

Public Domain

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Video #1

Introduction and Overview

Public Domain

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Why the Public Domain?

- Many public domain works include nearly timeless and entirely relevant information.
- The information is immediately usable.
- There is an abundance of such information.
- The content is available in diverse mediums.
- Not restricted to the existing format.

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What Is the Public Domain?

- Works created before copyright laws
- Works whose copyrights have expired
- Works created by US Government
- Works donated to the Public Domain
- Ideas, Concepts, Formulas, Lists, Equations, etc.

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What Is the Public Domain?

- Works published (with or without copyright) before 1923 are in the public domain.
- Works published 1923 – 1964 whose copyright was not renewed in the 28th year are in the public domain.
- Works published in the United States before 1989 without proper copyright notice are in the public domain.

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Niche Market Research for Product Ideas

- **Niche Market**

- Passionate about niche
- Disposable income
- Continuity (Ability to sell additional products)

- **Market Demand**

- What problem can you solve?
- All people are motivated by triggers
 - Save Money
 - Make Money
 - Save Time
 - Save Effort
 - Avoid Pain
 - Be Happy
 - Feel Loved
 - Acknowledgement

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Niche Market Research for Product Ideas

- Online Keyword (<http://onlinekeywordtool.com>)
- Trends Research (<http://trendsresearchtool.com>)
- eBay Pulse (<http://pulse.ebay.com>)
- Amazon Best-Sellers (<http://www.amazon.com>)
- Craft Count (Etsy) (<http://craftcount.com>)
- CaféPress Shops (<http://www.topcafeshop.com/>)
- Zazzle Bestsellers (<http://www.zazzle.com/bestsellers>)

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Copyright Research Step-by-Step (Printed Works)

Step 1: Identify Potential Public Domain Work

(This would include books, magazines and newspapers)

- Name of Work
- Author
- Publisher
- Publish Year
- Volume / Issue (Magazines & Newspapers)
- Article Title (Magazines & Newspapers)

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Copyright Research Step-by-Step (Printed Works)

Step 2: Determine Copyright Status

- If the Publish Year is before 1923: ***The WORK is in the Public Domain***
- If the Publish Year is 1923 – 1950: **Go to Step 3**
- If the Publish Year is 1950 – 1963: **Go to Step 4**

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Copyright Research Step-by-Step (Printed Works)

Step 3: Publish Year of 1923 – 1950

Copyright needed renewed in 28th year from first publication

Research Option 1:

Copyright Renewal Database at Stanford University

<http://collections.stanford.edu/copyrightrenewals/bin/search/simple>

Research Option 2:

Catalog of Copyright Entries at UPenn

<http://onlinebooks.library.upenn.edu/cce/>

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Copyright Research Step-by-Step (Printed Works)

Step 3: Publish Year of 1923 – 1950

Copyright needed renewed in 28th year from first publication

Books:

Title and Author not found, **the work is likely in the public domain**

Magazines & Newspapers:

Must check BOTH the periodical title AND the article title. If neither one is found, **the work is likely in the public domain**

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Copyright Research Step-by-Step (Printed Works)

Step 4: Publish Year of 1950 – 1964

Copyright needed renewed in 28th year from first publication

Research Option:

Copyright Catalog of Records at Copyright.gov

<http://www.copyright.gov/records>

Research Books, Periodicals, Articles, etc. here.

Works published in 1950 should be checked in both places (Step 3 and Step 4).

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Copyright Research Step-by-Step (Images, Film, Etc.)

Step 1: Identify Potential Public Domain Work

(This would include photographs, artwork, films, audio, etc.)

- Name of Work
- Artist / Producer / Performer
- Publisher (if any)
- Publish Year

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Copyright Research Step-by-Step (Images, Film, Etc.)

Step 2: Determine Copyright Status

- If the Publish Year is before 1923: ***The WORK is in the Public Domain***
- If the Publish Year is 1923 – 1950: **Go to Step 3**
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Copyright Research Step-by-Step (Images, Film, Etc.)

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Copyright Research Step-by-Step (Images, Film, Etc.)

Step 3: Publish Year of 1923 – 1950

Copyright needed renewed in 28th year from first publication

Media:

Title and Artist / Producer / Performer not found, **the work is likely in the public domain**

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Copyright Research Step-by-Step (Images, Film, Etc.)

Step 4: Publish Year of 1950 – 1964

Copyright needed renewed in 28th year from first publication

Research Option:

Copyright Catalog of Records at Copyright.gov

<http://www.copyright.gov/records>

Set Search Limits: Recorded Documents, Serials, Music, Dramatic Works, Maps, Sound Recordings, Motion Pictures

Works published in 1950 should be checked in both places (Step 3 and Step 4).

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Copyright Research Step-by-Step (Government)

- Pre-1923
- Copyright Notice on the website
 - Privacy
 - About
 - Policies
 - FAQ
- Copyright Page in PDFs / Books

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Copyright Research Step-by-Step (Patents)

- Utility Patents – 20 years from filing date
Issued for the invention of a new and useful process, machine, manufacture, or composition of matter, or a new and useful improvement
- Design Patents – 14 years from patent grant
Issued for a new, original, and ornamental design for an article of manufacture

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Copyright Research (Other Countries than US)

- **In most countries outside the U.S.**, the general rule of thumb concerning copyright for literary works is that the copyright expires 70 years after the death of the author or creator of the work.

(http://en.wikipedia.org/wiki/List_of_countries%27_copyright_length)

- **The rule of the shorter term**, also called the comparison of terms, is a provision in international copyright treaties that allows participating countries to limit the duration of copyright they grant to foreign works to the copyright term a work is granted in its country of origin.

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Next Week:

Books!

No Homework This Week!