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Is My Private TV Stream a Public Performance?

SPEAKERS

[Christopher C. "Rusty" Close, Jr.](#) | [Austin Padgett](#)

In this episode of *No Infringement Intended*, Rusty Close and Austin Padgett blend holiday episode nostalgia with the evolution of recording technology — from Betamax’s fair use time-shifting to Cablevision’s cloud DVR — and explain why the Supreme Court deemed Aereo’s antenna farm model a public performance that “looked like cable.” By examining Justice Scalia’s colorful Aereo dissent, they touch on how design choices can turn a platform from a tool into a performer, and what this decision could mean for modern platforms, such as AI.

No Infringement Intended, hosted by Rusty Close and Austin Padgett, is your go-to podcast for exploring the fascinating intersection of intellectual property and pop culture.

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