

Last Updated: December 26, 2022

## **DMCA Copyright Policy**

This DMCA Copyright Policy is incorporated by reference into the Terms of Service Agreement. Any terms used in this policy but not defined herein are defined in the Terms of Service Agreement available at <https://coub.com/tos>.

The Company investigates claims of copyright infringement and takes appropriate actions under the Digital Millennium Copyright Act, Title 17, United States Code, Section 512(c) ("**DMCA**").

If you are a copyright owner or the legal agent of a copyright owner, and you believe that any material created or generated by a user as a Contribution, or otherwise made available through the Coub Services, including content on the Website, the online and mobile applications, infringes upon your copyrights, you may submit a written notification of claimed copyright infringement ("**DMCA Copyright Notice**") to the following Coub copyright agent (the "**Copyright Agent**"):

Coub Copyright Agent

Email: [dmca@coub.com](mailto:dmca@coub.com)

Attn: DMCA Notice

6 place des Eaux-Vives • BP • 1211 Geneva 3 • Switzerland

Coub.com, Ltd, registered at: Quijano Chambers, P.O. Box 3159,

Road Town, Tortola, British Virgin Islands

## **DMCA Copyright Notice**

To be effective, the notification must be written and include the following:

1. Identification of the copyrighted work claimed to have been infringed, or, if multiple copyrighted works are covered by a single DMCA Copyright Notice, a representative list of such works;
2. Identification of:
  - a. the Contribution or other material that is claimed to be infringing or to be the subject of infringing activity and that is to be removed or access to which is to be disabled; and
  - b. information reasonably sufficient to permit the Company to locate the material. Providing URLs in the body of an email is the best way to help us locate content quickly;
3. Information reasonably sufficient to permit the Company to contact you, such as an address, telephone number, and, if available, email address at which you may be contacted;
4. The following statements as the last two paragraphs of the text of the DMCA Copyright Notice:
  - a. "I hereby state that I have a good faith belief that the disputed use of the copyrighted material or reference or link to such material is not authorized by the copyright owner, its agent, or the law (e.g., as a fair use).";
  - b. "I hereby state that the information in this DMCA Copyright Notice is accurate and, under penalty of perjury, that I am the owner, or authorized to act on behalf of the owner, of the copyright or of an exclusive intellectual property right under the copyright that is allegedly infringed.";

5. A physical or electronic signature of a person authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

The DMCA Copyright Notice, with all items completed, shall be delivered to the Copyright Agent the contact details of which are set out above.

After removing Contribution or other infringing content according to a valid DMCA Copyright Notice, the Company notifies the individual responsible for the allegedly infringing Contribution or content that we have removed or disabled access to the Contribution or content.

### **Counter Notice**

If you believe your Contribution or other content was removed or disabled as a result of mistake or misidentification, you have the option to file a counter notice ("**Counter Notice**") by following the steps below.

Our Copyright Agent presents your Counter Notice to the person who filed the infringement complaint. Once your Counter Notice has been delivered, the Company is allowed under Section 512 to restore the removed Contribution or content in not less than 10 (ten) or more than 14 (fourteen) days, unless the complaining party serves notice of intent to obtain a court order restraining the restoration.

If you do not comply with all of the requirements of this Copyright Policy, your DMCA Copyright Notice or Counter Notice may not be valid. Only DMCA Copyright Notices and Counter Notices shall go to our Copyright Agent. If you send an email or notice to our Copyright Agent without a proper subject line, or for purposes other than communication about copyright claims, we may not acknowledge or respond to your communication. Any other feedback, comments, requests for technical support, and other communications should be directed to our customer service at [support@coub.com](mailto:support@coub.com).

It is our policy to terminate, under appropriate circumstances, any accounts of individuals who are repeat copyright infringers, and we reserve the right, in our sole discretion, to terminate any access by individuals for actual or apparent copyright infringement.

**Note:** There are legal and financial consequences for fraudulent and/or bad faith submissions. Before submitting a Counter Notice, be sure that you are the actual rights holder of the removed Contribution or content or that you have a good faith belief that the material was removed in error and understand the repercussions of submitting a false claim.

### **How to File a Counter Notice**

Section 512 (g)(3) of the DMCA requires that, to be valid, the Counter Notice must be written and addressed to our Copyright Agent listed above and must provide the following information:

1. Your name, address, and telephone number;
2. ID number of the DMCA Copyright Notice;
3. Identification of the material that has been removed or to which access has been disabled and the location at which the material appeared before it was removed or access to it was disabled (for example, copy and paste the link in the DMCA Copyright Notice email, to provide the source address of the Contribution or content that was removed);
4. A statement under penalty of perjury that you have a good faith belief that the Contribution was removed or disabled as a result of mistake or misidentification;
5. A statement that you consent to the jurisdiction of Federal District Court for the judicial district in which the address is located, or if your address is outside of the United States, for any judicial district in which Coub.com Ltd may be found, and that you will accept service of process from the

person who provided the original complaint under DMCA Copyright Notice or an agent of such person;

6. A physical or electronic signature (for example, typing your full name).