

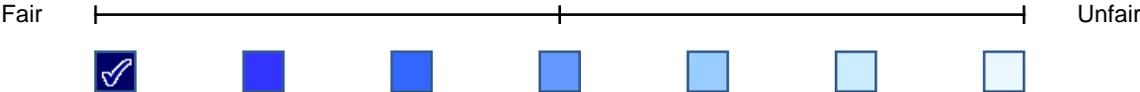
Fair Use Evaluation Documentation

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Name:	John David Jefferson
Job Title:	Associate Professor for Medieval Studies
Institution:	Southern Mississippi State University
Title of Work Used:	Luther and the Reformation
Copyright Holder:	John Terrence Brown
Publication Status:	Published
Publisher:	University of Pennsylvania
Place of Publication:	Philadelphia
Publication Year:	1955
Description of Work:	Out of print monograph. 342 pages. Copy is from the Sothern Mississippi State University Library. ISBN 3-3345-3493-1
Date of Evaluation:	July 9, 2009
Date of Intended Use:	September 28, 2009

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

I am asking my students in History 250 (European History) at SMS to read chapter 7 of this book to prepare them for our class discussion on the Reformation. Southern Mississippi State is a non-profit educational institution. History 250 is a credit-bearing course offered every 3 semesters. Only the 24 students signed up for the class have access to the scanned copy of the chapter, and only for the duration of the course. I've also included a copyright statement on the scanned copy as well as a clear citation, indicating the source.



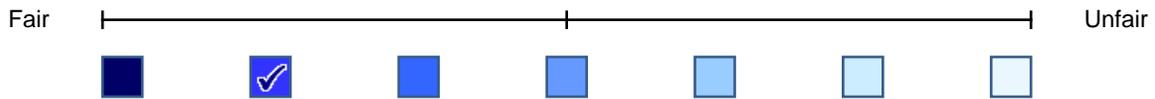
Describe the **Nature** of Your Intended Use:

The chapter is a portion of a critical work on the role of Martin Luther in European history. The chapter is not terribly insightful in its approach, but it does represent a solid and understandable summary of the topic for an undergraduate audience.



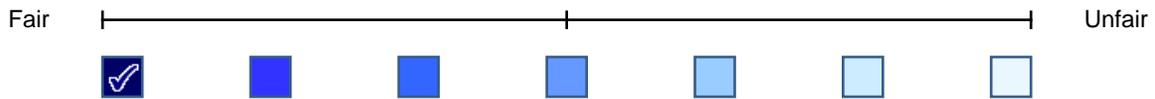
Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

I will be using a single chapter from a book with 13 chapters (as well as an introduction and a bibliography). The chapter is 22 pages of 342 (6%). This is also the amount necessary for my students to read in order to achieve the educational goals I have set for them.



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

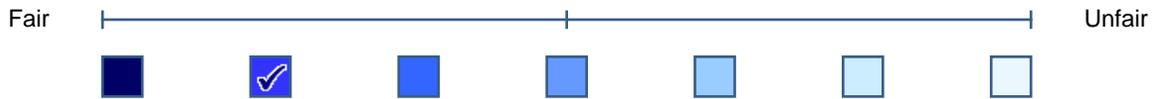
This book has been out of print form many years and it's pretty hard to get in a used copy. The copy I made the scan from was a legal copy that I borrowed from our library. Abebooks shows 2 copies available for \$12 and \$16 dollars, respectively. Only 24 students will be using this chapter, and only for educational uses. I've scanned the chapter and put it up behind a password protected course management system that the students in this class will be able to access during the semester.



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, John David Jefferson, am asserting this use is **FAIR** under Section 107 of the U.S. Copyright Code.

Signature: _____

Date of Signature: _____

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