

TrollFREE

NO PATENT EXTORTION LEGAL SERVICE CONTRACT SUMMARY

BENEFITS

On a pre-paid basis, bank subscriber receives:

- If sued, experienced outside counsel provides initial evaluation of infringement and validity issues suitable for delivering to upper management and/or Board. No limits as to number per Plan Year.
- Experienced outside counsel provides representation on one IP license per Plan Year with particular emphasis on indemnity provisions.
- If warranted by a contract, experienced outside counsel will draft and sign indemnity demand letter. No limits as to number per Plan Year.
- If received, experienced outside counsel will review, comment upon, and recommend initial response to any letter-type demands. No limits as to number per Plan Year.
- Information sharing. Reasonable efforts to inform subscribers sued but not yet served.
- Reasonable efforts to put similarly accused and/or similarly indemnified subscribers in touch with one another.
- An automatic 15% fee discount on any engagement of plan counsel for additional services and, if mutually agreed, a non-hourly fee agreement.

EXCLUSIONS

- With regard to patent infringement claims asserted against you, the plan provides only the specific services described. It is not insurance and does not provide a defense or any sort of indemnity.
- Payments of any sort, including but not limited to, costs of defense, damages and penalties of any kind.

FEES

- \$3,500 annual flat fee.

DISCLAIMER

- This is only a summary of the Legal Service Contract with Troll Free, Inc. This summary is in no way intended to be a substitute for your independent review of the full Legal Service Contract with Troll Free, Inc. with professional advisors of your own if you so choose.

PROBLEM

During 2015, more than a hundred patent infringement claims were asserted against banks in the Eastern District of Texas alone. These claims accuse core customer-service functions like:

- Online Banking
- Mobile Banking/Bill Pay
- Text Banking
- Statement/ Notice/Delivery Mode Election
- Transaction Verification and Security
- Imaging/Mobile Deposit

SOLUTION

At the direction of TBA's Board of Directors and with the assistance of Steve Ravel — Kelly, Hart & Hallman LLP — TBA staff utilized the perspectives of several banks and bankers to develop a cost-effective solution to the problem.