

IN THE SUPREME COURT OF THE UNITED STATES

No. 18-1150

STATE OF GEORGIA, ET AL., PETITIONERS

v.

PUBLIC.RESOURCE.ORG, INC.

ON WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

MOTION OF THE UNITED STATES
AS AMICUS CURIAE SUPPORTING PETITIONERS
FOR LEAVE TO PARTICIPATE IN ORAL ARGUMENT
AND FOR DIVIDED ORAL ARGUMENT

Pursuant to Rules 21, 28.4, and 28.7 of the Rules of this Court, the Solicitor General, on behalf of the United States, respectfully moves for leave to participate in the oral argument in this case as amicus curiae supporting petitioners and requests that the United States be allowed ten minutes of argument time. Petitioners have consented to cede ten minutes of their time to the United States.

This case concerns the copyrightability of annotations that accompany the text of Georgia's statutory law in the State's annotated code. The Copyright Office is responsible for, among

other things, determining whether a work is copyrightable before registering a copyright for the work, 17 U.S.C. 410(a), and advising Congress, agencies, the courts, and the public on copyright matters, 17 U.S.C. 701. The parties' briefing in this Court invokes a Copyright Office manual that addresses the scope of copyright protection for annotations and similar materials. The United States Patent and Trademark Office also advises the President on intellectual-property matters. 35 U.S.C. 2(b)(8) and (c)(5). The United States thus has a substantial interest in the Court's disposition of this case.

The United States would be able to offer the Court a distinct perspective on the copyright issues implicated by this case. The United States' participation in oral argument is therefore likely to be of material assistance to the Court.

Respectfully submitted.

NOEL J. FRANCISCO
Solicitor General
Counsel of Record

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