



# 开源合规工程与权利管理

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# JUDGE SCHEINDLIN

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 Fax.: 212-580-0898

## 09 CIV 10155



Attorneys for Plaintiffs *Software Freedom Conservancy, Inc.* and *Erik Andersen*

**UNITED STATES DISTRICT COURT  
 FOR THE SOUTHERN DISTRICT OF NEW YORK**

-----  
 SOFTWARE FREEDOM CONSERVANCY, INC. and  
 ERIK ANDERSEN,

Plaintiffs

X  
 :  
 :  
 : ECF CASE  
 :



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System LSI is working on providing source codes for the Exynos 4 family, utilized on the Origen developers board. Full availability of the integrated source code will be available by the end of 2012. Availability on Git server will be initiated in Nov'12.

<http://www.origenboard.org>

<http://opensource.samsung.com/reception.do>





## Our Copyleft Compliance Projects

[About](#)
[Principles of Community-Oriented GPL Enforcement](#)
[Stand Up For GPL!](#)
[VMware Lawsuit: Press Release](#)
[FAQ on VMware Lawsuit](#)
[copyleft.org](#)

## Frequently Asked Questions about Christoph Hellwig's VMware Lawsuit

Conservancy maintains this [FAQ](#) list regarding Christoph Hellwig's lawsuit against VMware in Germany over alleged GPL violations on Linux as a service to the Free Software community, and in particular, the copyleft community. Conservancy realizes this lawsuit generates many questions and interest from the community. Legal counsel (both Conservancy's own, and Christoph's lawyer, Till Jaeger) correctly advise us to limit our public comments regarding specific details of the case while litigation remains pending in court. Nevertheless, Conservancy, as a non-profit charity serving the public good, seeks to be as transparent as possible. If you have additional questions you'd like to see answered here, please email [info@sfconservancy.org](mailto:info@sfconservancy.org), but understand that we may often need to answer: "We cannot comment on this while litigation is pending".

### Who is the Plaintiff in the lawsuit?:

Christoph is one of most active developers of the Linux kernel. He has contributed 279,653 lines of code to the latest Linux 3.19 kernel, and thus ranks 20th among the 1,340 developers involved in that release. Christoph also ranks 4th among those who have reviewed third-party source code, and he has tirelessly corrected and commented on other developers' contributions.

### Are the court

Not currently. Court proceedings are not public by default in Germany

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# Patrick McHardy

- 警告信 / 保全措施
- 庭外和解
- 合同式的惩罚性赔偿金
- 源代码也是索取对象，但争执点在于署名方式。





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1. 源代码的适时提供为第一要务
2. 尊重原作者的署名声明
3. 提供并揭示许可协议的全文





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# 程序员 VS 法务





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MPL/CDDL

LGPL

MIT/BSD

GPL類

其他类

BSD类

AGPL

GPL

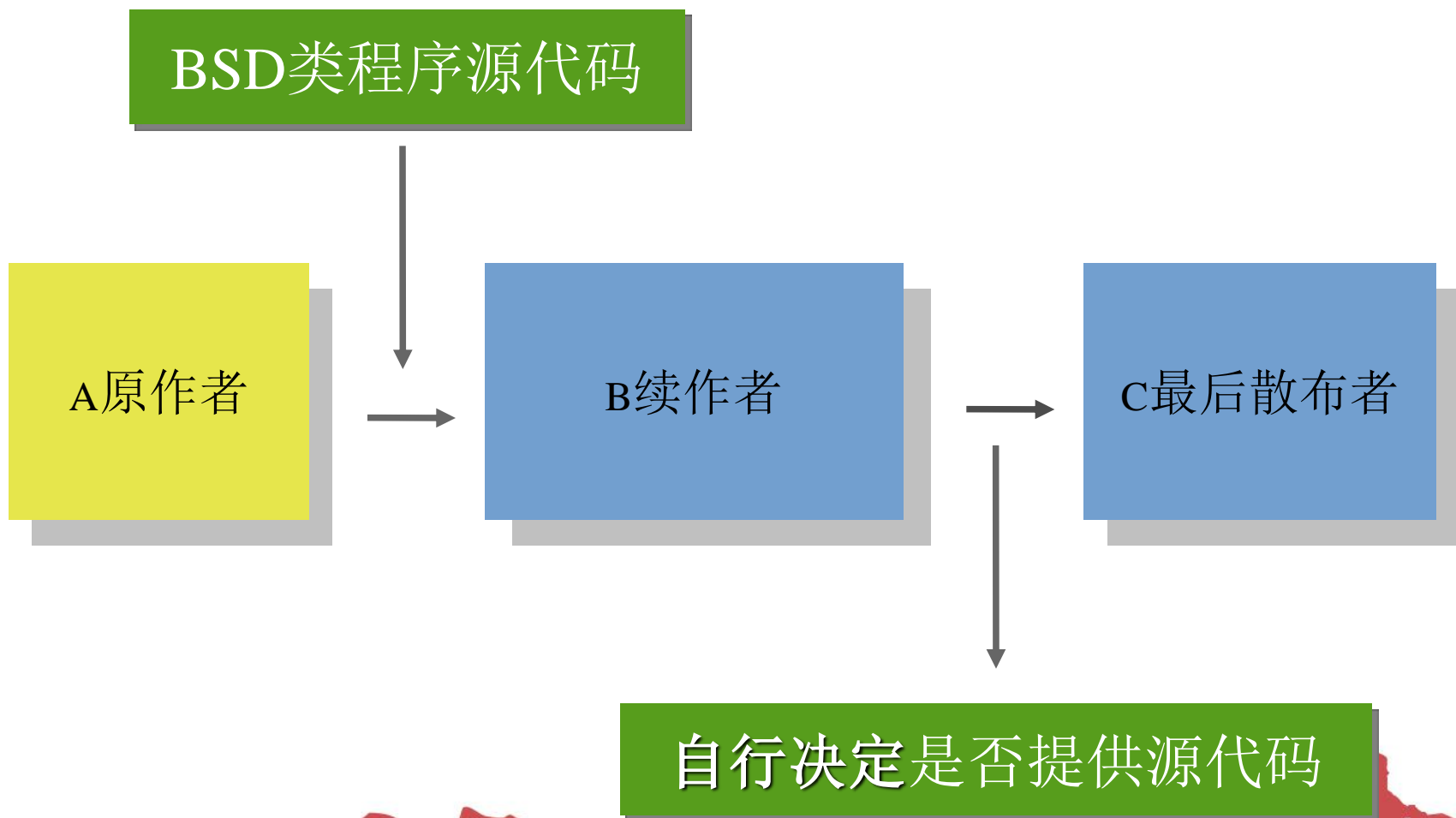
EPL/CPL

Apache License





# BSD类：再散布时不限定提供源代码



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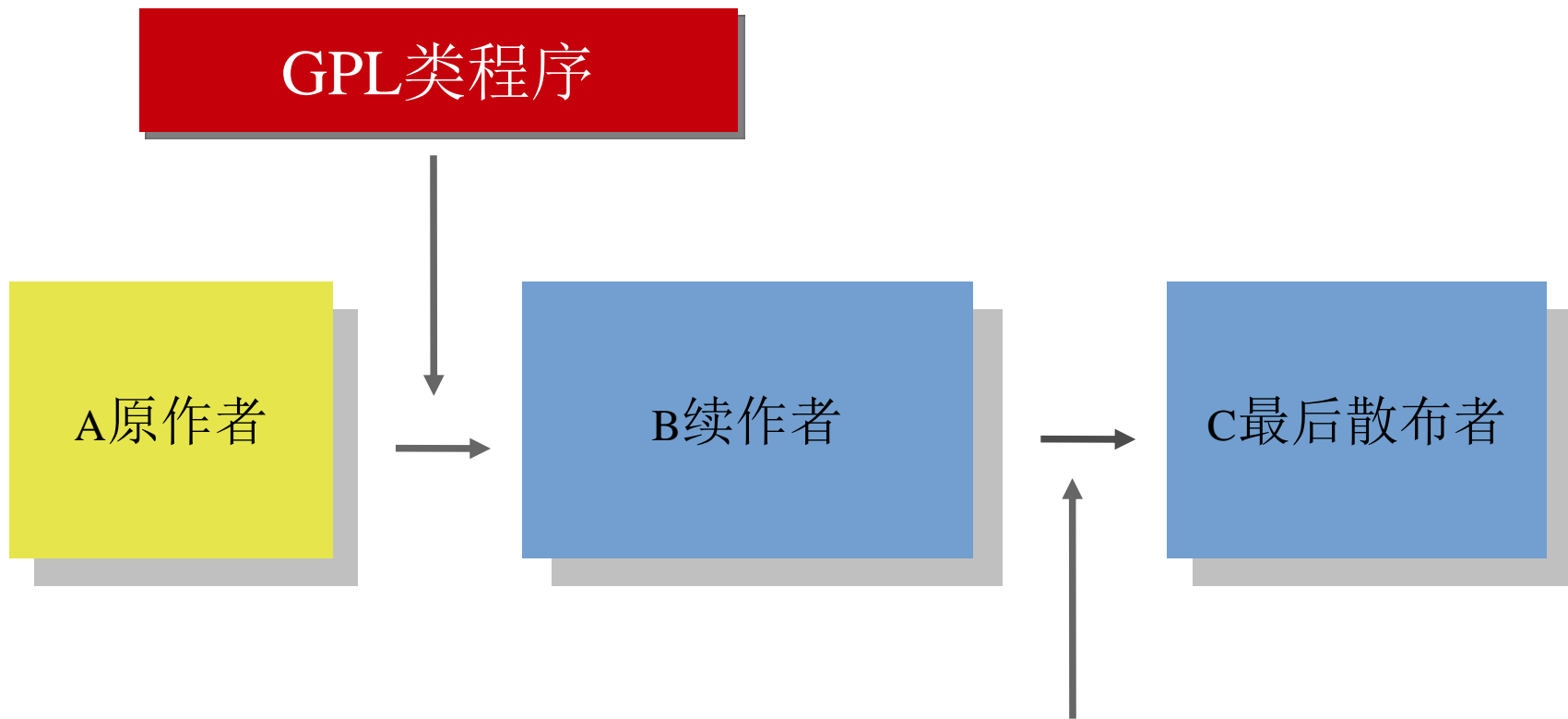
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2. **发行**GPL改编程序时，必须依GPL许可证**提供**源代码。







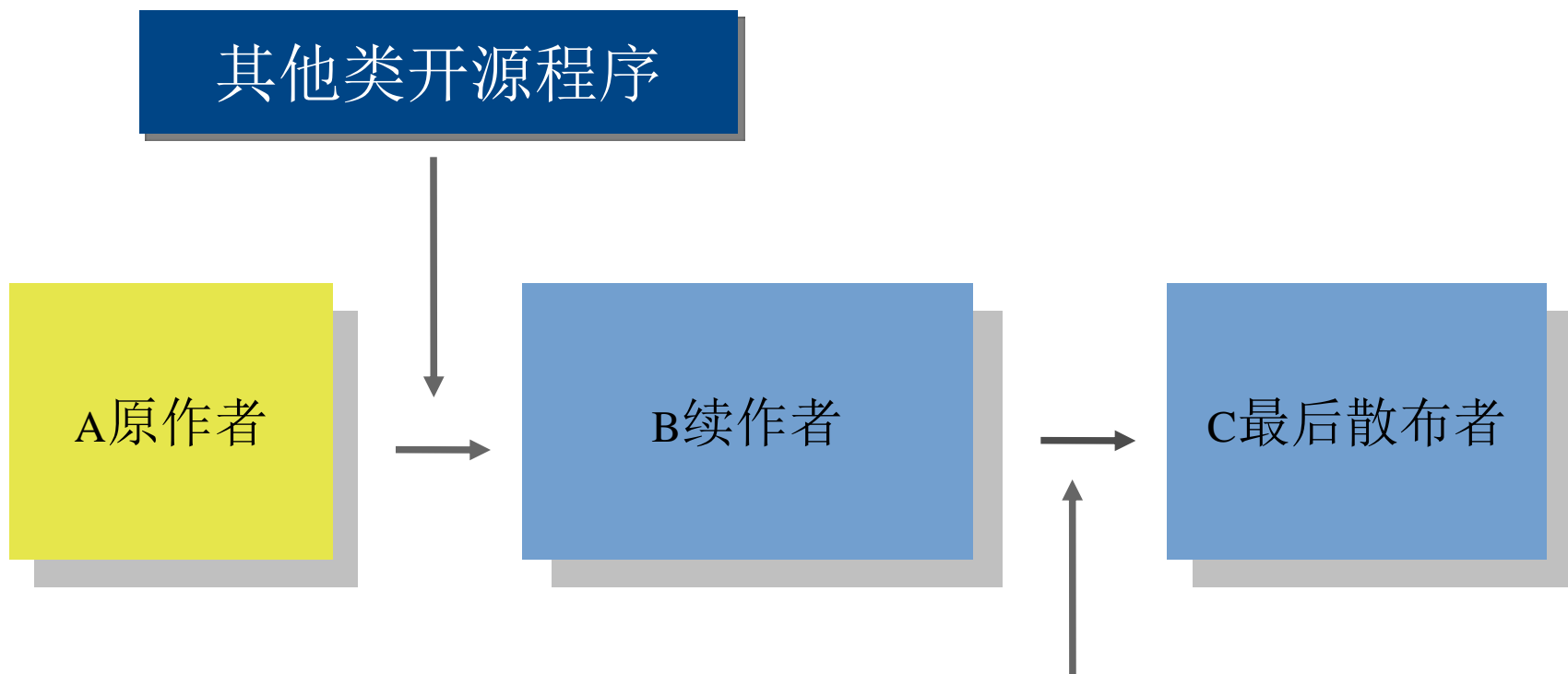
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1. The "**work based on** the GPL-licensed Program" should be provided under GPL.
2. **Binary Form** → **Source Form**
3. **Object Code** → **Source Code**



# 其他类：再散布时原部必须提供源代码

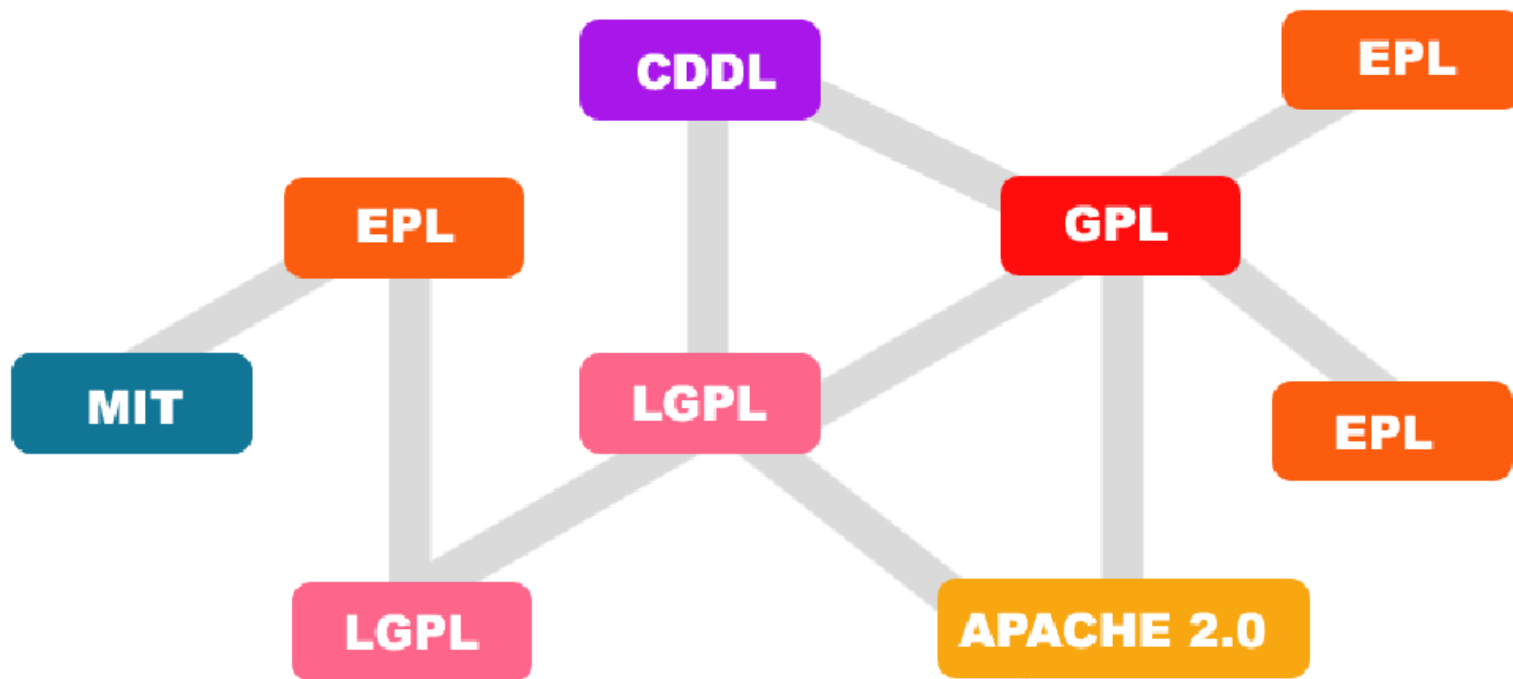


- 1、原部必须依要求提供程序源代码
- 2、自行编程且可区隔之部则自行决定是否提供源代码



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# GPL:

1. Binary Form + Source Form
2. Binary Form + **Written Offer**





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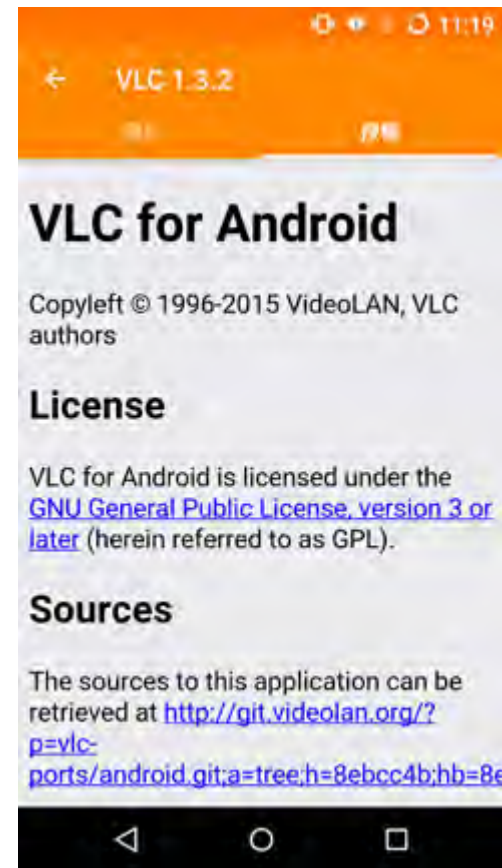
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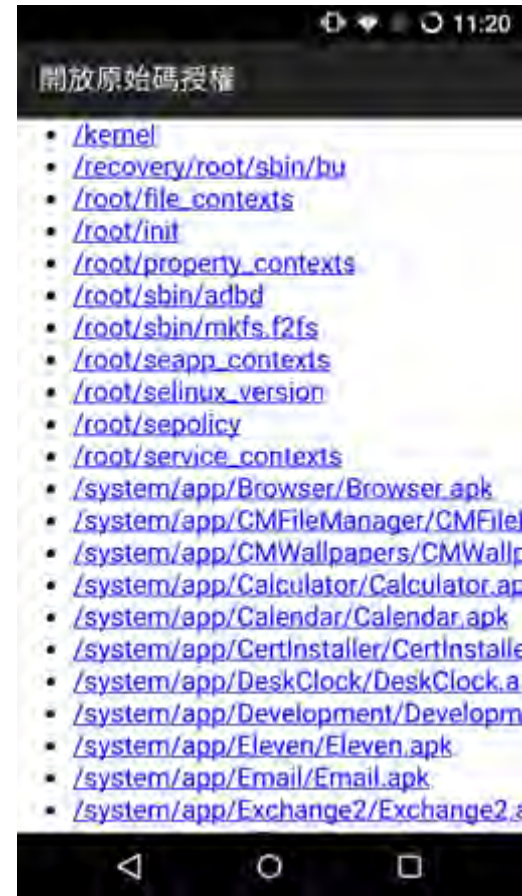
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# GPL-2.0:

If the program is **interactive**, make it **output a short notice** like this when it starts in an interactive mode:

# GPL-3.0:

An **interactive** user interface **displays “Appropriate Legal Notices”**





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Version 2, June 1991

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# CHANGES:

1.版本控制系统(**Revision Control**)

2.**ChangeLog**

3.**Header file**: Modified by **XXXXXXXX**

Corporation 2017-04-20



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Company	Changes	Total
None	12,550	13.6%
Red Hat	9,483	10.2%
Intel	8,108	8.8%
Texas Instruments	3,814	4.1%
Linaro	3,791	4.1%
SUSE	3,212	3.5%
Unknown	3,032	3.3%
IBM	2,858	3.1%
Samsung	2,415	2.6%
Google	2,255	2.4%
Vision Engraving Systems	2,107	2.3%
Consultants	1,529	1.7%
Wolfson Microelectronics	1,516	1.6%
Oracle	1,248	1.3%
Broadcom	1,205	1.3%

Company	Changes	Total
NVidia	1,192	1.3%
Freescale	1,127	1.2%
ingics Technology	1,075	1.2%
Renesas Electronics	1,010	1.1%
Qualcomm	965	1.0%
Cisco	871	0.9%
The Linux Foundation	840	0.9%
Academics	831	0.9%
AMD	820	0.9%
Inktank Storage	709	0.8%
NetApp	707	0.8%
LINBIT	705	0.8%
Fujitsu	694	0.7%
Parallels	684	0.7%
ARM	664	0.7%

<http://readwrite.com/2013/12/19/the-genius-of-linux-is-community-not-technology#awesm=~ovezrNTT0hJSXw>







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OpenChain

https://www.openchainproject.org

COMMUNITY

Community FAQ Wiki News Curriculum

# OPENCHAIN PROJECT

Identifying common best practices in compliance programs that should be applied across a supply chain for efficient and effective compliance with open source licenses

<https://www.openchainproject.org/>





云计算开源产业联盟

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# Supply Chain

开源程序上下游合作供应链

# Open Chain

开源程序上下游源代码标示与提供







# OPENCHAIN CURRICULUM

FOSS Training Reference Deck, Version 2 FINAL DRAFT  
Designed for the [OpenChain Specification 1.0](#)

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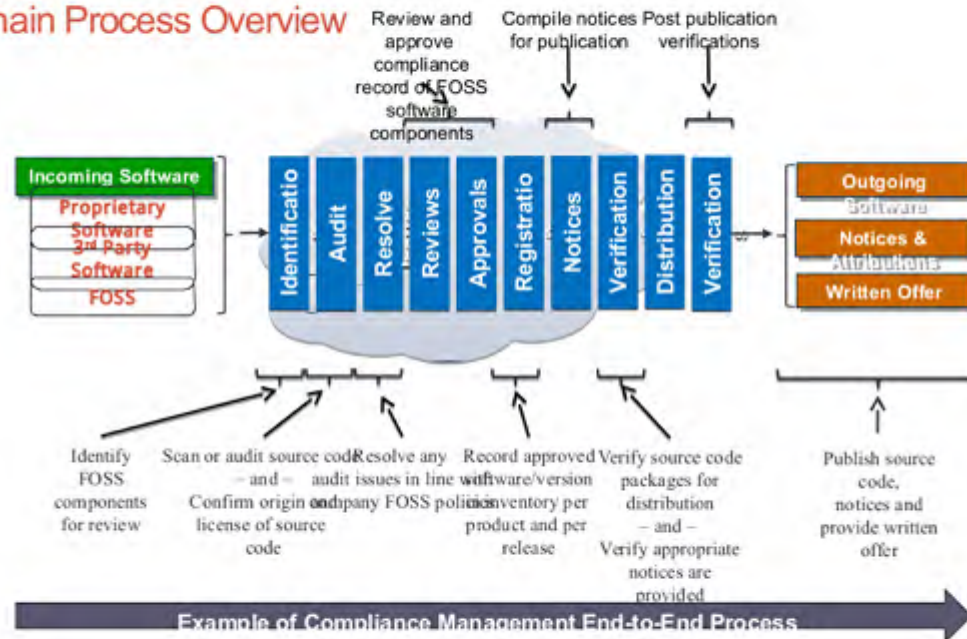
These slides follow US law. Different legal jurisdictions may have different legal requirements. This should be taken into account when using these slides as part of a compliance training program.

These slides do not contain legal advice

Welcome to the OpenChain Curriculum Slides. These slides can be used to help train internal teams about FOSS compliance issues and to conform with the OpenChain Specification.

<https://wiki.linuxfoundation.org/media/openchain/openchain-curriculum-release-2-with-notes.pdf>

## OpenChain Process Overview



OpenChain Curriculum Release 2 under CC0 at:  
<https://wiki.linuxfoundation.org/openchain/curriculum>





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# 感谢聆听

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