**SAMPLE 2**

**(Notice and Notice: Letter to the Sender of the Notice)**

[Provider heading]

[Address of sender of notice]

[City, date]

**Your complaint regarding content on [website/application]**

Dear Mr. […] / Dear Ms. […]

We are writing in reference to your notification dated […], in which you claim that illegal content is being made available to the public via [website/application].

First of all, please note that the customer who makes the content in question available is exclusively liable for the content hosted by us. As a Hosting Provider, we merely make storage space and various associated services available to our customers. We have no influence on the content of any website or application hosted by us. Moreover, we are under no duty to review the content that we host and, given the size of our customer base, we would not be in a position to do this either.

We have forwarded your complaint to the customer responsible for the content in question and asked this customer to remove this content or, if the customer does not acknowledge your claims, to contact you directly in order to resolve the matter. This course of action is consistent with the Notice and Takedown Procedure specified in the Hosting Code of Conduct of Swico.

Thus, we consider this matter closed. If the customer responsible for the content fails to remove the content in question or to make a plausible case to you that the content is lawful, we ask you to pursue your claims directly against the responsible customer. If you do know yet know the customer's identity, you can find it via the publicly accessible Who-is databases (e.g., [www.whois.ch](http://www.whois.ch)) or contact the appropriate law enforcement agencies. Please note that, for data protection reasons, we may not disclose customer data except with the customer's consent or based on an administrative or court order.

Sincerely,

[Signature]

[First name, surname]