

## **DMCA and DSA Policy**

### 1. DMCA Copyright Policy

#### 1.1. Removal of Material.

It is the policy of Lightricks to respect the legitimate rights of copyright owners, and we will respond to clear notices of alleged copyright infringement. Pursuant to the Digital Millennium Copyright Act (the “**DMCA**”), we have designated a DMCA Copyright Agent (as specified below) to receive notifications of claimed copyright infringement in connection with the Services. Please be advised that we enforce a policy that provides for the termination in appropriate circumstances of users of the Services who are repeat infringers. If you believe that your work has been used in a way that constitutes copyright infringement, please provide the DMCA Copyright Agent (as defined below) with a takedown notice that includes substantially the following (please consult your legal counsel or see the DMCA to confirm these requirements):

- 1.1.1. A physical or electronic signature of a person authorized to act on behalf of the owner of an exclusive copyright right that is allegedly infringed
- 1.1.2. A description of the copyrighted work(s) you claim has been infringed;
- 1.1.3. A description of the material on the Services that you claim is infringing along with a description of where to locate the material on the Services with enough detail so that we may find it. Providing URLs in the body of an email is the best way to help us locate material;
- 1.1.4. Your address, telephone number, and email address;
- 1.1.5. A statement by you that you have a good faith belief that the disputed use of the material is not authorized by the copyright owner, its agent, or the law; and
- 1.1.6. A statement by you, made under penalty of perjury, that the above information in your notice is accurate and that you are the copyright owner or authorized to act on the copyright owner's behalf regarding the exclusive copyright right that is allegedly infringed.

You acknowledge and agree that if you fail to substantially comply with all of the requirements above, your DMCA takedown notice may not be valid. If we receive a valid DMCA takedown notice, we may send a copy, including any contact information you provide, to the user responsible for the challenged material.

We will review your submission and take whatever action we deem appropriate under the DMCA, including removal of or disabling of access to the challenged material if appropriate. In appropriate circumstances, under our repeat infringer policy, we will also suspend or terminate the account of users who repeatedly or egregiously infringe the copyrights of third parties.

#### 1.2. Counter-Notification.

If you believe that the material you posted was removed from the Services by mistake, and that you have the right to post the material, you may elect to send us a counter-notification. To be effective the counter-notification must be a written communication provided to our DMCA Copyright Agent that includes substantially the following (please consult your legal

counsel or see the DMCA to confirm these requirements):

- 1.2.1. Your physical or electronic signature;
- 1.2.2. 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 to it was disabled. Providing URLs in the body of an email is the best way to help us locate material;
- 1.2.3. A statement under penalty of perjury that you have a good faith belief that the material was removed or disabled as a result of mistake or misidentification of the material to be removed or disabled; and
- 1.2.4. Your name, address, and telephone number, and a statement that you consent to the jurisdiction of the 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 the Services may be found or accessed, and that you will accept service of process from the person who provided notification of infringement or an agent of such person.

1.3. Counter-Notification Process.

- 1.3.1. When we receive a valid counter-notification, we will forward it to the party that reported your material. The information they receive will include your contact information, which they may use to contact you directly or to take further legal action.
- 1.3.2. Within 14 business days after we receive a valid counter-notification, if the original party reporting the material does not notify us that they have filed an action seeking a court order to keep you from infringing on their copyrighted material, we will reinstate your material.

1.4. Misrepresentations. Please note that under the DMCA (at 17 U.S.C. Section 512(f)) any person who knowingly materially misrepresents that material or activity is infringing or was removed or disabled by mistake or misidentification may be subject to liability.

1.5. DMCA Copyright and infringement Agent. Our agent for notice of claims of copyright infringement or any other infringement according to the DMCA ("**DMCA Copyright Agent**") can be sent notices in the English language at the following address:

DMCA Copyright Agent

Lightricks Ltd.

530 5th Ave.,

New York, NY 10036

Phone: +972587661610

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

2. DSA Policy

2.1. Removal of Content.

It is the policy of Lightricks to respect the rights or legitimate interest of all parties concerned, and we will respond to clear notices of alleged copyright infringement or any other alleged infringement to applicable laws in the European Union. Pursuant to the Digital Services Act (the

**"DSA"**), we have designated a DSA Copyright Agent (as specified below) to receive notifications of claimed copyright infringement or other allegedly illegal content in the European Union in connection with the Services. Please be advised that we enforce a policy that provides for the termination in appropriate circumstances of users of the Services who are repeat infringers. If you believe that your work or someone else's work has been copied in a way that constitutes copyright infringement in the European Union, or that information published on our Services might be illegal content in the European Union, please provide the DSA Copyright Agent (as defined below) with the following information in accordance with the DSA:

- 2.1.1. A sufficiently substantiated explanation of the reasons why you allege the material or information in question to be illegal content;
- 2.1.2. A clear indication of where the material or information that you claim is infringing or illegal is located on the Services, with enough detail that we may find it. Providing URLs in the body of an email is the best way to help us locate content quickly;
- 2.1.3. Your name and email address, except in the case of information considered to involve one of the offences referred to in Articles 3 to 7 of Directive 2011/93/EU (offences concerning sexual abuse or sexual exploitation of children, child pornography, solicitation of children for sexual purposes, or incitement, aiding and abetting, or attempting to commit such offences);
- 2.1.4. A statement by you that you have a good faith belief that that the information and allegations contained therein are accurate and complete.

- 2.2. DSA Copyright and infringement Agent. Our agent for notice of claims of copyright infringement or any other infringement according to the DSA ("**DSA Copyright Agent**") can be sent notices in the English language at the following address:

DMCA Copyright Agent

Lightricks Ltd.

530 5th Ave.,

New York, NY 10036

Phone: +972587661610

Email: [dsa@lightricks.com](mailto:dsa@lightricks.com)

- 2.3. Notice from national authorities: National authorities of EU member states may contact Lightricks for any orders to act against illegal content pursuant to regulations of the DSA to the following mail address: [dsa@lightricks.com](mailto:dsa@lightricks.com).

- 3. Repeat Infringers Policy. Lightricks does not tolerate any User that has posted User Content to or through the Apps or the Service and for whom Lightricks has received more than two takedown notices compliant with the provisions of 17 U.S.C. § 512 of the DMCA or Article 16 of the DSA with respect to such User Content ("**Repeat Infringers**"). Lightricks reserves the right to terminate access to the Services for any Repeat Infringers.