

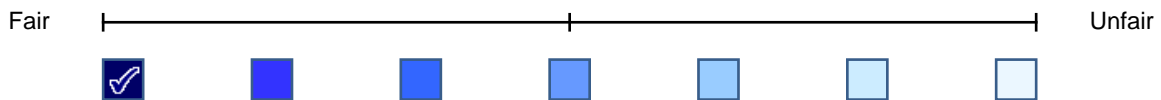
Fair Use Evaluation Documentation

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

Name:	Richard Espinoza, PsyD
Job Title:	Clinical Psychologist
Institution:	E-Psych Services, Psychological Practice
Title of Work Used:	Various Images of Books, TV shows, and Movie Promotional Images
Copyright Holder:	Various Production Companies & Media Outlets
Publication Status:	Published
Publisher:	Various Production Companies & Media Outlets
Place of Publication:	www.drrichardespinoza.com/commentary
Publication Year:	2021
Description of Work:	The images are posted on the Commentary section on my psychotherapy practice's website to provide psychoeducation, commentary, and critique under a cinematherapy and bibliotherapy lens.
Date of Evaluation:	February 13, 2022
Date of Intended Use:	February 13, 2022

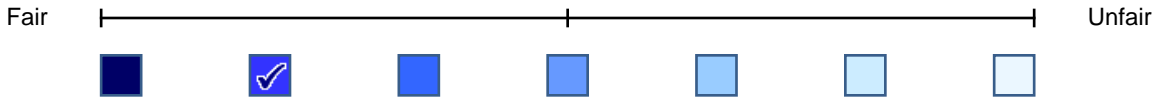
Describe the **Purpose** and Character of Your Intended Use:

I apply Cinematherapy and Bibliotherapy in my work, meaning I will sometimes recommend a client watch or read something that compliments their therapy. And I will be the first to say that I am not a professional art critic. Indeed, I am an average consumer of the arts just like you, but I do have the privilege of viewing published works as a psychologist. On the Commentary section of my website are my opinionsâ€”intended for psychoeducational purposesâ€”on a few gems I have come across that I feel people can benefit from viewing.[+] 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 clearly defined and is restricted in scope (limited duration, not iterative, restricted access, etc.)



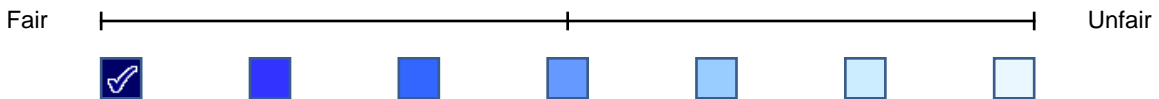
Describe the **Nature** of Your Intended Use of the Copyrighted Work:

The images from various works help the audience identify the works I am describing. Image sources are cited, and an American Psychological Association-style citation is provided for the works. [+] 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)



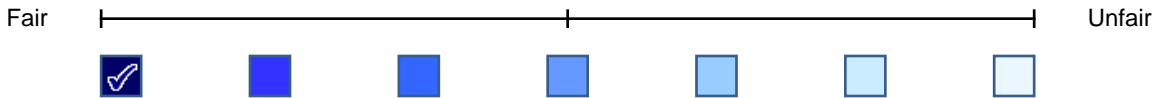
Describe the **Amount** of Your Intended Use in Relation to the Copyrighted Work as a Whole:

[+] Only the amount required to achieve the stated, socially-beneficial purpose or objective will be used (be that educational, artistic, scholarly, journalistic, etc.)
[+] 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)
[+] 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:

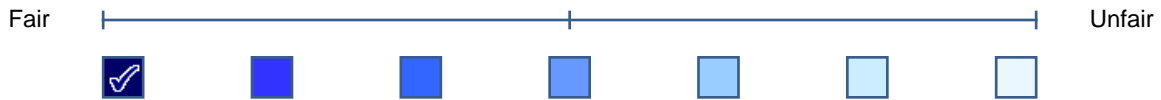
[+] A market for the work as it will be used is absent or is negligible & use of the work will have little or no negative impact on its value or potential value
[+] Use of the work minimizes the potential for unauthorized use that could impact its value (i.e. steps are taken to ensure the content is 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
[+] 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, Richard Espinoza, PsyD, am asserting this use is **FAIR** under Section 107 of the U.S. Copyright Code.

Signature: _____
Date of Signature: 2/13/2022

DocuSigned by:
Richard Espinoza
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***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.