



ANT+ Adopter Agreement

By accepting this license agreement (this “Agreement”) you will become an ANT+ Adopter and you will have access to the ANT+ Documents, the ANT+ Device Profiles, and the ANT+ Design Tools subject to the terms and conditions of this Agreement. The terms and conditions of this Agreement are the following:

- a) You agree that any products or applications that you create using the ANT+ Documents and ANT+ Design Tools will comply with the minimum requirements for interoperability as defined in the ANT+ Documents and will not deviate from the standards described therein.
- b) You agree not to modify in any way the ANT+ Documents provided to you under this Agreement.
- c) You agree not to distribute, transfer, or provide any part of the ANT+ Documents or ANT+ Design Tools to any person or entity other than employees of your organization with a need to know.
- d) You agree to not claim any intellectual property rights or other rights in or to the ANT+ Documents, ANT+ Design Tools, or any other associated documentation and source code provided to you under this Agreement. Dynastream retains all right, title and interest in and to the ANT+ Documents, ANT+ Design Tools, associated documentation, and source code and you are not granted any rights in or to any of the foregoing except as expressly set forth in this Agreement.
- e) You agree that you may not reference or include ANT+ or the ANT+ logo with respect to any products or applications that you develop under this Agreement unless your product or application has passed ANT+ Product Certification. For more information see here: www.thisisant.com/ant-product-certification.
- f) You understand and agree that this Agreement does not give you the rights to advertise yourself as a member of the ANT+ Alliance or enjoy the privileges of an ANT+ Alliance Member. If you want to advertise yourself as a member of the ANT+ Alliance and enjoy the privileges and rights of an ANT+ Alliance Member, then you must contact the ANT+ Alliance at: antalliance@thisisant.com. See here for more information about the ANT+ Alliance: www.thisisant.com/ant/ant-alliance-members.
- g) You agree to not threaten to bring litigation, or actually bring litigation against any other ANT+ Adopter, or an ANT+ Alliance Member based on their use of the ANT+ Documents in their product(s). If You institute litigation against any entity alleging that the use of the ANT+ Documents, the ANT+ Device Profiles, the ANT+ Design Tools, and/or the ANT protocol constitutes intellectual property rights infringement, then Dynastream may immediately terminate this Agreement and require you to cease all development under this Agreement and return to Dynastream the ANT+ Documents, ANT+ Design Tools and any other information or documents provided to you under this Agreement.
- h) DYNASTREAM MAKES NO CONDITIONS, WARRANTIES OR REPRESENTATIONS ABOUT THE SUITABILITY, RELIABILITY, USABILITY, SECURITY, QUALITY, CAPACITY, PERFORMANCE, AVAILABILITY, TIMELINESS OR ACCURACY OF THE ANT+ DOCUMENTS, ANT+ DESIGN TOOLS OR ANY OTHER PRODUCTS OR SERVICES SUPPLIED UNDER THIS AGREEMENT OR THE NETWORKS OF THIRD PARTIES. DYNASTREAM EXPRESSLY DISCLAIMS ALL CONDITIONS, WARRANTIES AND REPRESENTATIONS, EXPRESS, IMPLIED OR STATUTORY INCLUDING, BUT NOT LIMITED TO, IMPLIED CONDITIONS OR WARRANTIES OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, DURABILITY, TITLE AND

NON-INFRINGEMENT, WHETHER ARISING BY USAGE OF TRADE, COURSE OF DEALING,
COURSE OF PERFORMANCE OR OTHERWISE.

- i) This Agreement shall be governed by the laws of the Province of Alberta, Canada, without regarding to any conflicts of laws principles. The parties agree that any dispute arising out of this Agreement shall be litigated in the federal or provincial courts in the Province of Alberta. The parties hereby agree to the exclusive jurisdiction and venue of such courts.
- j) You agree to indemnify and hold harmless Dynastream for claims, whether arising in tort or contract, against Dynastream, including legal fees, expenses, settlement amounts, and costs, arising out of the application, use or sale of your designs and/or products that use ANT, ANT+, ANT+ Documents, ANT+ Design Tools, or any other products or services supplied under this Agreement.
- k) This Agreement contains the entire understanding between Dynastream and you with respect to the matters contemplated by this Agreement and supersedes all prior written or oral communications, negotiations, understandings or agreements of any kind with respect to such matters.
- l) This Agreement may be amended from time to time by Dynastream. In the event of any such amendment, you will be asked to agree to the amendment in order to continue as an ANT+ Adopter. If you do not agree with any such amendment, then your only remedy will be to terminate this Agreement and no longer use or access the ANT+ Documentation or ANT+ Design Tools.
- m) If you fail to comply with any of the terms of this Agreement and such non-compliance is not cured within a 20 (twenty) calendar day period following the issuance of a written notice to that effect, Dynastream may immediately terminate this Agreement. Upon such a termination, all rights and obligations for both parties under this Agreement will cease and you may no longer use or access the ANT+ Documentation or ANT+ Design Tools.
- n) You may terminate this Agreement with or without cause upon delivery of written notice to Dynastream. Upon such a termination, all rights and obligations for both parties under this Agreement will cease and you may no longer use or access the ANT+ Documentation or ANT+ Design Tools.

Glossary

ANT+ Design Tools	Software tools created by Dynastream that enable ANT+ developers to ensure interoperability and include, but are not limited to, the ANT+ Device Simulator, ANT-FS Simulators, and more.
ANT+ Device Profiles	An interoperability specification governed by ANT+ that describes communication between devices.
ANT+ Documents	Documentation created by Dynastream that enables ANT+ developers to achieve their product designs. These include, but are not limited to, the ANT+ Device Profiles, source code, and other technical documentation.
ANT+ Managed Network	The communication network that is used by the ecosystem of ANT+ devices. Devices using this network adhere to the ANT+ Device Profiles to define communication.
ANT+ Open Source Reference Code	Source code created by Dynastream associated with ANT that is released under the Apache License. This Open Source Reference Code may be found at www.thisisant.com/pages/developer-zone/developer-tools and is not subject to the ANT+ Adopter Agreement.
ANT+ Product Certification	The process where a product is submitted to Dynastream for testing of compliance with the ANT+ Device Profiles.
You	An individual or legal entity who reads and accepts this Agreement.

