

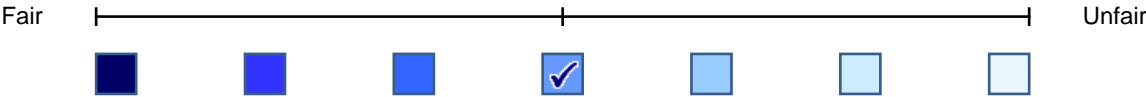
Fair Use Evaluation Documentation

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

Name:	Jason Chavez
Job Title:	
Institution:	Virginia Tech
Title of Work Used:	2016 General Election Sample Ballot in the Central Yup'ik Language
Copyright Holder:	Alaska Division of Elections
Publication Status:	Published
Publisher:	State of Alaska
Place of Publication:	
Publication Year:	2016
Description of Work:	An image of the sample ballot in the Yup'ik language that was provided to voters during the 2016 general election in Alaska. The image being used contains only federal offices and proposed amendments.
Date of Evaluation:	June 16, 2020
Date of Intended Use:	June 16, 2020

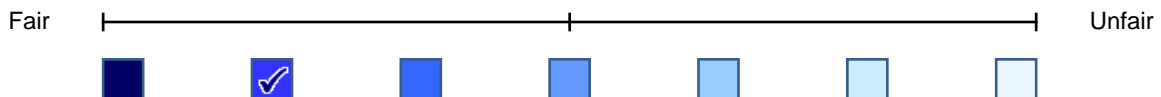
Describe the **Purpose** and Character of Your Intended Use:

Only a portion of the 2016 general election sample Yup'ik ballot is being used in my thesis for the purposes of illustrating how the State of Alaska translates ballots in Indigenous languages.
[+] Use is for "criticism, comment, news reporting, teaching, (including multiple print copies for classroom use), scholarship or research"
[+] Use is socially beneficial (promotes the creation of new knowledge, learning, etc.) [define how]
[+] Use is not-for-profit
[+] Use is one-time, or is only occasional or spontaneous
[-] Original work is simply duplicated, or reused toward its original intention, rather than being used to create a new work with a new purpose



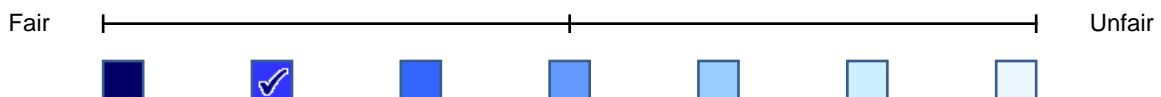
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

- [+] 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.)



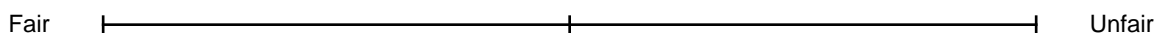
Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

- Because ballot styles vary from jurisdiction to jurisdiction, the image being used depicts only federal offices (President, Senator, Congress) and two proposed statewide amendments.
- [+] 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)
 - [+] 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:

- [+] The work is NOT currently under commercial exploitation (out of print, no licensing available, etc.)
- [+] 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
- [+] 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

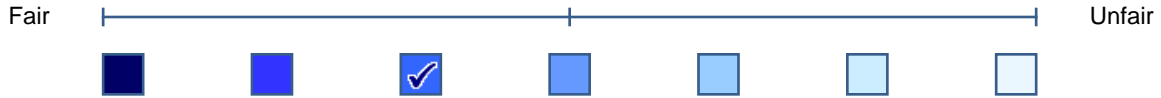




The Average **"Fairness Level,"** Based on Your Rating of Each of the 4

Factors, Is:

[\[see tool disclaimer for important clarifying information\]:](#)



Other Important Criteria:

This information was made available to voters by the State of Alaska prior to the 2016 general election and archived copies are publicly available on the Alaska Division of Elections website. Proper citations are used.

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

Signature: Jason N. Chavez
 Date of Signature: 6-15-2020

***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.