

Copyright Music Indemnification

To: FMCA Minot, North Dakota, Exhibitors

From: FMCA

Subject: Music Licensing

FMCA has been notified by American Society of Composers, Authors and Publishers (ASCAP) and Broadcast Music, Inc. (BMI), that we are required under U.S. copyright laws to obtain a license for the use of copyrighted music at FMCA shows. This includes music used in meetings, seminars, and general stage presentations and in exhibitors' displays whether played by live musicians, on the radio, or by tapes or CDs used with video presentations.

On the advice of legal counsel, the use of music in any form by exhibitors at FMCA shows is prohibited. ASCAP states they license the performing rights of 1,500,000 musical works while BMI has 14 million compositions that they license. It is unlikely, therefore, that copyrighted music is not part of any musical presentation you may have.

If you feel strongly that music is an integral part of your exhibit, you are required to sign the **COPYRIGHT MUSIC INDEMNIFICATION FORM** located on the following page of this manual indemnifying FMCA against any damages arising from lawsuits that may be filed against the association. This form must be received at FMCA prior to Friday, July 12, 2019.

We regret the necessity of taking this action. While we have no evidence ASCAP or BMI will send their music inspectors to monitor our event, it is possible; and penalties for copyright infringement range up to \$20,000 per song. FMCA's general counsel recommends the action we are taking to protect the association.



Copyright Music Indemnification Request Form

2019 MINOT NORTH DAKOTA, INTERNATIONAL CONVENTION & RV EXPO

We, _____
(Name of Exhibiting Company)

plan to use music as part of our exhibit at FMCA's 100th International Convention & RV Expo being held on August 14, 15, 16, & 17, 2019.

We agree to indemnify, defend and hold harmless Family Motor Coach Association (FMCA) from and against any and all demands, claims, suits, cause or causes of action, whether at law or in equity costs, expenses and attorneys' fees, and any liability to FMCA, Inc., arising from our use of copyrighted music at the event listed above.

In witness whereof, the party hereto has executed this agreement as of the day and year listed below.

Commercial Membership #

Company Name

Contact Name

Signature

Date