

Notice of Claimed Infringement

Date: _____

ProStores
2145 Hamilton Ave.
San Jose, CA 95125
Fax number: (408) 516-8811

Dear eBay:

I, the undersigned, state **UNDER PENALTY OF PERJURY** that:

- I am the owner, or an agent authorized to act on behalf of the owner, of certain intellectual property rights ("IP Owner");
- I have a good faith belief that the content identified in the addendum attached hereto, offer items or contain materials that are not authorized by the IP Owner, its agent, or the law, and therefore infringe the IP Owner's rights; and
- The information in this notice is accurate.

Please act expeditiously to remove the content identified in the addendum.

I may be contacted at (* required):

Name of IP Owner*: _____

Name and title*: _____

Company: _____

Address*: _____

City, State, and Zip*: _____

Email address: _____

Telephone*: _____

Fax: _____

In addition to the undersigned, the following persons have the proper authority to sign future Notices of Claimed Infringement on behalf of the IP Owner:

Name: _____ Email: _____

Name: _____ Email: _____

Name: _____ Email: _____

Truthfully,

Signature

Addendum to Notice of Claimed Infringement

Note on reason codes: When explaining the basis for your allegations of infringement, please use the reasons below. When receiving an allegation of infringement, ProStores will inform sellers of the basis of your complaint. We believe providing sellers with this information benefits all parties.

Select the most appropriate reason. Please associate each item you report with only one reason code.

Reason codes

(Note that the numbers may not appear to be sequential everywhere. This is not a mistake, but simply reflects that the reason codes are not legally applicable in all countries.)

Trademark – *item* infringement

1.1. Item(s) is a counterfeit product which infringes the trademark owner's rights.

Trademark – *webpage content* infringement

2.1. Webpage content contains unlawful comparison to trademark owner's brand name.
2.2. Webpage content contains unlawful use of trademark (for example, an unauthorized use of stylized logo in written text). Please specify: _____

Copyright – *item* infringement

3.1. Software offered for sale is in violation of an enforceable license agreement, which constitutes a copyright infringement.
3.2. Item(s) infringes copyrights (for example, a bootleg recording of a live performance, a pirated copy of media such as software or movies, or an unlawful copy of copyrighted works such as text, paintings, or sculptures).

Copyright – *webpage content* infringement

4.1. Webpage content uses unlawful copy of copyrighted text.
4.2. Webpage content uses unlawful copy of copyrighted image.
4.3. Webpage content uses unlawful copy of copyrighted image and text.

Other infringement

5.1. Item(s) has been adjudged to infringe a valid and enforceable patent (requires patent registration number and identification of claims adjudged to be infringed).
5.3. Item(s) violates a celebrity's right of publicity.
5.4. Webpage content violates a celebrity's rights of publicity.
5.5. Other – please specify: _____

Store URL: _____

Reason Code: _____

Work(s) infringed: _____

Specific product or content within the store you believe to be infringing: _____
