



Minutes of the Officers & Board of Directors Meeting
Thursday, April 21, 2011 BMI Offices

Brittain Ashford (Administrator)	Present
Katie Baron (Legal Counsel)	Present
Marco Berrocal	Absent
Carl Bornmann	Absent
Bryan Bradley	Absent
Eugene Caprioglio	Present
Steve Culbertson	Absent
Daniel Dorff	Present
Kathy Fernandes	Present
Sean Flahaven	Present
Lauren Keiser (President)	Present
Jim Kendrick. (Legal Counsel)	Present
Sonya Kim	Present
Kristin Lancino	Present
Kathleen Marsh	Present
Zizi Mueller	Present
Norman Ryan	Present
Jeff Schroedl	Absent
John Shorney	Absent
Todd Vunderink	Present

Call to order and announcements (Keiser) – 10:10 AM. Lauren Keiser asked to Board to submit agenda items before each board meeting. He also announced that Carl Bornmann found a job with the state of New Jersey and will be leaving the MPA Board. He suggested Bryndon Bay of Mel Bay Publications as his replacement; Bryndon is interested in getting involved with the MPA. Lauren will ask him about his interest in acting as the MPA treasurer. Lauren announced that the new work on a copyright curriculum does not have a supporting committee. He suggested that we add a new *Curriculum Committee* to the organization.

Approval of Minutes – Approved as submitted.

Treasurer's Report – Approved as submitted. Brittain announced that the MPA's CDs are set to roll in the month of May. Katie Baron and Carl Bornmann presented the new statement of investment policy. It was suggested by our auditor that a policy be put in place. There was a general agreement that the policy was correct but it was suggested that a percentage of the funds would be kept liquid to pay for general current obligations. Jim Kendrick said that he would draft such language to add to the policy. Todd Vunderink made a motion to accept the amended policy. Norman Ryan seconded the motion. The motion was passed unanimously.

Old Business

CMPA: Lauren Keiser reported on his trip to the CMAA convention in Arizona. He related that the organization is very active and is interested in working more with the MPA.

New Business

ISMLP Website and Other Illegal Internet Websites: Lauren Keiser reported that the ISMLP website in Canada is offering illegal materials but is out of legal reach because there is a 'conflict of law' between the copyright law in Canada and the United States. Jim Kendrick stated that the probability of winning a lawsuit to shut the website down is unlikely. He suggested that someone from the board meet with the owner and discuss the problem. Norm and Kristin volunteered to meet with him to ask him to take down the illegal material.

Lauren also told that Board that he met with David Isrealite to convey our frustration with the lack of attention to the notice and takedown efforts of the NMPA on the MPA's behalf. He announced that Katie Wagner is no longer with the NMPA and they have hired Danielle Aguirre to take her place. He was told that the NMPA would have 'an entirely new slate' to work on our notice and takedown project.

2012 Budget: The board discussed the MPA's priorities and where to spend its annual budget. The contribution committee is going to come back to the board with recommendations for funded programs which support the MPA's agenda. Some of the ideas discussed were: lobbying activities, notice and takedown efforts, grants for educational projects, membership programs, etc. Lauren also stated that he would reach out to the NAMM organization to see if there are collaborative efforts that the two organizations could fund.

Administrator Health Insurance: Sean suggested that the MPA fund health insurance for our paid administrator. He found a policy that cost \$550 per month (\$6600 per year). Norm made a motion to pay Britain \$6600 per year to fund the insurance. The motion was passed unanimously by the Board.

Committee Reports

Annual Meeting: Patrick Leahy has accepted the MPA Arnold Broido Award and will send an acceptance letter to be read at the MPA annual meeting. David Isrealite is our keynote speaker. Andrew Kean will head the digital publishing panel with film and book representatives speaking in the morning and digital sheet music representative presenting after lunch. Videos will be shown during lunch and Charles Sanders will be our luncheon speaker.

Contribution: Todd Vunderink- No report.

Copyright and Licensing: Jim Kendrick – Jim gave a report on the Golan case where the 10th Circuit Court reversed a decision which means the case will go before the Supreme Court. The case involved the copyright status of works that were put back in copyright after they were out of copyright for a period of time. He reported that the MPA will be party to an AMICAS brief. If the Supreme Court rules against this case, it will set a precedent where the first amendment will be used against every copyright case. He also reported on the Google 'copyright school' and the three strikes you're out policy that Google is putting in place. He suggested that we contact Google to offer our help with copyright education. He also told us

the Google book settlement was rejected. It was considered monopolistic. It would work well as an opt-in, but not as an opt-out. Sean said that he would get a name of a Google contact.

Digital Piracy: No report

Curriculum Project/MENC Scholarship: Kathy Fernandes reported that David Sanders will meet at the JW Pepper office to review a lesson plan that is sanctioned by the NMPA. She said that there will be a focus group gathered to make sure the message is on target. She also asked permission to go to NAMM to meet with the MTNA with the intention of creating a partnership with the MPA to promote this project. Lauren encouraged everyone on the Board to join the MTNA. Brittain reported that 20 submissions have come in for the MENC scholarship so far.

ICMP: Lauren Keiser reported that Rights.com along with an accounting firm are moving ahead with the international music rights database. Google said they were willing to finance the entire project as long as they retained ownership. That offer was rejected.

Engraving and Production: No report.

Paul Revere Awards: Submissions for the Paul Revere Awards are starting to come in.

MLA/MOLA Joint Committee: No report.

Performance Committee: MPA sponsored a listening booth at the meeting of Opera America. The board authorized \$500 for the sponsorship of an additional session at a conference in Minnesota. It was reported that AMC has joined Meet the Composer to reduce operating expenses. The new name of the organization will be New Music USA. Ed Harsh will be the sole CEO of the new organization. It is organized as a 501 (c)(3).

Press/Publicity: Brittain has obtained a database of press contacts and is in the process of cleaning the list.

Research/Development/New Technology: No Report

The meeting was adjourned at 12:00 PM.

Respectfully submitted,

Kathleen Marsh, Secretary