

Toradex i.MX8 Early Access Program Terms and Conditions

Company Name: _____ (“Company”)

Address: _____

Place: _____

Country: _____

Email: _____ **Phone:** _____

Our Toradex i.MX8 Early Access Program gives your Company access to preliminary System on Modules from Toradex based on a NXP® i.MX8 SoC (i.MX8 SoM), preliminary software and preliminary documentation.

This program gives your Company access to an early development version of i.MX8 SoM for evaluation purposes.

THE PRELIMINARY SOFTWARE, HARDWARE AND DOCUMENTATION ARE STILL IN TESTING AND VERIFICATION PHASE AND ARE PROVIDED ON AN “AS IS” AND “AS AVAILABLE” BASIS AND ARE BELIEVED TO CONTAIN DEFECTS. A PRIMARY PURPOSE OF THIS EARLY ACCESS PROGRAM IS TO OBTAIN FEEDBACK ON PERFORMANCE AND THE IDENTIFICATION OF DEFECTS OF SOFTWARE, HARDWARE AND DOCUMENTATION.

1. Confidentiality

Because not all parts of the hardware, software and documentation are publicly accessible at this point in time, our Early Access Program requires an additional Non-Disclosure Agreement between Toradex and your Company.

2. Invitation and Request to Report Errors and Provide Feedback

- a) Your Company has the opportunity, and we very much would appreciate it, if your Company reports back to us any errors in the hardware, software or documentation that you discover. Furthermore, we appreciate any feedback you have about the i.MX8 SoM.
- b) You may send your reports and feedback to a **private room** on the Toradex Community (we will communicate the specifics to you). Email and phone support will be offered at Toradex’s discretion.

3. Acknowledgments

As the hardware, software and documentation available in this Early Access Program are in an early stage of development, your Company acknowledges and agrees to the following:

- a) The software, hardware and documentation in general are not error-free.
- b) The user experience of hardware, software and documentation are not on the quality level commonly provided by Toradex.

- c) Performance, fit and function of the hardware and software can differ from our final product.
- d) The hardware provided in this Early Access Program will no longer be supported after the public version is released. (expected release date of public version is Q4 2018). While the Early Access Program does not grant you a free upgrade to the public version, you may choose to purchase the public version via our standard sales channels after release.
- e) Toradex may limit or stop support if a request does not align with Toradex's feature roadmap.
- f) The hardware and software provided in this Early Access Program are not suitable for integration into a commercial product.
- g) **NO WARRANTIES AND LIMITATION OF LIABILITIES:**
Toradex provides the hardware, software and documentation as well as any support or information WITHOUT ANY WARRANTIES, NEITHER EXPRESS NOR IMPLIED, ON AN "AS-IS" AND "AS AVAILABLE" BASIS; IN PARTICULAR THERE IS NO WARRANTY OF MERCHANTABILITY, SATISFACTORY QUALITY, OR FITNESS FOR ANY PARTICULAR PURPOSE.

NEITHER YOUR COMPANY NOR TORADEX SHALL BE LIABLE TO THE OTHER FOR ANY INDIRECT, CONSEQUENTIAL, PUNITIVE, SPECIAL, INCIDENTAL OR OTHER DAMAGES. IF THERE IS A LIABILITY, IT SHALL BE LIMITED TO CASES OF GROSS NEGLIGENCE AND WILLFUL MISCONDUCT.
- h) This Early Access Program is governed exclusively by Swiss law (without application of UN CISG), and the exclusive jurisdiction is with the courts of the Canton of Lucerne, Switzerland.

For and on behalf of the Company:

Name:

Title:

Date:

THANK YOU VERY MUCH for your interest and your participation in our Early Access Program!