



# Swimlane's Fair Use Policies

## Policies for Action-based and User/Action-based licenses

**Swimlane's Fair Use Policy for Action-Based Usage:** The Fair Use Policy allows customers to exceed their purchased tier usage (actions, \*Hero AI prompts, storage records, etc.) a specified number of times before requiring the purchase of more capacity, as set forth below.

**Swimlane's Fair Use Policy for User-Based Usage:** The Fair Use Policy allows customers to exceed their purchased tier usage (users, actions, \*Hero AI prompts, storage records, etc.) a specified number of times before requiring the purchase of more capacity, as set forth below.

"Named User" means a uniquely identifiable individual authorized to access and use Swimlane. A single "Named User" may be assigned more than one license or entitlement type; however, licenses may not be shared, transferred concurrently, or otherwise used by more than one Named User at any given time.

**Swimlane's Fair Use Policy for Event-Based Usage:** The Fair Use Policy allows customers to exceed their purchased tier usage (\*Hero AI prompts, events, storage records, etc.) a specified number of times before requiring the purchase of more capacity, as set forth below:

Events are assumed to average fewer than 100 actions per event per day. Action usage higher than this amount requires the customer to purchase more events.

\*Hero AI prompts are limited to an average not to exceed 50,000 combined input and output tokens per prompt per day. Token usage higher than this amount requires the customer to purchase more prompts.

## Overage Definitions:

### Instance overage:

- Customers may not exceed 25% beyond the purchased daily license amount more than four (4) times per calendar month. At the beginning of the fifth instance of excess usage, the customer must choose to pay overage (the price difference between the purchased usage and actual usage for one month) at the list price or purchase additional licensed capacity.

### Sustained overage:

- Customers who sustain usage over 10% of their purchased license amount for any 5 consecutive days in a quarter must purchase additional licensed capacity. Any additional days over their purchased license, the customer must pay overage (the price difference between the purchased usage and actual usage for one month) at list price or purchase additional licensed capacity.

### Overage Pricing Adjustment:

- All invoiced overages will incur a 10% uplift from the pricing set forth in the current license agreement.



**Swimlane's Fair Use Policy for the Vulnerability Response Management (VRM) solution on Asset-based Pricing:** Customers using the Vulnerability Response Management (VRM) solution are limited to 15,000 Actions and 5,000 Playbook Runs per Asset per Year.. Playbook Runs are visible in the Swimlane Turbine Usage page for customers to review. Customers exceeding 15,000 Actions or 5,000 Playbook Runs per Asset per Year will be required to purchase additional capacity.

**Swimlane's Fair Use Policy for the Compliance Audit Readiness (CAR) solution:** Customers using the Compliance Audit Readiness (CAR) solution are limited to 250 Events per Day. Events are visible in the Swimlane Turbine usage page for customers to review. Customers exceeding 250 Events per day will be required to purchase additional capacity.

**Swimlane's Fair Use Policy for Multiple Starter and Starter Plus (+) Bundles:** Starter and Starter Plus bundles operate separately. Customers purchasing multiple Starter and Starter Plus (+) bundles are limited to the User count purchased for each bundle they purchase, and Users purchased as part of Starter Tier bundles are not aggregated. For example, if a customer purchases Vulnerability Response Management (VRM) for 5 users and Compliance Audit Readiness (CAR) with 5 users, they are entitled to 5 named User accounts, not 10.

Capitalized terms not defined herein are defined in the Swimlane Turbine User's Guide at <https://docs.swimlane.com/> or on our website Legal page located at <https://swimlane.com/legal/>