

Open Connectivity Foundation IP Infringement Policy

Effective Date: August 1, 2016

Open Connectivity Foundation, Inc. (“OCF,” “we,” and “our”) will respond to notices of alleged intellectual property (“IP”) infringement that comply with the requirements set forth here. OCF does not act as an arbiter or judge of disputes about IP rights. It is our policy to remove content posted by users on our www.openconnectivity.org website, including without limitation on the Certified Product Registry located at our website (the “Site”), which content OCF believes in good faith is infringing a third party’s IP right. By removing content, as a prudential matter, OCF does not endorse or validate a claim of infringement.

Designated Agent

OCF’s designated agent to handle IP infringement notices and counter notices:

Open Connectivity Foundation, Inc.

Attn: OCF Staff

Address: 3855 SW 153rd Drive, Beaverton, Oregon 97003, U.S.A.

Email: staff@openconnectivity.org

Phone: 1-503-619-0673

Infringement Notices

If you believe your work or trademark has been displayed or otherwise used on the Site in a manner that infringes your IP right, you must provide written notice to our Designated Agent via mail or email. Please note that you may be liable for damages, including without limitation attorneys’ fees and costs, if you materially misrepresent that your IP has been infringed by content on the Site. If you are unsure whether your IP has been infringed, we recommend that you contact an attorney before sending notice to OCF.

Use this format for your notice: (a) identify your work or trademark that you believe has been infringed by content on the Site; (b) identify the content that you claim infringes your IP right, describe how the content infringes your IP right, and describe where the content is located on the Site; (c) provide your full name, mailing address, telephone number, and email address; (d) include a statement that, under the penalty of perjury, you have a good-faith belief that use of the content in the manner complained of is not authorized by the IP right owner, its agent, or the law; (e) include a statement that the information in the notice is accurate, and, under penalty of perjury, that you are the IP right owner or that you are authorized to act on behalf of the owner of the IP right that is allegedly infringed; and (f) sign the notice physically or electronically.

In addition, it will help if you include a copy of the copyright or trademark Certificate of Registration for your work or trademark, if any, or other information that supports your claim that your work or trademark is protected IP and that you are the owner of that IP right or are authorized to act on behalf of the owner. If your notice contains the required information, and if we have a good-faith belief that the content is infringing your IP right, we will remove the content.

Unless prohibited by law, we may provide all of the information in your notice (including your identifying information) to the user who posted the content.

Counter Notices

The provider of affected content may make a counter notice by writing to our Designated Agent via mail or email. If you provide a counter notice, please note that you may be liable for damages, including without limitation attorneys’ fees and costs, if you materially misrepresent that your content is not

infringing the IP right of a third party. If you are unsure whether your content infringes the IP right of a third party, we recommend that you contact an attorney before sending a counter notice to OCF.

Use this format for your notice: (a) identify the content that has been removed, including a description of where the content was located on the Site before it was removed; (b) provide your full name, mailing address, telephone number, and email address; (c) include a statement that, under the penalty of perjury, you have a good-faith belief that the content was removed as a result of mistake or misidentification of the content to be removed; (d) include a statement that you consent to the jurisdiction of the Federal District Court for the judicial district in which your address is located, or, if your address is outside the United States, in the Federal District Court of Oregon, U.S.A., and that you will accept service of process from the person who provided notice of the alleged infringement or an agent of such person; and (e) sign the notice physically or electronically.

After reviewing your counter notice, OCF may, in its discretion, reinstate the content on the Site. In doing so, OCF is not making a determination as to whether any IP rights have or have not been infringed.

Unless prohibited by law, we may provide all of the information in your counter notice (including your identifying information) to the party who complained of the infringement.

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