



ACCEPTABLE USE POLICY

This document sets forth the North Atlantic Internet Inc. (LLC), hereafter "NAIL," Network Abuse & Acceptable Policy ("Policy") and supersedes any other written or oral policy. NAIL may modify this Policy from time to time as reasonably required. The provisions of this Policy are intended as guidelines and are not meant to be exhaustive. Any activity or conduct that violates law, regulations or the accepted norms of the Internet community or may harm NAIL 's facilities, reputation, goodwill or customer relations, whether or not expressly mentioned in this Policy, is strictly prohibited. NAIL reserves the right at all times to revise its Network Abuse Policy and to take appropriate steps to address violations of that Policy as outlined in Section V herein.

I. SYSTEM AND NETWORK SECURITY

It is NAIL's goal to: (1) protect network resources, (2) preserve the privacy and security of NAIL' networks, (3) preserve the privacy and security of NAIL's customers' networks, and (4) maximize the utility of NAIL and the Internet.

1. Customers may not: (i) tamper with other customer accounts, (ii) commit unauthorized intrusion into any part of NAIL's network or systems; or (iii) use any of NAIL's machines, files, accounts, or systems to intrude without authorization into any other network.
2. Customer may not use NAIL services not included in Customer's account, nor circumvent security (or assist others to circumvent security) in order to access services for which the person accessing those services has not entered into a binding agreement with NAIL This includes, but is not limited to, the scanning of NAIL's or other networks with intent to breach and/or evaluate security.
3. Customer may not use NAIL's network or systems in a manner that encumbers disk space, processors or other system resources beyond those allowed by Customer's specific type of account.
4. The use or attempted use of Internet services or systems without authorization is strictly prohibited. This includes, but is not limited to, password cracking, defrauding others into releasing their passwords, denial-of-service attacks (sending packets with an illegal packet size, UDP flooding, ping-flooding, half-open TCP connection flooding, etc.). Additionally, Customers may not use programs, scripts, commands, or otherwise send messages with the intent to interfere with a user's terminal session.

II. UNLAWFUL, HARMFUL OR OFFENSIVE COMMUNICATIONS

It is a violation of this policy for Customer knowingly to use the facilities or services of NAIL, including any of NAIL's Internet access, web site hosting and web site design services, to create, transmit, post or otherwise make available through the Internet any material that is unlawful, abusive or harmful to NAIL's facilities, customers, goodwill or reputation. Communications prohibited by this Policy include, but are not limited to materials that infringe copyright, trademark or other intellectual property; obscenity, indecency, or child pornography; and defamatory communications. Although it is not NAIL's policy to monitor, censor or edit information made available through the use of its facilities, NAIL reserves the right to take appropriate action, as described in Section VI herein, when it becomes aware of transmissions, postings or other communications that violate this Policy.

III. E-MAIL

1. Customer may not send unsolicited, commercial e-mail to any other customer account that has not specifically requested such information or that causes complaints from the recipients of such unsolicited e-mail. NAIL services may not be used to send unsolicited advertising messages to other network users. Customer may not flood/spam newsgroups with commercial or non-commercial postings.
2. Customers may not continue to send commercial e-mail to a recipient if recipient has requested that Customer discontinue such communication. Any use of NAIL property for the composition, distribution, or collection of bulk e-mail, abusive e-mail, or any form of unsolicited, commercial e-mail is strictly prohibited.

3. NAII prohibits the transmission of e-mail to non-consenting recipients that is harassing, libelous, defamatory, threatening, abusive or hateful.
4. The forwarding or propagation of chain letters of any type (including charity requests or petitions for signatures) is prohibited.
5. "Mail-bombing" (i.e. flooding a user site with large or numerous e-mail messages) is strictly prohibited. Customers may not forge header information.
6. NAII prohibits the use of Customer's account, or network connection, to collect replies of messages sent from any other provider that violate the rules of this Policy or those of the originating provider.
7. This Policy also applies to other means of Internet-based transmissions, including without limitation to Internet fax or Internet phone.

IV. USENET

1. NAII may provide Customers with uncensored newsfeed. NAII does not control newsgroup content nor is NAII responsible for postings by NAII's Customers.
2. It is the responsibility of those persons who post messages to determine a newsgroup's etiquette. Customers that submit content to newsgroups should refrain from posting advertisements or other messages that are not expressly permitted by a newsgroup's charter of Frequently Asked Questions. Message posters are expected to submit messages relevant to the newsgroup's topic and agree not to submit the same message to large numbers of forums or newsgroups.
3. Customers are prohibited from forging header information and from posting chain letters of any type.
4. Customers may only post binary files to newsgroups designed for that purpose.
5. Customers may not cancel or supersede a posting of a message other than their own unless they serve as newsgroup moderators in the performance of their on-line responsibilities.
6. NAII prohibits the use of Customer's account, or network connection, to collect replies of messages sent from any other provider that violates the rules of this Policy or those of the originating provider.

V. INTERNET RELAY CHAT (IRC)

While NAII does not maintain an IRC server, Customers may use their Internet connection to access the server of another provider. In either case, Customers are obligated to abide by the rules set forth by the applicable provider and to follow proper IRC etiquette.

VI. ENFORCEMENT

NAII's procedure is to deal with each net abuse case on an individual basis. Based on an investigation and a determination of the nature and severity of the abuse, NAII may take immediate action, without prior notice, against any party or parties found in violation of this policy. Such action may include, but is not limited to, blocking of access to particular web sites, newsgroups or other material found to violate the Network Abuse Policy, or termination of Customer's service with NAII. Customer agrees that it will take appropriate action against persons who obtain Internet access or other Internet based services from Customer and who violate NAII's Network Abuse Policy. Customer further agrees that it will cooperate fully with NAII in any actions taken by NAII to enforce this Network Abuse Policy.