

**ADOPTED**

**AMERICAN BAR ASSOCIATION**

**SECTION OF INTELLECTUAL PROPERTY LAW**

**REPORT TO THE HOUSE OF DELEGATES**

**RECOMMENDATION**

1 RESOLVED, That the American Bar Association urges  
2 courts to interpret the statutory first sale doctrine in  
3 Section 109(a) of the U.S. Copyright Act and the  
4 copyright owner's importation right in Section 602(a) to  
5 exclude application of the first sale doctrine to the  
6 importation of goods embodying a copyrighted work that  
7 were not manufactured in the United States.