



The End-User License Agreement (“EULA”) is for the use of software and data associated with the Openings Studio™ application. This EULA is made between ASSA ABLOY and activated End-User of said software.

Whereas, ASSA ABLOY represents that ASSA ABLOY is the sole and exclusive developer of the Openings Studio™ (“AAOS”) software application, and if applicable, agrees to be bound by the terms of any executed Non-Disclosure and Confidentiality Agreement (NDA) between the End-User, their firm, and its affiliates and subsidiaries with ASSA ABLOY.

Whereas, End-User agrees to license the Openings Studio™ software application pursuant to the terms and conditions of this agreement, and, if applicable, to be bound by the terms of any executed Non-Disclosure and Confidentiality Agreement (NDA) between ASSA ABLOY and End-User, their firms, and its affiliates and subsidiaries.

#### **Disclaimers:**

This software is provided “as is” without any warranty of any kind, either expressed, implied, or statutory, including, but not limited to, any warranty that the software will conform to specifications, any implied warranties of merchantability, fitness for a particular purpose, freedom from infringement, and any warranty that the documentation will conform to the program, or any warranty that the software will be error free whether or not the error is discoverable.

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ASSA ABLOY provides only guidance to the End-User and should not be utilized as a definitive source of information or calculations, specifically as related to the following:

- Product Application or Compatibility
- Product Pricing
- Product Availability
- Product Specifications
- Product Marketing or Technical Information
- Product 3D or Building Information Modeling
- Product Structural or Thermal Analysis
- Product Drawings or CAD Details



End-User is responsible for the validity of all models and data generated within, and exported from, the Openings Studio™ application. While the integrity of the data provided by Openings Studio™ is routinely verified it is possible for the following to occur:

- Modeling errors generated by Openings Studio™ due to incorrect or insufficient data.
- Modeling or data transmission errors due to electronic network connectivity issues.
- Missing, incorrect or dated product information.
- Modifications to Openings Studio™ generated models outside of or within the End-User's building information modeling application.

As such the End-User retains responsibility for verifying information and output generated by Openings Studio™.

## **Intellectual Property:**

The End-User agrees that the Openings Studio™ software application and the technical data accompanying the software belongs to ASSA ABLOY at all time. The undersigned acknowledges that it acquires no ownership interest in the Openings Studio™ software application or any technical data accompanying the software under this EULA or by virtue of its participation in any activities permitted under this EULA.

The undersigned is receiving no rights to make derivative works in conjunction with this EULA, with the exception that the End-User is allowed to use the application for derivative works associated with the design of buildings or structures, or any other derivative works that may be produced as a result of the End-User providing customary architectural or engineering services.

ASSA ABLOY retains the right to query and retain information related to End-User projects analyzed via the Openings Studio™ application, and agrees to maintain the strict confidentiality of the information, data, and materials provided by, and received from, the End-User.

A copy of the Autodesk® Revit® project file (.RVT) is not transmitted or stored during the Analyze process. Retained information collected during the analysis process includes the following data used solely in the preparation of door and hardware specification documents:

- 3D geometry related to host Walls/Floors/Doors contained in the model file in the form of vertex positions and colors.
- Door Family Type and Instance parameters and associated data.
- Wall parameter subsets and associated data for walls containing door openings.
- Project Name information for the analyzed model.
- Shared coordinates from Linked Models (if applicable).
- Location/Bounds/Name/Number for rooms.
- 2D geometry for Floor Plans, as selected by User for analysis.
- Images (PNG) of sheet views, as selected by User for analysis.
- Text contents of Schedules, as selected by User for analysis.
- Other files, as uploaded by User during analysis.
- Assigned User profile of the person conducting analysis.
- Other selections made by the User in the Analyze Wizard.

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- Products selected in the product selector.
- Downloadable specification document deliverables prepared for the project.

## **Exclusions:**

The design concepts or visual imagery specific to the physical geometries of the project shall be considered proprietary to the designing entity and not subject to this provision.

Information and data collected by ASSA ABLOY in conjunction with usage of the software is not shared, transmitted, sold, or provided to individuals or entities outside of ASSA ABLOY. The Openings Studio™ software application is intended for use within the building design, engineering, and construction industry by licensed architects, engineers, contractors, product suppliers, and facility owners, and should not be used in lieu of advice from licensed professionals.



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ASSA ABLOY is committed to protecting your personal data. This privacy notice describes how ASSA ABLOY processes and uses the personal data that we receive from you in your use of Openings Studio™ and how you can contact us if you have additional questions regarding our processing of your personal data.

### **What personal data will ASSA ABLOY process?**

Openings Studio™ collects and stores personal data (for example name and email) that you submit in order to authenticate your login to Openings Studio™. We will also use your email address to communicate with you regarding your use of Openings Studio™. ASSA ABLOY also collects and stores personal data that you submit as part of your account details.

### **How and why will ASSA ABLOY use your personal data?**

ASSA ABLOY's collection of personal data is based on the need to carry out the processes stipulated above. To the extent that ASSA ABLOY uses the personal data, the basis for collection of data is ASSA ABLOY's legitimate interest to conduct such improvements and analysis. Since no sensitive personal data will be processed and the processing is limited, ASSA ABLOY has concluded that its legitimate interest to conduct the improvements and analysis takes precedence over your privacy interest.

### **Transfer of personal data**

For the stated purposes, personal data will be transferred to the ASSA ABLOY group companies in the following countries located outside the EU/EEA, European Economic Area: [United States of America]. Since these countries may have a lower level of protection than that within the EU/EEA, ASSA ABLOY uses standard contractual clauses approved by the European Commission when transferring personal data to ensure a sufficient level of protection. The standard contractual clauses can be found via the following link: [http://ec.europa.eu/justice/data-protection/international-transfers/transfer/index\\_en.htm](http://ec.europa.eu/justice/data-protection/international-transfers/transfer/index_en.htm).

The personal data that is collected and stored is exclusively used by companies within the ASSA ABLOY group, except in the following cases where we may submit the data to third parties:

- When required by law;
- To a buyer or a potential future buyer of our business, and/or;
- To service providers appointed by ASSA ABLOY who provides services connected to this website or its functions, but only to the extent it is necessary in order to provide these services – for example our supplier of debit card services to process your payments through this website, provider(s) of transport services so that they can deliver the products you buy and IT service provider(s) which hosts, develops and offers support for this website.

ASSA ABLOY will take measures to protect all personal data transferred to such third party, or that has been transferred to other countries, in accordance with applicable data protection laws and as stated above.

### **For how long will ASSA ABLOY store your personal data?**

ASSA ABLOY stores the personal data as long as it is necessary to fulfil the purpose for which the data has been collected. This means that ASSA ABLOY deletes your personal data when such data is no longer necessary to process a request, an order or to administrate your account or our client relationship. Statistics which has been anonymised may be saved thereafter.



## Information and access rights

You may at any time request the rectification or erasure of your personal data. Please note however that deletion could mean that your account expires. You have the right to request a copy of your personal data from our record. You have the right to request a limitation of the use of your personal data (for example if you deem the data to be incorrect) or the termination of use of your personal data. You are entitled to request the personal data used to process an order, to administrate your account or our client relationship in a machine-readable format which you are entitled to transfer to another data controller.

ASSA ABLOY AB is responsible for the processing of your personal data, and requests to exercise your rights as stated above shall be addressed to ASSA ABLOY AB, ATTN: Director – BIM Technologies. (Email contact: [openingsstudio@assaabloy.com](mailto:openingsstudio@assaabloy.com).)

If you have a complaint regarding the processing of your personal data by ASSA ABLOY you are entitled to report such dissatisfaction to the Swedish Data Protection Authority (Datainspektionen), the supervisory authority for the personal data processing of ASSA ABLOY.



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