Name: William D French Jr
Job Title: Graduate Research Assistant
Institution: Virginia Polytechnic Institute and State University
Title of Work Used: Theory of Ground Vehicles
Copyright Holder: J.Y. Wong
Publication Status: Published
Publisher: John Wiley & Sons
Place of Publication: Hoboken, New Jersey
Publication Year: 2008
Description of Work: Image of engine specific fuel consumption
Date of Evaluation: August 15, 2013
Date of Intended Use: July 25, 2013

Describe the **Purpose** and Character of Your Intended Use:

[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
[+] Use is transformative, i.e. it uses the existing work in a new way (creates an index to the work) or for a new purpose (parody, pastiche, instructional materials, etc.) Transformative works are favored because the purpose of U.S. Copyright Law is to encourage the development and dissemination of new knowledge to benefit the public and thereby advance learning.
[+] Use is not-for-profit
[+] Use is one-time, or is only occasional or spontaneous

Fair: ✔️
Unfair: 😔
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

[+] Work to be used has been previously PUBLISHED  
[+] Work to be used contains limited new knowledge, content, or creative expression (in relation to previously copyrighted works)  
[+] Work to be used is primarily of a factual nature (non-fiction, collection of facts, etc.)  

Fair  [ ]  [ ]  [ ]  [ ]  [ ]  [ ]  Unfair  [ ]  [ ]  [ ]  [ ]  [ ]  [ ]

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

[+] Only limited and reasonable portions will be used  
[+] Only the amount required to achieve the stated, socially-beneficial purpose or objective will be used (be that educational, artistic, scholarly, journalistic, etc.)  
[+] The amount used falls within widely recognized fair use guidelines* vetted by key stakeholder groups [reference guidelines]  

Fair  [ ]  [ ]  [ ]  [ ]  [ ]  [ ]  Unfair  [ ]  [ ]  [ ]  [ ]  [ ]  [ ]

Describe the **Effect** of Your Intended Use on the Potential Market or Value of the Copyrighted Work:

[+] A market for the work as it will be used is absent or is negligible & use of the work will have little or no negative impact on its value or potential value  
[+] Proper attribution will be given with the intended use  

Fair  [ ]  [ ]  [ ]  [ ]  [ ]  [ ]  Unfair  [ ]  [ ]  [ ]  [ ]  [ ]  [ ]
The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

Fair  |  Unfair

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is FAIR under Section 107 of the U.S. Copyright Code.

Signature: ____________________________________________

Date of Signature: ________________________________

*Disclaimer: This document is intended to help you collect, organize & archive the information you might need to support your fair use evaluation. It is not a source of legal advice or assistance. The results are only as good as the input you have provided by are intended to suggest next steps, and not to provide a final judgment. It is recommended that you share this evaluation with a copyright specialist before proceeding with your intended use.
### Fair Use Evaluation Documentation

Compiled using the **Fair Use Evaluator** [cc] 2008 Michael Brewer & the Office for Information Technology Policy, [http://librarycopyright.net/fairuse/](http://librarycopyright.net/fairuse/)

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<thead>
<tr>
<th>Name:</th>
<th>William D French Jr</th>
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</tr>
<tr>
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<td>July 25, 2013</td>
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#### Describe the **Purpose** and Character of Your Intended Use:

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![Fair Use Evaluation Scale](image)
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[see tool disclaimer for important clarifying information]:

![Fairness Level Scale](image)

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is **FAIR** under Section 107 of the U.S. Copyright Code.

Signature: ____________________________

Date of Signature: ________________________

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| **Name:** | William D French Jr |
| **Job Title:** | Graduate Research Assistant |
| **Institution:** | Virginia Polytechnic Institute and State University |
| **Title of Work Used:** | Modeling of Power Requirement in Axial Threshing Units |
| **Copyright Holder:** | Petre I. Miu |
| **Publication Status:** | Published |
| **Publisher:** | ASAE |
| **Place of Publication:** | Sacramento, California |
| **Publication Year:** | 2001 |
| **Description of Work:** | |
| **Date of Evaluation:** | August 13, 2013 |
| **Date of Intended Use:** | July 25, 2013 |

Describe the **Purpose** and Character of Your Intended Use:

- Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
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Page 1
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

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</table>

- [+] Work to be used has been previously PUBLISHED
- [+] Work to be used is primarily of a factual nature (non-fiction, collection of facts, etc.)
- [+] Original work was not created and/or has not been marketed for the stated purpose of the proposed use
- [-] Work contains a significant amount of new knowledge, information, or creative expression

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

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</tr>
</tbody>
</table>

- [+] Only limited and reasonable portions will be used
- [+] The portion used is not the “heart” of the work (the portion considered most central to the work as a whole)
- [+] The amount used falls within widely recognized fair use guidelines* vetted by key stakeholder groups [reference guidelines]

Describe the **Effect** of Your Intended Use on the Potential Market or Value of the Copyrighted Work:

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<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

- [+] The copy of the work to be used is a legal copy
- [+] Proper attribution will be given with the intended use
The Average **"Fairness Level,"** Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is **FAIR** under Section 107 of the U.S. Copyright Code.

Signature: ________________________________

Date of Signature: __________________________

*Disclaimer: This document is intended to help you collect, organize & archive the information you might need to support your fair use evaluation. It is not a source of legal advice or assistance. The results are only as good as the input you have provided by are intended to suggest next steps, and not to provide a final judgment. It is recommended that you share this evaluation with a copyright specialist before proceeding with your intended use.*
Name: William D French Jr
Job Title: Graduate Research Assistant
Institution: Virginia Polytechnic Institute and State University
Title of Work Used: Mission Planner for Agricultural Robots
Copyright Holder: Sørensen, C.G., Bak, T., Jørgensen, R.N. Danish
Publication Status: Unpublished
Publisher: 
Place of Publication: 
Publication Year: 
Description of Work: 
Date of Evaluation: August 13, 2013
Date of Intended Use: July 25, 2013

Describe the Purpose and Character of Your Intended Use:

[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
[+] Use is transformative, i.e. it uses the existing work in a new way (creates an index to the work) or for a new purpose (parody, pastiche, instructional materials, etc.) Transformative works are favored because the purpose of U.S. Copyright Law is to encourage the development and dissemination of new knowledge to benefit the public and thereby advance learning.
[+] Use is not-for-profit
[+] Use is one-time, or is only occasional or spontaneous
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

- Work to be used has been previously PUBLISHED
- Work to be used is primarily of a factual nature (non-fiction, collection of facts, etc.)
- Original work was not created and/or has not been marketed for the stated purpose of the proposed use
- Work contains a significant amount of new knowledge, information, or creative expression

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

- Only limited and reasonable portions will be used
- The portion used is not the "heart" of the work (the portion considered most central to the work as a whole)
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Describe the **Effect** of Your Intended Use on the Potential Market or Value of the Copyrighted Work:

- The copy of the work to be used is a legal copy
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The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is FAIR under Section 107 of the U.S. Copyright Code.

Signature: __________________________________________________________

Date of Signature: ________________________________________________

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<td>Institution:</td>
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<td>Title of Work Used:</td>
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<td>Publication Year:</td>
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<td>Date of Intended Use:</td>
<td>July 25, 2013</td>
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Describe the **Purpose** and Character of Your Intended Use:

[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
[+] Use is not-for-profit
[+] Use is one-time, or is only occasional or spontaneous

Fair: ✔️  ❌  ❌  ❌  ❌  ❌  ❌  ❌  Unfair
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

[+] Work to be used has been previously PUBLISHED

<table>
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<th>Fair</th>
<th>✓</th>
<th>Unfair</th>
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</table>

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

[+] Only limited and reasonable portions will be used

<table>
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Describe the **Effect** of Your Intended Use on the Potential Market or Value of the Copyrighted Work:

[+] A market for the work as it will be used is absent or is negligible & use of the work will have little or no negative impact on its value or potential value

[+] Proper attribution will be given with the intended use

<table>
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The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

Fair  |  |  |  |  |  | Unfair

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is Fair under Section 107 of the U.S. Copyright Code.

Signature: ________________________________

Date of Signature: ________________________

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Name: William D French Jr
Job Title: Graduate Research Assistant
Institution: Virginia Polytechnic Institute and State University
Title of Work Used: Image
Copyright Holder: R. E. Schoolman
Publication Status: Published
Publisher:
Place of Publication: US Patent
Publication Year: 1994
Description of Work: Image of snapping rollers
Date of Evaluation: August 14, 2013
Date of Intended Use: July 25, 2013

Describe the **Purpose** and Character of Your Intended Use:

[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
[+] Use is not-for-profit
[+] Use is one-time, or is only occasional or spontaneous

![Fair Use Scale]

Page 1
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

[+] Work to be used has been previously PUBLISHED

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

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Describe the **Effect** of Your Intended Use on the Potential Market or Value of the Copyrighted Work:

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The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

Fair          |  |  |  |  |  |  | Unfair

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is **FAIR** under Section 107 of the U.S. Copyright Code.

Signature: ____________________________________________

Date of Signature: ________________________________

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![Fair Use Evaluation Documentation](http://librarycopyright.net/fairuse/)

Name: William D French Jr  
Job Title: Graduate Research Assistant  
Institution: Virginia Polytechnic Institute and State University  
Title of Work Used: Image  
Copyright Holder: P Wong  
Publication Status: Published  
Publisher:  
Place of Publication: online  
Publication Year: 1992  
Description of Work: Image of McCormick's Reaper  
Date of Evaluation: August 14, 2013  
Date of Intended Use: July 25, 2013
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

- Work to be used has been previously PUBLISHED

![Fair/Unfair Scale]

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

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![Fair/Unfair Scale]

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### Name:
William D French Jr

### Job Title:
Graduate Research Assistant

### Institution:
Virginia Polytechnic Institute and State University

### Title of Work Used:
Image

### Copyright Holder:
D. Adams

### Publication Status:
Published

### Place of Publication:
online

### Publication Year:
2013

### Description of Work:
Image of a cornfield at harvest

### Date of Evaluation:
August 14, 2013

### Date of Intended Use:
July 25, 2013

---

**Describe the **Purpose **and Character of Your Intended Use:**

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[see tool disclaimer for important clarifying information]:

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is FAIR under Section 107 of the U.S. Copyright Code.

Signature: ________________________________

Date of Signature: ________________________________

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Name: William D French Jr
Job Title: Graduate Research Assistant
Institution: Virginia Polytechnic Institute and State University
Title of Work Used: Image
Copyright Holder: unknown
Publication Status: Published
Publisher:
Place of Publication: online
Publication Year: 2013
Description of Work: Image of a cornfield
Date of Evaluation: August 14, 2013
Date of Intended Use: July 25, 2013

Describe the **Purpose** and Character of Your Intended Use:

- Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
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![Fair Use Evaluation](https://librarycopyright.net/fairuse/)

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</table>


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| [+] A market for the work as it will be used is absent or is negligible & use of the work will have little or no negative impact on its value or potential value |
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The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

Fair Unfair

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is FAIR under Section 107 of the U.S. Copyright Code.

Signature: ________________________________

Date of Signature: __________________________

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<tr>
<td>Institution:</td>
<td>Virginia Polytechnic Institute and State University</td>
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<td>July 25, 2013</td>
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### Describe the **Purpose** and Character of Your Intended Use:

[✓] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
[+] Use is not-for-profit
[+] Use is one-time, or is only occasional or spontaneous

---

![Fair Use Evaluation Scale](image)
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

| [+] Work to be used has been previously PUBLISHED |
|---|---|---|---|---|---|---|---|
| Fair | | | | | | | Unfair |

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

| [+] Only limited and reasonable portions will be used |
|---|---|---|---|---|---|---|---|
| Fair | | | | | | | Unfair |

Describe the **Effect** of Your Intended Use on the Potential Market or Value of the Copyrighted Work:

| [+] A market for the work as it will be used is absent or is negligible & use of the work will have little or no negative impact on its value or potential value |
| [+] Proper attribution will be given with the intended use |
|---|---|---|---|---|---|---|---|
| Fair | | | | | | | Unfair |
The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

Fair | | | | | | Unfair

✅ | | | | | |

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is FAIR under Section 107 of the U.S. Copyright Code.

Signature: _____________________________________________________________

Date of Signature: ____________________________________________________

*Disclaimer: This document is intended to help you collect, organize & archive the information you might need to support your fair use evaluation. It is not a source of legal advice or assistance. The results are only as good as the input you have provided by are intended to suggest next steps, and not to provide a final judgment. It is recommended that you share this evaluation with a copyright specialist before proceeding with your intended use.
# Fair Use Evaluation Documentation

Compiled using the Fair Use Evaluator [cc] 2008 Michael Brewer & the Office for Information Technology Policy, http://librarycopyright.net/fairuse/

**Name:** William D French Jr  
**Job Title:** Graduate Research Assistant  
**Institution:** Virginia Polytechnic Institute and State University  
**Title of Work Used:** CIGR Handbook of Agricultural Engineering Volume III  
**Copyright Holder:** Stout, A Cheze, B Kutzbach, H D Quick, G R  
**Publication Status:** Published  
**Publisher:** American Society of Agricultural Engineers  
**Place of Publication:**  
**Publication Year:** 1999  
**Description of Work:** Agricultural Engineering Textbook  
**Date of Evaluation:** August 10, 2013  
**Date of Intended Use:** July 25, 2013

---

**Describe the **Purpose** and Character of Your Intended Use:**

[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"

[+] Use is not-for-profit

[+] Use is one-time, or is only occasional or spontaneous

---

**Fair**  
-  
-  
-  
-  
-  
-  
**Unfair**
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

[+] Work to be used has been previously PUBLISHED
[+] Work to be used is primarily of a factual nature (non-fiction, collection of facts, etc.)
[+] Work to be used contains limited new knowledge, content, or creative expression (in relation to previously copyrighted works)

Fair ✅ Unfair

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

[+] Only limited and reasonable portions will be used
[+] The portion used is not the “heart” of the work (the portion considered most central to the work as a whole)
[+] The amount used falls within widely recognized fair use guidelines* vetted by key stakeholder groups [reference guidelines]

Fair ✅ Unfair

Describe the **Effect** of Your Intended Use on the Potential Market or Value of the Copyrighted Work:

[+] Use of the work minimizes the potential for unauthorized use that could impact its value (i.e. steps are taken to ensure the content is not used outside of the stated purpose or audience)
[+] The copy of the work to be used is a legal copy
[+] Proper attribution will be given with the intended use

Fair ✅ Unfair
The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:


Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is FAIR under Section 107 of the U.S. Copyright Code.

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Date of Signature: _______________________

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Name: William D French Jr
Job Title: Graduate Research Assistant
Institution: Virginia Polytechnic Institute and State University
Title of Work Used: Algorithms for field Machines
Copyright Holder: T. Oksanen and A. Visala
Publication Status: Published
Publisher: Journal of Field Robotics
Place of Publication:
Publication Year: 2009
Description of Work: Image of fields used in study
Date of Evaluation: August 15, 2013
Date of Intended Use: July 25, 2013

Describe the **Purpose** and Character of Your Intended Use:

[+] Use is for “criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research”

[+] Use is transformative, i.e. it uses the existing work in a new way (creates an index to the work) or for a new purpose (parody, pastiche, instructional materials, etc.) Transformative works are favored because the purpose of U.S. Copyright Law is to encourage the development and dissemination of new knowledge to benefit the public and thereby advance learning.

[+] Use is not-for-profit

[+] Use is one-time, or is only occasional or spontaneous

Fair: ☑️
Unfair: ✗️
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

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<tr>
<td>✓</td>
<td></td>
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[see tool disclaimer for important clarifying information]:

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is FAIR under Section 107 of the U.S. Copyright Code.

Signature: ________________________________

Date of Signature: _________________________

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## Fair Use Evaluation

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<tr>
<th>Name:</th>
<th>William D French Jr</th>
</tr>
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<tbody>
<tr>
<td>Job Title:</td>
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</tr>
<tr>
<td>Institution:</td>
<td>Virginia Polytechnic Institute and State University</td>
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<td>Date of Evaluation:</td>
<td>August 15, 2013</td>
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<tr>
<td>Date of Intended Use:</td>
<td>July 25, 2013</td>
</tr>
</tbody>
</table>

## Purpose and Character of Your Intended Use:

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![Fair Use Evaluation Scale](#)
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| [+] Work to be used is primarily of a factual nature (non-fiction, collection of facts, etc.) |

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<tbody>
<tr>
<td>✔️</td>
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| [+] The amount used falls within widely recognized fair use guidelines* vetted by key stakeholder groups [reference guidelines] |

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<td>☐️</td>
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</tbody>
</table>
The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

Fair [ ] [ ] [ ] [ ] [ ] [ ] [ ] Unfair

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is FAIR under Section 107 of the U.S. Copyright Code.

Signature: ________________________________

Date of Signature: __________________________

*Disclaimer: This document is intended to help you collect, organize & archive the information you might need to support your fair use evaluation. It is not a source of legal advice or assistance. The results are only as good as the input you have provided by are intended to suggest next steps, and not to provide a final judgment. It is recommended that you share this evaluation with a copyright specialist before proceeding with your intended use.
Name: William D French Jr  
Job Title: Graduate Research Assistant  
Institution: Virginia Polytechnic Institute and State University  
Title of Work Used: Robotic-controlled tractors could be headed to a cropfield near you  
Copyright Holder: G. C. Ford  
Publication Status: Published  
Publisher: The Gazette  
Place of Publication: United States  
Publication Year: 2012  
Description of Work: Image of tractor and grain cart  
Date of Evaluation: August 20, 2013  
Date of Intended Use: July 25, 2013  

Describe the Purpose and Character of Your Intended Use:

[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
[+] Use is transformative, i.e. it uses the existing work in a new way (creates an index to the work) or for a new purpose (parody, pastiche, instructional materials, etc.) Transformative works are favored because the purpose of U.S. Copyright Law is to encourage the development and dissemination of new knowledge to benefit the public and thereby advance learning.
[+] Use is not-for-profit
[+] Use is one-time, or is only occasional or spontaneous
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

[+] Work to be used has been previously PUBLISHED
[+] Work to be used is primarily of a factual nature (non-fiction, collection of facts, etc.)
[+] Original work was not created and/or has not been marketed for the stated purpose of the proposed use

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</tr>
</thead>
</table>

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

[+] Only limited and reasonable portions will be used
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## Fair Use Evaluation Documentation

Compiled using the **Fair Use Evaluator** [cc] 2008 Michael Brewer & the Office for Information Technology Policy, [http://librarycopyright.net/fairuse/](http://librarycopyright.net/fairuse/)

### Name: William D French Jr
### Job Title: Graduate Research Assistant
### Institution: Virginia Polytechnic Institute and State University
### Title of Work Used: H&E Farms Machinery & Equipment Auction
### Copyright Holder: William Kent Inc
### Publication Status: Published
### Place of Publication: Online
### Publication Year: 2013
### Description of Work: Image of John Deere 9500 combine
### Date of Evaluation: August 20, 2013
### Date of Intended Use: July 25, 2013

### Purpose and Character of Your Intended Use:

[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"

[+] Use is transformative, i.e. it uses the existing work in a new way (creates an index to the work) or for a new purpose (parody, pastiche, instructional materials, etc.) Transformative works are favored because the purpose of U.S. Copyright Law is to encourage the development and dissemination of new knowledge to benefit the public and thereby advance learning.

[+] Use is not-for-profit

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[see tool disclaimer for important clarifying information]:

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Signature: ____________________________________________

Date of Signature: ________________________________

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Name: William D French Jr
Job Title: Graduate Research Assistant
Institution: Virginia Polytechnic Institute and State University
Title of Work Used: Ethanol Transportation Backgrounder
Copyright Holder: USDA Agricultural Marketing Service
Publication Status: Published
Publisher: USDA Agricultural Marketing Service
Place of Publication: United States
Publication Year: 2007
Description of Work: Image of ethanol production process
Date of Evaluation: August 20, 2013
Date of Intended Use: July 25, 2013

Describe the **Purpose** and Character of Your Intended Use:

[+] Use is for “criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research”
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| Fair | | | | | Unfair |
|------|------|------|------|------|
| ☑️   | ☐️   | ☐️   | ☐️   | ☐️   |

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| Fair | | | | | Unfair |
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| Fair | | | | | Unfair |
|------|------|------|------|------|
| ☑️   | ☐️   | ☐️   | ☐️   | ☐️   |
The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

| Fair | ✓ | | | Unfair |

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<td>Date of Evaluation:</td>
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</tr>
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[see tool disclaimer for important clarifying information]:

Fair  ☑️  Unfair

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Signature: _________________________________

Date of Signature: __________________________

*Disclaimer: This document is intended to help you collect, organize & archive the information you might need to support your fair use evaluation. It is not a source of legal advice or assistance. The results are only as good as the input you have provided by are intended to suggest next steps, and not to provide a final judgment. It is recommended that you share this evaluation with a copyright specialist before proceeding with your intended use.*
Name: William D French Jr  
Job Title: Graduate Research Assistant  
Institution: Virginia Polytechnic Institute and State University  
Title of Work Used: SPC 40  
Copyright Holder: Almaco  
Publication Status: Published  
Publisher: Almaco  
Place of Publication: Online  
Publication Year: 2013  
Description of Work: Image of research combine  
Date of Evaluation: August 20, 2013  
Date of Intended Use: July 25, 2013

Describe the **Purpose** and Character of Your Intended Use:

[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
[+] Use is transformative, i.e. it uses the existing work in a new way (creates an index to the work) or for a new purpose (parody, pastiche, instructional materials, etc.) Transformative works are favored because the purpose of U.S. Copyright Law is to encourage the development and dissemination of new knowledge to benefit the public and thereby advance learning.
[+] Use is not-for-profit
[+] Use is one-time, or is only occasional or spontaneous

Fair | | | | | | | | Unfair
☑️ | | | | | | | |
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

<table>
<thead>
<tr>
<th>Fair</th>
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<th><img src="image" alt="Unfair" /></th>
<th><img src="image" alt="Unfair" /></th>
</tr>
</thead>
</table>

- Work to be used has been previously PUBLISHED
- Work to be used is primarily of a factual nature (non-fiction, collection of facts, etc.)
- Original work was not created and/or has not been marketed for the stated purpose of the proposed use

Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

<table>
<thead>
<tr>
<th>Fair</th>
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<th><img src="image" alt="Fair" /></th>
<th><img src="image" alt="Unfair" /></th>
<th><img src="image" alt="Unfair" /></th>
</tr>
</thead>
</table>

- Only limited and reasonable portions will be used
- Only the amount required to achieve the stated, socially-beneficial purpose or objective will be used (be that educational, artistic, scholarly, journalistic, etc.)
- The amount used falls within widely recognized fair use guidelines* vetted by key stakeholder groups [reference guidelines]

Describe the **Effect** of Your Intended Use on the Potential Market or Value of the Copyrighted Work:

<table>
<thead>
<tr>
<th>Fair</th>
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</tr>
</thead>
</table>

- A market for the work as it will be used is absent or is negligible & use of the work will have little or no negative impact on its value or potential value
- Proper attribution will be given with the intended use
The Average "Fairness Level," Based on Your Rating of Each of the 4 Factors, Is:

[see tool disclaimer for important clarifying information]:

<table>
<thead>
<tr>
<th>Fair</th>
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<th>Unfair</th>
</tr>
</thead>
</table>

Based on the information and justification I have provided above, I, William D French Jr, am asserting this use is **FAIR** under Section 107 of the U.S. Copyright Code.

Signature: ____________________________________________

Date of Signature: ________________________________

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