

Declaration of Warranty and Indemnity

Customer has entered into an agreement on the manufacturing of music and/or other storage media (CD, CDROMs, DVDs, DVD-ROMs) with "Media Heaven". Customer hereby warrants and guarantees Media Heaven to the fullest extent that he is entitled to enter into this manufacturing agreement with Media Heaven, in particular that he is the legal owner of all applicable copyrights, rights to use and exploitation rights and that carrying out of the manufacturing agreement in no way infringes upon any third party rights. The sole responsibility and liability for any such infringement upon third party rights lies with the Customer.

In the event any claim will be raised against Media Heaven based upon such infringement of third party rights, the Customer will undertake to indemnify and hold harmless Media Heaven to the fullest extent from such third party claims. In addition, the Customer will reimburse Media Heaven all resulting production costs as well as any cost of protecting and defending its rights.

This declaration of warranty and indemnity shall apply to all future manufacturing and other agreements between Media Heaven and the Customer regardless of whether in all instances an explicit reference will be made to it or whether it will be attached to all future manufacturing agreements or not. It also applies with retroactive effect to Customers who in the past have not submitted such declaration of warranty and indemnity to Media Heaven.

.....
Customer, Signature

.....
Date