



The Importance and Value of Open Source Licenses

1



Patrick Masson
General Manager & Director
Open Source Initiative



What is the OSI Understanding IP Understanding Licenses Introduction to Open Source Licenses



Post Open Source
Fauxpen Source Software
Open-washing
FLOSSy



*Promote and protect;
raise awareness & adoption;
build bridges between communities*



open source
initiative



Promote & Protect Open Source

Users & Developers	Projects & Communities	Business & Government
Independent developers working on FLOSS projects	Procurement and acquisition officers investigating and assessing feasibility of open source software	Companies with licensing questions and issues of stewardship
Developers working on open source software within Corporations	Department managers seeking best practices in development and community	Project / Product managers in need of best practices, resources, information & knowledge sharing
Developers who work creating FLOSS both as part of their employment and on their own time	Portfolio managers seeking contributions and intellectual property transfer	Legal staff and contract managers using and maintaining open source software
End-users seeking information on open source software & licenses	Business analysts seeking peers, use cases and case studies	HR and other administrative departments involved in transitioning to open source models
Members of the press		

I love
open source
& want to help

Wow. Been seeing a ton of tweets from
@OpenSourceOrg the last few weeks
Glad to see it's getting some energy back

I am a firm believer in what the OSI,
and other open source communities,
are doing to keep software transparent

I want to help the OSI because it is time to give back after all the support they have provided

The OSI is
redefining
business

I have enjoyed the benefits
of open source for many
years and, now an open
source contributor, would
like to help support the
open source infrastructure
talented people to collaborate on finding solutions

I support
open source
software
and the
OSI

I support the free & **Open is the better way**
open source movement

**Because I
believe in
open source**

Open Source is an idea that has
changed the world for the better
The OSI helps keep that idea alive

I deeply believe in
the OSI mission

OSI
represents
hope

Open source
shapes our future

The OSI promotes and protects

**open
source**

Open source
software also
spurs innovation
and collaboration
allowing different
people to
experiment with
their own ideas
about how the
software
could work

The open source
movement needs
this kind of **support**

The future depends on new
ideas, alternatives and paradigms

Open Source Initiative
provides a powerful
c o m m u n i t y
from across the globe

Member-led non-profit



ROBERT MCMILLAN

06.27.13 6:30 AM

IRS PUTS OPEN SOURCE PROJECTS UNDER MICROSCOPE, SPAWNS NONPROFIT BLACK HOLE

CITY & COUNTY OF SAN FRANCISCO
Local Agency Formation Commission

About the Board Clerk of the Board Legislative Research Center (LRC) Meeting Information Legislation Introduced Legislation Passed Forms & Documents

Home > Board's Divisions > LAFCO

Local Agency Formation Commission

LAFCo is responsible for reviewing and approving proposed jurisdictional boundary changes, including annexations and detachments of territory to and/or from cities and special districts, incorporations of new cities, formations of new special districts, and consolidations, mergers and dissolutions of existing districts. In addition, LAFCo must review and approve contractual service agreements, determine spheres of influence for each city and district, and may initiate proposals involving district consolidation, dissolution, establishment of subsidiary districts, mergers, and reorganizations (combinations of these jurisdictional changes).

The full text of the LAFCO law can be found in Government Code Section 56000, et seq.



OPEN

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Bill S161-2015

Provides a maximum \$200 tax credit for taxpayer expenses associated with the development of open source and free software license programs

Provides a maximum \$200 tax credit for taxpayer expenses associated with the development of open source and free software license programs.

[Print Page](#)[Original Bill Format \(PDF\)](#)[Read or Leave Comments](#)

RESET THE NET



Department of Electronics & Information Technology (DeitY)
Ministry of Communications & IT, Government of India



सर्वोत्तम इ-गवर्नेंस प्लान
National e-Governance Plan

e-Governance in India has steadily evolved from computerization of Government Departments to initiatives that encapsulate the finer points of Governance.

No. 13-298

IN THE
Supreme Court of the United States

ALICE CORPORATION PTY. LTD.,

Petitioner,

v.

CLS BANK INTERNATIONAL, *et al.*,*Respondents.*

ON WRIT OF CERTIORARI TO THE UNITED STATES
COURT OF APPEALS FOR THE FEDERAL CIRCUIT

**BRIEF OF AMICUS CURIAE
ELECTRONIC FRONTIER FOUNDATION
IN SUPPORT OF RESPONDENTS**

Quebec government writes 3 open source licences

Submitted by [Giles Hillenius](#) on January 05, 2015

(5/5 | 1 votes | 687 reads |)

The government of the Canadian province of Quebec is finalising three open source licences to make it easier for provincial public administrations to share software solutions. The licences should be available in the coming weeks.

what is



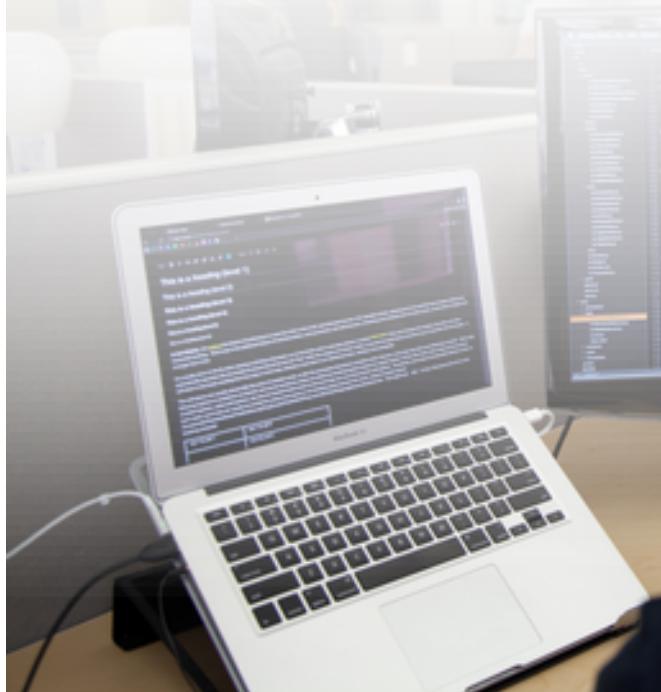
open source

“open source” is...

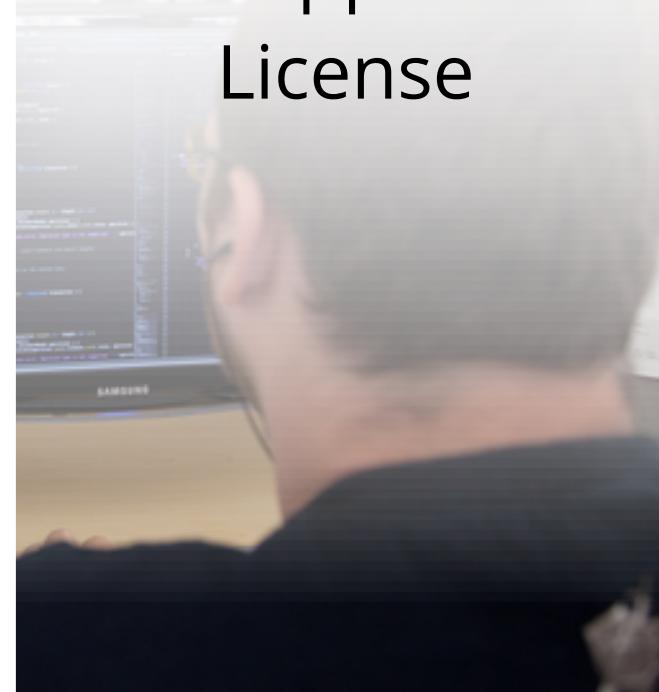
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OSI Approved License*



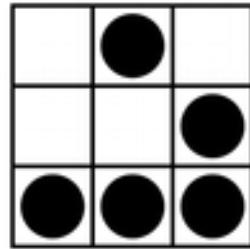
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**OSI Approved
License**



<http://opensource.org/licenses>



The Debian Free Software Guidelines



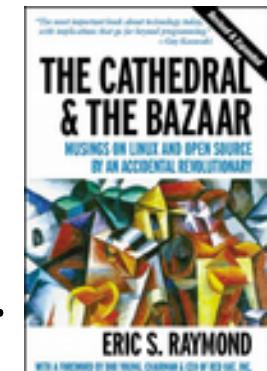
open source
initiative

The Open Source
Definition



Christine Peterson

The “open source” label was created at a strategy session held on February 3rd, 1998 in Palo Alto, California, shortly after the release of the Netscape web browser source code.



Bruce Perens
Debian Free Software Guidelines



Open Source Definition

<http://opensource.org/osd>



The Open Source Definition

<http://opensource.org/osd>

1. Free Redistribution
2. Source Code
3. Derived Works
4. Integrity of The Author's
Source Code
5. No Discrimination Against
Persons or Groups
6. No Discrimination Against
Fields of Endeavor
7. Distribution of License
8. License Must Not Be
Specific to a Product
9. License Must Not Restrict
Other Software
10. License Must Be
Technology-Neutral

71 OSI Approved Licenses

Apache License

BSD 3-Clause

BSD 2-Clause

GNU General Public License

GNU Library or "Lesser" General Public License

MIT license

Mozilla Public License

Common Development and Distribution License

Eclipse Public License



OSI certified

open source licensing
provides “permission first” to...

use the software

study/audit the software

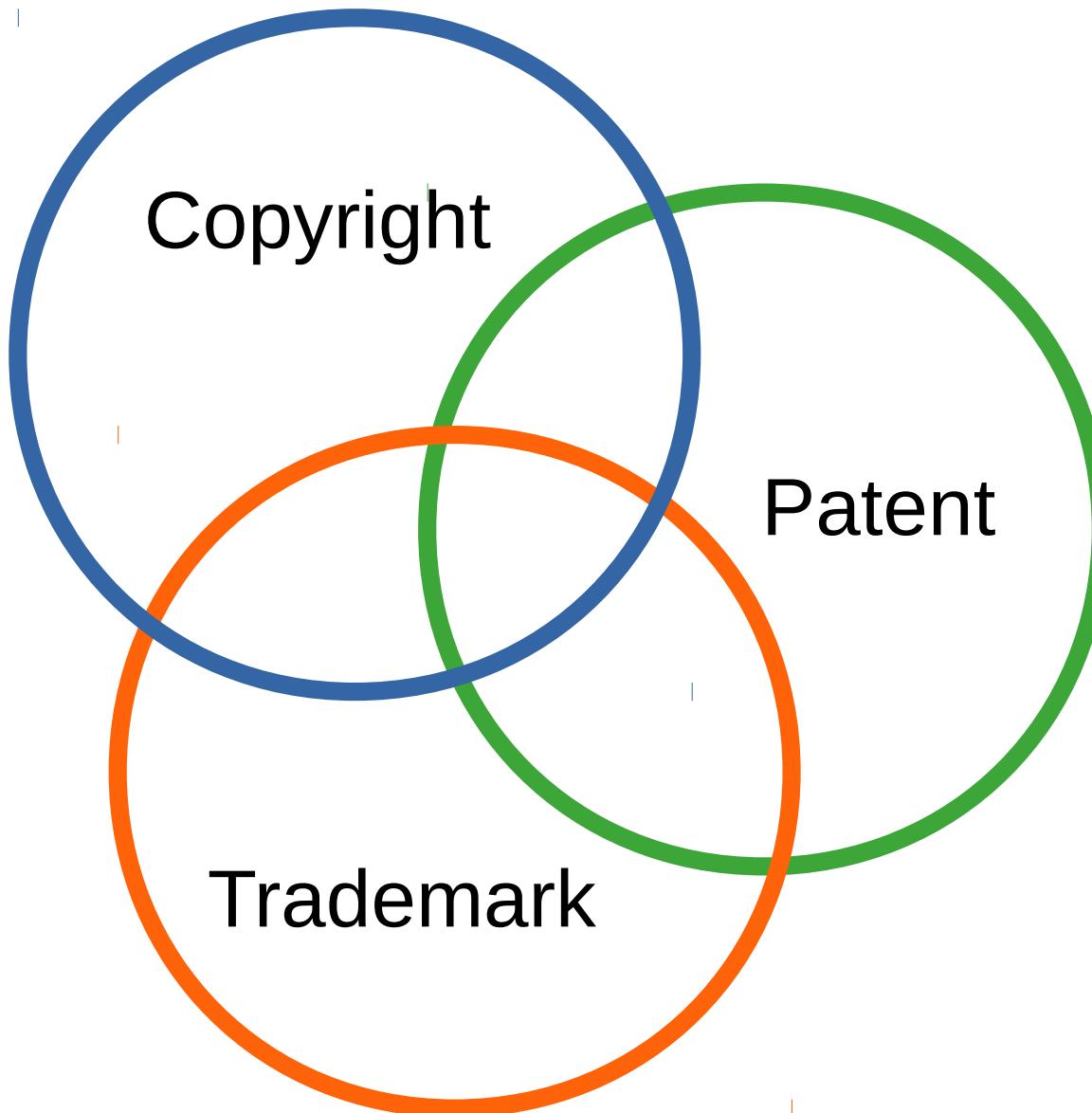
modify the software

redistribute the software

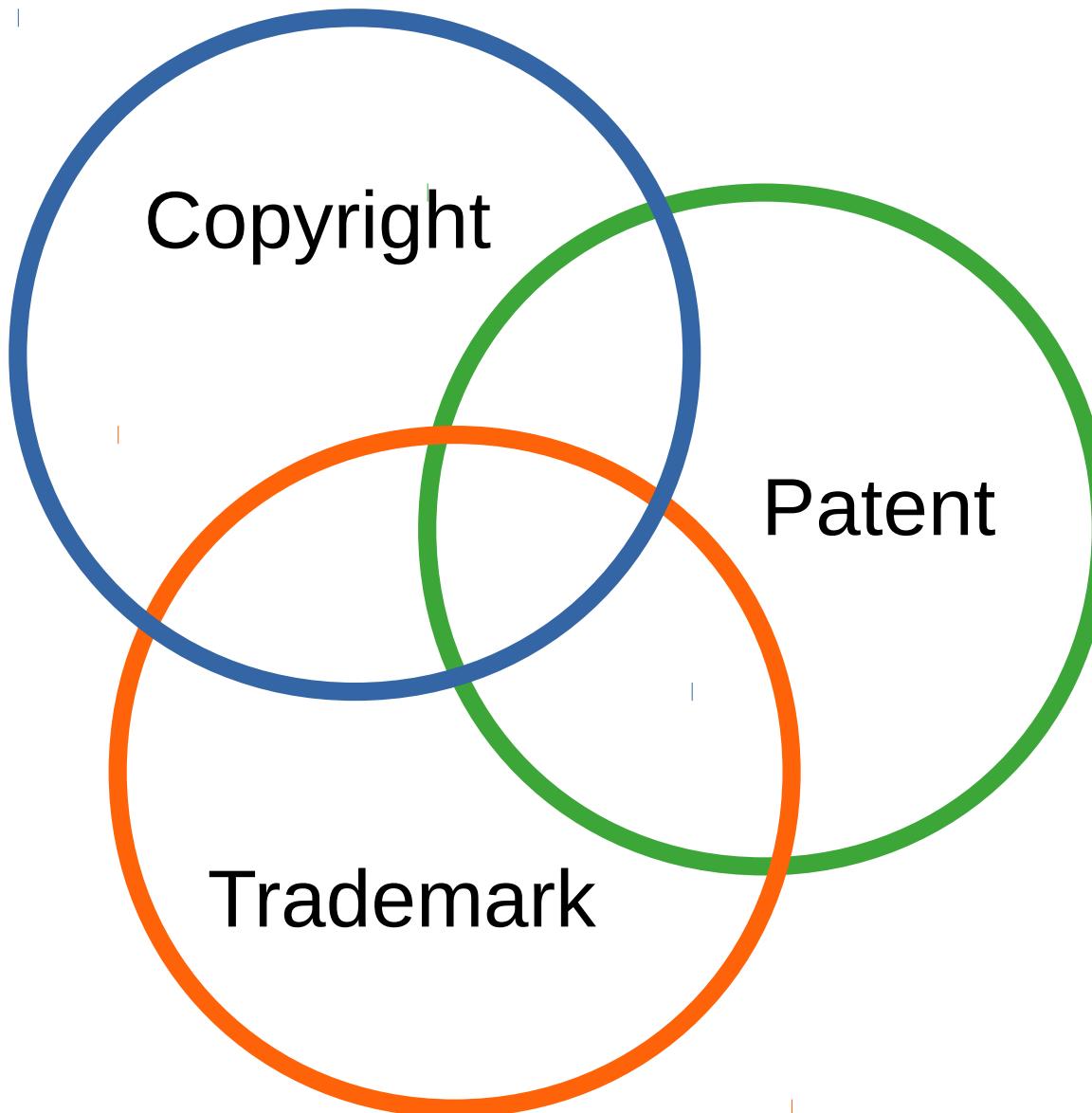
“open source” is...

*Any software distributed with an
OSI Approved License*

IP Fundamentals

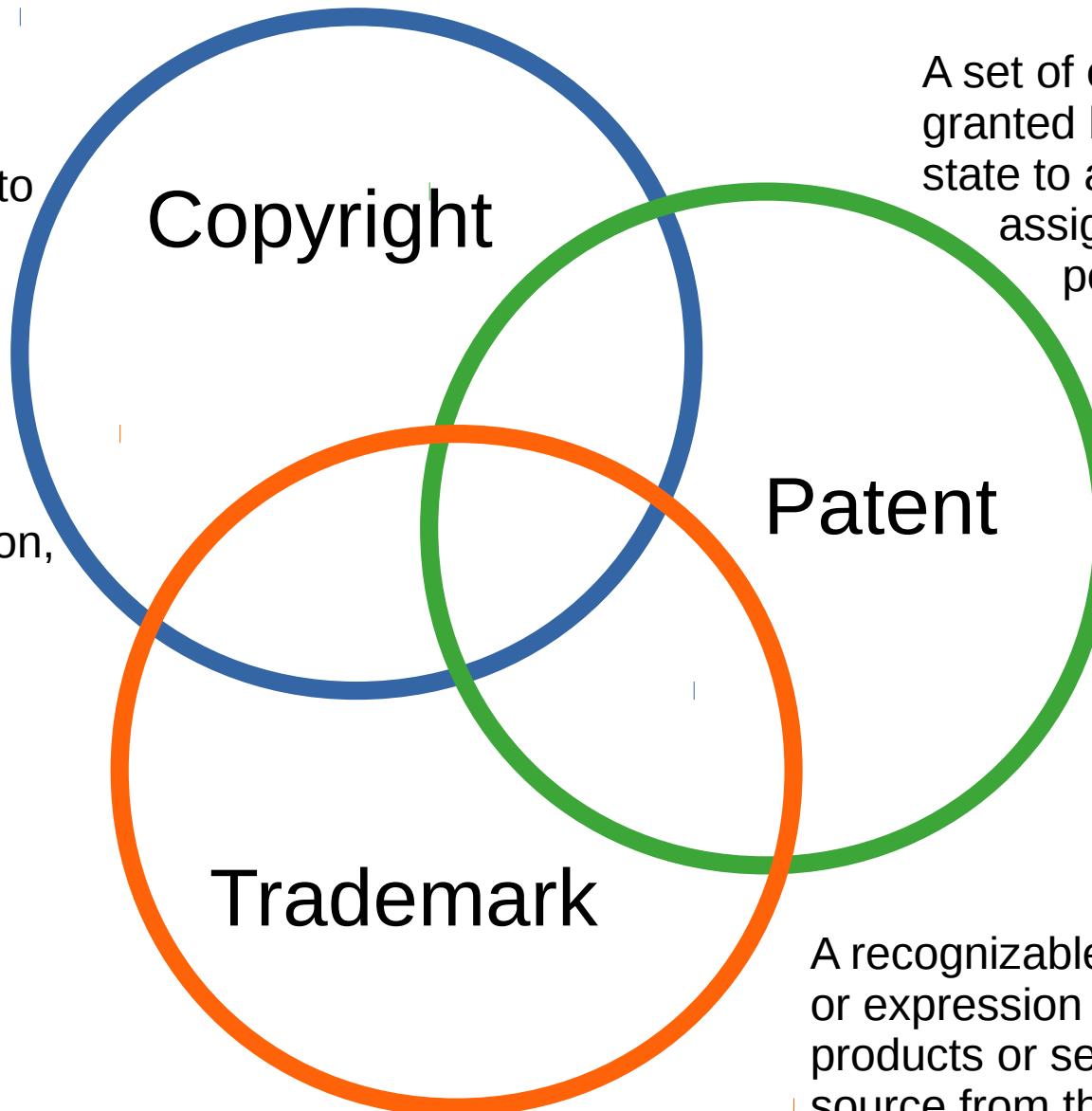


IP Fundamentals



IP Fundamentals

Form of intellectual property, applicable to any expressed representation of a creative work, that grants the creator of an original work exclusive rights to its use and distribution, usually for a limited time.



A set of exclusive rights granted by a sovereign state to an inventor or assignee for a limited period of time in exchange for detailed public disclosure of an invention.

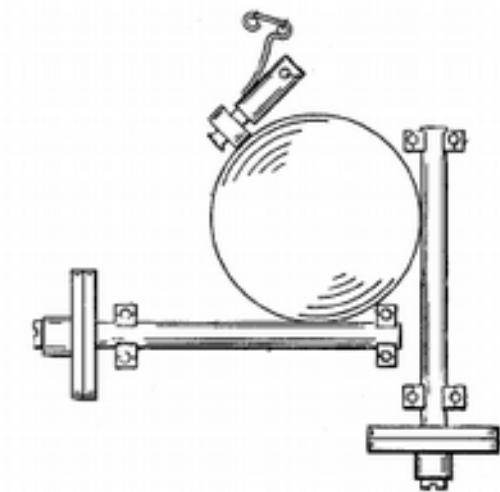
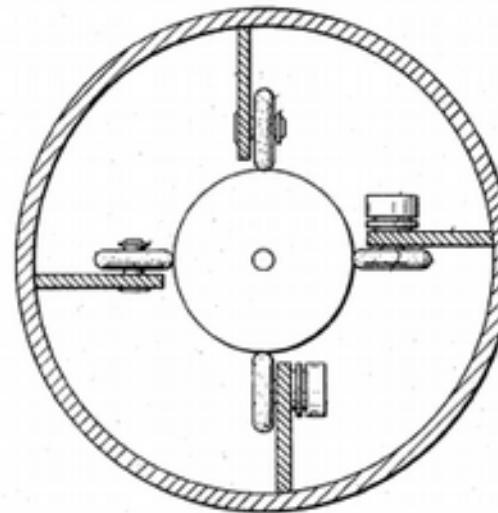
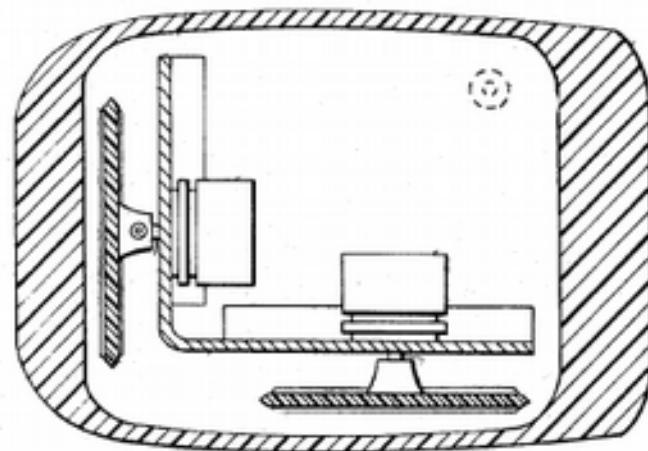
Patent

Trademark

A recognizable sign, design, or expression which identifies products or services of a particular source from those of others

C
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P





C

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C

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P



C

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HAPPY BIRTHDAY TO YOU

SATB, accompanied

3

Words and Music by
 MILDRED J. HILL and PATTY S. HILL
Arranged by RUSSELL ROBINSON

Easy swing $\text{J} = 128$ ($\overline{\overline{D}} = \overline{\overline{F}}$) *mf*

S A T B Piano

Easy swing $\text{J} = 128$ ($\overline{\overline{D}} = \overline{\overline{F}}$) *mf*

Hap - py birth - day to you. — Hap - py

mf

Hap - py birth - day to you. — Hap - py

f

f

birth - day to you. — Hap - py birth - day, — dear

f

cresc.

"Brit - ta - ny." Hap - py birth - day to you! —

cresc.

v

*Insert name

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 All Rights Reserved including Public Performance for Profit

C

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P

cc

C

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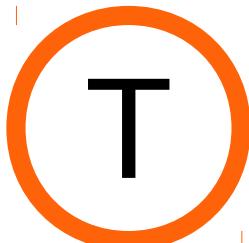
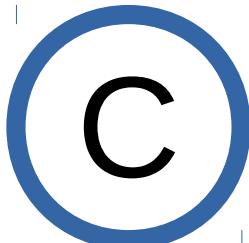
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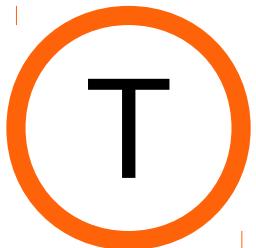
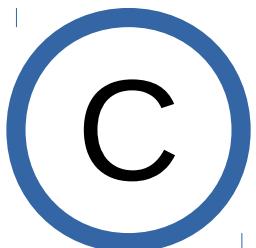
P





1. Take a telephone call from patient
2. Record patient info in a patient file
3. Send patient information to a doctor, ask the doctor if she wants to talk to the patient
4. Call the patient back and transfer the call to the doctor
5. Record the call
6. Add the recorded call to the patient file and send to doctor
7. Do steps a. – f. with a computer.





Windows® 8

C
T
P



THE BATTLE OF COPYRIGHT

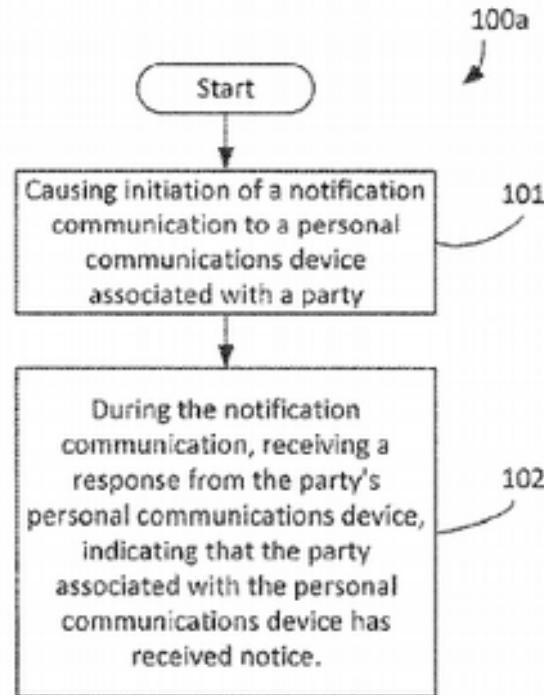


FIG. 7A



The system and method of the present disclosure enables a user, e.g., a consumer, to customize products containing solids and fluids by allowing a server communicating over the global computer network, e.g., the Internet, to provide product preferences of a user to a product or a mixing device, e.g., a product or beverage dispenser.

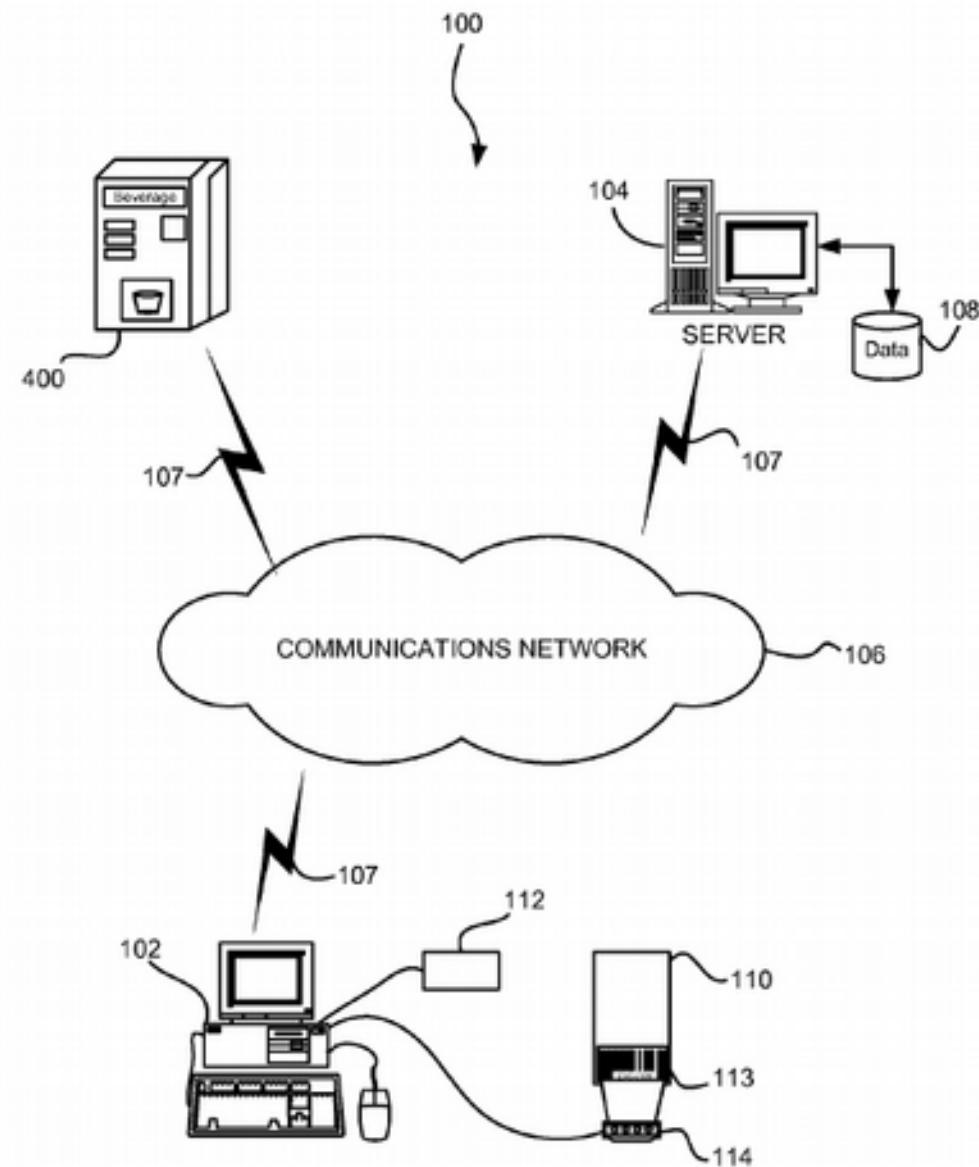
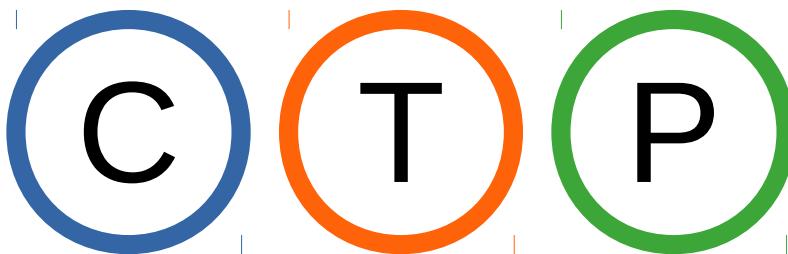


FIG. 1



What is a license?

Use of Microsoft Copyrighted Content

Microsoft products and services—including images, text, and software downloads (the “content”)—are owned either by Microsoft Corporation or by third parties who have granted Microsoft permission to use the content. Microsoft cannot grant you permission for content that is owned by third parties. You may only copy, modify, distribute, display, license, or sell the content if you are granted explicit permission within the End-User License Agreement (EULA) or License Terms that accompany the content or are provided in the following guidelines. For more information, consult your copyright attorney.

Requirements for Allowed Uses

For permission to be granted for any uses allowed by these guidelines, you must comply with the following four requirements:

Use full product name

If your use includes references to a Microsoft product, you must use the full name of the product. When referencing any Microsoft trademarks, follow the General Microsoft Trademark Guidelines.

No offensive use

Your use may not be obscene or pornographic, and you may not be disparaging, defamatory, or libelous to Microsoft, any of its products, or any other person or entity.

Link Methods

You may link to Microsoft content by using either a plain text link with words such as “This way to Microsoft.com” or by participating in an applicable Link Logo program. No other images may be used as a link to a Microsoft site.

Permitted by Microsoft

You must include the following statement: “Used with permission from Microsoft.”



Advertising and Advertisements



Box Shots



Clip Art and Sample Media



Donations of Product

Copyright FAQ



Microsoft's Licensing Terms



Trademarks Home



What is a license?

License

License

License

What is a license?

Copyright License

Patent License

Trademark License

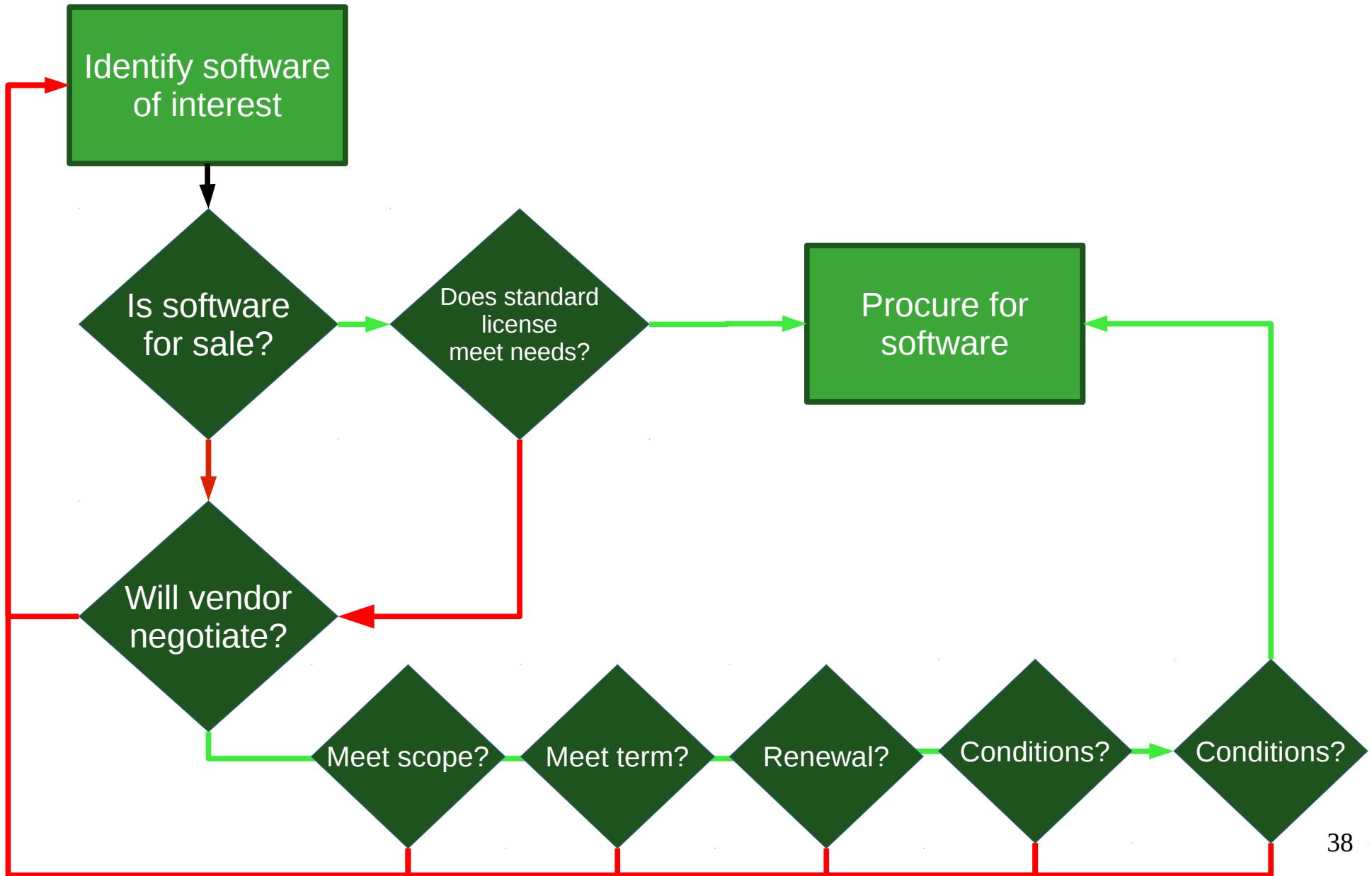
What is a license?

- ***permissions*** from an authority to own or use something, do a particular thing, or carry on a trade (especially in alcoholic beverages).
- grant ***permission*** to (someone or something) to use something or to allow an activity to take place.

What is a license?

- Scope: What is being licensed, who can use the IP, for what?
- Term: How long will the license be?
- Renewal: Are there conditions for renewing?
- Conditions of use: Are there standards to be met?
- Indemnification: How are parties protected against liabilities?
- Audit: How is the license terms enforced?
- IP Protection: How will parties preserve exclusivity?
- Warranties: What protections are in place?
- Payment: How much will this cost?
- Infringement: What are the penalties for violations?

Licensing Process



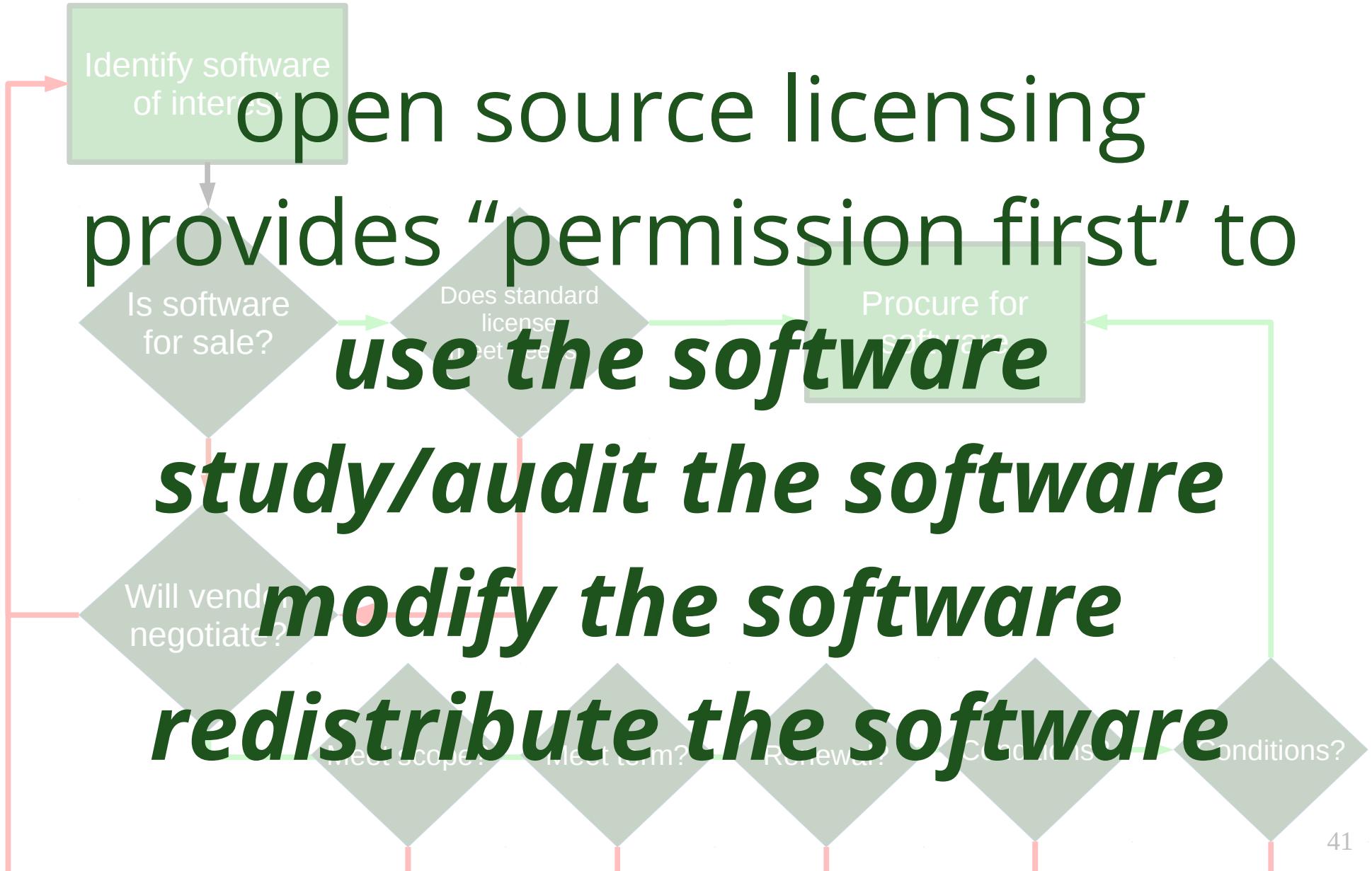
What is an open source license?

- ***permissions*** from an authority to own or use something, do a particular thing, or carry on a trade (especially in alcoholic beverages).
- grant ***permission*** to (someone or something) to use something or to allow an activity to take place.

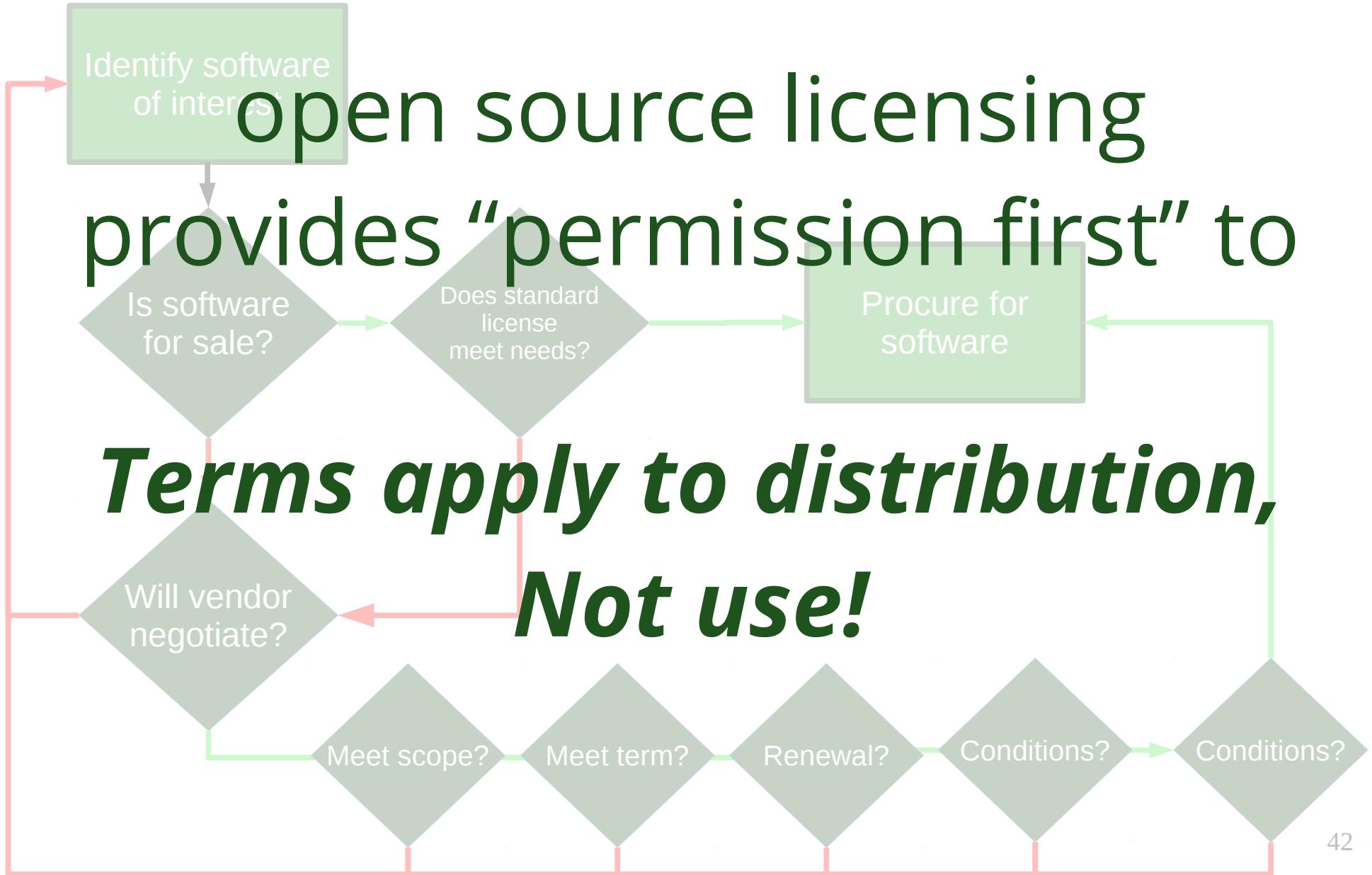
What is an open source license?

- Scope: What is being licensed, who can use the IP, for what?
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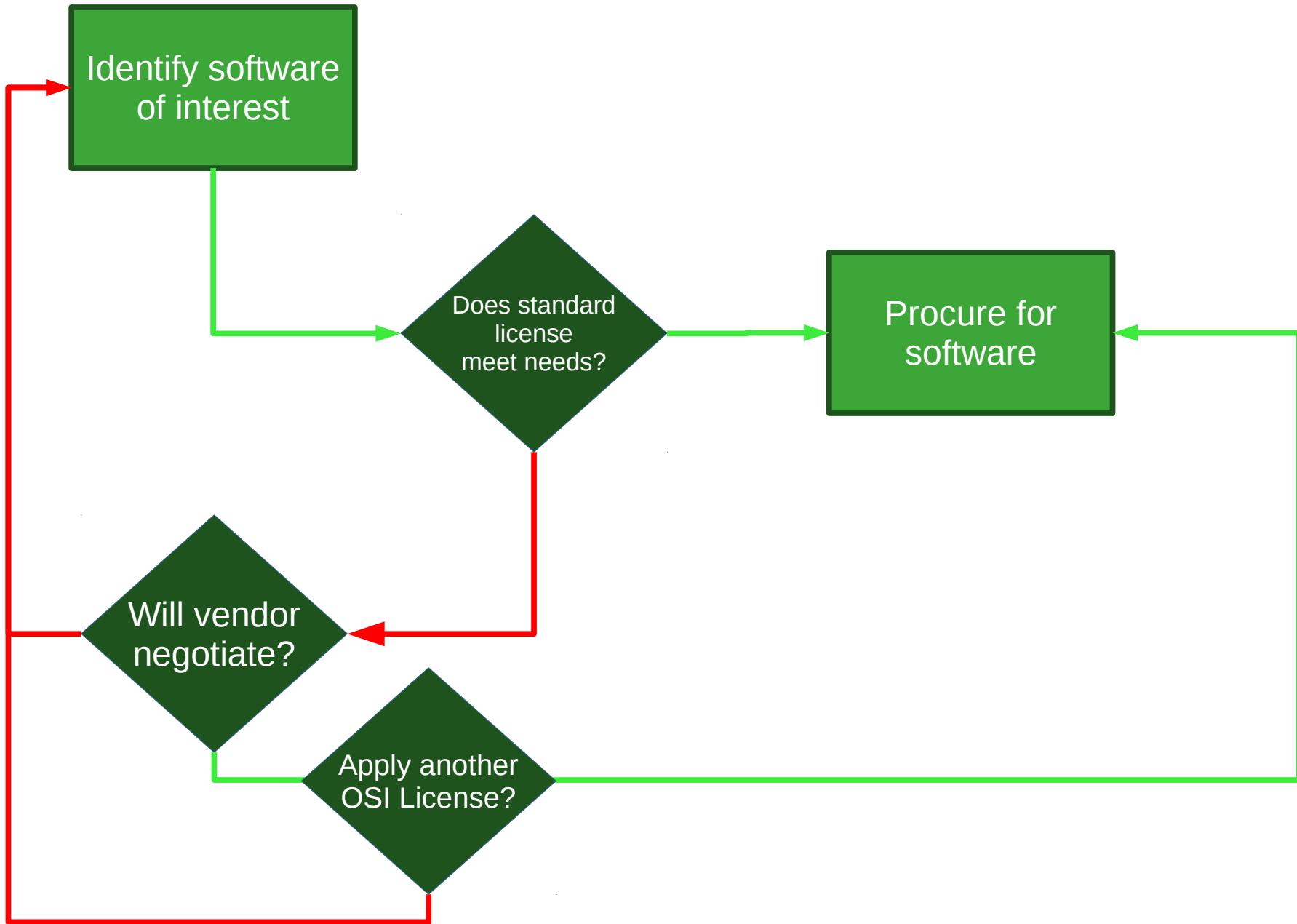
Licensing Process



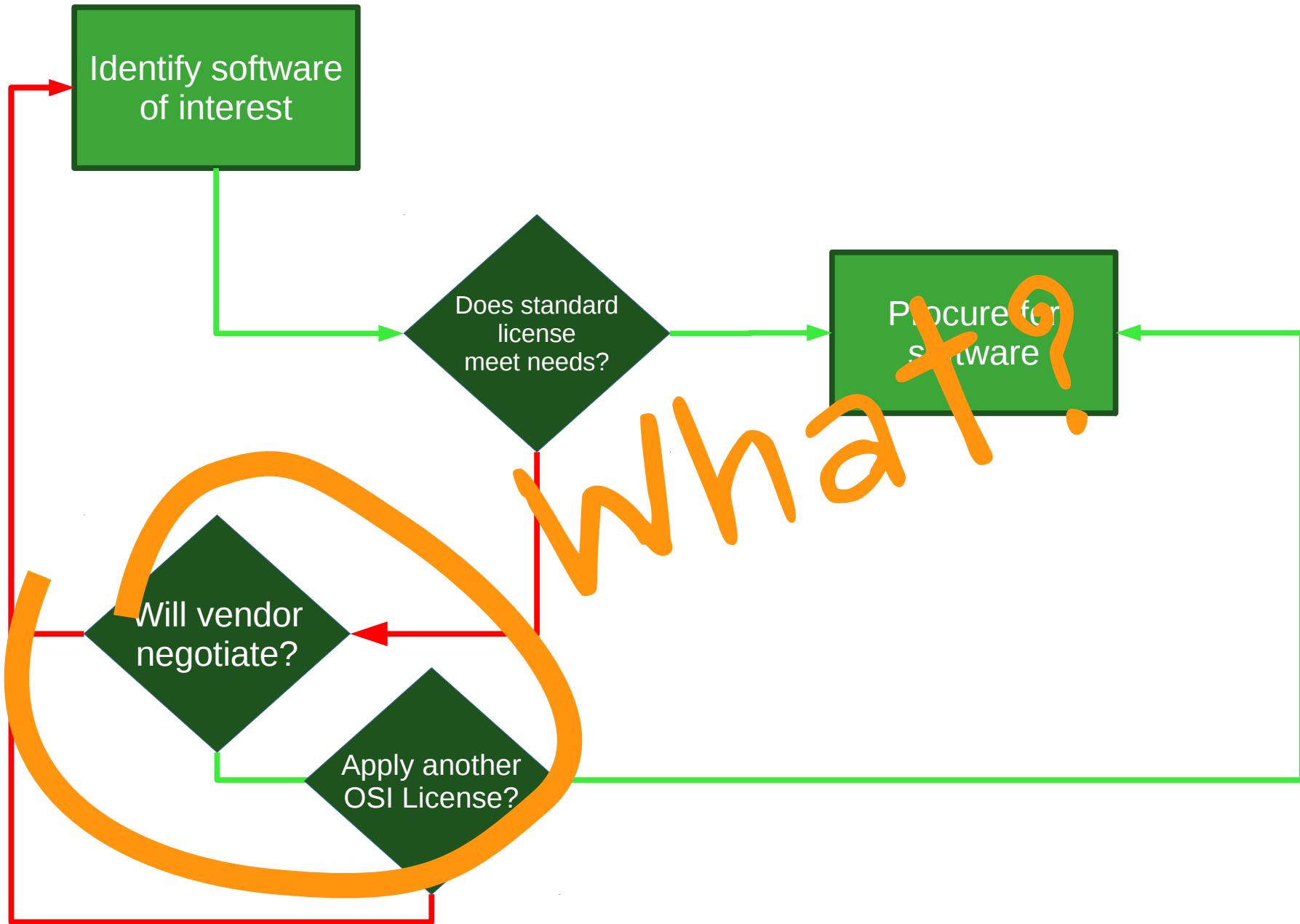
Licensing Process



Licensing Process



Licensing Process

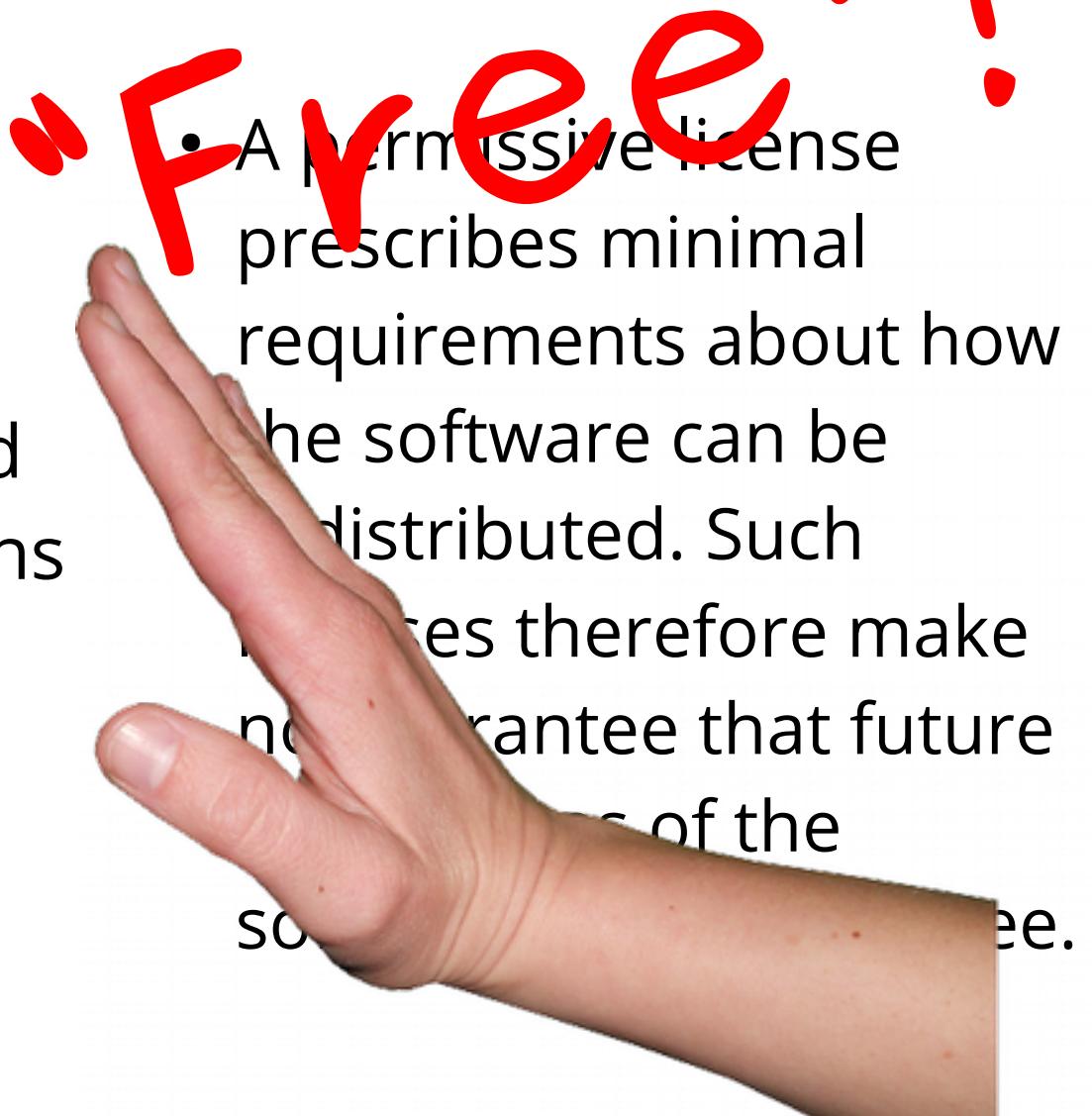


Copyleft & Permissive Licenses

- Copyleft is a general method for making a program free, and requiring all modified and extended versions of the program to be free as well.
- A permissive license prescribes minimal requirements about how the software can be redistributed. Such licenses therefore make no guarantee that future generations of the software will remain free.

Copyleft & Permissive Licenses?

- Copyleft is a general method for making a program free, and requiring all modified and extended versions of the program to be free as well.



- A permissive license prescribes minimal requirements about how the software can be distributed. Such licenses therefore make no guarantee that future versions of the software will remain free.

“Unquestionably one of the great seminal figures of the hacker culture.”

—Eric Raymond, open source evangelist and author of *The Cathedral and the Bazaar*

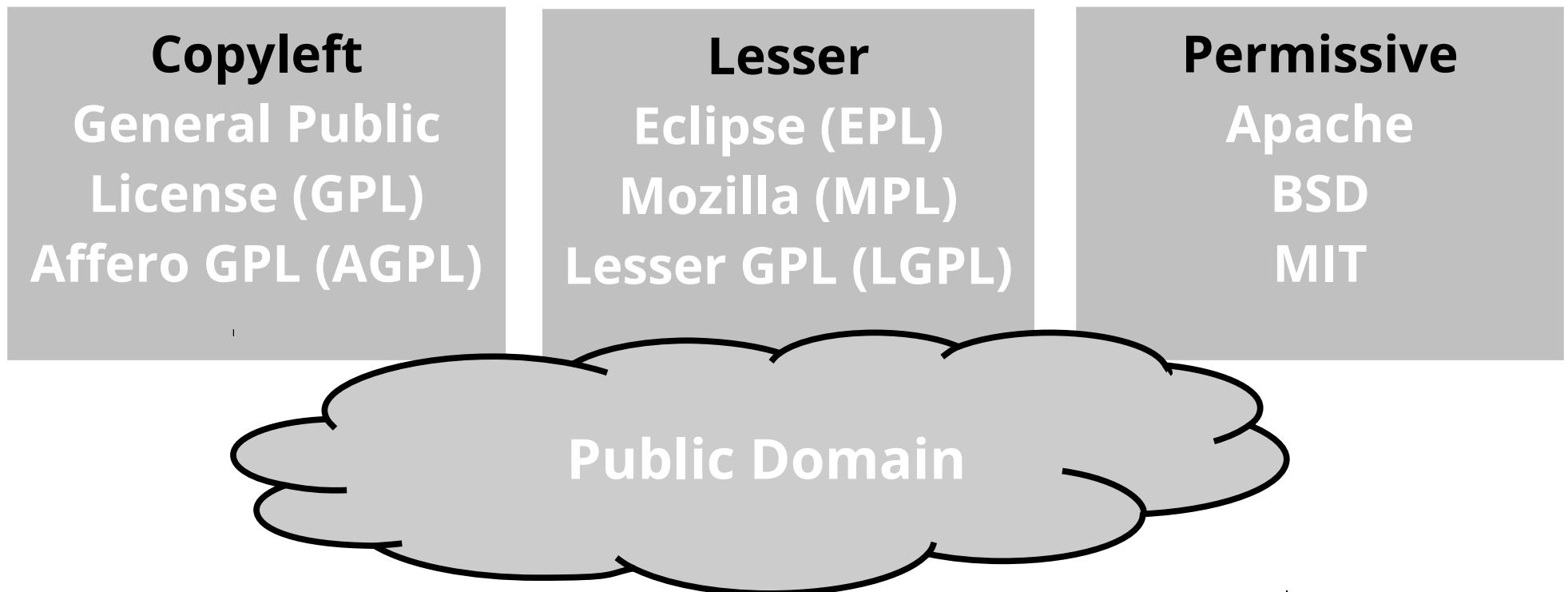
FREE AS IN FREEDOM

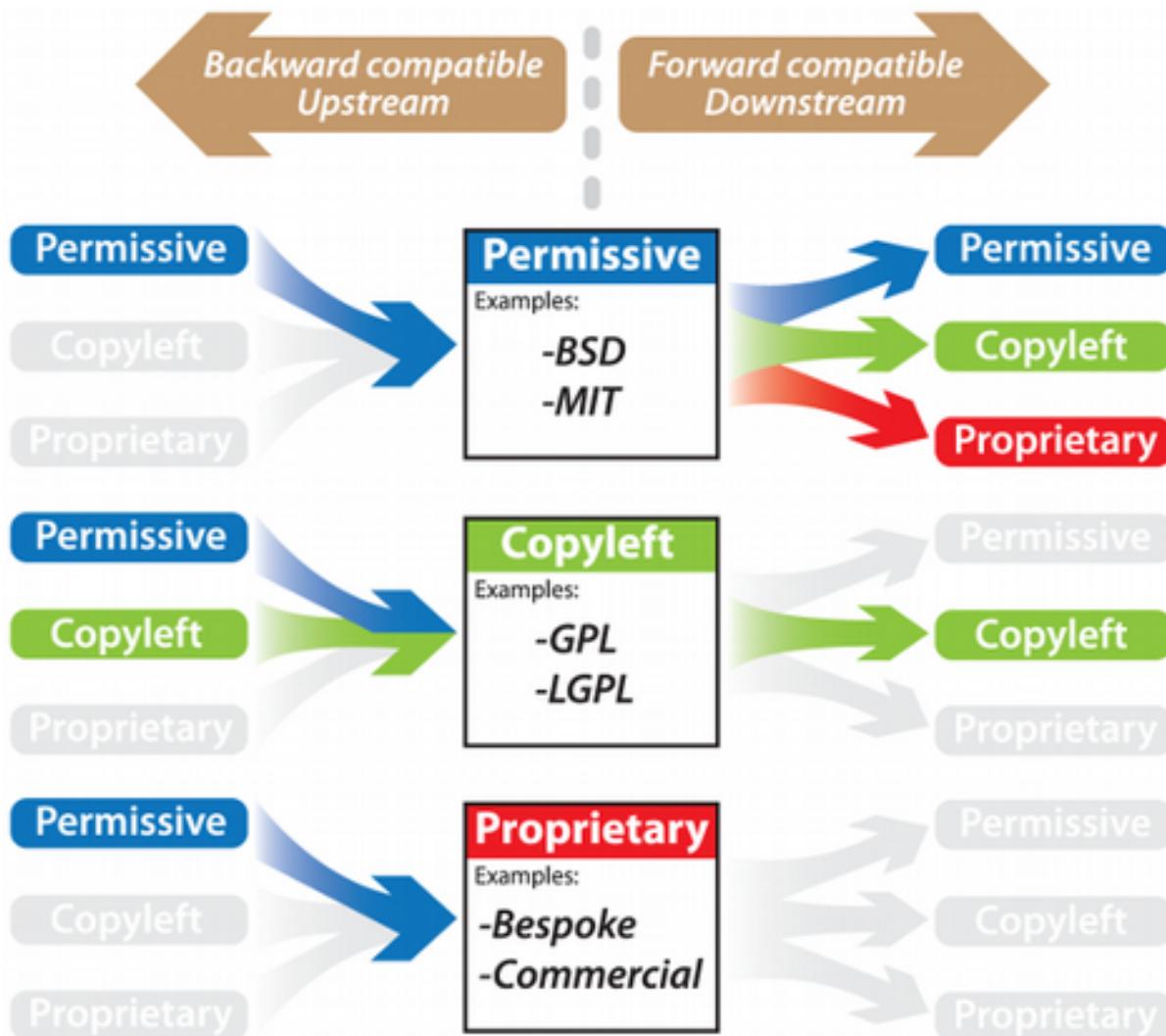
RICHARD STALLMAN'S CRUSADE FOR FREE SOFTWARE



SAM WILLIAMS

Copyleft & Permissive Licenses





tl;dr Legal

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MIT License (Expat) ✓

Code License managed by [kevin](#), submitted 20 months ago. #Open Source #OSI-Approved #Permissive

[Summary](#) | [Fulltext](#) | [Changesets](#) | 107319

Quick Summary

A short, permissive software license. Basically, you can do whatever you want as long as you include the original copyright and license notice in any copy of the software/source. There are many variations of this license in use.

Can	Cannot	Must
▶ Commercial Use	▶ Hold Liable	▶ Include Copyright
▶ Modify		▶ Include License
▶ Distribute		
▶ Sublicense		
▶ Private Use		

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tl;dr Legal

GNU General Public License v3 (GPL-3)

Code License managed by kevin, submitted 20 months ago. #Copyleft #GNU #OSI-Approved #Open Source

Summary Fulltext Changesets 84577

Quick Summary

You may copy, distribute and modify the software as long as you track changes/dates in source files. Any modifications to or software including (via compiler) GPL-licensed code must also be made available under the GPL along with build & install instructions.

Can	Cannot	Must
▶ Commercial Use	▶ Sublicense	▶ Include Original
▶ Modify	▶ Hold Liable	▶ State Changes
▶ Distribute		▶ Disclose Source
▶ Place Warranty		▶ Include License
▶ Use Patent Claims		▶ Include Copyright
		▶ Include Install Instructions

Quick Summary

[Edit](#)

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Can	Cannot	Must
▶ Commercial Use	⚠ Hold Liable	⚠
▶ Modify		⚠
▶ Distribute		⚠
▶ Sublicense		⚠
▶ Private Use		⚠

Quick Summary

[Edit](#)

You may copy, distribute and modify the software as long as you track changes/dates in source files. Any modifications to or software including (via compiler) GPL-licensed code must also be made available under the GPL along with build & install instructions.

Can	Cannot	Must
▶ Commercial Use	⚠ Sublicense	⚠
▶ Modify	⚠ Hold Liable	⚠
▶ Distribute		⚠
▶ Place Warranty		⚠
▶ Use Patent Claims		⚠

Terms of the copyleft, e.g. GPL?

- Scope: What is being licensed, who can use the IP, for what?
- Term: How long will the license be?
- Renewal: Are there conditions for renewing?
- **Conditions of use: Are there standards to be met?**
- Indemnification: How are parties protected against liabilities?
- Audit: How is the license terms enforced?
- IP Protection: How will parties preserve exclusivity?
- Warranties: What protections are in place?
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Permissive terms, e.g. MIT?

- Scope: What is being licensed, who can use the IP, for what?
- Term: How long will the license be?
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- **Conditions of use: Are there standards to be met?**
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- Payment: How much will this cost?
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Public Domain Terms?

- Scope: What is being licensed, who can use the IP, for what?
- Term: How long will the license be?
- Renewal: Are there conditions for renewing?
- **Conditions of use: Are there standards to be met?**
- Indemnification: How are parties protected against liabilities?
- Audit: How is the license terms enforced?
- IP Protection: How will parties preserve exclusivity?
- Warranties: What protections are in place?
- Payment: How much will this cost?
- Infringement: What are the penalties for violations?

Is Public Domain
Free and/or Open Source Software?

License Awareness and Use

Choosing an OSS license doesn't need to be scary

Which of the following best describes your situation?



I want it simple and permissive.



I'm concerned about patents.



I care about sharing improvements.

The [MIT License](#) is a permissive license that is short and to the point. It lets people do anything they want with your code as long as they provide attribution back to you and don't hold you liable.

The [Apache License](#) is a permissive license similar to the MIT License, but also provides an express grant of patent rights from contributors to users.

Apache, SVN, and NuGet use the Apache License.

The [GPL \(V2 or V3\)](#) is a copyleft license that requires anyone who distributes your code or a derivative work to make the source available under the same terms. V3 is similar to V2, but further restricts use in hardware that forbids software alterations.

Linux, Git, and WordPress use the GPL.

jQuery and Rails use the MIT License.



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Code License managed by kevin, submitted 17 months ago. #Open Source #OSI-Approved 11281

[Summary](#) [Fulltext](#) [Changesets](#)

Quick Summary

[Edit](#)

The MPL grants you freedom to use the software for most common purposes. However, you must disclose any modified files under the MPL and distribute instructions to obtain the original MPL'd work alongside your work. The main goal of this license is to ensure that any modifications built on top of the original software is open sourced and returned to the community. The MPL is a good midway license; it isn't very strict and has only straightforward requirements.

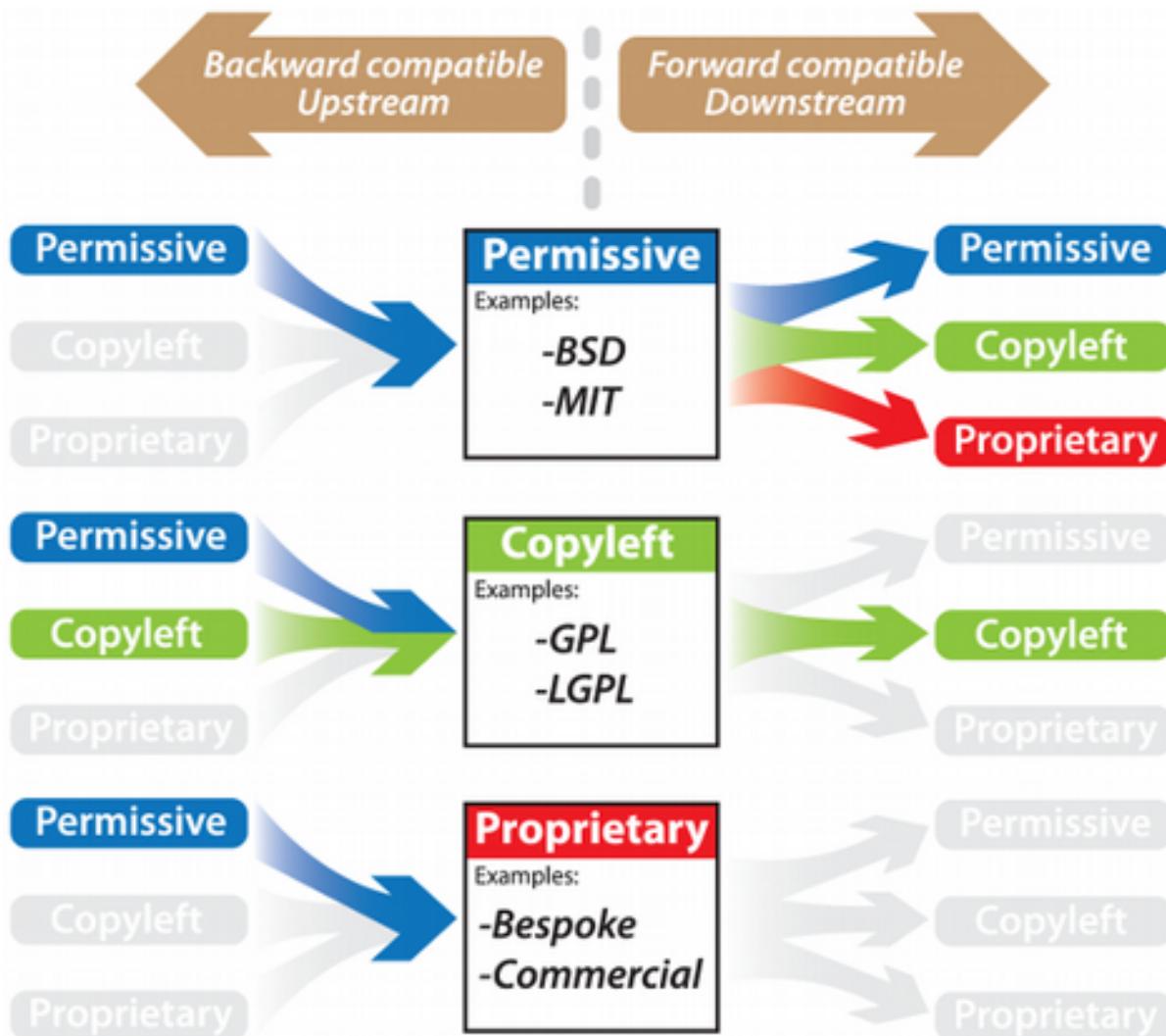
Can	Cannot	Must
<ul style="list-style-type: none">Commercial UseModify	<ul style="list-style-type: none">Use TrademarkHold Liable	<ul style="list-style-type: none">Include CopyrightInclude License

Have a tool that supports SPDX?

We are looking for community and/or commercial tools that support SPDX. If you would like to have a link to your tool click [here](#) to see how to submit it.

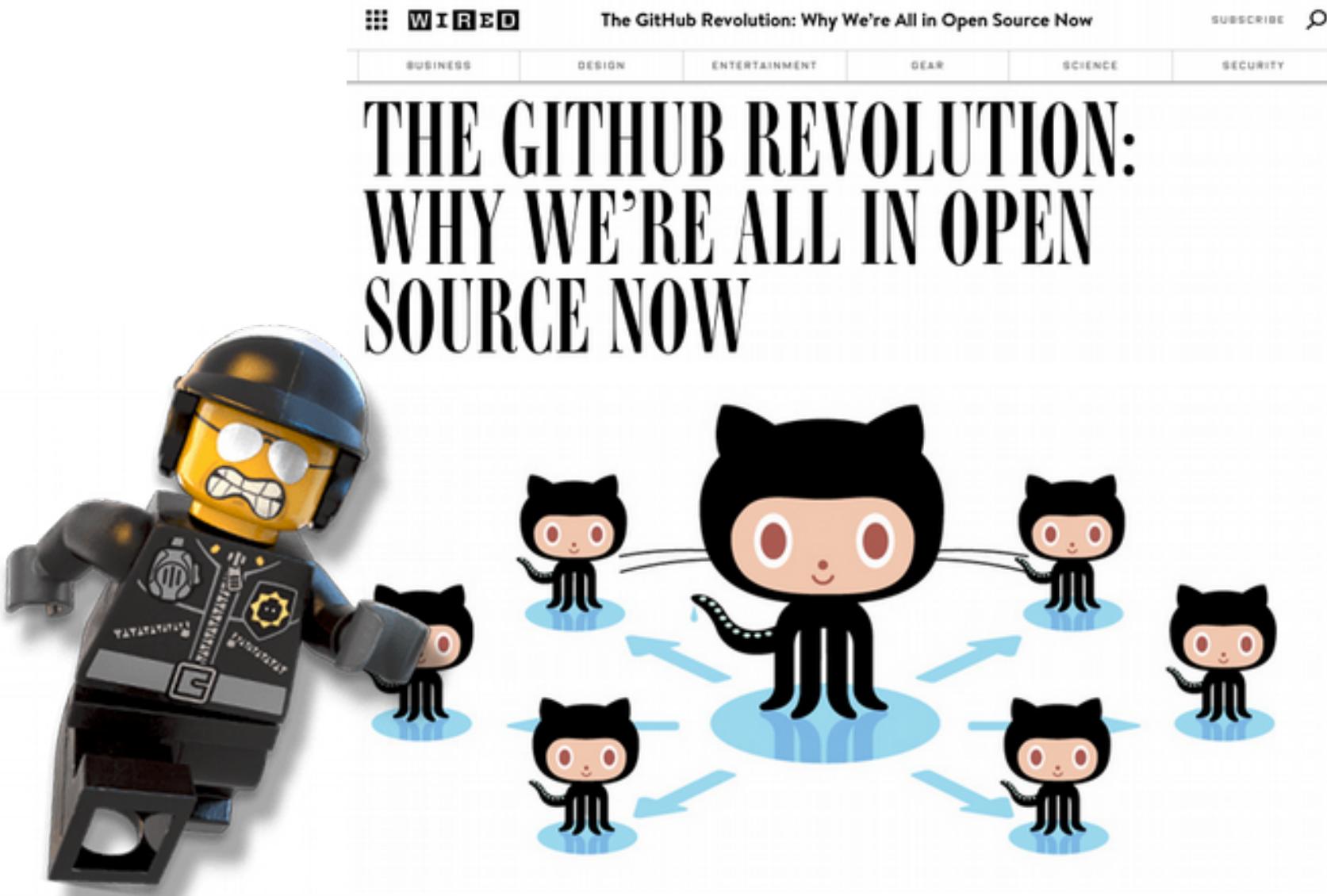
License Compatibility

- License compatibility is an issue that arises when licenses applied to copyrighted works, particularly licenses of software packages, can contain contradictory requirements, rendering it impossible to combine source code or content from such works in order to create new ones



“Post Open Source”

disdain or disregard for both licensing and governance





digitalfreddy @digitalfreddy · 11h

@spark_io I just discover that your licence is not at [@OpenSourceOrg](#) list
[opensource.org/licenses/alpha...](#) finally you are or not #OpenSource?



Jim Jagielski @jimjag · Apr 21

"While licenses are not required for open source projects"... HUH?? What sort of misinformation is THAT? [business2community.com/tech-gadgets/g...](#)



9



9



10



[View summary](#)



Jim Jagielski @jimjag · Apr 21

Unless a project has an OSI approved license, it is NOT an "open source" project.
lc [@OpenSourceOrg](#) #opensource #GitHub



Sam Shawki @sshawki · Apr 20

Anyone know why an opensource project on [@sourceforge](#) is password protect
with no reference on how to unlock? [@OpenSourceOrg](#)



1



[View summary](#)



Madeleine Ball @madprime · Apr 14

Introducing the new #ResearchKit-BSD license! [@OpenSourceOrg](#) has a new
license to review. :D [github.com/ResearchKit/Re...](#)
cc [@paultag](#)



...



htilonom @htilonom · Apr 8

When will open source community react to #anonabox stealing open source
software and claiming it theirs? [@OpenSourceOrg](#)



3



Hessel van Tuinen @HesselvanTuinen · Feb 28

@OpenSourceOrg Q: Any open source code for iBeacons available yet?
#ibeacons #open #location #multidevice



1





OPEN SOURCES

By Matt Asay | Follow

We're living in a post-open source world

Increasingly, software isn't sold, it's used to power services offered over the Internet. So why contend with the complexities of open source licensing?

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Open source leaders tackle key iss

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About

The Open Org

The new software hygiene: Declare a license or risk losing participation



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Rating: ★★★★☆ (6 votes)



I am a technical executive, a founder, a consultant, a writer, an international business person, a systems developer, a software construction geek, and a standards diplomat. I love to build teams and products that

make customers ecstatic. I have worked in the IT industry since 1980 as both customer and vendor. I currently work on the business strategy team for HP Helion at Hewlett-Packard.



James Handwaver

@monkchips

younger devs today are about POSS - Post open source software. fuck the license and governance, just commit to github.

RETWEETS 62 FAVORITES 39



2:34 AM - 17 Sep 2012



DATA CENTER SOFTWARE NETWORKS SECURITY INFRASTRUCTURE BUSINESS HARDWARE SCIENCE

Software > Developer

Study: Most projects on GitHub not open source licensed 44

Kids these days, they just don't care

18 Apr 2013 at 01:22, Neil McAllister



165



27



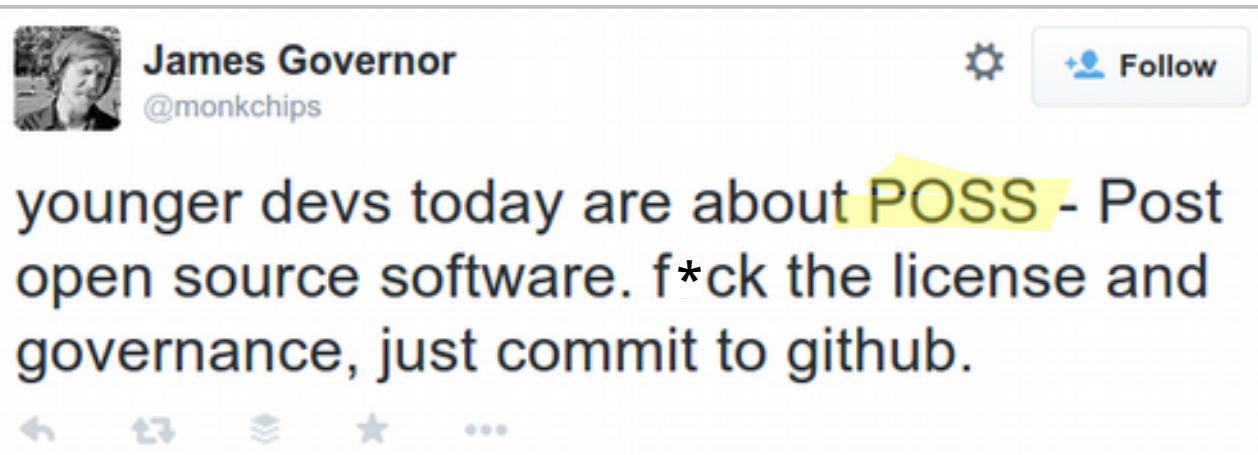
8+



3

Code-sharing website GitHub has grown so popular that it and open source are practically synonymous for many developers. But new research shows that most of the projects now on GitHub are released under license terms that are unclear, inconsistent, or nonexistent, leaving their legal status as open source software uncertain.

“Post Open Source”



James Governor
@monkchips

youngers devs today are about POSS - Post open source software. f*ck the license and governance, just commit to github.

Retweet Share Like ...



The GitHub kids still don't care about open source

By Matt Asay March 30, 2015, 3:12 PM PST // [mjasay](#)

Most GitHub repositories still don't carry a license. This is a problem. Matt Asay explains why.



“Post Open Source”



New Open Source Website/ Web app (self.opensource)
submitted 9 hours ago by Rautaisetlintu

Hello everyone, I am currently working on a website/web app and I was thinking of making it open source but since I've never made stuff open source what else is needed besides github? Anyone can contribute if they wish.
Thanks.

“Post Open Source”

DHH.translate(MIT_LICENSE)
=> I Don't Owe You Shit!

karan / add-a-license-please

The open source vigilante bot.

46 commits | 1 branch | 0 released | 2 contributors

branch: master

Merge pull request #6 from rightsadjames/readme-typo-fixes ...

karan authored 3 days ago latest commit 68aee2dc8f

File	Description	Time
test	check for some other file names for license, add tests. close #5	4 days ago
.editorconfig	add editorconfig and an example config file	8 days ago
.gitignore	ignore forever running wrapper	5 days ago
LICENSE	Initial commit	9 days ago
README.md	Missing 'a' before Tree VPS'	3 days ago
bot.py	import config_example if config isn't there	4 days ago
config_example.py	add env vars to config	4 days ago
logo.jpg	rename image	5 days ago
requirements.txt	will use a much easier db	5 days ago

Code | Issues (4) | Pull requests (1) | Wiki | Pulse | Graphs | HTTPS clone URL | Download ZIP

<https://github.com/karan/add-a-license-please>

“Post Open Source”

Percentage of repositories licensed

<https://github.com/blog/1964-open-source-license-usage-on-github-com>



JavaScript strange syntax

16 I'm getting around to learning JavaScript - really learning JavaScript. I come from a PHP background so some JavaScript concepts are still new to me, especially asynchronous programming. This question might have already been answered many times before but I have not been able to find an answer. It might be because I don't really even know how to ask the question other than by showing an example. So here it is:

When using the deferred package from npm, I see the following example:

```
1 delayedAdd(2, 3)(function (result) {
  return result * result
})(function (result) {
  console.log(result); // 25
});
```

mhlz's answer is very clear. As a supplementary, here I compose a `delayedAdd` for you to better understand the process

```
7 function delayedAdd(a, b) {
  var sum = a + b
  return function(f1) {
    var result1 = f1(sum)
    return function(f2) {
      f2(result1)
    }
  }
}
```

Where in your example code, the function you passed as `f1` is:

```
function (result) {
  return result * result
}
```

and `f2` is:

```
function (result) {
  console.log(result)
}
```

share improve this answer

answered 42 mins ago



Leo
4,372 7 24

“Post Open Source”

Post Open Source Software

<http://opensource.com/law/13/8/github-posse-licensing>



No explicit license = "all rights reserved"

Richard Fontana, OSI Board Director &
Intellectual Property Counsel/Open Source Licensing
and Patent Counsel at Red Hat.

Main Entry: fauxpen source

Pronunciation: \fō-pən sōrs\

Function: noun

Etymology: a term invented by Phil Marsosudiro
at a dinner party in North Carolina

Date: 2 May 2009

: A description of software that claims to be open source, but lacks the full freedoms required by the **Open Source Definition**.

synonyms: see open core, neo-proprietary

antonyms: see Linux kernel, Apache, OpenNMS

<http://fauxpensource.org/>



Fauxpen Source Software

The image shows a vertical list of four tweets from a mobile application interface. Each tweet has a small profile picture, the author's name, the date, and the text of the tweet. Below each tweet are five small grey icons: a left arrow, a retweet symbol, a reply symbol, a star, and three dots.

- Michael W. Dean** @FreedomFeens · Feb 24
@OpenSourceOrg BipCot No-Government License:
bipcot.org
- OpenSourceInitiative** @OpenSourceOrg · Feb 24
@FreedomFeens Per the page's thread, BipCot NoGov lic. shouldn't be referred to as an open source license, conflicting w/5 & 6 of the OSD.
- Michael W. Dean** @FreedomFeens · Feb 24
@OpenSourceOrg We called it open source in an early draft, but stopped doing that before releasing it.
- Michael W. Dean** @FreedomFeens · Feb 24
@OpenSourceOrg It is not open source, though the source is open. Just wanted to share with you, since it is an interesting license.

Fauxpen Source Software

Qabel GmbH

<https://qabel.de/index-en.html>

Qabel is a free, open-source, decentralized, expandable platform, that...



The software "Qabel" is licensed under the QaPL, a specially developed license, which's source code is open. The QaPL can neither be classified according to the standards of the Free Software Foundation (FSF), nor to the standards of the Open Source Initiative (OSI) as "Free Software License" or "Open Source License" respectively.

Fauxpen Source Software

Qabel GmbH

<https://qabel.de/index-en.html>

Qabel is a free, open-source, decentralized, expandable platform, that...



Please do not trust us.

It is not necessary.

Surveillance interface

Source code

Alpha test

The software "Qabel" is licensed under the QaPL, a specially developed license, which's source code is open. The QaPL can neither be classified according to the standards of the Free Software Foundation (FSF), nor to the standards of the Open Source Initiative (OSI) as "Free Software License" or "Open Source License" respectively.



PUBLIC LICENSE

Frequently Asked Questions

Below are four questions asked frequently of our Legal Team with regard to our OSET Public License ("OPL"). We hope this FAQ, in combination with our Rational White Paper, clarifies these inquiries.

1. Is your license truly an open source software license?

Yes. The OSET License ("OPL") is an open source software license, without a doubt amongst trained, experienced open source licensing lawyers. Here is why. The license meets the Open Source Definition promulgated by the Open Source Initiative (<http://opensource.org/osd-annotated>). The definition has 10 elements, as described below.

*We haven't reviewed the Open Public License, so can't give a formal opinion without running it through the process. But, I'll note that the license includes a requirement to notify the initial developer of every change. This type of requirement is generally regarded as failing to meet the Free Distribution criteria of the Open Source Definition. So, if we did review the Open Public License, **the likely outcome is that we'd rule it as not open source.***

- Allison Randal
OSI President

The screenshot shows the top navigation bar of the GeoGebra website. It includes the GeoGebra logo, a search bar with the URL "www.geogebra.org/license", and various site icons. The main menu items are Materials, Downloads, Community, Help, and Sign in.

GeoGebra

[Materials](#)[Downloads](#)[Community](#)[Help](#)[Sign in](#)

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You are free to copy, distribute and transmit GeoGebra for non-commercial purposes (please see details below).

Guidelines to distinguish Non-commercial and Commercial Use

You may only use the GeoGebra Software and Materials under the terms of a relevant licence agreement. The licence agreement which applies to you depends on your use of the Software and the Materials, which can be summarised as follows:

- You are free to copy, distribute and transmit GeoGebra for **non-commercial purposes**. Non-commercial use is subject to the terms of our [GeoGebra Non-Commercial License Agreement](#).
- Any use of GeoGebra for a **commercial purpose** is subject to and requires a special licence. If you intend to use GeoGebra for a commercial purpose, please contact office@geogebra.org to arrange a License and Collaboration Agreement with us.

Whether a particular use of the GeoGebra Materials is "non-commercial" depends on the use, not the user, and to assist we have set out the notes below:

1. **Non-commercial Use.** We anticipate that non-commercial use will primarily involve students and teachers who may wish to use GeoGebra at home and in school or university for the purposes of their school or academic study and teaching, without intending to seek any commercial advantage or financial gain. This includes teachers in schools and universities where tuition fees are charged, so long as the use of GeoGebra is limited to personal or individual classroom teaching.
2. **Commercial Use.** We anticipate that commercial use will primarily involve publishers, online schools, schools or universities charging tuition or course fees where there is systematic or formal integration of GeoGebra within the curriculum, and non-profit organizations who wish to use GeoGebra to support activities that are intended toward securing a commercial advantage or the generation of revenue or monetary compensation.

Examples of commercial use might include:

- use of GeoGebra (or any related materials or resources) to generate or develop educational materials or resources which will be sold in exchange for a fee (including course or tuition fees) or (if given away for free) which are used to gain a commercial advantage for the user;
- the provision of training, support or editorial services that use or reference GeoGebra (or any related materials or resources) in exchange for a fee;
- use of GeoGebra (or any related materials or resources) within a non-academic ebook, textbook or journal, whether or not the book or journal is distributed for a fee. Please note that academic papers, conferences, and books do not require a License and Collaboration Agreement; and

The GeoGebra source code is licensed to you under the terms of the GNU General Public License (version 3 or later) as published by the Free Software Foundation, the current text of which can be found via this link: <http://www.gnu.org/licenses/gpl.html> ("GPL"). Attribution (as required by the GPL) should take the form of (at least) a mention of our name, an appropriate copyright notice and a link to our website located at <http://www.geogebra.org>.

Open-ish



Open Core

"Some open source software has a core kernel that is open source, but everything else about it is rather closed or proprietary," he explains. "This is called open core."

Gunnar Hellekson, chief technology strategist Red Hat, Campus Technology

<http://campustechnology.com/Articles/2012/09/11/7-Questions-to-Ask-Open-Source-Vendors.aspx?Page=2>

There are companies like Pentaho or Alfresco which offer an "open core" and sell additional features for that. I would consider that more as closed than as open source, in some way it is a bit like a "demo version".

Are there startups that went open-source and succeed?, Hacker News

<https://news.ycombinator.com/item?id=8341565>



Open Core

Simon Says...

Simon Phipps

Open Core Is Bad For You

By Simon Phipps | Published 14:45, 29 June 10



The open core model is being feted as the new default open source business model. But I assert it does not deliver and sustain the principle that delivers cost savings and flexibility to the customer - software freedom. As a consequence, businesses who live-or-die by open core risk the fate of Compiere ERP unless they can manage the incredibly delicate balance their customers will discover they demand.

When I spoke at the Transfer Summit in Oxford last week, I invited the delegates to join me in reforming the Open Source Initiative (OSI). I repeated the explanation I made here, that OSI needs to be rebuilt in the light of a re-projection of software freedom for a new decade. In articulating the challenges facing open source after ten years of success, I asserted - as I usually do - that "open core" is one of the big challenges facing open source. This surprised some delegates.

Last week Mårten Mickos, the former CEO of MySQL and new CEO of cloud technology company Eucalyptus, indicated in an interview that he is an advocate of the open core model. He said:

"We deliver a fully functional cloud with Eucalyptus software. You can download it on a GPL v3 license. But, additionally, we provide enterprise features only if you pay for them ... it's open core,"

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About Author



With a focus on open source and digital rights, Simon is a director of the UK's Open Rights Group and president of the Open Source Initiative. He is also managing director of UK consulting firm Meshed Insights Ltd.

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open Core

Simon Says...

Simon Phipps

...then problem with open core is that instead of delivering and cultivating software freedom, the open core business model induces dependency on closed software and lock-in to a vendor.

Last week Mårten Mickos, the former CEO of MySQL and new CEO of cloud technology company Eucalyptus, indicated in an interview that he is an advocate of the open core model. He said:

"We deliver a fully functional cloud with Eucalyptus software. You can download it on a GPL v3 license. But, additionally, we provide enterprise features only if you pay for them ... it's open core,"

The screenshot shows a blog post by Simon Phipps. The title is "...then problem with open core is that instead of delivering and cultivating software freedom, the open core business model induces dependency on closed software and lock-in to a vendor." The post is dated June 29, 2010, and has 34 comments. A sidebar on the right features a photo of Simon Phipps and text about his work with the Open Rights Group and the Open Source Initiative. It also includes links to his LinkedIn, Twitter, and Google+ profiles.

Commercial Ownership

Forbes ▾ New Posts 13 Most Popular Lists Video Subscribe to Forbes Search



Ben Kepes
Contributor

FOLLOW

TECH 3/25/2015 @ 4:14PM | 4,818 views

A Cautionary Open Source Tale, Apple Buys And Shuts FoundationDB

+ Comment Now + Follow Comments

Update. It turns out the situation is more complex than I first thought. The core of FoundationDB was closed source, but many components around it were open sourced. What this means is that people using those open source components relied on the FoundationDB core which now, alas, is no longer available. Thanks to Jeremiah Lee for the clarification as below:



Jeremiah Lee @JeremiahLee

@berkepes This is misleading. @FoundationDB was not open source. Only components that depended on the closed source core were open source.

25 Mar



Jeremiah Lee
@JeremiahLee

Follow

@benkepes If @FoundationDB itself had been open source, the community could continue using a fork and this wouldn't be as awful.

7:15 PM - 25 Mar 2015 Mission, San Francisco, United States

1 FAVORITE

Apple May Have Just Killed An Open-Source Project

If you're using (or contributing to) FoundationDB, you're SOL.

Learn more about this

GitHub

Search GitHub

Explore Features Enterprise



FoundationDB

https://foundationdb.com



This organization has no public repositories.

TJ Holowaychuk Passes Sponsorship of Express to StrongLoop

July 29, 2014 / 7 Comments / in Community, Express, News, Press / by Al Tsang



At StrongLoop we are very excited and honored to announce that as of this morning, [TJ Holowaychuk](#) has transferred the [Express repo](#) and [Expressjs.com](#) domain to StrongLoop.

The image shows the header of the TechRepublic website. It features a blue navigation bar with the TechRepublic logo, a dropdown menu for 'U.S.', and links for 'All Topics', 'Newsletters', 'Photos', 'Forums', 'Resource Library', 'Research', and a user profile icon. Below the bar is a dark grey secondary navigation bar with links for 'CXO', 'Software', 'Startups', 'Cloud', 'Data Center', 'Mobile', 'Microsoft', 'Apple', and 'Google'. A search bar with the placeholder 'Search TechRepublic' and a magnifying glass icon is also present.

The dark side of commercial open source

By Matt Asay March 27, 2015, 4:41 AM PST // [@mjasay](#)

one critical problem with commercial open-source companies: they can be bought. And sold. And when they are, the community can be shafted.

Open Washing: Openwashing: to spin a product or company as open, although it is not. Derived from “greenwashing,”

- Michelle Thorn, Mozilla’s Director of the Webmaker Program



Anonabox Promises Total Online Anonymity That's Easy, Open Source, and Cheap

By Evan Ackerman
Posted 14 Oct 2014 | 21:00 GMT
<http://spectrum.ieee.org/>

KICKSTARTER

Discover Start

Search Projects

anonabox : a Tor hardware router (Suspended)

by August Germar

anonabox



www.anonabox.com

8,928

backers

\$585,549

pledged of \$7,500 goal

Funding Suspended

Funding for this project was suspended by Kickstarter on October 17.

The anonabox is an open source embedded networking device designed specifically to run Tor. It's 100% Open Source.

Chico, CA

Gadgets

Share this project

August Germar

First created | 2 backed
anonabox.com

[See full bio](#) [Contact me](#)



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Fake privacy gadgets, from Anonabox to Sever: Fighting a strange and profitable epidemic

An neverending wave of snake oil salesmen proffering faux privacy gadgets are raking in the dough on crowdfunding sites like Kickstarter. If you see these claims, run.

Jolla Tablet - world's first crowdsourced tablet



Hong Kong, Hong Kong



Technology

Story

Updates 13

Comments 1,459

Funders 21,570



InDemand

\$2,555,547 USD

total funds raised



Original campaign was 480% funded
on December 9, 2014

CLOSED

on March 31, 2015

SELECT A PERK

\$249 USD

Featured

Jolla's open-source tablet might actually stay the course

Finnish firm's Linux-based tablet looks like a tenable alternative to Apple iPads and Android devices.

NETWORKWORLD

INTERNATIONAL BUSINESS TIMES

Jolla Sailfish 2.0 Tablet: 'Open-Source iPad' Crowdfunded Within Hours

By Abigail Elise [@theabigailelise](#) on November 19 2014 3:41 PM EST

TC Jolla's 'Open Source' iPad Alternative Raises More Than \$1M In Two Days' Crowdfunding

Posted Nov 23, 2014 by Natasha Lomas (@nrlptn)

Forbes



TECH 12/10/2014 @ 4:49PM | 4,225 views

The Case For The Jolla Tablet

[+ Comment Now](#) [+ Follow Comments](#)

PC

Hands On: Jolla Tablet and Sailfish 2.0

BY EUGENE KIM MARCH 2, 2015 10:05AM EST [0 COMMENTS](#)

Jolla was at Mobile World Congress showing off its open source Jolla Tablet and new Sailfish 2.0 OS.

Can Jolla Deliver the First Open Source Tablet?

Critically praised for its phone, Jolla is now developing a tablet.

Datamation.

"...the Jolla Tablet...runs on Jolla's own independent and intuitive open source based mobile operating system **Sailfish OS**"

Welcome onboard the Jolla Tablet journey! For \$10 you'll... get to support **the greatest open source project ever...**!

"Jolla Tablet's Sailfish operating system will be unlike anything you've tried before. Once you try it, you'll never want to go back. Independent and **powered by open source**, change whatever you like, whenever you like."

"Together **with the open source community**, we're continuing to strengthen our privacy capabilities at every opportunity."

"Jolla's core value is freedom of choice for our community. That's why we've picked Intel's innovation platform, **backed by open source**, to power the Jolla Tablet."

"All of our customers can have their say on the direction of our products through Jolla and other **open source** communities that we work closely with."

Sailfish EULA

Sailfish End User License Agreement

Please review this agreement (the "Agreement") carefully before using the Software. Because you need to accept these terms before using the Software, we recommend you take your time reading through them to make sure you are comfortable with them. You agree to these terms by downloading or using the Sailfish OS, any included additional components, any software or content we make independently available pursuant to this Agreement, and all software documentation ("Software") or by clicking on the "Accept" button next to this Agreement when downloading, installing and/or using the Software.

If you cannot accept the terms of this Agreement after having purchased a product incorporating Software, please return the product containing the Software to the seller within the return period provided for in the seller's return policy for a full refund. If you purchased the product directly from us, the applicable return period is stated in our Jolla Return Policy, available at <http://www.jolla.com/care>.

Note that our Software is based on the great efforts and innovations of the open source community. The core components of our software ("Free Software") are all available as open source via various projects in which we actively participate. We encourage you to also join those projects and participate. Although our Software is subject to this Agreement, Free Software is available under its own terms, subject to which you are free to use it as you wish. For more information about these open source components, see <http://www.sailfishos.org>.

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Note that our Software is based on the great efforts and innovations of the open source community. The core components of our software ("Free Software") are all available as open source projects in which we actively participate. We encourage you to also join those projects and participate. Although our Software is subject to this Agreement, Free Software is available under its own terms, subject to which you are free to use it as you wish. For more information about these open source components, see <http://www.sailfishos.org>.

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"Our goal with the Sailfish OS is to develop an open source operating system in co-operation with the community [...]. We are currently in the process of putting in place the processes and licensing structures that will enable you, the community, to take part in developing Sailfish."

- SailfishOS.org



<https://together.jolla.com/questions/scope:all/sort:relevance-desc/page:1/query:%22open%20source%22/>

Why is Sailfish advertised as truly open?

Is Jolla deliberately misleading their customers? Or are we lead to believe that like in the claims of homeopathy the concept of openness gets stronger the more it's diluted?

Clarification of open-source policy

there exists quite some confusion in regards to the status and scope to which SailfishOS is or will be open-source.

Why isn't sailfish open source?

Jolla seems to like the idea of community and freedom but closed source software is against both.

Fully open source sailfish os

I would really love to support you guys, but I kind of feel guilty with that in mind. Ubuntu, Android, and Firefox are all open source... If you open source all parts, only good can come from it.



open source
initiative Re: Open Source Initiative Trademark Misuse

Dear _____:

As you are likely aware, the Open Source Initiative ("OSI") is a California public benefit corporation formed to provide awareness of and advocate for the benefits of Open Source Software. OSI's website is located at <http://www.opensource.org/>. OSI has a global scope and was formed to educate about and advocate for the benefits of open source and to build bridges among different constituencies in the open source community. One of OSI's most important activities is as a standards body, maintaining [the Open Source Definition](#) for the good of the community. The Open Source Initiative Approved License trademark and program creates a nexus of trust around which developers, users, corporations and governments can organize open source cooperation.

OSI, OPEN SOURCE INITIATIVE, and the OPEN SOURCE INITIATIVE and Keyhole Logo ("OSI Logo") (collectively the "OSI Trademarks") are trademarks of OSI and are seminal to the mission of OSI. OSI protects the OSI Trademarks on behalf of the entire open source community. In fact, the law obligates trademark owners to police their marks and prevent the use of confusingly similar names and designs by third parties. OSI permits use of the OSI Marks, without permission, in only limited circumstances. Such permitted uses include in connection with software licenses approved by OSI, use in support or promotion of open source software and OSI, where the logo is used to hyperlink to the OSI website, and statements attributed to OSI. OSI does not, however, permit use of the OSI Trademarks on software without a license from OSI, within domain names, in connection with non-software goods, or in ways that falsely suggest OSI's endorsement, sponsorship or affiliation. For more information regarding proper use of the OSI Trademarks, please visit our Trademark Usage Guidelines located online at <http://opensource.org/trademark-guidelines>.

It has come to our attention that you are improperly using [INSERT MARK] because you are [INSERT GENERAL DESCRIPTION OF USE]. Specifically, you are [ADD SPECIFICS AND ATTACH EXAMPLES OF MISUSE]. We trust that this misuse is inadvertent, but we nonetheless must insist that you immediately cease use of [INSERT MARK]. If you believe that you need to use [INSERT MARK] in a way that is not specifically authorized by OSI's Trademark Usage Guidelines, please submit the intended use to OSI for prior approval. I would be happy to talk to you about this if you wish. Otherwise, we trust that you will comply with this request to immediately cease your unauthorized use of [INSERT MARK] and not to use any OSI Trademarks in the future without authorization.

OSI relies on the voluntary cooperation of constituents, vendors and the community at large to ensure the OSI Trademarks are properly used. Any misuse of or confusion concerning the OSI Trademarks would reduce the effectiveness of OSI's efforts as a standards body and ultimately harm the open source community. We trust that you will not enter into any future marketing practices or create any circumstances which would result in the further misuse of the OSI Trademarks. OSI looks forward to your cooperation in protecting the integrity of [INSERT MARK] and all OSI Trademarks and maintaining the standards developed by OSI and the open source community.



SANTI

Plone Social Intranet

The Intranet Consortium was founded in 2014 - a partnership between established organisations that all share a similar vision for modern intranets, supported by user interface and organisational change experts.



[Download MyDLP](#)



With MyDLP you can block any data that you don't want to leak, such as social security numbers or any sensitive information. Your customers will be more comfortable when sharing their personal and financial information with you.



MyDLP provides data security for your company's sensitive data and more. Your sensitive data will not leak out through network connections or endpoint devices.



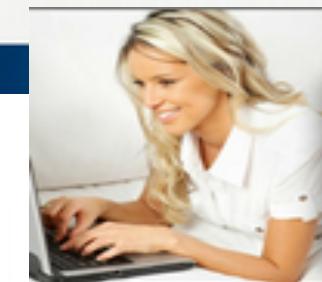
You can use MyDLP with your private cloud or public cloud provider. You can even use MyDLP with your own private server. You can even use MyDLP to transfer data outside your network.



MyDLP Enterprise Edition provides enterprise-level data security and reporting features. MyDLP is extremely easy to administer and offers great reporting and analysis tools.



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FLOSSy Clouds





Rosalyn Metz

<http://rosalynmetz.com/>

- **Cloud Computing Explained**

<http://www.educause.edu/ero/article/cloud-computing-explained>

- **Rosalyn Metz Explains Cloud Computing in Higher Ed**

<http://www.educause.edu/blogs/gbayne/interview-podcast-rosalyn-metz-explains-cloud-computing-higher-ed>

...a model for enabling convenient, on-demand network access to a shared pool of configurable computing resources (e.g., networks, servers, storage, applications, and services) that can be rapidly provisioned and released with minimal management effort or service provider interaction. This cloud model promotes availability and is composed of five essential characteristics, three service models, and four deployment models.

Infrastructure as a Service (IaaS), i.e. virtual machine renting

Platform as a Service (PaaS), i.e., good ol' hosting / application servers

Software as a Service (SaaS), or Service as a Software Substitute (SaaSS)
i.e., remote software applications

Stefano Zacchiroli

<https://upsilon.cc/~zack/talks/2015/20150322-libreplanet-cloud.pdf>

- FOSS is meant to empower users: The 4 Freedoms
- Source code alone is not enough
- Distributions make it simple for final users to find, install, and maintain FOSS on their computers
 - i.e., distributions turn FOSS from an elitist club, to a publicly available/usable commons - arguably, distributions have won...
- Unfortunately and ironically, users are not "more free" because now all their "interesting" computations (from spreadsheets to word processing, from email to gaming) now happen **"in the cloud", on computers that they don't control which run proprietary software or is not accessible**
- state of the art is: users (might) have completely FOSS "terminals" at their fingertips, which they use to run proprietary applications on someone else's computers



*OSI Board Director,
Fmr Debian Project Leader*

Hackers/developers seem to be more tolerant to the lack of control than in the past.

Open Source Licenses Principles / Practices

Communication

Transparency

Self-organization

Collaboration

Evidence-based

Meritocracy



open source
initiative

Thank you

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