

Intellectual Property Rights Policy

If you believe that a user of the Gender Spectrum service has infringed your intellectual property rights, we encourage you to contact us using the procedure outlined below.

A. PROCEDURE FOR REPORTING INTELLECTUAL PROPERTY INFRINGEMENT:

It is Gender Spectrum's policy to (1) block access to or remove any content (including, without limitation, text, graphics, and photos) (collectively, "Content") that it believes in good faith to infringe the intellectual property rights of third parties following receipt of a compliant notice; and (2) remove and discontinue service to repeat infringers.

If you believe that Content residing on or accessible through the Gender Spectrum service constitutes copyright infringement, or that your intellectual property rights have been otherwise violated, please send a notice of infringement containing the following information to the Designated Agent listed below:

1. identification of the copyrighted work or other intellectual property that you claim has been infringed on or through the Gender Spectrum service, including the registration number(s) for any such material if applicable;
2. identification of the Content that you claim has infringed your identified copyrighted work or other intellectual property, including (a) a description of how the material in question is using the copyrighted work or other intellectual property in a way that constitutes infringement, and (b) a description of where the material in question is located on or in the Gender Spectrum service, with sufficient detail that we may verify the existence of the material within the Gender Spectrum service;
3. your contact information, including your full name, mailing address, telephone number, and email address;
4. a statement by you that you have a good faith belief that the disputed use of the copyrighted work or other intellectual property is not authorized by the rights holder, its agents, or the law;
5. a statement by you, made under penalty of perjury, that the information provided in your notice is accurate and that you are the rights holder or are authorized to act on behalf of the rights holder; and
6. the electronic or physical signature of the person authorized to act on behalf of the rights holder.

Please note that this information will be provided to the member whose Content is the subject of your notice.

B. ONCE A PROPER BONA FIDE INFRINGEMENT NOTIFICATION IS RECEIVED BY THE DESIGNATED AGENT:

It is Gender Spectrum's policy:

1. to remove or disable access to the allegedly-infringing Content;
2. to notify the member whose Content has been removed or disabled; and

3. that repeat offenders will have the allegedly-infringing Content removed from the service and that Gender Spectrum will terminate such member's access to the service.

C. PROCEDURE TO SUPPLY A COUNTER-NOTICE TO THE DESIGNATED AGENT:

If the notified-member believes that the Content that was removed or to which access was disabled is not infringing, or the member believes that he or she has the right to post and use such Content from the rights holder, the rights holder's agent, or pursuant to law (including as a fair use), the notified-member must send a counter-notice containing the following information to the Designated Agent listed below:

1. identification of the Content that has been removed or disabled, including a description of the where the material in question appeared on the Gender Spectrum service before it was removed or disabled;
2. a statement by you, made under penalty of perjury, that you have a good faith belief that the Content was removed or blocked as a result of a mistake or misidentification of the Content in question;
3. your contact information, including your full name, mailing address, telephone number, and email address;
4. a statement by you that you consent to the jurisdiction of the Federal Court for the judicial district in which your address is located or, if your address is outside of the USA, for the judicial district in which Gender Spectrum is located, and that you will accept service of process from the person who provided notification of the alleged infringement;
5. your electronic or physical signature.

If a counter-notice is received by the Designated Agent, Gender Spectrum will send a copy of the counter-notice to the original complaining party informing them that Gender Spectrum may replace the removed Content or cease disabling it in 10 business days. Unless the rights owner files an action seeking a court order against the member, the removed Content may be replaced, or access to it restored, in 10 to 14 business days or more after receipt of the counter-notice, at Gender Spectrum's sole discretion.

Please note that under Section 512(f) of the DMCA, any person who knowingly misrepresents that Content or activity is infringing may be subject to liability for damages, including attorney's fees.

Please contact Gender Spectrum's Designated Agent to Receive Notification of Claimed Infringement at the following address:

Gender Spectrum DMCA Notice
c/o Benjamin A. Costa; Ridder, Costa & Johnstone LLP
12 Geary Street
Suite 701
San Francisco, CA 94108
Tel: 415.391.3311
Email: [copyright\[at\]genderspectrum.org](mailto:copyright[at]genderspectrum.org)