

API Antitrust Guidelines

It is API's policy to comply with the antitrust laws. API staff and API committee participants should observe the following guidance:

- No discussion or forecasting of prices for goods or services provided by or received by a company.
- No sharing or discussing any company's confidential or proprietary information.
- No discussion of a company's specific purchasing plans; merger/divestment plans, production information, inventories or costs.
- No sharing or discussion of specific company compliance cost, unless publicly available.
- No agreement or discussion regarding the purchase or sale of goods or services (such decisions are independent company decisions).
- No discussion of how individual companies intend to respond to potential market/economic scenarios or government action; discussion limited to generalities.
- No disparaging remarks and no promotional remarks regarding specific vendors, products or services.

If a discussion presents an antitrust issue, raise your concern immediately. If the discussion continues, announce that you are leaving the meeting because you have an antitrust concern, and immediately report your concern to API's Office of the Chief Legal Officer and to your company's own counsel. This Reference is not a comprehensive summary of antitrust issues, nor is it a substitute for legal advice. Antitrust issues should be raised with API's Office of the Chief Legal Officer and/or the member company's own antitrust counsel.

API Standards Meetings

API standards meetings, or others, are open to all interested parties. By participating in these meetings, and the standardization process, you agree:

- 1) to fully comply with API's policies and procedures governing standards and antitrust concerns,
- 2) that once balloted and approved by API, API shall have a non-exclusive, perpetual, royalty-free worldwide license to use any materials submitted by the participant for use in the standard, including creation of any derivative works that will be solely owned by API,
- 3) you will NOT provide any material that will violate the rights of any third parties, including, but not limited to, patents, copyrights, trade secrets, and trademarks,
- 4) NOT to provide any technical information or other materials that would violate U.S. export control laws,
- 5) to disclose the existence of any patented technologies in the material that you provide, including on-line submissions,
- 6) you will NOT make audio, video recordings, or take screen shots of API meetings and content without the express written consent of all persons who will be presenting their content, and
- 7) you must act professionally and comply with your company's code of conduct at all times.