Statement concerning HP Intellectual Property Rights, Submitted to the OASIS WSDM Technical Committee on 29 July 2003

In reference to the "Web Services Management Framework 2.0" ("WSMF-2.0"), a technical specification, Hewlett-Packard Company hereby submits WSMF-2.0 to the OASIS Web Services Distributed Management Technical Committee ("WSDM-TC") for consideration, discussion and inclusion, all or in part, in the proposed "Web Services Distributed Management (WSDM) V1.0 Specification" ("WSDM-1.0").

In addition to the rights and representations provided for in the OASIS Policy on Intellectual Property Rights, HP makes the following statements:

- 1. HP grants OASIS members, in their individual capacity participating in the WSDM-TC, the right to copy, display, perform, modify and distribute WSMF-2.0, in any medium without fee or royalty, only for the express purpose of developing the WSDM-1.0 specification as described in the WSDM-TC charter. Such license shall expire upon approval of the WSDM-1.0 specification by WSDM-TC or termination of the TC.
- 2. HP has patent rights that may be necessarily infringed by a compliant implementation of WSMF-2.0.
- 3. HP commits to grant a non-sub-licenseable, non-transferable license to third parties, solely for the purpose of developing or implementing a compliant implementation of the WSDM-1.0 specification based on or incorporating portions of WSMF-2.0, under royalty-free and reasonable and non-discriminatory terms and conditions, to those HP's patent claims HP deems necessary to implement the required portions of WSMF-2.0, provided a reciprocal license to other essential patents is granted.
- 4. The following statement of Disclaimer of Warranties and Limitation of Liability is provided:

DISCLAIMER OF WARRANTIES. USER ACKNOWLEDGES THAT THE SPECIFICATION MAY HAVE ERRORS OR DEFECTS AND IS PROVIDED "AS IS." HEWLETT-PACKARD MAKES NO EXPRESS OR IMPLIED WARRANTIES OF ANY KIND WITH RESPECT TO THE SPECIFICATION, AND SPECIFICALLY DISCLAIMS THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, EVEN IF THAT PURPOSE IS KNOWN TO HEWLETT-PACKARD. HP MAKES NO EXPRESS OR IMPLIED WARRANTY THAT THE SPECIFICATION IS NON-INFRINGING, AND NO LICENSE, EXPRESS OR IMPLIED, IS PROVIDED TO ANY PATENT OR TRADEMARK RIGHT.

LIMITATION OF LIABILITY. HEWLETT-PACKARD SHALL NOT BE RESPONSIBLE FOR ANY LOSS TO ANY THIRD PARTIES CAUSED BY USING THE SPECIFICATION IN ANY MANNER WHATSOEVER. HEWLETT-PACKARD SHALL NOT BE LIABLE FOR ANY DIRECT, INDIRECT, SPECIAL, INCIDENTAL, OR CONSEQUENTIAL DAMAGES, WHETHER BASED ON CONTRACT, TORT OR ANY OTHER LEGAL THEORY, ARISING OUT OF ANY USE OF THE SPECIFICATION OR ANY PERFORMANCE OF HEWLETT-PACKARD RELATED TO THIS SPECIFICATION. USER FURTHER ACKNOWLEDGES THAT THE SPECIFICATION IS

PROVIDED FOR EVALUATION PURPOSES ONLY, AND USER ASSUMES ALL RISKS ASSOCIATED WITH ITS USE.
Submitted by:
Jim Willits Hewlett-Packard Corporation