



| How would you evaluate the significance of your intellectual property rights and related assets based on the performance and growth?   |  |
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| Copyright  | LOW  |
| Rights related to copyright  | LOW  |
| Sui generis right of a database maker  | NONE   |
| Rights of the creator of the topographies of a semiconductor product   | NONE   |
| Trademark rights   | NONE   |
| Design rights  | NONE   |
| Patent rights  | NONE   |
| Geographical indications   | NONE   |
| Utility model rights   | NONE   |
| Plant variety rights   | NONE   |
| Trade names  | NONE   |
| What is the value of your IPR portfolio?   | it's free for everyone! I don't want other peoples Euros for culture!  |
| How do infringements of your intellectual property rights impact the total value of your IPR portfolio (eg. estimated annual loss of turnover)? How do you calculate this impact?                  | I don't care for it because the music I produce is free for everyone but people who want to make money out of it! I calculate this "impact" by having a REAL job! When not making music I work as a maid, cleaning private households. |
| What is the substitution rate between original goods and counterfeited/pirated goods in your sector according to your estimation? How do you measure this rate?                                    | 100 % free music, nothing is sold! I don't want people to pay for culture!   |
| How do infringements of your intellectual property rights impact your investment in research, development and innovation (eg. estimated loss in investments/amount of investments not undertaken)? | Infringements don't impact my investment in research, developement and innovation. Every time i have to buy something (instruments, software, etc.) I just work for it in my REAL job and save the money until i can buy what I need.  |
| What is the relevance of the quality of civil enforcement system for intellectual property rights for your research, development and innovation investments?                                       | Low  |
| Please explain:  | I don't need other people to care for my intellectual property rights! I can take care of that for myself. So no civil enforcement system is influencing my research, developement and innovation investments.                         |

## Efficiency and effectiveness of civil proceedings in cases concerning infringements of intellectual property rights

Did you pursue alternative dispute resolution mechanisms before instituting court proceedings in the cases of intellectual property rights' infringements? Yes

What kind of alternative dispute resolution mechanisms did you undertake? MEDIATION  
BILATERAL NEGOTIATIONS

What were the costs and the length of proceedings? There is nothing to pay for emails (but time and the internet bill, which I have to pay anyway every month)

Were your rights sufficiently safeguarded (including right to privacy, right to be heard, and due process)? Please explain:

Do you consider that alternative dispute resolution mechanisms in cases of intellectual property rights' infringements are sufficiently accessible to parties affected by an infringement? NO

Please explain: People and organisations who sell their music/culture/etc. usually want your money - not "alternative dispute resolution mechanisms" If you infringed someones rights you just have the option to pay the requested amount or they take you to court (and then you have to pay). It's not about "alternative dispute resolution mechanisms" - and I don't like this!

Did you take part in litigation of cases concerning the infringements of IPRs during the period under examination? NO

In approximately what percentage of infringements/alleged infringements you detected did you decide to litigate against the infringer/alleged infringer? 0

For what reasons did you refrain from litigating? OTHER

Please explain: I would never litigate because someone is listening to my music - for free. If i did, I would prohibit culture.

Did your decision on whether or not to litigate depend on the jurisdiction? NO

Did your decision on whether or not to litigate depend on the type of court concerned (e.g. courts specialised in intellectual property as opposed to standard commercial courts)? NO

Do you think it would be useful to establish, at EU level, model rules for fast track proceedings for civil law cases concerning infringements of IPRs? NO

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| Please explain, what would be in your opinion the drawbacks of this system?  | I don't want any of my listeners to be "fast track proceeded", neither do I want to be "fast track proceeded" for civil law cases. Fast track proceedings are not necessary for infringements of IPRs because this infringements just don't influence my income as an artist. And I'm sure they don't influence other peoples/organisations income as much as they say. They only tell this all the time because they are greedy and don't want to miss a single cent! |
| Do you think it would be useful to establish, at EU level, specific (in addition to Regulation (EC) No 861/2007 of the European Parliament and of the Council of 11 July 2007 establishing a European small claims procedure) model rules for small claims proceedings for civil law cases concerning infringements of IPRs? | NO   |
| Please explain, what would be, in your opinion, the drawbacks of this system?  | I don't want anyone to claim anything! STOP GREED! PLEASE!   |
| Do you think it would be useful to establish rules for fast track proceedings for litigation of infringements of community trademarks and community designs?   | NO   |
| Do you think it would be useful to establish rules for small claims proceedings for litigation of infringements of community trademarks and community designs?   | NO   |
| What safeguards of defendant's rights should be put in place in case of the EU-level fast track/small claims proceedings concerning infringements of IPRs?   | i'd like to put "normal" proceedings in place. can't think of ONE reason why ipr-infringers should be left out when it comes to privacy!   |

### Right of information

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| How do you identify infringers/alleged infringers of your IPRs?   | i don't even look for them. |
| Do you face problems identifying infringers/alleged infringers of your IPRs?  | N/A                         |
| Has it been possible for you to obtain information allowing identification of infringers/alleged infringers directly from an intermediary?  | N/A                         |
| Has it been possible for you to obtain a court order obliging an intermediary to disclose the identity of the infringer/alleged infringer?  | N/A                         |
| Has it been possible for you to obtain a court order obliging an intermediary to disclose the identity of the infringer/alleged infringer of your IPRs in case where the intermediary and/or the infringer/alleged infringer of your IPRs were incorporated, or resident in a Member State other than the one in which you operate? | N/A                         |

### Mechanisms to inform about the alleged infringement and to impede access to goods and services allegedly infringing IPRs

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| Do you consider the possibility to use notification mechanisms to be a useful tool to inform the intermediary about the fact that his services are being (allegedly) used to infringe an intellectual property right and thus bring a stop to the infringing/allegedly infringing activity? | NO   |
| Please explain:   | omg - even more paperwork/emailspam  |
| Do you consider the possibility to use notification mechanisms to be a useful tool also where the infringements/alleged infringements occurred in, or the intermediaries are incorporated in, a Member State other than the one in which you operate?                                       | NO   |
| Please explain:   | omg - even more paperwork/emailspam  |
| Do you consider the possibility to use notification mechanisms to be a useful tool to inform the infringer/alleged infringer about the infringing/allegedly infringing character of his activity?   | NO   |
| Please explain:   | am i supposed to inform the infringer and say "now that you have listened to my music, you have to pay for it!" what if the infringer didn't like it and wouldn't have bought it anyway? it would be really unfair to try to get his money this way! |
| In cases of commercial scale infringements of intellectual property rights, do you consider that there should be particular consequences (i.e. including e.g. suspension of the infringer's/alleged infringer's account) resulting from a notification mechanism?                           | NO   |
| Please explain:   | these "consequences" kill culture!   |
| In cases of notorious infringers of intellectual property rights, do you consider that there should be particular consequences (i.e. including e.g. suspension of the infringer's/alleged infringer's account) resulting from a notification mechanism?                                     | NO   |
| Please explain:   | these "consequences" kill culture!   |

### Requirements for granting injunctions

### Injunctions imposed on intermediaries

### Third party facilitation of infringements of IPRs

### Corrective measures

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| Should the competent judicial authorities privilege one specific type of corrective measure?   | NO |
| Should the competent judicial authorities be able to order that the goods that were found to infringe an intellectual property right should be disposed of outside the channels of commerce? | NO |

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| Should the consent of the right holder constitute a conditio sine qua non for disposing of the goods that were found to infringe an intellectual property right outside the channels of commerce?   | YES |
| Please explain how in your opinion the infringing goods could be disposed of outside the channels of commerce:  |     |
| Would you be in favour of introducing sanctions for a party who, notwithstanding that the infringing goods were subject to corrective measures ordered by the competent judicial authorities, allowed these goods to subsequently return to the channels of commerce? | NO  |
| Please explain: no sanctions for no1 !  |     |

| Damages   |   |
|---|---|
| How do you determine the amount of damages to be awarded for the purpose of filing a civil claim concerning an infringement of an IPR?  | i don't need to determine this amount because there isn't any damage to me if some1 is infringing my ipr. |
| Do you take into account the resources invested in research and development while determining the damages to be awarded for the purpose of filing a civil claim concerning an infringement of an IPR? | N/A   |
| Would you agree that the level of damages awarded to the right holder in civil law cases concerning an infringement of IPRs should at least equal the profits made by the infringer?                  | NO  |
| Please explain: people must not be so greedy and should share their intellectual property! than it wouldn't be necessary to discuss about damages and profits.  |   |

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| <b>Use of IPR enforcement measures for frivolous and/or anti-competitive purposes</b> |
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