



other than the federal government's rather tentative steps, many states have also banned file sharing, and a variety of laws have been passed criminalizing the distribution of copyrighted material over the internet. whether criminalization is the best strategy to combat piracy has also become an object of debate. michael fromkin (2008) concludes that criminalisation does not work as well as the use of administrative measures. paul goldstein (2008) argues that criminal laws are the most effective way to deter unauthorized distribution of copyrighted material, but they are far from a panacea. pirated discs tend to be sold by those who have the most incentives to file-share, and even those who possess copies of torrent files have rarely been deterred from participating (o'donnell 2008). the issue of intellectual property incentives is generally not considered in economic studies. yet, file sharing primarily impacts the intellectual property rights of the recording companies, suggesting that the stakes are high for the riaa. in particular, the riaa focuses on the utility of many illegal p2p activities, arguing that they help fuel consumption. 3). respondents were more likely to report that they were not certain whether or not they paid for a track, regardless of the mode of file sharing. for example, in a collection of records from the myspace social media website (lenhart et al. 2008), only 2.8% of users reported that they were not sure whether they downloaded music from myspace. in contrast, in a survey of illegal downloaders (wilson and rafuse 2007), approximately one-quarter did not know whether or not they paid for songs they downloaded. in another survey of illegal downloaders (wilson and rafuse 2006), approximately one-third did not know whether or not they paid for songs they downloaded. overall, this study indicates that survey respondents who do not know whether they paid for a track are less likely to report being illicitly downloaded. for this reason, it might be useful to add an indicator in surveys asking respondents whether they know if they paid for the current file share rather than asking them about the past. the inclusion of a current indicator might also increase the relevance of self-reported file-sharing because respondents who have current files are potentially concerned with their file-sharing status.

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