

OSIsoft, LLC ("OSIsoft") has adopted the following policy concerning copyright infringement in accordance with the Digital Millennium Copyright Act, 17 U.S.C. 512. The contact information for OSIsoft's Designated Agent to Receive Notification of Claimed Infringement ("Designated Agent") is listed at the end of this policy, and is on file with the United States Copyright Office (<http://www.copyright.gov/onlinesp/list/index.html>).

OSIsoft takes copyright and other intellectual property rights very seriously. It is OSIsoft's policy to (1) expeditiously block access to or remove content that it believes in good faith may contain material that infringes the copyrights of third parties and (2) remove and discontinue service to repeat offenders.

Procedure for Reporting Copyright Infringements:

If you are a copyright owner or authorized to act on behalf of a copyright owner and you believe that content residing on or accessible through the OSIsoft website or service infringes your copyright or a copyright for which you are authorized to act on behalf of the copyright owner, please send a notice of claimed copyright infringement containing the following information to the Designated Agent listed below:

1. Your full legal name and your physical or electronic signature;
2. Identification of the copyrighted works or materials you claim has been infringed upon;
3. Identification of the content that is claimed to be infringing including information regarding the location of the content that the copyright owner seeks to have removed, with sufficient detail so that OSIsoft is capable of finding and verifying its existence;
4. Your contact information including address, telephone number and, if available, e-mail address;
5. A statement that you have a good faith belief that the allegedly infringing use of the content is not authorized by the copyright owner, its agent, or the law; and
6. A statement that the information provided is accurate, and, under penalty of perjury, that you are authorized to make the complaint on behalf of the copyright owner.

Once a complete and proper notice of claimed copyright infringement is received by the Designated Agent, or if OSIsoft otherwise comes to believe in good faith that content on the OSIsoft website or service may contain material that infringes copyright:

It is OSIsoft's policy:

1. to remove or disable access to the content identified in the notice of claimed infringement;

2. to take reasonable steps to notify the content provider or owner of the removed content that it has removed or disabled access to the content; and
3. to terminate any account that has been used to post two or more postings that were removed from the OSIssoft website or service pursuant to this policy.

Procedure to Supply a Counter-Notice to the Designated Agent:

If the content provider or owner of the removed content believes that the content that was removed or to which access was disabled is not infringing, or the content provider or owner of the removed content believes that it is authorized to post and use such content by the copyright owner, the copyright owner's agent, or pursuant to the law, the content provider or owner of the removed content may send a counter-notice containing the following information to the Designated Agent listed below:

1. A physical or electronic signature of the content provider or owner of the removed content;
2. Clear identification of the content that has been removed or to which access has been disabled and the location at which the content appeared before it was removed or disabled;
3. A statement made under penalty of perjury by the content provider or owner of the removed content that he, she or it has a good faith belief that the content was removed or disabled as a result of mistake or a misidentification of the content; and
4. Content provider's or owner of the removed content's name, address, telephone number, and, if available, e-mail address and a statement that such person or entity consents to the jurisdiction of the Federal Court for the judicial district in which the content provider or owner of the removed content resides, or if the content provider's or owner of the removed content's address is located outside the United States, for any judicial district in which OSIssoft is located, and that such person or entity will accept service of process from the person who provided notification to OSIssoft of the alleged infringement or an agent of such person.

If a counter-notice that complies with the requirements described above is received by the Designated Agent, OSIssoft may send a copy of the counter-notice to the original complaining party informing that person that it may restore the removed content or cease disabling it in 10 business days unless OSIssoft receives notice from the original complaining party that a legal action has been filed seeking a court order against the content provider or owner of the removed content seeking a court order to prevent further infringement of the content at issue.

Please contact OSIssoft's Designated Agent at the following address:

Designated Agent to Receive Notification of Claimed Infringement:

Jarita Sirois
1600 Alvarado Street
San Leandro, CA 94577
jsirois@osisoft.com
Phone: +1-510-877-9413