

Supporting the Fair Use Reasoning Process

Name _____

Date _____

PROJECT: _____

PURPOSE OF ORIGINAL COPYRIGHTED MATERIAL *

Think about the purpose of the original work. Why was it created? What was its purpose?

YOUR PURPOSE *

Think about the purpose for your use. Are you using the work for teaching, scholarship, criticism, comment, parody, in good faith crediting the original author of the work?

Yes

No

PURPOSE: Justify *

How is your purpose for using the copyrighted work different from the author's original purpose?

NATURE & AMOUNT *

Was the material taken appropriate in kind and amount, considering the nature of the copyrighted work and of the use?

Yes

No

NATURE: Explain *

Explain how you think the material taken was or was not appropriate in kind and amount considering the nature of the copyrighted work and of the use.

TRANSFORMATIVENESS *

Did the unlicensed use "transform" the material taken from the copyrighted work by adding value? Is the use of copyrighted material contributing to a unique new creative work or does your use of the copyrighted material mostly repeat the work for the same intent and value as the original?

EFFECT: What are my choices? *

Now that you have considered the rights of owners and you own needs and purposes as a user in determining whether to ask for permission, pay a license fee, or claim fair use what do you think you should do?

Ask for permission

Pay a license fee

Claim fair use

Choose another source (creative commons)