

Digital Millennium Copyright Act Compliance. It is XERQ's policy to respond to notices of alleged infringement that comply with the Digital Millennium Copyright Act. If you are a copyright owner or an agent thereof, and you believe that any content hosted on XERQ infringes your copyrights, you may submit a notification pursuant to the Digital Millennium Copyright Act ("DMCA") by providing XERQ's Designated Copyright Agent with the following information in writing:

1. A physical or electronic signature of a person authorized to act on behalf of 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 on XERQ are covered by a single notification, a representative list of such works at XERQ;
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 XERQ to locate the material;
4. Information reasonably sufficient to permit XERQ to contact the complaining party, such as an address, telephone number, and, if available, an electronic mail address at which the complaining party may be contacted;
5. A statement that the complaining party has 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 (*for example*, "I am under the good faith belief that the use of the copyrighted content that is identified herein is not authorized by the copyright owner, its agent, or the law."); and
6. A statement that the information in the notification is accurate, and under penalty of perjury, that the complaining party is authorized to act on behalf of the owner of an exclusive right that is allegedly infringed (*for example*, "I swear, under penalty of perjury, that the information in this notification is accurate and that I am the copyright owner, or authorized to act on behalf of the copyright owner, of the copyright(s) that is allegedly infringed by the aforementioned content.").

XERQ's Designated Copyright Agent to receive notifications of claimed infringement can be reached by email at copyright@xerq.net. For clarity, only DMCA notices should go to the XERQ Designated Copyright Agent. Any other feedback, comments, requests for technical support or other communications should be directed to XERQ customer service through support@xerq.net. You acknowledge that if you fail to comply with all of the requirements of this section, your DMCA notice may not be valid.

Designated Agent for DMCA Notices:

Mr. Matt Connor - Designated Agent for DMCA Notices
XERQ, INC.
% Copyright Department
2522 Chambers Road Suite 100
Tustin, CA 92780

Phone: 949-639-9377

Fax: 949-315-3942

Email: copyright@xerq.net

DMCA Agent Listing: http://www.copyright.gov/onlinesp/agents/s/ssd_nodes.pdf

Please note that under Section 512(f) of the DMCA, any person who knowingly materially misrepresents that material or activity is infringing may be subject to liability.

Disclaimer & Copyrights:

XERQ, XERQ, INC., and all affiliated developers of XERQ will not be held responsible for (1) any content generated by XERQ users/members or (2) content that exists through any links posted on the XERQ website.

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