

## CUSTOMER MEDIA DATA CERTIFICATION

To: Affirmative Productions, Inc.  
d/b/a Advantage DVD Affirmative Productions

The undersigned customer (Customer) hereby certifies, represents and warrants to Affirmative Productions, Inc. that Customer owns or has obtained all necessary rights and permissions for use of all data, product, labeling, or other material provided by Customer for us in the manufacture and/or reproduction of a product onto DVD or CD media or USB drives (Customer material) and that it shall pay or cause to be paid, all royalties or other sums which may become due under any contractual arrangement or under applicable laws in any jurisdiction as it relates to such Customer material.

Customer hereby agrees to indemnify, defend and hold harmless Affirmative Productions, Inc., its directors, officers, employees and agents from and against any and all losses, claims, liabilities and expenses (including reasonable attorneys fees and other expenses of litigation) with respect to: (a) claims that any patent, copyright, trademark, trade name, service mark, proprietary right or other right of a third party has been infringed by reason of (1) the mastering, duplication, replication, possession, distribution, sale, rental or use of the data supplied by Customer or the DVD or CD media discs or USB drives upon which such data is replicated; or (ii) the packaging, labels, trade dress and other materials with which such media discs are distributed, sold, rented or used; and (b) claims arising from allegations by third parties that Customer has wrongfully disclosed information to Affirmative Productions, Inc..

It is Affirmative Productions, Inc's policy not to participate in or otherwise facilitate the unauthorized possession, replication, distribution, sale, rental or use of data by its customers. Customer understands that Affirmative Productions, Inc cooperates with the various governmental agencies and trade organizations responsible for policing the recording and replication industries and agrees that Affirmative Productions, Inc. may provide to such agencies and organizations information regarding Customer and the business conducted by Customer with Affirmative Productions, Inc..

Customer understands that Affirmative Productions, Inc. is a CD and DVD media disc and USB drive production services company operating at Customers direction. Affirmative Productions, Inc. makes every effort to protect intellectual property of both Customer and third parties. Customer affirms that they have compiled with all applicable laws, including but not limited to foreign and domestic copyright laws.

This Customer Data Certification is made by Customer with the intention of being legally bound and in consideration of Affirmative Productions, Inc's agreement to replicate or duplicate data supplied by Customer onto media discs or USB drives. Customer agrees that in the event Customer breaches any of the terms or conditions of this Agreement or any of the certifications made herein that Customer shall be deemed to have been false and that Affirmative Productions, Inc. shall have no further obligation to Customer for the replication of media discs or USB drives or any accompanying or related services.

Signature:

Printed Name:

Title:

Company:

Date: