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CopyRights and CopyWrongs: Lessons from the Trenches

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Society of Florida Archivists Annual Meeting ,
Boca Raton, Florida, June 7, 2007

CopyRights and CopyWrongs :
Lessons from the Trenches

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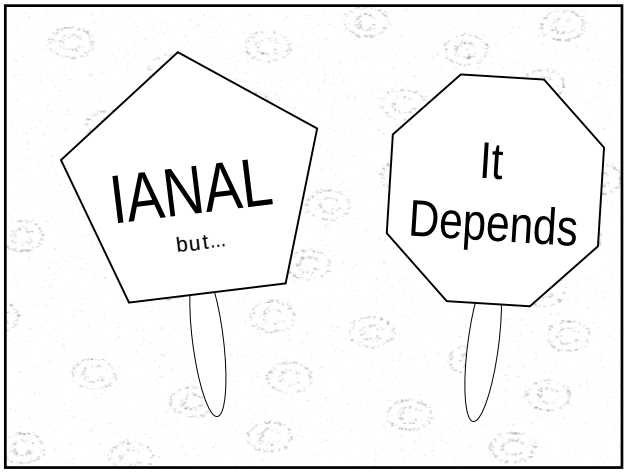

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It Depends….. The need for an Institutional Copyright Policy

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Summary: Lessons Learned

- IANAL, but I can do an awful lot to keep the Library/Archive out of the lawyer's office and the Emerrgency Room
- "Can I/Should I...." usually depends on the specifics of the case in hand, in keeping with your Institution's Copyright Policy
- An Institutional Copyright Policy gives you the framework in which you can assess and evaluate your opportunities to use copyrighted material.

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Public resource memo re: Smithsonian
http://public.resource.org/memo.2007.05.19.html

LibraryLaw Blog
http://blog.librarylaw.com/

ALA Washington Office Copyright page
http://www.ala.org/ala/washoff/woissues/copyrightb/copyright.cfm

ALA Copyright Advisory Network
http://www.librarycopyright.net/wordpress/punbb/viewforum.php?id=1

How I Learned to Love FAIR USE… or how to bring a $300,000 lawsuit down to $0 if you're a library, archive, or nonprofit educational institution
http://fairuse.stanford.edu/commentary_and_analysis/2003_07_minow.html

Copyright Term and the Public Domain in the United States 1 January 2007
http://www.copyright.cornell.edu/training/Hirtle_Public_Domain.htm

FairUse Checklist from the IUPU Copyright Management Center,
http://www.copyright.iupui.edu/checklist.htm

Documentary Filmmakers' Statement of Best Practices in Fair Use, November 18, 2005,
http://www.centerforsocialmedia.org/resources/publications/statement_of_best_practices_in_fair_use/

Bromberg and Suunstein, *Flowchart For Determining When Copyrights In Fixed Works Expire*, 2002, http://www.bromsun.com/practices/copyright-portfolio-development/flowchart.htm

Harper, Georgia, *Copyright and the University Community: Implementing a Comprehensive Copyright Policy*, http://www.utsystem.edu/OGC/intellectualProperty/execsum3.htm

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