

Intellectual Property

Your Tasks

- ☐ Reflect on who owns your creative work
- ☐ Read and reflect: Fortnite Stealing Dance Moves
- ☐ Watch the videos on copyright
- ☐ Revisit: Fortnite Stealing Dance Moves
- ☐ Explore Fair Use
- ☐ Explore Fair Use of images
- ☐ Define key vocabulary
- ☐ Receive credit for this lab guide

☐ Reflect on who owns your creative work

Imagine you were using some of our pixelation tools to create an image and you posted it online for your friends to see - but, a week later you find out someone took that image and put it on a T-shirt that they're selling for \$10 each. How would you feel in this situation?

What if the owner gives you credit for the drawing on the T-shirt - does that make it more or less okay?

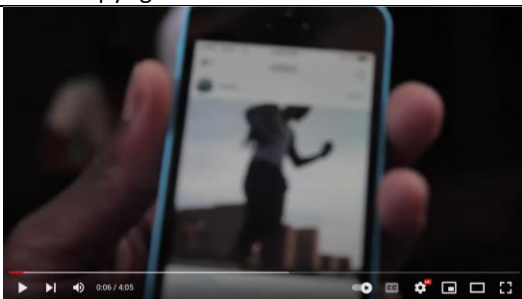
If we use the pixelation widget, then our image is just a binary number that's been transformed into an image - can we really 'own' a number?

What if, instead of this happening a week later, it happened 20 years later. Does that change anything?

□ Read and reflect: Fortnite Stealing Dance Moves

Read the article [Article - Fortnite Stealing Dance Moves](#). In the space below, in 25 words or less, write a brief summary of the article.

The Milly Rock video below was used in the case against Fortnite. Watch the videos below and compare the dances. Based on what you observe, do you feel Fortnite did something illegal? What questions do you have about copyright?



<https://www.youtube.com/watch?v=PMzDoFuVgRg>



<https://www.youtube.com/watch?v=LRTEFcB1zSI>

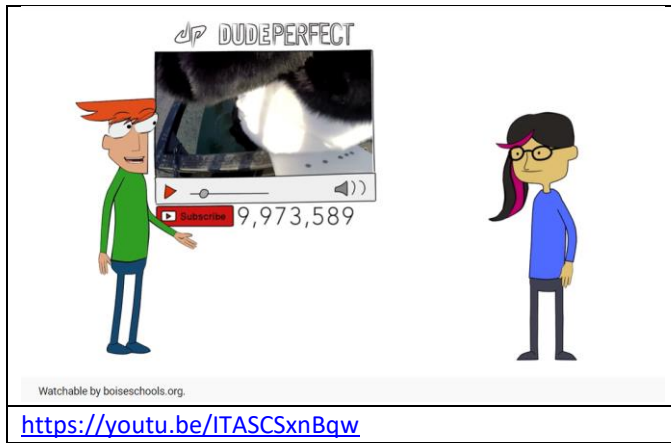
□ Watch the videos on copyright

Today's central question is as follows: Are our current copyright policies helping society or hurting society?

Before we can really discuss this question, we need some additional background information. We are going to watch three videos. Our goal is to better understand the rules of copyright and to better understand when we can reuse or remix something.



https://youtu.be/GPNWvU_lphU



□ Revisit: Fortnite Stealing Dance Moves

Now that we better understand the rules & controls of copyright, we're going to revisit this issue to see if we can determine if current copyright policies are helping or hurting society

Revisit the topic by watching the video below, https://youtu.be/WO1H4K4ayes
What was the goal or purpose of digitizing the dance moves?
Is someone benefiting from this situation? If so, who?
Is someone being harmed (or disenfranchised?) in this situation? If so, who?

Are these impacts intended or unintended? How do you know?

Although none of the above-named performers won their cases, the saga against Fortnite stealing dance moves continues: <https://earlygame.com/fortnite/epic-dance-emote-lawsuit>

□ Explore Fair Use

Have Pluska show the videos below, then answer the prompts.



What was the goal or purpose of the South Park producers?

Is someone benefiting from this situation? If so, who?

Is someone being harmed (or disenfranchised?) in this situation? If so, who?

Based on what you now know about copyright, is this illegal? Why or why not?

Watch the video below which explores Fair Use as it applies to copyrighted material, then answer the prompt.



<https://youtu.be/S-JSn5rYmGk>

How does this interpretation of “Fair Use” affect how you feel about the legality of the reproduction of the song “What what (in the butt)”?

❑ Explore fair use of images

Kind of Bloop is a [chiptune](https://kindofbloop.com/) tribute to Miles Davis' Kind of Blue, a track-by-track 8-bit reinterpretation of the bestselling jazz album of all time. Check it out here: <https://kindofbloop.com/>. The image on the left below is an original. The image to the right is an [8-bit](#) interpretation.



Based on what you now know about copy right and legal precedence, is this copyright infringement or fair use?

In 1981 Lynn Goldsmith photographed Prince. Later in 1984, after the release of Purple Rain, Andy Warhol was commissioned to create an image of Prince for the cover of Vanity Fair. When Prince died in 2016, Vanity Fair's parent company, Condé Nast, published a special issue celebrating his life. They used one of Warhol's images on the cover. The original photo and Warhol creation are shown below.



Based on what you now know about copyright and legal precedence, is this copyright infringement or fair use?

Pick one of the articles below to read. The first article is about the 8-bit Miles Davis re-creation, the second article is about the Prince re-creation,

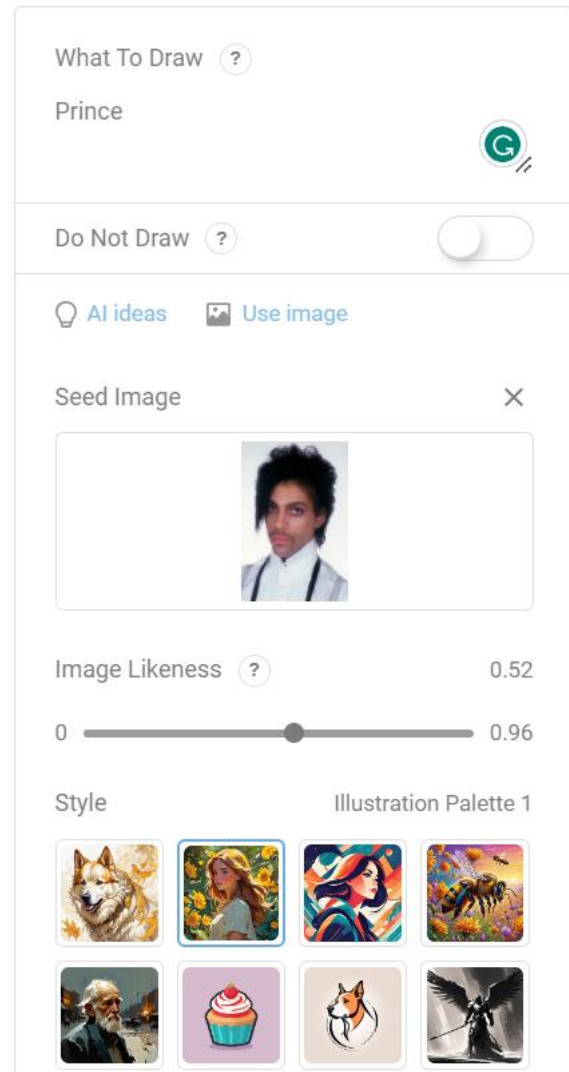
- Article 1: https://waxy.org/2011/06/kind_of_screwed/
- Article 2: <https://www.smithsonianmag.com/smart-news/andy-warhol-copyright-prince-fair-use-180982230/>

After you read the article, do the following,

- Below is a link to the original Lynn Goldsmith photograph. Click on the link and save the image.

<https://static01.nyt.com/images/2022/10/12/us/politics/12dc-scotus-goldsmith-prince/12dc-scotus-goldsmith-prince-mediumSquareAt3X.jpg>

- Navigate to the AI generator, <https://hotpot.ai/art-generator?s=site-menu>
- In the *What To Draw* field type *Prince*
- Click on *Use Image* and upload the image you just downloaded as a *Seed image*
- Adjust the slider to *Image Likeness*
- Select a *Style* from the options
- Click the *Create* button and wait a minute or two for the AI to create your image.



What To Draw ?

Prince

Do Not Draw ?

AI ideas Use image

Seed Image X

Image Likeness ? 0.52

0 0.96

Style Illustration Palette 1

8 art style thumbnails: a wolf, a woman, a woman with a hat, a bee, an old man, a cupcake, a cat, and a winged figure.

Paste a copy of the AI production below.

Now consider the article you just read... What are legal uses of the images? What are illegal uses?

□ Define key vocabulary

Copyright

Fixed (as it applies to copyright)

Creative Commons

Fair use

□ Receive credit for this lab guide

Submit this portion of the lab to Pluska to receive credit for the lab guide.

