

# **Claris Commercial Hosting FAQ**

# What is "Claris Commercial Hosting"?

"Claris Commercial Hosting" means services you provide that make the Claris FileMaker Platform available to your customers from one or more data centers via the Internet or a network on a rental, subscription, or services basis, whether or not you receive a fee.

# Can I provide Claris Commercial Hosting?

Yes. Claris currently allows customers to provide Claris Commercial Hosting subject to the restrictions described in the applicable End User License Agreement ("EULA") and this FAQ.

# Which Claris volume license programs allow Claris Commercial Hosting?

Claris's perpetual Volume License Agreement (VLA) and Annual Volume License Agreement (AVLA) including both the User License and the Concurrent Connections License allow Claris Commercial Hosting. Claris's Site License Agreement (SLA) and Annual Site License Agreement (ASLA) prohibit Claris Commercial Hosting. (For example, a Licensee under the SLA or ASLA program can have a third-party IT provider host their own solutions for them; however, the Licensee of the SLA or ASLA cannot use the software under their SLA or ASLA to host a solution for a third party.)

# If I use Claris FileMaker Server for commercial hosting, can I support multiple customers at a time using a single license of Claris FileMaker Server?

# **Claris FileMaker Server**

No, as the EULA (version 15- version 2023) states, "If you provide commercial hosting, you may only allow one customer to access each Software license. You must obtain at least one FileMaker Server Software license for each customer that you provide hosting services."

For clarification, "Solution Bundle Hosting" does not fall under the Claris Commercial Hosting restriction. Solution Bundle Hosting is where a hosting company has developed and manages a single solution and is offering that same solution to multiple end users. The hosting company must be both the solution administrator and the server administrator. End Users cannot access the Operating System (OS) or the FileMaker Admin Console and cannot modify the solution or install any plug-ins. The hosting company is responsible for adequate security measures and user credential management.

# Can I license the Claris FileMaker Platform in my name for commercial hosting for my end user customers?

No. The Claris FileMaker Platform needs to be licensed by end user customers who use the Claris FileMaker software. Claris FileMaker licenses prohibit the transfer of the licenses without consent from Claris. Therefore, hosting companies may not allow different customers to use the same Claris FileMaker software licenses or transfer Claris FileMaker licenses between different customers. As an exception, Claris allows SBA customers to support different customers over time using the same annual Claris FileMaker licenses. SBA customers are required to report their end customers to Claris, and SBA customers must track and monitor software compliance by their end users in compliance with the SBA agreement.

#### Can I provide Claris Commercial Hosting using Citrix, Remote Desktop Services or related technologies?

Yes. Claris allows hosting companies to use Citrix, Remote Desktop Services (formerly Terminal Services) or related technologies as permitted in the applicable EULA, provided that each named user using these technologies is a licensed end user of Claris FileMaker software. Claris licenses prohibit the transfer of the licenses without Claris's consent.

For example, if a company has 25 employees who need access to Claris FileMaker software through Citrix, but the customer only has 10 Claris FileMaker user licenses, this customer cannot allow all 25 employees to access Claris FileMaker at different times. The Claris FileMaker user License end user software license terms prohibit concurrent usage. In this case, the customer must order 25 Claris FileMaker user licenses to allow 25 employees to access Claris FileMaker through Citrix.

As an exception, SBA customers are permitted to license the Claris FileMaker licenses directly and transfer the licenses as permitted under the SBA agreement.

#### Are there additional requirements for providing Claris Commercial Hosting in Japan & Korea?

Yes. Customers who want to provide Claris Commercial Hosting in these countries should contact their local Claris office for rules and requirements. Claris requires these customers to enter into a separate hosting agreement with reporting and other requirements.

#### How does Claris Commercial Hosting work with Claris FileMaker Cloud?

Hosting companies must purchase a separate Claris FileMaker Cloud instance for each customer in accordance with the Claris FileMaker Cloud EULA, except when providing Solution Bundle Hosting as described above.

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