

Documentation of the

prevention of abusive utilisation of the Internet service provider Filehorst

(filehorst.de, filehorst.at, filehorst.ch, filehorst.eu, filehorst.com, filehorst.net, filehorst.org)

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Filehorst is an Internet service provider, which allows users to upload files of any kind. As a so-called „One-Click-Hoster“ it offers disk/storage space and the generation of links, with which uploaded files can be spread over the Internet. On the Filehorst page itself it is NOT possible to distribute those uploads.

Filehorst follows strict rules and standards (<http://filehorst.de/agb.php>) and tries to guarantee the adherence of such, with numerous measures and procedures. These are orientated towards the current German legislation and the specifications of the DMCA. The background of this effort is rooted not only in the legal and moral aspects of the circumstances, but also to assure the compliance of the contracts with our advertising partners, who mainly finance Filehorst.

In the following sections all measures will be introduced and explained. For any further questions and concerns please contact:

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Measure #1: German Legal Foundation and compliance to DMCA

Filehorst is a service, which is only located in German data centres and which is driven by a company with a German location and German legal form. Therefore, the legal foundation is based on German Law. Voluntarily, for the well-being of the holders of rights, our advertising partners and ourselves, we also accept and follow the standards of the [Digital Millennium Copyright Act \(DMCA\)](#).

Measure #2: Allocation of a proactive abuse management-system

To assure an efficient and effective report and deletion service of files which violate our rules and regulations, Filehorst provides an abuse management-system. This system is available both in German and in English language. This specifically means that the abuse page

(<http://filehorst.de/contact.php?type=abuse>) is clearly structured and only requests necessary (and no further) information that are required for the cancelation of files. Furthermore, the information of the form will be directly transmitted to the responsible department, which is also immediately informed via mail in order to promptly take necessary actions. To support measure #6 (thinning through link data sheets) the submitter of a cancelation request can indicate optionally, where the violation of the rules and regulations has been observed. To accelerate the fill out of a repeated submitter, the user has the possibility to register an account for free. This will allow the storage and usage of user data as a pattern and is possible [here](#).

Measure #3: Deletion of reported files without undue delay

Uploaded files, which are reported via abuse@filehorst.de or the abuse page, will be deleted without undue delay. Filehorst strives to delete the reported files from all systems within a few hours, but not later than 24 hours.

Measure #4: Settlement of a MD5-filter after a file deletion

If reported files will be deleted on Filehorst, a so-called MD5-value will be calculated and put on a blacklist, in case the circumstances require it (e.g. in case of an infringement of copyright). Due to that, it will NOT be possible to upload these files again, even if they are given a new name. If it is tried to upload these files anyway, a problem report will appear after the upload and remind the user that it is NOT possible to do so. The system is also orientated towards the past. This implies that even files which have been uploaded BEFORE the cancelation request will be deleted if they contain the blacklisted MD5-value.

Measure #5: Settlement of a filename-filter after a file deletion

If reported files will be deleted on Filehorst, it is possible for our employees to set a so-called filename-filter. This measure is useful and applied if the names of the uploaded files allow the presumption that further uploads of so-named files will again very likely be a violation of our rules. In this case, files that contain the filtered names (or parts of them) can NOT be uploaded anymore. After the upload, a problem report would appear. This system is also orientated towards the past.

Measure #6: Constant thinning through link data sheets

For the prevention of the violation of rights and following a concrete judgement which has been passed in the last months, Filehorst screens and inspects so-called link data sheets which have been submitted (see Measure #2) and which are therefore known to Filehorst, several times a week to check if there are any files located on our servers that violate the rules and standards of Filehorst. In case such data is found, it will be deleted without the necessity of being reported by a third party. The scope of the link data sheets grows through the optional source transmission of violations against the rules and standards (see measure #2).