

Appendix to the GCD's Semiannual Report January 1 - June 30, 2017

This addendum to the 20167-1 semiannual report contains the data on which the narrative portion of the report is based. Please address any questions or comments to gcdcoordinator@nwu.org.

**Table 1: Contract types and frequency of occurrence
(Includes both contract advisements and contract-related grievances)**

Type	2017-1	2016-2	2016-1	2015-2	2015-1
Blog, newsletter	3	2	2	1	
Book - otherwise unspecified	8	8	4	10	7
Book - academic/text	3	4	4	4	2
Book - children's			1		
Book - contribution, anthology	1	2			2
Book - distributor, packager	2	1	1		
Book - electronic	2	1		1	2
Book - poetry or essays	1				
Book - self-published or subsidy press	10	3	4	6	6
Collaboration/ghostwriting	4	3	4	2	3
Content farm		1			2
Employee		1			
Essay, poem, cartoon				1	1
Literary agency	1	1	2	2	
Online/website writing	2			1	2
Periodical - academic or literary					
Periodical - journalism	29	1	7	5	5
Services provided to members			3		2
Script/theater/radio/TV/film	2		3	2	3
Syndication/aggregation					
Translation	1		1		1
Work-for-hire writing, editing	3	3	4	2	
Total	70	30	40	37	37

**Table 2: Contract concerns and frequency of occurrence
(many advisees had multiple concerns)**

Concern	2017-1	2016-2	2016-1	2015-2	2015-1
Agency coupled with an interest	1				
Arbitration clause		1			1
Author's copies	2	1	3	2	1
Collaboration terms	4	2	3	1	3
Confidentiality clause	1	2	2	1	
Copyright	7	6	3	4	5
Costs or required expenses	2	2	1	4	1
Credit to author	1				
Delay of publication		1			
E-book issues	2	2	4	4	3
Editorial control	1	4	2	5	2
Exclusivity	1	1		2	4
Financial stability of publisher	2			1	
Inappropriate fees charged		2	4	1	1
Inappropriate deadlines/requirements	1	3	1	2	
Indemnification/liability	4	9	10	5	6
Kill fee					
Manuscript acceptance	1	2	2	1	2
Noncompete clause	1	7	5	2	
Options clause/right to future work	1	2	5	3	2
Out-of-print clause	1	2	1	1	1
Overly broad terms	2	3	4	6	1
Payment amount/rates/terms	8	10	10	11	8
Permissions/releases	1	1	2	1	
Publicity/promotion	1	1	2		1

Table 2: Contract concerns and frequency of occurrence (continued)

Concern	2017-1	2016-2	2016-1	2015-2	2015-1
Reserve against returns/repayment of advance		2	1	1	
Revision terms		1	2		
Rights, assignment of	5		1	1	2
Rights, foreign	1	1	3	3	
Rights, online/electronic			4	1	
Rights, retrospective				1	
Rights, subsidiary	8	8	7	3	7
Rights in general			1		
Royalty statements, reports, audit	2	1	1	2	1
Term limit on contract		1			
Termination/rights reversion	2	8	7	6	1
Unwarranted work for hire		1	1		
Work-for-hire terms	3	2	4	3	1

Table 3: Results of contract advisements

Result	2017-1	2016-2	2016-1	2015-2	2015-1
Consulted lawyer or other party	1	1	1	1	1
Improved contract	5	11	6	9	8
No improvement		1	1		
Pending			1		3
Publisher/collaborator backed out			1	1	
Question answered	4		2	1	1
Refused bad contract	2	1	4	9	2
Signed bad contract against advice		2		8	
Unknown/not reported		1			
Withdrawn	3		2	3	
Writer satisfied with advice	9	5	6	2	6
Total	26	22	24	25	21

Need Kearse, Fosse, Tillberg

**Table 4: Grievance issues and frequency of occurrence
(some grievants had multiple complaints)**

Issue	2017-1	2016-2	2016-1	2015-2	2015-1
Bankruptcy or insolvency of publisher	4				2
Credit, failure to give	1			2	
Delay in publishing					
E-books treated like print books					
Editorial practice/abuse	1	1		2	4
Infringement - online			2		2
Infringement - other				1	
Kill fee					2
Nonpayment/late payment	32	6	8	8	9
Non-return of materials					
Plagiarism					1
Publisher refuses to stop selling book	2				1
Publisher/collaborator failed to fulfill contract	3	4	4	3	8
Rights reversion	1	2			
Royalty statements	6		2	2	2
Termination by either party	6	3			4
Work-for-hire situation	1	1			1

Table 5: Grievance officer interventions (multiple actions taken in some cases)

Action		2016-2	2016-1*	2015-2	2015-1
Advised grievant (general)	18	7	14	11	17
Advised grievant on demand letter		2	3	4	7
Call(s) or visit(s) to publisher			3	3	1
Consulted other grievance officers	1		1	1	1
Group grievance procedures	26			1	
Letter(s) or email(s) to publisher	1	2	4	3	2
Publicity			1		
Referral				1	
Report to credit/govt. agency			1		
Research on adversary	5		1		3
Small claims court					
Writer alert			1		

Table 6: Results of grievances

Result	2017-1	2016-2	2016-1	2015-2	2015-1
Won	7				1
Won (fixed or terminated bad contract only)					1
Won (member negotiated successfully after consulting with GCD)	7	2		4	3
Lost	2	1	1		
Compromised					
Pending	21	2	3	3	6
Referred elsewhere					
Unknown					
Withdrawn - member already successful	3		3		1
Withdrawn - member dropped grievance, declined advice, or is pursuing elsewhere	1	2	3	3	2
Withdrawn - member engaged lawyer	2	1	1	1	
Withdrawn - does not fit definition of grievance	3		3	2	3
Total	46	8	14	13	17

Note: Ebony cases accounted for 20 of the pending cases and six of the outright wins.

Table 7: Member and non-member queries received / coordinator's responses

Topic	2017-1	2016-2	2016-1	2015-2	2015-1
Bankruptcy					
Book sales info		1	2		1
Business practices and prices	2	4	4	6	8
Content farms			1		
Copyright	1	5	1	2	2
Database check or research on publisher or agent	2	1		1	3
Defamation	1	1	3	1	1
E-books					
From publisher, agent or lawyer				2	
Legal issue			1	1	
Literary executor					2
Member question, general	1		1		1
Membership information			1	2	
Non-member advice	2	3	2	2	6
Non-member grievance	12	5	9	1	10
Non-member question, general			1	1	
Other NWU programs				2	
Permissions			1	2	
Providing information		1			3
Referred to listservs				1	
Request for activism					1
Request for documents			3		
Request for speakers					
Rights reversion					
Screenwriting					
Self-publishing			2	1	
Total	22	21	32	25	38

Table 8: Cases with an international aspect

Total international requests	Grievance	Contract	Inquiry
Member living outside US (incl. affiliates)	4		
Member in US, other party foreign		2	
Non-member in US, other party foreign			
Non-member living outside US			

Table 9: Grievance assistance/contract advice as membership incentive

	New or formerly lapsed members (joined within 2 months) requesting services	
	# requests	% of member requests
2017-1	54	70.1%
2016-2	19	51.4%
2016-1	30	55.5%
2015-2	20	37.8%
2015-1	22	40.7%

List 1: Publishers and other entities in contract advisements*

Amazon Kindle Scout Program
Arktos
Beta Publisher
Cawing Crow Press
Chicago Reader
CreateSpace
Kobo Writing Life
Penthouse
Rolling Stone
Skyhorse Press
Squadron
University of Wisconsin Press
well.org
Worth

List 2: Publishers and other entities in grievances*

America Star
Author Solutions
Bankrate: The Points Guy
CreateSpace
Curetoday.com
Ebony
Eirelander Publishing
Gentleman's Gazette
Green Ivy Publishing
iUniverse
lybrary.com
Smithsonian
Tate Publishing
University of Nebraska Press
Valstar Publishing

List 3: Publishers and other entities in inquiries*

Author Solutions
Authorhouse
Heart & Soul
History Publishing
Paste Magazine
Thames River Press
University Press of New England
VICE

*individual clients not listed