

Copyright and ETDs

Gail McMillan, Director, Digital Library and Archives, Virginia Tech
Feb. 18, 2009

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Always specifically identify where you got the copyrighted work you used. Citations usually include

- Author or creator (e.g., photographer) of the work
- Title of the article and journal or book, web site, etc. where you found the quote or illustration
- URL or volume and issue, and page number
- Publisher, place of publication, and date of publication of the journal or book

You can put the full citations in a variety of locations, such as in an appendix, with your list of figures and tables, or accompanying the individual illustrations.

Consult the appropriate style manual used by your department or program area. Many citation and style manuals are available from VT University Libraries at <http://www.lib.vt.edu/find/eref/toc/citation.html>

Good Sources of Image Citation Information

These websites are particularly helpful. They explicitly list each element that should be included in the reference citation and they provide examples in some of the popular citation styles (e.g., MLA, APA, Chicago, etc.). ETD authors should use the citations styles and formats that their departments require consistently throughout their ETDs. The examples that follow are based on these websites:

“Citing Images” University of Cincinnati, DAAP Library.

<http://www.libraries.uc.edu/libraries/daap/resources/citingimages2.html>

“How to Cite Electronic [Image] Resources.” Library of Congress, American Memory.

<http://lcweb2.loc.gov/ammem/ndlpedu/start/cite/index.html>

EXAMPLES

Citing a Web Site

Illustration and Caption



Fig. 1 [public domain]
Library of Congress homepage

“The homepage of the Library of Congress connects users to Web sites created by staff members of the Library's many divisions. The sites are often posted without a clear indication of author, title, publisher or copyright date. In this case, list the "Library of Congress" as the author. Look for available clues and give as much information as possible, including the URL and date accessed.”

Citation

Library of Congress. <http://www.loc.gov>
(accessed Oct. 29, 2008)

Illustration and Caption

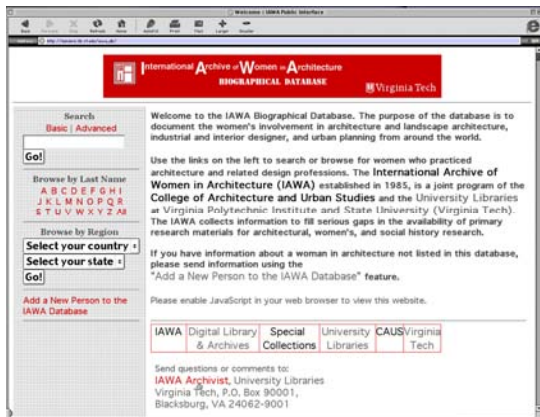


Fig. 2. [fair use]
IAWA Biographical Database homepage

Citation

International Archive of Women in Architecture Biographical Database. University Libraries, Virginia Tech. Last modified Nov. 8, 2003. http://lumiere.lib.vt.edu/iawa_db (accessed Oct. 29, 2008) Fair use determination attached.

EXAMPLES

Citing a Map

Map and Caption



Fig. 3 [public domain]
Map of the West Coast of Africa, 1830

Citation

Ashmun, Jehudi. Map of the West Coast of Africa from Sierra Leone to Cape Palmas, including the Colony of Liberia. Philadelphia: Finley, 1830. Map Collections 1500-2004. 3 May 2005. American Memory. Library of Congress.
<http://hdl.loc.gov/loc.gmd/g8882c.lm000002> (accessed Oct. 29, 2008) Public domain determination attached.

Map and Caption

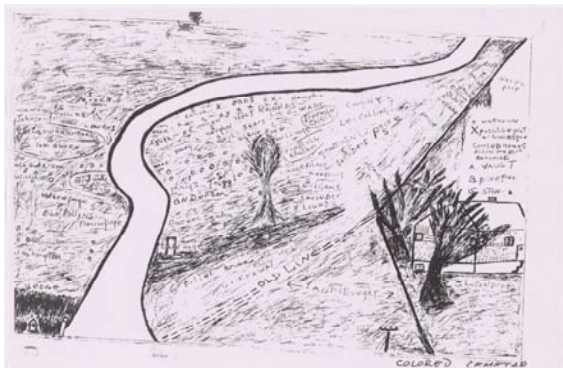


Fig. 4 [used with permission]
"Colored Cemetery" Blacksburg, Virginia, 1864

Citation

Wall, W. F., and Harry A. Wall. *Colored Cemetery*. Map. From *VT ImageBase, Historical Maps*. Digital Library and Archives, University Libraries, Virginia Polytechnic Institute and State University.
<http://spec.lib.vt.edu/imagebase/08MAPS/screen/HM200706221142.jpg> (accessed Oct. 29, 2008). Used with permission from the Digital Library and Archives; letter attached.

EXAMPLES

Citing a Photograph or Digital Image

Digital Image and Caption



Fig. 5 [used with permission]
North Main Street business fronts, Blacksburg, VA,
April 28, 2007

Citation

Walters, Sam. *North Main Street business fronts, Blacksburg, Virginia*. April 20, 2007. Virginia Tech April 16, 2007 Memorial Archive. Digital Library and Archives, University Libraries, Virginia Polytechnic Institute and State University.
<http://hdl.rutgers.edu/1782.1/rucore00000001007.Photograph.14954> (accessed Oct. 29, 2008)
Used with permission from the Digital Library and archives; letter attached.

Digital Image and Caption



Fig. 6 [fair use]
Freshly baled field, Pittsylvania County, Va.
This is the statement in Amanda Adams' 2006 ETD,

http://scholar.lib.vt.edu/theses/available/etd-08112006-140436/unrestricted/AGA_Thesis5.pdf p. 20

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Citation

Adams, Amanda Gayle. *Between Auto(mobile) and Building: A Study of Pedestrian-oriented Parking Lots*. [Master of Architecture thesis, Virginia Polytechnic Institute and State University, 2006], 10.
http://scholar.lib.vt.edu/theses/available/etd-08112006-140436/unrestricted/AGA_Thesis1.pdf
(accessed Nov. 1, 2008) Fair Use determination attached.

EXAMPLES

Citing a Figure, Table, Chart, etc.

Figure and Caption

Classification of approaches to ESTE	Hoots' (1974) classification of historical philosophies of ESIA	Classification of philosophies of ESTE
1. secondary	1. subject matter } 2. tools, materials, and processes }	1. content
2. modern		
3. progressive	3. methodology } 4. arts and crafts }	2. method
4. design/science		
		3. process

Fig. 7 [fair use]
Relationships among the three categorization systems.

Citation in Appendix

Foster, Patrick N. "Classifying Approaches to and Philosophies of Elementary-School Technology Education" *Journal of Technology Education*, spring 1997/Vol. 8, no. 2. http://scholar.lib.vt.edu/ejournals/JTE/v8n2/foster_jte-v8n2.html (accessed Oct. 29, 2008) Fair Use determination attached.

or

Foster, Patrick N. "Classifying Approaches to and Philosophies of Elementary-School Technology Education" *Journal of Technology Education*, spring 1997/Vol. 8, no. 2., p. 31. <http://scholar.lib.vt.edu/ejournals/JTE/v8n2/pdf/foster.pdf> (accessed Oct. 29, 2008) Fair Use determination attached.

Figure and Caption

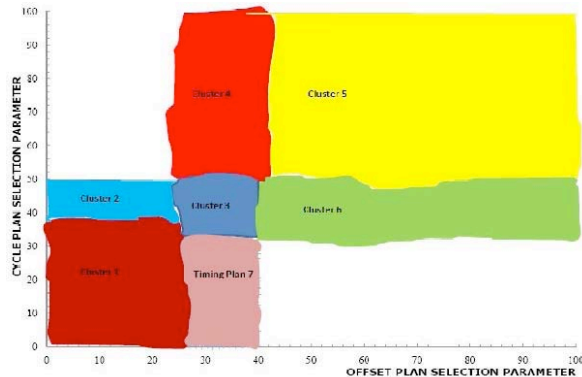


Fig. 8 [fair use]
Different clusters resulted from ANN

Citation

Abdelaziz, Sherif Lotfy Abdel Motaleb. *Study and Evaluation of Traffic Responsive Control on a Large Arterial Network*. [Master's thesis, Virginia Polytechnic Institute and State University, 2008], 83. http://scholar.lib.vt.edu/theses/available/etd-08012008-162548/unrestricted/Abdelaziz_Thesis_ETD_Rev_B.pdf (accessed Nov. 1, 2008) Fair Use determination attached.

EXAMPLE

Illustration and Caption



Fig. 9 [used with permission]
Leila Ross Wilburn's renovated 1920s Piedmont
Park Apartments, Atlanta, GA

My Citation in Appendix

Leila Ross Wilburn's renovated 1920s Piedmont
Park Apartments, Atlanta, GA.

<http://www.midtownalliance.org/planning/development/tour/wilburn.htm> (accessed Nov. 20, 2003)

Used with permission per email from Will
Herbig, Midtown Alliance, to Gail McMillan
Oct. 24, 2003, attached.

Your Citation if you used this image: Image
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Fig. 9 [fair use]
Leila Ross Wilburn's renovated 1920s Piedmont
Park Apartments, Atlanta, GA.

<http://www.midtownalliance.org/planning/development/tour/wilburn.htm> in Gail McMillan,
*Developing a Regional Perspective by Tracing
Forgotten Architects and Design Professionals:
Women with T-Squares*. "Regionalism and the
Humanities," University of Nebraska, Lincoln,
Nov. 20, 2003.

<http://scholar.lib.vt.edu/presentations/RegHumPresent.pdf> (accessed Oct. 29, 2008) Fair Use
determination attached.

DRAFT

Virginia Tech Fair Use Analysis Checklist

Feb. 18, 2009

Gail McMillan, Director, Digital Library and Archives, Virginia Tech

In addition to a web-based Fair Use Analysis Tool being developed by DLA at the request of the Graduate School, there are also various mechanisms available to help you determine whether you may use another's copyrighted work without asking permission. See the Fair Use Checklist adapted from the Copyright Management Center at IUPUI <http://www.copyright.iupui.edu/checklist.htm> and the University of Minnesota's "Fair Use Analysis Tool" at <http://www.lib.umn.edu/copyright/checklist.phtml>

[Include a description and/or the citation for the item under consideration for fair use.]

Factor 1: Consider the purpose and character of the use you made of someone else's copyrighted materials in your ETD.

Known assumptions impacting this factor: VT ETDs freely available on the Internet is considered the equivalent to having multiple copies available. VT is a non-profit educational institution. One purpose of the use is research, academic and educational.

- | | | |
|--|-----|----|
| 1. Was the purpose of your use of the copyrighted work for a business purpose or commercial activity? | Yes | No |
| 2. Was the reason for using the copyrighted work to entertain? | Yes | No |
| 3. Was criticism, commentary, news reporting, or parody a reason for using the copyrighted work in your ETD? | Yes | No |
| 4. Have you given credit to the author or creator of the copyrighted work in your ETD? | Yes | No |
| 5. Did you redo or alter the copyrighted work to serve a new purpose when you used it in your ETD? | Yes | No |

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- | | | |
|---|-----|----|
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| 2. Did it come from a published work? | Yes | No |
| 3. Is it a factual work, such as a quote from a scientific journal, a graph or table derived from statistical data? | Yes | No |

DRAFT
Virginia Tech Fair Use Analysis Checklist
Feb. 18, 2009

Factor 3: Consider the extent and significance of the copyrighted work you used.

- | | | |
|---|-----|----|
| 1. Did you use a substantial portion of the copyrighted work? | Yes | No |
| 2. Was the part of the copyrighted work you included in your ETD a negligible part of the copyrighted work? | Yes | No |
| 3. Was the portion of the work you included in your ETD a noteworthy part of the copyrighted work? | Yes | No |

Factor 4: Consider the effect your use of the copyrighted material will have on the sale or potential sale of the copyrighted work.

- | | | |
|--|-----|----|
| 1. Did you lawfully acquire a copy of copyrighted material you used in your ETD? | Yes | No |
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| 3. Is there a licensing mechanism in place for using the copyrighted work? | Yes | No |
| 4. Could access to the copyrighted material in your ETD replace the sale or use of original copyrighted work? | Yes | No |
| 5. Would it be affordable (i.e., cost-effective) for you to get permission for using the copyrighted work? | Yes | No |

Example using an Appendix for all Citations of Copyrighted Works

DRAFT: Copyright and ETDs Nov. 17, 2008

Appendix ____

Fig. 1 [public domain]
Library of Congress. <http://www.loc.gov> (accessed Oct. 29, 2008)
Works by the U. S. government are not eligible for U. S. copyright protection.

Fig. 2. [fair use]
International Archive of Women in Architecture Biographical Database. University Libraries, Virginia Tech. Last modified Nov. 8, 2003. http://lumiere.lib.vt.edu/iawa_db (accessed Oct. 29, 2008) Fair use determination attached.

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Public domain determination attached. [It is reasonable to determine that the creator of this 1864 unpublished map has been dead at least 70 years.]

Fig. 4 [used with permission]
Wall, W. F., and Harry A. Wall. *Colored Cemetery*. Map. From *VT ImageBase, Historical Maps*. Digital Library and Archives, University Libraries, Virginia Polytechnic Institute and State University. <http://spec.lib.vt.edu/imagebase/08MAPS/screen/HM200706221142.jpg> (accessed Oct. 29, 2008). Used with permission from the Digital Library and Archives; letter attached.

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Fig. 7 [fair use]
Foster, Patrick N. "Classifying Approaches to and Philosophies of Elementary-School Technology Education" *Journal of Technology Education*, Spring 1997/Vol. 8, no. 2., p. 31.
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<http://www.midtownalliance.org/planning/development/tour/wilburn.htm> (accessed Nov. 20, 2003)
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Leila Ross Wilburn's renovated 1920s Piedmont Park Apartments, Atlanta, GA.
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<http://scholar.lib.vt.edu/presentations/RegHumPresent.pdf> (accessed Oct. 29, 2008) Fair Use determination attached.