

## Claims of Copyright Infringement/DMCA Notice

Barilla America, Inc. ("Company" or "we") respects others' intellectual property rights and adhere to the provisions of the Digital Millennium Copyright Act ("DMCA"). We respond to written notices alleging infringement that comply with the DMCA and other applicable laws. This policy applies to [www.barilla.com](http://www.barilla.com) and such other sites as may be owned or operated by Company (the "Sites"). We do not accept notices or counter-notifications under the DMCA by telephone or directly through the Sites (the notices must be "real world" notices such as a facsimile, e-mail or letter). You may wish to consult with legal counsel to assist you with assessing your claim(s) and understanding your rights and liabilities, including, without limitation, potential liability for filing a false claim. If you believe that material appearing on the Sites violates your intellectual property rights, you must file a "Notice of Allegedly Infringing Material."

To file a Notice of Allegedly Infringing Material, written notice must be made to the agent designated below ("DMCA Agent") and must substantially comply with the DMCA.

### Your written notice of infringing material should contain the following:

1. Identification of the copyrighted work claimed to have been infringed, or, if multiple copyrighted works at a single online site are covered by a single notification, a representative list of such works at that site;
2. Identification of the material that is claimed to be infringing or to be the subject of infringing activity and that is to be removed or access to which is to be disabled, and information reasonably sufficient to permit us to locate the material;
3. Information reasonably sufficient to permit us to contact you, such as an address, telephone number, and, if available, an e-mail address at which you, the complaining party, may be contacted;
4. A statement that you have a good faith belief that use of the material in the manner complained of is not authorized by the copyright owner, its agent, or the law;
5. A statement that the information in the notification is accurate, and under penalty of perjury, that you are authorized to act on behalf of the owner of an exclusive right that is allegedly infringed; and,
6. Your physical or electronic signature (e.g., "/s/ [print name]") or the physical or electronic signature of a person authorized to act on behalf of the owner of the exclusive right that is allegedly infringed.

Send notice by mail to:

ATTN: Barilla America DMCA Agent

c/o Tarter Krinsky & Droigig LLP, 1350 Broadway, 11 floor, New York, NY 10018; or

By e-mail to:

Subject: ATTN: Barilla America DMCA Agent

[giannaccone@tarterkrinsky.com](mailto:giannaccone@tarterkrinsky.com)

By facsimile to:  
ATTN: Barilla America DMCA Agent  
+1 2122161110

## Counter-Notification

If you have posted material on the Sites that has been removed as the result of our receiving a notice of allegedly infringing material, you may file a counter-notification by written notice to the DMCA Agent. The counter-notification must substantially comply with the DMCA and should contain the following:

1. Identification of the material that has been removed or to which access has been disabled and the location (on the Sites) at which the material appeared before it was removed or access to it was disabled;
2. Your statement under penalty of perjury that you have a good faith belief that the material was removed or disabled as a result of mistake or misidentification of the material to be removed or disabled;
3. Your name, address, and telephone number, and a statement that you consent to the jurisdiction of Federal District Court for the judicial district in which you reside, or if you reside outside of the United States, for the Northern District of Illinois, Eastern Division and that you will accept service of process from the person (whether individually or on behalf of a rights holder) who provided the notification of allegedly infringing material to which the counter-notification responds; and,
4. Your physical or electronic signature (e.g., "/s/ [print name]").

Send notice by mail to:  
ATTN: Barilla America DMCA Agent  
c/o Tarter Krinsky & Droig LLP, 1350 Broadway, 11 floor, New York, NY 10018; or

By e-mail to:  
Subject: ATTN: Barilla America DMCA Agent  
[giannaccone@tarterkrinsky.com](mailto:giannaccone@tarterkrinsky.com)

By facsimile to:  
ATTN: Barilla America DMCA Agent  
+1 2122161110

For a full text of the DMCA, [click here](#).

Should you have any questions or concerns about use of our marks and/or allegations of infringement of your rights, please contact us at [giannaccone@tarterkrinsky.com](mailto:giannaccone@tarterkrinsky.com)