

# Piracy Surveillance



**ACTION PROCESS SERVICE &  
PRIVATE INVESTIGATIONS**  
12110 Arch Street  
Little Rock, AR 72206

## **The assignment**

In short, the Investigator is to identify commercial establishments (i.e. restaurants, bars, cigar lounges) that are exhibiting our client's pay-per-view programming without the proper commercial licensing rights. To accomplish this, our investigators are provided with lists of commercial establishments that have paid the proper commercial licensing rights. The investigators are to identify establishments that may be broadcasting a particular event that are not on the list(s) provided. Then, they are to visit the establishment and collect evidence of the establishment's illegal broadcast. Evidence required includes a sworn statement (form provided) as well as visual evidence. The visual evidence must be clear and depict the broadcast occurring on the televisions, but can be either photographs or video. We require either 6 interior pictures and 2 exterior pictures or interior and exterior video. Investigators are paid **\$75** per illegal establishment identified, visited, and for which acceptable evidence is submitted.

After a successful investigation, we ask that investigators contact our office by 5 PM EST the day following the event with a list of establishments that have been identified. Then we ask that materials are submitted within **2** days.

**Investigators must comply with all state and local rules.**

Please read through the rest of the information herein carefully so that you may learn more about the assignment and methods to be successful.

## **Identifying potential pirates**

- Cold calling establishments in your targeted area and asking if they will be exhibiting the pay-per-view event can be rather fruitful. Keep in mind that some establishments who pirate regularly may train their employees to lie when asked about pay-per-view events. Pay attention to the manner in which

**employees respond to you. If it sounds fishy, it may be worth checking out!**

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- **Searching social media websites such as Facebook and Twitter has proven to be an effective way to find establishments that are advertising the exhibition of pay-per-view events; some of these establishments will turn out to be unauthorized pirates.**
- **Be on the lookout for local advertisements in newspapers, on the radio, on marquis, etc. Ask around; pound the pavement for some leads.**

## **Tips to maximize your effectiveness**

**If you want to make the most out of this venture, you have to put forth the effort to achieve success. The illegal spots are out there, but not on every corner. Our most successful investigators are those who spend time preparing in the weeks leading up to an event. Here are some tips that may help you in your own preparation.**

- **Begin compiling a list of establishments that you believe may be pirates during the weeks leading up to the event. Waiting until the night before won't provide you with as many targets. Having a list will make it easier and quicker for you to cross check your list with the final lists provided by our client on event night.**
- **Map out your targeted establishments. If you plan on visiting multiple establishments in the same night, be sure to have them mapped out. Devise a route that will allow you to travel to as many establishments as possible within the window of time that the event occurs.**
- **Plan to be at your first targeted establishment when the pay-per-view broadcast begins. This will save you a lot of time if the establishment is not showing the event. If the pay-per-view is not being exhibited at the start time, ask a bartender/waiter if they will be showing the event. If they say they are not, you can be on your way to the next target without much wasted time. If the event is on, you can gather the necessary evidence and then continue on to your next target.**

- **Running searches on social media websites the day after an event can also be helpful. Many people will discuss what they did during the previous weekend. They just may lead you to an establishment you hadn't identified. You can then use this information for the next event.**

## **Pitfalls you want to avoid**

**Naturally, we want to see our investigators succeed and we do everything we can to help make this a profitable line of work for them. From past experience, we can share with you the following issues which you want to avoid.**

- **Almost every pay-per-view event we cover will offer free preliminary bouts on network cable. In the past, investigators have entered establishments early and gathered evidence of the exhibition of these free preliminary bouts on network cable, thinking that it was part of the pay-per-view broadcast. This information is not useful to our client, and therefore, they will not pay for such submissions. Avoid this by having your investigators enter the establishment at the start time of the pay-per-view. Also, we will indicate what fighters/teams will be featured during the pay-per-view portion of the event; investigators should make sure they witness those fighters/teams to ensure they have captured the pay-per-view event. Finally, if you have any questions regarding this, please contact us to discuss!**
- **Check the list(s) very carefully and use common sense! Our clients do their very best to manage the lists, but sometimes there may be very minor discrepancies in addresses of establishments (i.e. 98 Main St. instead of 89 Main St.). If you come across a situation such as this, contact our office before spending time and resources! We can verify with our clients whether the potential target is legal or illegal.**

## Frequently Asked Questions

### **What is the pay structure for this work?**

Investigators are paid for each pirating establishment they locate and visit. For every establishment correctly identified as pirating the pay-per-view program and for which an acceptable sworn affidavit and visual evidence is submitted to our firm, investigators are paid \$~~75,00~~<sup>75,000</sup>

### **How long does it take to receive payment for the completed work?**

Our clients typically process payment within ~~30~~<sup>39/45</sup> days of receiving acceptable materials.

### **Do you reimburse for mileage, tolls, gas, and other expenses?**

Investigators are not reimbursed for expenses. Since the fee for positive piracy hits is well above a comparable hourly rate, our clients do not reimburse for expenses incurred during surveillance. Essentially, expenses are built-in to the assignment fee. Please see the other sections herein for ideas of how to reduce expenses and increase positive results.

### **What happens if two investigators turn in the same establishment?**

In the event two investigators turn in the same pirating establishment, generally both investigators will be paid. Our clients have departments devoted to their piracy program. They routinely conduct investigations of their own to insure that investigators are not "double dipping" or collaborating to defraud our clients.

### **How many investigators are working in my area?**

Due to the number of different events and investigators working for our clients, it is difficult to provide an accurate answer to this question. We do try to avoid overlapping as much as possible.

### **Am I limited to my specific area?**

Investigators are not limited to any specific area. It is encouraged that investigators broaden and adjust their coverage area for each event as much as possible to achieve the most success.

**Why are there two lists for some events?**

One list contains the establishments that have purchased the proper license to exhibit the pay-per-view program. The second list contains the establishments that have been previously turned in as pirates and are currently involved in litigation. As such, they are off limits for investigators and may not be turned in again. The Ultimate Fighting Championship events always have two lists, other events generally do not.

**When will I receive the lists?**

Generally, the preliminary lists will be e-mailed out the day before the event occurs. This allows you to begin cross referencing potential targets. The final lists will contain a few additions and are e-mailed out around 5:00 PM EST on the evening of the event.

**I have identified a pirating location—do I need to stay there for the full event and/or witness the “main event”?**

No. Investigators must witness at least one bout of a pay-per-view fight, collect sufficient information for the affidavit and take required video/pictures. Investigators should spend at least 20-30 minutes at a pirating establishment then move on to the next target.

**Will I be required to testify in court?**

While a rare occasion, if an investigator's presence and oral testimony is required in court, the investigator will be compensated according to the standard rates in effect at that time.

# **Piracy Report Example Affidavit**

Visit our Website, the **Report Status Page** to view and TEST the **Piracy Update Report** that will be required upon completion of all Events the night of the event.

**Test Reports:** If you would like to TEST the Piracy Update Report Affidavit before reporting an actual event simply (type) the **Piracy Reporter Name** as **TEST REPORTER** & then just fill in the blanks with fake details.

We require the following **Photos** from each Establishment in order to submit the proper evidence for the Establishment.

**Photos Required (to be uploaded with Piracy Update Report) within website:** Establishment Sign, Bar (surrounding area), Wall Clock, Door Person, Waiter/Waitress, Bar Tender, Purchase Receipt (if one), Televisions (showing the event & surrounding area), The Crowd (watching the event), Vehicles in the Parking Lot of the Establishment (Tag Number Photos) from behind at least **(3)** Vehicles as you are leaving, Satellite Photo (with surrounding area) Any additional Photos that you feel would be sufficient evidence in the case.

Thank you for your interest!

**Piracy Report Affidavit**

We will send you an automated email with your Piracy report details, you must copy and paste the Piracy details form within the Piracy Affidavit Copy our PIRACY AFFIDAVIT LETTERHEAD "LINK", located on the Report Status page on our website.

The Piracy Report must be completed the night of the event. Our Piracy Affidavit Letterhead must be used as the Original Piracy Sworn Affidavit.

The Piracy Report Letterhead must be completed and Emailed to us with the Photos and/or Video before 8:00AM the morning after the date of the event.

We must then receive the ORIGINAL Piracy Affidavit within (48) Hours.

**State of \***   
Type your state in this field.

**County of \***   
Type your county in this field.

**Piracy Investigators (Name) \***   
Type First & Last Name in this field.

**Acknowledgement**  I the undersigned being duly sworn according to the law, deposes and says that the Piracy Information within this Affidavit is true and correct and that no false information was provided.  
 Skip this field, it is simply an Acknowledgement from you.

**Date of the Event \***   
The Date of the Event in this field.

**Event Name \***   
Type the Name of this Event as it is listed on the LIST provided to you in this field.

**I entered the Commercial Establishment known as \***   
Type the Exact Name of the Business in this field.

**The Street Address of this Establishment is \***

**The City that this Establishment is located in is \***

**The State that this Establishment is located in is \***

**The Time I entered this Establishment was \***   
Type the Time you walked in this Establishment (be sure to type) AM/PM.

**This outside of this Establishment is described as \***   
Type how you would describe the outside of this Establishment (1-2 Story Building, Brick Building, Stucco Building, Metal Building, Glass Building, etc.)

**This inside of this Establishment is described as follows \***   
Type how you would describe the inside of this Establishment.  
Example: Large Restaurant/Bar, Has a Bar along the rear wall, DJ Booth against the right wall, three "U" shape booths against the left wall, red candles on every table, a painting of a cow above the men's bathroom door and as many details as possible in this field.

**There was a Satellite observed on the premises of this Establishment \***    
Select Correct Option  
Select the correct option for this field.

**I paid the Sum of of this amount (Cover Charge) to enter this Establishment \***   
Type the Amount you paid at the door to get in in this field.

**The doorperson is described as \***   
Type a detailed description of the Doorperson that collected your money at the door in this field.

**I ordered the following from the waitress while I was at this Establishment \***   
Type any/all items ordered in this field.

**My Receipt Total at this Establishment was \***   
Type the total amount of your receipt in this field. If you did not order anything, type NA instead.

**The Name of the Waitress was \***   
Type the Waitress Name in this field.

**The Waitress is described as \***   
Approximate Age, Color, Gender, Height, Weight, Hair Color, Tattoos, Dress Attire, he/she was wearing, any additional details?

**The number of Television sets I observed in this Establishment was \***

**The Television sets observed are described as \***   
Type the SIZE on each Television set you observed (42, 60,) Example: two 60 and one 42 observed??

**The locations of the Televisions in this Establishment are \***   
Type the locations of where the Televisions were at in this field, above the bar, behind the bar, to the left of the bar, in the right corner as



bathroom??

On the Television sets in this Establishment, I observed (round/quarter/inning)

Type what you watched on the Television while you were inside this Establishment (round one, round two, first quarter, second quarter, fir

On the Television sets in this Establishment, I observed the scene between \*

Type the Name of the Fighters or Players that were on the Television while you were inside this Establishment in this field.

Example: Joe Smith VS. John Jones

During the scene I observed, the players/fighters were wearing the following items \*

Type what the players/fighters were wearing in this field.

Example: Joe Jones was wearing red trunks, blue trunks, black boxing gloves, green jersey and Bob Smith was wearing a black jersey, silv

I observed the following action on the Television while I was in this Establishment \*

Example: Joe Smith punching Bill Jones in the face, Tyler Wilson scored a touchdown.

I observed the following logo(s) on the Television while I was in this Establishment \*

Example: UFC, Star, Razorback, Dolphin, Saints Logo, Yellow Jacket.

The Cable box in this Establishment was on Channel \*

Type the Channel you observed in this field or type Unable to determine if you could not see it.

I observed approximately this many people in this Establishment \*

Type how many people you think there could have been at this Establishment while you were there?

I observed the following Vehicles and License Plate Numbers in the Parking Lot of this Establishment as I was leaving \*

Type at least (3) Vehicles and License Plate Numbers that you observed in the Parking Lot of this Establishment as you were leaving it.

Additional Comments \*

Type any/all additional details in this field, there are no details too small for this report and what you believe could be irrelevant, could ver case so leave nothing out.

Declaration of Piracy Investigator

I have no interest in the above action, I am of legal age, I have proper authority in the jurisdiction in which this service was made and all statements above are I Skip this field, it is just an Acknowledgement

Piracy Investigator (Electronic) Signature \*

Type your First & Last Name in this field.

Piracy Investigators Original Signature (use blue ink)

X Piracy Investigator Original Signature, you will SKIP this field for the UPDATE but "Print & Sign" in BLUE INK once you receive an emailed c

Notary Public Original Signature

X This is for the Notary Publics Signature, you will SKIP this field for the UPDATE but once you receive an automated emailed copy, you will "

Acknowledged by me on (date notarized)

X This is for the Notary Publics DATE, you will SKIP this field for the UPDATE but once you receive an automated emailed copy, you will "Prin

Email \*

Type your EMAIL address in this field for a return copy of this update.

Establishment Sign: \*

Browse...

Establishment Bar: \*

Browse...

Establishment Inside Clock: \*

Browse...

Establishment Door Man/Woman Photo: \*

Browse...

Establishment Waitress/Waiter Photo: \*

Browse...

Establishment Bar Tender Photo: \*

Browse...

Establishment Purchase Receipt

Browse...

Establishment Television (1): \*

Browse...

Establishment Television (2): \*

Browse...

Establishment Television (3): \*

Browse...

Establishment Television (4): \*

Browse...

Establishment Television (5): \*

Browse...

**Establishment**

**Television (6):**

**Vehicle Present with Tag Number (1) \***

**Vehicle Present with Tag Number (2) \***

**Vehicle Present with Tag Number (3) \***

**Establishment Croud Photo: \***

**Additional Photo:**

**Additional Photo:**

**Additional Photo:**

**Additional Photo:**

**Image Verification**



Please enter the text from the image:

## Request for Taxpayer Identification Number and Certification

**Give Form to the  
 requester. Do not  
 send to the IRS.**

|   |  |   |
|---|--|---|
| <b>Print or type<br/>See Specific<br/>Instructions on page 2.</b> | Name (as shown on your income tax return)  |   |
|   | Business name/disregarded entity name, if different from above   |   |
|   | Check appropriate box for federal tax classification:<br><input type="checkbox"/> Individual/sole proprietor <input type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate<br><br><input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ _____ <input type="checkbox"/> Exempt payee<br><br><input type="checkbox"/> Other (see instructions) ▶ |   |
|   | Address (number, street, and apt. or suite no.)  | Requester's name and address (optional) |
|   | City, state, and ZIP code  |   |
| List account number(s) here (optional)                            |  |   |

### Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on the "Name" line to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

**Note.** If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

| Social security number |  |  |  |  |  |  |  |  |  |
|------------------------|--|--|--|--|--|--|--|--|--|
|                        |  |  |  |  |  |  |  |  |  |

| Employer identification number |  |  |  |  |  |  |  |  |  |
|--------------------------------|--|--|--|--|--|--|--|--|--|
|                                |  |  |  |  |  |  |  |  |  |

### Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
3. I am a U.S. citizen or other U.S. person (defined below).

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 4.

|                  |                            |        |
|------------------|----------------------------|--------|
| <b>Sign Here</b> | Signature of U.S. person ▶ | Date ▶ |
|------------------|----------------------------|--------|

### General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

#### Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

**Note.** If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.