

# Fair Use Evaluation Documentation

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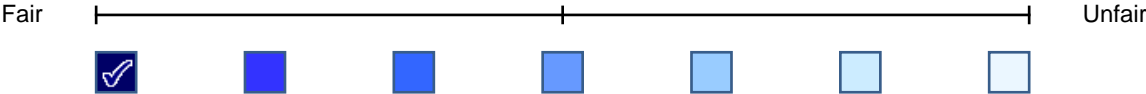
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<b>Name:</b>	Jeeyoung Chun
<b>Job Title:</b>	Ph.D. Candidate
<b>Institution:</b>	Virginia Polytechnic Institute and State University
<b>Title of Work Used:</b>	A Model of Peer Learning Incorporating Scaffolding Strategies
<b>Copyright Holder:</b>	Jeeyoung Chun
<b>Publication Status:</b>	Unpublished
<b>Publisher:</b>	
<b>Place of Publication:</b>	
<b>Publication Year:</b>	
<b>Description of Work:</b>	It's the dissertation for a Ph.D. degree.
<b>Date of Evaluation:</b>	June 1, 2020
<b>Date of Intended Use:</b>	June 1, 2020

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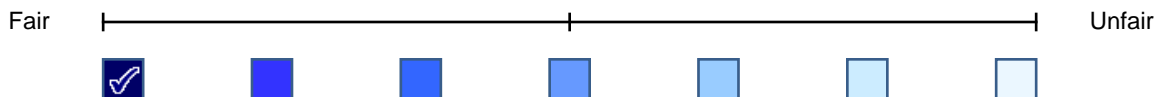
Describe the **Purpose** and Character of Your Intended Use:

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



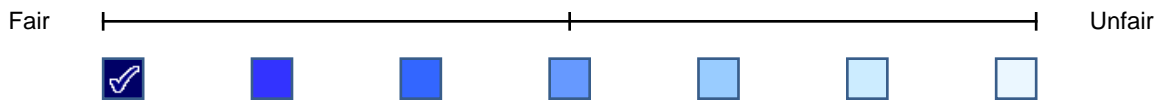
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

[+] 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.)  
[+] Original work was not created and/or has not been marketed for the stated purpose of the proposed use  
[+] Work to be used has been previously PUBLISHED



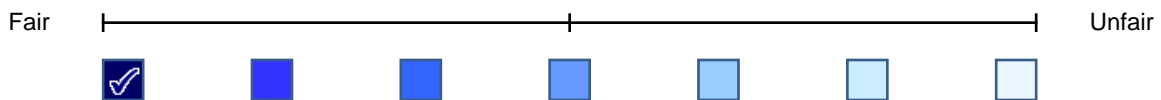
Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

[+] Only limited and reasonable portions will be used  
[+] 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.)



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

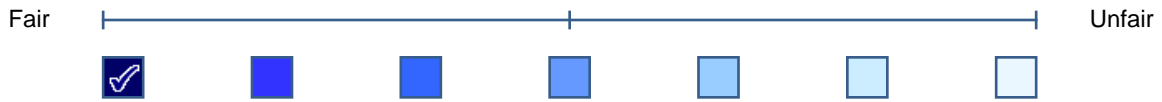
[+] The work is NOT currently under commercial exploitation (out of print, no licensing available, etc.)  
[+] A market for the work as it will be used is absent or is negligible & use of the work will have little or no negative impact on its value or potential value  
[+] Use of the work minimizes the 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)  
[+] Use of the work has the potential to create or improve the market for the work  
[+] The copyright holder cannot be identified or cannot be found after a reasonable search, or, once found does not respond (one way or another) to requests for permission to use the work



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, Jeeyoung Chun, am asserting this use is **FAIR** under Section 107 of the U.S. Copyright Code.

Signature:  \_\_\_\_\_

Date of Signature: 06/01/2020

***\*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.*