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Social Media is here to stay

- Participation in social media is now part of the mainstream of law practice.

<https://plus.google.com/u/0/?tab=wX> Robert Ambrogi Ten Most Important Legal

The “old” standbys

- Blogs
- Social Networking Sites
 - Facebook
 - Twitter
 - LinkedIn
 - Google+

The not so new entries

- Instagram
- SnapChat
- Vine
- Pinterest
- Tumblr
- Yelp
- Foursquare

Trends

- Visual
- Video
- Temporary
- Mobile
- Wearable tech

Librarian Concerns

- Quality of Information
- Quantity of Information

Wikipedia

- 65% of Inhouse Counsel using it for Reference



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Brady v. Maryland

From Wikipedia, the free encyclopedia
(Redirected from [Brady v Maryland](#))

Brady v. Maryland, 373 U.S. 83 (1963) was a landmark United States Supreme Court case in which the prosecution had withheld from the criminal defendant certain evidence. The defendant challenged his conviction, arguing it had been contrary to the Due Process Clause of the Fourteenth Amendment to the United States Constitution.

Contents [hide]
1 Procedural History
2 The Court's Decision
3 Aftermath
4 See also
5 Notes
6 Further reading
7 External links

Procedural History [edit]

Brady v. Maryland



Supreme Court of the United States

Argued March 18–19, 1963
Decided May 13, 1963

Full case name	<i>Brady v. State of Maryland</i>
Citations	373 U.S. 83 🔒 <i>(more)</i> 83 S. Ct. 1194; 10 L. Ed. 2d 215; 1963 U. S. LEXIS 1615
Prior history	Certiorari to the Court of Appeals of Maryland

Holding

Withholding of evidence violates due process "where the evidence is material either to guilt or to punishment."

External links [edit]

- [^]** **373 U. S. 83** Full text of the opinion courtesy of Findlaw.com.

V·T·E

United States criminal due process case law

[hide]

Reasonable doubt

[hide]

Leland v. Oregon (1952) · *Holland v. United States* (1954) · *Leary v. United States* (1969) · *In re Winship* (1970) · *Cool v. United States* (1972) · *Mullaney v. Wilbur* (1975) · *Patterson v. New York* (1977) · *Taylor v. Kentucky* (1978) · *County Court of Ulster Cty. v. Allen* (1979) · *Sandstrom v. Montana* (1979) · *Jackson v. Virginia* (1979) · *Murray v. Carrier* (1986) · *Cage v. Louisiana* (1990) · *Sullivan v. Louisiana* (1993) · *Victor v. Nebraska* (1994) · *Schlup v. Delo* (1995)

Brady disclosure

[hide]

Brady v. Maryland (1963) · *Giglio v. United States* (1972) · *Moore v. Illinois* (1972) · *United States v. Agurs* (1976) · *California v. Trombetta* (1984) · *United States v. Bagley* (1985) · *Arizona v. Youngblood* (1988) · *Kyles v. Whitley* (1995) · *Wood v. Bartholomew* (1995) · *Strickler v. Greene* (1999) · *Williams v. Taylor* (2000) · *United States v. Ruiz* (2002) · *Illinois v. Fisher* (2004) · *Banks v. Dretke* (2004) · *Youngblood v. West Virginia* (2006) · *Cone v. Bell* (2009) · *Smith v. Cain* (2012)

Mental competence

[hide]

Bishop v. United States (1956) · *Dusky v. United States* (1960) · *Pate v. Robinson* (1966) · *Drope v. Missouri* (1975) · *Riggins v. Nevada* (1992) · *Medina v. California* (1992) · *Godinez v. Moran* (1993) · *Cooper v. Oklahoma* (1996) · *Sell v. United States* (2003) · *Indiana v. Edwards* (2008)

Prosecutorial misconduct

[hide]

Mooney v. Holohan (1935) · *Hysler v. Florida* (1942) · *Pyle v. Kansas* (1942) · *New York ex rel. Whitman v. Wilson* (1943) · *White v. Ragen* (1945) · *Mesarosh v. United States* (1956) · *Alcorta v. Texas* (1957) · *Napue v. Illinois* (1959)

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Are actions to remedy racial discrimination subject to pre-dispute arbitration agreements?	Employment	1st Circuit	3	0	67 weeks
Are arbitration provisions included in the terms of service of a web-based information service enforceable against users of the service?	Arbitration	California	4	0	167 weeks
Are attorney-client privilege and work-product immunity waived in a suit for attorney malpractice?	Professional Liability	New York	9	9	72 weeks
Are claims under MGL c. 151B subject to pre-dispute arbitration agreements?	Arbitration	Massachusetts	1	1	61 weeks
Are communications of joint clients to a shared attorney protected by attorney-client privilege in a subsequent lawsuit between the clients?	Civil Procedure	Massachusetts	2	4	191 weeks
Are lawyers permitted to offer prepaid discounts on legal services through daily deals or group-coupon offers?	Professional Liability	All	1	1	18 weeks
Are privately created regulatory standards, such as public safety codes, entitled to copyright protection when they have been incorporated by reference in a statute, regulation, or ordinance?	Copyright	All	12	38	11 weeks
Are publicly filed legal briefs protected by copyright?	Copyright	All	1	1	55 weeks

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Is the search engine practice of scanning books into digital format and presenting limited pages of those scanned books in search results protected under the "fair use" doctrine?

5 Answers Copyright 2nd Circuit 23 weeks

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Kelly v. Arriba Soft Corp., 336 F.3d 811, 817 (9th Circuit 2003)

This Ninth Circuit case addresses a similar issue: thumbnail versions of images in an image search database.

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The Authors Guild, Inc. v. Google Inc., --- F. Supp. 2d ---, --- (S.D.N.Y. 2013)

Citation at 108 U.S.P.Q. 1674, pending publication in F. Supp. 2d.

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Authors Guild, Inc. v. HathiTrust, 902 F. Supp. 2d 445, 459 (S.D.N.Y. 2012)

This addresses a related issue.

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Perfect 10, Inc. v. Amazon.com, Inc., 508 F.3d 1146, 1163 (9th Circuit 2007)

This case addresses a similar issue: an image search database and copyrighted images elsewhere on the web.

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ALEX REINERT, ASSOCIATE PROFESSOR OF LAW, CARDOZO SCHOOL OF LAW

ADDED ANALYSIS TO [ASHCROFT V. IQBAL](#)

The reference to "judicial experience and common sense" has caused a lot of confusion here. After all, at the pleading stage, the court is supposed to take the factual allegations as true; so a court should not use its "judicial experience and common sense" to undermine a plaintiff's factual allegations. ... [\(more\)](#)

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ADDED ANALYSIS TO [ASHCROFT V. IQBAL](#)

As Joanna Huey's comments indicate, this paragraph creates some tension with the Court's later consideration of alternative explanations for the defendants' alleged conduct. The best way to focus on the relationship between the pleading required by Rule 8 and the ultra-heightened pleading standard mandated by the Private Securities Litigation Reform ... [\(more\)](#)

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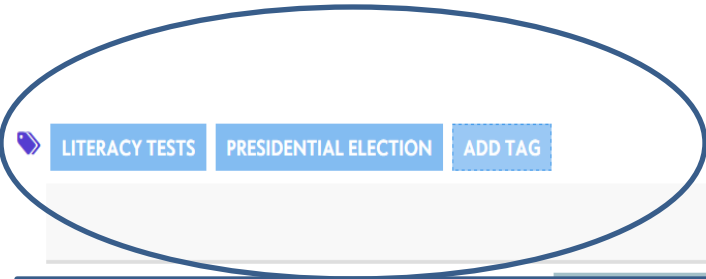
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Mary Matuszak

"standard, practice, or procedure" that "results in a denial or abridgement of the right of any citizen of the United States to vote on account of race or color." 42 U. S. C. §1973(a). Both the Federal Government and individuals have sued to enforce §2, see, e.g., *Johnson v. De Grandy*, 512 U. S. 997 (1994), and injunctive relief is available in appropriate cases to block voting laws from going into effect, see 42 U. S. C. §1973j(d). Section 2 is permanent, applies nationwide, and is not at issue in this case.

Other sections targeted only some parts of the country. At the time of the Act's passage, these "covered" jurisdictions were those States or political subdivisions that had maintained a test or device as a prerequisite to voting as of November 1, 1964, and had less than 50 percent voter registration or turnout in the 1964 Presidential election. §4(b), 79 Stat. 438. Such tests or devices included literacy and knowledge tests, good moral character requirements, the need for vouchers from registered voters, and the like. §4(c), *id.*, at 438-439. A covered jurisdiction could "bail out" of coverage if it had not used a test or device in the preceding five years "for the purpose or with the effect of denying or abridging the right to vote on account of race or color." §4(a), *id.*, at 438. In 1965, the covered States included Alabama, Georgia, Louisiana, Mississippi, South Carolina, and Virginia. The additional covered subdivisions included 39 counties in North Carolina and one in Arizona. See 28 CFR pt. 51, App. (2012).

In those jurisdictions, §4 of the Act banned all such tests or devices. §4(a), 79 Stat. 428. Section 5 provided that no change in voting procedures



SUBMIT ANALYSIS

JEROME MAYER-CANTÚ

3 To see an example of an absolutely diabolical literacy test, click here:
▼ http://www.slate.com/blogs/the_vault/2013/06/28/voting_rights_and_the_s

Section 5 of the VRA was passed, at least in part, to combat the difficulty of ostensibly race-neutral barriers to voting that were applied in a racially discriminatory fashion.

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629 F.3d 928 (9th Cir. 2011) – United States Court of Appeals, Ninth Circuit. – Cited 5 times.

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... Chamberlain court, we need not and do not reach the relationship between **fair use** under § 107 of the **Copyright** Act and violations of § 1201. Chamberlain, 381 F.3d at 1199 n. 14. MDY has not claimed that Glider **use** is a "**fair use**" of WoW's dynamic non-literal elements. Accordingly, we too leave open the question whether **fair use** might serve as an affirmative defense to a prima facie violation of § 1201. *Id.* 13 **Copyright** misuse is an equitable defense to **copyright** infringement that denies the **copyright** holder the right to enforce its **copyright** during the period of misuse. *Practice Mgmt. Info. Corp. v. Am. Med. Ass'n*, ...

[Jacobsen v. Katzer](#)

535 F.3d 1373 (Fed. Cir. 2008) – UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT – Cited 6 times.

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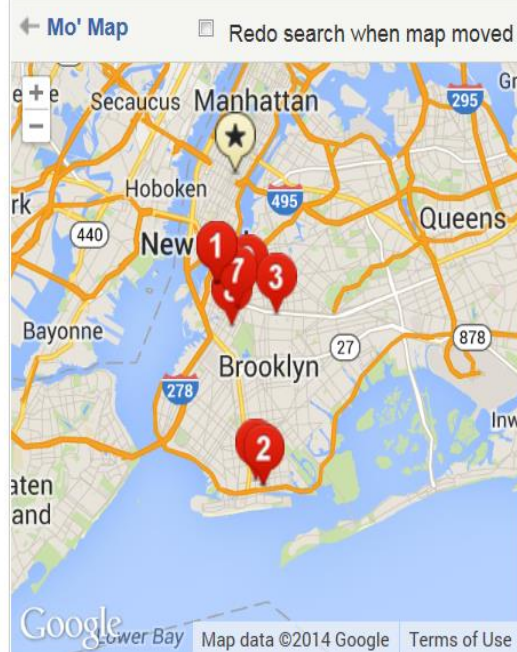
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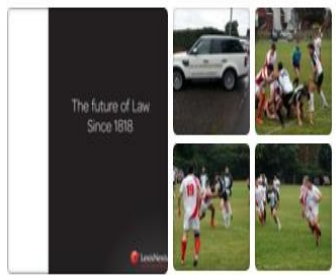
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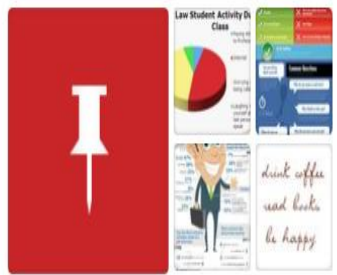
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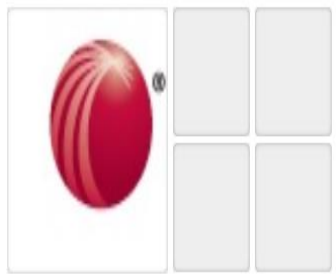
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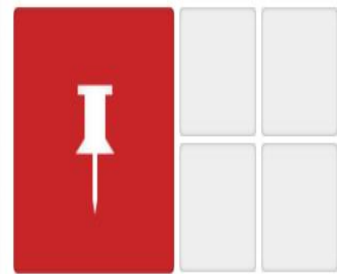
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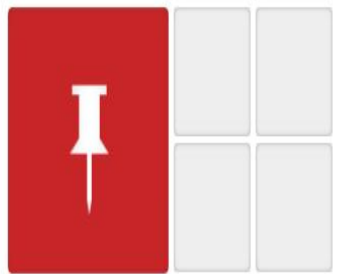
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Jessica Lee, January 9, 2014

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Pinterest is refining its relevance capabilities with acquisition of startup company VisualGraph, image recognition and visual search platform. Many speculate this move not only primes Pinterest to be a premier image search engine, but also an ideal environment for advertising.

Today, Pinterest's search functionality relies heavily on user-generated text and organization of images into categories. And it works well, but it's not always the most relevant. For example, a search for [tuxedo] returns the following:

The screenshot shows a Pinterest search interface with the search term "tuxedo" in the search bar. The results are displayed in a grid of pins. The top-left pin shows two men in tuxedos with the caption "DIY tuxedo pants" and "from Flickr". The top-middle pin shows a woman in a black tuxedo with the caption "Tuxedo Girl" and "Atelier Alicante". The top-right pin shows a woman's legs in black tights and heels with the caption "Vince - Tuxedo-Stripe Skinny Jeans". The bottom-right pin shows a woman's face with a green silhouette of her head and the caption "The fragrance of pipe-smoke enchants" and "tuxedo pipe tobacco alma ruber 1926".

20 SEARCH

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