



# Copyright

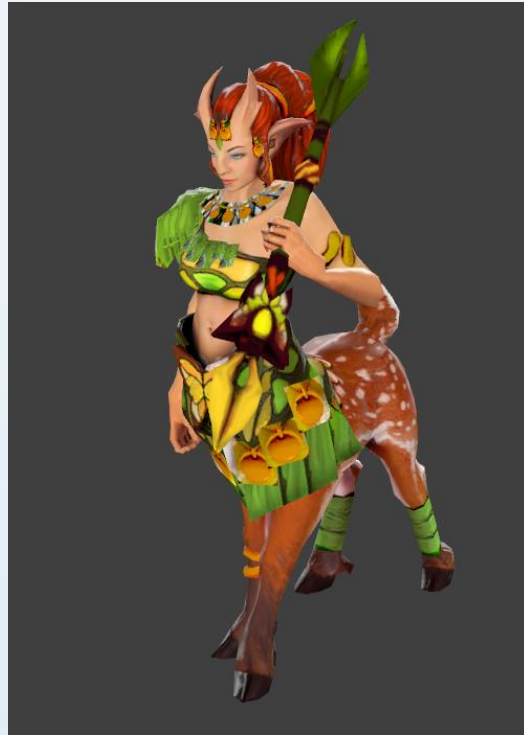
Law 115 | Week 5 | Lecture 8  
Rachael Vaughn

# In Class Exercise: Original Work

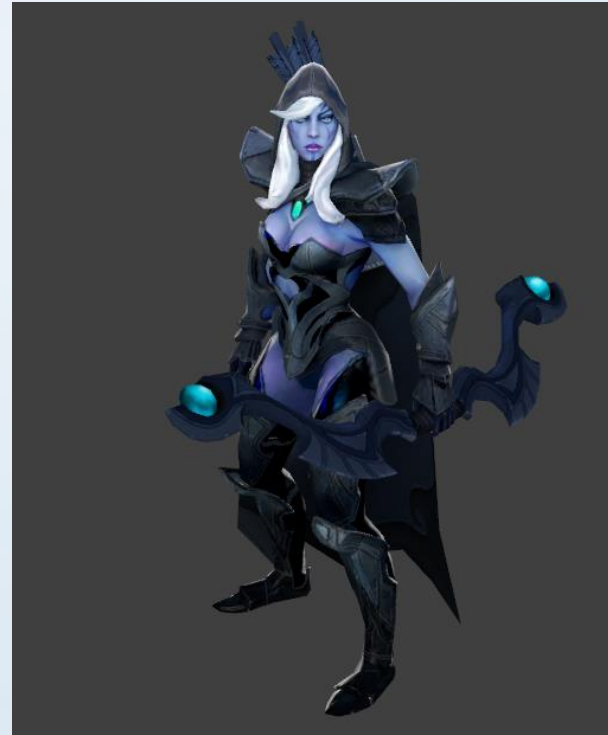


Trailer: <http://www.dota2.com/trailer>

# In Class Exercise: Original Work



Enchantress



Drow Ranger

# Instructions

- Divide into 5 groups
- 50 minutes: analyze your hypothetical and discuss with your group
- 30 minutes: present the results of your discussion to the class
- Turn in your written assignment sheet for a full grade on the assignment



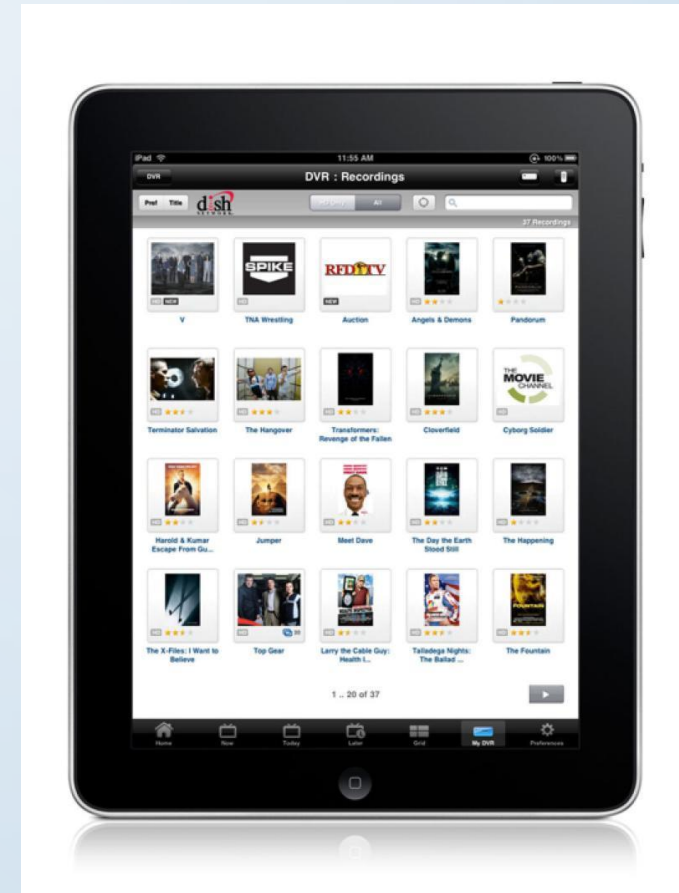
# In Class Exercise: Group 1



Arnie Artist creates an image of a male Drow Ranger and posts it on his Deviant Art page. The image is labeled as “Rule 63 Drow Ranger” on the page. The image is distributed via free downloads and Arnie makes no money from distribution or display of his art. Next week Arnie’s art will be displayed in a local gallery as part of a fanart collection, which is accessible to the public free of charge.

# In Class Exercise: Group 2

Darin Developer creates an iPad application called “Battle Babes” which is a game that allows players to select Enchantress, Drow Ranger, and other female video game heroes to battle each other Mortal Combat style. The game is based on original code, but utilizes redrawn versions of Drow Ranger and Enchantress in addition to an entire song from the Dota 2. iPad users can buy the app for \$2.99 at the app store.



# In Class Exercise: Group 3



Cara Cosplayer (right)sews her own Drow Ranger outfit and attends large conventions such as Comic Con and Dragon Con in full makeup and costume. The conventions do not compensate her for her appearances. She also posts pictures of her cosplay on her personal web site. Although Cara makes no money from her cosplay she accepts donations via PayPal to help cover the cost of her materials.

# In Class Exercise: Group 4

Tamara T-Shirt creates a t-shirt featuring an image she created of Enchantress as well as a catchphrase inspired by Enchantress's "sproink" sound effect. She has arranged a deal with Teefury where her garment will be distributed for \$9.99.





# In Class Exercise: Group 5



Wanda Writer writes a novel length fan fiction about an alternative universe in which the Enchantress and Drow Ranger are American female soldiers fighting together in Afghanistan. Although the Enchantress is not a centaur, she has the ability to speak to animals in the story. Wanda's fic (available on [fanfiction.net](http://fanfiction.net) and a few smaller Dota 2 fanwork archives) has over 500,000 views, but she derives no income from its display or distribution.

# In Class Exercise: Questions

1. Does the original work qualify for copyright protection? If so, which aspects are protected?
2. Has there been a copyright infringement? If so, which actions from the alleged infringer constitute infringement?
3. How might a court analyze the facts based on the four fair use factors?
4. Based on the above analysis, does the alleged infringer have a fair use defense?
5. Assuming there is no fair use defense, how should the copyright owner go about having the allegedly infringing work removed from the internet?