

Notice of Dispute Form pursuant to 37 CFR 210.10(c)(5)

The US Copyright Office has enacted regulations (the “Regulation”) that provide a mechanism for digital service providers (“DSPs”) to reduce the amount of historical accrued unmatched royalties the DSPs transferred to The MLC. This reduction in royalties is based on voluntary license(s) or releases from copyright owners covering certain time periods under private settlement agreements. Two DSPs, Spotify and YouTube/Google, relied on the US Copyright regulation to reduce the amount of royalties associated with historical unmatched royalties paid to The MLC that may have otherwise been due to copyright owners. See 37 CFR 210.10(c)(5)(iii)

The MLC has provided notice to you that Spotify and/or YouTube/Google has identified you as a party to a private agreement or voluntary license that contains a release of royalty claims.

The USCO Regulation also provides that a copyright owner may dispute a DSP’s reliance on the voluntary license or the release of royalty claims in such private settlement agreement.

By completing this form you are providing notice to The MLC of a dispute with Spotify and/or YouTube/Google’s reliance on such voluntary license or other agreement containing a release of royalty claims.

Please provide a separate Notice of Dispute for each applicable DSP: either Spotify or YouTube.

1. You hereby provide written notice to the Mechanical Licensing Collective (“The MLC”) that you dispute that [Spotify/YouTube] has appropriately relied upon the agreement identified by [Spotify/YouTube] (as referenced in the Notice from The MLC) in reducing accrued historical unmatched royalties that were reported and transferred to The MLC. Please provide the name or entity providing notice of the dispute.

Name/Entity _____
PNumber _____

2. Provide a detailed description of the basis of the dispute (e.g., agreement terms do not release royalty claims on works unmatched at the time of the agreement; the agreement relied upon is not adequately identified or described; etc.). Please describe the basis for your dispute with specificity and particularity. If your dispute is related to a subset of works registered with The MLC, please identify the subset of works. Otherwise, The MLC will deem the dispute to relate to all works registered with The MLC.

If you prefer to upload a file containing the detailed description of the basis of your dispute, please send this form and the file to disputequestions@themlc.com.

3. Do you dispute the DSP is properly relying on the Agreement for distribution of unclaimed accrued royalties for uses that are ultimately matched?

Yes

No

4. Do you dispute the DSP is properly relying on the Agreement distributions of unclaimed accrued royalties by relative market share? (See 17 USC 115(d)(3)(J))

Yes

No

I certify that (1) I am duly authorized to sign this Notice of Dispute and (2) the dispute described above is reasonable and made in good faith.

Signature _____

Name _____

Company _____

Date _____