### When software is free, but you still can't use it: Let's GPL trademark law!



## Who?

- Neil McGovern
  - Debian Project Leader
  - Collabora Engineering Manager
  - SPI, ORG, general mangler
  - NOT A LAWYER

### Trademarks!

- Consumer protection device
- Can be lost
  - Abandonment
  - Naked licensing
  - Groundless threats law
- Why bother at all?
  - 'Good' people vs 'bad' people

# debian@hosting



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### FREE DOWNLOAD

Firefox 3.5 - Freeware - Mozilla.org - 7.7mbs

### Browse the Web Faster and More Secure! Download Firefox 3.5 for Free Today

The Mozilla Firefox 3.5 ® Web browser has security, speed and new features that will change the way you use the Web. Have a safer, faster and more personalized Web navigation experience with the latest version of the award-winning Firefox browser. Customize your browser with thousands of add-ons and enjoy new & improved features as you surf the Web.

Anti-Phishing & Anti-Malware

Enjoy the most advanced protection against online bad guys.

#### Super Speed

View Web pages way faster, using less of your computer's memory.

#### Easy Customization

Thousands of add-ons give you the freedom to make your browser your own.

#### FireFox Security; Anti-Pishing and Anti-Malware



#### **Firefox is Secure**

Firefox protects you from viruses, worms, trojan horses and spyware. If you accidentally access an attack site, it will warn you away from the site and tell you why it isn't safe to use. Firefox checks every part of a Web page before loading it to make sure nothing harmful is sneaking in the back door.

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### Restricting use via trademarks

- Hai Canonical!
  - Conflation of copyright and trademarks
  - Claims copyright on binaries
  - But not over-reach!
- Not a new thing
  - Rename requirements for forks
  - Not a bad thing!

- What is Official Debian?
- Based on Debian?
- Something in between?
  - Powered by Debian Technologies™!
- Debian
  - DFSG free software only
  - Installed on to hosted instance of \$cloudprovider
  - Installed from iso from www.debian.org

- Debian
  - DFSG free software only
  - Installed on to hosted instance of \$cloudprovider
  - Installed via cloned image, originally installed with iso from debian.org
  - Some /etc configurations for networking setup

- Debian
  - DFSG free software only
  - Installed on to hosted instance of \$cloudprovider
  - Installed via cloned image, originally installed with iso from debian.org
  - Some /etc configurations for networking setup
  - Kernel patch to make virtual disks work, newer kernel for hardware support

- Debian
  - Installed on to hosted instance of \$cloudprovider
  - Installed via cloned image, originally installed with iso from debian.org
  - Some /etc configurations for networking setup
  - Hurd kernel
  - New architecture software has been rebuilt
  - Non-free firmware to get network card working

# Making it easy

- Trademark policy no one reads them
- Free software projects don't have time
- How to allow use when quality exists