User License Agreement for Digital Archive of Southern Speech For-Profit Member Agreement (LDC2012S03)

Application by an Organization to use Digital Archive of Southern Speech (LDC2012S03) distributed by the Linguistic Data Consortium (LDC)

______________________________ ("User"), an organization engaging in language education, research and technology development agrees to use the data designated as Digital Archive of Southern Speech (LDC2012S03) (the “Data”) and distributed by the LDC subject to the following understandings, terms and conditions.

1. Permitted and Prohibited Uses

1.1. The Data may only be used for linguistic education, research and technology development.

1.2. User shall not publish, retransmit, display, redistribute or reproduce the Data in any form, except that all fair use rights under U.S. copyright law are reserved and User may include limited excerpts from the Data in articles, reports and other documents describing the results of User’s linguistic education, research and technology development.

1.3 User may include analyses based on the Data in their products, including commercial products, except that outright inclusion of the Data itself, or portions thereof, shall be preceded by execution of a commercial license between on one side the American Dialect Society (“ADS”) and the University of Georgia Research Foundation (“UGARF”) and on the other, the User intending to make such commercial use.

2. Copyright Notice and Disclaimer

2.1. The Data is the property of ADS, UGARF and the Board of Regents of the University System of Georgia by and on behalf of the University of Georgia and is protected by applicable copyright law. In no event shall User publish, retransmit, display, redistribute, or otherwise reproduce any or all of the Data in any format to anyone, except as allowed in Section 1 of this agreement.

2.2. USER ACKNOWLEDGES AND AGREES THAT DIGITAL ARCHIVE OF SOUTHERN SPEECH (LDC2012S03) IS PROVIDED ON AN "AS-IS" BASIS AND THAT LDC AND ITS HOST INSTITUTION THE UNIVERSITY OF PENNSYLVANIA MAKE NO REPRESENTATIONS OR WARRANTIES OF ANY KIND, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO IMPLIED WARRANTIES OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, OR CONFORMITY WITH WHATEVER DOCUMENTATION IS PROVIDED. IN NO EVENT SHALL LDC OR ITS HOST INSTITUTION BE LIABLE FOR SPECIAL, DIRECT, INDIRECT, CONSEQUENTIAL, PUNITIVE, INCIDENTAL OR OTHER DAMAGES, LOSSES, COSTS, CHARGES, CLAIMS, DEMANDS, FEES OR EXPENSES OF ANY NATURE OR KIND ARISING IN ANY WAY FROM THE FURNISHING OF, OR USER'S USE OF, DIGITAL ARCHIVE OF SOUTHERN SPEECH (LDC2012S03).

For: ____________________________________
Signature: ________________________________
Date: ________________________________
Name: ________________________________
Title: ________________________________