

BAREIS MLS® Rules and Regulations Revisions Effective 04-21-17

Ownership of MLS Data and Copyrights

4.3 License to Access the MLS Database. Through maintaining active membership in BAREIS, each Member is granted a non-exclusive, non-transferable license to access the MLS Database, without the right to sublicense. The license granted to an active Member provides only the right to use the MLS Database in accordance with these Regulations and the Bylaws. *In no event shall a Member disassemble, reassemble, decompile, recompile, reverse engineer, or in any other manner seek to modify, misappropriate, misuse or translate any software (whether source code or object code) incorporated in the MLS Database, or that is used to manage, manipulate or display the MLS Data or any aspect thereof, nor attempt to do any of the foregoing, nor permit or assist any other Person to undertake or engage in any such activities.* (Rev. 04-21-17)

Preservation, Confidentiality, Display, Use and Downloading of MLS Data

12.5 Use of Listing Broker's *Own Listing* Data. Nothing in these Regulations prohibits a Broker Participant from transmitting, or re-transmitting electronically, or by any other means, ~~his, her or its own listing data to any person~~ *Listing Broker's Own Listing Data to any Person.* (Rev. 04-21-17)

Definitions

“Listing Broker” means a Broker Participant who has obtained a written listing agreement by which such Broker has been authorized to act as an agent to sell, lease or exchange real property or to find or obtain a Buyer, lessee or exchangee pursuant to California Civil Code § 1086. Whenever these Regulations refer to a “Listing Broker,” the term shall include any Subscriber acting for the Listing Broker, but shall not relieve the Listing Broker of responsibility for the act or for conforming to the Regulation specified. *A Listing Broker's “Own Listing Data” means, and shall be limited to, the listing data that is actually input into the MLS Data by the Listing Broker or the Listing Broker's authorized agent.* (Rev. 04-21-17)

“MLS Database” means BAREIS' copyrighted BAREIS MLS® database and computer software *used in connection therewith*, whether in tangible or electronic form, in whole or in part, *regardless of whether created or conceived by, or licensed by or to, BAREIS,* including all copyrighted Media in such database.