**9.24 Copyright – Defenses – Independent Creation**

As a defense, [name of defendant] asserts that [he/she/it] created [his/her/its] work independently – without copying [name of plaintiff]’s copyrighted work.

If you find by a preponderance of the evidence that [name of defendant] created [his/her/its] work independently, you should find in [his/her/its] favor.

**Special Interrogatory to the Jury**

 Do you find by a preponderance of the evidence that [name of defendant] created [his/her/its] work independently?

Answer Yes or No \_\_\_\_\_\_\_\_\_\_\_\_\_