

## BETA TEST AGREEMENT

\_\_\_\_\_, referred to as "the developer" of a computer program described as:

\_\_\_\_\_, referred to as "the computer software"

and \_\_\_\_\_, referred to as the "test-site" desire to enter into an agreement whereby \_\_\_\_\_ will "beta-test" the computer software, IT IS AGREED:

That \_\_\_\_\_ will provide full working copies of the computer software to test-site for beta-test.

Test-Site acknowledges that the software is the property of and is copyrighted by \_\_\_\_\_.

\_\_\_\_\_ will report any failures of the software to operate properly to Developer and will complete in good faith such questionnaires as may be sent to the test-site.

\_\_\_\_\_ reserves the right to recall the software at any time, and to require \_\_\_\_\_ to permanently erase with a file wiping utility that permanently erases files the software.

\_\_\_\_\_ by releasing the software for beta test does not guarantee support for the product.

The beta-test period shall begin on \_\_\_\_\_ and is scheduled to end on \_\_\_\_\_. \_\_\_\_\_ may be extended by the parties upon agreement.

As compensation for the services supplied by the beta-test site, the beta-test site will be provided a copy of the final tested and released version of the software with the same support as is provided by \_\_\_\_\_ to its commercial customers. However, should \_\_\_\_\_ determine not to release the software to the general public, \_\_\_\_\_ may continue to use the final version delivered by \_\_\_\_\_, unless \_\_\_\_\_ determines to recall the same as is provided herein.

Test-site acknowledges that the program is not in final or fully tested form. Accordingly, failures may occur, and data or other results generated by the program may be inaccurate. Given that this is a "test" of the software in consideration of the, TEST SITE AGREES THAT IT WILL NOT MAKE ANY CLAIM BASED ON FAILURES AGAINST DEVELOPER BASED ON THE FAILURE OF THE SOFTWARE TO

CONFORM

TO ITS DESCRIPTION OR SPECIFICATIONS.

Dated: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_