

The Vectre Corporation

January 8, 2001

Carlyle C. Ring, Jr. Esquire
1401 H. St., N. W., Suite 500
Washington. D.C. 20005

Dear Connie:

On behalf of the Virginia Library Association (VLA), I have been authorized to report to you the following position of VLA on the proposed Virginia UCITA compromise which you provided to me on January 3, 2001: Given that UCITA has already been signed into law in Virginia and becomes effective July 1, 2001, the VLA believes the proposed amendment is a reasonable compromise for Virginia libraries and librarians. Both sides to the negotiations agreed that this compromise is not entered into as a proposed national solution to library concerns with and that, except for preserving any fundamental public policy, preemption, and unconscionability defenses which may exist, the issue of online access to content was one that could not be resolved during the Virginia negotiations. However, because UCITA takes effect in Virginia in less than six months, if the proposed Virginia library amendment is approved as drafted, VLA will drop its opposition to the implementation of UCITA in Virginia and will not, prior to the 2003 Session of the Virginia General Assembly, support any amendments in Virginia to UCITA which have not been approved by the Joint Commission on Technology and Science.

We appreciate the hard work that you and Ray Nimmer put into reaching the proposed Compromise, as well as the participation of the various publisher interests in the negotiations. .

Sincerely,

Philip F. Abraham
Legislative Liaison
Virginia Library Association

Cc: Cy Dillon
Ruth Kifer
Gail Warren