

ANTI PIRACY PROGRAM

CDS Digital Media Services, Inc. requires that all content (Intellectual Property) submitted for replication be either properly licensed or owned by the client. It is illegal to copy or distribute Intellectual Property without the authorization of the copyright owner. CDS Digital's Anti-Piracy Program has been developed to protect copyright owners from unauthorized reproduction of their property and to protect CDS Digital and our clients from criminal prosecution and/or exposure to copyright infringement litigation. This information is not intended to substitute for legal counsel nor does it imply protection from criminal prosecution or litigation is guaranteed.

CDS Digital's Intellectual Property Rights Form must be completed carefully and accurately for your order to be processed. If you do not own the copyright for all of the content submitted, you must also provide proof that you have acquired the licensing for any portion of the content you do not own.

INTELLECTUAL PROPERTY RIGHTS (IPR) FORM FAQs

What Is Intellectual Property? Intellectual property is an area of law designed to encourage creativity and fair competition in the marketplace. It protects the rights of individuals and businesses who have transformed their ideas into property by granting rights to the owners of those properties. It is an intangible asset that must be expressed in some discernable way to be protected. It can be bought, sold, licensed, exchanged or gratuitously given away.

What is a Copyright? A copyright applies to the expression of an idea, whether published or not. Once an original work is created and fixed, copyright exists. Examples include: musical compositions (words and/or music), audio and video recordings, motion pictures, TV programs, computer programs, databases and other literary, dramatic, musical, or artistic works. Copyright does not protect facts, ideas, systems, or methods of operation, although it may protect the way these things are expressed.

What determines if I own the Intellectual Property Rights (IPR) for the content of my project? Unless you or your organization created all of the program material yourself, someone probably owns the copyright. We check your disc for copyrighted material including music tracks, software, shareware, freeware, motion picture and television programs. Check our web site for links to research who owns specific copyrights.

What is a Copyright License? A license is an agreement between the IPR owner and the user that specifies how the copyrighted material can be used. It should include how many copies can be made and how it is to be distributed.

How do I describe the "Type of Content"? ROM can be described as any of the following: Game, Application, Database, Operating System, Multimedia, Software Compilation, Shareware, Freeware, MP3 or Enhanced CD. Audio can be described as, Spoken Word, Broadcast Program, Karaoke/CD+G, Soundtrack, Live Performance, Single Artist/Band, or Compilation. Music should indicate the style, such as Rock, Rap, Folk, Country, Latin, etc.

What if my program is a compilation of either software and/or music? Attach a list of all software, shareware, or freeware programs, all musical tracks and/or video clips and indicate for each one if you own the IPR or license it. Attach the license agreements for each individual item.

What is a "Letter of Indemnity"? This is a letter claiming you assume all responsibility for the content material. This **cannot be accepted** as a substitute for a licensing agreement.

Who should sign the IPR form? The form should be signed by an officer of the organization or the individual soliciting the replication and not by a broker or intermediary.

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**INTELLECTUAL PROPERTY RIGHTS
(IPR) FORM**

**Required for All Sources
Incomplete Information May Delay Your Order
Additional Documentation May Be Required**

**Letters of Indemnity are not adequate
LICENSED content requires proof of licensing for replication
OWNED content indicates the individual/organization completing this form is the IPR owner
Must be completed by the organization soliciting replication and not by a broker or intermediary**

Provide all of the information in the first section:

Company Name: _____	Contact: _____
Project Title: _____	Phone #: _____
What type of media will be replicated? CD __ CD-R __ DVD __ DVD-R __ Other _____	
How do you plan to distribute the copies of this project? (Check all that apply) Within an organization__ Retail__ Distributed for Free__ Other_____	
List the Countries where this will be distributed: _____	
Do you own the Intellectual Property Rights (IPR) for the entire disc contents? Yes__ No__	

Complete the section(s) below that describe the content of the media you have ordered.

CD-ROM / DVD-ROM Content
Describe the type of content material: Application__ Database__ Multimedia__ Other_____
Are any contents compressed/encrypted? Yes__ No__ If yes, provide decompression/decryption instructions.
Do you own the IPR for the ROM contents of the disc? Yes__ No__
If you do not own the IPR, list all included non-owned software, freeware, and shareware products. Attach necessary distribution licensing documentation from the IPR owner. Some shareware and freeware products require distribution licensing. Consult the software vendor for what is necessary.

CD / DVD Audio Content
Describe the type of content material: Compilation__ Single Artist/Band__ Other_____
Describe the type of musical style: Rock__ Rap__ Gospel__ Spoken Word__ Other_____
Artist(s): _____
<u>An attached list including Track Title, Artist, and IPR owner is REQUIRED.</u> Sampling/mixing of additional recordings not owned (regardless of type, quantity, and length) requires licensing of those original recordings.
Do you own the IPR for the Audio contents of the disc? Yes__ No__
*If Not the IPR owner, proof of replication licensing from IPR owner for licensed tracks is REQUIRED.

CD /DVD Video Content
Describe the type of content material: Theatrical__ Promotional__ Documentary__ Other_____
If Audio is separately licensed, complete the Audio section and provide necessary Audio/Video Synchronization licensing.
Do you own the IPR for the Video contents of the disc? Yes__ No__
*If Not the IPR owner, proof of replication licensing from IPR owner is REQUIRED.

I affirm that all information provided herein is true and that all disc contents are properly licensed for replication under the terms of the original rights holder(s). Proof of such licensing and/or trademark authorization is attached. I agree to abide by CDS Digital Media Services, Inc.'s Terms and Conditions. CDS Digital Media Services, Inc. will maintain one source copy for at least one year, will incorporate a source code in all glass masters, and reserves the right to refuse the processing of any order not complying.

Signed _____

Date _____

Print Name _____

Title _____

Company Address _____

MUST BE COMPANY OFFICER

