On Springboard and Beyond

ELECTRONIC COURSE RESERVES

PRESENTED BY UNIVERSITY LIBRARIES

Words to Remember

Copyright
• Provides the holder with exclusive rights

Public Domain
• Content that belong to everyone

Fair Use
• Exceptions to Copyright, often used for educational purposes.

Copyright: Title 17 of US Code ©

Exclusive rights in copyrighted works
Section 106
• Reproduction
• Derivative works
• Distribution
• Public Performance

Patents & Trademarks
A writing securing for a term of years the exclusive right to make, use, or sell an invention

First Sale Doctrine
Section 109
Provides legal legislation for libraries to lend "returnables"

Fair Use
Section 107
Fair reproduction for
• Criticism
• Comment
• News reporting
• Teaching
• Scholarship
• Research

Reproduction for Preservation purposes
Fair Use & You!

Four Factors of Fair Use

Purpose
- Favoring Fair Use:
  - Teaching (including multiple copies for classroom use)
  - Research & Scholarship
  - Nonprofit educational institution
  - Comment & Criticism
  - News Reporting
  - Transforming or productive use (changes the work for new utility)
  - Restricted access (to students or other appropriate group)
  - Fairly

- Opposing Fair Use:
  - Commercial Activity
  - Profiting from use
  - Entertainment
  - Bad faith behavior
  - Denying credit to original author

Nature
- Favoring Fair Use:
  - Published Work
  - Factual or Nonfiction based
  - Important to favored educational objectives

- Opposing Fair Use:
  - Unpublished Work
  - Highly creative Work (art, music, novels, films, plays)
  - Fiction
### Amount

**Favoring Fair Use**
- Small quantity
- Portion used is not central or significant to entire work
- Amount is appropriate for favored educational purpose

**Opposing Fair Use**
- Large Portion or whole work used
- Portion used is central to or “heart of the work”

### Effect

**Favoring Fair Use**
- User owns lawfully purchased or acquired copy of original work
- One or few copies made
- No significant effect on the market or potential market for copyrighted work
- No similar product marketed by the copyright holder
- Lack of licensing mechanism

**Opposing Fair Use**
- Could replace sale of copyrighted work
- Significantly impairs market or potential market for copyrighted work or innovation
- Reasonably available licensing mechanisms for fair use of the copyrighted work
- Reasonable royalty or licensing fee
- Made accessible on the web

### Why is Copyright Compliance Important?

**Protection of Creator Rights**

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Is it Copyright Compliant?

- Taping a PBS program from TV and distributing recorded DVD copies to your class.
- Scanning in the majority of your class textbook and putting it online for students.
- Burning various musicians together on a CD and putting that mix CD on the Media Course Reserve at Bierce Library.

Electronic Reserves

Request course materials through University Libraries and have all the difficult work taken care of for you.

- Know you want to post a chapter of a book, but don’t know how to procure it?
- Have an ideal article but it does not meet fair use requirements?
- Don’t want to deal with determining copyright compliance for all of your supplemental course materials?

Requesting Electronic Reserves

Select then complete the form. To add web links, click Add a link. To add an article, click Add an article box. Only a citation is required!
Accessing ERES via Springboard

Media Coordinator Role will be added to your page.

Secure connection means that only your students have access to your materials.

Retain your freedom in your Course Page organization.

Print & Media Reserve

Library Resources & Services for Faculty

LIBGUIDES.UAKRON.EDU/FACULTY

STREAMING VIDEO & AUDIO
EBOOKS & JOURNALS
COLLABORATION
OFF CAMPUS LINKS
WIDGETS
FEEDBACK PAGE
Library Resources & Services for Faculty

DATABASES BY SUBJECT
DATABASES BY TITLE
SUBJECT GUIDES
SUBJECT LIBRARIANS

Bibliography

CREATIVE COMMONS

COPYRIGHT RESOURCES, FROM CINDY KRISTOF
COPYRIGHT STRIKES AGAIN: 'REAL CALVIN AND HOBBS' SHUT DOWN BY COPYRIGHT CLAIM
FAIR USE CHECKLIST, FROM CREWS, K.D. (2012). COPYRIGHT LAW FOR LIBRARIANS AND EDUCATORS. ALA EDITIONS.

ICONSHOCK: PROFESSIONAL STOCK ICONS
LEGAL INFORMATION INSTITUTE, US CODE 17, SECTION 109
PAST PRESENT AND FUTURE OF OWNERSHIP [ON THE MEDIA]
PIXABAY – FREE IMAGES
Bibliography

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