

Exhibit XX
United States Department of Agriculture, Forest Service
OPERATING PLAN
for
XXXX
Commercial Filming
on
National Forest System Lands
(Ref. FSM 2725, FSH 2709.11)

This Operating Plan is attached to and made a part of the Special Use Permit; in the event that anything in this Plan conflicts with the Permit, the Permit shall control. A copy of the Forest Service Permit and this Operating Plan must be in possession of the Holder and their employees at all times while on National Forest System (NFS) lands.

A. FOREST SERVICE POLICY AND GUIDELINE

1. The following guidelines have been developed to help facilitate understanding and cooperation the Permit Holder, here-in called “the Holder” whom will be filming commercial footage on NFS lands. These guidelines shall apply to all commercial filming occurring on the NFS lands, unless otherwise agreed in writing by the Forest Service, or otherwise specified in subsequent direction.
2. The Forest Service recognizes that the public and/or natural resources may benefit from commercial filming on NFS land, provided the land and resource values are protected. As with other uses of NFS land, commercial filming requires prior authorization by the Forest Service.
3. The Forest Service encourages inclusion of environmental messages and depiction of sound resource natural management practices in connection with filming on NFS land. If requested, the Forest Service may assist the Holder in incorporating such messages and practices in a manner consistent with the production, applicable law, regulation and policy.
4. Portrayal or employment of Forest Service personnel and any depiction of the agency must be compatible with the mission and goals of the Forest Service, and must be approved in advance by the Authorized Officer.
5. Use of official Forest Service insignia, symbols, uniform, or likenesses thereof is reserved for use by the Forest Service only. Any proposed use of such insignia, symbols or likenesses by other than the Forest Service will require advance approval from the Forest Service (36 CFR 264, 271, 272).
6. The Holder is responsible for obtaining any necessary authorizations to film on land under the jurisdiction of other parties. (e.g.: State, BLM, National Park Service, etc.). The Holder is responsible for knowing where they are (underlying landownership/jurisdiction) at all times.

B. TIMING

1. The Forest Service may restrict or prohibit filming during certain times for various reasons including resource management needs, environmental concerns, public use and safety. Such restrictions or prohibitions may be specified by time period or under certain conditions, such as:
 - Weekends, holidays, nighttime, or before or after certain hours.
 - In the vicinity of certain threatened, endangered or sensitive wildlife, plants or habitat.
 - In areas where lights or noise from such activity may disturb campground visitors or other national forest users.

C. **FILMING ALONG PUBLIC ROADS AND HIGHWAYS**

1. The Forest Service requires the Holder to take specific precautions in the interest of public or resident safety, such as posting flagmen to warn traffic of hazards, or providing signs or other traffic control devices.

D. **ACCESS AND VEHICLE OPERATION**

1. The Holder will not be authorized to use motorized vehicles on NFS land off of existing Forest Development System Roads or other approved roadways and trails. Roads and trails not shown as "open" on Forest Service maps are not authorized for use without prior written approval from the Forest Service.
2. Unless otherwise agreed, in advance, all Forest Service roads and trails are to be kept open to public travel.
3. The Holder should use existing parking lots, road turnouts, or other previously disturbed areas for parking production-related vehicles. Where possible, such areas should also be used for staging areas for film activities. The Forest Service may restrict the number of vehicles allowed to park in areas other than designated parking/staging areas. The Holder must obtain Forest Service approval prior to storing vehicles, equipment, or supplies on NFS land overnight.
4. The Holder shall be required to obtain any necessary permits or authorizations from public road agencies (State, County, etc.), and must provide the Forest Service with copies of any such other agency authorizations.
5. Emergency traffic (e.g. fire, ambulance, etc.) must be able enter and pass through the authorized area at all times.

E. **SPECIAL EFFECTS AND PYROTECHNICS**

1. All special effects must be approved by the authorized officer or the designated FS Representative prior to filming.
2. Large explosions, concussions or flame-emitting devices will not generally be authorized on NFS land.
3. In order to protect wildlife security, explosions, gunshots or other loud noises may be prohibited, or restricted to certain areas, times of day or seasons.

F. **ANIMALS**

1. The Holder must obtain written Forest Service approval prior to transporting, placing or using animals of any type on NFS land.
2. Authorized animals must be under the Holder's complete control (tethered, leashed, caged, electronic, voice, etc.) at all times, including when not actually being used for filming or rehearsing. Animals will not be tethered to trees, bushes or other natural or publicly-owned manmade features unless expressly authorized in advance by the Forest Service. The Holder shall remove animals from NFS land when not using them for production purposes.
3. Animals may be unleashed only when the Holder has met the following safety precautions:
 - Trainer(s)/handler(s) will be in the immediate vicinity at all time.
 - The animal(s) is/are under control to the satisfaction of the Authorized Officer or FSR.
 - Adequate safety measures have been taken to prevent escape (e.g. fencing, catching devices, additional trainers, etc.)

4. Under no circumstances shall the Holder permit any animals (mammals, fish, birds, reptiles, or other animals) to be released on NFS land prior to, during, or after filming.

G. VEGETATIVE RESOURCES

1. The Holder shall not disturb any trees, shrubs, forbs, grasses or other vegetative resources.
2. The Holder shall not transport any plant materials, including hay and straw, onto NFS lands without prior Forest Service approval. The Holder shall be responsible for removing any imported plant materials, and disposing of them properly off NFS lands.
3. In areas where imported plant materials or vegetation is used, the Forest Service may require the Holder to have all plant materials certified as Weed Free. A list of Forest Service certifier's is available upon request.

H. GEOLOGICAL, PALEONTOLOGICAL AND ARCHAEOLOGICAL RESOURCES

1. The Holder and its agents are expressly prohibited from disturbing any geological, paleontological, archaeological (cultural, historic, prehistoric, religious) or other scientific resources.
2. The Holder may not use or film any geological, paleontological, archaeological (cultural, historic prehistoric, religious) or other scientific resources or site without express prior written approval of the Authorized Officer.
3. The Holder may not use any materials, adhesives, paints, etc. on any of the above-described national forest resources.
4. Forest Service may authorize the Holder to transport rocks or other natural materials onto a site when a scene or sequence requires features of a specific design, color, texture, etc. Unless otherwise agreed by the Forest Service, any natural features transported onto a site must be removed and replaced their original position following filming the specific scene or sequence.
5. The Holder shall not be authorized to place or drive any device into rocks, cliffs, caves, or other sensitive areas.

I. CONGRESSIONAL DESIGNATED WILDERNESS

1. Commercial filming in a Wilderness area must have a primary objective of dissemination of information about the use and enjoyment of the Wilderness area for its ecological, geological, or other features of scientific, educational, scenic, or historical value.
2. Commercial filming in a Wilderness area must be wilderness-dependent, i.e., there is no suitable location outside of a Wilderness area where the proposed activity could be filmed under the same conditions.

J. USE OF DRONES/UNMANNED AIRCRAFT SYSTEMS (UAS)

1. The UAS must be registered with the FAA for commercial use. The required documentation (COA - certification of authorization part 107 of the Federal Aviation Regulations or a 333 exemption with a COA) is attached to this permit.
2. The drone operator (Pilot in Command – PIC) must be in possession of an FAA certification that allows him/her to operate a drone for commercial purposes. This documentation is attached to this Plan.
3. All UAS/drone-mounted filming will be done in daylight hours, by line-of-sight, and less than 400 feet above-ground-level.
4. 24-72 hours prior to filming, the PIC will provide lat-longs and description of the flying area to the permit administrator and the permit administrator will seek approval from the local Forest Dispatch Center prior to UAS usage.

K. DAMAGE TO FOREST RESOURCES OR FOREST SERVICE STRUCTURES

1. Unless otherwise agreed in writing by the Authorized Officer, the Holder shall be responsible for repairing, replacing or compensating, to Forest Service satisfaction, any damage to NFS resources or structures caused or allowed by activities of the Holder or its agents, within seven (7) days after the damage or destruction has been reported, or the value has been assessed, whichever is later.
2. The Forest Service may require that a Forest Service Representative be present (at Holder's expense) during damage repair/replacement work.

L. FOREST SERVICE EMPLOYEES

1. In addition to proper Forest Service authorization via the special-use permit, the Holder shall be authorized to follow, film and/or interview individual employees only to the extent each individual has provided explicit approval.
2. The Holder shall request permission to follow, film, and/or interview individual employees from the designated project coordinator. The Holder shall not request permission directly from individual employees to follow, film and/or interview them.
3. If the Holder does not or is unable to obtain an employee's explicit approval, they shall not follow, film, and/or interview the employee except to the extent the Holder captures images and recordings of an employee intermixed with other employees while operating during scheduled work hours and within public work areas.
4. The Holder's filming and recording shall occur only where such filming and recording is obvious, or where actual notice has been provided that filming and recording is taking place. The Holder shall not film or record employees engaged in conversation without the actual knowledge of those engaged in the conversation. For example, the Holder shall not record conversations among employees using a hidden microphone, or by using recording equipment from a substantial distance.

M. INCIDENT NOTIFICATION

1. The holder is required to notify the permit administrator, as soon as practicable if any of the following incidents occur on National Forest System lands within the authorized area. Notification should include information regarding when, where, and how the incident occurred, and who was present or affected by the event.
 - Any incident resulting in death, permanent disability, or personal injuries that are life-threatening or that are likely to cause permanent disability;
 - Any failure of a structural, mechanical, electrical component and its primary connection, or operator error, which impairs the operation or function of a passenger ropeway in a way that could affect public safety, or any ropeway incident that requires reporting to State authorities;
 - A search and rescue operation to locate a person; or
 - Any incident that had or has high potential for serious personal injury, significant property damage, or significant environmental or other natural resource damage, including but not limited to avalanches, landslides, flooding, fire, structural failures, or release of hazardous substances.

N. SANITATION AND CLEAN-UP

1. Unless otherwise approved by the Forest Service, the Holder shall ensure that all necessary clean-up activities are completed prior to termination of the permit. During the permit, clean-up activities shall be kept current and shall be completed immediately following completion of filming.

O. LIABILITY

1. The Holder shall have and maintain all appropriate insurance policies necessary to operate on NFS lands.

P. **FEES**

1. Land use fees for the permit shall be calculated using the FS Northern Region's fee schedule for commercial filming (see the following table; R1 Supplement FSH 2709.11, section 36). Land use fees are separate from Cost Recovery fees the Holder must pay for application processing or monitoring the authorized use. Land use fees must be paid in advance of use.

Number of Persons on Location	Daily Fee
1-10	\$150

2. The Holder shall keep a log of locations on NFS land where filming takes place including the number of days and the number of personnel on site each day. If requested, the Holder shall provide a copy of the log to the designated FS representative.
3. The initial fee for the use of NFS land is \$_____. This fee is based on expected filming of ___ days with a camera crew consisting of up to four personnel. Monitoring fees will be assessed for each filming objective.
4. The fee must be paid in full prior to the Holder's first day of filming. Actual filming days will be reported at the end of the incident and **additional fees will be charged as needed.**

Q. **FILMS DESIGNATED REPRESENTATIVE**

1. The Holder shall ensure that at least one of the following named and designated individuals will be available to the authorized officer or other official FS representative on-site during all activities authorized under the permit.

Phone: _____ Project Manager
E-mail: _____

R. **U.S. FOREST SERVICE DESIGNATED REPRESENTATIVE**

1. The USFS designated representative for all activities under this authorization is:

Phone: _____ National Forest/Grassland
E-mail: _____

I have read and understand the terms and conditions and agree to abide by them.

By: _____

Date: _____

By: _____

Date: _____

National Forest or Grassland
U.S. Department of Agriculture, Forest Service