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July 20, 2015

RE: Notice of Inquiry, Copyright Office, Library of Congress
Copyright Protection for Certain Works (Docket No. 2015-01

Catherine R. Rowland
Senior Advisor to the Register of Copyrights
US Copyright Office
crowland@loc.gov

Dear Ms. Rowland,

Thank you for the opportunity for working artists to provide their input regarding the proposed Copyright changes.

My name is Dolores R. Santoliquido. I have been a professional fine artist, illustrator and arts educator for over 40 years. During the course of my career, I have illustrated over 100 books (including thousands of individual illustrations), numerous magazine and news paper articles, signage art, advertising art, package art and images for surface design. Some of my clients over the years include: Random House, Chanticleer Press, Prentice Hall, Weight Watchers International, Taunton Press, Ogilvy & Mather, Marchalk Company, Gray Advertising, The American Orchid Society, The World Wildlife Federation, the Bronx Zoo, The New York Botanical Garden, the Brooklyn Botanical Garden and El Faro Preserve (Puerto Rico). Currently I own copyrights to the vast majority of my intellectual property. Through the years ownership of this work has afforded additional licensing and therefore additional income from works previously completed. Copyrights are our assets. Current laws protect an artist's bundle of rights. I own the right to create derivative works from existing art, further permitting the production of income from past work. The income I derive from the work I create is how I

thrive and survive. The changes being proposed will seriously curtail, or even worse, put an end to my ability to earn money in this way.

The existence of copyrights is not an abstract legal issue but the basis of how I earn my living!

Although not perfect, it is without a doubt that enactment of the Copyright Law of 1976 was the best possible thing to happen to creators of visual art. These laws afford each and every visual artist the right to control how their work is utilized. As it stands, one disadvantage of the current copyright law is the permission and recognition of work-for-hire contracts that strip artists of authorship rights to their work. Many other foreign countries do not recognize work-for-hire contracts. If changes were to take place, it would be a step in the right direction for the repeal of work-for-hire contracts.

The proposal of registration of individual images would incur prohibitive fees to image banks. These fees would erode my income drastically. Unlike under the current laws, I would be required to register my work otherwise my work would be "orphaned", thus opening up my intellectual property to permissible infringement. I would have no recourse against "good faith" infringers (people, institutions and organizations) usurping my works.

Regarding "Fair Use", I make use of fair use to show my students the work of other artists strictly as a learning tool. I do not use fair use in the creation of my art. To use another artist's work as material to create my own art is and always will be plagiarism.

I thank you for reading my letter. I seriously ask you to recommend visual art be completely excluded from any orphaned works provisions Congress writes into the new Copyright Act.

Sincerely,
Dolores R. Santoliquido