

J. Professor Jennifer Esposito

412. Professor Jennifer Esposito is currently employed as a professor at Georgia State University.

413. Professor Jennifer Esposito has encountered a situation where the library has rejected a request to place an excerpt on Georgia State University's ERes system because the portion Professor Jennifer Esposito attempted to place on ERes was too large.

414. When determining whether to even consider undertaking a fair use analysis for an excerpt, Professor Jennifer Esposito considers the size of the excerpt she intends to use before performing a complete fair use analysis using Georgia State University's fair use checklist, and if she believes based on that preliminary analysis that the excerpt would be too large for her use to be fair, Professor Jennifer Esposito does not perform further analysis, and either does not place the excerpt on ERes, or reduces the amount of her use.

1) EPSF8280 – Anthropology of Education

415. Professor Jennifer Esposito taught EPSF8280 during Summer 2009.

416. Twenty-two students enrolled in Professor Jennifer Esposito's section of EPSF8280.

417. Professor Jennifer Esposito required her students to purchase Prom Night (Best); Teaching Black Girls (Evans-Winters); Race in the Schoolyard (Lewis); Hopeful Girls, Troubled Boys (Lopez); Homegirls (Mendoza-Denton).

i. Handbook of Ethnography

418. Professor Jennifer Esposito used an excerpt from the work Handbook of Ethnography while teaching EPSF8280 during Summer 2009.

419. Handbook of Ethnography is published by SAGE.

420. Handbook of Ethnography is 525 pages long.

421. Handbook of Ethnography is a collective work made up of works from several different contributors.

422. The excerpt of Handbook of Ethnography Professor Jennifer Esposito placed on Georgia State University's ERes system is a single work provided by an individual contributor, and that contributor did not assign or grant an exclusive license to the work to SAGE.

423. Professor Jennifer Esposito prepared a fair use checklist prior to requesting that the library put the excerpt of Handbook of Ethnography on Georgia State University's ERes system.

424. In preparing the fair use checklist for Handbook of Ethnography, Professor Jennifer Esposito considered each of the fair use factors on

the checklist and determined whether each factor favored fair use, and checked the boxes according to her analysis.

425. Professor Jennifer Esposito lost or misplaced her fair use checklist, and recreated a fair use checklist that fairly and accurately represents the initial fair use checklist that she filled out for the excerpt of Handbook of Ethnography.

426. The excerpt of Handbook of Ethnography that was placed on Georgia State University's ERes system was 16 pages long, and constituted one essay and approximately 3.0% of the work.

427. The excerpt of Handbook of Ethnography that was placed on Georgia State University's ERes system was used for a nonprofit, educational purpose. Namely, the excerpt was used as part of Professor Jennifer Esposito's course materials for the purpose of teaching her class, and neither Professor Jennifer Esposito, Georgia State University, nor the named defendants profited from the use of the excerpt of Handbook of Ethnography.

428. The excerpt of Handbook of Ethnography that was placed on Georgia State University's ERes system was not used for commercial purposes.

429. The excerpt of Handbook of Ethnography that was placed on Georgia State University's ERes system was used by Professor Jennifer Esposito for the purpose of teaching the students in her course.

430. Neither Georgia State University, Professor Jennifer Esposito, nor the named Defendants profited from the use of the excerpt of Handbook of Ethnography that was placed on Georgia State University's ERes system.

431. Professor Jennifer Esposito did not use the excerpt of Handbook of Ethnography that she placed on Georgia State University's ERes system for the purpose of entertainment.

432. Professor Jennifer Esposito's use of the excerpt of Handbook of Ethnography that she placed on Georgia State University's ERes system was necessary to achieve her intended educational purpose.

433. Professor Jennifer Esposito did not publish or publicly distribute the excerpt of Handbook of Ethnography that she placed on Georgia State University's ERes system.

434. Professor Jennifer Esposito's use of the excerpt of Handbook of Ethnography that she placed on Georgia State University's ERes system did not exceed her intended educational purpose because she used only the amount of the work that she needed to illustrate her intended lesson to the class.

435. Handbook of Ethnography is a published work.

436. Handbook of Ethnography is a factual work of nonfiction.

437. The excerpt of Handbook of Ethnography that Professor Jennifer Esposito used in her course was important to her educational objectives.

438. The excerpt of Handbook of Ethnography that Professor Jennifer Esposito used in her course amounts to 3.0% of the work, and as such, was a small portion of Handbook of Ethnography.

439. The excerpt of Handbook of Ethnography that Professor Jennifer Esposito used in her course was not central to the work because it was one small essay in a much larger text of similar essays on related topics.

440. The excerpt of Handbook of Ethnography that Professor Jennifer Esposito used in her course was narrowly tailored for Professor Jennifer Esposito's educational purpose because she only used the portion of the work that she needed to illustrate her lesson.

441. Professor Jennifer Esposito's use of the excerpt of Handbook of Ethnography did not have a significant effect on the market or potential market for the copyrighted work because the ERes excerpt was restricted to her class.

442. Professor Jennifer Esposito's use of the excerpt of Handbook of Ethnography stimulated the market for the original work because it exposed students to a portion of a work that they may not have otherwise experienced.

443. The publisher of Handbook of Ethnography does not market any similar product.

444. Professor Jennifer Esposito assigned the excerpt of Handbook of Ethnography as supplemental classroom reading – she assigned five text books as required reading.

445. Access to the excerpt of Handbook of Ethnography was limited to the students in the class by a password protected website.

446. The excerpt of Handbook of Ethnography was removed from the ERes system after the semester ended.

447. Professor Jennifer Esposito lawfully owns a copy of Handbook of Ethnography.

(b) **Handbook of Feminist Research: Theory and Praxis**

448. Professor Jennifer Esposito used an excerpt from the work Handbook of Feminist Research: Theory and Praxis while teaching EPSF8280 during Summer 2009.

449. Handbook of Feminist Research: Theory and Praxis is published by SAGE.

450. Handbook of Feminist Research: Theory and Praxis is 767 pages long.

451. Handbook of Feminist Research: Theory and Praxis is a collective work made up of works from several different contributors.

452. No application to register Handbook of Feminist Research: Theory and Praxis was ever filed with the U.S. Copyright Office.

453. Professor Jennifer Esposito prepared a fair use checklist prior to requesting that the library put the excerpt of Handbook of Feminist Research: Theory and Praxis on Georgia State University's ERes system.

454. In preparing the fair use checklist for Handbook of Feminist Research: Theory and Praxis, Professor Jennifer Esposito considered each of the fair use factors on the checklist and determined whether each factor favored fair use, and checked the boxes according to her analysis.

455. Professor Jennifer Esposito lost or misplaced her fair use checklist, and recreated a fair use checklist that fairly and accurately represents the initial fair use checklist that she filled out for the excerpt of Handbook of Feminist Research: Theory and Praxis.

456. The excerpt of Handbook of Feminist Research: Theory and Praxis that was placed on Georgia State University's ERes system was 18 pages long, and constituted one essay and approximately 2.3% of the work.

457. The excerpt of Handbook of Feminist Research: Theory and Praxis that was placed on Georgia State University's ERes system was used for a nonprofit, educational purpose. Namely, the excerpt was used as part of Professor Jennifer Esposito's course materials for the purpose of teaching her class, and neither Professor Jennifer Esposito, Georgia State University, nor the named defendants profited from the use of the excerpt of Handbook of Feminist Research: Theory and Praxis.

458. The excerpt of Handbook of Feminist Research: Theory and Praxis that was placed on Georgia State University's ERes system was not used for commercial purposes.

459. The excerpt of Handbook of Feminist Research: Theory and Praxis that was placed on Georgia State University's ERes system was used by Professor Jennifer Esposito for the purpose of teaching the students in her course.

460. Neither Georgia State University, Professor Jennifer Esposito, nor the named Defendants profited from the use of the excerpt of Handbook of

Feminist Research: Theory and Praxis that was placed on Georgia State University's ERes system.

461. Professor Jennifer Esposito did not use the excerpt of Handbook of Feminist Research: Theory and Praxis that she placed on Georgia State University's ERes system for the purpose of entertainment.

462. Professor Jennifer Esposito's use of the excerpt of Handbook of Feminist Research: Theory and Praxis that she placed on Georgia State University's ERes system was necessary to achieve her intended educational purpose.

463. Professor Jennifer Esposito did not publish or publicly distribute the excerpt of Handbook of Feminist Research: Theory and Praxis that she placed on Georgia State University's ERes system.

464. Professor Jennifer Esposito's use of the excerpt of Handbook of Feminist Research: Theory and Praxis that she placed on Georgia State University's ERes system did not exceed her intended educational purpose because she used only the amount of the work that she needed to illustrate her intended lesson to the class.

465. Handbook of Feminist Research: Theory and Praxis is a published work.

466. Handbook of Feminist Research: Theory and Praxis is a factual work of nonfiction.

467. The excerpt of Handbook of Feminist Research: Theory and Praxis that Professor Jennifer Esposito used in her course was important to her educational objectives.

468. The excerpt of Handbook of Feminist Research: Theory and Praxis that Professor Jennifer Esposito used in her course amounts to 2.3% of the work, and as such, was a small portion of Handbook of Feminist Research: Theory and Praxis.

469. The excerpt of Handbook of Feminist Research: Theory and Praxis that Professor Jennifer Esposito used in her course was not central to the work because it was one small essay in a much larger text of similar essays on related topics.

470. The excerpt of Handbook of Feminist Research: Theory and Praxis that Professor Jennifer Esposito used in her course was narrowly tailored for Professor Jennifer Esposito's educational purpose because she only used the portion of the work that she needed to illustrate her lesson.

471. Professor Jennifer Esposito's use of the excerpt of Handbook of Feminist Research: Theory and Praxis did not have a significant effect on the

market or potential market for the copyrighted work because the ERes excerpt was restricted to her class.

472. Professor Jennifer Esposito's use of the excerpt of Handbook of Feminist Research: Theory and Praxis stimulated the market for the original work because it exposed students to a portion of a work that they may not have otherwise experienced.

473. The publisher of Handbook of Feminist Research: Theory and Praxis does not market any similar product.

474. Professor Jennifer Esposito assigned the excerpt of Handbook of Feminist Research: Theory and Praxis as supplemental classroom reading – she assigned five text books as required reading.

475. A small number of copies of the excerpt of Handbook of Feminist Research: Theory and Praxis were distributed—specifically, the ERes records indicate that the work was only accessed 22 times.

476. Access to the excerpt of Handbook of Feminist Research: Theory and Praxis was limited to the students in the class by a password protected website.

477. The excerpt of Handbook of Feminist Research: Theory and Praxis was removed from the ERes system after the semester ended.

478. Professor Jennifer Esposito lawfully owns a copy of Handbook of Feminist Research: Theory and Praxis.

(c) **The SAGE Handbook of Qualitative Research (2nd edition)**

479. Professor Jennifer Esposito used an excerpt from the work The SAGE Handbook of Qualitative Research (2nd edition) while teaching EPSF8280 during Summer 2009.

480. The SAGE Handbook of Qualitative Research (2nd edition) is published by SAGE.

481. The SAGE Handbook of Qualitative Research (2nd edition) is 1229 pages long.

482. The SAGE Handbook of Qualitative Research (2nd edition) is a collective work made up of works from several different contributors.

483. 7. Fair Use Factors

484. Professor Jennifer Esposito prepared a fair use checklist prior to requesting that the library put the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) on Georgia State University's ERes system.

485. In preparing the fair use checklist for The SAGE Handbook of Qualitative Research (2nd edition), Professor Jennifer Esposito considered each of

the fair use factors on the checklist and determined whether each factor favored fair use, and checked the boxes according to her analysis.

486. Professor Jennifer Esposito lost or misplaced her fair use checklist, and recreated a fair use checklist that fairly and accurately represents the initial fair use checklist that she filled out for the excerpt of *The SAGE Handbook of Qualitative Research* (2nd edition).

487. The excerpt of *The SAGE Handbook of Qualitative Research* (2nd edition) that was placed on Georgia State University's ERes system was 32 pages long, and constituted one essay and approximately 2.6% of the work.

488. The excerpt of *The SAGE Handbook of Qualitative Research* (2nd edition) that was placed on Georgia State University's ERes system was used for a nonprofit, educational purpose. Namely, the excerpt was used as part of Professor Jennifer Esposito's course materials for the purpose of teaching her class, and neither Professor Jennifer Esposito, Georgia State University, nor the named defendants profited from the use of the excerpt of *The SAGE Handbook of Qualitative Research* (2nd edition).

489. The excerpt of *The SAGE Handbook of Qualitative Research* (2nd edition) that was placed on Georgia State University's ERes system was not used for commercial purposes.

490. The excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that was placed on Georgia State University's ERes system was used by Professor Jennifer Esposito for the purpose of teaching the students in her course.

491. Neither Georgia State University, Professor Jennifer Esposito, nor the named Defendants profited from the use of the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that was placed on Georgia State University's ERes system.

492. Professor Jennifer Esposito did not use the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that she placed on Georgia State University's ERes system for the purpose of entertainment.

493. Professor Jennifer Esposito's use of the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that she placed on Georgia State University's ERes system was necessary to achieve her intended educational purpose.

494. Professor Jennifer Esposito did not publish or publicly distribute the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that she placed on Georgia State University's ERes system.

495. Professor Jennifer Esposito's use of the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that she placed on Georgia State University's ERes system did not exceed her intended educational purpose because she used only the amount of the work that she needed to illustrate her intended lesson to the class.

496. The SAGE Handbook of Qualitative Research (2nd edition) is a published work.

497. The SAGE Handbook of Qualitative Research (2nd edition) is a factual work of nonfiction.

498. The excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that Professor Jennifer Esposito used in her course was important to her educational objectives.

499. The excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that Professor Jennifer Esposito used in her course amounts to 2.6% of the work, and as such, was a small portion of The SAGE Handbook of Qualitative Research (2nd edition).

500. The excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that Professor Jennifer Esposito used in her course was not central to

the work because it was a small essay in a much larger text of similar essays on related topics.

501. The excerpt of The SAGE Handbook of Qualitative Research (2nd edition) that Professor Jennifer Esposito used in her course was narrowly tailored for Professor Jennifer Esposito's educational purpose because she only used the portion of the work that she needed to illustrate her lesson.

502. Professor Jennifer Esposito's use of the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) did not have a significant effect on the market or potential market for the copyrighted work because the ERes excerpt was restricted to her class.

503. Professor Jennifer Esposito's use of the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) stimulated the market for the original work because it exposed students to a portion of a work that they may not have otherwise experienced.

504. The publisher of The SAGE Handbook of Qualitative Research (2nd edition) does not market any similar product.

505. Professor Jennifer Esposito assigned the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) as supplemental classroom reading – she assigned five text books as required reading.

506. Access to the excerpt of The SAGE Handbook of Qualitative Research (2nd edition) was limited to the students in the class by a password protected website.

507. The excerpt of The SAGE Handbook of Qualitative Research (2nd edition) was removed from the ERes system after the semester ended.

508. Professor Jennifer Esposito lawfully owns a copy of The SAGE Handbook of Qualitative Research (2nd edition).

(d) **The SAGE Handbook of Qualitative Research (1st edition)**

509. Professor Jennifer Esposito used an excerpt from the work The SAGE Handbook of Qualitative Research (1st edition) while teaching EPSF8280 during Summer 2009.

510. The SAGE Handbook of Qualitative Research (1st edition) is published by SAGE.

511. The SAGE Handbook of Qualitative Research (1st edition) is 653 pages long.

512. The SAGE Handbook of Qualitative Research (1st edition) is a collective work made up of works from several different contributors.

513. Professor Jennifer Esposito prepared a fair use checklist prior to requesting that the library put the excerpt of *The SAGE Handbook of Qualitative Research* (1st edition) on Georgia State University's ERes system.

514. In preparing the fair use checklist for *The SAGE Handbook of Qualitative Research* (1st edition), Professor Jennifer Esposito considered each of the fair use factors on the checklist and determined whether each factor favored fair use, and checked the boxes according to her analysis.

515. Professor Jennifer Esposito lost or misplaced her fair use checklist, and recreated a fair use checklist that fairly and accurately represents the initial fair use checklist that she filled out for the excerpt of *The SAGE Handbook of Qualitative Research* (1st edition).

516. The excerpt of *The SAGE Handbook of Qualitative Research* (1st edition) that was placed on Georgia State University's ERes system was 13 pages long, and constituted one essay and approximately 2.0% of the work.

517. The excerpt of *The SAGE Handbook of Qualitative Research* (1st edition) that was placed on Georgia State University's ERes system was used for a nonprofit, educational purpose. Namely, the excerpt was used as part of Professor Jennifer Esposito's course materials for the purpose of teaching her class, and neither Professor Jennifer Esposito, Georgia State University, nor the

named defendants profited from the use of the excerpt of The SAGE Handbook of Qualitative Research (1st edition).

518. The excerpt of The SAGE Handbook of Qualitative Research (1st edition) that was placed on Georgia State University's ERes system was not used for commercial purposes.

519. The excerpt of The SAGE Handbook of Qualitative Research (1st edition) that was placed on Georgia State University's ERes system was used by Professor Jennifer Esposito for the purpose of teaching the students in her course.

520. Neither Georgia State University, Professor Jennifer Esposito, nor the named Defendants profited from the use of the excerpt of The SAGE Handbook of Qualitative Research (1st edition) that was placed on Georgia State University's ERes system.

521. Professor Jennifer Esposito did not use the excerpt of The SAGE Handbook of Qualitative Research (1st edition) that she placed on Georgia State University's ERes system for the purpose of entertainment.

522. Professor Jennifer Esposito's use of the excerpt of The SAGE Handbook of Qualitative Research (1st edition) that she placed on Georgia State

University's ERes system was necessary to achieve her intended educational purpose.

523. Professor Jennifer Esposito did not publish or publicly distribute the excerpt of The SAGE Handbook of Qualitative Research (1st edition) that she placed on Georgia State University's ERes system.

524. Professor Jennifer Esposito's use of the excerpt of The SAGE Handbook of Qualitative Research (1st edition) that she placed on Georgia State University's ERes system did not exceed her intended educational purpose because she used only the amount of the work that she needed to illustrate her intended lesson to the class.

525. The SAGE Handbook of Qualitative Research (1st edition) is a published work.

526. The SAGE Handbook of Qualitative Research (1st edition) is a factual work of nonfiction.

527. The excerpt of The SAGE Handbook of Qualitative Research (1st edition) that Professor Jennifer Esposito used in her course was important to her educational objectives.

528. The excerpt of The SAGE Handbook of Qualitative Research (1st edition) that Professor Jennifer Esposito used in her course amounts to 2.0% of

the work, and as such, was a small portion of *The SAGE Handbook of Qualitative Research* (1st edition).

529. The excerpt of *The SAGE Handbook of Qualitative Research* (1st edition) that Professor Jennifer Esposito used in her course was not central to the work because it was only a small essay in a much larger text of similar essays on related topics.

530. The excerpt of *The SAGE Handbook of Qualitative Research* (1st edition) that Professor Jennifer Esposito used in her course was narrowly tailored for Professor Jennifer Esposito's educational purpose because she only used the portion of the work that she needed to illustrate her lesson.

531. Professor Jennifer Esposito's use of the excerpt of *The SAGE Handbook of Qualitative Research* (1st edition) did not have a significant effect on the market or potential market for the copyrighted work because the ERes excerpt was restricted to her class.

532. Professor Jennifer Esposito's use of the excerpt of *The SAGE Handbook of Qualitative Research* (1st edition) stimulated the market for the original work because it exposed students to a portion of a work that they may not have otherwise experienced.

533. The publisher of The SAGE Handbook of Qualitative Research (1st edition) does not market any similar product.

534. Professor Jennifer Esposito assigned the excerpt of The SAGE Handbook of Qualitative Research (1st edition) as supplemental classroom reading – she assigned five text books as required reading.

535. A small number of copies of the excerpt of The SAGE Handbook of Qualitative Research (1st edition) were distributed—specifically, the ERes records indicates that the work was only accessed by twenty-five students.

536. Access to the excerpt of The SAGE Handbook of Qualitative Research (1st edition) was limited to the students in the class by a password protected website.

537. The excerpt of The SAGE Handbook of Qualitative Research (1st edition) was removed from the ERes system after the semester ended.

538. Professor Jennifer Esposito lawfully owns a copy of The SAGE Handbook of Qualitative Research (1st edition).

2) **EPRS8520 – Qualitative Research in Education III**

539. Professor Jennifer Esposito taught EPRS8520 during Fall 2009.

540. Fourteen students enrolled in Professor Jennifer Esposito's section of EPRS8520.

541. Professor Jennifer Esposito required her students to purchase Qualitative Data Analysis (Grbich) and The Coding Manual for Qualitative Researchers (Saldana).

i. **Theoretical Frameworks in Qualitative Research**

542. Professor Jennifer Esposito used excerpts from the work Theoretical Frameworks in Qualitative Research while teaching EPRS8520 during Fall 2009.

543. Theoretical Frameworks in Qualitative Research is published by SAGE.

544. Theoretical Frameworks in Qualitative Research is 237 pages long.

545. Theoretical Frameworks in Qualitative Research is a collective work made up of works from several different contributors.

546. Professor Jennifer Esposito prepared a fair use checklist prior to requesting that the library put the excerpts of Theoretical Frameworks in Qualitative Research on Georgia State University's ERes system.

547. In preparing the fair use checklist for Theoretical Frameworks in Qualitative Research, Professor Jennifer Esposito considered each of the fair use

factors on the checklist and determined whether each factor favored fair use, and checked the boxes according to her analysis.

548. Professor Jennifer Esposito lost or misplaced her fair use checklist, and recreated a fair use checklist that fairly and accurately represents the initial fair use checklist that she filled out for the excerpts of *Theoretical Frameworks in Qualitative Research*.

549. The excerpts of *Theoretical Frameworks in Qualitative Research* that were placed on Georgia State University's ERes system was 26 pages long, and constituted an introduction and conclusion, which was approximately 11.0% of the work.

550. The excerpts of *Theoretical Frameworks in Qualitative Research* that were placed on Georgia State University's ERes system were used for a nonprofit, educational purpose. Namely, the excerpts were used as part of Professor Jennifer Esposito's course materials for the purpose of teaching her class, and neither Professor Jennifer Esposito, Georgia State University, nor the named defendants profited from the use of the excerpts of *Theoretical Frameworks in Qualitative Research*.

551. The excerpts of Theoretical Frameworks in Qualitative Research that were placed on Georgia State University's ERes system were not used for commercial purposes.

552. The excerpts of Theoretical Frameworks in Qualitative Research that were placed on Georgia State University's ERes system were used by Professor Jennifer Esposito for the purpose of teaching the students in her course.

553. Neither Georgia State University, Professor Jennifer Esposito, nor the named Defendants profited from the use of the excerpts of Theoretical Frameworks in Qualitative Research that were placed on Georgia State University's ERes system.

554. Professor Jennifer Esposito did not use the excerpts of Theoretical Frameworks in Qualitative Research that she placed on Georgia State University's ERes system for the purpose of entertainment.

555. Professor Jennifer Esposito's use of the excerpts of Theoretical Frameworks in Qualitative Research that she placed on Georgia State University's ERes system were necessary to achieve her intended educational purpose.

556. Professor Jennifer Esposito did not publish or publicly distribute the excerpts of Theoretical Frameworks in Qualitative Research that she placed on Georgia State University's ERes system.

557. Professor Jennifer Esposito's use of the excerpts of Theoretical Frameworks in Qualitative Research that she placed on Georgia State University's ERes system did not exceed her intended educational purpose because she used only the amount of the work that she needed to illustrate her intended lesson to the class.

558. Theoretical Frameworks in Qualitative Research is a published work.

559. Theoretical Frameworks in Qualitative Research is a factual work of nonfiction.

560. The excerpts of Theoretical Frameworks in Qualitative Research that Professor Jennifer Esposito used in her course were important to her educational objectives.

561. The excerpts of Theoretical Frameworks in Qualitative Research that Professor Jennifer Esposito used in her course amounts to 11.0% of the work, and as such, was a small portion of Theoretical Frameworks in Qualitative Research.

562. The excerpts of Theoretical Frameworks in Qualitative Research that Professor Jennifer Esposito used in her course were not central to the work because they were two small essays in a much larger text of similar essays on related topics.

563. The excerpts of Theoretical Frameworks in Qualitative Research that Professor Jennifer Esposito used in her course were narrowly tailored for Professor Jennifer Esposito's educational purpose because she only used the portion of the work that she needed to illustrate her lesson.

564. Professor Jennifer Esposito's use of the excerpts of Theoretical Frameworks in Qualitative Research did not have a significant effect on the market or potential market for the copyrighted work because the ERes excerpts were restricted to her class.

565. Professor Jennifer Esposito's use of the excerpts of Theoretical Frameworks in Qualitative Research stimulated the market for the original work because it exposed students to a portion of a work that they may not have otherwise experienced.

566. The publisher of Theoretical Frameworks in Qualitative Research does not market any similar product.

567. Professor Jennifer Esposito assigned the excerpts of Theoretical Frameworks in Qualitative Research as supplemental classroom reading – she assigned two text books as required reading.

568. A small number of copies of the excerpts of Theoretical Frameworks in Qualitative Research were distributed—specifically, the ERes records indicate that the works were accessed four times.

569. Access to the excerpts of Theoretical Frameworks in Qualitative Research was limited to the students in the class by a password protected website.

570. The excerpts of Theoretical Frameworks in Qualitative Research were removed from the ERes system after the semester ended.

571. Georgia State University lawfully owns a copy of Theoretical Frameworks in Qualitative Research.