

AI-generated art can't be copyrighted after Supreme Court declines to review the rule

The US Supreme Court has declined to hear a case over whether AI-generated art can obtain a copyright, as reported earlier by *Reuters*. The Monday decision comes after Stephen Thaler, a computer scientist from Missouri, appealed a court's decision to uphold a ruling that found AI-generated art can't be copyrighted.

In 2019, the US Copyright Office rejected Thaler's request to copyright an image, called *A Recent Entrance to Paradise*, on behalf of an algorithm he created. The Copyright Office reviewed the decision in 2022 and determined that the image doesn't include "human authorship," disqualifying it from copyright protection.

After Thaler appealed the decision, US District Court Judge Beryl A. Howell ruled in 2023 that "human authorship is a bedrock requirement of copyright." That ruling was later upheld in 2025 by a federal appeals court in Washington, DC. As reported by *Reuters*, Thaler asked the Supreme Court to review the ruling in October 2025, arguing it "created a chilling effect on anyone else considering using AI creatively."

<https://www.theverge.com/policy/887678/supreme-court-ai-art-copyright>