This is how journalists figure out if all those Ukraine videos are real](#)
  - [In the Ukraine Conflict, Fake Fact-Checks Are Being Used to Spread Disinformation](#)
- [Tech companies seek to choke out Russian state media](#)
  - [Google pulls Russia Today, Sputnik from Play Store as EU ban looms](#)
  - [Social platforms' bans muffle Russian state media propaganda](#)
  - [EU Orders Google to Vanish Russian Government Sites \(RT and SputnikNews\) from European Search Results](#)
  - [Instagram warns users who share Russian state media, hides following lists in Russia and Ukraine](#)
  - [Twitter's EU-only geoblocks of Russia Today off to a shaky start](#)

- [YouTube is now blocking Russia state-affiliated media globally](#)
- [West Virginia Senator wants Russia to be banned from Facebook](#)
- [DirecTV, Roku Give RT The Boot](#)
- [DuckDuckGo 'down-ranks' Russian disinformation. The search engine's users are not happy.](#)
  - [Performative Conservatives Are Mad That A Search Engine Wants To Downrank Disinformation](#)
  - [The free speech search engine that never was](#)
- [How War in Ukraine Roiled Facebook and Instagram](#)
  - [Facebook may crack down on Russian government accounts to fight disinformation](#)
  - [Facebook Allows Ukraine War Posts Urging Violence Against Invading Russians, Putin](#)
  - [Lawmakers urge Meta to curb Russian disinformation in Spanish](#)
  - [Meta takes down deepfake of Ukraine's President Zelensky surrendering](#)
  - [Facebook fact-checkers fight a war on two fronts](#)
- [Google Removed Tags on Ukrainian Google Maps After Users Said They May Have Been Used To Coordinate Russian Air Strikes](#)
  - [YouTube blocks Russian parliament channel, drawing ire from officialsReddit quarantines r/Russia due to 'high volume' of misinformation](#)
  - [Russia's military is now on full display in Google Maps satellite view](#)
- [Why Mozilla Has Removed Russian Search Engines From Firefox](#)
- [Watching the World's "First TikTok War"](#)
  - [TikTok Was Designed for War](#)
  - [TikTok has long tried to stay out of politics. Russia's invasion is making that harder.](#)
  - [TikTok Struggles to Find Footing in Wartime](#)
  - [TikTok created an alternate universe just for Russia](#)
  - [The White House is briefing TikTok stars about the war in Ukraine](#)
  - [A pro-Russia propaganda campaign is using over 180 TikTok influencers to promote the invasion of Ukraine](#)
- [Twitch in wartime](#)
  - [Twitch Says It Will Bar Chronic Spreaders of Misinformation](#)

- [Twitter actioned over 50,000 pieces of misleading Ukraine content](#)
  - [Twitter bans over 100 accounts that pushed #IStandWithPutin](#)
  - [Twitter removes Russian Embassy's tweet accusing pregnant bombing victim of being a crisis actor](#)
  - [Blacklisted by the U.S., pro-Russia accounts have still been posting propaganda on Twitter and YouTube](#)
- [How the Russian Invasion of Ukraine Is Playing Out on English, Ukrainian, and Russian Wikipedia](#)

## 2. Shutting Down Operations in Russia

- [Airbnb suspends all operations in Russia and Belarus](#)
- [Amazon suspends access to Prime Video in Russia, halts shipments to the country](#)
- [Apple suspends Search Ads on the Russian App Store 'until further notice'](#)
- [Facebook pulls all ads in Russia and blocks all Russian advertisers globally](#)
- [Google pauses its ad sales in Russia, Microsoft pauses sales](#)
- [Netflix Suspends Service in Russia Amid Invasion of Ukraine](#)
  - [Russian Netflix Users Sue Streamer for Loss of Service](#)
- [Face-swapping app Reface pulls out of Russia after users reject anti-war campaign](#)
- [The Kremlin unblocked a torrent site so Russians can watch movies - so the site has banned Russians from using it](#)
- [Spotify Shuttters Russia Office, Removes All RT and Sputnik Content](#)
- [TikTok and Netflix Pull Back From Russia, Adding to Its Tech and Media Isolation](#)
  - [TikTok's Pullback in Russia Leaves More Space for Pro-Kremlin Propaganda](#)
- [Game industry unites behind call to cut off Russian market](#)
- [Ukraine's request to cut off Russia from the global internet has been rejected](#)
  - [ICANN won't revoke Russian Internet domains, says effect would be "devastating"](#)
  - [U.S. Eases Off Telecom Sanctions That Could Encourage A Russian Splinternet](#)
  - [Cloudflare refuses to pull out of Russia, says Putin would celebrate shutoff](#)
  - [Namecheap Says It's No Longer Doing Business With Users Registered In Russia](#)
- [Apple and Google app stores remain available in Russia. Activists and officials say that's a good thing.](#)

- [Russia's App Store lost nearly 7K apps since its invasion of Ukraine, but some Big Tech apps remain](#)

### 3. Russian Censorship

- [Russia Takes Censorship to New Extremes, Stifling War Coverage](#)
  - [Russia blocks access to BBC and Voice of America websites](#)
- [Russia is restricting social media. Here's what we know](#)
  - [Putin's prewar moves against U.S. tech giants laid groundwork for crackdown on free expression](#)
  - [Russia asks court to label Facebook, Instagram 'extremist'](#)
    - [Russia bans Instagram as promised, blocking access for 80 million users](#)
    - [Putin reportedly blocks Russians' access to Facebook, Twitter, app stores](#)
    - [Russia is strengthening its censorship regime by blocking Facebook](#)
    - [Russia continues its online censorship spree by blocking Instagram](#)
    - [Russia banned Facebook and Instagram as 'extremist' organizations. YouTube may be next](#)
    - [Russia Reportedly Bans All Meta Platforms, Except WhatsApp](#)
    - [Why WhatsApp Survived Russia's Social Media Purge](#)
  - [Russia Demands Google Block 'False' Ads About Ukraine War](#)
    - [Russia blocks Google News after ad ban on content condoning Ukraine invasion](#)
    - [Russia bans Google News for "unreliable" info on war in Ukraine](#)
    - [Russia draws up cases against Google for not removing banned info](#)
    - [Russian Court Says Google, Wikipedia Face Fines Over 'Fake' Content](#)
    - [Russia warns YouTube to stop 'anti-Russian' ads](#)
  - [Russians are downloading Wikipedia en masse as possible ban looms](#)
    - [A top Wikipedia editor has been arrested in Belarus](#)
    - [Russia threatens Wikipedia with fines over "false information"](#)
  - [Russia cracks down on Zello walkie-talkie app amid ongoing war](#)
  - [Kremlin targets influencer after posts turn political](#)

- ['It is not possible to stay quiet': Putin's first victim of 'fake news' law speaks out](#)
- [Russia's Ukraine War Raises Specter of an Online Splinternet](#)
  - [Russia, Blocked From the Global Internet, Plunges Into Digital Isolation](#)
  - [Why Russia's "disconnection" from the Internet isn't amounting to much](#)
  - [The splinternet in pictures: What the internet looks like for Russians right now](#)
  - [Russia inches closer to its splinternet dream](#)
  - [Putin may envy China's internet but Russia can't easily build its own Great Firewall](#)
  - [Russia mulls legalizing software piracy as it's cut off from Western tech](#)
- [Authorities banned Yandex from selling Novosti and Zen](#)
- [Russia says nyet, sanctions Mark Zuckerberg, LinkedIn's Roslansky, VP Harris and other US leaders](#)

#### **4. Bypassing Russian Censorship**

- [How Western News Is Getting Around Putin's Digital Iron Curtain](#)
  - [News media uses digital back doors to reach Russians](#)
  - [For journalists, Ukraine is a WhatsApp War](#)
  - [Journalists impeded, not muzzled, by Russian reporting rules](#)
  - [As UK Government Is Still Interested In Banning Tor, BBC Uses Tor To Get Around Russian Information Blockade](#)
  - [Telegram Thrives Amid Russia's Media Crackdown.](#)
    - [How Telegram Became the Digital Battlefield in the Russia-Ukraine War](#)
    - [The New York Times launches a Telegram channel, as the app takes center stage in Russia's invasion of Ukraine](#)
- [How to Flood Putin's "Information Desert"](#)
  - [Twitter launches Tor service allowing users in Russia to bypass internet blocks](#)
  - [As Biden Looks To Ban Targeted Ads, Activists Look To Use Them To Get News To The Russian People](#)
  - [Activists are reaching Russians behind Putin's propaganda wall](#)
  - [Russian VPN use has increased 1,000% as citizens bypass Putin's censorship](#)

- [TikToker's old phone enables social media updates from behind Russia's "iron curtain"](#)

## 5. Cyberattacks & Information Warfare

- [How is Russia conducting cyber and information warfare in Ukraine?](#)
  - [As Tanks Rolled Into Ukraine, So Did Malware. Then Microsoft Entered the War.](#)
  - [Russian hackers including FancyBear targeting Ukraine and allies, says Google](#)
  - [The world holds its breath for Putin's cyberwar](#)
  - [White House backs bill requiring mandatory cyber reporting to CISA amid Ukraine crisis](#)
  - [From YouTube to Rutube. Inside Russia's Influence Campaign.](#)
  - [Canadian intelligence flags Russian disinformation campaigns amid Ukraine war](#)
  - [Ukraine dismantles 5 disinformation bot farms, seizes 10,000 SIM cards](#)
  - [Russia is having less success at spreading social media disinformation \(for now\)](#)
- [How Ukraine's Internet is still working despite Russian bombs and cyberattacks](#)
  - [The secret US mission to bolster Ukraine's cyber defenses ahead of Russia's invasion](#)
  - [Elon Musk's Starlink is keeping Ukrainians online when traditional Internet fails](#)
- [The Internet Is A Force Multiplier For Ukraine](#)
  - [Memes become weapons in Ukraine-Russia conflict](#)
  - [What Happens When A Russian Invasion Takes Place In The Social Smartphone Era](#)
- ['For the first time in history anyone can join a war': Volunteers join Russia-Ukraine cyber fight](#)
  - [Interview: The Role of Hacktivism in the Russia-Ukraine Conflict](#)
  - [Ukraine's volunteer online army: Meet the 'cyber elves' fighting Russian trolls on Facebook](#)
  - [Ukraine's tech community rises to challenges of war](#)
  - [Ukraine digital army brews cyberattacks, intel and infowar](#)
  - [Russian government websites face 'unprecedented' wave of hacking attacks, ministry says](#)
  - [Russian defense firm Rostec shuts down website after DDoS attack](#)



- [‘Not the time to go poking around’: How former U.S. hackers view dealing with Russia](#)
- [Hackers stoke pandemonium amid Russia’s war in Ukraine](#)
- [Computer programmers are taking aim at Russia’s propaganda wall](#)
- [The rise of the Twitter spies](#)
- [College kid’s Twitter bot that stalks Musk’s jet now tracking Russian oligarchs](#)
- [How Ukrainians have used social media to humiliate the Russians and rally the world](#)
- [Anonymous Information Warfare Intensifies with 7 Million Text Messages to Russians, New Email Campaign](#)

## 6. Documenting Human Rights Violations

- [The Race to Archive Social Posts That May Prove Russian War Crimes](#)
- [Lessons from online investigators in Syria help Ukraine](#)
- [How to turn a tweet into viable evidence of a war crime](#)
- [Posting POW footage on social media may constitute human rights violation](#)
- [Twitter takes a harder line on POW photos and shadowbans Russian government accounts](#)

## 7. China

- [The war in Ukraine is keeping Chinese social media censors busy](#)
  - [How China is censoring online discussion of the war in Ukraine](#)
  - [A Chinese vlogger shared videos of war-torn Ukraine. He's been labeled a national traitor](#)
- [China is Russia’s most powerful weapon for information warfare](#)
  - [Chinese Disinformation Seeks to Support Russia’s Invasion of Ukraine](#)
  - [Ukrainians take on 'wall of propaganda' on Chinese social media](#)
- [China accused of hacking Ukraine days before Russian invasion](#)

## II. Privacy

### A. Anonymity

- [The United States of Anonymous](#)
- [Watch Tower’s misuse of copyright to suppress criticism](#)

## B. Personal Information

- [US Supreme Court Spurns Google Bid to Avoid Shareholder Lawsuit](#)
- [9th Cir.: Nearly 1.6 million Illinois Facebook users could get their \\$400 checks soon after appeals court upholds \\$650 million settlement](#)
  - [Opinion: \*In re Facebook Biometric Privacy Litigation\*](#)
- [N.D. Cal.: Facebook's \\$90M Deal To End Privacy Lawsuit Gets Early OK](#)
  - [Order: \*In re Facebook Internet Tracking Litigation\*](#)
- [D.D.C.: Facebook Again Ducks Gambia's Bid To Access Deleted Posts](#)
  - [Order: \*Republic of the Gambia v. Meta Platforms\*](#)
- [D. Mass.: Political Site The Hill Shares Data With Facebook, Suit Says](#)
  - [Complaint: \*Kosmas v. Nexstar Media Group\*](#)
- [S.D.N.Y.: HBO Accused of Sharing Subscriber Data With Facebook in Class Action Lawsuit](#)
- [S.D.N.Y.: HGTV Latest To See Suit Over Data Sharing With Facebook](#)
  - [Complaint: \*Carter v. Discovery Communications\*](#)
- [D.C. Super.: D.C. Judge Allows Subpoena of Facebook COVID Misinformation Blocking Records](#)
  - [Order: \*D.C. v. Meta Platforms\*](#)
- [D.C. Super.: A judge throws out D.C.'s attempt to name Zuckerberg in a privacy lawsuit.](#)
- [EU and US agree data transfer deal to replace defunct Privacy Shield](#)
  - [EU/US Say They've Agreed To A New Privacy Shield... That Doesn't Seem To Deal With Any Of The Problems Of The Old One](#)
  - [EU-US data transfers deal could be finalized by end of year, says bloc](#)
- [Congressional Chair Asks Google and Apple to Help Stop Fraud Against U.S. Taxpayers on Telegram](#)
- [How California Is Building the Nation's First Privacy Police](#)
- [Utah becomes fourth state to implement a consumer privacy law](#)
- [The FTC's new enforcement weapon spells death for algorithms](#)
- [FTC Chair Pushes Privacy Rules, Calls for Limits on Data Collection](#)
- [Inside Project Texas, TikTok's Big Answer To US Lawmakers' China Fears](#)

- [My Wife Tracked Me, for Journalism](#)

### **C. Children’s Privacy**

- [Biden demands Congress protect kids online in State of the Union address](#)
  - [The danger of making the internet safe for kids](#)
- [TikTok under US government investigation over child sexual abuse material](#)
- [Coalition of state attorneys general launches probe into whether TikTok harms children and teens](#)
  - [State attorneys want TikTok and Snap to support third-party parental control apps](#)
- [N.D. Cal.: FTC Takes Action Against WW for Collecting Children's Health Data](#)
  - [Complaint: \*U.S. v. Kurbo\*](#)
- [N.D. Ill.: Judge Gives Final OK To TikTok \\$1.1M Deal Over Kids' Data](#)
  - [Order: \*T.K. v. Bytedance Technology\*](#)
- [Ind. App.: Crime to Send Certain "Crude, Vulgar, and Degrading" Sexual Jokes to 16-/17-Year-Olds in Indiana](#)
  - [Opinion: \*Chapman v. State\*](#)
  - [When Are Sexually-Themed Memes “Harmful to Minors”?](#)
- [Cal.: Instagram, TikTok could get sued for addicting kids under California proposal](#)
  - [Bill would allow lawsuits against social media companies for addicting children](#)
- [Conn.: Too young for social media? Bill would require parental consent until 16](#)
- [Wash.: There are no laws protecting kids from being exploited on YouTube — one teen wants to change that](#)
- [Instagram is rolling out new parental supervision tools](#)

### **D. Rights of Publicity**

- [N.D. Cal.: Unjust enrichment/misappropriation is Article III harm, court rules in ROP suit against Spokeo](#)
  - [Order: \*Kellman v. Spokeo\*](#)
- [E.D. Pa.: Facebook Can’t Shake Publicity Rights Claim](#)
  - [Order: \*Hepp v. Meta\*](#)

## **E. Biometrics**

- [7th Cir. Sides With Snapchat In BIPA Arbitration Fight](#)
  - [Opinion: \*K.F.C. v. Snap\*](#)
- [N.D. Cal.: Facebook Sent To Trial In Nonusers' Face Scan Privacy Suit](#)
  - [Order: \*Zellmer v. Facebook\*](#)
- [N.D. Ill.: Onfido Loses First Amendment Defense in Biometric Face-Scan Suit](#)
  - [Opinion: \*Sosa v. Onfido\*](#)
- [N.D. Ill. Judge Says IT Co. Owed Coverage For BIPA Suits](#)
  - [Order: \*Citizens Insurance Company Of America v. Wynndalco Enterprises\*](#)

## **F. Manipulated Media**

Nothing to report in this section.

## **G. Hacking, Scraping & Data Breach**

- [9th Cir.: Web scraping is legal, US appeals court reaffirms](#)
  - [Opinion: \*hiQ Labs v. LinkedIn\*](#)
- [N.D. Cal.: \\$85M Deal Over 'Zoombombing' Gets OK, Despite Objections](#)
- [S.D.N.Y.: Alleged Russian Hackers Get Another Chance To Fight Google Suit](#)
  - [Order: \*Google v. Starovikov\*](#)
- [D. Utah: The CFAA “Gates-Up-or-Down” Metaphor Is Baffling Courts](#)
  - [Order: \*ACI Payments v. Conservice\*](#)
- [E.D. Va.: Database Access After Failed Negotiations Didn’t Violate the CFAA](#)
  - [Order: \*Carfax v. Accu-Trade\*](#)
- [FTC to fine CafePress for covering up 2019 data breach](#)
  - [Complaint: \*In re Residual Pumpkin Entity\*](#)
- [Fake Emergency Search Warrants Draw Scrutiny from Capitol Hill](#)
- [US seizes RaidForums, the “go-to” site for hackers selling stolen login details](#)
- [Feds extradite ransomware suspects from 2 prolific gangs in a single week](#)
- [North Carolina First State to Prohibit Agencies From Paying Ransoms](#)

## H. Other Privacy Issues

Nothing to report in this section.

## III. Intellectual Property

### A. Copyright

- [Supreme Court to take up dispute over Andy Warhol images of Prince](#)
  - [Petition and Briefs: \*Andy Warhol Foundation v. Goldsmith\*](#)
- [Supreme Court Orders List: Denials of Cert](#)
  - [Jim Olive Photography v. Univ. of Houston System](#) (Tex., takings claim based on state's infringement of copyright in photograph)
- [2d Cir.: Google fends off Genius appeal in lawsuit over song lyrics](#)
  - [Order: \*ML Genius Holdings v. Google\*](#)
- [Second Circuit Confirms Fair Use on Motion to Dismiss](#)
  - [Order: \*Yang v. Mic Network\*](#)
- [4th Cir.: Cox Appeal Probes \\$1 Billion Music Copyright Loss for Cracks](#)
- [5th Cir affirms fair use on a motion to dismiss, fee award to D](#)
  - [Opinion: \*Bell v. Eagle Mountain Saginaw Independent School District\*](#)
- [D.C. Cir.: DOJ Urges DC Circuit Not To Block Digital Copyright Law](#)
  - [Brief: \*Green v. U.S. Dept. of Justice\*](#)
- [D. Ariz.: Man Pleads Guilty to \\$23m YouTube Content ID Scam](#)
  - [Plea Agreement: \*U.S. v. Fernandez\*](#)
- [N.D. Cal.: Another 512\(f\) Claim Fails](#)
  - [Order: \*Moonbug Entertainment v. Babybus \(Fujian\) Network Technology\*](#)
- [N.D. Cal.: Apple Gets Willful Infringement Cut From iTunes Piracy Suits](#)
  - [Order: \*SA Music v. Apple\*](#)
- [N.D. Cal.: Meta Faces Class Action Suit For 'Epidemic' of Counterfeit Ads](#)
  - [Complaint: \*Cook v. Meta Platforms\*](#)
- [C.D. Cal.: A professor found his exam questions posted online. He's suing the students responsible for copyright infringement.](#)

- [Complaint: \*Berkovitz v. Does\*](#)
- [Notice of Voluntary Dismissal](#)
- [C.D. Cal.: TikTok Faces Copyright Suit Over Sand Painting Filter](#)
  - [Complaint: \*Shamraev v. TikTok\*](#)
- [C.D. Cal.: Epic Games sued by YouTube choreographer for “stolen” Fortnite emote](#)
  - [Complaint: \*Hanagami v. Epic Games\*](#)
- [C.D. Cal.: Comedians Consolidate Pandora Copyright Suits](#)
  - [Consolidated Complaint: \*In re Pandora Media Copyright Litigation\*](#)
- [C.D. Cal.: Amazon Sued Over ‘Iconic’ Michael Jordan Dunk Contest Photo](#)
  - [Complaint: \*Goatpix v. Amazon\*](#)
- [D.D.C.: Court Says Carl Malamud Can Keep Freeing The Law](#)
  - [Order: \*American Society for Testing and Materials v. Public.Resource.Org\*](#)
- [S.D. Fla.: BitTorrent blocking: TorGuard VPN’s firewall nixes torrents on US servers](#)
  - [Joint Stipulation: \*Millennium Funding v. 1701 Management\*](#)
- [S.D. Fla.: Florida court says hosting company can’t be liable for copyright infringement via VPN it hosts](#)
  - [Opinion: \*Millennium Funding v. 1701 Management\*](#)
- [S.D. Fla.: Judge Trims Anti-Piracy Suit Against YouTube](#)
  - [Order: \*Athos Overseas v. YouTube\*](#)
- [S.D. Fla.: VPN ordered to pay \\$14 million in damages to movie producers in copyright dispute](#)
- [D. Minn.: Court Prohibits Convicted Lawyer from Filing New Copyright Lawsuits](#)
  - [Order: \*Hansmeier v. MacLaughlin\*](#)
- [E.D.N.Y.: Photographer Slams Brooklyn Nets With Copyright Suit](#)
  - [Complaint: \*Yang v. Brooklyn Nets\*](#)
- [S.D.N.Y.: Emily Ratajkowski Lawsuit Over Paparazzi Photo Settles](#)
- [S.D.N.Y.: BuzzFeed Settles Embed Photo Copyright Suit](#)
  - [Letter: \*Hunley v. Buzzfeed\*](#)
- [S.D.N.Y.: Photo Embed Case Headed to Trial](#)

- [Opinion: \*McGucken v. Newsweek\*](#)
- [Newsweek settles copyright fight over Instagram embedding](#)
- [S.D.N.Y.: YouTube Defeats Copyright Lawsuit For Not Removing Users' Videos Quickly Enough](#)
  - [Order: \*Business Casual Holdings v. YouTube\*](#)
- [S.D.N.Y.: Amazon Must Face Copyright Claims Over Broadway Musical Stream](#)
  - [Opinion: \*Roberts v. BroadwayHD\*](#)
- [S.D.N.Y.: US Court Orders Every ISP in the United States to Block Illegal Streaming Sites](#)
  - [Order: \*United King Film Distribution v. Does\*](#)
- [M.D. Tenn.: Spotify CEO Must Sit for Deposition in Eminem Copyright Case](#)
  - [Order: \*Eight Mile Style v. Spotify\*](#)
- [E.D. Va.: Court rejects latest attempt by Cox Communications to overturn billion dollar judgement in labels case](#)
  - [Order: \*Sony Music Entertainment v. Cox Communications\*](#)
- [W.D. Wash.: Bungie slams YouTube's DMCA system in lawsuit against Destiny takedown fraudsters](#)
  - [Complaint: \*Bungie, Inc. v. Does\*](#)
- [Senators Leahy & Tillis To Team Up To Suggest Destroying The Internet For Hollywood's Sake](#)
  - [Online Copyright Piracy Debate Ramps Up Over Proposed Legal Fix](#)
  - [Wouldn't It Be Great if Internet Services Had To License Technologies Selected by Hollywood? \(Comments on the Very Dumb "SMART Copyright Act"\)](#)
  - [Creative Commons Tells Senators To Stop Using Its Name To Justify Dangerous Copyright Filters Bill](#)
- [GOP Rep. Pushes Bill To Boost CBP Role In Counterfeit Fight](#)
- [China Continues to Fall Short of Promises to Protect Intellectual Property, U.S. Says](#)
- [Cal.: Police under review for blasting Disney songs in alleged attempt to keep videos off social media](#)
  - [Santa Ana council offers blistering rebukes to police who play Disney songs to thwart public video](#)
- [Google Voluntarily Removes More Pirate Sites From its Search Results](#)

## B. Trademark

- [D. Nev.: Groupon Beats Vegas Skydiving Antitrust, Trademark Suit](#)
  - [Order: \*Las Vegas Skydiving Adventures v. Groupon\*](#)
  - Ed. note: Undeterred, the plaintiff has filed a new lawsuit with updated theories.
    - [Complaint: \*Las Vegas Skydiving Adventures v. Groupon \(II\)\*](#)
- [D. Nev.: Court Dismisses Trademark Claims Over Internal Search Results](#)
  - [Order: \*Las Vegas Skydiving Adventures v. Groupon\*](#)
- [W.D. Wash.: Dissatisfaction w/Amazon's partner program isn't TM infringement/false advertising](#)
  - [Order: \*Melwani v. Amazon.com\*](#)
- [W.D. Wash.: Destiny Cheat Code Seller Must Face Bungie's TM Claims](#)
  - [Order: \*Bungie v. Aimjunkies.com\*](#)
- [Academics, Civil Society, Internet Companies All Explain Just How Ridiculously Dangerous SHOP SAFE Is](#)
  - [Letter: Academics](#)
  - [Letter: Civil Society and Industry](#)

## C. Patent

- [Supreme Court Orders List: Denials of Cert](#)
  - *Gabara v. Facebook* (Fed. Cir., patent eligibility for "data structure" that allows users to view large images on a smartphone)
- [Supreme Court Orders List: Denials of Cert](#)
  - *Intel v. VLSI Technology* (Fed. Cir., jurisdiction of Federal Circuit to hear appeal of USPTO denial of petition for inter partes review of patent)
- [Fed. Cir. Weighs Bid To Undo Alice Ax Of Virtual Gaming IP](#)
  - [Recording of Oral Argument: \*Worlds Inc. v. Activision Blizzard\*](#)
- [Fed. Cir.: VoIP-Pal's Latest Appeal Flops](#)
  - [Opinion: \*In re VoIP-Pal.com\*](#)
- [Fed. Cir. affirms PTAB ruling that Apple failed to show that claims of secure messaging patents were obvious](#)



- [Opinion: \*Apple v. MPH Technologies\*](#)
- [Fed. Cir.: Patent Suit Against Nintendo Given New Life](#)
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- [Fed. Circ. Revives Rovi Patent That Comcast Got PTAB To Ax](#)
  - [Opinion: \*Rovi Guides v. Vidal\*](#)
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  - [Order: \*Broadcom v. Netflix\*](#)
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  - [Order: \*Dragon Intellectual Property v. DISH Network\*](#)
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- [S.D.N.Y.: Facebook Beats News Feed Patent Suit, Again](#)
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  - [Order: \*Youtoo Technologies v. Twitter\*](#)
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#### **D. Trade Secrets/Misappropriation/Conversion**

- [Supreme Court Orders List: Denials of Cert](#)
  - *Epic Systems v. Tata Consultancy Services* (7th Cir., due process limitation on punitive damages in trade secret action)

### **IV. Platform Management**

#### **A. Section 230**

- [Justice Thomas: Scope of Sec. 230 Immunity Should Be Addressed in Appropriate Case](#)
  - [Statement Respecting Denial of Cert.: \*Doe v. Facebook\*](#)

- [Justice Thomas Really, REALLY Wants Section 230 Repealed \(Even If He Has to Do It Himself\)](#)
- [Petitions of the Week: In lawsuit against Google involving ISIS recruitment videos, a chance for the court to take up Section 230](#)
  - [Petition: \*Gonzales v. Google\*](#)
- [First Circuit Says Mirroring Qualifies for Section 230](#)
  - [Opinion: \*Montserrat v. Newman\*](#)
- [2d Cir.: Another Failed Lawsuit Over Facebook’s Content Removals](#)
  - [Opinion: \*Brock v. Zuckerberg\*](#)
- [N.D. Cal.: Section 230 Survives Yet Another Constitutional Challenge](#)
  - [Order: \*Huber v. Biden\*](#)
- [N.D. Cal.: Meta Defeats Facebook Users’ Scam Ads Suit, For Now](#)
  - [Order: \*Calise v. Meta Platforms\*](#)
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  - [Order: \*Crowley v. Faison\*](#)
- [D.D.C.: The Constitutional Challenge To FOSTA Hits A Roadblock As District Court Again Ignores Its Chilling Effects](#)
  - [Order: \*Woodhull Freedom Foundation v. United States\*](#)
- [D.D.C.: Section 230 Doesn’t Protect Quote-Tweeting](#)
  - [Order: \*U.S. Dominion v. Byrne\*](#)
- [N.D. Ill.: Section 230 Immunizes TikTok for User-Posted Videos](#)
  - [Order: \*Day v. TikTok\*](#)
- [N.D. Tex.: Match Gets FTC’s Misleading Dating Ad Suit Trimmed](#)
  - [Order: \*FTC v. Match Group\*](#)
- [W.D. Wash.: Section 230 Preempts Game User’s Lawsuit Over Game Moderators’ Behavior](#)
  - [Order: \*Quinteros v. InnoGames\*](#)
- [W.D. Wash.: Catching Up on a FOSTA Case](#)
  - [Order: \*M.L. v. Craigslist\*](#)
- [Cal. App.: California Courts Continue to Trim Section 230’s Protection for Amazon’s Marketplace \(and Everyone Else\)](#)

- [Opinion: \*Lee v. Amazon.com\*](#)
- [N.Y. App.: Vimeo Wins Section 230\(c\)\(2\)\(A\) Ruling on Motion to Dismiss](#)
  - [Opinion: \*Word of God Fellowship v. Vimeo\*](#)
- [N.Y. Sup.: Instagram Influencer Denied Section 230 For Reposting Reader Submissions](#)
- [Good News: Bill To Study The Impact Of FOSTA Reintroduced](#)
- [Ignoring EARN IT's Fourth Amendment Problem Won't Make It Go Away](#)

## **B. Elections & Political Advertising**

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## **C. Content Moderation**

- [Supreme Court Orders List: Denials of Cert](#)
  - [\*Shortes v. Google\* \(Fla. DCA 5th, pro se claim over rejection of submissions to Google News Publisher Center\)](#)
- [Supreme Court Orders List: Denials of Cert](#)
  - [\*Domen v. Vimeo\* \(2nd Cir., anti-discrimination claim against video sharing website\)](#)
- [Supreme Court Orders List: Denials of Cert](#)
  - [\*Martillo v. Twitter\* \(1st Cir., pro se case over content moderation\)](#)
- [5th Cir.: Texas and Its Amici Try to Justify Censorship in Their \*NetChoice v. Paxton\* Fifth Circuit Briefs](#)
  - [5th Cir.: 'Preeminent' Constitutional Legal Scholar Files Embarrassingly Confused Amicus Brief In Favor Of Texas' Ability To Tell Websites How To Moderate](#)
    - [Amicus Brief: \*NetChoice v. Paxton\*](#)
  - [5th Cir.: David Mamet files short story in defense of Texas' social media censorship law](#)
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- [5th Cir.: Catching Up on the Challenge to Texas' Social Media Censorship Law](#)
  - [5th Cir.: Big Tech Fires Latest Legal Volley at Texas Social Media Law](#)
    - [Brief: \*NetChoice v. Paxton\*](#)
- [9th Cir.: Twitter Jumped Gun in Suing Texas AG Over Probe Into Trump Ban](#)

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- [9th Cir.: Big Tech Defends Twitter's Trump Ban](#)
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  - [Plaintiff's Brief: \*NetChoice LLC v. Attorney General of the State of Florida\*](#)
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  - [Order: \*Prather v. Meta Platforms\*](#)
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- [Tech Trojan Horse: How the Senate is poised to codify censorship of social media](#)
- [Lawmakers press Meta on China ad policy](#)
- [Jan. 6 committee dials up focus on social media's role in insurrection](#)
- [DHS tries to right controversial rollout of its 'disinformation governance board'](#)
  - [Disinformation for Dummies](#)
- [Alaska State Senator Introduces Bill To Ban Fact Checking And Content Moderation. For Freedom.](#)

- [Florida Lawmakers Move to Include Disney Under Tech Limits](#)
  - [Florida Gov. Ron Desantis's Attacks on Disney May Violate First Amendment](#)
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- [Former President Obama Is Reasonably Concerned About Disinformation, But Still Doesn't Have Much In The Way Of Solutions](#)
- [Google is releasing an open source harassment filter for journalists](#)

#### **D. Terms of Service & Other Contracts**

- [9th Cir.: If a Lawyer Accepts a TOS While Investigating a Claim, Does It Bind the Client to Arbitration?](#)
  - [Memorandum: Callahan v. PeopleConnect](#)
- [9th Cir./Cal. App.: Poorly Executed "Sign-in-Wrap" Contract Formation Process Fails](#)
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#### **V. Other Content Liability**

##### **A. Defamation**

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  - [Opinion: Valley Electronics AG v. Polis](#)
- [2d Cir.: Fair Report Privilege Protects Planned Parenthood](#)
  - [Order: Daleiden v. Planned Parenthood](#)
- [5th Cir.: HuffPost libel case tees up question: Where can online businesses be sued?](#)
  - [Order: Johnson v. Huffington Post \(Dissent from denial of rehearing\)](#)
- [11th Cir.: #MeToo/#TheyLied Settlements, Arbitration, and Rescission](#)
  - [Opinion: Reiterman v. Abid](#)
- [E.D. Cal.: No Pretrial Injunction in Libel Lawsuit Brought by Prehired](#)
  - [Order: Prehired v. Provins](#)
- [N.D. Ga.: Cardi B Demands Injunction to End Tasha K's 'Disgusting Lies'](#)
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- [N.D. Ga.: Lin Wood's Ex-Colleagues Sue Him for Defamation, Claim They Received Death Threats After Being Smeared as 'Deep State' Extortionists](#)
  - [Complaint: \*Wade v. Wood\*](#)
- [N.D. Ill: Court Mistakenly Thinks Copyright Owners Have a Duty to Police Infringement](#)
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  - [Complaint: \*Bauer v. Baud\*](#)
- [S.D. Tex.: Alex Jones' Infowars files for bankruptcy in wake of defamation suits over his assertions that the Sandy Hook massacre was a hoax](#)
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  - [Order: \*Ha v. Conn\*](#)
- [E.D. Va.: Ubiquiti sues journalist, alleging defamation in coverage of data breach](#)
  - [Complaint: \*Ubiquiti v. Krebs\*](#)
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  - [Order: \*Knight v. McLaughlin\*](#)
- [D. Wyo.: Alec Baldwin wants Wyoming defamation lawsuit dismissed](#)
  - [Motion to Dismiss: \*McCollum v. Baldwin\*](#)
- [Cal. App.: Can't Apologize and Then Sue Someone for Libel When They Rely on Your Apology](#)
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  - [Opinion: \*Jones v. Reekes\*](#)

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- [Cal. Super.: Libel Lawsuit Against Black Lives Matter Sacramento Can Go Forward](#)
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  - [Opinion: \*Gottwald v. Sebert\* \(ruling that NY's anti-SLAPP law is not retroactive\)](#)
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- [Motion to Dismiss](#)

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  - [Opinion: Weston Family Partnership v. Twitter](#)
- [C.D. Cal.: Political speech isn't covered by Lanham Act but is protected by Cal anti-SLAPP law](#)
  - [Order: Mosafer Inc. v. Broidy](#)
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  - [N.D. Cal.: Tesla Investors Can't Silence Musk Over TED Talk](#)
    - [Order: In re Tesla Securities Litigation](#)
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- [D. Nev.: Clicking on competitor's ads isn't commercial advertising or promotion](#)
  - [Order: Motogolf.com v. Top Shelf Golf](#)
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  - [Opposition: SEC v. Musk](#)
  - [S.D.N.Y.: Judge quashes Elon Musk's attempt to end SEC settlement over Tesla tweets](#)
    - [Order: SEC v. Musk](#)
- [W.D. Wash.: National Ass'n of Realtors fails to show standing in false advertising counterclaim](#)
  - [Order: REX - Real Estate Exchange v. Zillow](#)
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- [Report & Recommendation: Studio 010 v. Digital Cashflow](#)
- [Order Adopting R&R](#)
- [Tenn.: State lawmaker pushes bill to stop fake online business reviews](#)

### **C. Threats, Harassment, and Incitement**

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  - [Plaintiff’s Brief: \*Novak v. City of Parma\*](#)
- [E.D. Ark.: Police Officer Gets Critic Prosecuted for "Harassment," Based on Critical Online Posts – Critic’s First Amendment Lawsuit Allowed to Proceed](#)
  - [Order: \*Long v. Smith\*](#)
- [Cal. Super.: USC sues YouTubers over disruptive prank videos](#)
- [Colorado Supreme Court Strikes Down Electronic Harassment Ban](#)
  - [Opinion: \*People v. Moreno\*](#)
- [Tex. App.: Divided appeals court upholds Texas law on harassment by email, text](#)
  - [Opinion: \*Ex parte Charles Barton\*](#)

## **VI. Infrastructure**

### **A. Accessibility**

- [11th Cir.: Disabled Tester’s Suit Against Hotel She Won’t Visit May Proceed](#)
  - [Opinion: \*Laufer v. Arpan LLC\*](#)
- [DOJ Issues Website Accessibility Guidance - Key Questions Remain Unanswered](#)
  - [“Guidance on Web Accessibility and the ADA.”](#)
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  - [Brief: \*New York v. Meta Platforms\*](#)
  - [D.C. Cir.: Chamber Sides With Facebook In States' Antitrust Fight](#)
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- [N.D. Cal.: Epic asks court to stop Google's removal of Bandcamp from the Play Store](#)
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- [D. Del.: Reuters Fails to Escape Antitrust Claims in Copyright Battle](#)
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- [D.D.C.: FTC's Meta Case Split Up And Set For No Earlier Than 2024](#)
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- [D.C. Super.: Court Tosses DC AG's Antitrust Suit Against Amazon](#)
- [Amazon Moves to Force FTC Antitrust Decision on MGM Deal](#)
  - [Amazon to secure unconditional EU approval for \\$8.5 bln MGM buy](#)
  - [Amazon completes MGM merger, will add studio's films and TV to Prime Video](#)
- [House panel flags Amazon and senior executives to Justice Department over potentially criminal conduct.](#)
- [Google's next US antitrust issue: Google Maps](#)
- [Microsoft's tactics to win cloud battle lead to new antitrust scrutiny](#)
- [Tech's latest critique of antitrust legislation: It would help Russian propaganda](#)
- [Antitrust bill would bar mergers over \\$5B, allow regulators to unwind others](#)
- [Antitrust bill in Senate would help rein in Big Tech platforms, DOJ says](#)

### **C. Net Neutrality**

- [9th Cir.: ISPs can't find any judges who will block California net neutrality law](#)
  - [Order: \*ACA Connects v. Bonta\*](#)
- [Biden FCC pick advances in Senate by 14-14 vote amid Republican opposition](#)
- [Chamber Of Commerce Urges Senate To Block Biden Pick For FCC](#)
- [Senators' Absences Delay Vote On FCC Nominee Sohn](#)

### **D. Domain Name System**

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### **E. Taxation**

- [Cal. Super.: Netflix, Hulu Poised To Cut Cord On Calif. City's Video Fees](#)

- [Ga. Super.: Streaming Giants Beat Franchise Fee Fight In Georgia](#)
- [Ohio: Local Governments Want Online Streaming Services to Pay Local Fees](#)
- [Texas Justices Side With Sirius XM In \\$2.5M Tax Fight](#)
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#### **F. Wire & Wireless Deployment**

- [Del. Justices Reverse Ruling On Cox-Verizon Wireless Deal](#)
  - [Opinion: Cox Communications v. T-Mobile US](#)
- [Router and modem rental fees still a major annoyance despite new US law](#)
  - [Consumer Reports Reply Comments to FCC: In re Implementation of Television Viewer Protection Act of 2019](#)
- [FCC considers crackdown on bad wireless receivers after 5G/altimeter debacle](#)
- [NTIA Doles Out Another \\$277 Million In Broadband Grants](#)
- [Nebraska lawmaker renews effort to let cities provide broadband service](#)
- [Washington State Bill Would Boost Definition Of Broadband To 100 Mbps](#)

#### **G. Artificial Intelligence & Machine Learning**

Nothing to report in this section.

#### **H. Blockchain, Cryptocurrency, NFTs, and All Things Metaverse**

- [S.D.N.Y.: Two men arrested for \\$1.1 million NFT ‘rug pull’ scam](#)
  - [Complaint: U.S. v. Nguyen](#)
- [S.D.N.Y.: Jay-Z & Damon Dash Working On Settlement In ‘Reasonable Doubt’ Legal Beef.](#)
- [The Future of NFTs Lies With the Courts](#)
- [Will the US crack down on cryptocurrency?](#)
  - [Top Senate Democrat says regulating crypto would be like killing the internet in its infancy](#)
- [Ala., Texas Seek Stop To Metaverse Casino NFT Sales](#)
- [Mark Zuckerberg says NFTs are coming to Instagram soon](#)
- [ESPN Gets Into the NFT Business With Tom Brady](#)

- [How news publishers made \\$12m selling NFTs](#)
  - [One year after embracing the blockchain, Time has earned more than \\$10M in profit](#)
- [Fortnite-developer Epic Games and Lego partner to build a metaverse aimed at kids](#)
- [Meta Begins Monetizing Its Metaverse](#)
- [Meta to allow Horizon Worlds users to turn their avatar's personal safety boundary off](#)

## VII. Government Activity

### A. Data Surveillance, Collection, Demands, and Seizures

- [2d Cir.: Law Requiring Sex Offenders to Report All New Online IDs to Government May Well Violate First Amendment](#)
  - [Opinion: \*Cornelio v. Connecticut\*](#)
- [4th Cir. Rejects En Banc Review in NSA Surveillance Case](#)
  - [Order: \*Wikimedia Foundation v. NSA\*](#)
  - [Panel Opinion](#)
- [9th Cir.: Facebook Data Release to Cops Evades Fourth Amendment Limits](#)
  - [Opinion: \*U.S. v. Rosenow\*](#)
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- [E.D. Va.: The Fourth Amendment and Geofence Warrants: A Critical Look at \*United States v. Chatrie\*](#)
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  - [Geofence Warrants Are the Future \(and That's a Good Thing\)](#)
- [W.D. Wis.: Federal Court Awards Immunity To Sheriff Who Searched An Officer's Private Dropbox Account Without A Warrant](#)
  - [Order: \*Bowers v. County of Taylor\*](#)
- [D.C. Super.: Lawsuit Accuses D.C. of Withholding Public Records On Police Social Media Surveillance](#)
  - [Complaint: \*Brennan Center for Justice v. D.C.\*](#)
- [Va. Cir.: Virginia Court Blocks Geofence Warrant As Unconstitutionally Vague](#)
  - [Order: \*In re Search of Information Stored at Google\*](#)

- [Congressmen Ask FBI For More Details About Agency's Brief Flirtation With NSO Group Malware](#)
  - [How Democracies Spy on Their Citizens](#)
  - [The FBI is spending millions on social media tracking software](#)
  - [Never Mind The Israelis: Nebraska Company Is Selling Wiretap-Esque Access To Social Media Accounts, Third Party Data](#)
- [FBI uses online records to catch Mount Vernon men who smoked weed during Capitol riots](#)
- [Why is the U.S. still probing foreign visitors' social media accounts?](#)
- [Intel report states FBI conducted nearly 2 million searches of US data related to cyberattacks in 2021](#)
- [Postal Service Social Media Tracking Tests Crime Unit's Power](#)
- [Minn.: Probe slams Minneapolis police over racism, fake social media accounts](#)

## **B. Encryption**

- [N.J. App.: Lower Court Mixed Up 4th And 5th Amendment And Either Way, Phone Passcodes Can Be Compelled](#)
  - [Opinion: \*State v. C.J.L.\*](#)

## **C. Biometric Tracking**

## **D. Domain Seizure**

Nothing to report in these sections.

## **E. Content Blocking & Prior Restraints**

- [10th Cir. grants qualified immunity to county commissioner for blocking plaintiff's Facebook comments](#)
  - [Opinion: \*Swanson v. Griffin\*](#)
- [N.D. Ga.: Georgia State Rep. Can't Delete Facebook Free Speech Claims](#)
  - [Order: \*Biedermann v. Ehrhart\*](#)
- [Mass. App.: Lawyer Gets Harassment Restraining Order Against Ex-Clients Based on \(Among Other Things\) Online Criticism](#)
  - [Opinion: \*Kareem K. v. Ida I.\*](#)
- [Ohio: Challenge to Prior Restraint on Critics of Police Officer Ends With a Whimper](#)

- [Opinion: \*M.R. v. Niesen\*](#)
- [Pa. Super.: If You're Suing Just Me, You Can't Get An Injunction Against My Wife](#)
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- [Tenn. App.: Appeals Court Smacks Down Unconstitutional Injunction Obtained By A Lawyer To Silence Someone Who Left A Negative Review](#)
  - [Order: \*Cherry v. Del Frisco's Grille\*](#)
- [4th Cir.: Institute for Justice amicus brief in support of livestreaming police](#)
  - [Amicus Brief: \*Sharpe v. Winterville Police Department\*](#)
- [Arizona Legislators Want To Make It Illegal For People To Record Cops From Whatever Cops Decide Is '8 Feet Away'](#)
  - [Your Right to Film the Police Is Under Attack](#)

#### **F. Access to Government Information**

- [W.D. Tex.: Texas court administrator hit with First Amendment complaint](#)
  - [Motion for Preliminary Injunction: \*Courthouse News Service v. Price\*](#)
- [D.C. mayor's WhatsApp use spurs stronger public records law](#)
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- [Mo.: Parson digs in against evidence absolving reporter he accused of being a 'hacker'](#)

### **VIII. Global**

#### **A. International**

- [Seven years, 60 countries, 935 internet shutdowns: How authoritarian regimes found an off switch for dissent](#)
- [US Pledges to Keep an Open Internet With Dozens of Other Countries](#)

#### **B. Africa**

- [Facebook 'lacks willpower' to tackle misinformation in Africa](#)

#### **C. Europe**

- [ECHR: "Right to be Forgotten" Shouldn't Stop The Public From Reading The News](#)

- [Free Speech Coalition Amicus Brief: \*Hurbain v. Belgium\*](#)
- [European rights court grapples with ‘right to be forgotten’](#)
- [CJEU: Europe’s top court sharpens guidance on data retention for combating serious crime](#)
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- [CJEU: Google must investigate links for false information, says top EU court adviser](#)
  - [Advisory Opinion: \*TU, RE v. Google\*](#)
- [CJEU: EU top court upholds Copyright Directive’s “upload filter” provision with caveats](#)
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  - [Why The Snippet Tax In The EU Copyright Directive Is Pointless And Doomed To Fail](#)
  - [Copyright Directive transposition still lagging despite infringement procedures](#)
- [CJEU: German consumer watchdog can sue Meta, top EU court rules](#)
  - [Opinion: \*Meta Platforms Ireland v. Bundesverband der Verbraucherzentralen und Verbraucherverbände\*](#)
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  - [How The EU Is Fighting Tech Giants With Margrethe Vestager](#)
  - [EU to unveil landmark law to force Big Tech to police illegal content](#)
  - [Twitter leads call for EU lawmakers to ‘think beyond big tech’](#)
  - [Europe says yes to messaging interoperability as it agrees major new regime for big tech](#)
  - [E.U. Takes Aim at Big Tech’s Power With Landmark Digital Act](#)
  - [How Europe has expanded its bid to disrupt Big Tech](#)
  - [Three ways the European Union might ruin WhatsApp](#)
  - [Europe’s AI Act contains powers to order AI models destroyed or retrained, says legal expert](#)
  - [E.U. Takes Aim at Social Media’s Harms With Landmark New Law](#)
  - [Report reveals Big Tech’s last minute lobbying to weaken EU rules](#)
  - [Europe seals a deal on tighter rules for digital services](#)
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- [Apple faces extra EU antitrust charge in music streaming probe](#)

- [More deceptive cookie banners targeted in latest noyb EU action](#)
- European lawmakers launch investigation into use of Pegasus spyware by EU states

#### **D. Australia**

- [Anti-trolling Bill blasted by senators, online abuse victims and organisations alike](#)
  - [Anti-trolling bill could breach US free trade deal and increase online abuse, BCA says](#)
  - [Top silk slams ‘violent assault’ on defamation laws](#)
  - [Chuck it in the bin’: Experts underwhelmed by proposed changes to defamation bill](#)
  - [Australia’s Online Safety Commissioner Say Anti-Trolling Bill Won’t Protect People, Is Mostly About Enabling Defamation Lawsuits](#)
- [Australian indie publishers 'freeze news' in protest at exclusion from big tech bargaining](#)
  - [Australia pressured Google and Facebook to pay for journalism. Is America next?](#)
- [Dylan Voller defamation case settlement leaves legal questions unresolved](#)
- [Google admits John Barilaro was defamed in YouTube videos, court told](#)
- [Australia sues Facebook over scam ads impersonating celebrities](#)
- [Major deadline looms for Facebook and Google as Labor unveils multinational tax plan](#)

#### **E. Brazil**

- [Brazil's Supreme Court suspends Telegram, a key Bolsonaro platform](#)
  - [Brazil Lifts Its Ban on Telegram After Two Days](#)
- [Brazil’s “Remuneration Right” Strengthens Big Tech and Big Media, At the Cost of Free Expression and a Free Press](#)

#### **F. Canada**

- [In TV retransmission technology case, Federal Court makes rare ruling on s. 31 of Copyright Act](#)
- [Liberal government tables legislation to force online giants to compensate news outlets](#)
  - [Social Media Regulation, Link Taxes, Copyright Extension, And More: Canada’s Attack On The Internet Has Resumed](#)
  - [Facebook has serious concerns over online news bill, considers options for response](#)



- [Twitter argues it's 'not a publisher' in response to B.C. billionaire Frank Giustra defamation case](#)

## **G. China**

- [China erases thousands of social media accounts for vulgarity, negativity and more](#)
- [Chinese government adviser calls for law to ban 'fake news'](#)
- [China's Information Dark Age Could Be Russia's Future](#)
- [China requires Microsoft's Bing to suspend auto-suggest feature](#)
- [Former journalist and popular blogger pleads guilty over comments that insulted Chinese soldiers depicted in blockbuster war movie](#)
- [How China's TikTok, Facebook influencers push propaganda](#)
- [Chinese social media to display user locations based on IP address, including platforms from ByteDance and Zhihu](#)
- [China blocks use of Tibetan language on learning apps, streaming services](#)
- [China's Judicial Transparency Project Faces an Uncertain Future](#)
- [China's banking association proposes restrictions on NFTs](#)
- [China further limits access to unauthorized foreign games](#)
- [Supporters of Hong Kong chief executive candidate John Lee accuse Google of interfering in poll after YouTube pulls his channel](#)
- [Liberal Chinese social media site Douban tightens verification of overseas users as censorship intensifies](#)

## **H. Denmark**

- [Denmark criminalises social media impersonation of others](#)

## **I. El Salvador**

- [El Salvador's New Law on Gangs Raises Censorship Fears](#)

## **J. France**

- [France Punishes Google Over Contracts For App Developers](#)
- [Google to update cookie consent banner in Europe following fine](#)
- [French President \(Again\) Calls For An End To Online Anonymity](#)

**K. Germany**

- [Court \(Correctly\) Says Germany's Social Media Censorship Law Goes Too Far](#)

**L. India**

- [India's opposition calls for Facebook to stop meddling in elections after damning report](#)
- [India blocks 22 YouTube news channels citing national security](#)
- [Google Found to Unfairly Block Rival Payments on India Store](#)
- [The video app Josh is making deep inroads in India. Its parent company just raised \\$805 million.](#)

**M. Iran**

- [BBC Files UN Complaint Against Iran Over Online Violence Towards Women Journalists](#)

**N. Ireland**

- [Facebook fined \\$18.6M over string of 2018 breaches of EU's GDPR](#)
- [High Court challenge alleges DPC failed to investigate complaint made about Google, IAB Europe](#)
- [Bill on anonymous online defamation passes first stage in Dáil](#)
- [High Court told of former Facebook moderator's security concerns](#)
- [BBC NI star Nolan sues Sinn Fein activist, Meta and Twitter](#)
- [UK Politician Who Had Shows On Russian TV Channel Threatens To Sue Twitter For Noting His Connections To Russian Media](#)

**O. Israel**

- [Yair Netanyahu testifies in 'Crime Minister' defamation lawsuit](#)

**P. Italy**

- [Italy fines US facial recognition firm Clearview AI](#)

**Q. Japan**

- [Japan asks Google, Meta to register headquarters, toughens oversight](#)

- [Japan cracks down on online abuse with tougher penalties](#)
- [Japan ramps up online messaging on Ukraine to prepare for hybrid war](#)

#### **R. Malaysia**

- [Malaysian government's 'gay conversion' app pulled by Google Play](#)

#### **S. Malta**

- [Hackers target politicians' social media accounts, police issue warning](#)

#### **T. Mexico**

- [“‘The truth’ was not true”: Two journalists are using unsealed documents and social media to reconstruct gray areas of Mexican history](#)

#### **U. Netherlands**

- [Apple sends new offer to Dutch antitrust authority over dating apps payments, racks up 9th fine](#)
- [Apple's fine over Dutch dating apps antitrust order hits €50M — but ACM welcomes revised offer](#)

#### **V. North Korea**

- [North Korea Gov Hackers Caught Sharing Chrome Zero-Day](#)

#### **W. Norway**

- [Norway Urges Review Of Data Transfers To Russia, Ukraine](#)

#### **X. Pakistan**

- [Forced Off TV, Pakistani Journalists Build New Audiences on YouTube](#)

#### **Y. Philippines**

- [Rappler answers a dozen cyber libel complaints from Quiboloy](#)
- [Prosecutors trash 7 more cyber libel raps filed by Quiboloy group against Rappler](#)
- [Despite legal setbacks, Rappler presses on](#)
- [De Guzman-Bello tandem wants to repeal cyber libel law](#)

- [Philippines' Rodrigo Duterte blocks bill to register social media users](#)
- [Washington Post journalist details social media attacks after report exposing Marcos 'online revisionism project' goes live](#)

#### **Z. Russia**

- [For Russian tech firms, Putin's crackdown ended their global ambitions](#)
- [Russia fines Meta Platforms over 'LGBT propaganda', Ifax says](#)

#### **AA. Singapore**

- [The Online Citizen editor Terry Xu and writer jailed for defaming Cabinet members](#)

#### **BB. South Africa**

- [Meta faces prosecution in South Africa for alleged antitrust breach](#)

#### **CC. Spain**

- [Spain's Supreme Court backs far-right party Twitter ban](#)

#### **DD. Sri Lanka**

- [Sri Lanka imposes nationwide social media blackout.](#)

#### **EE. Sweden**

- [The Case That Killed #MeToo](#)

#### **FF. Syria**

- [Syria outlaws social media posts that 'undermine the economy'](#)

#### **GG. Turkey**

- [Turkish police investigated 106,000 social media accounts in 2021](#)
- [Turkey to introduce prison sentences for fake news](#)

## HH. United Kingdom

- [UK to force Big Tech to combat online scams](#)
  - [New online safety Bill 'doesn't do enough to guard Press freedom'...but Dorries says she'll ensure free speech isn't censored by tech giants](#)
  - [Tech leaders would face prison if they don't follow rules](#)
  - [Online Safety Bill introduced to Parliament, but industry seeks further protections for journalism](#)
  - [Shadow culture secretary Lucy Powell on C4, big tech and regulating Fleet Street](#)
  - [UK targets fake reviews and killer acquisitions in reform package](#)
  - [Doctors could soon face action over 'misleading' social media posts](#)
  - [Cyberflashing to become illegal in England and Wales](#)
  - [The UK's Online Safety Bill Would Be A Complete And Utter Disaster For An Open Internet](#)
- ['Jedi Blue' ad deal between Google and Facebook sparks new antitrust probes in EU and UK](#)
- [UK Top Court To Hear Online News VAT Dispute](#)
- [TikTok children's privacy lawsuit can proceed, says UK High Court](#)
  - [Judgment: \*SMO v. TikTok\*](#)
- [Google settles MP's libel claim over defamatory advert](#)
- [Head of Wagner Group mercenaries sues Bellingcat founder](#)
- [Sacked 'anti-woke' barrister wins appeal against £500 fine for 'Muslims are killing free speech' tweet - after describing black schoolgirl as 'stropky teenager of colour'](#)
- [Andrew Neil in libel claim against Jennifer Arcuri over 'paedophile allegations'](#)
- [Some Russian oligarchs are using U.K. data privacy law to sue](#)
- [George Galloway threatens to sue Twitter for flagging account as Kremlin-linked](#)
- [Hugh Grant brings phone-hacking claim against the Sun](#)
- [Julian Assange is dealt a legal blow as he fights extradition to the U.S.](#)
  - [UK court approves extradition of Julian Assange to US](#)
- [Disney Gets Fans Who Made Their Own 'Club Penguin' Online Game Arrested Over Copyright](#)

## II. Vietnam

- [Vietnamese journalist gets 3 1/2 years for online criticism](#)
- [Vietnam plans 24-hour take-down law for “illegal” social media content](#)

## VIII. Miscellaneous

- [W.D. Tex.: Texas drone law overturned after judge rules for NPPA in federal lawsuit](#)
  - [Opinion: \*NPPA v. McCraw\*](#)
- [E.D. Wis.: "Cancel Culture ... Is Inconsistent with the Philosophy of Open, Political Debate"](#)
  - [Order: \*Wisconsin Family Action v. FEC\*](#)
  - Ed. note: This case involved a dispute over compelled disclosures of political contributions
- [Ga.: Snapchat May Have a Duty Not to Design Dangerous Software](#)
  - [Opinion: \*Maynard v. Snap\*](#)
  - [C.D. Cal.: Does Snapchat's Speed Filter Cause Car Accidents?](#)
    - [Order: \*Lemmon v. Snap\*](#)
- [Ind. App.: "Suggestion of Sexual Conduct Alone Cannot Constitute Obscenity..."](#)
  - [Opinion: \*Bedtelyon v. State\*](#)
- [Ga. Judge's Ethics Charges Settled Over Spa Shootings Post](#)
- [A YouTuber Purposely Crashed His Plane in California, F.A.A. Says](#)

\* \* \*

And that's a wrap. I hope you found this issue to be useful and perhaps even enjoyable. I often find these link roundups more interesting than I initially think they're going to be – reading just the headlines, when properly sorted and organized, can provide a sense of the ebb and flow of current issues that's otherwise difficult to obtain.

In any event, I plan to be back with a regular issue of the *Digital Review* at the start of June. I'm off to Mountain View next week and [hope to see many of you there!](#)