

# Fiber-Hosting, L.L.C.

## ACCEPTABLE USE POLICY

1. Spamming is prohibited. Sending unsolicited bulk or commercial messages over the Internet (known as "spamming") may overload Fiber-Hosting's network and disrupt service to Fiber-Hosting subscribers. Maintaining an open SMTP relay is also prohibited. When a complaint is received, Fiber-Hosting has the sole and complete discretion to determine from the facts and circumstances whether the email recipients were from an "opt-in" email list. If Fiber-Hosting determines that Customer is spamming, Customer shall immediately cease such activity and shall be responsible to Fiber-Hosting for any and all costs associated with such actions, including but not limited to, any amounts or claims made against Fiber-Hosting.
2. Intellectual Property Infringement is prohibited. Engaging in activities that infringe or misappropriate the intellectual property rights of others, including copyrights, trademarks, service marks, trade secrets, software piracy, and patents held by individuals, corporations, or other entities is strictly prohibited. Also, engaging in activity that violates privacy, publicity, or other personal rights of others is prohibited. Fiber-Hosting may comply with applicable law and otherwise take appropriate action to remove or block access to customer content upon receipt of a notice of copyright infringement. Fiber-Hosting may suspend the privileges of customers who violate or allegedly violate copyright laws.
3. Using, Storing, or Providing Obscene Speech or Materials are prohibited. Using Fiber-Hosting's facilities, network, and systems to advertise, transmit, store, post, display, or otherwise make available child pornography or obscene speech or material is strictly prohibited. Fiber-Hosting may comply with applicable law enforcement agencies to notify them when it becomes aware of or suspects the presence of child pornography being stored on or being transmitted through its facilities.
4. Offensive Speech or Materials are prohibited. Using Fiber-Hosting's facilities to transmit or post defamatory, harassing, abusive, or threatening language is strictly prohibited.
5. Forging of Headers is prohibited. Forging or misrepresenting message headers, whether in whole or in part, to mask the originator of the message is prohibited. Similar activity to hide or falsely present the true originator is also prohibited.