

GravityFree Acceptable Use Policy (AUP)

Updated January 6, 2009

The following list represents per se direct violations of this AUP and will be subject to immediate redress as deemed appropriate by GravityFree.

1. **Copyright Infringement:** Direct copyright infringement as defined and noted under Title 17, Section 512 of the United States Code are a direct violation of GravityFree's AUP. Clients are solely responsible for content uploaded or placed on the network or sent via e-mail.
2. **Unsolicited E-mail:** The sending of bulk unsolicited e-mail (SPAM) is a direct violation of GravityFree's AUP. This includes the direct sending and receiving of such messages, support of such messages via web page, splash page or other related sites, or the advertisement of such services. Please refer to GravityFree's **Universal E-Mail Policy** at <http://www.gravityfree.com/legal/> for more detailed information regarding our e-mail policies.
3. **E-mail Bombing:** The sending, return, bouncing or forwarding of e-mail to specified user(s) in an attempt to interfere with or over flow e-mail services is a direct violation of GravityFree's AUP.
4. **Proxy E-mail (SPAM):** The use of dedicated services to proxy e-mail to unsolicited users is a direct violation of GravityFree's AUP. Proxy e-mail is defined as the use of dedicated services to act in concert with other services located inside and/or outside the network to achieve bulk unsolicited e-mail (SPAM) to unrelated third parties.
5. **UseNet SPAM:** The use of dedicated services to send, receive, forward, or post UseNet unsolicited e-mail or posts is a direct violation of GravityFree's AUP. This includes UseNet services located within the GravityFree network or unrelated third party networks.
6. **Illegal Use:** Any use of dedicated services in a manner which is defined or deemed to be statutorily illegal is a direct violation of GravityFree's AUP. This includes, but is not limited to: death threats, terroristic threats, threats of harm to another individual, multi-level marketing schemes, "Ponzi" schemes, invasion of privacy, credit card fraud, racketeering, defamation, slander, and other common illegal activities.
7. **Child Pornography:** GravityFree has a zero-tolerance policy on child pornography and related sites. The hosting of child pornography or related sites or contact information is in direct violation of federal law and GravityFree's AUP.
8. **Threats & Harassment:** The GravityFree network can be utilized for any type of individual, organizational or business use. This does not include threats to or harassment of individuals, organizations or businesses, unless it falls within the bounds of protected

free speech under the First Amendment. GravityFree seeks to serve only as the medium of exchange for information and refrains from decisions on freedom of speech.

9. **Fraudulent Activities:** GravityFree prohibits utilizing dedicated services or network services for fraudulent activities. Participation in fraudulent activities is in direct violation of state and federal law and GravityFree's AUP.
10. **Denial of Service:** GravityFree absolutely prohibits the use of dedicated services or network services for the origination or control of denial of service attacks or distributed denial of service attacks. Any relation to DOS or DDOS type activity is a direct violation of GravityFree's AUP.
11. **Terrorist Websites:** GravityFree prohibits the use of dedicated services for the hosting of terrorist-related web sites. This includes sites advocating human violence and hate crimes based upon religion, ethnicity, or country of origin.
12. **Distribution of Malware:** GravityFree prohibits the storage, distribution, fabrication, or use of malware including virus software, root kits, password crackers, adware, key stroke capture programs and other programs normally used in malicious activity. Programs used in the normal ordinary course of business are deemed acceptable. Example: Security Company hosting at GravityFree analyzes the latest root kit for new security analysis/software.
13. **Phishing:** GravityFree strictly prohibits any activity associated with Phishing or systems designed to collect personal information (name, account numbers, usernames, passwords, etc.) under false pretense. Splash pages, phishing forms, e-mail distribution, proxy e-mail or any relation to phishing activities will result in immediate removal.
14. **HYIP or Ponzi Schemes:** High Yield Investment Plans or Ponzi schemes with the intent to defraud end users are illegal and not allowed on the network. This includes hosting, linking and or advertising via e-mail websites or schemes designed to defraud.

Disclosure to Law Enforcement: Occasionally, GravityFree is required by law to submit Customer information to law enforcement officials when presented with a valid subpoena from a court or governmental entity with proper jurisdiction. Information requested is disclosed as directed pursuant to the subpoena.

GravityFree utilizes great care in keeping client information safe and private and will only release information described in the subpoena. GravityFree will notify client of the information request as allowed by the subpoena.

Reporting violations of the Acceptable Use Policy: GravityFree accepts reports of alleged violations of this AUP via e-mail sent to abuse@gravityfree.com. Reports of alleged violations must be verified and include name, contact information, IP address, and description of the violation. GravityFree owes no duty to third parties reporting alleged violations due to lack of

privity in contract law. GravityFree will review all verified third party reports and will take appropriate actions as deemed necessary at GravityFree's sole discretion.