

HB Media Minute - Episode 11: Federal Courts of Appeals Paring Down Transformative Use: Two Recent Copyright Fair Use Decisions

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PRACTICES Media Entertainment and Sports, Intellectual Property, Copyright, Intellectual Property Litigation, Litigation, Media and Entertainment Litigation

Today, we are going to explore copyright law and specifically the Fair Use doctrine. It's a legal principle designed to promote freedom of expression by permitting the unlicensed use of copyright-protected works in certain circumstances. Someone invoking the Fair Use defense has the burden of proving why it applies, and it can be hard to predict whether a court would conclude that a particular use of copyrighted material qualifies as Fair Use. We will also talk about two recent federal circuit decisions that highlight the fact-intensive manner in which courts analyze these issues.

We're joined today by Haynes Boone Partner [Stephanie Sivinski](#). Stephanie focuses her practice on complex federal-court litigation and has won trial victories in high-stakes business and intellectual property disputes.