



AMENDMENT TO SOFTWARE LICENSE AGREEMENT - COTS SOFTWARE

This agreement amends the PRESAGIS Software License Agreement - COTS Software ("SLA") governing the use of the PRESAGIS proprietary software Product containing that portion identified by PRESAGIS as "OpenFlight". All capitalized terms in this agreement shall have the same meaning as set forth in the applicable SLA.

This agreement (the "OpenFlight Amendment") is entered into as of _____, (the "Effective Date") by and between PRESAGIS and _____, having a principal place of business at _____ ("Licensee"), and amends the PRESAGIS SLA governing the use of the PRESAGIS software Products licensed to Licensee by PRESAGIS.

The parties desire to enter into the Open Flight Amendment because Licensee desires to obtain, and PRESAGIS desires to grant to Licensee, the right to distribute, in conjunction with Licensee's proprietary software products, that portion of the PRESAGIS proprietary software identified by PRESAGIS as "OpenFlight", including the OpenFlight API libraries and OpenFlight samples and data, including, but not limited to, associated texture images, audio files, and shader programs (collectively, "OpenFlight").

PRESAGIS grants to Licensee a non-exclusive, worldwide, royalty-free, personal, non-transferable, right and license (without a right to sublicense) to: *[Place a checkmark by the applicable statements.]*

- ☐ develop and distribute converter(s) of unspecified data format(s) to OpenFlight using Data Write API;
- ☐ develop and distribute reformatter(s) to convert OpenFlight, including the OpenFlight Digital Feature Data File (.dfd), to unspecified database format(s) using Data Read API;
- ☐ develop and distribute reformatter(s) or loader(s) to convert OpenFlight to unspecified renderer database format(s), including adding attributes, and/or beads, nodes or palettes not directly supported by PRESAGIS, using Data Extensions and Read API;
- ☐ utilize, modify, or distribute sample OpenFlight files, data and associated files to unspecified renderer database applications, limited to deployment to the final end user without further rights to edit, utilize, or distribute same OpenFlight files, data, and associated files.

Licensee agrees and understands that only those sections above indicated by written mark are applicable to this OpenFlight Amendment.

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Expressly excluded from the grant of rights stated above is the right to distribute header files, sample code and documentation (including, but not limited to, reference manuals, tutorials and programmers guides associated with the API and PRESAGIS' "Creator" software product).

Any sample OpenFlight files, data, and associated files to be used, modified or distributed by Licensee in accordance with this OpenFlight Amendment will be set forth in Exhibit A attached hereto.

All other terms and conditions of the SLA shall remain in full force and effect, including, but not limited to, any provisions excluding the use of the libraries and any OpenFlight data in a competitive manner to PRESAGIS, and shall apply only to the API libraries and any OpenFlight data stated in this OpenFlight Amendment and their use. To the extent that the terms of the SLA conflict with the terms of this OpenFlight Amendment, the terms of this OpenFlight Amendment shall apply with respect to the subject matter contained herein.

ACKNOWLEDGED AND AGREED by the duly authorized representatives of the parties:

PRESAGIS

LICENSEE: _____

Authorized Representative

Authorized Representative

Printed Name and Title

Printed Name and Title

Date

Date

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EXHIBIT A

The following OpenFlight files, data, and associated files will be used, modified or distributed by Licensee in accordance with this OpenFlight Amendment:

Please provide a name and description of the Licensee application or product that will contain the OpenFlight API:
