

---

## Acknowledgments

Let me start, contrary to the tradition of this section, by acknowledging what matters most to this work, which is Janice M. Hare, before moving on to all that follows from that. This book began as a hunch that those seeking to bring about open access to research in the digital era have for too long regarded copyright as a fixed and given thing, as much a law of nature as the work of legislators elected to represent our interests. What allowed me to move from a hunch to building a case for legal reform was the result in good measure of consulting with those who know far more about such legal and publishing matters. In particular, I gratefully acknowledge the contributions and challenges to this proposal from the following generous and knowledgeable people: William F. Abrams, Peter Baldwin, Benjamin Jean, Iris Brest, Michael W. Carroll, Michael B. Eisen, Martin Paul Eve, Daniel J. Kelves, Cara L. Gagliano, Richard B. Gallagher, Jean Gasnault, Elliot Harmon, Peter Kaufman, Michael J. Madison, Marie Paige, James Pooley, Daniel L. Rubinfeld, Claudio Ruiz, Pamela Samuelson, Rachael G. Samberg, Kevin L. Smith, Mitch Stoltz, Katherine J. Strandburg, Katharine Trendacosta, and Jack F. Williams.

This work has benefited, as well, from the fine assistance of Catherine Baron, Emma Kerr, Saurabh Khanna, Joshua Weiss, and Mae Bethel, as well as the editorial support of Johanne and Meandra Provençal. And it has been particularly well served by Gita Manaktala, editorial director at the MIT Press, and Mellon Fellow Suraiya Jetha, along with the four anonymous reviewers solicited by the press. This research has been generously supported by the Arcadia Fund (a charitable fund of Lisbet Rausing and Peter Baldwin), as well as by the Khosla Family Chair in Education at Stanford University.



This is a section of [doi:10.7551/mitpress/14201.001.0001](https://doi.org/10.7551/mitpress/14201.001.0001)

# Copyright's Broken Promise

## How to Restore the Law's Ability to Promote the Progress of Science

By: John Willinsky

### Citation:

*Copyright's Broken Promise: How to Restore the Law's Ability to Promote the Progress of Science*

By: John Willinsky

DOI: [10.7551/mitpress/14201.001.0001](https://doi.org/10.7551/mitpress/14201.001.0001)

ISBN (electronic): 9780262371483

Publisher: The MIT Press

Published: 2022

The open access edition of this book was made possible by generous funding and support from the author, and MIT Press Direct to Open



The MIT Press

© 2023 Massachusetts Institute of Technology

This work is subject to a Creative Commons CC BY-NC-ND license.

Subject to such license, all rights are reserved.



The MIT Press would like to thank the anonymous peer reviewers who provided comments on drafts of this book. The generous work of academic experts is essential for establishing the authority and quality of our publications. We acknowledge with gratitude the contributions of these otherwise uncredited readers.

This book was set in Sabon by Scribe Inc. Printed and bound in the United States of America.

Library of Congress Cataloging-in-Publication Data

Names: Willinsky, John, 1950– author.

Title: Copyright’s broken promise : how the law now impedes the “progress of science” and how it can be fixed / John Willinsky.

Description: Cambridge, Massachusetts : Massachusetts Institute of Technology, [2023] | Includes bibliographical references and index. | Summary: “How US Copyright law should be reformed to ensure open access to research and scholarship”—Provided by publisher.

Identifiers: LCCN 2022003112 (print) | LCCN 2022003113 (ebook) | ISBN 9780262544412 (paperback) | ISBN 9780262371476 (epub) | ISBN 9780262371483 (pdf)

Subjects: LCSH: Copyright—United States. | Open access publishing.

Classification: LCC KF2994 .W55 2023 (print) | LCC KF2994 (ebook) | DDC 346.7304/82—dc23/eng/20220801

LC record available at <https://lcn.loc.gov/2022003112>

LC ebook record available at <https://lcn.loc.gov/2022003113>

10 9 8 7 6 5 4 3 2 1