

Terms and Conditions of Sale

## TERMS AND CONDITIONS OF SALE - FEE AGREEMENT

for the website "Yes My Patent" by the Touroude & Associates Firm – Industrial Property Law Firm for the services "protect your invention"

Introduction:

Usage of the Website "YesMyPatent" wishes to use the services of the Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney to perform a patentability study, draft and submit a French patent application with the INPI.

In this context, these Terms and Conditions of Sale-Fee Agreement (hereafter "TCS-Fee Agreement") have the objective of fixing the rate for this Service and specifying the payment methods, they operate in complement of the Website's General Terms of Use (GTU).

That being said, the following has been decided and agreed:

### ARTICLE 1 - REMINDER OF THE GENERAL TERMS OF USE

It is recalled that the User has accepted, without reservation, by navigating on the site YesMyPatent, the General Terms of Use (hereafter "GTU") of the Website which are accessible on every page.

The User acknowledges and accepts that all the GTU of the Website are an integral part of these TCS-Fee Agreement, particularly the articles that are recalled below:

5.1

(...)

To confirm creation of their account, the User must accept the TCS. To do this, they check the box "By clicking on create, I declare having read and agree to the terms and conditions". By clicking on "Terms and Conditions", the TCS, GTU, CGS may be downloaded. The user becomes aware of it.

The User confirms acceptance of the TCS, GTU, and CGS and their request to create an account by clicking on "CREATE MY ACCOUNT".

(...)

Patentability Study

Once the fields have been completed, the User confirms their order by clicking on "SEND".

(...)

If the Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney has indicated being able to take on the dossier and if the User agrees to the price, they may click on the button "accept the quote" and will be redirected to a window where they fill in their name and signature and then click on the button "sign and confirm".

The User is informed of the fact that the rules of the Industrial Property Counselling profession require knowledge of the identity of its clients. Consequently, the User accepts that this identification is a prerequisite for taking on the dossier.

The provision of legal proof of identity may also be required.

The User may then chose their payment method: either immediately by credit card by clicking on the button "pay now" or by bank transfer.

If the User clicks on "pay now" they will be redirected to the Secured Payment Solution Page. They will fill out their bank account information according to the indications provided by the Secured Payment Solution.

Once the payment has been verified by the Secured Payment Solution, the User will be redirected to a webpage confirming their order.

In the event of payment failure or cancellation, the user will be redirected to an Infenico e-Commerce Solutions webpage confirming the payment failure.

If the User chooses to proceed with payment by bank transfer, they will receive a order confirmation email after receipt of the funds from the bank account of Touroude & Associates Firm - Industrial Property Law Firm and European Patent Attorney. This operation may take several business days and the order shall only be definitively validated once the funds have been successfully received.

Only the full payment of an quote by the User, by credit card or bank transfer, shall constitute a valid order.

If they are unable to respond within the established timeframe, the Touroude & Associates Firm - Industrial Property Law Firm and European Patent Attorney will send a message within 7 business days following the receipt of payment and will notify the client of the new delay.

(...)

#### Drafting and submission of French patent application

The User with a patentability study, conducted via YesMyPatent by the Touroude & Associates Firm - Industrial Property Law Firm and European Patent Attorney according to section 5.2.1 of this contract, may order the drafting and submission of a French patent application from the Touroude & Associates Firm - Industrial Property Law Firm and European Patent Attorney by signing into their account on the Website and clicking on the activation link "Order my patent" in the patentability study dossier. The User may click on the number of stars that he wishes to attribute to the Industrial Property Attorney for conducting the patentability study.

The User with a patentability study, conducted by another means than via YesMyPatent by the Touroude & Associates Firm - Industrial Property Law Firm and European Patent Attorney according to section 5.2.1 of this contract, may order the drafting and submission of a French patent application from the Touroude & Associates Firm - Industrial Property Law Firm and European Patent Attorney by signing into their account on the Website and clicking on the button "Starting at €2,200 excluding tax" available on the home page. The User will then be directed to a form, in which they must complete the following information:

"Load your patentability study" (...)

If the Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney has indicated being able to take on the dossier and if the User agrees to the price, they may click on the button "accept the quote" and will be redirected to a window where they fill in their name and signature and then click on the button "sign and confirm".

The User is informed of the fact that the rules of the Industrial Property Counselling profession require knowledge of the identity of its clients. Consequently, the User accepts that this identification is a prerequisite for taking on the dossier.

The provision of legal proof of identity may also be required.

The User may then chose their payment method. either immediately by credit card by clicking on the button "pay now" or by bank transfer.

If the User clicks "pay now" they will be redirected to the Secured Payment Solutions page. They will fill out their bank account information according to the indications provided by the Secured Payment Solution.

Once the payment has been verified by the Secured Payment Solution, the User will be redirected to a webpage confirming the order.

In the event of payment failure or cancellation, the User will be redirected to a webpage confirming the payment failure, in which they may indicate the problem that possibly occurred.

If the User chooses to proceed with payment by bank transfer, they will receive an order confirmation email after receipt of the funds from the bank account of Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney. This operation may take several business days and the order shall only be definitively validated once the funds have been successfully received.

Only the full payment of an quote by the User, by bank card or bank transfer, shall constitute a valid order.

The Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney commits to communicating a response or responding to the User by mail within 7 business days following the receipt of payment.

If they are unable to respond within the established timeframe, the Touroude & Associates Firm - Industrial Property Law Firm and European Patent Attorney will send a message within 7 business days following the receipt of payment and will notify the client of the new delay.

(...)

#### 7 - No right of retraction

According to Article L 221-28 1° of the Consumer Code, the User may only exercise their retraction for the provision of services that are fully completed before the end of the retraction period and whose performance has commenced after express agreement by the User and express waiver of their right to retraction.

The User thus formally acknowledges and accepts that, whenever they have expressly accept the execution of Services and expressly waived their right to retraction before the said timeframe has expired, they may not validly invoke this right.

#### ARTICLE 3 - SETTING OF PRICES AND FEES

When the Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney receives the User's order in accordance with the methods set forth in Article 5.2 of the Website's GTU, it shall assess the price of the Service and issue an quote in accordance with Article 5.3 of this Website's GTU. The quote shall then fix the proposed fee amount and their payment methods

The Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney's fee for a Patentability Study is counted as one single Service, which includes the legal study of the patentability of an invention and a written response.

The Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney reserves the right to suspend or stop Services at any time, and shall inform the User by any means, specifically concerning changes to the VAT rate.

#### ARTICLE 4 - PAYMENT

The price is due at the time of order.

The User accepts that the payment of the price for Services constitutes the unequivocal and express demonstration of their acceptance of the offer by the Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney.

The User settles the order via the Ingenico e-Commerce Solutions Secured Payment Solution or by bank transfer under the conditions set forth in Article 7.2 of the Website's GTU. The payment solution is secured. Confidential data is transmitted directly and encrypted on the server of Ingenico e-Commerce Solutions and the Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney does not have access to this data.

#### ARTICLE 5 - SEVERABILITY

If one of the articles of these TCS-Fee Agreement becomes null or unenforceable by law or regulation or as a result of a court order, the other articles shall retain their full force and scope.

#### ARTICLE 6 - WAIVER

If the Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney does not use one or more provisions of these TCS- Fee Agreement does not imply a waiver of all of said TCS - Fee Agreement.

#### ARTICLE 7 - DISPUTE RESOLUTION

For any dispute between the User and the Touroude & Associates Firm – Industrial Property Law Firm and European Patent Attorney, the User may get:

For any dispute concerning the fees: the National Company of Industrial Property Attorneys

In general, outside the competence of the President of the National Company of Industrial Property Attorneys and for any dispute relating to the interpretation, conclusion, or execution of these GTU: the Courts of Meaux if the User is a business; all other competent jurisdiction if the User is a consumer.

These TCS - Fee Agreement may only be interpreted in their original French version and are subject to French Law.