# **Service Agreement**

# Hong Kong Technology Information Ltd. Provides Internet Web Site Hosting, E-mail Services and Dedicated Servers.

Please read and understand our policies as they are to protect the best interest of our customers as a whole. Hong Kong Technology Information Ltd.'s general policy is to act as a *neutral* provider of access to the global Internet.

Hong Kong Technology Information Ltd. reserves all the rights on final explanation of all the meanings of the content in this polices. Hong Kong Technology Information Ltd. reserves the rights to modify the Polices & Terms and Conditions at any time without further notification.

Hong Kong Technology Information Ltd. reserves the right to suspend or cancel a customer's access to any or all services provided by Hong Kong Technology Information Ltd. when Hong Kong Technology Information Ltd. decides that the account has been inappropriately used. If you are unsure whether any contemplated use or action is permitted, please send mail to <a href="mailto:support@hktechnology.com">support@hktechnology.com</a> and we will assist you.

## **Specific Use Policies**

## Hong Kong Technology Information Ltd. Services May Only be Used for Lawful Purposes

Transmission, distribution, or storage of any information, data or material in violation of Hong Kong regulation or law, or by the common law, is prohibited. This includes, but is not limited to, material protected by copyright, trademark, trade secret, or any other statute. Hong Kong Technology Information Ltd. reserves the right to remove such illegal material from its server immediately. Hong Kong Technology Information Ltd. expressly forbids anyone from using Hong Kong Technology Information Ltd. servers for the propagation, distribution, housing, processing, storing, or otherwise handling in any way lewd, obscene, or pornographic material, or any other material which we deem to be objectionable. The designation of any materials as such described above is left entirely to the discretion of the Hong Kong Technology Information Ltd. management.

## Unlawful and/or Unethical Use

Hong Kong Technology Information Ltd. does NOT allow sites that provide points of distribution, participate in the act of or provide links to the following types of sites:

#### **Adult Sites**

Any erotic or pornographic material, links to adults sites, or advertisements for adult sites.

## Pirated Software (Warez)

Any software that is copyrighted and not freely available for distribution without cost. ROMs, ROM Emulators and Mpeg Layer 3 files (MP3).

## Hacking / Phreaking

Includes sites with material, links, or resources for Hacking, Phreaking, Viruses, Anarchy, or any type of site that promotes or participates in the destruction or compromises the integrity of Hong Kong Technology Information Ltd..

#### Defamation

Defamatory speech distributed over the Internet can result in civil liability for the defamer and litigation against the ISP whose facilities were used to distribute the defamatory material.

Distribution and/or Transmission of Obscene or Indecent Speech or Materials Violation of indecency and obscenity laws can result in criminal penalties.

## E-Mail Acceptable Use

Hong Kong Technology Information Ltd. strictly prohibits harassment, whether through language, frequency, or size of messages. Forging of header information is not permitted. Hong Kong Technology Information Ltd. does not allow unsolicited mail. This includes "Spamming" and "Bulk Mail" sent to persons who have otherwise not requested to receive such mail. The reason for this is that not only is it generally frowned upon by the internet community, but it also demands extra bandwidth to handle the effects of such mail.

## Hong Kong Technology Information Ltd. Services are Intended for the End User Only

Customers cannot sublease, sub host, or give away control of any portion of Hong Kong Technology Information Ltd.'s resources. For customers who do wish to sublease web space, Hong Kong Technology Information Ltd. offers a very competitive resale program.

Violation of any of Hong Kong Technology Information Ltd.'s Rules and Regulations could result in a warning, suspension, or possible account termination. Accounts terminated due to policy violations will not be refunded.

#### **Disclaimer**

Hong Kong Technology Information Ltd. will not be responsible for any damages your business may suffer. Hong Kong Technology Information Ltd. makes no warranties of any kind, expressed or implied for services we provide. Hong Kong Technology Information Ltd. disclaims any warranty or merchantability or fitness for a particular purpose. This includes loss of data resulting from delays, non-deliveries, wrong delivery, and any and all service interruptions caused by Hong Kong Technology Information Ltd. and its employees. Hong Kong Technology Information Ltd. reserves the right to revise its policies at any time without prior notification.

Hong Kong Technology Information Ltd. furthermore expects that its subscribers who provide Internet services to others will comply fully with all applicable laws concerning the privacy of on-line communications. A subscriber's failure to comply with those laws will violate Hong Kong Technology Information Ltd. policy. Finally, Hong Kong Technology Information Ltd. wishes to emphasize that in accepting services, subscribers indemnify Hong Kong Technology Information Ltd. for any violation of the subscriber of the Services Agreement, or of law or Hong Kong Technology Information Ltd. policy, that results in loss to Hong Kong Technology Information Ltd. or the bringing of any claim against Hong Kong Technology Information Ltd.. This means that if Hong Kong Technology Information Ltd. is sued because of activities of the subscriber that violate any law, the Services Agreement or this policy (which is part of the Services Agreement), the subscriber will pay any damages awarded against Hong Kong Technology Information Ltd., plus costs and reasonable attorneys' fees.