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Can I still claim fair use if I want to use copyrighted material that is unpublished?

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How does a work’s copyright status affect fair use?

How does a work’s orphan work status affect fair use?

Can contractual terms governing access to a work restrict the availability of fair use?

Does the information in this guide still apply if my work will be published outside of the United States?

Does the fair use analysis change when the copyrighted material I want to use is owned by a litigious estate?

What can I do if my publisher asks me to obtain permission instead of allowing me to rely on fair use?
Does fair use protect against claims based on legal rights other than copyright, such as privacy rights, trademark, defamation, right of publicity, and more?

V. BEYOND FAIR USE

Appendix: Principles and Limitations from Existing Statements of Best Practices in Fair Use

Table 1: Criticizing, Discussing, or Commenting on Copyrighted Material

Table 2: Using Copyrighted Material to Illustrate, Support, or Prove an Argument or a Point

Table 3: Using Copyrighted Material for Non-Consumptive Research

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