

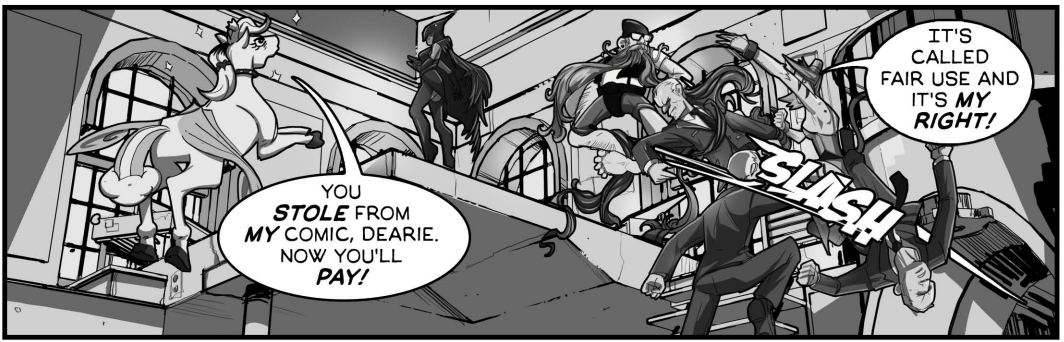
IN HER SECRET BROOKLYN H.Q., PENCILLER IS FINISHING UP THE LAST FEW TOUCHES ON THE "PROSPECT PONY" KIDS' COMIC SHE'S CREATING WITH HER ACTION RENDER TEAMMATES.



LIKE MANY ARTISTS, SHE DRAWS INSPIRATION FROM **ANOTHER SOURCE...**

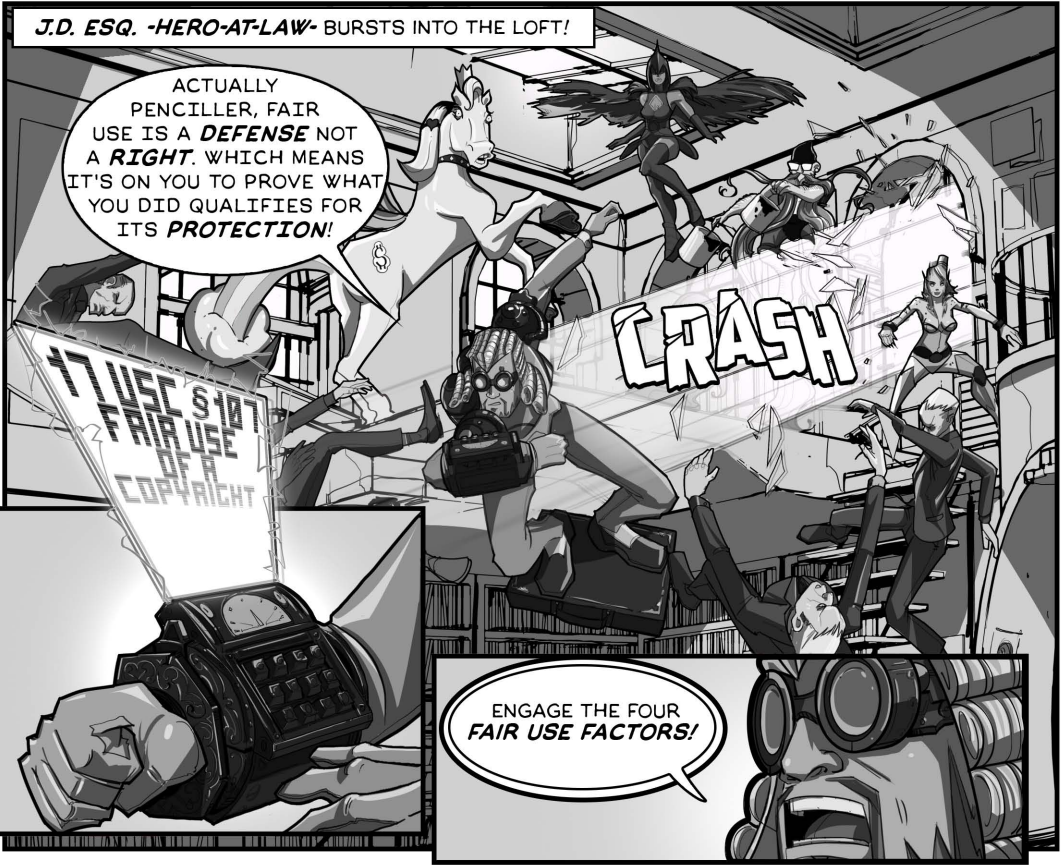
BUT THE LINE BETWEEN INSPIRATION AND INFRINGEMENT CAN BE PERILOUSLY THIN, AS THE PENCILLER IS ABOUT TO FIND OUT...





YOU **STOLE** FROM MY COMIC, DEARIE. NOW YOU'LL **PAY!**

IT'S CALLED **FAIR USE** AND IT'S **MY RIGHT!**



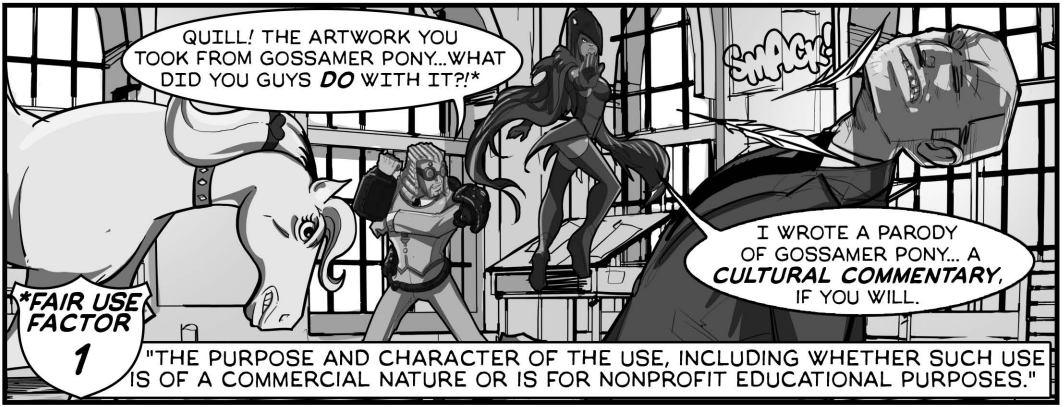
J.D. ESQ. -HERO-AT-LAW- BURSTS INTO THE LOFT!

ACTUALLY PENCILLER, **FAIR USE** IS A **DEFENSE** NOT A **RIGHT**. WHICH MEANS IT'S ON YOU TO PROVE WHAT YOU DID **QUALIFIES** FOR ITS **PROTECTION!**

CRASH

17 USC § 107
FAIR USE
OF A
COPYRIGHT

ENGAGE THE **FOUR FAIR USE FACTORS!**



QUILL! THE ARTWORK YOU TOOK FROM GOSSAMER PONY...WHAT DID YOU GUYS **DO** WITH IT?!*

I WROTE A PARODY OF GOSSAMER PONY... A **CULTURAL COMMENTARY**, IF YOU WILL.

***FAIR USE FACTOR**

1

"THE PURPOSE AND CHARACTER OF THE USE, INCLUDING WHETHER SUCH USE IS OF A COMMERCIAL NATURE OR IS FOR NONPROFIT EDUCATIONAL PURPOSES."



REALLY?
I JUST THOUGHT
GOSSAMER PONY'S
MANE WOULD LOOK
FIERCE IF I FLIPPED
IT AND ADDED SOME
RIPPLES!



GREAT JOB! PENCILLER,
YOU **MODIFIED** GOSSAMER'S
ARTWORK. QUILL, YOU
PARODIED IT.

YOUR WORK
IS **TRANSFORMATIVE**--
THAT'S ONE HUGE ELEMENT
IN YOUR FAVOR!



NOBODY MESSSES WITH MY HAIR!

WHAT **KIND** OF
WORK IS GOSSAMER
PONY?*

GOSSAMER PONY
IS JUST ANOTHER COMIC.
A **STUPID** ONE!

DOESN'T MATTER IF
IT'S A STUPID COMIC. YOU
TOOK MATERIAL FROM A WORK OF
CREATIVE FICTION. YOU'VE
JUST **LOST** THIS
ELEMENT!

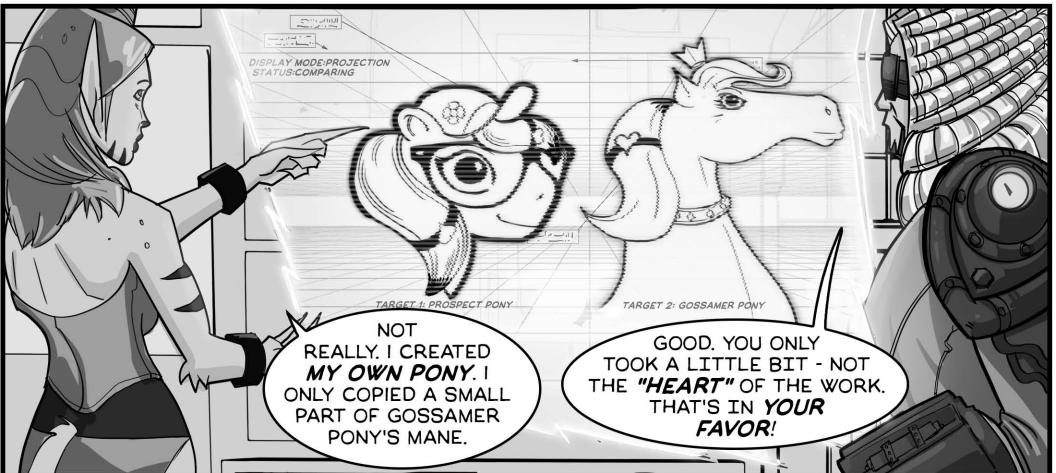
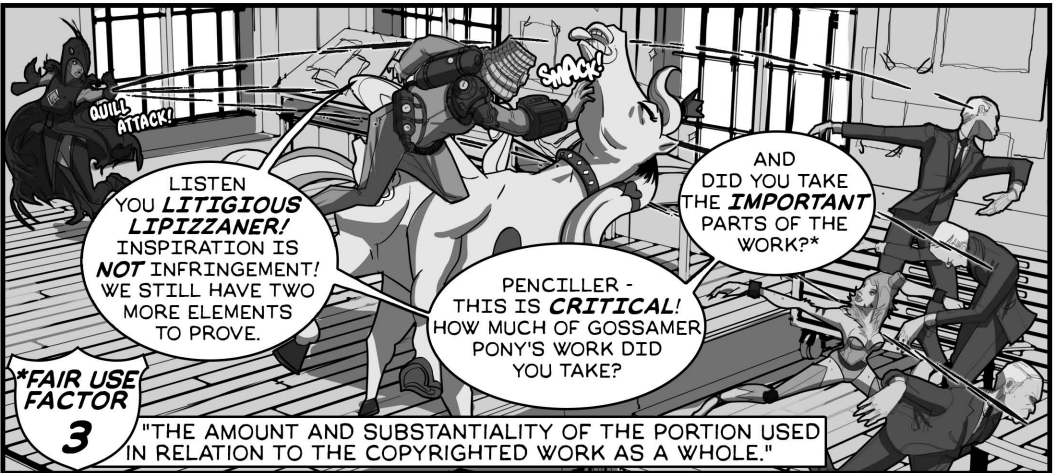
***FAIR USE
FACTOR
2**

"THE NATURE OF THE COPYRIGHTED WORK." 17 USC §107(2):

SEIZING THE INITIATIVE, GOSSAMER PONY CREATES A *DAINTY VORTEX OF DOOM!*



BEARD-O IS SUCKED OUT INTO THIN AIR, HIS HANDLEBARS FLAILING FOR A HANDHOLD!



FOR THE FIRST TIME, GOSSAMER PONY IS UNCERTAIN. HER LEGAL CLAIM HANGS IN THE BALANCE!

FINAL FACTOR!
DID YOUR COMIC HURT
THE **MARKET VALUE** OF
GOSSAMER PONY? ARE YOU
TRYING TO SUBSTITUTE YOUR
WORK FOR GOSSAMER PONY'S
TO THE SAME READERS?*

*FAIR USE
FACTOR
4

"THE EFFECT OF THE USE UPON THE POTENTIAL MARKET
FOR OR VALUE OF THE COPYRIGHTED WORK."

J.D. ESQ. SENDS GOSSAMER PONY THROUGH THE VORTEX WITH A SWIFT MOTION TO DISMISS!

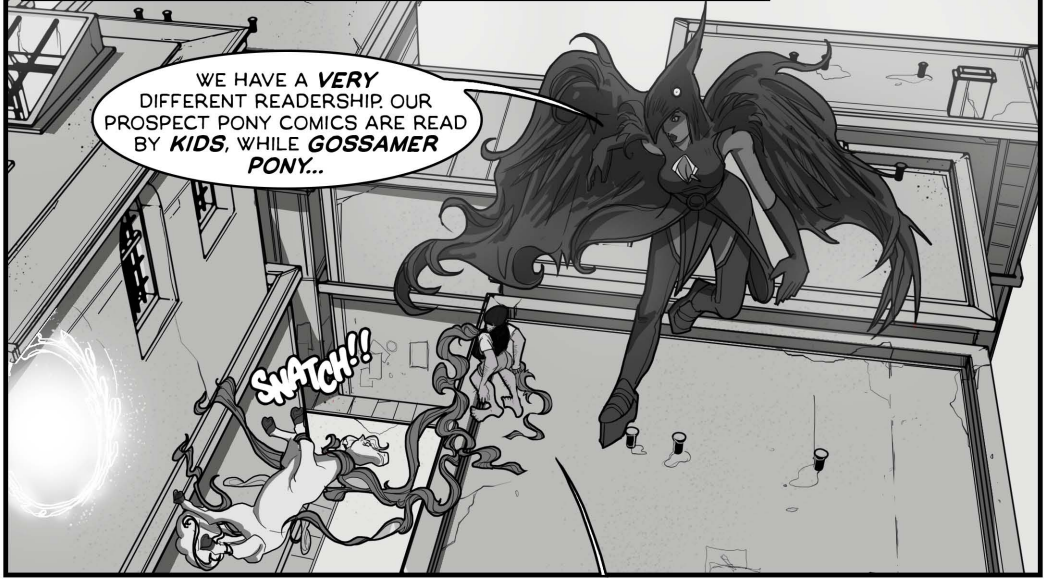
NO WAY!
WE DIDN'T HURT
THEIR SALES
AT ALL!

ZAAA-DOOSH!

OUTSIDE, BEARD-O CATCHES THE ANGRY PONY IN A WEB OF WHISKERS!

WE HAVE A **VERY** DIFFERENT READERSHIP. OUR PROSPECT PONY COMICS ARE READ BY **KIDS**, WHILE **GOSSAMER PONY...**

SNATCH!!



...HAS MORE OF A **MIDDLE AGED** DEMOGRAPHIC.

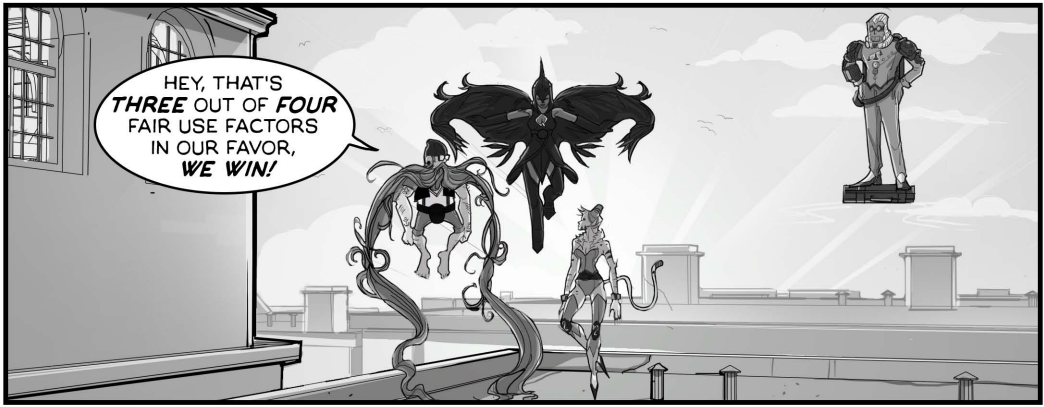
GOSSAMER PONY POWER

DRINK THE RAINBOW



ON THE STREETS BELOW, GOSSAMER PONY'S FANBOYS ARE AGHAST AT THE DEFEAT OF THEIR OAT-EATING IDOL!

HEY, THAT'S **THREE** OUT OF **FOUR** FAIR USE FACTORS IN OUR FAVOR, **WE WIN!**



BUT THE HEROES' HAPPINESS SHATTERS LIKE THE TIP OF AN OVER-SHARPENED PENCIL-

-AS THE HAND OF **JUDGE-ZILLA** YANKS THE WARRING PARTIES HIGH INTO THE AIR!

**CEASE
THY PREMATURE
UTTERANCES! NOTHING IS
FAIR USE UNTIL I
SO RULE IT
THUS!**



REMEMBER
CITIZENS: FAIR USE IS
NOT A RIGHT. YOU HAVE TO
PROVE IT EACH TIME. AND WHETHER
YOU SUCCEED IS ULTIMATELY UP
TO THE PERSON WITH THE
GAVEL AND BLACK
ROBE.

DON'T MISS NEXT ISSUE'S EXCITING CONCLUSION -- UNLESS THERE'S AN APPEAL-IN "SHARPLY FALLS THE GAVEL!"