

Customer Name _____

_____, 20 _____

Store/Branch _____

CUSTOMER COPYRIGHT DECLARATION FORM

I understand that making copies of photographs and providing other imaging services must be authorized by the photographer, or fall within certain limited exceptions. I make the following statements concerning my request for copies or other digital services and products of the accompanying film, print, slide, movie, artwork, CD-ROM, disk or other material (all referred to in this document as the "photos"):

(Describe the content of the photos)

1. **I AM THE PHOTOGRAPHER, OR HAVE RECEIVED SUCH AUTHORIZATION.** [Does not apply where the photo is marked as a professional photo, or altered.]

2. **THE COPY REQUEST IS FOR PERSONAL USE AND HAS SPECIAL CIRCUMSTANCES:**

Describe above the special circumstances which indicate the photographer is unlikely to object to the copying.

Insert the approximate age of the photo.

The original print is damaged and I want the print restored.

The photographer is unknown or cannot be located.

All reasonable efforts have been made to contact the photographer to obtain permission.

Describe the effort made to contact the photographer.

Asked for name of city where photo was taken.

Checked telephone book.

Called PPA locator service (800-786-6277).

Other: Describe _____

3. **THE COPY REQUEST IS FOR A "FAIR USE":**

There is no automatic "fair use"! This request must be evaluated after considering all of the circumstances. Describe all the circumstances. Among those to consider are:

- a. Use for criticism, comment, news reporting, teaching, scholarship or research. (Circle all that apply.)
- b. Whether the use is for commercial or non-commercial purposes.
- c. The amount of the photo being copied.
- d. The number of copies requested.
- e. The impact of the copies on the photographer's potential resale market.
- f. Whether the copy serves the same function as the original.

Specify the facts to support the claim and describe the intended use:

Customer agrees to pay the Dealer/Lab charges for all services provided, and to indemnify and hold harmless the Dealer/Lab and its agents for all liability, damages and expenses (including reasonable actual attorney fees) it may incur as a result of its providing processing or other services and/or printing the photos, including any claims brought by any other person claiming an interest in the photos or in their subject matter.

Customer: _____

Address: _____

Telephone Number: _____

Accepted By: _____

Dealer/Lab

DEALER/LAB IS TO KEEP THIS FORM AFTER PROCESSING

Form 2

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Pads of this form are available at a small cost from the PMA Business Resources office at (800) 762-9287.