

# No Copyright Notation, but Picture Appears to be Professional

**KEEP THIS FORM AT LAB**

Customer Name (please print) \_\_\_\_\_

Date \_\_\_\_\_

## 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.** (Use form on back if photo is marked 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 online.
- ☐ 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 photos 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 charges for processing and/or printing the photos, and to indemnify and hold harmless **Color Services** and its agents for all liability, damages and expenses (including reasonable actual attorney fees) it may incur as a result of its processing 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 Signature: \_\_\_\_\_ Telephone: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

## For Copyright Notation or Studio/Photographer Name on Image

**KEEP THIS FORM AT LAB**

Customer Name (please print) \_\_\_\_\_

Date \_\_\_\_\_

### PHOTOGRAPHER'S COPYRIGHT CONSENT FORM

I own the copyright in the accompanying film, print, slide, movie, artwork, CD-ROM, disk, or other material (all referred to in this document as the "photos") depicting:

\_\_\_\_\_  
(Describe the content of the photos)

I authorize **COLOR SERVICES** to reproduce the photos, provide digital or other services and products, and to deliver them to

\_\_\_\_\_ (customer).

Any restrictions on the customer's use of the photos are written on this form.

#### Check the appropriate boxes.

This release is for:

- |  |           |   |
|--|-----------|---|
| <input type="checkbox"/> Blanket use for this customer | <u>OR</u> | <input type="checkbox"/> One time use     |
| <input type="checkbox"/> The photos described above    | <u>OR</u> | <input type="checkbox"/> All photos by me |

Notify me when the photos are copied: ☐ Yes ☐ No

Photographer: \_\_\_\_\_ Phone: \_\_\_\_\_

Email: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

### CUSTOMER'S SUPPLEMENTAL AGREEMENT

Customer represents that the above form has been properly signed by the copyright owner. Customer also agrees to pay **Color Services** for all services provided, and to indemnify and hold harmless **Color Services** 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 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_