

This Acceptable Use Policy ("AUP") governs your use of Photon IT Services and is incorporated by reference into Photon IT's Terms of Service. Unless otherwise stated, defined terms in this AUP have the meanings provided to them in the Terms of Service. Photon IT may modify this AUP at any time without notice.

You shall use the Services only for lawful purposes. Transmission, storage, or display of any information, data, or material in violation of applicable laws or regulations, including without limitation the laws of Australia, is prohibited. This includes, but is not limited to the use of the Services in connection with: copyrighted material in which you are not the copyright holder, material that is threatening or obscene, or material protected by trade secrets or other statutes. You agree to indemnify and hold Photon IT harmless from any claims resulting from your use of our Services.

Photon IT reserves the right to terminate the Services for any Customer that exposes Photon IT to legal liability or threatens our ability to provide services to other customers.

## 1. Prohibited Uses

Photon IT does not allow any of the following, without limitation, on Photon IT's servers:

- Child Pornography - Hosting, distributing, or linking to any material that exploits children
- Intellectual Property Infringement - Hosting, distributing, or linking to infringing content
- CPU/Memory/Resource Abuse - Consuming excessive amount of server resources causing server performance issues
- DoS Source - Source of Denial of Service attack
- DoS Target - Target of Denial of Service attack
- File Scripts - File Dump/Mirror scripts (similar to rapidshare)
- Forgery - Faking an IP Address, hostname, e-mail address, or header
- Fraud Site - Hosting or linking to a website intended to deceive the public including, but not limited to sites listed at aa419.org & escrow-fraud.com
- Identity Theft - Hosting, distributing, or linking to stolen account identification information
- Infection - Hosting, distributing, or linking to exploits, trojans, viruses, or worms
- IRC – Hosting Internet Relay Chat Server, including IRC Scripts/Bots
- Mass Storage - Storing mass amounts of backups, archives, videos, etc.
- Pharmacy Sites – Hosting sites that engage in the illegal distribution of prescription medications, including, but not limited to, promotion, marketing, or sale of prescription medications without a valid prescription
- Phishing – Committing identity theft by email under false pretense
- Proxy Site - Hosting or linking to an anonymous proxy server

- Spam Email – Sending Unsolicited Commercial Email (UCE) or Unsolicited Bulk Email (UBE)
- Spam List - Hosting, distributing, or linking to email address lists for spam
- Spam Site – Hosting a site advertised by spam email or spam web
- Spam Ware - Hosting, Distributing, or Linking to Software Designed for Spamming
- Spam Web - Unsolicited, bulk, or forged site advertisement in web logs, forums, guestbooks, or social media
- Spamhaus - Spam causing blacklisting of an IP at spamhaus.org for malicious activity
- Terrorist Site - Hosting or linking to a site advocating terrorism
- Toolz - Hosting, distributing, or linking to tools or instructional material on hacking/cracking or other illegal activity
- Warez - Hosting, distributing, or linking to Crackz, Hackz, KeyGenz, Serialz, or Pirated Software
- Any other material Photon IT judges to be threatening or obscene

In addition, hosting accounts may not be resold unless the account is a developer account. You may not resell individual services within any single account such as web space, emails accounts, add-on domains, or mailing lists. All domains, add-on domains, and sub domains must be for sites controlled by or promoting published content or businesses that are solely controlled by the owner of the account as described above.

## 2. Restrictions on Storage Space Usage

All accounts are subject to the following restrictions on storage space usage: a) accounts must have functional websites, and not be used for storage of backups, files, audio, video, zip files or others, as determined by Photon IT in its sole discretion; and b) accounts are not for use of mass distribution of files, such as torrents or mirrors. Any account found violating these conditions may be suspended or terminated without warning.

## 4. Violations

If you feel you have discovered a violation of Photon IT's AUP, please report it to: [support@PhotonIT.com](mailto:support@PhotonIT.com).

Last Modified on 21<sup>st</sup> of August 2017.