



Metro

LACMTA PHOTOGRAPHIC STILLS AGREEMENT & RELEASE

CONDITIONS governing the use of images from the Los Angeles County Metropolitan Transportation Authority (LACMTA or “Metro”):

1. LICENSE

_____ and their appointed agents are granted a non-exclusive, non-transferable, one time license to use the Image(s) listed on the attached invoice, or attached in-kind agreement, for the following work(s):

Any additional enhancements or changes to the Work, either editorial or programmatic, constitute a new addition, which will require a new license for the use of the Image(s).

The Image(s) may be used only as part of the Work and may not be distributed or published in any other form or medium.

Satellite, on-line, or network access, distribution or transmission of the Image(s) of the Work, or any part thereof, is expressly prohibited for any purposes.

2. TERRITORY

The work may only be sold or distributed in the territory agreed upon in this Agreement and Release as indicated: ___North America, ___Europe, ___Worldwide, Other_____.

3. IMAGE RESTRICTIONS

The Image(s) will not be cropped more than _____ percent in any dimension, over-printed, or otherwise altered without MTA’s permission.

No Image(s) may be in any way distorted, whether by rotation, inversion, change of proportion, color alteration, superimposition, animation, cartooning, except as follows:

Permission is not required for minor color correction or for the removal of printers’ marks or age related defects.

4. COPYRIGHT

The Copyright Law of the United States (U.S. Code, Title 17) governs the making of photocopies or other reproductions of copyrighted material. Because certain images may be protected by copyright, or related interests not owned by the MTA, the responsibility for determining whether any such rights exist, and for obtaining all necessary permissions, remains with the licensee listed above.

5. PRIVACY ACT

All photographs are furnished with the understanding that the MTA has no authority to waive the privacy rights of any individual person(s) shown in the photographs.

6. CREDITS

Proper and full credit must be given. When provided, photographers' names must also be included in the credit. The proper credit line is:

- A. ARCHIVES – LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, or
- B. DOROTHY PEYTON GRAY TRANSPORTATION LIBRARY- LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, or
- C. RESEARCH CENTER – LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, or
- D. METRO ART – LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, or
- E. DESIGN STUDIO – LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, or
- F. _____

With printed matter, it is preferred that the credit line appear on the same or facing page as the Image(s). With films, filmstrips, multi-media slide presentations and on other electronic media, include the credit with any "Sources of Illustrations" section. With exhibitions, credit within the exhibition area, near the image.

7. PERSONAL USE

Individuals using Image(s) for home décor, research, or other personal uses must pay the photographic reproduction fee. Anyone using Image(s) for commercial purposes, including the decoration of businesses must pay the commercial fee in addition to the reproduction fee.

8. PHOTOGRAPHIC REPRODUCTION FEES

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| 8x10 single weight glossy or 35mm slide | \$15.00 |
| Dye sublimation print from digital media (excellent photographic quality but not stable over time) | \$20.00 |
| Digital image scanned onto CD-Rom, Zip Disk or Emailed | \$20.00 |
| CD Rom (each) | \$15.00 |
| Zip Disk (each) | \$15.00 |
| 1 st Class Postage for up to 5 photographs or 2 storage media | \$ 5.00 |

Other print sizes and paper types are also available.

9. COMMERCIAL USE FEES

In addition to the cost of reproduction, the MTA charges the following fees for each image used in:

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| Presentation (for consideration of an image in trade publications and commercial media) | \$0.00 |
| Educational Institutions – Schools, Universities for as a teaching aid in classroom settings | \$0.00 |
| Educational media, industrial in-house presentations, or scholarly publications | \$25.00 |
| Brochures and flyers | \$50.00 |
| Trade publications, including electronic magazines and websites | \$75.00 |
| Commercial media, including images for use in CD-Roms, television, video, and films. Basic fee for one time use, one language distribution rights | \$125.00 |
| Commercial Décor | \$125.00 |
| Advertising and product design (for up to 3 years) | \$150.00 |

Under certain circumstances, the MTA may, at its sole discretion, agree to provide an image “in kind”.

10. DELIVERY TIMES

Requests are processed in the order received. Photographic prints will be available in approximately 2-4 weeks; all other formats in approximately 1 week.

The above terms and conditions are agreed to and accepted:

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| Date | Name of Licensee | Signature |

Permission is hereby granted for one-time use of the images listed in this Photographic Stills Agreement and Release subject to the foregoing conditions. The Los Angeles County Metropolitan Transportation Authority gives no exclusive rights to publish material from its collections and assumes no responsibility for duplication of subjects or for claims by third parties.

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| Date | Signature | Title Los Angeles County Metropolitan Transportation Authority |

cc: Library, Archive, and Research Center File
County Counsel