

# Fair Use Evaluation Documentation

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

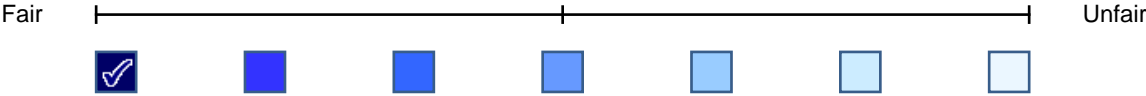
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<b>Name:</b>	Joana Jaime Castillo
<b>Job Title:</b>	Graduate Teaching Assistant
<b>Institution:</b>	Virginia Tech
<b>Title of Work Used:</b>	Fresa y chocolate
<b>Copyright Holder:</b>	unknown
<b>Publication Status:</b>	Published
<b>Publisher:</b>	
<b>Place of Publication:</b>	
<b>Publication Year:</b>	1994
<b>Description of Work:</b>	Film
<b>Date of Evaluation:</b>	October 5, 2021
<b>Date of Intended Use:</b>	October 5, 2021

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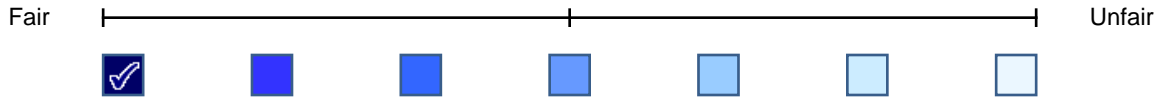
Describe the **Purpose** and Character of Your Intended Use:

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



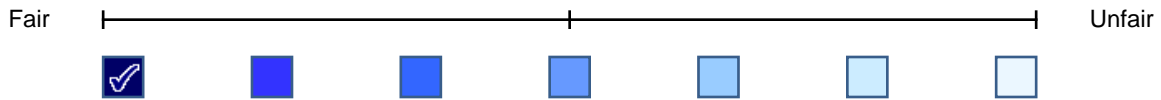
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

[+] Work to be used has been previously PUBLISHED



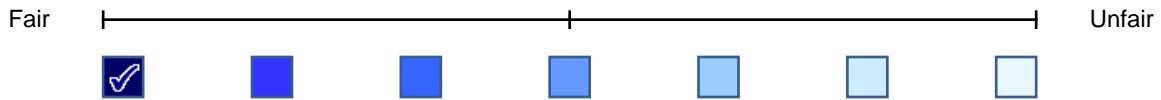
Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

[+] 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 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:

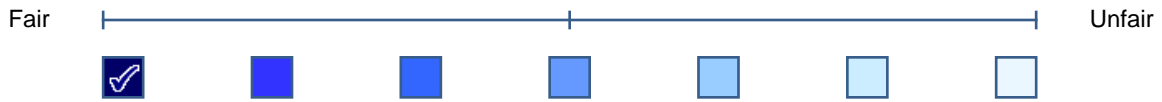
[+] Use of the work minimizes the potential for unauthorized use that could impact its value (i.e. steps are taken to ensure the content is not used outside of the stated purpose or audience)  
[+] Use of the work has the potential to create or improve the market for the work  
[+] Proper attribution 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, Joana Jaime Castillo, 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.*