

**Digital Millennium Copyright Act Counter-notification  
File Sharing Activity**

**IMPORTANT NOTICE:**

WHEN YOU SEND THIS NOTICE TO SUDDENLINK COMMUNICATIONS, SUDDENLINK COMMUNICATIONS WILL FORWARD THIS COUNTER-NOTIFICATION TO THE COPYRIGHT OWNER AND/OR ITS AGENT (THE "OWNER"). THE OWNER WILL THEN KNOW YOUR IDENTITY, WHICH WILL MAKE IT EASIER FOR THE OWNER TO INITIATE LEGAL ACTION AGAINST YOU, INCLUDING, BUT NOT LIMITED TO, A COPYRIGHT INFRINGEMENT LAWSUIT SEEKING MONEY DAMAGES. BY SUBMITTING THIS COUNTERNOTIFICATION TO SUDDENLINK COMMUNICATIONS YOU EXPRESSLY ACKNOWLEDGE THAT YOU UNDERSTAND AND AGREE TO SUDDENLINK COMMUNICATIONS' FORWARDING OF THIS COUNTERNOTIFICATION TO THE OWNER.

**Your Contact Information**

**(All must be provided for notice to be valid)**

Name: First: \_\_\_\_\_ Middle Initial: \_\_\_\_\_ Last: \_\_\_\_\_  
Address: Number: \_\_\_\_\_ Street Name: \_\_\_\_\_ Apt: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_

**This form is my response to a notification from Suddenlink Communications to me regarding a Complaint received about the use of my Suddenlink Communications High Speed Internet account ("Service"). Specifically, the Complaint states that I have stored on devices attached to the Service, material that either by its presence or by the ability of others to copy, infringes the complainant's copyright. This counter-notification responds to the allegations of the Complaint with respect to the following material:**

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**This communication to you meets the content requirements of a counter notification as set forth in 17 U.S.C. § 512(g)(3).**

**Response to Complaint:**

**My response to the Complaint is as follows (check all that apply):**

- Each of the above listed items was not resident on any computer or other storage device attached to my Suddenlink Communications High Speed Internet account service on the date and at the time listed on the Complaint.
- Each of the above listed items was not available for copying or downloading from any computer or other storage device attached to my Suddenlink Communications High Speed Internet account on the date and at the time listed on the Complaint.
- My use of the material is legally protected because it falls within the “fair use” provision of the copyright regulations, set forth in 17 U.S.C. § 107.
- Each of the above listed items was not copyrighted, or the copyright had expired, thus the material in question is in the public domain.
- The complainant does not hold the copyright in question.
- The complainant is not the designated representative of the currently copyright holder and therefore lacks standing to assert that my use of the material is an infringement of any of the owner’s rights.
- The Complaint does not follow the proper procedure, set forth in the Digital Millennium Copyright Act, 17 U.S.C. § 512(c) (3), for notification of an alleged copyright infringement [check all that apply].
  - Failure to include a physical or an electronic signature of the complainant or its agent.
  - Failure to identify, with specificity, the copyrighted work claimed to be infringed or, if multiple works are covered by a single complaint, failure to provide a representative list of such works.
  - Failure to identify, with specificity, the material that is claimed to be infringing or to be the subject of an infringing activity and that is to be removed or access to which is to be blocked or disabled, and information reasonably sufficient to permit Suddenlink Communications to locate the material.
  - Failure to provide a written statement that the complainant has a good faith belief that the use of the disputed material, in the manner complained of, is not authorized by the copyright owner, its agent, or the law.
  - Failure to include a written statement that the information in the notification is accurate, and under penalty of perjury, that the complainant is authorized to act on behalf of the owner of an exclusive right that is infringed.

**Jurisdiction of Courts:**

I hereby consent to the jurisdiction of the Federal District Courts for the judicial districts where my Service is delivered and my address as listed below. If, however, my address listed below is located outside the United States, then I agree to such jurisdiction anywhere where Suddenlink Communications may be found. Moreover, I will accept

service of process from the person who provided the Complaint or an agent of such person.

**Declaration Under Penalty of Perjury**

I, \_\_\_\_\_, hereby declare under penalty of perjury, that I have a good faith belief that my Service was blocked or disabled as a result of a mistake or misidentification.

\_\_\_\_\_  
SIGNATURE/E-SIGNATURE

\_\_\_\_\_  
PRINTED NAME

\_\_\_\_\_  
DATE