

CREATIVE LICENSE: A Conversation about Music Sampling and Fair Use



The Issue of Sampling and Fair Use

Sampling is a music-making technique that incorporates a portion of a previously existing sound recording - sometimes in an altered form - into a new work. Sampling and mashups are now part of the musical lexicon, yet the practice remains contentious as it represents a creative use not historically considered by copyright law.

Over the past 20 years, a sample license clearance process has developed through which samplers obtain permissions and negotiate licensing fees with copyright holders. While this process has led to revenue for some artists whose work has been licensed and allows the original creator to say no to uses he/she may find objectionable, it remains a source of frustration for many sampling artists, who find it cumbersome, inefficient and expensive. What would constitute "fair use" in this environment?

As part of a multi-part discussion series, Future of Music Coalition and media professor Kembrew McLeod (University of Iowa) will examine this issue at "Creative License: a Discussion About Music, Sampling and Fair Use" - which takes place at **The Public Theater in New York City on Monday, October 6 at 6:00 PM**. Co-presented with the American Constitution Society for Law and Policy and The Copyright Society of the USA, this event allows lawyers, musicians, advocates, academics and students to participate in a robust but balanced conversation about the legal and social challenges at the intersection of copyright, creativity and commerce.

Confirmed Panelists

- ◊ **June M. Besek** Executive Director, Kernochan Center for Law, Media and the Arts at Columbia Law School
- ◊ **E-P** Recording Artist & Owner/CEO, Definitive Jux
- ◊ **Peter Jaszi** Professor of Law, American University
- ◊ Moderated by **Kembrew McLeod**, documentary filmmaker, associate professor, University of Iowa and co-author of Creative License

Registration

Admission with CLE credits: \$75, \$50 for CSUSA members

Regular admission: \$25

A limited number of CLE scholarships and musician scholarships are also available.

CSUSA members receive a discount for admission with CLE credits, here's how:

Head to the registration page: <https://www.futureofmusic.org/events/sampling08/regform.cfm>

Fill out the form and enter your credit card information.

In the "got a promo code?" box, enter "CSUSA" and your card will be charged \$50 instead of \$75.

More Information

Info: <http://www.futureofmusic.org/events/sampling08/index.cfm>

Register: <https://www.futureofmusic.org/events/sampling08/regform.cfm>

Musician scholarships: <https://www.futureofmusic.org/events/sampling08/scholarshipinfo.cfm>

For information on scholarships for CLE credit, please email amy@csusa.org for further information.

This course is Transitional and Nontransitional and provides 1.5 Professional Practice Credits of Continuing Legal Education (CLE) (based on 50 minutes).



The Copyright Society of the USA has been certified by the New York State Continuing Legal Education Board as an Accredited Provider of continuing legal education in the state of New York for March 3, 2007 - March 2, 2010.