

DMCA Policy

Last Updated: 04/15/24

Termination of User Account

- A. We will terminate a user's access to the service if, under appropriate circumstances, the user is determined to be a repeat infringer.
- B. We reserve the right to decide whether material or activity violates our Terms of Service for reasons other than copyright infringement, including child sexual abuse material (CSAM), obscenity, or excessive length. We may at any time, without prior notice, remove that material or terminate a user's account for submitting that material in violation of our Terms of Service.

Removal of Material for Which Copyright Infringement Is Claimed

Digital Millennium Copyright Act

We will respond to allegations of copyright violations in accordance with the Digital Millennium Copyright Act (DMCA). The DMCA provides a process for a copyright owner to give notification to an online service provider concerning alleged copyright infringement. When an effective DMCA notification is received, the online service provider responds under this process by taking down the offending content. On taking down content under the DMCA, we will take reasonable steps to contact the owner of the removed content so that a Counternotification may be filed. On receiving a valid Counternotification, we generally restore the content in question, unless we receive notice from the DMCA Notice provider that a legal action has been filed seeking a court order to restrain the alleged infringer from engaging in the infringing activity. Our Privacy Policy does not protect any information contained in any DMCA Counternotification.

To File a DMCA Notification. If you are a copyright owner or an agent of a copyright owner and believe that any Content infringes on your copyrights, you may submit a notification under the Digital Millennium Copyright Act (DMCA) by providing our copyright agent with the following information in writing (see 17 U.S.C. § 512 for further detail):

1. A physical or electronic signature of a person authorized to act for the owner of an exclusive right that is allegedly infringed.
2. Identification of the copyrighted work claimed to have been infringed, or, if multiple copyrighted works at a single online site are covered by a single notification, a representative list of those works at that site.
3. Identification of the 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 information reasonably sufficient to permit the service provider to locate the material. Providing URLs in the body of your DMCA notification is the best way to help us locate content quickly.
4. Information reasonably sufficient to permit us to contact you (the complaining party), including an address, telephone number, and, if available, an electronic mail address at which you (the complaining party) can be contacted.

5. A statement that you (the complaining party) have a good faith belief that use of the material in the manner complained of is not authorized by the copyright owner, its agent, or the law.
6. A statement that the information in the notification is accurate, and under penalty of perjury, that you (the complaining party) are authorized to act for the owner of an exclusive right that is allegedly infringed.
7. Provide information, if possible, sufficient to permit us to notify the user or users who posted the content that allegedly contains infringing material.

You can send the DMCA Notice to our Designated Agent at:

Micro Nexus, LLC
Attn: Designated Copyright Agent

Corey D. Silverstein, Esq
30150 Telegraph Road, Suite 444
Bingham Farms, MI 48025
dmca@spankchain.com

Any person who knowingly materially misrepresents that material or an activity is infringing or that any material or activity was removed or disabled by mistake or misidentification, will be liable to us for any damages, including costs and legal fees incurred by us in removing or disabling access to the material or activity claimed to be infringing or in replacing the removed material or enabling access to it.

To File a Counternotification. If you believe that your content/material that was removed or to which access was disabled is not infringing, or that you have the authorization from the copyright owner, the copyright owner's agent, or under the law, to post and use the material, you may send a Counternotification containing the following information to our Designated Agent:

1. Your physical or electronic signature;
2. 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 disabled;
3. A statement that you have a good faith belief that the material was removed or disabled as a result of mistake or a misidentification of the material; and
4. Your name, address, telephone number, and email address, a statement that you consent to the jurisdiction of the US district court in the state in which you reside (or the US District Court for the District of Nevada if your address is outside of the United States), and a statement that you will accept service of process from the person who provided notification of the alleged infringement to us.

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