



**October 2009 Bakeathon**

**October 5 - 9, 2009**

**Confidentiality Agreement**

This Confidentiality Agreement is intended to protect the participants in these tests and to ensure that any information relating to such tests is used solely to further the purpose of interoperability. It must be signed in order for your company to participate in the testing.

**TERMS AND CONDITIONS**

As a condition of participating in the October 2009 Bakeathon, sponsored by Sun Microsystems, Inc. located at 5300 Riata Park Court, Austin, TX. 78727 from October 5 to 9, 2009, (“Bakeathon”), the company identified below (“Participant”) agrees that any information about the performance, compatibility or test results relating to the products of any participant (“Information”) is the confidential and proprietary property of the respective owners of such products. In order to protect the confidentiality of the Information, the Participant agrees that it will not disclose any Information or report any problems encountered by any participant during the Bakeathon test period to any non-participant of Bakeathon. Participant further agrees not to use the Information for its own benefit or for purposes other than testing of products.

The confidentiality obligations of the Participant herein will not apply beyond one (1) year from the last day of Bakeathon, nor will such obligations apply to any Information which (a) is now or hereafter becomes generally known or available in the public domain through no fault of the Participant, (b) is knowingly furnished to others by its owner without restrictions on disclosure, (c) is received from a third party not under obligation to treat the Information as confidential, or (d) is independently developed by the Participant.

**ACCEPTANCE**

The obligation of confidentiality described above is expressly agreed to by the Participant. The individual signing below on behalf of the Participant warrants that he or she has been authorized to execute the Agreement on behalf of his or her company, and that the company agrees to the terms of this Agreement.

The foregoing is agreed to and accepted.

By:																							
Title :																							
Company Name:																							
Date:			/			/																	

Signature: \_\_\_\_\_

**IN ORDER TO RECEIVE A BADGE FOR ADMITTANCE INTO  
OCTOBER BAKEATHON 2009, YOUR COMPANY MUST COMPLETE THIS FORM.**

**(Only one form per company is required)**

**You may either email this form to Thomas Haynes or bring it to the October 2009 Bakeathon.**

**Email Address: [Thomas.Haynes@sun.com](mailto:Thomas.Haynes@sun.com)**