



Software Licence Agreement

License conditions

PLMPerformanceAnalyse full product license:

The customer buys a full product license of PLMPerformanceAnalyse without time limit.

Full product is licensed to one company and cannot be used in multiple companies for example at all companies of a holding.

Customer receives a license document containing all required license data.

Maintenance

Yearly's Software maintenance fee is 17% based on purchase price.

Maintenance and updates are delivered via download at <http://download.plmjobmanager.com/>

Warranties and Liability

Detected issues regarding PLMPerformanceAnalyse will be fixed and included in PLMPerformanceAnalyse core software. PLMPerformanceAnalyse enhancements will be added into the software based on our software development plans. Estimated timeframes for Software enhancements will be communicated to our customer.

Detected problems of external tools must be eliminated by the appropriate software supplier.

Intellectual Property

Remains at company 'addPLM - GmbH'. All data, reports and results generated from the use of the software are owned by Customer Corporation. Notwithstanding anything to the contrary in the Software Licence Agreement, 'addPLM - GmbH' warrants to Customer Corporation that its software is free from intellectual property infringement and will indemnify Customer Corporation should there be any third party claims that arise from 'addPLM - GmbH's breach of a third party's intellectual property rights

Limits of Liability

Under no circumstances is 'addPLM – GmbH', its program developers or suppliers liable for any of the following, even if informed of their possibility:

- a) loss of, or damage to, data;
- b) special, incidental, exemplary, or indirect damages, or for any economic consequential damages;
- c) lost profits, business, revenue, goodwill, or anticipated savings.

The customer is responsible to backup his data to provide a full functional recovery of data and systems.

Jurisdiction:

Amtsgericht Fulda
Königstraße 38
36037 Fulda - Germany