ABSTRACT
The Copyright Office Circular 21 Guidelines are sorely outdated and should be revised to take into account recent, important case law developments.

CIRCULAR 21 GUIDELINES
Text copies for classroom use:
- brevity: < 2,500 words
- spontaneity: 10%, but < 500 words
- cumulative effect: < 9 instances per course/term, 2 by same author, 3 per collective work per term

CIRCULAR 21 HISTORY
- 1976: Copyright Act Enacted
- 1977: Circular 21 Published
- 1978 ... 2014: "reprinted over the years with very few revisions."

REFERENCES
- Cambridge Univ. Press v. Patton, 769 F.3d 1232 (11th Cir. 2014).
- Authors Guild, Inc. v. HathiTrust, 755 F.3d 87 (2d Cir. 2014).
- U.S. Copyright Office, Copyright Circular 21: Reproductions of Copied works by Educators and Librarians (2014).
- U.S. Copyright Office. "Copyright Information." Message to Sara Benson. 21 July 2016. E-mail.

CASE LAW DEVELOPMENTS
- HathiTrust case
- Cambridge (GSU) case

FAIR USE
transformative = fair use