

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

© Copyright, June 2001, Photo Marketing Association International, 3000 Picture Place, Jackson, Michigan 49201 USA
Pads of this form are available at a small cost from the PMA Business Resources office at (800) 762-9287.