



## PRODUCT SPECIFIC LICENSE TERMS

### Sybase® SQL Anywhere®

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**1. Additional Components/Sample Code.** The Program contains or is provided with the Additional Components identified below. You may use one (1) copy of each of the Additional Components on each licensed Seat solely in conjunction with your use of SQL Anywhere. You must use the Additional Components on either the server Machine on which the SQL Anywhere server components are installed or on the client Seats licensed to access the SQL Anywhere server. Sample Code is provided AS IS, without warranty or liability of any kind. You may use, reproduce, modify and distribute the Sample Code that is provided without limitation, on the condition that you retain the copyright notice and disclaimer as to the original Sybase code.

Additional Components
InfoMaker®
PowerDesigner Physical Data Model™

**2. Use of Programs.** Although the Program media may include versions of SQL Anywhere server and client components for several different operating systems, you may install only one such version for each licensed copy of SQL Anywhere. Each such copy of the SQL Anywhere DBMS multi-user server for a single operating system may be installed on a single Machine installation and use of the other components is as described below.

SQL Anywhere Client Software: The SQL Anywhere Client Software includes the SQL Anywhere database interface files, Interactive SQL, Sybase Central, the SQL Anywhere Console Utility, and the SQL Anywhere database utilities as described in the SQL Anywhere Documentation.

The Program media includes different editions of SQL Anywhere Server licensed on a per-seat or per-CPU basis.

SQL Anywhere - Per-Seat Edition Licenses. Per-seat editions authorize you to install and Use SQL Anywhere Client Software, on up to the number of Seats licensed, to access the licensed SQL Anywhere Server. For example, if you purchase a 5-User Server Edition, you may access the SQL Anywhere Server

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Virtual Environments. When running software on a "virtual environment" such as when an operating system is emulated or otherwise when an operating system is not run directly on the physical hardware, the SQL Anywhere software must be licensed for each virtual environment it is running on. Where SQL Anywhere is licensed on a per processor basis, a processor license is required for each processor accessed by each virtual environment.

Multiple Instances. Multiple instances of the SQL Anywhere Server software may be run in each licensed virtual environment and in each licensed physical environment.

**3. Restricted Use Components.** The Program may contain or be provided with the Restricted Use Components identified below (depending on the platform). You may Use the Restricted Use Components solely in conjunction with your use of the Program, and subject to any Additional Restrictions set forth below.

Diagnostic Tracing: When using the Application Profiling feature in SQL Anywhere, you have the option of storing tracing data within the database being profiled or in a separate tracing database stored on a separate Machine. You may install the SQL Anywhere server components on a separate Machine solely for use with the tracing database used in conjunction with the Application Profiling feature. No other components may be installed on the separate Machine, and the SQL Anywhere server may not be used to process other applications, without obtaining an additional license.

High Availability Option: If you have purchased i) a SQL Anywhere edition that includes a license for the High Availability Option for SQL Anywhere (for example, SQL Anywhere 5-User Standard Edition), or ii) an add-on license for High Availability Option for SQL Anywhere, you may install i) an additional SQL Anywhere server on a secondary Machine for Use in the event of a failure of the primary server, and ii) an additional SQL Anywhere server on another Machine to act as the arbiter server. Connections to the secondary server are limited to read only connections. The secondary server and the arbiter server may not be used for any other production purposes while the primary server is available for use, without the purchase of an additional database server license.

Read-Only Scale-out Option: If you have purchased i) a SQL Anywhere edition that includes a license for the Read-Only Scale-out Option for SQL Anywhere (for example, SQL Anywhere 1-CPU Advanced Edition), or ii) an add-on license for Read-Only Scale-out Option for SQL Anywhere, you may install the licensed SQL Anywhere server on a single Machine for Use as i) a primary database server or ii) a read-only copy node of a separately licensed primary database server.

UltraLite for iPhone: You may use the UltraLite for iPhone development components internally, solely for the development and testing of applications for use with the Apple iPhone in accordance with the documentation provided. You may not reverse engineer, circumvent or unobfuscate the protective obfuscation in the code for the purpose of determining the source code, modify or otherwise amend the UltraLite for iPhone development components, or any part thereof ; or remove any copyright notices or proprietary or other legends or notices contained on or within these components. Applications which incorporate UltraLite for iPhone may not be distributed except in accordance with a separate distribution license between you and Sybase, and in compliance with any other distribution agreements that may be applicable. This clause shall survive any termination of the Agreement.

UltraLite Deployment: You may deploy an unlimited number of applications incorporating the UltraLite database provided each such application or copy thereof is for Use inside Customer's organization by a single User and provided neither the application nor any data is synchronized to or from an application, database management system or similar product running on a separate device. For UltraLiteJ, UltraLite for iPhone, and for deployments outside of Customer's organization or for synchronization of such applications to an application, database management system or similar product on a separate device, Customer is required to acquire an additional license.

MobiLink Synchronization Server: You may reproduce and use copies of the MobiLink Synchronization Server to synchronize between either (1) SQL Anywhere or (2) UltraLite, UltraLiteJ, or UltraLite for iPhone databases and other applications or database management systems provided you have purchased synchronization licenses that permit access to the MobiLink Synchronization Server for all SQL Anywhere, UltraLite, UltraLiteJ, or UltraLite for iPhone databases being synchronized. You may use the MobiLink Synchronization Server to synchronize UltraLite licenses granted as part of the Sybase SQL Anywhere Web Edition to a licensed SQL Anywhere Server. You may not synchronize UltraLite licenses granted as part of the Sybase SQL Anywhere Web Edition to any third party database (except as permitted by the Sybase SQL Anywhere Web Edition license) without purchasing applicable synchronization licenses, available separately.

MobiLink High Availability Option: The use of multiple MobiLink servers connecting to the same back-end database or application and used to synchronize the same set of SQL Anywhere, UltraLite, UltraLiteJ or UltraLite for iPhone remote databases is only permitted if applicable licenses for the MobiLink High Availability Option are purchased. This option permits fail-over, from one MobiLink server to another, using hardware or software-based load balancers, the Sybase Relay Server, or other techniques to achieve fail-over.

QAnywhere: QAnywhere components may be used to access a SQL Anywhere database from any Seat licensed to use the SQL Anywhere Client Software provided you do not use MobiLink in conjunction with the QAnywhere components. Use of QAnywhere with MobiLink is permitted only with the purchase of applicable QAnywhere licenses.

Sybase Relay Server: The Sybase Relay Server included in the Sybase SQL Anywhere package is for use with the MobiLink Synchronization Server or SQL Anywhere Server only.

SQL Anywhere Monitor: The Program includes a version of the SQL Anywhere Monitor for internal evaluation, development and testing only. This version cannot be used to monitor SQL Anywhere Servers, MobiLink servers or Sybase Relay Servers in a production environment. The Program also includes a version of the SQL Anywhere Monitor which can be used to monitor SQL Anywhere Servers, MobiLink servers or Sybase Relay Servers in a production environment only if i) you have purchased an edition that includes a license for SQL Anywhere Monitor (for example, SQL Anywhere 1 CPU Standard Edition); or ii) you have purchased an add-on license for this product.

SQL Anywhere In-Memory Mode Option: For SQL Anywhere databases, you may install and Use the In-Memory Mode Option only if you have purchased i) a SQL Anywhere edition that includes a license for it (for example, SQL Anywhere 25 User Advanced Edition), or ii) an add-on license for it.

Security Options: An RSA Security component may be included as a standard feature of SQL Anywhere (depending on the platform). Additional security components that are available as options for SQL Anywhere are included with the Program, but you may install and Use one of them only if you have purchased i) a SQL Anywhere edition that includes a license for it, or ii) an add-on license for it. When such a license has been purchased, then that specific Security Option may be used only in conjunction with SQL Anywhere. Purchase of a Seat license for a Security Option authorizes you to use that specific Security Option on the number of servers and Seats licensed. Purchase of a CPU License (designated CP) for a Security Option authorizes you to Use that specific Security Option on the servers and Seats licensed under a SQL Anywhere CPU License. You are advised that these Security Options and related Documentation are cryptographic in nature and therefore are highly regulated. Obtaining any necessary export or import approval for any of your applications or the Security Options or Documentation is your responsibility.

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**4. Election to Use Prior Version of SQL Anywhere Components.** Customers who have previously purchased an earlier version of SQL Anywhere (formerly known as “SQL Anywhere Studio”) may elect to install and use a prior version of any of the components licensed by you with SQL Anywhere 12 instead of using the version included with SQL Anywhere 12. Users or seats licensed for SQL Anywhere 12 may likewise access an earlier version of the same components licensed for use with SQL Anywhere 12 instead of using SQL Anywhere 12. This election is granted on condition that you have purchased licenses for the SQL Anywhere 12 version for each such earlier licensed component used and that you remove such earlier version and install the SQL Anywhere 12 version within a reasonable time. Your use of such earlier version shall be governed by this license, and your rights to use such earlier version shall terminate when you install and/or use the SQL Anywhere 12 version.

This election is subject to the following conditions:

1. Use of the earlier versions is a substitute for use of the SQL Anywhere version 12 components and does not authorize the Use of additional components, Seats or Users;
2. Copies of any software necessary to use the earlier version must be made by the Customer from previously licensed software. Sybase has no obligation to provide copies of earlier versions of the software for the purpose of this election.
3. Support for prior versions is subject to the commercial availability of support for a particular version from Sybase. Support for some prior versions may be unavailable.

4. You may not use, copy or distribute additional copies of the following components included on the Program media of versions prior to version 10: (i) the Java in the Database (Internal Java VM) component (but you may continue to use the Java in the database features with a Java VM you license from a third party); or (ii) the iAnywhere Solutions ODBC Drivers for MobiLink (i.e. DataDirect Wire Protocol ODBC Drivers only), but you may continue to use, copy and distribute additional copies of other ODBC drivers included on the Program media.

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**6. Addition to Definitions.**

- a. Update Subscription Plan. The following definition is added.  
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