

# CHECKLIST FOR FAIR USE

Please complete and retain a copy of this form in connection with each possible "fair use" of a copyrighted work for your project

Name: Kevin Klott Date: 07/11/17 Project: Science Fiction Film Festival

Item Description: copying and editing films from DVDs

Institution: Goldenview Middle School

Prepared by: Kevin Klott

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## PURPOSE

### *Favoring Fair Use*

### *Opposing Fair Use*

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Teaching (including multiple copies for classroom use)   | <input type="checkbox"/> Commercial activity               |
| <input type="checkbox"/> Research  | <input type="checkbox"/> Profiting from the use            |
| <input type="checkbox"/> Scholarship   | <input type="checkbox"/> Entertainment                     |
| <input type="checkbox"/> Nonprofit Educational Institution                                   | <input type="checkbox"/> Bad-faith behavior                |
| <input type="checkbox"/> Criticism   | <input type="checkbox"/> Denying credit to original author |
| <input type="checkbox"/> Comment   |  |
| <input type="checkbox"/> News reporting  |  |
| <input type="checkbox"/> Transformative or Productive use (changes the work for new utility) |  |
| <input type="checkbox"/> Restricted access (to students or other appropriate group)          |  |
| <input type="checkbox"/> Parody  |  |

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## NATURE

### *Favoring Fair Use*

### *Opposing Fair Use*

- |   |   |
|---|---|
| <input type="checkbox"/> Published work   | <input type="checkbox"/> Unpublished work   |
| <input type="checkbox"/> Factual or nonfiction based                            | <input checked="" type="checkbox"/> Highly creative work (art, music, novels, films, plays) |
| <input checked="" type="checkbox"/> Important to favored educational objectives | <input type="checkbox"/> Fiction  |

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## AMOUNT

### *Favoring Fair Use*

### *Opposing Fair Use*

- |   |   |
|---|---|
| <input type="checkbox"/> Small quantity   | <input type="checkbox"/> Large portion or whole work used                       |
| <input type="checkbox"/> Portion used is not central or significant to entire work        | <input type="checkbox"/> Portion used is central to work or "heart of the work" |
| <input checked="" type="checkbox"/> Amount is appropriate for favored educational purpose |   |

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## EFFECT

### *Favoring Fair Use*

### *Opposing Fair Use*

- |   |  |
|---|--|
| <input type="checkbox"/> User owns lawfully acquired or purchased copy of original work               | <input type="checkbox"/> Could replace sale of copyrighted work  |
| <input checked="" type="checkbox"/> One or few copies made  | <input type="checkbox"/> Significantly impairs market or potential market for copyrighted work or derivative |
| <input type="checkbox"/> No significant effect on the market or potential market for copyrighted work | <input type="checkbox"/> Reasonably available licensing mechanism for use of the copyrighted work            |
| <input checked="" type="checkbox"/> No similar product marketed by the copyright holder               | <input type="checkbox"/> Affordable permission available for using work                                      |
| <input type="checkbox"/> Lack of licensing mechanism  | <input type="checkbox"/> Numerous copies made  |
|   | <input type="checkbox"/> You made it accessible on Web or in other public forum                              |
|   | <input type="checkbox"/> Repeated or long-term use   |