

Subject: Re: Welcome Poets Fair Use Questions
Date: Thursday, July 3, 2025 at 12:47:20 PM Central Daylight Time
From: Christine R Sloan-Miller
To: Clara Philbrick, Garry G Denny
CC: Valerie Waszak

Hi Clara,

Garry and I took a look at the 5 sections you reference (in your email below) and then had a discussion.

We're in agreement that due to the short length of material excerpted and the transformative use of the material for this poetry series, these examples can be considered Fair Use.

Here is more detail about each of your questions:

The audio snippets in question for #1, #2 & #3 are all one-line excerpts of audio... very brief and incorporated in a transformative context. The team should add L3's attributing where the audio is coming from (like they include the attribution for the newspaper headlines). Please give our WPR colleagues a "good neighbor" heads up that we're using a line of their audio for this. You could send a note to Noah Ovshinsky, their CCO.

#4 (the video/audio) is also very brief and we'd consider it used in a transformative manner. Please add a L3 crediting the video source.

As for #5 (the draft video), it's being used to illustrate a point, and I assume the plan is to place the video in an "old TV" graphic, versus the tiny center screen square that is currently in the sequence? That should happen, so as to make it more transformative rather than simply shrinking it down in center screen as it's currently presented. It's such a short excerpt that we think it could also be considered Fair Use. We'd also want to see a L3 for that source material.

Please let me know if you have any questions about our assessments.

Thanks,
Christine and Garry

From: Clara Philbrick <clara.philbrick@pbswisconsin.org>
Date: Tuesday, July 1, 2025 at 7:51 PM
To: GARRY G DENNY <garry.denny@pbswisconsin.org>, Christine Sloan-Miller <christine.sloan-miller@pbswisconsin.org>
Cc: Valerie Waszak <valerie.waszak@wisc.edu>
Subject: Welcome Poets Fair Use Questions

Hi Garry and Christine,

I am writing to consolidate the few remaining fair-use questions for Welcome Poets. Below I have listed the Frame.io links to the two episodes with fair-use materials needing approval, the source videos and timecodes in which they are used, and any information I have that might be pertinent to your decision making.

For the interviews utilized in Episode 5, my guess is that they are not fair use (though I'd be thrilled to be wrong!). In the event they are, I defer to you both as to whether it would still be a necessary act of good community relations to request permission from the source regardless. Of course, I'm happy to follow your direction on whatever you suggest.

Thank you again for all your help — it's greatly appreciated!

Best,

Clara

Episode 5 Frame.io link: <https://f.io/4eQ0s0cB>

1. <https://www.youtube.com/watch?v=qMl2M60iw8I&t=34s>
 - Frame.io timecodes: 3:36 - 3:39
 - Produced by the Cascadia Poetics Lab and Paul E Nelson (also available on Spotify)
 - *Only audio used in Welcome Poets*
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2. <https://www.youtube.com/watch?v=kT5cn483zPM> Frame.io timecodes: 3:39 - 3:47
 - Frame.io timecodes: 3:39 - 3:47
 - Posted by L.E. Phillips Memorial Public Library in downtown Eau Claire
 - Produced by Chippewa Valley Book Festival
 - *Only audio used in Welcome Poets*
3. <https://www.wpr.org/shows/morning-show/wisconsins-new-poet-laureate-us-sen-tammy-baldwin-foreign-farm-ownership>
 - Frame.io timecodes: 3:31-3:36 and 3:49 - 3:55
 - I assume this is fine for us to use as we are all WPM, however, please let me know if we have a protocol for approving usage of WPR material -- this would be my first time doing so!
 - *Only audio used in Welcome Poets*
4. <https://www.youtube.com/watch?v=8MHbVfCgzLM&t=1039s>
 - Frame.io timecodes: 5:16 - 5:17
 - Posted by L.E. Phillips Memorial Public Library in downtown Eau Claire
 - Produced by Poetry & Pi(e) (an annual event celebrating the convergence of Pi Day and National Poetry Month)
 - *Video and audio used in Welcome Poets*
 - *Left side video is the Poetry & Pi(e) event. Right side video shot by Welcome Poets*

project.

Episode 3 Frame.io link: <https://app.frame.io/reviews/3b438029-39fc-48c3-b34b-0d62f22b4a68>

5. <https://www.youtube.com/watch?v=gl29gRRppBg&t=77s>
 - Frame.io timecodes: 1:38 - 1:50 (Vietnam War Draft Lottery)