# CAMBRIDGE UNIVERSITY PRESS V. GEORGIA STATE UNIVERSITY

#### **APRIL 2008**

Academic publishers sued Georgia State University, claimed 126 instances of copyright infringement.

## **MAY 2011**

Publishers limited their claims to infringements alleged to have occurred after GSU adopted a revised copyright policy in 2009. The publishers claimed 99 instances of infringement.

### **JUNE 2011**

The publishers revised their list of claimed infringements to 75 instances, dropping 25 and adding 1 from their earlier list.

#### MAY 2012

After a bench trial, the district court eliminated 26 claimed infringements because the publishers did not show they owned copyright in those works.

# **MAY 2012**

Of the remaining 48 claimed infringements, the district court found the fair use doctrine protected 43 of the uses and 5 uses were infringing.

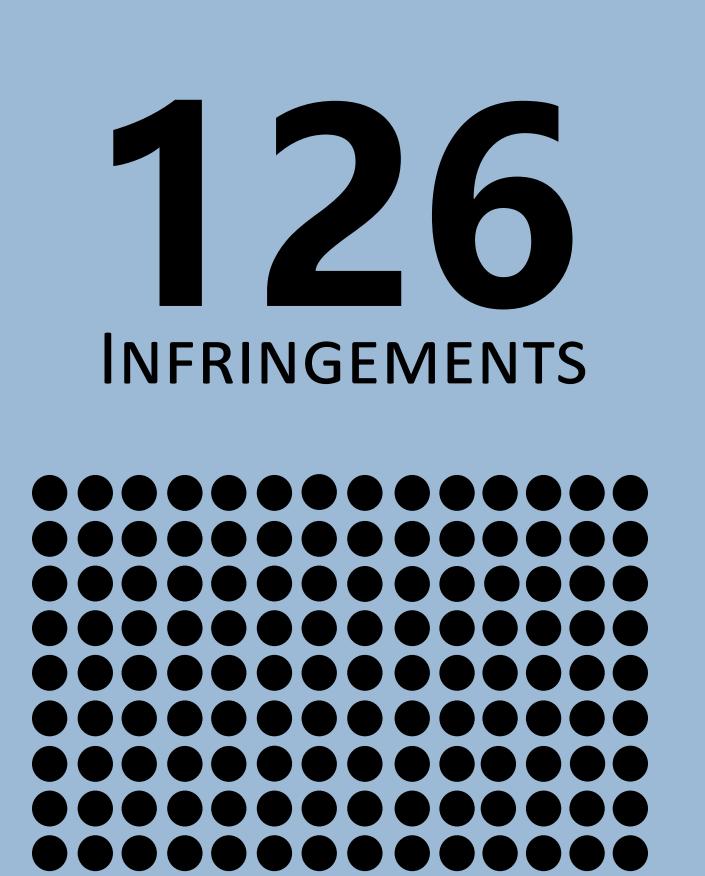
## **MARCH 2016**

On remand from the Eleventh Circuit, the district court reevaluated its application of the fair use factors to the 48 claimed infringements and found that 4 uses were infringing.

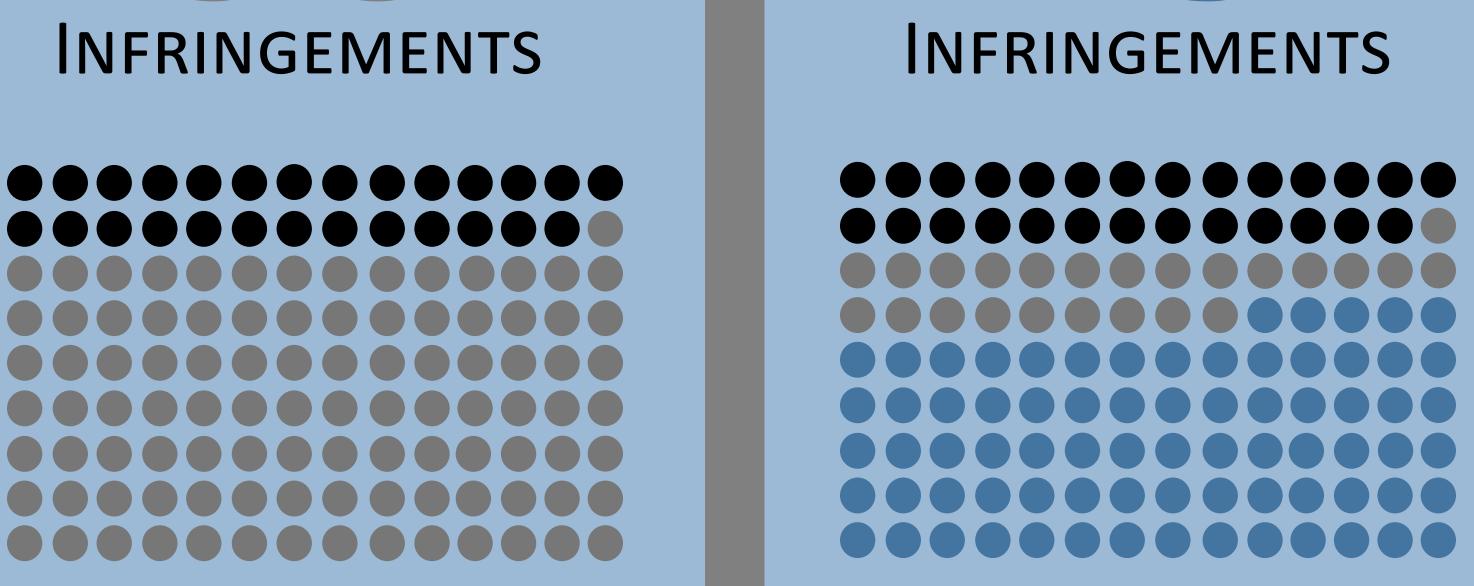
ONGOING COPYRIGHT INFRINGEMENT LITIGATION BETWEEN SEVERAL ACADEMIC PUBLISHERS AND GEORGIA STATE UNIVERSITY. FACULTY POSTED COPIES OF COPYRIGHT-PROTECTED WORKS IN AN ELECTRONIC RESERVE SYSTEM TO ENABLE STUDENTS TO ACCESS THE READINGS.

THIS POSTER SUMMARIZES THE

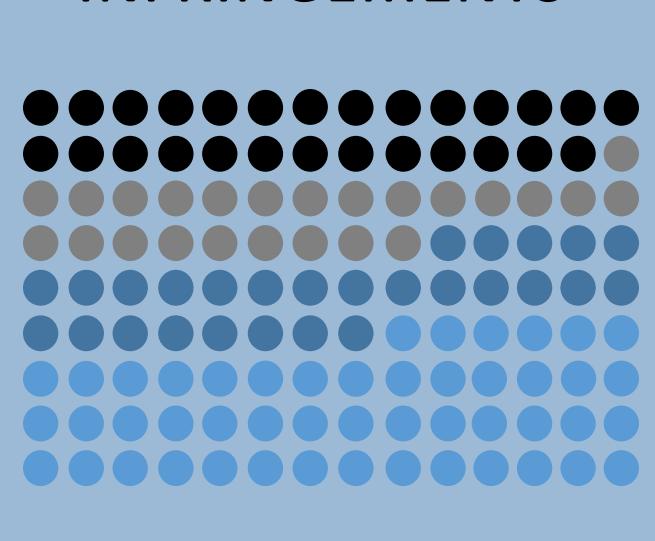
THE CASE HAS BOUNCED BETWEEN THE DISTRICT COURT AND THE U.S. COURT OF APPEALS FOR THE ELEVENTH CIRCUIT. THE OPINIONS GENERATED BY THE LITIGATION PROVIDES SOME GUIDANCE TO INSTITUTIONS OF HIGHER EDUCATION AS THEY WORK TO PROVIDE ACCESS TO THEIR FACULTY AND STUDENTS IN ACCORDANCE WITH THE RIGHTS GRANTED BY LAW TO COPYRIGHT HOLDERS AND USERS OF THE WORKS.



INFRINGEMENTS 



INFRINGEMENTS



**Amount** 

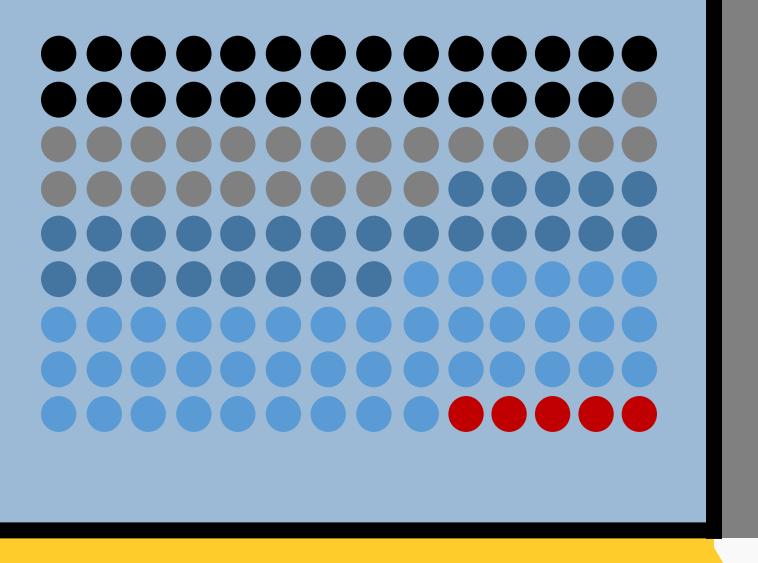
and

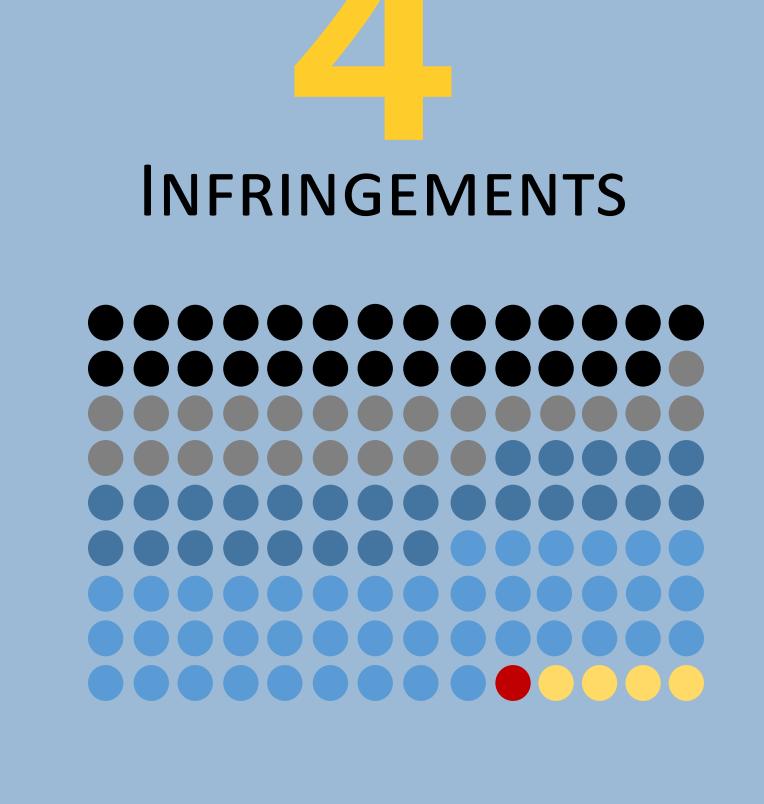
Substantiality

of the Use

25%

INFRINGEMENTS





40%

**Amount** 

and

Substantiality

of the Use

**AALL COPYRIGHT COMMITTEE** 

FAIR USE FACTORS DURING THE FIRST TRIAL

25% Purpose Character of Use

> **Nature** of the Copyrighted

**Effect of Use** on the **Potential** Market

25%

**Effect of Use** on the **Potential** Market

Purpose Character of Use

FAIR USE FACTORS WEIGHTED, AFTER THE COA OPINION