



Extent and Terms of Testwell Products Maintenance

The terms of the maintenance described below are applicable to Testwell products, distributed by Verifysoft Technology GmbH

- Testwell CTA++ C++ Test Aider
- Testwell CTC++ Test Coverage Analyzer for C/C++
- Testwell CMT++ Code Complexity Measures Tool for C/C++
- Testwell CMT Java Code Complexity Measures Tool for Java

Extent

The software maintenance includes technical support and the delivery of every update during the maintenance contract period.

The users who are under maintenance contract have the right to ask questions about the use of the software and report any problems, by Email, phone or any other means. Verifysoft Technology GmbH will answer your questions within a reasonable period (generally one day) and will solve the possible problems as fast as possible.

In case of difficulties to answer to your questions by phone or email, the maintenance of the softwares also includes the intervention of our technicians on site. This intervention is free within countries of the European Union.

Our softwares are permanently improved and adapted to the new environments of development. During the maintenance period, the customer receives all the updates without any costs. This also includes the adaptations to new versions of the operating systems for which the software is licensed (platforms currently supported: Windows, Linux, Solaris, HP-UX).

If the software contains new essential features which give new functionalities to the software, Verifysoft Technology GmbH keeps the right to determine whether or not it is a new product and/or a new element of the product which will be excluded from the free delivery under the maintenance contract.

The maintenance contract is an indispensable condition to the replacement of the licenses when changing the computer or the server.

For the replacement of the licenses, Verifysoft Technology GmbH can demand the proof as well as a written confirmation of the destruction of the former licenses.

Terms

The maintenance can only be extended to the whole license pool at one site. Maintenance for only a part of the licenses are not possible.

The software maintenance for the first year (period between the availability of the software until the expiration of the twelve first civil months after the availability) is already included in the price of the license.

Before the expiration of the period of maintenance contract, the customer will receive an offer for the extension of the software maintenance for the following year.

The price of the yearly maintenance is 15% of the then applicable license price.

On request an “automatic” extension of the maintenance can be agreed. In this case, the maintenance contract is extended for the civil following year, and as long as the maintenance contract is canceled by written notice, on 15th of November latest for the following calendar year. The billing takes place at the beginning of the December with a deadline for the payment on 31st of January of the year corresponding to the maintenance. In this case, the price of the software maintenance is 15% of the current license price at purchase.

To prevent the software maintenance from expiring, the order is necessary before the expiration of the maintenance period and/or the validity mentioned in the offer. If the extension of the maintenance contract is not done before this date, and despite the offer has been received on time, the customer will no longer benefit of the maintenance contract.

Updates of the software and technical support can only be provided if a new license is purchased. Generally, a renewal of the interrupted maintenance is excluded.

The customer will receive from Verifysoft Technology GmbH a written confirmation of the maintenance contract.

Offenburg, 1 June 2005

Klaus Lambertz, Managing Director

Verifysoft Technology GmbH