

Readmitted students who have been separated from the college for a year or longer or whose original program as listed in the catalog under which the student was initially admitted has been eliminated will be placed into the catalog year that is in place at the time they are readmitted.

College-Level Examination Program (CLEP)

Dean College participates in the College-Level Examination Program (CLEP) of the College Entrance Examination Board. CLEP enables students to receive college-level credit for nontraditional learning. Dean College grants credit using the guidelines published by the American Council of Education (ACE) for General and Subject Examinations. Dean College will accept a maximum of 30 transfer credits, including those earned through CLEP, for associate degree programs. For bachelor's degree programs, Dean College will accept a maximum of 90 transfer credits, including those earned through CLEP. Students must earn a minimum score of 50 on a CLEP test in order for the credit to be transferred to Dean College. For more information, please contact the Office of the Registrar. Dean College also participates in the Advanced Placement (AP) program and the International Baccalaureate Diploma Program (IB); please see these entries on pages 20 and 26, respectively, for additional information.

Communicating with Students

The College's official channels of communication with students include Dean's email, Today@Dean and campus mail systems including mailroom postal boxes. Students are expected to check these channels daily.

Copyright Infringement Policy

Copyright Infringement

In compliance with the amendments to the Higher Education Act (HEA) under the Higher Education Opportunity Act of 2008 (HEOA), Dean College is required to disseminate information on the College's policies and sanctions related to copyright infringement, including a summary of the penalties for violation of Federal copyright laws.

Unauthorized copying and distribution of copyrighted material, including unauthorized peer-to-peer file sharing, may subject students to civil and criminal liabilities. Students should be aware, however, that not all uses of copyrighted materials are illegal. The U.S. Copyright Act allows for the copying and distribution of certain copyrighted materials when such use is a "fair use." If you have questions regarding what may constitute fair use, please contact our librarian at 508-541-1771.

As required under HEOA, the penalties for violation of Federal copyright laws are summarized as follows.

If there is infringement, Section 504 of the U.S. Copyright Act gives the copyright holder the choice of recovering the following:

- The copyright owner's actual damages and any attributable profits of the infringer; or statutory damages, ranging from \$750 to \$30,000 for each copyrighted work that is infringed.
- If the copyright holder can prove that the infringement was committed "willfully," a court has the discretion to increase statutory damages to \$150,000 per copyrighted work.
- As a general rule, to qualify for statutory damages, the copyright holder must have registered the infringed work with the U.S. Copyright Office prior to the date of the infringement. If the work was not previously registered before the infringement, then the copyright holder can only recover actual damages and the infringer's profits.

If the work was registered with the U.S. Copyright Office prior to the infringement, Section 505 of the Copyright Act also gives a court the discretion to award reasonable attorney's fees and court costs to the copyright holder.

Sections 502 and 503 of the Copyright Act detail other civil remedies, including a court order barring the infringer from making further copies and an order to seize and destroy unauthorized copies. Section 506 of the Copyright Act and Section 2319 of Title 18 of the United States Code authorize criminal liability for willfully infringing copyright under the following circumstances:

- If the willful infringement was for purposes of commercial advantage or private financial gain;
- If the willful infringement involved the reproduction or distribution during any 180-day period of one or more copies of one or more copyrighted works that have a total retail value that exceeds \$1,000; or
- If the willful infringement involved the distribution of a work being prepared for commercial distribution, by making it available on a computer network accessible to members of the public, if the infringer knew or should have known that the work was intended for commercial distribution.
- Criminal penalties can include fines as well as imprisonment for up to five years. Imprisonment can be for up to 10 years for a second or subsequent offense.

Downloading & P2P File Sharing

Dean College strictly prohibits the unauthorized uploading, downloading or sharing of copyrighted material. Peer-to-peer (P2P) file sharing occurs when digital files are transferred between "peer" computers over the Internet using services such as BitTorrent or Gnutella.

In compliance with the Higher Education Opportunity Act of 2008 (HEOA), unauthorized peer-to-peer file sharing may subject students to civil and criminal liabilities (see Copyright Infringement section). Furthermore, unlawful distribution of copyrighted material may result in sanctions imposed by the College. College Sanctions may include, but are not limited to, expulsion from the College and/or payment of any legal fees that the College may

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incur in its defense. The entity whose copyright was infringed may also bring legal action.

Legal Downloading

B The HEOA requires all colleges and universities to offer legal alternatives to unauthorized downloading. Educause provides a list of these legal alternatives at <http://www.educause.edu/legalcontent>. The products or services listed are in no way endorsed or evaluated by Dean College.

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